Shire of Perenjori

MINUTES

Ordinary Meeting

16th September 2010

Held in the Shire of Perenjori Council Chambers, Fowler Street, Perenjori on the 16th September 2010, commencing at 1.30pm

Table of Contents

10091 PRELIMINARIES .................................................................................................................. 3
  10091.1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS ......... 3
  10091.2 OPENING PRAYER ................................................................................................. 3
  10091.3 DISCLAIMER READING ......................................................................................... 3
  10091.4 RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE ...... 3
  10091.5 PUBLIC QUESTION TIME .................................................................................... 3
  10091.6 PETITIONS / DEPUTATIONS / PRESENTATIONS ........................................... 3
  10091.7 NOTATIONS OF INTEREST ............................................................................... 3
  10091.8 APPLICATIONS FOR LEAVE OF ABSENCE .................................................... 4
  10091.9 CONFIRMATION OF MINUTES ....................................................................... 4
  10091.10 ANNOUNCEMENTS BY PERSON PRESIDING WITHOUT DISCUSSION ...... 4
  10091.11 MATTERS FOR WHICH MEETING MAY GO BEHIND CLOSED DOORS ...... 4

10092 FINANCE ......................................................................................................................... 5
  10092.1 MONTHLY STATEMENT OF FINANCIAL ACTIVITY ........................................ 5

10093 HEALTH BUILDING & PLANNING ............................................................................ 7
  10093.1 FOOD ACT 2008 – APPOINTMENT OF AUTHORISED OFFICER .................... 7
  10093.2 UPGRADE OF FOOD BUSINESS – FOOD STANDARDS CODE ................. 9

10094 PLANT & WORKS ......................................................................................................... 12

10095 GOVERNANCE .............................................................................................................. 13
  10095.1 OFFICE CLOSURE – CHRISTMAS/NEW YEAR PERIOD .................................. 13
  10095.2 COUNTRY SHIRE COUNCILS ASSOCIATION ................................................. 15
  10095.3 RURAL WATER COUNCIL REPRESENTATION ............................................. 17
  10095.4 NORTH EAST FARMING FUTURES – PERENJORI REPRESENTATION......... 21
  10095.5 EYES ON THE STREET PROGRAM ..................................................................... 23
  10095.6 ROADWISE COMMITTEE ............................................................................... 25
  10095.7 MAIN ROADS SERVICES AGREEMENT ......................................................... 29
  10095.8 ROAD & TRANSPORT CONFERENCES ......................................................... 32
  10095.9 MAPPING IMPACTS OF GRAIN FREIGHT NETWORK ................................. 34
  10095.10 HARVESTING & VEHICLE MOVEMENT BANS .......................................... 40
  10095.11 KARARA MINING – EXEMPTION FROM TOTAL FIRE BAN PROVISIONS ... 43
  10095.12 OWNERSHIP OF NEW BORES ....................................................................... 47
  10095.13 RENAMING OF OLD WELL ROAD IN LATHAM ............................................. 49
  10095.14 SETTING ENVIRONMENTAL OBJECTIVES .................................................... 55
<table>
<thead>
<tr>
<th>Item No.</th>
<th>Agenda Item</th>
</tr>
</thead>
<tbody>
<tr>
<td>10095.15</td>
<td>YARRA YARRA CATCHMENT REGIONAL COUNCIL – CEO APPOINTMENT</td>
</tr>
<tr>
<td>10095.16</td>
<td>OFFER TO PURCHASE 60 DOWNER STREET</td>
</tr>
<tr>
<td>10095.17</td>
<td>SALE OF RESIDENTIAL LAND</td>
</tr>
<tr>
<td>10095.18</td>
<td>LEASE OF RAILWAY BARRACKS</td>
</tr>
<tr>
<td>10096</td>
<td>OTHER BUSINESS</td>
</tr>
<tr>
<td>10096.1</td>
<td>INFORMATION BULLETIN – TABLED IN THE COUNCIL CHAMBERS</td>
</tr>
<tr>
<td>10096.2</td>
<td>MOTIONS OF WHICH DUE NOTICE HAVE BEEN GIVEN</td>
</tr>
<tr>
<td>10096.3</td>
<td>QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN</td>
</tr>
<tr>
<td>10096.4</td>
<td>URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION</td>
</tr>
<tr>
<td>10096.5</td>
<td>MATTERS BEHIND CLOSED DOORS</td>
</tr>
<tr>
<td>10096.6</td>
<td>DATE OF NEXT MEETING / MEETINGS</td>
</tr>
<tr>
<td>10096.7</td>
<td>CLOSURE</td>
</tr>
</tbody>
</table>
Shire of Perenjori
Ordinary Meeting
MINUTES 16th September 2010

10091 PRELIMINARIES

10091.1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS
Cr King officially opened the Ordinary Council Meeting at 1.30pm

10091.2 OPENING PRAYER
Cr Butler led Council in the opening prayer,

10091.3 DISCLAIMER READING

10091.4 RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE
Present:
Cr Chris R King
Cr Laurie C Butler
Cr Graeme K Reid
Cr John A Bensdorp
Cr Jenny H Hirsch
Cr Cathy M Johnston
Cr Rodney P Desmond
Cr Robyn A Benton
Stan Scott - Chief Executive Officer
Garry Agnew – Director of Developmental Services
Ken Markham – Works Supervisor
Kimberley Wheeler – Executive Assistant

Apologies/Leave of Absence:
Cr John R Cunningham
Doug Stead – Deputy Chief Executive Officer

10091.5 PUBLIC QUESTION TIME
Nil

10091.6 PETITIONS / DEPUTATIONS / PRESENTATIONS
Nil

10091.7 NOTATIONS OF INTEREST
Nil

Financial Interest – Local Government Act s 5.60A
Proximity Interest – Local Government Act s 5.60B
Interest Affecting Impartiality – Shire of Perenjori Code of Conduct.
10091.8 APPLICATIONS FOR LEAVE OF ABSENCE
Nil

10091.9 CONFIRMATION OF MINUTES

Minutes of Ordinary Council meeting held 19th August 2010 are attached.

COUNCIL RESOLUTION

Moved: Cr R A Benton \nSeconded: Cr J H Hirsch

That the minutes from Ordinary Council Meeting held on the 19th August 2010 are accepted as a true and accurate record subject to below amendment

- Page 36 – ‘Stationary’ in the heading to be changed to “Stationery”

Carried: 8/0

10091.10 ANNOUNCEMENTS BY PERSON PRESIDING WITHOUT DISCUSSION
Nil

10091.11 MATTERS FOR WHICH MEETING MAY GO BEHIND CLOSED DOORS
Nil
Shire of Perenjori

Ordinary Meeting

MINUTES

16th September 2010

10092 FINANCE

10092.1 MONTHLY STATEMENT OF FINANCIAL ACTIVITY

APPLICANT: DEPUTY CEO
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: LEAH LEOPOLD – SENIOR FINANCE OFFICER
RESPONSIBLE OFFICER DOUG STEAD - DCEO
REPORT DATE: 09th SEPTEMBER 2010
ATTACHMENTS AUGUST FINANCIAL ACTIVITY REPORTS

Executive Summary:

As required by the Local Government Act and Financial Management Regulations a Monthly Statement of Financial Activity is required to be presented to each monthly meeting. This statement is used with Councils adopted 10% variance or $5000 figure which was adopted by Council at its July meeting. A report detailing the variances is also included.

Other Financial statements are also attached as per the Finance Committee preferences.

Statutory Environment: N/A
Policy Implications: N/A
Financial Implications: N/A
Strategic Implications: N/A
Consultation: N/A

UHF Haines Norton

Voting Requirements: Simple Majority

Officers Recommendation:

1. Statement of Financial Activity
   That the Statement of Financial Activity for the period ended 31st August 2010 including report on variances be accepted as presented.

2. Finance Report
   That the Finance Report for the period ended 31st August 2010 be accepted as presented.

3. Acquisition of Assets
   That the Acquisition of Assets Report for the period ended 31st August 2010 with a balance of $345,602.0 as presented be received.
4. Reserves Report
That the Reserves Report for the period ended 31st August 2010 with a balance of $916,668.81 as presented be received.

5. Net Current Assets
That the Net Current Assets report for the period ended 31st August 2010 as presented be received.

6. Bank Reconciliation's
That the balances of the Municipal Fund of $184,072.45 and the Trust Fund of $41,206.37 as at 31st August 2010 as presented be received.

7. Sundry Creditors Report
That the Sundry Creditors Report for the period ended 31st August 2010 with a balance of $468,036.84 as presented be received.

8. Sundry Debtors Report
That the Sundry Debtors Report for the period ended 31st August 2010 with a balance of $363,735.24 as presented be received.

9. Accounts for Payment
That the Accounts for payment for the Municipal Account consisting of Cheque Numbers 17605 to 17629 and EFT Numbers 1870 to 1931 for $463,780.66 and the Trust Account consisting of Cheque Number 794 and EFT Numbers 1925 to 1932 for $995.90 for the period ended 31st August 2010 as presented be accepted.

10. Rates Outstanding
That the Rates Outstanding Report for the period ended 31st August 2010 with an outstanding balance of $36,490.00.

COUNCIL RESOLUTION
Moved: Cr LC Butler           Seconded: Cr C M Johnston
That Items 1-10 relating to the Financial Activity Reports ended 31st August 2010 be accepted.

Carried: 8/0
Executive Summary:
Appointment of Director Development Services as Authorised Officer under the Food Act 2008.

Comment:
Council is aware of the promulgation of the new Food Act 2008. Division 3 of the Food Act 2008 (Appointment of Authorised Officers) states:

Section 122 Appointment of authorised officers
(1) An enforcement agency may appoint a person to be an authorised officer for the purpose of this Act if -

(a) the enforcement agency, having regard to any guidelines issued by the CEO under subsection (2), considers the person has appropriate qualifications and experience to perform the functions of an authorised officer; or

(b) the person holds office as an environmental health officer under the Health Act 1911.

Food Act, Part 2 – Interpretation
Enforcement Agency means –

(a) the CEO;

(b) a local government; or

(c) a person or body, or a person or body within a class of persons or bodies, prescribed by the regulations for the purposes of this definition.

As a gazetted Environmental Health Officer under Section 28 of the Health Act 1911 appointed by Council pursuant to Section 27 of the Health Act 1911 the new Food Act 2008 now requires that I am also formally appointed as an Authorised Officer under it.

Section 23 - Certificate of authority

(1) An enforcement agency must provide each authorised officer appointed by the agency with a certificate of authority as an authorised officer;

(2) The certificate of authority must –

(a) state that it is issued under the Food Act 2008;
(b) state the name, bear a photograph and the person’s signature of the person to whom it is issued;
(c) state the date;
(d) any conditions; and
(e) bear the signature of the person by whom it has been issued.

(3) An authorised officer is required to produce the certificate of authority –
(a) if asked to do so by the proprietor of a food business whose premises are entered by the authorised officer; or
(b) if asked to do so by a person whom the authorised officer requires to produce anything or to answer any questions.

Without formal appointment by Council as an Authorised Officer under the Food Act 2008 legal application of the provisions of the Food Act 2008 is limited.

Statutory Environment:
Food Act 2008

Policy Implications:
Nil

Financial Implications:
Nil.

Voting Requirements:
Simple

Officers Recommendation:
Garry James Agnew, Director Development Services (Principal Environmental Health Officer) is hereby appointed as an “Authorised Officer” for the Shire of Perenjori pursuant to Section 122 of the Food Act 2008.

COUNCIL RESOLUTION
Moved: Cr J H Hirsch  
Seconded: Cr C M Johnston
Garry James Agnew, Director Development Services (Principal Environmental Health Officer) is hereby appointed as an “Authorised Officer” for the Shire of Perenjori pursuant to Section 122 of the Food Act 2008

Carried: 8/0
Executive Summary:

Council is asked to consider a report covering the structural and facility standard the food business operated at the Perenjori Sports Club

Comment:

The Perenjori Sports Club Committee and Council have been aware for a considerable time that the Club’s food handling areas are in need of a major upgrade; and that that upgrade has been, in the past, postponed by the Club Committee because of funding constraints. To this end a Project Submission was prepared by Eastman, Poletti, Sherwood in December 2008 for funding through the Regional and Local Community Infrastructure Program Strategic Projects 2008-2009 – that submission was unsuccessful.

As the issue has surfaced again I understand that the Perenjori Sports Club Committee is preparing another application to seek external grant funding for the upgrade of the Sports Club kitchen. Notwithstanding, it is time to accept internal responsibility as upgrade towards compliance with the minimum requirements of the Food Standards Code cannot solely rely on a future chanced success for external grant funding.

Further, whilst the Perenjori Sports Club kitchen remains in its current state there is a risk that the Club could be formally directed (Ordered) to conform to the requirements of the Food Standards Code within a set period of time; and failure to do so might result in the kitchen’s closure to the public because of public health concerns. Additionally, without major upgrade to the kitchen the Perenjori Sports Club may not be able to take advantage of opportunities that might come its way as a result of the upsurge in mining activity in the area.

With the promulgation of the new Food Act 2008 it is now obligatory for all food businesses to notify the enforcement agency (local government) in writing that they plan to or currently conduct a food business. Once notified Section 110 (6) of the Food Act 2008 requires the enforcement agency to issue a Certificate of Registration of a Food Business in respect of which the registration is granted and sets out any conditions to which the registration is subject.
This statutory requirement obligates the enforcement agency to ensure that food premises are compliant with Food Safety Standards Code or are subject to specified improvement/upgrade conditions – the process is open with legislated accountability.

Council is informed that pursuant to the *Food Act 2008* the Perenjori Sports Club has notified the Shire (Food Act 2008 Enforcement Agency) via the Food Act 2008 Notification/Registration Form. Consequently a further inspection of the food premise has been conducted and a report prepared - see Attachment 10094.2a.

It is advised that, in terms of the Food Standards Code, the current status of the food preparation areas within the Perenjori Sports Club is low and non-compliant.

Generally, the following list identifies those matters in need of attention.

1. All internal ceiling and wall surfaces require upgrading throughout to be impervious to water, smooth, even, unbroken and free of buckles, or ledges, fixing screws, open joint spaces, cracks and crevices.
2. Carpet in food storage areas must be removed and all concrete floor surfaces are to be sealed with epoxy resin or surfaced by heat welded polyvinyl sheeting coved at the wall junctions.
3. All work benches are to be assessed and where needed replaced with stainless steel benches that are moveable for cleaning of fixed in position and sealed to walls or with a 75mm separation for ease of cleaning – all lower shelves shall be 150mm above the floor for ease of cleaning.
4. Provide a hand washing basin that is located where it can be easily accessed by food handlers. The hand basin is to be connected to, or otherwise provided with, a supply of warm running potable water.
5. All items currently stored throughout the food preparation/storage areas that are not directly associated with the food preparation/storage/serving activity are to be removed (areas of the food premise are cluttered with unrelated, unnecessary and nonessential items/material).
6. Replace the small domestic exhaust hoods over cooking area with one that complies with AS 1668.2-1991.
7. Box type freezers and the like are to be placed on casters for ease of movement for cleaning.

A copy of the attached inspection report has been provided to Dean Soloman who I understand is to use it to support an application for external funding the Perenjori Sports Club Committee is currently preparing.

**Conclusion**

A meeting with the Perenjori Sports Club Committee is to be arranged to discuss the contents of the attached report and to clarify details/specifications for compliance. It is also anticipated that at this meeting a way forward will be agreed to via a staged works program.
Statutory Environment:

Food Act 2008
Food Standards Code
Australian Standard 4674-2004

Policy Implications:

Nil

Financial Implications:

Nil.

Voting Requirements:

Simple

Officers Recommendation:

Council acknowledges its statutory obligation as an “Enforcement Agency” under the Food Act 2008 and the importance of commencing a staged structural/facility program of upgrade to the food preparation/handling/storage areas within the Perenjori Sports Club building.

COUNCIL RESOLUTION

Moved: G K Reid  Seconded: Cr J H Hirsch
Council acknowledges its statutory obligation as an “Enforcement Agency” under the Food Act 2008 and the importance of commencing a staged structural/facility program of upgrade to the food preparation/handling/storage areas within the Perenjori Sports Club building.  

Carried: 8/0

1.56pm DDS Officer Garry Agnew left the meeting
Shire of Perenjori

Ordinary Meeting

MINUTES

16th September 2010

10094  PLANT & WORKS
Applicants Submission:

It is proposed that the Admin office is closed from Friday 24\textsuperscript{th} December 2010 and reopen on Wednesday 5\textsuperscript{th} January 2011.

The Public Holidays are Monday 27\textsuperscript{th} and Tuesday 28\textsuperscript{th} December 2010, Monday 3\textsuperscript{rd} and Tuesday 4\textsuperscript{th} January 2011. (The Tuesday 4\textsuperscript{th} January is a designated Local Government Public Holiday) Staff are entitled to the 2\textsuperscript{nd} January public holiday and can take it on the day it falls or during the year.

During the Budget Adoption Council Meeting the following was resolved in relation to the 5\% discount period:

\textit{``That a discount of 5\% be given on all current rates paid between the day following the first due date and close of business on 7\textsuperscript{th} January 2011.\textquotedblright}"

This will allow 2 working days following the office reopening for ratepayers to pay their rates before the discount period is closed.

Background:

The office has closed over the Christmas period for the last three years. Sufficient notice was given to the public and no negative feedback was received.

Statutory Environment:

\textit{Local Government Act 1995 S3.1} – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications: Nil
Financial Implications: Nil
Strategic Implications: Nil
Consultation: Nil
Comment: The closure will allow for Admin staff to have a decent break over Christmas and New Year and allow the taking of leave during this period. The closure will be again well advertised.

Voting Requirement Simple Majority
Officers Recommendation:
That the Shire of Perenjori Administration Offices be closed on Friday 24th December 2010 and reopen on Wednesday 5th January 2011.

COUNCIL RESOLUTION
Moved: Cr J A Bensdorp          Seconded: Cr C M Johnston
That the Shire of Perenjori Administration Offices be closed from Friday 24th December 2010 and reopen on Wednesday 5th January 2011.
Carried: 8/0

AMMENDMENT: The word 'on' changed to 'from' to confirm that the office will not be open on Friday 24th December 2010
Executive Summary:
A meeting convened on 4 August 2010 by Fitzgerald Strategies has formed a working group to consider options for improving country local government representation at state level. WALGA has responded to some of the issues raised.

Applicants Submission:
The meeting of 4 August 2010 raised the following issues:

- Lack of an effective country Local Government voice.
- Imbalance of country representation on WALGA State Council (urban/metro vs. rural).
- Lack of advocacy for rural Local Government.
- Inadequate secretariat understanding and/or support in providing explanatory comment to agenda items submitted by rural Local Governments.
- Lack of understanding of issues facing country Local Government

The agreed action from that meeting is as follows:

1. That this meeting form a working group to pursue a range of options to improve the representation of country local governments at a State level.
2. That this meeting confirm that the working group shall comprise the following persons:
   - Cr Megan Tuffley (Kent)
   - Ms Belinda Knight (CEO Woodanilling-admin support)
   - Mr Mike Fitz Gerald (Fitz Gerald Strategies)
   - Cr Jim Sullivan (Kulin)
   - Cr Will Scott (Mt Magnet)
   - Cr Phillip Blight (Wagin)
3. That the outcomes of this meeting be circulated to all country Shires in Western Australia to allow them the opportunity to comment and participate.

Background:
At its July Ordinary Meeting Council opted not to send a representative to the 4 August Meeting.

Statutory Environment:
Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.
Policy Implications: Nil
Financial Implications: Nil
Strategic Implications:
WALGA was formed in 2001 to unite a disparate range of representative local government organisations including the WA Municipal Association (WAMA) Country Shire Councils Association (CSCA) and Country Urban Councils Association.

Consultation:
The 4 August Meeting was attended by 50 people representing 22 Local Governments.

Comment:
One of the things emerging from the forum is a new bulletin board / discussion site through FitzGerald Strategies which may have some value.
Given the state of the structural reform debate it is probably surprising that there was not more engagement in the meeting.

Voting Requirements:
Simple Majority

Officers Recommendation:
That Council note these developments.
Executive Summary:
The Rural Water Council has updated its constitution and is inviting local governments to recommit to participation.

Applicants Submission:
The constitution of the Rural Water Council sets out its aims as:

The objects and purposes of the Association are:

(a) To endeavour to obtain equitable distribution state wide of funds for water supply improvement and minimise the difficulty caused by the inadequate domestic, spraying and stock water in dry land agricultural areas.

(b) To work with all relevant Government agencies, Water Advisory Groups and other stakeholders to encourage and support research and development to optimise alternative management and use of water supplies.

(c) To raise awareness of the need to maintain rural and town water supplies and infrastructure.

(d) To contribute to regional planning for the use of water resources in dry land agricultural areas.

(e) To represent the water needs of our member communities in dry land agriculture areas.

(f) To raise awareness of the need to effectively manage water resources.

Background:
Council has previously been a member of the Rural Water Council with John Carstairs as its nominated representative.

Statutory Environment:
Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications:
Nil

Financial Implications:
While membership is only $50 per year travel costs to attend meetings could be substantial.
Strategic Implications:
Council has previously advocated for the Maya Latham Farm Water Supply Scheme, but failed to gain any traction because of the scale and cost of the project. It would be timely to reinvigorate that project.

Consultation:
Nil

Comment:
Council will note from the letter that much of the focus of the Council is the wheatbelt. There are however issues emerging in the Mid West where the Rural Water Council could be a useful advocacy body for issues such as:
- Maya Latham Farm Water Supply Scheme
- Funding for townsite water harvesting; and
- Competing water applications from industry.

Voting Requirements:
Simple Majority

Officers Recommendation:
That Council join the rejoin the Rural Water Council and nominate a delegate to attend meetings.

COUNCIL RESOLUTION
Carried: Cr R A Benton Seconded: Cr G K Reid
That council join the Rural Water Council and advertise for a community delegate to attend meetings
Carried: 8/0
INVITATION TO JOIN RURAL WATER COUNCIL

In 2008 the Rural Water Council undertook a review of its aims and operations. Feedback from local government as part of this review indicated sufficient support for the Group to continue. Areas which were highlighted as ones in which the Group could play an important role included:

- Advocacy and lobby to Government to ensure that effective allocations of funding are made to continue the upgrade of water projects;
- Ensuring that water infrastructure is maintained to an appropriate standard; and
- Providing a link into Government Departments and Agencies.

Following the review of its operations, the Group updated its aims –

1) To endeavour to obtain equitable distribution state wide of funds for water supply improvement and minimise the difficulty caused by the inadequate domestic, spraying and stock water in dry land agricultural areas.
2) To work with all relevant Government agencies, Water Advisory Groups and other stakeholders to encourage and support research and development to optimise alternative management and use of water supplies.
3) To raise awareness of the need to maintain rural and town water supplies and infrastructure.
4) To contribute to regional planning for the use of water resources in dry land agricultural areas.
5) To represent the water needs of our member communities in dry land agriculture areas.
6) To raise awareness of the need to effectively manage water resources.

Representatives of the Department of Water, Water Corporation and the Wheatbelt Development Commission attend and present updates and reports to each meeting of the Group. These agencies have expressed their strong support for the Group.

One of the regularly occurring themes at the recent Regional Infrastructure Planning Forums held by the Wheatbelt Development Commission related to provision of water, including infrastructure, headworks charges and water allocations. Provision and access to adequate water supply was highlighted as a significant impediment to development throughout the wheatbelt region.

I invite your Council to become a member of the Group. The 2010/2011 membership fee is $50.00. Each member is entitled to 2 delegates.
The next meeting of the Group is on **Friday 10 September 2010** at the Water Corporation Building, 263 Fitzgerald Street, Northam, commencing 10.00 am (morning tea from 9.30 am). Representatives of your Council are invited to attend. The meeting will be followed by a light lunch. For catering please confirm attendance by 3 September 2010.

The Rural Water Council believes it provides an effective voice to Government on water issues affecting rural areas and towns and looks forward to your participation with the Group.

If you have any queries or require further information please don’t hesitate to contact me.

Yours faithfully

[Signature]

Robert Dew  
SECRETARY

17 August 2010
Executive Summary:

The NEFF AGM is scheduled for 8 October 2010 and Mrs Chappel is encouraging greater involvement particularly from the next generation of farmers.

Applicants Submission:

Mrs Chappel wrote to Council as follows:

_The AGM of the NEFF group is to be held on 8th October 2010._

_As you are aware I do at present represent Perenjori on the NEFF Board. I wish to advise the Shire of Perenjori that I will be not be standing for election to the Board at this AGM. Presently Rod Butler is the other Perenjori representative on this Board._

_Even though NEFF has been slow in getting off the ground, it appears in recent times that there has finally been some success with trials and research. This group does have great potential, it just really needs further input and enthusiasm from local farmers._

_I wish to thank the Shire of Perenjori for their financial support of this group and ask that you encourage a young member of your farming community to consider standing for the Board at the AGM. The constitution requires two persons from each of the four Shires, this representation is the only way of ensuring further research in your Shire._

Background:

Mrs Chappel is a Perenjori Shire resident, but her families holdings cross boundaries into Morawa and Three Springs. North East farming Futures evolved from a joint project between the Shires of Perenjori Morawa, Mullewa and Chapman Valley and the State and Federal Governments. It recognised the lack of an organisation dedicated to the issues facing agriculture in the North east Agricultural Region. The intent was for NEFF to be farmer led.

Statutory Environment:

_Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district._

Policy Implications:

Nil

Financial Implications:

The Shire makes an annual contribution of $5,000 to NEFF.

Strategic Implications:

Agriculture remains the backbone of the local economy and the local community.
Consultation:
Nil

Comment:
Many of the projects that have emerged from NEFF have been led by young farmers involved in groups such as the Morawa and Yuna Farm Improvement Groups. Apart from the Liebe Group, which seems to be focussed more South and West, Perenjori does not have an equivalent improvement group from which NEFF can draw members.

NEFF successfully secured the contract for the delivery of the Rural Financial Counselling Service for WA.

The future of NEFF is reliant on greater involvement particularly from younger farmers.

Voting Requirements:
Simple Majority

Officers Recommendation:
That Councillors use their networks to encourage nominations for the NEFF Board.
Executive Summary:

Perenjori Police have approached the Shire about the possibility of participating in this program.

Applicants Submission:

The explanatory material includes the following description of the program:

‘Eyes on the Street’, managed by the Office of Crime Prevention, is a coordinated intelligence gathering initiative that encourages and enables agencies to identify suspicious people, vehicles and/or activities and to report that information to police. Eyes on the Street establish partnerships with local, state and federal government agencies as well as commercial organisations, rangers, security officers and in-store theft prevention officers. This program has two main strategic objectives:

- **Training** - all partner agencies are provided with training in recording and reporting persons and/or events of interest or considered suspicious. The aim of this strategy is to increase the level of information and intelligence available to police to identify current/potential offenders and reduce crime. This training is provided free of any cost to partner agencies.

- **Branding** – this part of Eyes on the Street is aimed at deterring crime through the high visibility of the ‘Eyes on the Street’ program. This is achieved through branding of vehicles with an ‘Eyes on the Street’ logo that aims to dissuade offenders due to the increased risk of being seen and reported to police.

All Eyes on the Street partner agencies are provided with the reporting system resources required to actively and effectively partake in this program free of charge. These resources make it quicker and easier for all participants to send quality information about suspicious activity and behaviour through to police. This information is then processed through Crime Stoppers and disseminated to the local Police for investigation.
Background:
The eyes on the street branding has been used extensively with metropolitan and regional local governments. While it has been a very effective crime prevention program, it also reflects positively on partner agencies like local government.

Statutory Environment:
Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications:
Nil

Financial Implications:
While there is no cost to participate, the program will involve staff training and participation

Strategic Implications:
The program is in keeping with Council’s objectives.

Consultation:
The CEO has advised Perenjori Police that Council would consider participation.

Comment:
Council participation would be very appropriate and the branding would reflect favourably on the Local Government.

Voting Requirements:
Simple Majority

Officers Recommendation:
That Council confirm its interest in partnering with WA Police for the “Eyes on the Street” program.

COUNCIL RESOLUTION
Moved: Cr J H Hirsch Seconded: Cr G K Reid
That Council confirm its interest in partnering with WA Police for the “Eyes on the Street” program.

Carried: 8/0
Executive Summary:

Following concerns raised by the CWA about road safety issues a community based RoadWise Committee has been established.

Applicants Submission:

The Perenjori CWA wrote to Council raising concerns about road safety issues arising from increased vehicular traffic in the main street particularly when children are travelling to and from school.

The CEO convened a public meeting with the region RoadWise Officer from Geraldton. Local Police and interested members of the public. It appears there is sufficient interest to establish a regular road wise meeting to help develop and implement road safety strategies.

Background:

Mining development in creating a significant increase in traffic volumes. This will continue to increase and strategies will be needed to ensure that this does not result in accidents or injuries.

RoadWise is a joint WALGA State Government Road Safety program. The RoadWise Safe System approach addresses serious injuries and deaths on local roads and also allows opportunity for community to discuss potential road safety issues that are seen as relevant.

Statutory Environment:

Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications: Nil

Financial Implications:

The committee may make recommendations that result in Council investment, but the committee also gives the community access to a pool of road safety project funds.

Strategic Implications:

Council is seeking to maximise the benefits and minimise negative impacts of mining developments. RoadWise helps address the latter.

Consultation:

The inaugural meeting was extensively marketed, including invitations to key stakeholders.
Comment:
RoadWise has not previously been a major activity in Perenjori, but as road and rail traffic increases more investment will be required on road safety measures, including education.

It is expected that the RoadWise Committee will meet every 3 months or so. The next meeting is scheduled for 22 October 2010 and 10.30 am.

Voting Requirements:
Simple Majority

Officers Recommendation:
That Council note the formation of a RoadWise Committee;
That Council nominate a representative to attend RoadWise meetings.

Cr Hirsch advised that she will attend or send a delegate to represent the school
Perenjori Community Meeting - Road Safety Issues  
12th August 2010

Present:

<table>
<thead>
<tr>
<th>Name</th>
<th>Position/Role</th>
</tr>
</thead>
<tbody>
<tr>
<td>Stan Scott</td>
<td>CEO Shire of Perenjori</td>
</tr>
<tr>
<td>Trevor</td>
<td>WA Police - Perenjori</td>
</tr>
<tr>
<td>Jo</td>
<td>Bus Driver??</td>
</tr>
<tr>
<td>Elizabeth</td>
<td>CWA</td>
</tr>
<tr>
<td>Stephanie</td>
<td>CWA</td>
</tr>
<tr>
<td>Peta Stokes</td>
<td>WALGA - RoadWise</td>
</tr>
</tbody>
</table>

Issues:

- 2 mines currently in construction phase due to open soon.
- Increase in mine vehicles, heavy haulage and train movements throughout the town site.
- Concern with pedestrian vehicle conflict - especially children.
- School is opposite the residential area - requiring children to cross the main road and railway tracks.
- Concern over recreational facilities being accessed when increase of traffic occurs.

Discussions:

- Potential for an education program with school children. Peta mentioned Living with Heavy Vehicles’ initiative that had been run along the Murchison line. Kate McConkey (SDERA) would have more information.
- Look at warrants for a crossing / signage on Fowler Street or formalising the ramps and bollards where main crossing points are. Peta suggested talking with MRWA.
- Explore a reduction in the speed zone along Fowler Street. Peta suggested talking with MRWA about whether the area would be eligible for a speed zone reduction.
- Approaching the mining companies, heavy haulage companies and ARG to attend the meetings. Stan will look into inviting appropriate people.
- Walking School Bus initiative was raised by Peta - a program that has a roster for parent or community members to walk along a specified route to pick up children and take them to the school

Actions:

- Peta to invite Kate McConkey (SDERA) and Sarah Page (MRWA) to attend the next meeting.
- Stan to invite appropriate people from mining, trucking and train companies to next meeting.
- School to be invited to the next meeting to see potential for education programs to be run.
Meeting Closure:
- Stan asked the community representatives if they would like to formalise the group into a RoadWise committee. Consensus was yes and the meetings would occur bimonthly.
- Jo was nominated as chairperson for the committee and Stan advised that the Shire would provide secretarial support.

Next Meeting:
- 22\textsuperscript{nd} October 2010 at shire of Perenjori at 10.30am.
Executive Summary:

There now seems to be no substantive impediment to the Agreement with Main Roads for Local Government to deliver maintenance services in the Main Roads Network in the North Midlands.

Applicants Submission:

Representatives of the 2 Local Governments involved in negotiations met again with Main Roads on 2 September to finalise delivery arrangements and consider any outstanding risks. The agreed arrangements involve the following:

1. Road Inspections

   — The 2 Inspection/Surveillance officers to be employed will be equipped with suitable vehicles to enable minor works to be carried out, e.g. individual guidepost replacement and roadkill or on road litter removal.

   — Implementation tools for future Main Roads MMIS including software and laptop computers etc will be provided by Main Roads.

   — Engagement of the proposed Network Manager position will be a tripartite approach between the MWRC, Main Roads and their ISP partner to ensure engagement of the most suitable person and possibly a wider ranging role within Main Roads ISA.

   — Inspection Officers located at Morawa and Mingenew.

   — A network Coordinator will be collocated with ISP, and could be a Main Roads or ISP staffer

2. Routine Maintenance

   — 3 Maintenance Trucks to MR specification to be provided as per proposal

   — Flo-con when required would be either hired in or possibly provided through the ISP for programmed works across the network.

   — Priority for the 3 Maintenance trucks would be the MR network with any excess capacity utilised on LGA networks.
— Two person teams located in each of Leman, Three Springs and Perenjori.

— Authorities of Inspection/Surveillance officers to directly influence work practices of Routine Maintenance crews will need to be clear and supported.

3. Emergency Response

— No significant issues, communication protocols and systems will be developed with MR and ISP

4. Litter Collection

— Proposed 2 man specific litter collection crew from Coorow Shire would cost approx $200K per annum would empty Brand Hwy twice weekly and rest of network once would also clear rest areas in conjunction leaving potentially 1 day per week for other roadside litter pick-up.

— $200K per annum may exceed MR available funding this will need further investigation and consideration of frequencies etc. by MR

5. Specific Maintenance

— Recognised that there will need to be an integration of Systems and Work Conditions for combined crews.

— Works will be planned and set up to ensure effective and efficient utilisation of resources.

The results of this workshop will be used to populate the schedules to the agreement. There still need to be a Governance Workshop involving elected members to finalise the agreement.

Background:

The arrangement involves the Shires of Coorow, Mingenew, Morawa, Mullewa, Perenjori and Three Springs, with coordination by the MWRC.

Statutory Environment:

Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications:

Nil

Financial Implications:

The arrangement will involve full cost recovery for direct, indirect and overhead costs for delivering the services.

Strategic Implications:

The agreement will base more people in each of the towns and the region, guarantee work for Councils and help raise Shires skills and expertise in relation to work on their own road networks.
Consultation:
The negotiations have involved CEOs and Work Supervisors from each of the Shires together with numerous Main Roads representatives.

Comment:
The final agreement will be signed at a ceremony requiring attendance by CEOs, Shire Presidents and the Commissioner for Main Roads.

Voting Requirements:
Simple Majority

Officers Recommendation:
That Council note the progress in the development of the Main Roads Local Government Service Agreement.
That Council authorise the CEO and Shire President to execute the final agreement provided that it is consistent with the principles of low risk for Council and full cost recovery.
That the CEO write to Main Roads confirming agreement to the extension of time.

COUNCIL RESOLUTION
Moved: Cr JA Bensdorp Seconded: Cr J H Hirsch
That Council note the progress in the development of the Main Roads Local Government Service Agreement.
That Council authorise the CEO and Shire President to execute the final agreement provided that it is consistent with the principles of low risk for Council and full cost recovery.
That the CEO write to Main Roads confirming agreement to the extension of time.

Carried: 8/0

2.45pm Cr J A Bensdorp left the chambers
2.47pm Cr J A Bensdorp returned to the chambers
10095.8 ROAD & TRANSPORT CONFERENCES

APPLICANT: WALGA
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO
RESPONSIBLE OFFICER: STAN SCOTT – CEO
REPORT DATE: 7 SEPTEMBER 2010
ATTACHMENTS National Local Roads and Transport Congress Program (includes WA Transport & Roads Forum 13 October 2010)

Executive Summary:
The WA Transport and Roads Forum is being held in Bunbury on 13 October 2010. It is followed by the national Local Roads and Transport Congress also in Bunbury.

Applicants Submission:
The annual forum is held in partnership between Main Roads WA and WALGA. Attendance is free. The National Congress costs $960 per head.

Background:
The WA forum is an annual event. The National Congress is held in a different state each year.

Statutory Environment:
Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications: Nil

Financial Implications:
Attendance at the congress is $960 plus accommodation. Attendance at the WA forum only is free, but would involve travel and accommodation costs.

Strategic Implications: Nil

Consultation: Nil

Comment:
The forum and congress will provide valuable information on one of Council’s key areas of responsibility.

Voting Requirements:
Simple Majority

Officers Recommendation:
That Council determine whether to send delegates to the WA Forum and/or the National Congress in Bunbury.
PROGRAM

WEDNESDAY 13 OCTOBER
9.00 AM  WA Roads Forum (9:00 am–5:00 pm)
Bunbury Entertainment Centre
Requires separate registration through WALGA
10.45 AM Congress bus: Perth airport to Bunbury (2.5 hours)
2.30 PM Congress bus: Perth airport to Bunbury (2.5 hours)
2.00 PM WALGA organised site visits as part of the WA Roads Forum (2:00-4:30 pm)
Available to Congress delegates free of charge. Further details to follow. (Please indicate your interest in attending on the Registration form)
3:00 PM Registration opens at the Bunbury Entertainment Centre (3:00-5:00 pm)
5:30 PM Welcome Civic Reception, in conjunction with WA Roads Forum (5:30-7:00 pm)
Venue: Bunbury Council Chambers
Registration continues throughout Welcome Civic Reception
Mayor of City of Bunbury, David Smith
President WALGA, Troy Pickard
President ALGA, Geoff Lake

THURSDAY 14 OCTOBER
BUNBURY ENTERTAINMENT CENTRE
9.00 AM  Opening Ceremony and Indigenous Welcome
9.10 AM  President's Address: Geoff Lake
9.30 AM  Federal Transport Agenda: Address by the Commonwealth Government Minister for Infrastructure, Transport, Regional Development and Local Government
10.00 AM Minneapolis—linking asset management to emergency management: Rocco Forti
10.45 AM MORNING TEA
11.00 AM Tax Review update: Greg Smith, Australian Catholic University, member of the Henry Tax Review Panel
11.45 AM Report on roads study— John Howard, Jeff Roorda, Jeff Roorda and Associates
12.30 PM LUNCH
1.20 PM Delegates can walk or a bus will depart for concurrent session venue (Lord Forrest)
1.30 PM CONCURRENT SESSION 1 (1:30–3:00 pm)
OPTION 1 Rural and Regional Stream (Bunbury Entertainment Centre)
Discussion of Rural and Regional Transport Issues
Facilitated session
Jeff Roorda, John Howard, Jeff Roorda and Associates
Cr Malcolm Hole, President of Timber Towns
OPTION 2 Urban Transport Stream
(Bunbury Entertainment Centre)
Discussion of Urban Transport Issues
Facilitated session
Paul Mees, RMIT University
Peter Martinovich, Public Transport Authority of Western Australia
Alian Claydon, City of Mandurah

2.00 PM AFTERNOON TEA
(at both the Bunbury Entertainment Centre and Lord Forrest)
3.20 PM Shuttle bus between venues
3.30 PM CONCURRENT SESSION 2 (3:30–5:00 pm)
OPTION 1 Rural and Regional Stream (Bunbury Entertainment Centre)
Discussion of Rural and Regional Transport Issues (continued)
Facilitated session
Jason Glick, Bunbury Council
Patrick Hill, Outback Way
OPTION 2 Urban Transport Stream (Lord Forrest)
Discussion of Urban Transport Issues (continued)
Facilitated session
Talal Yassine, Better Place Australia
Elliott Fishman, Institute for Sustainable Transport

7.30 PM CONGRESS DINNER
Venue: South West Italian Club, White Street, Bunbury

FRIDAY 15 OCTOBER
9.00 AM  Greens Presentation: Scott Ludlam, Senator for Western Australia
9.30 AM  Heavy vehicle charging: Neil Aplin, CEO, DODG
feasibility study
10.00 AM Australian National Audit Office (ANAO) Audit of the
RJR program, representative of the Department of
Infrastructure, Transport, Regional Development and
Local Government
10.45 AM MORNING TEA
11.00 AM Opposition Transport Policy: Address by the Opposition
spokesperson for Infrastructure, Transport, Regional
Development and Local Government
11.30 AM National Roads Safety Strategy, representative of the
Road Safety Council or Department of Infrastructure,
Transport, Regional Development and Local Government
12.00 PM National Local Government Financial and Asset
Management Assessment Framework:
Bruce Lorimer, Director, CT Management Group
12.45 PM LUNCH
1.30 PM Voting for worst rural road, worst urban road and
worst bridge. (Photos to be submitted by councils)
1.45 PM Report back by facilitators from the concurrent
sessions
2.15 PM State reports
2.45 PM AFTERNOON TEA
3.15 PM Debate on communiqués
5.00 PM Congress close
Buses leave for Perth airport

PLEASE NOTE: The Congress program is correct at the time of printing; however, the organisers reserve the right to change the program where and when necessary.
10095.9 MAPPING IMPACTS OF GRAIN FREIGHT NETWORK

APPLICANT: WALGA
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO ________________________
RESPONSIBLE OFFICER STAN SCOTT – CEO ________________________
REPORT DATE: 8 SEPTEMBER 2010
ATTACHMENTS INFOPAGE – Local Government Grain Freight Network Mapping and Heavy Vehicle Access Project
INFOPAGE - Zone Briefing Note: Local Government Grain Freight Network Mapping and Heavy Vehicle Access Policy Project

Executive Summary:
The Local Government Grain Infrastructure Group (LGGIG) in partnership with WALGA and Regional Development Commissions appointed consulting firm Cardno to develop an integrated local road/rail solution for a transport network for grain cartage building on recent Government Reports.

Applicants Submission:
Local Government Representatives from the Northern Country Zone met in Perenjori on Monday 6 September to agree to preferred routes for bin to bin transport of grain.

The mapping took account of strategic bin locations and suitability of roads for the purpose. The discussions did not consider farm gate to bin routes, but these were discussions of inconsistencies between Local Governments for heavy vehicle networks.

The agreed bin to bin routes for the Shire of Perenjori are as follows:

- Maya, Latham and Bunjil to the Carnamah Bin Via Wubin Mullewa and Bunjil Carnamah Road; and
- Perenjori, Perenjori North and Bowgada to Mingenew via Wubin Mullewa, and Morawa Mingenew Roads.

While they may be used by farmers to deliver grain to CBH Maya Coorow, Latham Coorow, Perenjori Carnamah and Perenjori Three Springs Roads were not seen as suitable for bin to bin transport.

Background:
This Local Government project was developed in response to the Strategic Grain Network Committee Report, Dec 2009 which identified short, medium and long terms strategies for the WA Grain Freight Network and found that excessive costs are being borne by Local Governments due to the substantial network of inter bin and bin to port movements on local roads, and Local Government’s concerns with this Report in particular that the sample of strategic local routes and indicative costs to upgrade local roads in the Report was not complete.
Statutory Environment:

*Local Government Act 1995 S3.1* – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications:

Route access is guided by heavy vehicle access routes but these decisions provide another potential layer of control.

Financial Implications:

There may be additional funding for those routes identified as bib to bin routes.

Strategic Implications:

Bin to bin traffic should be directed to a small number of strategic routes, not open slather.

Consultation:

The Perenjori seminar was one of several conducted around the state.

Comment:

Council has been fairly liberal in the designation of road train routes. There is the capacity for Council to restrict access by longer combinations to a smaller number of strategic routes. Given some of the vehicle combinations that some locals have invested in there would be some resistance to reducing the current approved networks.

Voting Requirements:

Simple Majority

Officers Recommendation:

That Council endorses the following routes as the preferred bin to bin grain routes:

- Maya, Latham and Bunjil to the Carnamah Bin Via Wubin Mullewa and Bunjil Carnamah Road; and
- Perenjori, Perenjori North and Bowgada to Mingenew via Wubin Mullewa, and Morawa Mingenew Roads.

COUNCIL RESOLUTION

Moved: Cr C M Johnston  
Seconded: Cr R P Desmond

That Council endorses the following routes as the preferred bin to bin grain routes:

- Maya, Latham and Bunjil to the Carnamah Bin Via Wubin Mullewa and Bunjil Carnamah Road; and
- Perenjori, Perenjori North and Bowgada to Mingenew via Wubin Mullewa, and Morawa Mingenew Roads.

Carried: 8/0
To: Chief Executive Officer
From: Michelle Mackenzie, Executive Manager Infrastructure

Subject: Local Government Grain Freight Network Mapping and Heavy Vehicle Access Policy Project
Priority: high

26 JUL 2010
Date: 20th July 2010

IN BRIEF

Operational Area: Engineering, Works and Services, Asset management

Key Issues:
- Consulting firm Cardno have been appointed to work with Local Government to develop an integrated road/rail solution for a transport network for grain cartage building on recent Government Reports.
- Strategic regional local road routes to feed rail and main roads will be identified along with roads standards, costs and Local Government heavy vehicle access policies to support identified routes.

Action Required:
- Your input on an integrated solution for grain freight is sought: workshops (metro and country locations) will be scheduled to determine strategic regional routes to feed rail and main roads, and to discuss heavy vehicle access policies and unit costs.

WALGA in partnership with the Local Government Grain Infrastructure Group, the Wheatbelt, Great Southern and Mid West Development Commissions, Main Roads WA and the Department of Transport are initiating a project in response to the Strategic Grain Network Review Report, Dec 2009, which presented findings on current and emerging transport infrastructure issues in regard to the grain supply chain.

This project is an opportunity for Local Governments to develop a solution for an integrated transport network for grain cartage. Local Government input is critical to identify the strategic regional routes along with agreed road standards and costs, supported by Council heavy vehicle access policies. This will enable the Local Government sector to present a consolidated solution to Government on how we would like to manage local roads for the grain freight transport task. This project will support Local Governments to manage heavy vehicle access on local roads, co-ordinating strategic road and rail access for bin to bin and bin to port carting across the grain growing region.

Consulting firm Cardno have been appointed by WALGA to work with the Local Government Grain Infrastructure Group on this project. Over the next four months Cardno will undertake the following activities:
- Development of a strategic map of Local Government roads to support an integrated grain freight network based on Main Roads Heavy Vehicle Operations and Strategic Grain Freight Network Review Report maps;
- Provision of information for Local Government on the relationship between axle combinations and road damage, including concessional loading;
- Provision of information for Councils on how their heavy vehicle policies relate to the identified network (i.e. support or don’t support it) and what Councils could consider changing / updating in their heavy vehicle access policies;
- Development of a policy framework that supports the co-ordination of heavy vehicle policies which Councils would be encouraged to consider adopting;
- Information on how the identified routes relate to the local road hierarchy and road classification; and
- Information on unit costs to determine the total cost to upgrade strategic roads identified in the map.

This project will involve engagement with Local Governments on a number of levels including a series of workshops in regional and metropolitan areas to agree on strategic routes and gathering information from Councils on heavy vehicle access policies, standards and unit costs.

The Wheatbelt, Great Southern and Mid West Development Commissions and Main Roads are providing support for this project. WALGA and the Local Government Grain Infrastructure Group look forward to working with State agencies, industry and Local Governments on this project.
INFOPAGE

To: Zone Delegates: • Avon Midland • Central Country • Great Eastern • Great Southern • North Country

From: Michelle Mackenzie, Executive Manager Infrastructure

Organisation: All Councils

Date: 4th August 2010

Reference: 05 006 02 0005

Subject: Zone Briefing Note: Local Government Grain Freight Network Mapping and Heavy Vehicle Access Policy Project

Priority: High

IN BRIEF

Operational Area: Engineering, Technical Services, Infrastructure, Works and Services, Asset Management

Key Issues:
• The Local Government Grain Infrastructure Group (LGGIG) in partnership with WALGA and Regional Development Commissions appointed consulting firm Cardno to develop an integrated local road/rail solution for a transport network for grain cartage building on recent Government Reports.

• Strategic regional local road routes to feed rail and main roads will be identified along with roads standards, costs and Local Government heavy vehicle access policies to support identified routes.

Action Required: Your input on an integrated solution for grain freight is sought: workshops (metro and country locations) will be scheduled to determine strategic regional routes to feed rail and main roads, and to discuss heavy vehicle access policies and unit costs.

This Local Government project was developed in response to the Strategic Grain Network Committee Report, Dec 2009 which identified short, medium and long terms strategies for the WA Grain Freight Network and found that excessive costs are being borne by Local Governments due to the substantial network of inter bin and bin to port movements on local roads, and Local Government’s concerns with this Report in particular that the sample of strategic local routes and indicative costs to upgrade local roads in the Report was not complete.

Local Government as road network managers can guide conditions of access on local roads. This project will engage with Local Governments, Main Roads WA, the Department of Transport and Regional Development Commissions to develop a Local Government policy framework including a map for heavy vehicle access on local roads that;

• Consistently takes the approach of limiting access to being from the point of origin to the nearest Main Road or railhead; and
• Streamlines route access on local roads for bin to bin carting and bin to port carting in the grain growing region of WA.

This will enable Local Governments to;
• Determine an appropriate network of freight transport routes that support an integrated freight supply chain across the region;
• Adopt heavy vehicle access policies to support these routes;
• In partnership with Main Roads ensure the functional road hierarchy supports these routes; and
• Prepare estimates of the funds required to upgrade the identified network of freight transport routes to ensure they are fit to carry the freight task.

For Further information please contact
Michelle Mackenzie, Executive Manager Infrastructure,
9213 2031 or mmackenzie@walga.asn.au.

The Voice of Local Government

38
Process
The LGGIG has established a Steering Group to oversee the project with representatives from the Regional Development Commissions, Main Roads WA and the Department of Transport. The process will involve:

- Working with MRWA and the Department of Transport to discuss mapping work and local government heavy vehicle access;
- Six workshops with Local Government to progress the mapping and to discuss heavy vehicle access policies;
- Liaison with Local Governments, Main Roads heavy vehicle operations and regional offices to discuss network access and Local Government heavy vehicle access policies;
- Discuss amendments to existing policy that support the network of routes and determine the information required by Local Governments to assist with decision making;
- Discuss unit costs with Local Government for road construction and maintenance to inform cost estimates; and
- Production of updated maps, heavy vehicle policy framework and cost estimates.

Time-Frame
- Next four months – regional workshops will be scheduled for August/September.

Input required from Local Government
- Attendance at regional workshops;
- Identification and input into strategic routes for grain carting;
- Discussion and input into heavy vehicle access policies and regional policy co-ordination; and
- Information on unit costs.

Cardno Project Team
The following are the Cardno project team who are working on this project. Ray and Jacob will be contacting Local Governments for information as the need arises.

- Ray Cook Cardno, Project Director
- Jacob Martin Cardno, Project Manager
- Stuart Murphy Cardno, Traffic and Transport Engineer

Local Government Grain Infrastructure Group, Zone Delegates
The following Zone delegates, who are members of the LGGIG, are overseeing this project:

- Cr Robert Nixon (Chair) Avon Midland Country Zone
- Cr John Bird Avon Midland Country Zone (Deputy Member)
- Cr Steve Martin Central Country Zone
- Cr Darryl Richards Central Country Zone (Deputy Member)
- Cr Stan McDonnell Great Eastern Country Zone
- Cr Stephen Strange Great Eastern Country Zone (Deputy Member)
- Cr Ken Pech Great Southern Zone
- Cr Barry Webster Great Southern Zone (Deputy Member)
- Cr Chris King North Country Zone
- Cr Karen Chappel North Country Zone (Deputy Member)

For Further information please contact
Michelle Mackenzie, Executive Manager Infrastructure,
9213 2031 or mmackenzie@walga.asn.au.

The Voice of Local Government
Executive Summary:

FESA is seeking to establish agreed arrangements for implementing harvesting and vehicle movement bans.

Applicants Submission:

Fesa WROTE TO THE Shire in the following terms:

There are number of issues that have emerged as a result of the recent introduction of Total Fire Ban Legislation. By declaring the TFB in the manner that it has, FESA has unintentionally impacted harvest and vehicle movement activities for an unacceptable length of time.

FESA recognises that harvest and vehicle movement bans operated by Local Governments are a more reactive process that works on observed conditions in a very effective and timely manner.

FESA has reviewed the process in consultation with a number of stakeholders and is recommending changes to the current system to ensure more flexible arrangements to minimise disruption to local activities such as harvesting, on TFB days:

1. Harvest and vehicle movement’s activities be removed from TFB (by Regulation) unless explicitly declared.
2. LGs continue to place harvest and vehicle movement bans at an agreed local actual Fire Danger Index (FDI).
3. FESA will consult, LGs on the agreed FDI for that area (between 32-36)
4. Should an agreed FDI not be achieved the option remains for FESA to apply via Total Fire Ban Legislation.

This option places the responsibility back with the local governments but still enables FESA to place Total Fire Bans where necessary to restrict activities that could cause fires in the open during the Fire Danger season.

Background:

Changes to the Total Fire Ban Legislation have the unintended consequence of imposing harvest or Vehical Movement Bans even if local conditions do not support such action.
Statutory Environment:
*Bush Fire Regulations 24A and B*

Policy Implications:
Council would need to have a policy based on an agreed Grassland Fire Danger Index.

Financial Implications:
Nil

Strategic Implications:
The proposed arrangements would continue to allow harvest on Total Fire ban days when local conditions make it safe to do so.

Consultation:
FESA met with Cr Bensdorp as CBFCO and the CEO to discuss the issues.

Comment:
If Council agrees to the proposed arrangements:

1. Harvest and the movement of vehicles in paddocks are to be prescribed as an exempt activity from the Total Fire Ban provisions.
2. Harvesting will be an exempt activity which is **conditional** to the following:
   - Individual Local Governments continue to place harvest and vehicle movement bans at an agreed Grassland Fire Danger Index (GFDI)
   - A Firefighting vehicle will be on site on days where a TFB is in place (This is in keeping with local law requirements on a day to day basis whilst harvesting)
3. FESA will consult with Local Governments on an agreed actual local GFDI for the exemption of harvesting and the movement of vehicles in paddocks during a Total Fire Ban.

If Council does not accept the proposed approach we could find harvest bans in place far more frequently than is really necessary.

The GFDI is calculated using a mathematical relationship between the following weather parameters and directly correlates to actual rates of spread of fire:

- Degree of Curing (normally 100% for harvesting)
- Air temperature
- Relative Humidity
- Wind speed

Measurement of the above weather parameters is easily conducted in the field with portable handheld weather meters or from fixed home or office based computer driven weather stations.

Voting Requirements:
Simple Majority
Officers Recommendation:

That Council agrees that:

1. Harvest and Movement of Vehicles in paddocks be prescribed as an activity that is exempt from the Total Fire ban provisions;

2. Harvesting will be an exempt activity conditional on:
   - The Shire of Perenjori CBFCO placing Harvest and Vehicle Movement Bans at an agreed Grassland Fire Danger Index
   - A fire fighting vehicle will be on site on days when a TFB is in place

3. The CBFCO will liaise with FESA on the appropriate agreed GFDI

COUNCIL RESOLUTION

Moved: Cr J A Bensdorp  Seconded: Cr G K Reid

That Council agrees that:

1. Harvest and Movement of Vehicles in paddocks be prescribed as an activity that is exempt from the Total Fire ban provisions;

2. Harvesting will be an exempt activity conditional on:
   - The Shire of Perenjori CBFCO placing Harvest and Vehicle Movement Bans at an agreed Grassland Fire Danger Index
   - A fire fighting vehicle will be on site on days when a TFB is in place

3. The CBFCO will liaise with FESA on the appropriate agreed GFDI

Carried: 8/0
Executive Summary:
Karara Mining is seeking an exemption from the Total Fire Ban provisions of the Bush Fires Act. FESA will approve the exemption subject to input from Local Government.

Applicants Submission:
Ian Comben FESA Area Manager for the Midwest Gascoyne Region wrote to Council in the following terms:

KARARA MINING LTD—BUSHFIRES ACT 1954
APPLICATION FOR EXEMPTION FROM TOTAL FIRE BAN REQUIREMENTS.

This Company is seeking an exemption from the provisions of sections 22B and 46 of the Bush Fires Act 1954 for the 2010 and 2011 fire seasons, as part of the construction phase for the Karara Mining Iron Ore Project.

They advise that there will be a Power line, Water pipeline, railway line, process plant, airstrip, accommodation village, access road upgrades being constructed, as well as mining within your Local Government for which work they seek exemption.

Since introduction of the Total Fire Ban (TFB) Legislation in December 2009, FESA has considered and approved a considerable number of TFB Notice of Exemptions.

These have been developed in conjunction with, reference to and the endorsement of FESA’s Regional Officer’s, the relevant Local Government, the applicant and where appropriate the Department of Environment and Conservation.

The attached is a draft Notice of exemption for your consideration and endorsement.

This format is the current standard Notice of Exemption for such work and is aligned to those provided to mining operations in both the Southwest and Northwest of Western Australia.

Please note that FESA intends approving the initial application only for the 2010-2011 fire season with a review for an extension to be undertaken in June 2011.
Background:
Prior to the introduction of the 2009 Legislation local government Harvest bans would control activities on agricultural and pastoral land.

- Separate instruments of exemption will apply to each of:
  - The Karara, Blue Hills and Terapod tenements;
  - The process plant, air strip and accommodation village;
  - Road upgrade, rail network, water pipeline and power network;

A copy of the draft exemption and the request from Karara Mining is included in the attachment.

Statutory Environment:
The Minister has the power to provide exemptions from Section 22B and Section 46 of The Bush Fires Act 1954.

22B. Lighting of fires prohibited during total fire ban

(1) Subsection (2) —
   (a) has effect subject to subsection (4) and sections 22C and 64 and any exemption provided for in the regulations but despite any other provision of this Act; and
   (b) applies —
       (i) in the period during which; and
       (ii) in the area of the State in respect of which,
           a total fire ban has effect.

(2) A person must not —
   (a) light, maintain or use a fire in the open air; or
   (b) carry out an activity in the open air that causes, or is likely to cause, a fire.

Penalty: a fine of $25 000 or imprisonment for 12 months, or both.

(3) Without limiting subsection (2), a person commits an offence under that provision if the person —
   (a) uses in the open air an appliance that consumes solid fuel; or
   (b) carries out in the open air any process or operation that is specified in regulations made under section 27A(1)(a)(ii) as being a process or operation likely to create a bush fire danger; or
   (c) carries out in the open air an activity that is prescribed by the regulations for the purposes of this subsection.

(4) Subsection (2) —
   (a) does not prohibit the use of a gas appliance as authorised under section 25(1aa); and
   (b) does not apply to an activity, or in circumstances, prescribed by the regulations for the purposes of this subsection.

[Section 22B inserted by No. 25 of 2009 s. 7.]

46. Bush fire control officer or forest officer may postpone lighting a fire
(1)(a) Notwithstanding any other provision of this Act —

(i) subject to the provisions of the next succeeding paragraph a bush fire control officer, or the local government in whose district the land is situated may prohibit, or from time to time postpone the lighting of a fire, where in his or its opinion the fire, if lit, would be or become a source of danger by escaping from the land on which it is proposed to be lit;

(ii) where a fire is burning on land and the bush fire control officer or the local government as the case may be is of the opinion that the fire is in danger of escaping from that land, he or it may direct that all reasonable steps be taken by the owner or occupier of the land to extinguish the fire or to prevent the fire from spreading.

(b) Where it is proposed to light a fire within 3 kilometres of a boundary of forest land, an authorised CALM Act officer may exercise the powers conferred by the last preceding paragraph to the exclusion of the exercise of those powers by a bush fire control officer or the local government but if an authorised CALM Act officer fails to exercise the powers a bush fire control officer or local government may exercise those powers.

(2) A person who lights a fire contrary to the provisions of this section or who fails to carry out any direction given to him pursuant to this section is guilty of an offence.

Penalty: $10 000.

(3) If, as a result of the exercise of any power conferred by subsection (1), a person, who has paid a fee to a local government for a permit to light a fire, is precluded from doing so in such circumstances that the permit is of no use to him the local government shall, on being requested to do so, refund the fee to him.

Policy Implications:
Nil

Financial Implications:
Nil

Strategic Implications:
The proposed exemption relieves some responsibility that might otherwise fall to the CBFCO.

Consultation:
FESA is consulting with a number of Local Governments in relation to these exemptions.

Comment:
The proposed approach is consistent with that used for other major mining projects.

Voting Requirements:
Simple Majority
Officers Recommendation:

COUNCIL RESOLUTION
Moved: Cr J A Bensdorp  
Seconded: Cr R P Desmond
Carried: 8/0
MOVED: Cr R P Desmond  Seconded: Cr J H Hirsch

That item ‘10095.12 Ownership of New Bores’ be laid down until further information was sought during the intermission

Carried: 8/0

10095.12 OWNERSHIP OF NEW BORES

APPLICANT: MOUNT GIBSON IRON
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO

RESPONSIBLE OFFICER STAN SCOTT – CEO

REPORT DATE: 8 SEPTEMBER 2010
ATTACHMENTS Correspondence from Mount Gibson Iron

Executive Summary:
Mount Gibson is seeking the Shires agreement for one of the existing bores and several new bores to be developed on the Solomon and Curtin properties to be vested in the landowners when no longer required for the Extension Hill Project.

Applicants Submission:
As Council is aware Mount Gibson has been unable to identify sufficient water to successfully complete the construction of the Perenjori to Extension Hill Road. Existing bores have not been able to produce sufficient qualities of water. Part of the solution is to establish additional bores in the same general area as the existing bores. Land owners (Solomon and Curtin) have made their agreement contingent on the new bores and one existing ore being made available to them when the project is complete.

Mount Gibson is seeking the Shires agreement for one of the existing bores and several new bores to be developed on the Solomon and Curtin properties to be vested in the landowners when no longer required for the Extension Hill Project.

Background:
The Road Access Agreement between the Shire of Perenjori and Mount Gibson Iron has the following provisions:

14.4 Water Supply Facilities

On termination or expiry of this Agreement MGM shall sign all documents, and do all such things as are required to transfer to Shire, at no cost, ownership of all water supply facilities including bores, pumps, dams and standpipes located on, or appertaining to, land under the care and control of Shire. Should MGM request, at some future date, to have access to the water supply facilities in order to aid additional mining operations, Shire shall permit such access at no additional cost to MGM.
Shire of Perenjori

AGENDA

16th September 2010

Statutory Environment:

Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications: Nil

Financial Implications:

The purpose of this clause of the agreement was to ensure that water supply facilities were not removed when the project is complete and could be used by the Shire for other purposes. There would be no financial cost to the Shire if it agreed to the proposed arrangements.

Strategic Implications:

The proposed arrangement does not substantially compromise the intent of the water supply provisions.

Consultation:

Nil

Comment:

Council would continue to have the right to the bores and pipeline already established with the exception of a single current bore and the new bores. It appears the most prospective area for further water boring is close to bore SOL10P, which is also the bore closest to the Solomon residence and stock water supplies. They understandably want to ensure that any expansion of activity does not compromise their farming enterprise.

The Other production bore, SOL4P would revert to the Shire.

The proposed response, as set out at the foot of the Mount Gibson letter, would amount to an amendment to the Public Road Access Agreement.

Voting Requirements:

Simple Majority

Officers Recommendation:

That the CEO and President be authorised to complete the following declaration:

We, the Shire of Perenjori, agree to the request that bore SOL10P and any new bores established on the Solomon or Curtin properties, return on ownership to the landowner of the bores upon termination of MGM’s mining activities.

COUNCIL RESOLUTION

Moved: Cr G K Reid
Seconded: R P Desmond

That the CEO and President be authorised to negotiate a resolution to protect councils interests and satisfy other stakeholders.

Carried: 8/0
Executive Summary:
The two letters allude to a previous decision of Council to rename Old Well Road in East Latham to Waugh Road.

Applicants Submission:
Ms Marion Harrington and Rosalie Farr both describe a previous Council decision to rename Old Well Road.

Background:
At its 15 July 1999 Ordinary Meeting of Council, Council resolved to rename Old Well Road as Parnham Waugh Road. It would appear that this change was either not pursued or was rejected by the Geographic names Committee.

Statutory Environment:
The assignment of road names is determined by the Geographic Names Committee (GNC), which is a branch of the Department of Land Administration. In administering this responsibility the GNC have regard to an extensive set of criteria, which may be summarised as follows:

1. Name duplication within local governments or adjoining local governments shall be avoided. If possible, it should also be avoided within the State.

2. Names of living individuals shall not be used.

3. Names characterised as follows are to be avoided:
   - incongruous;
   - given/first names;
   - given/first and surname combinations;
   - double names;
   - qualified names;
   - corrupted, unduly cumbersome or difficult to pronounce names;
obscene, derogatory, racist or discriminatory names;
company names; or,
commercialised names.

4. Preferred sources of names include:

- aboriginal names;
- pioneers of the State or area;
- war casualty lists; or
- thematic names eg. Fauna, ships etc.

Whilst ultimate responsibility for the naming of roads rests with the GNC, they undertake consultation with local authorities as part of the process of assigning names. To assist this process, a local authority can develop policies to guide their advice to the GNC. Such policies may, and usually do, include a list of reserved names pre-approved by the GNC.

Policy Implications:
Councils Policy on Naming Roads is as follows:

Objective
To allow for the efficient allocation of appropriate names to new roads being created in the Shire, or to existing unnamed roads.

Policy Statement
When considering naming a new road or changing the name of an existing road, council will advertise through Local Public Notice seeking suggestions from the community.

In the case of new roads being created by subdivision, Council is supportive of proposed road names, which meet one or more of the following criteria-

- Any name which derives from a pioneer of the locality, a previous owner of the land, a traditional name for the property, a physical feature within, adjacent to, or nearby the land.

- Where more than three new roads are being created as part of a subdivision; names that follow a consistent theme (where this option is taken, at least three new roads must follow the same thematic approach).

- Names that have traditionally been applied by residents of the area to the road

- A name which is suggested by a person owning land adjacent to the road.

Where a change of road name is requested, and the road bears the name of a family, the Shire will contact the family in writing to seek its views.

Financial Implications: Nil
Strategic Implications: Nil
Consultation:
The CEO spoke with Mrs Harrington to help track down the original Council resolution.

Comment:
While it was possible to find the original resolution it is more difficult to determine what transpired following the resolution. Given the GNC’s position on double names it is likely that the proposal would have been rejected, but it is not clear whether it was ever returned to Council for reconsideration.

The correspondents seem to be lobbying particularly for the Waugh name, but the second name in Council’s original resolution is Parnham, and this family is still living on the district.

To confuse matters further the road layout on land gate does not match the actual road layout as can be seen from the images below.
In order to accommodate the competing priorities of:

- the wishes and expectations of the correspondents;
- not disadvantaging the Parnham family;
- keep faith with Council’s original resolution;
- satisfy the GNC requirements and Council’s Policy; and
- remove the confusion of having two “Old Well Roads” in separate locations in the Shire of Perenjori.

the compromise resolution set out below is recommended.

The recommendation is as follows:

1. That Old Well Road between Farrs West Road and Rabbit proof Fence Road be deleted as it does not exist;
2. That Old Well Road between Taylors Road and Farrs West Road be renamed as Waugh Road;
3. That Farrs West Road (AKA Old Well Road) be renamed as Parnham Road.

**Voting Requirements:**

Simple Majority
Officers Recommendation:

1. That Old Well Road between Farris West Road and Rabbit proof Fence Road be deleted as it does not exist;
2. That Old Well Road between Taylers Road and Farris West Road be renamed as Waugh Road;
3. That Farris West Road (AKA Old Well Road) be renamed as Parnham Road.

COUNCIL RESOLUTION

Moved: Cr R P Desmond
Seconded: Cr R A Benton

1. That Old Well Road between Taylers Road and Rabbit Proof Fence Road be renamed as Waugh Road;
2. That Farris West Road be renamed as Parnham Road.

Carried: 8/0

AMENDMENT: Resolution changed due to the proximity of both the Parnham and Waugh farms to the renamed roads.
Shire of Perenjori
AGENDA
Ordinary Meeting
16th September 2010

ROSALIE FARR,

I wish to make a point about the renaming of Old Hell Rd East Latham. There was discussion for it to be renamed Waugh-Parnham Rd.

My brother Ron Waugh purchased his C.P. block of land in 1957. At this time there was no decent road to his C.P. block.

After clearing his block of land in stage for Ron to cart his grain etc. he had to pass through George Tailor’s farm and then through Frank Tailor’s farm. The Tailors made a condition that all gates even though there was no stock the gates had to be closed.

So now wild turnip would blow from paddock to paddock. This meant 11 gates had to be open-shut making this a total of 22 gate on return trip.

I was in my last yr of primary school. Used to go on weekends & holidays to help open the gates & being cacky gates Ron had to close them.

Never any doubt that this rd be called “Waugh Rd”.

Copy of this letter is being sent to Councillors Benton & Reid.

Yours faithfully,

ROSALIE FARR
Executive Summary:

Former Shire President Mr Brian Baxter has been appointed by Council as a voluntary environmental representative and has requested a meeting with Council to discuss the role and ensure that the objectives are agreed.

Applicants Submission:

Developments in and around Perenjori lead to significant challenges and opportunities for our local government. Clearly we wish to maximise the benefits of mining activities and the industry’s investment in local communities and infrastructure. It is however the sphere of conservation and environment that probably presents the best opportunity for us to uniquely position the Perenjori community. Some of the potential opportunities include:

- Rangelands NRM covers 90% of the WA land area including the Shire of Yalgoo and the area of the Shire of Perenjori beyond the clearing line. Our part of the rangelands is both highly prospective and has high biodiversity values. Providing on ground services in this region is a significant challenge but may also provide an opportunity for Perenjori.

- The Northern Agricultural Catchments Council and the Yarra Yarra Catchment Management Group both maintain offices in Perenjori. The Yarra Yarra Catchment covers the majority of the rangelands north and east of Perenjori to Yalgoo and Mount Magnet. These two organisations together with the challenges identified create the opportunity for an environment centre in Perenjori.

- NACC is experiencing significant financial pressure due to changes in Federal Caring for Our Country priorities. The capacity to expand services for other purposes in Perenjori would help preserve and retain some of the skills and expertise that NACC has built up over several years.

- The Federal Department of Environment, Water, Heritage and the Arts funds Indigenous rangers under the Working on Country Program. There have been no funded projects south of the Pilbara and there may be the opportunity for a position or positions in Yalgoo or Perenjori or both.

- As part of the development of the Extension Hill Iron Ore Project the proponents have agreed to fund a regional environmental association to the
tune of $100,000 per year. There may be the opportunity to expand that
association to include other projects and attract additional funding. The
Shires of Perenjori, Yalgoo and Dalwallinu have been identified as inaugural
members of the proposed association.

Collectively these circumstances create a significant opportunity for Perenjori to
attract funding and ‘green’ jobs to our town.

Background:

Council has been keen to advance environmental cooperation within the region and
has established dialogue with neighbouring shires, the Department of Environment
and Conservation, mining companies with projects within the region and
environmental organisations with interests in the region.

The Shire of Perenjori’s considerations have included the interest we share with the
conservation community. Almost 50% or 4,000 square kilometres of the Shire of
Perenjori is formal pastoral land managed by DEC or acquired by conservation
interests. These interests can be summarised as:

- The emerging iron ore industry. The Karara Iron Ore project is within the
  Shire of Perenjori as are parts of the Sinsosteel Koolanooka Blue Hills
  Project. The Extension Hill projects while just outside the Shire are another
  example.

- The diminishing influence of the pastoral industry. The Shire of Perenjori only
  has two pastoral properties still operating and I understand from our
  discussions that Yalgoo has also experienced a substantial reduction.

- Conservation and environment. The Department of Environment and
  Conservation has acquired several former pastoral leases in each of our
  shires, as have private conservation organisations and Indigenous groups.

These developments lead to significant challenges and opportunities for our local
government. Clearly we wish to maximise the benefits of mining activities and the
industry’s investment in local communities and infrastructure. It is however the
sphere of conservation and environment that probably presents the best opportunity
for us to uniquely position the Perenjori community. Some of the potential
opportunities include:

Statutory Environment:

*Local Government Act 1995* S3.1 – the general Function of Local Government is to
provide for the good government of people in its district.

Policy Implications: Nil

Financial Implications:

Mr Baxter is representing the Shire voluntarily and the only cost is out of pocket
expenses.

Strategic Implications:

Part of Perenjori’s point of difference is the extensive environmental and mining
assets in and approximate to the Shire.

Consultation:

Cr Baxter already has close contact with Asia Iron and will shortly be convening
meetings with neighbouring Councils, especially Yalgoo.
Comment:
One of the key projects Council is considering for the future is an environment centre. The circumstances described above are in effect the business case for such a facility.

Voting Requirements:
Simple Majority

Officers Recommendation:
The Council endorse Mr Baxter’s work on behalf of the Shire to develop an environmental strategy with key stakeholders.

COUNCIL RESOLUTION
Moved: Cr L C Butler  Seconded: Cr R A Benton
The Council endorse Mr Baxter’s work on behalf of the Shire to develop an environmental strategy with key stakeholders.
Carried: 8/0

3.40pm Cr King adorned the meeting
4.05pm Cr King reopened the meeting

Moved: Cr J H Hirsch  Seconded: Cr R P Desmond
That item ‘10095.12 Ownership of New Bores’ be reopened.
Carried: 8/0

Council moved Item 10095.12
The Yarra Yarra Catchment Regional Council is seeking interest from member Councils in sharing a CEO with the YYCRC.

Applicants Submission:
Barrye Thompson, the current YYCRC CEO wrote in the following terms:

At the last meeting of the Yarra Yarra Catchment Regional Council it was formally resolved to continue the structure of the Regional Council in its current form with one exception the position of CEO be offered to a participating Local Government at the expiry of the current CEO’s contract (April 2011). The thinking of Council was that with the YYCRC not being successful with grants Federally or with the State and there being little prospect in the foreseeable future, the continuance of the expense of an external CEO (separate to the participating local governments) could be trimmed by the utilisation of an existing CEO service within the Regional Council.

The Council considered it essential that the Region retain a regional voice to take advantage of the period when the current mind set in relation to Natural Resource Management changes course, either with a change of Federal Government or the State funding agencies, and again looks kindly upon the YYCRC activities.

The purpose of this communication is to invite your Council to participate in giving the matter some consideration and to advise the Regional Council whether it would be interested in participation. It is recognised the respective Councils will need to assess with their CEO whether it has the capacity to take on the role.

An invitation has also been made to the Mid West regional Council which although its area covers shires outside the Yarra Yarra catchment it may be interested in taking on the role as CEO as part of its function.

Background:
When the YYCRC was first established the Shire of Perenjori provides the services of the CEO. Mr Thompson writes:
Statutory Environment:

*Local Government Act 1995* Division 4 Sections 3.61 to 3.68 prescribes arrangements for Regional Local Governments.

**Section 3.66. Application of enabling Acts to regional local government**

1. Except as otherwise stated in this section, this Act and any other Act under which anything can be done for the regional purpose apply in relation to a regional local government as if —
   
   (a) the participants’ districts together made up a single district; and
   
   (b) the regional local government were the local government established for that district.

2. A regional local government can only do things for the regional purpose, and the application of this Act or any other Act under subsection (1) is limited accordingly.

3. The following provisions of this Act do not apply in relation to a regional local government —
   
   (a) Part 2 (other than sections 2.7, 2.26, 2.29 and 2.32(e) and Division 7);
   
   (b) Part 4;
   
   (c) Part 5, Division 2, Subdivision 4;
   
   (d) Part 6, Division 6; and
   
   (e) any provision prescribed for the purposes of this subsection.

4. Part 6, Division 5, Subdivision 3 does not apply in relation to a regional local government unless the establishment agreement provides that it does.

5. The provisions that do apply in relation to a regional local government apply to it subject to any prescribed modifications and any other necessary modifications.

While the proposed role is primarily a care and maintenance role, the compliance requirements can still be substantial.

**Policy Implications:**

Nil

**Financial Implications:**

The proposed arrangement would result in a fee to the hosting local government, but there would also be corresponding costs, not least of which is the opportunity cost of the CEO’s time.
Strategic Implications:
Maintaining a Yarra Yarra presence in Perenjori is an important part of the business case for an environment centre based in Perenjori.

Consultation:
CEO, MWRC

Comment:
When the CEO previously acted as CEO for the Yarra Yarra CRC it was while the organisation was being established. It is likely that present workload is substantially lower, but has been between 5 and 18 hours per week. If we assume it is 10 hours per week, it would still represent 20% of the CEO’s workload.

The alternative would be engaging the MWRC to provide this function. Discussion with MWRC CEO indicate in principle support subject to Council endorsement. There would however be little point in making this change until the future of the MWRC becomes clear, which won’t happen until the result of the amalgamation process is known.

Voting Requirements:
Simple Majority

Officers Recommendation:
That the CEO write to the Yarra Yarra Catchment Regional Council as follows:

1. That in the short term Council is reluctant to take on any additional responsibility for the YYCRC;
2. That it would support the CEO of the MWRC taking on responsibility for both positions if the MWRC continues to exist in the long term;
3. That the future of the MWRC will become clear in early 2011 when the results of the amalgamation processes for member Councils is finalised;
4. In the absence of a volunteering Council that the issue be reconsidered early in 2011; and
5. That the Yarra Yarra CMC consider extending the existing CEO’s contract until 30 June 2011.

COUNCIL RESOLUTION
Moved: Cr L C Butler  Seconded: Cr J H Hirsch
That the CEO write to the Yarra Yarra Catchment Regional Council as follows:

1. That in the short term Council is unable to take on any additional responsibility for the YYCRC;
2. That it would support the CEO of the MWRC taking on responsibility for both positions if the MWRC continues to exist in the long term;
3. That the future of the MWRC will become clear in early 2011 when the results of the amalgamation processes for member Councils is finalised;
4. In the absence of a volunteering Council that the issue be reconsidered early in 2011; and

5. That the Yarra Yarra CRC consider extending the existing CEO’s contract until 30 June 2011

Carried: 8/0
Executive Summary:
Council has received an unsolicited offer to Purchase 60 Downer Street Perenjori.

Applicants Submission:
Council has resolved to sell 60 Downer Street as soon as clear title is received following the subdivision to separate the house from the adjacent land. The subdivision will create additional fully serviced residential lots. There have been numerous enquiries about when this house will be available for sale.

Background:
The underground power connection for the existing house was the only remaining impediment to new titles. Issue of titles is believed to be imminent.

Statutory Environment:
Local Government Act 1995 S3.58 sets out the requirements for disposing of Local Government Property.

3.58. Disposing of property

(1) In this section —
   dispose includes to sell, lease, or otherwise dispose of, whether absolutely or not;
   property includes the whole or any part of the interest of a local government in property, but does not include money.

(2) Except as stated in this section, a local government can only dispose of property to —
   (a) the highest bidder at public auction; or
   (b) the person who at public tender called by the local government makes what is, in the opinion of the local government, the most acceptable tender, whether or not it is the highest tender.

(3) A local government can dispose of property other than under subsection (2) if, before agreeing to dispose of the property —
   (a) it gives local public notice of the proposed disposition —
(i) describing the property concerned; and
(ii) giving details of the proposed disposition; and
(iii) inviting submissions to be made to the local government before a date to be specified in the notice, being a date not less than 2 weeks after the notice is first given;

and

(b) it considers any submissions made to it before the date specified in the notice and, if its decision is made by the council or a committee, the decision and the reasons for it are recorded in the minutes of the meeting at which the decision was made.

(4) The details of a proposed disposition that are required by subsection (3)(a)(ii) include —

   (a) the names of all other parties concerned; and
   (b) the consideration to be received by the local government for the disposition; and
   (c) the market value of the disposition —

      (i) as ascertained by a valuation carried out not more than 6 months before the proposed disposition; or
      (ii) as declared by a resolution of the local government on the basis of a valuation carried out more than 6 months before the proposed disposition that the local government believes to be a true indication of the value at the time of the proposed disposition.

(5) This section does not apply to —

   (a) a disposition of an interest in land under the Land Administration Act 1997 section 189 or 190; or
   (b) a disposition of property in the course of carrying on a trading undertaking as defined in section 3.59; or
   (c) anything that the local government provides to a particular person, for a fee or otherwise, in the performance of a function that it has under any written law; or
   (d) any other disposition that is excluded by regulations from the application of this section.

Policy Implications: Nil

Financial Implications:
The property is scheduled for disposal this financial year.

Strategic Implications: Nil

Consultation: Nil

Comment:
There has been sufficient interest so that a reasonable response would be expected to sale by public tender. It would also demonstrate transparency.

Voting Requirements:
Simple Majority
Officers Recommendation:
That the proponent be advised that the house at 60 Downer Street will be sold by public tender when a separate title has been issued.

COUNCIL RESOLUTION
Moved: Cr C M Johnston Seconded: Cr J H Hirsch
That the proponent be advised that the house at 60 Downer Street will be sold by public tender or by auction when a separate title has been issued.
Carried: 8/0

AMENDMENT: Resolution changed due to council deciding that auction could be another avenue of sale.
Executive Summary:

CRT Realty will be conducting an auction for residential blocks in Perenjori on Saturday 26 June 2010. Council needs to determine a reserve price for the block of land and which block will be retained for Shire use.

Applicants Submission:

The land in the John Street sub-division is presently being marketed at the prices determined by an independent valuer. This land may be marketed at a different price as it forms part of a business plan prepared by the local government. The reserve prices should take account of the following:

- The investment by the Shire of Perenjori in the development of the land. This includes the actual development costs plus surrounding road infrastructure;
- The independent valuations
- The outstanding balance of the debenture.

A separate confidential attachment details these costs.

Since the May meeting when Council last considered this issue a number of things have changed:

- Karara Mining has indicated that it will develop its own housing (apart from House 2 for which we have some funding).
- Council has committed to building a duplex for staff housing, therefore a duplex block has been retained in lieu of another single residential block.
- One of the duplex blocks has been sold at the valuation.
- All of the industrial lots have sold.
- The proposed timing for the auction is now October (final date to be determined in consultation with CRT)

If all the available blocks sold at auction Council would still own the two flat packed housing blocks, one duplex block and 2 other blocks. The further blocks in Downer Street will become available later this year.
Background:  
The residential land was developed over the two financial years 2007/08 and 2008/09.  
At its May meeting Council resolved as follows:  
  1. That council resolves to sell some blocks by auction,  
  2. That council opts to retain 5 blocks scattered through the subdivision,  
  3. That the reserve prices be determined at the July Ordinary Council meeting,  
  4. That the auction be delayed until August, and  
  5. That a marketing plan and media coverage be looked into.  

Statutory Environment:  
*Local Government Act 1995* S5.23 (3) allows the meeting to be closed to the public in a limited range of circumstances including where information has a commercial value. In this case the reserve prices set by Council can affect the return obtained on residential land.  
Land sold by a Local Government by public auction is not limited by the valuation of the land.  
Policy Implications:  
Nil  
Financial Implications:  
The annual cost of servicing the debenture for the development of the land is $37,000. All funds received from selling the land will be applied in the first instance to reducing the debt associated with the subdivision.  
Strategic Implications:  
Land in the subdivision comes with special conditions to discourage speculation. This includes a requirement to build on the land within 30 months, and a provision for the Shire to repurchase the land at the same price if it is not developed within the prescribed period.  
Consultation:  
The then DCEO invited quotes from all real estate agents servicing Perenjori. CRT offered the most affordable package of marketing. They are keen to try an auction. There is no separate auction fee, and this is included in the selling commission.  
Comment:  
The land auction has the capacity to generate real interest in housing development in Perenjori and encourage people who have been thinking about it to make a commitment.  
Voting Requirements:  
Simple Majority  
Officers Recommendation:  
  1. That Council meet behind closed doors to consider reserve prices  
  2. That Council note the proposed land auction in October 2010  
  3. That Council set reserve prices for the remaining blocks.
COUNCIL RESOLUTION

Moved: Cr G K Reid  Seconded: Cr C R King

1. That Council meet behind closed doors to consider reserve prices
2. That Council note the proposed land auction as the 23rd October 2010
3. That Council set reserve prices for the remaining blocks
4. That the signage for the land sales include signs at all three of the main town entrances and be complimented by newspaper advertising

Carried: 8/0
Executive Summary:

Australian Railways Group has agreed to lease to the Shire the Perenjori Railway Barracks.

Applicants Submission:

As Council is aware there is a significant shortage of short term accommodation in Perenjori. The CEO has negotiated with Australian Railways Group (Australian Western Railroad PL) to lease the railway barracks for a 6 month period from September. The CEO needs Councils authority to execute the agreement.

Costings for the complex are as follows:

<table>
<thead>
<tr>
<th>Item</th>
<th>Fully Serviced</th>
<th>Un-serviced</th>
</tr>
</thead>
<tbody>
<tr>
<td>License Fee</td>
<td>$400.00</td>
<td>$400.00</td>
</tr>
<tr>
<td>Utilities</td>
<td>$120.00</td>
<td>$120.00</td>
</tr>
<tr>
<td>Maintenance</td>
<td>$120.00</td>
<td>$120.00</td>
</tr>
<tr>
<td>Insurance</td>
<td>$60.00</td>
<td>$60.00</td>
</tr>
<tr>
<td>Cleaning</td>
<td>$630.00</td>
<td></td>
</tr>
<tr>
<td>Margin</td>
<td>$665.00</td>
<td>$350.00</td>
</tr>
<tr>
<td><strong>Total (Weekly Charge Out)</strong></td>
<td><strong>$1,995.00</strong></td>
<td><strong>$1,050.00</strong></td>
</tr>
</tbody>
</table>

If rooms are to be let on a casual basis the proposed charge would be $50 per room per night, or $250 per room per week. Casual hire would only be available fully serviced.

Long term Hire of the entire complex would be:

- $1,995 per week including twice weekly servicing of the rooms and cleaning of common areas;
- $1050 per week with cleaning and laundry by the hirer. This would be subject to weekly inspection; and
A bond of $4,000 would be applied to ensure that the complex is returned in a clean and undamaged condition.

**Background:**
The Railway barracks provides 9 single rooms with shared bathroom facilities and common rooms.

**Statutory Environment:**
*Local Government Act 1995 S3.1* – the general Function of Local Government is to provide for the good government of people in its district.

**Policy Implications:**
Nil

**Financial Implications:**
The complex would be leased to other parties on a commercial basis.

**Strategic Implications:**
Workers located in town create additional income for local businesses.

**Consultation:**
There has been interest in use of the facility from local contractors. It is likely that the entire complex would be on-leased to a single contractor for at least 5 months.

**Comment:**
It is has taken some time to arrange for use of these facilities and we need to ensure that:

- The complex is fully maintained;
- That we are insured against any loss or damage; and
- We do not damage our relationship with ARG.

**Voting Requirements:**
Simple Majority

**Officers Recommendation:**
That Council authorises the CEO to execute the License and Indemnity Agreement;
That Council adopts the following schedule of Charges:

**Casual Hire – Individual rooms:**
- $50 per night
- $250 per week

**Long Term Hire – Entire Complex**
- $1995 per week – serviced twice weekly
- $1050 per week – un-serviced
- $4000 bond – fully recoverable
COUNCIL RESOLUTION

Moved: Cr C M Johnston
Carried: Cr R A Benton

That Council authorises the CEO to execute the License and Indemnity Agreement;

That Council adopts the following schedule of Charges:

Casual Hire – Individual rooms:
- $50 per night
- $250 per week

Long Term Hire – Entire Complex
- $1995 per week – serviced twice weekly
- $1050 per week – un-serviced
- $4000 bond – fully recoverable

Carried: 8/0
Shire of Perenjori
Ordinary Meeting

AGENDA
16th September 2010

10096 OTHER BUSINESS

10096.1 INFORMATION BULLETIN – TABLED IN THE COUNCIL CHAMBERS

- Government Technology review – August /September 2010 Issue 3
- Safe System News – Issue 7 September 2010
- WALGA Economic Briefing – August 2010
- Local Government News WALGA – Issues No. 33.10, 34.10 and 35.10
- Correspondence, Western Power to the Shire of Perenjori regarding Distribution Headworks Charge Refund – 17 August 2010
- Info Page WALGA, State Planning Policy 3.2 Aboriginal Settlements – 25th August 2010
- WALGA Current Vacancies – August/September 2010
- MWAC Information Bulletin – Issue 140 August 2010

10096.2 MOTIONS OF WHICH DUE NOTICE HAVE BEEN GIVEN

10096.3 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

10096.4 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

10096.5 MATTERS BEHIND CLOSED DOORS

10096.6 DATE OF NEXT MEETING / MEETINGS

10096.7 CLOSURE

With no further business the meeting was officially closed at 5.05pm

I certify that this copy of the Minutes is a true and correct record of the meeting held 16th September 2010.

Signed: ______________________
Presiding Elected Member
Date: ______________________