# Shire of Perenjori
## MINUTES
### Ordinary Council Meeting

*Held in the Shire of Perenjori Council Chambers, Fowler Street, Perenjori on 17th May 2012, commencing at 7.00pm*

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Shire of Perenjori

Ordinary Meeting

MINUTES

17th May 2012

12051 PRELIMINARIES

12051.1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS
Cr Chris King opened the meeting at 7.19pm.

12051.2 OPENING PRAYER
Cr King led Council in the opening prayer.

12051.3 DISCLAIMER READING
Nil

12051.4 RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE

Present:
Cr Chris King – Shire President
Cr Laurie Butler – Shire Deputy President
Cr Graeme Reid
Cr Rodney Desmond
Cr Harold Wass
Cr Jenny Hirsch
Cr Lisa Smith
Stan Scott – Chief Executive Officer
Kimberley Wheeler – Executive Assistant

Apologies:
Cr John Cunningham

12051.5 PUBLIC QUESTION TIME
Nil

12051.6 PETITIONS / DEPUTATIONS / PRESENTATIONS
Nil

12051.7 NOTATIONS OF INTEREST

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.

Nil

12051.8 APPLICATIONS FOR LEAVE OF ABSENCE
Nil
CONFIRMATION OF MINUTES

Minutes of Ordinary Council meeting held 19th April 2012 are attached.

COUNCIL RESOLUTION
Moved: Cr RP Desmond Seconded: Cr LC Butler
That the minutes of Ordinary Council Meeting held on the 19th April 2012 be seen as a true and accurate record.
Carried: 7/0

Minutes of Special Council Meeting held 7th May 2012 are attached.

COUNCIL RESOLUTION
Moved: Cr JH Hirsch Seconded: Cr LC Butler
That the Minutes of Special Council Meeting held on the 7th May 2012 be seen as a true and accurate record.
Carried: 7/0

ANNOUNCEMENTS BY PERSON PRESIDING WITHOUT DISCUSSION

MATTERS FOR WHICH MEETING MAY GO BEHIND CLOSED DOORS
12052  FINANCE

12052.1  MONTHLY STATEMENT OF FINANCIAL ACTIVITY

APPLICANT:  DEPUTY CEO
FILE:  0
DISCLOSURE OF INTEREST:  0
AUTHOR:  GYPSIE DOUGLAS– SENIOR FINANCE OFFICER
RESPONSIBLE OFFICER  DOUG STEAD - DCEO
REPORT DATE:  10th MAY 2012
ATTACHMENTS  APRIL 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 30th April 2012 including report on variances be accepted as presented.

2. Finance Report
That the Finance Report for the period ended 30th April 2012 be accepted as presented.
3. Acquisition of Assets
That the Acquisition of Assets Report for the period ended 30th April 2012 with a balance of $1,700,155.00 as presented be received.

4. Reserves Report
That the Reserves Report for the period ended 30th April 2012 with a balance of $939,279.00 as presented be received.

5. Net Current Assets
That the Net Current Assets report for the period ended 30th April 2012 with a balance of $730,300.00 as presented be received.

6. Bank Reconciliation’s
That the balances of the Municipal Fund of $583,471.49 and the Trust Fund of $41,850.37 as at 30th April 2012 as presented be received.

7. Sundry Creditors Report
That the Sundry Creditors Report for the period ended 30th April 2012 with a balance of $262,278.02 as presented be received.

8. Sundry Debtors Report
That the Sundry Debtors Report for the period ended 30th April 2012 with a balance of $294,151.01 as presented be received.

9. Accounts for Payment
That the Accounts paid from the Municipal Account consisting of Cheque Numbers 18239 - 18261 and EFT Numbers 3495 - 3561 for $731,232.89 and the Trust Account consisting of Cheque Number 830 and EFT Number 3502 for $200.00 for the period ended 30th April 2012 as presented be accepted.

10. Rates Outstanding
That the Rates Outstanding Report for the period ended 30th April 2012 as presented be received.

COUNCIL RESOLUTION
Moved: RP Desmond          Seconded: Cr LC Butler
That items 1-10 of the Financial Activity Report ending 30th April 2012 be seen as a true and accurate record.

Carried: 7/0
Executive Summary:
Elementree was granted permission to establish a tree plantation on the Lakemen Property in Bunjil in 2011, and wishes to increase the planted area by 50%.

Applicants Submission:
The proposal covers an area of 58.5 hectares where Mallee trees will be planted in 20 metre belts separated by 128 metre cropping corridors, which means less than 15% of the area will be treed.

Background:
Council previously approved 102.8 hectares.

Statutory Environment:
The Shire of Perenjori Local Planning Scheme number 2 defines:

Agroforestry as an ‘A’ use, meaning it is NOT permitted unless Council has exercised its discretion by giving Special Notice in accordance with Clause 9.4.

Plantation as a ‘D’ use meaning it is NOT permitted unless Council has exercised its discretion.

Clause 9.4 of the Scheme states as follows:

9.4.3. The local government may give notice or require the applicant to give notice of an application for planning approval in one or more of the following ways —

(a) notice of the proposed use or development served on nearby owners and occupiers who, in the opinion of the local government, are likely to be affected by the granting of planning approval, stating that submissions may be made to the local government by a specified date being not less than 14 days from the day the notice is served;

(b) notice of the proposed use or development published in a newspaper circulating in the Scheme area stating that submissions may be made to the local government by a specified day being not less than 14 days from the day the notice is published;
(c) a sign or signs displaying notice of the proposed use or development to be erected in a conspicuous position on the land for a period of not less than 14 days from the day the notice is erected.

Earlier this Year Council adopted a Farm Forestry Local Planning Policy which requires:

Council will require the preparation and submission of a Silviculture Plan as part of the Application for Planning Approval. The Silviculture Plan is to include the following information:

5.1.1 Title details of the subject land, including the nature of the soil, any impact of salinity and land degradation, and an independent assessment of the productive capacity of the land for food production;

5.1.2 Name of the landowner, plantation management company and plantation manager;

5.1.3 Area of land to be planted to trees and subsequently to be harvested;

5.1.4 Provision of a scaled plan showing the location of the tree plantation, including access roads, existing native vegetation, existing and future structures and buildings and emergency water supplies.

5.1.5 Details of the tree species to be planted and area of plantation.

5.1.6 Details of tending practices.

5.1.7 Details any clearing of Native Vegetation.

Policy Implications:
Nil

Financial Implications:
Nil

Strategic Implications:
Council seeks to maintain a balance between alternative land uses and high value food production.

Consultation:
Nil

Comment:
This application varies from recent applications in that it is an extension of an approved arrangement and it is complimentary to a cropping system.

1. Council will need to determine:
2. Whether the increase in scale warrants further consultation;

Whether an assessment of the productive capacity of the land is still warranted given that it will continue to be cropped.

Voting Requirements:
Simple Majority
Officers Recommendation:
That Council advise the landowner:

1. That under the provisions of the Local Planning Policy to provide an independent assessment of the productive capacity of the subject land and the likely Impact of the proposed plantation; and

2. That the land owner is required to publish a Local Public Notice advising of the proposed development in the “Bush Telegraph”, and provide copies to the owners of adjacent properties.

3. A final planning decision will be made when after receipt of the additional information and consideration of comments of any from the public consultation.

COUNCIL RESOLUTION
Moved: Cr LJ Smith  Seconded: Cr HC Wass
That Council advise the landowner:

1. That under the provisions of the Local Planning Policy to provide an independent assessment of the productive capacity of the subject land and the likely Impact of the proposed plantation; and

2. That the land owner is required to provide a Notice advising of the proposed development to the owners of adjacent properties.

3. A final planning decision will be made when after receipt of the additional information and consideration of comments of any from the public consultation.

Carried: 7/0

Amendment to point 2 of recommendation due to Council deciding that a Local Public Notice is not required.
Shire of Perenjori
Ordinary Meeting
MINUTES
17th May 2012

12054 PLANT & WORKS
Executive Summary:
This item will confirm recruitment arrangements for a new CEO.

Applicants Submission:
At the April Ordinary Meeting Council resolved as follows:

1. That Council appoint WALGA Workplace Solutions to conduct the CEO selection;
2. That Council convene a Special Meeting at the earliest opportunity to meet with the consultant and review the process and documentation.

Ms Lydia Hyfield and Mr John Phillips from WALGA Workplace solutions met with Council on Monday 7 May 2012.

Background:
The CEO has accepted an offer from the Shire of Toodyay and has commenced the formal 3 month notice period. The CEO will cease employment on 20 July 2012, but the final two weeks will be annual leave. The last day of work will be 6 July 2012.

Statutory Environment:
Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good gove There are three sections of the Local Government Act 1995 (the Act) that have direct application to the appointment of a CEO. Section 5.36 of the Act requires a local government to employ a “suitably qualified” person to fill the position of CEO. Section 5.39 contains provisions for the contracts of CEOs. Section 5.40 requires that all employees are to be selected in accordance with the principles of merit and equity.

Policy Implications:
Nil

Financial Implications:
At its April Meeting Council authorised funds for recruitment. Additional tasks requested of WALGA will cost an additional $2,000.

**Strategic Implications:**

The appointment of a CEO is one of the most important strategic decisions Council will make.

**Consultation:**

WALGA Workplace solutions attended Monday’s meeting to walk Council through the process of recruiting a new CEO.

**Comment:**

At the Special Meeting Council in conjunction with WALGA:

- Reviewed the position description, selection criteria, and remuneration package.
- Discussed the applicant information package.
- Discussed advertising and contact arrangements.
- Considered the process for shortlisting
- Expressed a preference for the entire Council to interview.

**Voting Requirements:**

Simple Majority

**Officers Recommendation:**

1. That Council confirm the following approach to recruitment of a new CEO:
   - Ms Lydia Hyfield from WALGA Workplace Solutions will be the point of contact for all applications and enquiries;
   - The position be advertised in the West Australian Newspaper on Councils’ account and placed on the workplace solutions website, Councils Website and Government Jobs website;
   - All applications will be supplied to Council for consideration in the shortlisting process;
   - The entire Council will interview candidates on the shortlist;

2. It is further resolved that WALGA Workplace Solutions:
   - Conduct an exit interview with Mr Stan Scott;
   - Convene a half day workshop with the new CEO to develop performance indicators; and
   - That an additional $2,000 above the quoted recruitment proposal be allocated for these tasks.

3. That WALGA Workplace Solution be requested to supply a suitably skilled temporary CEO to act in the position from 5 July 2012 until a new CEO is appointed
COUNCIL RESOLUTION

Moved: Cr JH Hirsch  Seconded: Cr LC Butler

1. That Council confirm the following approach to recruitment of a new CEO:
   - Ms Lydia Hyfield from WALGA Workplace Solutions will be the point of contact for all applications and enquiries;
   - The position be advertised in the West Australian Newspaper on Councils’ account and placed on the workplace solutions website, Councils Website and Government Jobs website;
   - All applications will be supplied to Council for consideration in the shortlisting process;
   - The entire Council will interview candidates on the shortlist;

2. It is further resolved that WALGA Workplace Solutions:
   - Conduct an exit interview with Mr Stan Scott;
   - Convene a half day workshop with the new CEO to develop performance indicators; and
   - That an additional $2,000 above the quoted recruitment proposal be allocated for these tasks.

3. That Council appoint Kevin O’Connor as the temporary CEO to act in the position from 2 July 2012 until a new CEO is appointed

Carried: 7/0

Amendments to point 3 due to council receiving an application from WALGA for Kevin O’Connor prior to the meeting and the date was amended due to council decided that more time for the CEO handover was required.
Executive Summary:
The Department of Regional Development and Lands has requested changes to CLGF allocations, and resultant changes to the Forward Capital Works Plan.

Applicants Submission:
The Shire submitted a completed Financial Assistance Agreement for its 2011/12 allocation of Country Local Government Fund in January. The Shire was contacted by a consultant contracted by the department in April for further information which was provided.

On 7 May 2012 the Department contacted the Shire to request changes to the projects allocated for this year. In particular it requested that the Early Childhood Centre be allocated from 12/13 rather than 11/12 because much of the funding has not been finalised from other sources.

The CEO has examined the Forward Capital Works Program and recommends the following changes:

That the Early Childhood Centre project be split across 2011-12 and 2012-13. The CLGF Local and Mid West Investment Plan funding have been referred to 1012-13. The CLGF Regional has already been allocated from this year’s pool, so has been retained in 2011/12.

Stage 2 of the Business Incubator Project which had been scheduled has been brought forward. The CLGF Local Allocation of $105,000 will replace the Early Childhood Centre in 2011/12. Council’s allocation will occur in 2012/13.

There are a couple of additional changes that will be required to reflect changes in circumstances:

- The water pipeline is predicated on works for the Extension Hill Magnetite Project and has been deferred to 2013/14.

- The CSRFF Grant Application for the Latham Bowling Green was not successful, so it is proposed to increase the CLGF Local contribution to that project.

The revised Forward Capital Works Plan is Attached.
Background:

Below is the content of the email from the Department:

To confirm what we discussed this morning, RDL has requested that the Shire of Perenjori select another project to be funded under the 2011-12 FAA in place of the Early Childhood Development Centre due to the large sum of money as yet unsecured.

We will push the Early Childhood Development Centre out to 2012-13, which allow sufficient time for other sources of funding to be secured and for your 2011-12 projects to commence in the interim.

Please advise as soon as you can what the $105,000 will be spent on and the subsequent change to the FCWP so that we may progress your 2011-12 FAA as soon as possible.

Please note that you must acquit 2010-11 and have commenced expenditure of 2011-12 to be eligible for the 2012-13 funding round.

Statutory Environment:

The CLGF is one of three subsidiary accounts of the Royalties for Regions Fund (Fund) established under the Royalties for Regions Act 2009. The CLGF was originally a four-year budget program. Section 5(1)(a) of the Act went beyond this timeframe, as it gave the CLGF permanence by entrenching it as a subsidiary account of the Fund.

Policy Implications:

Nil

Financial Implications:

There are no net financial impacts.

Strategic Implications:

The Early Childhood Centre remains a strategic priority.

Consultation:

The CEO has consulted with RDL staff and appointed consultants from Think Space.

Comment:

The main concern from RDL is that, because of the size and range of contributions required for the Early Childhood Centre that it might delay expenditure and acquittal of the funds. The proposed change in bringing forward the second stage of the Business Incubator is probably the most urgent of the other projects.

A more thorough, less hasty review of the FWCP will be conducted in the lead up to the budget.

Voting Requirements:

Simple Majority

Officers Recommendation:

That Council adopt the following changes to its Forward Capital Works Plan:

1. Split the Early Childhood Centre over two years, with the CLGF Local and Midwest Investment Plan Contributions deferred to 2012/13
2. Bring forward the second Stage of the Business Incubator Project to 11/12 ($105,000 CLGF) and 12/13 ($200,000 Council funds)

3. Increase the CLGF allocation to the Latham Bowling Green to $122,000 in 12/13

4. Defer the Water Pipeline Storage Project to 2013/14.

COUNCIL RESOLUTION

Moved: Cr HC Wass  
Seconded: Cr GK Reid

That Council adopt the following changes to its Forward Capital Works Plan:

1. Split the Early Childhood Centre over two years, with the CLGF Local and Midwest Investment Plan Contributions deferred to 2012/13

2. Bring forward the second Stage of the Business Incubator Project to 11/12 ($105,000 CLGF) and 12/13 ($200,000 Council funds)

3. Increase the CLGF allocation to the Latham Bowling Green to $122,000 in 12/13

4. Defer the Water Pipeline Storage Project to 2013/14.

Carried: 7/0
Executive Summary:
Adoption of the revised rental rates for Shire houses.

Applicants Submission:
When the 2011/12 budget was developed increases in rents was foreshadowed for a number of reasons:
- It brings Shire rentals into line with private rentals in town so that rents are not artificially suppressed;
- Higher rents encourage more property investment;
- More property investment supports higher property values.

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<th>INCREASE AMOUNT</th>
<th>NEW RATE</th>
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The Shire has been keen for the private sector to play a greater role in developing new housing and rental returns are part of that picture. Implementation of rent increases was delayed pending the introduction of a new Enterprise Bargaining Agreement that compensates Shire employees for higher rents.

The Shire has also had two private rental requests for consideration:

- Ms Romaine Wheeler who is the CRC coordinator has applied to rent Lot 153 Livingstone Street. This is a 4 bedroom 1 bathroom house which will soon be vacated by the builders. Ms Wheeler is presently living at 137 Crossing Street (the Caravan Park house). She is finding the proximity to the accommodation village is not suitable with young children; and

- Ms Taylor Trethaway is presently working on a temporary basis as receptionist at the Shire. She has expressed interest in renting 107 A Livingstone St if it becomes available. She is presently renting the house adjacent to the Tyre Service, but this is only available temporarily.

Background:

Private tenants have been issued with notice of the increases. The $135 increase has been split into two, an initial increase of $75.00 after the expiration of the statutory notice period and a further $50 increase 6 months later.

Increases for Shire employees have been applied immediately. Employees may now salary sacrifice rental payments provided an additional tax benefit at no cost to the Shire.

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.

The *Residential Tenancy Act* covers private rental arrangements.

Policy Implications:

The only real policy impact is on joint venture housing arrangements where rentals need to be compliant with Homeswest rules.

Financial Implications:

Rental increases are by and large offset by higher payments to employees.

Strategic Implications:

Housing provision is a strategic priority and these changes help support the development of a private rental market.

Consultation:

The development of the EBA involved extensive consultation with staff.
One of the tenants in the aged care joint venture expressed concern at the quantum of the rise. This concern is genuine, and the proposed rise for those units has been reduced to 25% of the WA minimum adult wage.

It has also been pointed out that the rents at 107 A and B Livingstone Street are dis not justify the full $125 per week increase, and these have been moderated to a $75 increase.

Comment:
The Proposed rents bring Shire rents into line with market rates and help put realistic values on benefits provided to staff.

The proposed rental arrangements are required to be considered by Council because they are private rentals. While the net effect of these changes is to reduce available staff housing by one house, we have one almost competed house that will be vacant and a new 4x2 to be provided under the CLGF Regional Component.

Voting Requirements:
Simple Majority

Officers Recommendation:
1. That Council adopts the revised schedule of rentals;
2. That Council authorises the CEO to rent the property at Lot 153 Livingstone Street Perenjori to Ms Romaine Wheeler;
3. That Council authorise the CEO to rent the property at Lot 107 a Livingstone Street to Ms Taylor Tretheway.

COUNCIL RESOLUTION
Moved: Cr LC Butler
Seconded: Cr JH Hirsch
1. That Council adopts the revised schedule of rentals;
   Carried: 7/0

Moved: Cr JH Hirsch
Seconded: Cr LJ Smith
2. That Council authorises the CEO to rent the property at Lot 153 Livingstone Street Perenjori to Ms Romaine Wheeler on a periodic tenancy agreement.
   Carried: 7/0

Moved: Cr LC Butler
Seconded: Cr GK Reid
3. That Council authorise the CEO to rent the property at Lot 107 a Livingstone Street to Ms Taylor Tretheway.
   Carried: 7/0
12055.4 SCHEDULE OF ORDINARY MEETINGS

APPLICANT: SHIRE OF PERENJORI

FILE:

DISCLOSURE OF INTEREST: NIL

AUTHOR: STAN SCOTT – CEO

RESPONSIBLE OFFICER: STAN SCOTT – CEO

REPORT DATE: 2 May 2012

ATTACHMENTS: NIL

Executive Summary:
Local Governments are required to advertise their schedule of meetings at least once per year.

Applicants Submission:
The proposed meeting dates and times for the next 12 months are set out below.
The Schedule on Council; meeting days has included Finance Committee, Council Forum and Ordinary Meeting.

Background: Nil

Statutory Environment:
Local Government (Administration) Regulations – Reg 12 sets out the need for Local Public Notice of the date time and venue of Ordinary Councils meetings.

Policy Implications: Nil

Financial Implications: Nil

Strategic Implications: Nil

Consultation: Nil

Comment:
Council meetings have been held in the past on the third Thursday of the months, and the proposed schedule reflects this practice. The gazetted public holidays for 2011/12 are set out below. There is no impact on Council’s meeting schedule.

Queen’s Birthday Monday 1 October 2012
Christmas Day Tuesday 26 Dec 2012
Boxing Day Wednesday 27 Dec 2012
New Year’s Day Monday 28 January 2013
Australia Day Monday 4 March 2013
Labour Day Friday 29 March 2013
Good Friday Monday 1 April 2013
Easter Monday  Thursday 25 April 2013
Anzac Day  Monday 3 June 2013
Foundation Day  Monday 28 January 2013

Possible variations to the Third Thursday of each month at 1.30pm are as follows:

- Council does not generally meet in January.
- Council usually has an evening meeting in November during harvest.
- This year Council has opted for an evening meeting in May, and this can be repeated next year.

**Voting Requirements:**
Simple Majority

**Officers Recommendation:**
The Council agree to and advertise through Local Public Notice the following schedule of meetings for 2013/2014 to be held in the Shire of Perenjori Council Chambers.

<table>
<thead>
<tr>
<th>Date</th>
<th>Finance Committee</th>
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COUCNIL RESOLUTION

Moved: Cr LC Butler  Seconded: Cr LJ Smith

The Council agree to and advertise through Local Public Notice the following schedule of meetings for 2013/2013 to be held in the Shire of Perenjori Council Chambers.

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<td>9.30 am</td>
<td>11.00 am</td>
<td>1.30 pm</td>
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</tbody>
</table>

Carried: 7/0
Executive Summary:
The Annual Local Government Convention and Exhibition will be held again at the Perth Convention Exhibition Centre from 4 to 6 August 2011.

Applicants Submission:
The Convention Themed NEW OPPORTUNITIES, NEW GROUND the conference sessions over Thursday 2 and Friday 3 August will reflect the ever present challenges facing our sector, with an added focus on the opportunities these bring - and once again there are several concurrent streams designed for further information gathering.

Headlining this year’s program are the legendary Sir Jackie Stewart OBE who will open the conference; the 2010 hero of the skies Qantas Captain Richard de Crespigny will present the closing Keynote Address, and the Convention Breakfast special guest is Mick Malthouse former AFL Coach of Collingwood and the West Coast Eagles.

The trade exhibition is once again a major feature of the annual gathering, with a wide range of organisations continuing their support of Local Government through considerable investment in displays and participation in the pavilions.

In turn, we do encourage delegates to take full advantage of this dedicated time to meet and discuss sector specific products and services with their representatives.

Associated Events
There are two Breakfast Functions:

Thursday ALGWA AGM and Breakfast
Friday Convention Breakfast with Mick Malthouse, former AFL Coach

SOCIAL ACTIVITIES
The Partner Program offers an interesting range of options for accompanying guests, and social networking functions include the Official Opening Welcome
Reception on Wednesday, a Sundowner and the invitational Mayors and Presidents’ Reception hosted by the Governor of Western Australia, His Excellency Malcolm McCusker AC CVO QC at Government House on Thursday and the closing Gala Dinner which is scheduled for Friday evening.

There is also an optional all day trip to Rottnest available for delegates and partners on Saturday 4 August.

Annual General Meeting

To accommodate the feedback expressed by the sector in recent years, the 2012 Local Government Convention will be preceded by the WALGA Annual General Meeting on the afternoon of Wednesday 1 August.

Council also needs to appoint two voting delegates for the AGM. In the past this has generally been the President and Deputy President if attending. Council can also appoint proxy delegates in case either delegate is unavailable unexpectedly.

The Annual General Meeting is the opportunity for sector representatives to debate and adopt motions seeking action by WALGA or other levels of government. Each member Local Government has an opportunity to propose motions.

The closing date for motions is 13 June 2011. This is before the next Ordinary Council Meeting, so any motions would need to be considered at today’s meeting.

Training Events prior to the convention

WALGA is also offering a number of training options immediately prior to and immediately following the convention. There are 5 individual full day units available, and each unit costs $395. The units are:

<table>
<thead>
<tr>
<th>Date</th>
<th>Topic</th>
</tr>
</thead>
<tbody>
<tr>
<td>Monday 30th July</td>
<td>CEO Performance Appraisal</td>
</tr>
<tr>
<td>Tuesday 31st July</td>
<td>Managing Conflict</td>
</tr>
<tr>
<td>Wednesday 1st July</td>
<td>Meeting Procedures and Debating</td>
</tr>
<tr>
<td>Saturday 4th August</td>
<td>Professionally Speaking (everything from media interviews to hostile public meetings)</td>
</tr>
</tbody>
</table>

Each of these units can be delivered on demand in country areas, and if there is sufficient demand we can arrange

**Background:**

Each year elected members are given the option of attending.

**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:**

Council spends around $10 -12,000 per year on participation in this event.

**Strategic Implications:**

The networking and professional development opportunities are important.
Consultation: Nil
Comment: Nil

Notices of motion for the AGM close on 4 June 2012, which is prior to the next Council meeting. Council would need to identify any significant issues at today’s meeting.

Voting Requirements:
Simple majority

Officers Recommendation:

1. That Elected Members advise if they wish to attend this year’s convention.
2. That Elected Members advise if they wish to attend any of the training surrounding the convention.
3. That Council appoint two delegates, and up to two proxy delegates to represent Council at the AGM.
4. That Council determine whether it wishes any notices of motion to be developed for the WALGA AGM.

COUNCIL RESOLUTION

Moved: Cr RP Desmond  Seconded: Cr LC Butler

1. That Elected Members advise if they wish to attend this year’s convention.
2. That Elected Members advise if they wish to attend any of the training surrounding the convention.
3. That Council appoint Cr Chris King and Cr Laurie Butler as delegates, and Cr Lisa Smith and Cr Rodney Desmond as proxy delegates to represent Council at the AGM.
4. That the CEO prepare a Notice of Motion seeking State Government recognition of the impacts of out of the ordinary trucking campaigns on local roads, and the development of a means to recover costs.

Carried: 7/0
2012 Local Government Convention
General Information

The 2012 Local Government Convention will be held at the Perth Convention and Exhibition Centre (PCEC) from 1 August to 3 August 2012. The tentative schedule for the Convention is as follows:

<table>
<thead>
<tr>
<th>Wednesday 1 August</th>
<th>START</th>
<th>FINISH</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special State and Local Government Forum</td>
<td>9:00 am</td>
<td>12 Noon</td>
</tr>
<tr>
<td>Collection of Voting Keypads</td>
<td>10.00 am</td>
<td>1.30 pm</td>
</tr>
<tr>
<td>Honour Recipients Luncheon</td>
<td>12 Noon</td>
<td>1.00 pm</td>
</tr>
<tr>
<td>WA Local Government Association AGM opening (including</td>
<td>1.30 pm</td>
<td>5.30 pm</td>
</tr>
<tr>
<td>Honours Awards Presentations)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Convention &amp; Trade Exhibition Welcome Reception</td>
<td>5.30 pm</td>
<td>7.00 pm</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Thursday 2 August</th>
<th>START</th>
<th>FINISH</th>
</tr>
</thead>
<tbody>
<tr>
<td>ALGWA Breakfast</td>
<td>7.00 am</td>
<td>8.30 am</td>
</tr>
<tr>
<td>Opening and Convention Sessions</td>
<td>9:00 am</td>
<td>5.15 pm</td>
</tr>
<tr>
<td>Sundowner</td>
<td>5.15 pm</td>
<td>6.30 pm</td>
</tr>
<tr>
<td>Mayors &amp; President Reception – Council House (by invitation)</td>
<td>5.30 pm</td>
<td>7.00 pm</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Friday 3 August</th>
<th>START</th>
<th>FINISH</th>
</tr>
</thead>
<tbody>
<tr>
<td>Convention Breakfast with Mick Malthouse</td>
<td>7:00 am</td>
<td>8:45 am</td>
</tr>
<tr>
<td>Convention Sessions</td>
<td>9:00 pm</td>
<td>4.30 pm</td>
</tr>
<tr>
<td>Convention Gala Dinner</td>
<td>7:00 pm</td>
<td>12:00 am</td>
</tr>
</tbody>
</table>

Further details are contained in the registration brochure which will be distributed to all Local Governments in May.

Format for the WALGA Annual General Meeting

The Annual General Meeting for the Western Australian Local Government Association will be held from 1:30 pm to 5:30 pm on Wednesday 1 August 2012. This event should be attended by delegates from all Member Local Governments.

Cost for attending the Annual General Meeting

Attendance at the Annual General Meeting is free of charge to all Member Local Governments; lunch is not provided. All Convention delegates must register their attendance in advance. Registration for the welcome reception that evening must also be notified in advance.
Submission of Motions

Member Local Governments are hereby invited to submit motions for inclusion on the Agenda for consideration at the 2012 Annual General Meeting. Motions should be submitted in writing to the Chief Executive Officer of WALGA.

The closing date for submission of motions is COB Monday 4 June 2012. Please note that any motions proposing alterations or amendments to the Constitution of the WA Local Government Association must be received by COB Monday 28 May 2012 in order to satisfy the 60 day constitutional notification requirements.

The following guidelines should be followed by Members in the formulation of motions:

- Motions should focus on policy matters rather than issues which could be dealt with by the WALGA State Council with minimal delay.
- Due regard should be given to the relevance of the motion to the total membership and to Local Government in general. Some motions are of a localised or regional interest and might be better handled through other forums.
- Due regard should be given to the timeliness of the motion – will it still be relevant come the Local Government Convention or would it be better handled immediately by the Association?
- The likely political impact of the motion should be carefully considered.
- Due regard should be given to the educational value to Members – i.e. does awareness need to be raised on the particular matter?
- The potential media interest of the subject matter should be considered.
- Annual General Meeting motions submitted by Member Local Governments must be accompanied by fully researched and documented supporting comment.

Enquiries relating to the preparation or submission of motions should be directed to Janet Done, Executive Officer Governance and Strategy on 9213 2013 or via email jdone@walga.asn.au.

Emergency Motions

No motion shall be accepted for debate at the Annual General Meeting after the closing date unless the Association President determines that it is of an urgent nature, sufficient to warrant immediate debate, and delegates resolve accordingly at the meeting. Please refer to the Conference Standing Orders for details.

Mayor Troy Pickard
President

Wayne Sceggia
Acting Chief Executive Officer

WALGA
15 Altona Street, West Perth WA 6009
Telephone: 9321 5055
Facsimile: 9322 2611
Executive Summary:
The Mid West Chamber of Commerce and Industry has proposed an extension of the Mid West Procurement Officer Project at a cost of $15,000.

Applicants Submission:
The Mid West Procurement Officer has been working with the emerging resource Industry and local businesses in selected Shires to maximise the value of participation of local businesses in the resource industry.

Background:
Council has made two annual contributions of $10,000 commencing January 2010. MWCCI is proposing that this arrangement be extended for a further 3 years commencing February 2012 at $15,000 per 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:
The proposal involves a 50% increase in the cost of the project, and an additional $2,500 this financial year.

Strategic Implications:
The goal of maximising benefits to local businesses is laudable.

Consultation:
John Evens, the current incumbent in the position has made a presentation to Council and does visit regularly.
Comment:
The arrangement has resulted in Business After Hours functions in Perenjori, Morawa and Dalwallinu, but it could be argued that these functions could be arranged directly. It is not clear what direct benefits have accrued to local businesses.

At its April Meeting Council agreed to support the Outback Business Network Project to the tune of $15,000 over 3 years.

Voting Requirements:
Absolute Majority

Officers Recommendation:
That Council determine whether to continue to support the Mid West Procurement Officer Project.

COUNCIL RESOLUTION
Moved: Cr GK Reid  
Seconded: Cr LS Smith

That Council seek justification of the increase for the Mid West Procurement Officer Project from the Mid West Chamber of Commerce and Industry.

Carried: 7/0
12056 OTHER BUSINESS

12056.1 INFORMATION BULLETIN – TABLED IN THE COUNCIL CHAMBERS

- WALGA Info Page
  - Metropolitan Local Government Review Draft Findings: Indicative WALGA Response
  - Household Hazardous Waste Program Overview
  - Hyperlink to the WA Police webpage to report hoon driving
  - WA Health Promotion Strategic Framework 2012-2016
  - Local Government Community Safety Email Network
  - Climate Change Readiness (Coastal Planning and Protection) Bill 2012
  - Planning and Development Regulations 2009 – Part 7 Local Government Planning Changes
  - Local Government Financial management Regulations – Reductions in Interest Rates
- Correspondence from Regional Development Council
- Rural Health West Board Communique
- Partyline – Number 43 March 2012
- Western Australian Regional Development Trust
- Rural Health Matters – Autumn 2012
- RRR Network News – Edition 59
- Australian Competition and Consumer Commission – Monitoring of the Australian petroleum industry – summary 2011
- Australian Local Government Association Budget Submission
- Metropolitan Local Government Review – Release of Draft Findings
- CHCWA’s Strategic Plan 2012-2015

12056.2 MOTIONS OF WHICH DUE NOTICE HAVE BEEN GIVEN

12056.3 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

30
12056.4 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

MOTION
Moved: Cr RP Desmond Seconded: Cr LC Butler
That items 12056.4.1, 12056.4.2, 12056.4.3, 12056.4.4, and 12056.4.5 be accepted as Urgent Business approved by decision.

Carried: 7/0

12056.4.1 OVERFLOW CARAVAN AND CAMPING FACILITIES – CENTENARY

APPLICANT: SHIRE OF PERENJORI
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: SAM PARKER – CDO ______________________
RESPONSIBLE OFFICER STAN SCOTT – CEO ______________________

REPORT DATE: ATTACHMENTS

Executive Summary:
Request to use the old netball/basketball courts as additional caravan space for the Centenary weekend.

Applicants Submission:
We having started to receive a number of calls and enquiries about accommodation for the Centenary weekend. Based on the number of enquiries so far there may be a shortage in spaces for caravans and camping. The proposition would be to use the old Netball courts as additional powered sites for the weekend. We expect to be able to accommodate 12 vans on the old courts. Caravanners and campers would have access to ablutions at the pavilion and temporary facilities to be hires for the weekend.

This would work by using the generators that Coates hire have kindly donated for the weekend to create power for the site. The bookings for this would be organised through the caravan park using their systems. The cost would be the same for the netball courts as it would be if guests were staying at the caravan park.

It is also proposed that the hockey pitch be used as an overflow area for camping, in the event the caravan park becomes fully booked. This would be charged at the same rates as a unpowered site at the caravan park.

Background:
The Centenary is scheduled for 29th September 2012 - 1st October 2012.
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:

None

Financial Implications:

Small cost to remove the fence where the old grandstand was to allow caravans easier access to the courts, along with the tidying up of the area. Potential cost of hiring power boards.

It is proposed that the overflow sites would be charged at the same rate as at the caravan park.

Strategic Implications:

None

Consultation:

Spoken to Caravan Park to determine capacity available and capacity that may be required.

Comment:

Arrangements need to be in place so that bookings may be taken for caravan and camp sites.

Voting Requirements:

Simple Majority

Officers Recommendation:

It is recommended that the following arrangements apply for the Centenary week end:

- The old netball courts be allocated as additional caravan sites;
- That the hockey ground be allocated as overflow camping; and
- Caravan and camping charges be the same as at the caravan park.

COUNCIL RESOLUTION

Moved: Cr RP Desmond  Seconded: Cr HC Wass

It is recommended that the following arrangements apply for the Centenary week end:

- The old netball courts and the old pool site be allocated as additional caravan sites;
- That the hockey ground be allocated as overflow camping for tents only; and
- Caravan and camping charges be the same as at the caravan park except for unpowered tent sites which will be free.

Carried: 7/0
Executive Summary:
Western Power has offered to install two poles to secure a centenary banner, and the best location needs to be identified.

Applicants Submission:
Western Power has offered to install two poles on either side of the main road, complete with eyelet bolts to a banner could be attached. The poles would be as a direct sponsorship of the centenary, and could be either temporary or permanent.

To avoid interference with existing infrastructure the best locations are:
- Just north of the townsite (near the 80 kph limit sign) or
- Just south of the townsite (past the seed cleaners); or
- Between the sports club and the road house – there is a gap where there are no power lines alongside the road.

Background:
The Shire has obtained a 10 metre x 1 metre banner to promote the centenary and is seeking a location to secure it. Western Power was approached to see if a street light support could be used to secure one end. They do not think that this would be appropriate but have suggested alternative arrangements.

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 poles will be provided as a donation of in kind centenary sponsorship.

Strategic Implications:
The banner could be repainted and reused to promote other events or celebrations.
Consultation:
Western Power has offered this arrangement as sponsorship, but main roads will need to give permission.

Comment:
We will need to ensure that the banner is higher than the lowest power lines crossing Fowler Street so that it is not a traffic hazard. In the CEO’s view the best location is between the sports club and the road house.

Voting Requirements:
Simple Majority

Officers Recommendation:
1. That Council accept Western Power’s offer to provide and install two poles as a centenary sponsorship contribution; and
2. That the poles be located across Fowler Street between the Sports Club and the Road house. and
3. That the CEO obtain Main Roads agreement to the installation.

COUNCIL RESOLUTION
Moved: Cr JH Hirsch Seconded: Cr RP Desmond
1. That Council accept Western Power’s offer to provide and install two poles as a centenary sponsorship contribution; and
2. That the poles be located across Fowler Street between the Sports Club and the Road house. And
3. That the CEO obtain Main Roads agreement to the installation

Carried: 7/0
12056.4.3 NEW MINING DEVELOPMENTS

APPLICANT: SHIRE OF PERENJORI
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO

RESPONSIBLE OFFICER: STAN SCOTT – CEO

REPORT DATE: 16 MAY 2012
ATTACHMENTS: QUEST MINING SCOPING STUDY

Executive Summary:

The CEO and Shire President attended a tour of Karara and Koolanooka organised by the Geraldton Iron Ore Alliance. Before and during that tour they gathered some additional information on future projects.

Applicants Submission:

Informal discussions with project representatives revealed the following:

- Karara expects to energise the 330 kV power line in June, and complete the bulk of its project construction by October;
- Extension Hill Pty Ltd expects to have more certainty on project funding after October;
- Sinosteel Midwest will be moving operations to its Blue Hills pits later this year. There may be impacts in relation to transport logistics, and will also trigger community benefits arrangements. Sinosteel has asked to attend the June 2012 Council forum.

The tour was also attended by Bruce Richardson, Director of Top Iron Pty Ltd. Top Iron is a new member of the GIOA, is a privately owned company partly owned by a Chinese steel maker, and has an iron ore prospect south of Extension Hill. They would be seeking to export through Geraldton Port and may seek access to some the infrastructure established by Mt Gibson. The president advised in broad brush terms the arrangements in place with Mount Gibson and Top Iron will at some point meet with the Shire for further discussions.

From the GIOA Website:
Gindalbie Metals has submitted an application with the EPA for the development of the Shine Iron Ore Project (SIOP). The project will last for 3 to 5 years, depending on mining rate. Ore will be hauled to Karara’s Blue Hills North Pit for crushing and screening, and then transported by rail. A project synopsis is attached.

In an unrelated development Quest Minerals released a consultants scoping study for the feral iron ore deposit 15 km East of Bowgada. This is another company with whom we need to establish initial contact even though exploitation of the feral deposit is likely to be some years away.

**Background:**

The CEO and Shire President attended a tour of Karara and Koolanooka organised by the Geraldton Iron Ore Alliance. The tour included representatives of:

- Karara Iron Ore project;
- Sinosteel Midwest;
- Extension Hill Pty Ltd (Asia Iron); and
- Top Iron

Quest Minerals is not a GIOA member and was not part of the tour.

**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:**

Top Iron would likely need to make similar arrangements with the Shire to those with Mt Gibson.

**Strategic Implications:**

New projects will enhance our place as a mining centre.
Consultation:
Nil

Comment:
New mining opportunities and projects continue to emerge.

Voting Requirements:
Simple Majority

Officers Recommendation:
That Council note the emerging projects.
That the CEO invite representatives from Top Iron and Quest Minerals to attend future Council meetings.

COUNCIL RESOLUTION
Moved: Cr LC Butler                       Seconded: Cr GK Reid
That Council note the emerging projects.
That the CEO invite representatives from Top Iron and Quest Minerals to attend future Council meetings.

Carried: 7/0
1. INTRODUCTION

1.1 Project Overview

Gindalbie Metals Limited (GML) is proposing to develop a small scale hematite project referred to as the “Shire Iron Ore Project (SIOP)”, situated approximately 248 km east of Geraldton in the Mid-West region of Western Australia. SIOP is located within the Shire of Yalgoo, and is approximately 68 km southeast of the Yalgoo townsite and approximately 40 km northeast of the Karara Iron Ore Project (KIOP) (Figures 1 and 2).

The SIOP hematite resource is currently estimated at 7.3 Mt at 55% Fe cut-off (Snowden, 2011), with the in pit resource (potential reserves) at approximately 4.3Mt at 55% Fe cut-off (Golder Associates, 2012). The current mine design allows for an expected mine life of 3 years with the option to extend up to a maximum of 5 years (dependant on the mining rate). SIOP is divided into three key components which include the minesite, service infrastructure and existing infrastructure. These are detailed in Figure 3 and further discussed below:

Minesite

- Two open pits (south and north pit) for the extraction of hematite iron ore through conventional open cut mining methods.
- Waste rock landform (WRL).
- Run-of-mine ore stockpile pad.
- Mobile crushing and screening plant (if required)\textsuperscript{1}.
- Associated minesite infrastructure such as a maintenance workshops, portable fuel storage areas, turkey’s nest, magazine and offices.
- Diesel gensets at the minesite for the construction and operational period and as emergency power during operations.

Service infrastructure

- Abstraction bores at SIOP to supply water for dust suppression purposes.

Existing infrastructure

- Accommodation at Minjar Gold mining camp located approximately 5 km north of the SIOP minesite. The camp is equipped to accommodate up to 120 persons.
- Use of existing facilities at Minjar Gold for drinking water supply, bioremediation and landfill.
- Haul road, referred to as the “Minjar Haul Road”, for the transport of material via road trains from the site to the Karara rail loop.
- Alternative power supply from Golden Grove, if required.
- Transfer of excess water will be via existing pipelines within the Minjar Haul Road footprint to KIOP for reuse.

It is proposed that where possible, existing infrastructure will be utilised in order to reduce the development footprint of SIOP.

\textsuperscript{1} It is proposed that the pre-existing crushing and screening plant at the Blue Hills North minesite will be used.
Executive Summary:
Cr Robyn Benton has resigned as a Councillor and an Extraordinary Election is required to elect a replacement.

Applicants Submission:
To complete all the requirements for an election requires 80 days. If Council were to target completing the process prior to the August Ordinary Council meeting an Election Date of 10 August 2012 would be achievable. The resulting statutory dates are as follows:

### AUGUST 2012 EXTRAORDINARY ELECTION - STATUTORY DATES

<table>
<thead>
<tr>
<th>Time to poll</th>
<th>Day, Date</th>
<th>Action</th>
<th>Reference</th>
</tr>
</thead>
<tbody>
<tr>
<td>80 days</td>
<td>Tuesday, 22 May 2012</td>
<td>Last day to decide to hold a postal election</td>
<td>s 4.20, 4.61(5)</td>
</tr>
<tr>
<td>70 days</td>
<td>Friday, 1 June 2012</td>
<td>First day the returning officer can give statewide public notice of time and date of close of enrolments</td>
<td>s 4.39</td>
</tr>
<tr>
<td>56 days</td>
<td>Friday, 15 June 2012</td>
<td>Last day the returning officer can give statewide public notice of time and date of close of enrolments</td>
<td>s 4.39, 4.40, 4.47</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Last day for the CEO to advise the Electoral Commissioner of the need to prepare rolls for the election</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>First day the CEO can give Statewide public notice calling for nomination of candidates</td>
<td></td>
</tr>
<tr>
<td>50 days</td>
<td>Thursday, 21 June 2012</td>
<td>Enrolments must be in and accepted by 4.00pm.</td>
<td>s 4.39</td>
</tr>
<tr>
<td>Days</td>
<td>Date</td>
<td>Event</td>
<td>Section(s)</td>
</tr>
<tr>
<td>-------</td>
<td>---------------------</td>
<td>-----------------------------------------------------------------------</td>
<td>---------------</td>
</tr>
<tr>
<td>45</td>
<td>Tuesday, 26 June 2012</td>
<td>Last day the CEO can give Statewide public notice calling for nomination of candidates</td>
<td>s 4.47</td>
</tr>
<tr>
<td>44</td>
<td>Wednesday, 27 June 2012</td>
<td>Candidate nominations commence</td>
<td>s 4.47, s 4.49</td>
</tr>
<tr>
<td>37</td>
<td>Wednesday, 4 July 2012</td>
<td>Candidate nominations close at 4.00pm</td>
<td>s 4.47, s 4.49</td>
</tr>
<tr>
<td>36</td>
<td>Thursday, 5 July 2012</td>
<td>Last day for Electoral Commissioner to have prepared residents roll and forwarded copy to CEO</td>
<td>s 4.40</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Last day for CEO to prepare owners and occupiers roll</td>
<td>s 4.41</td>
</tr>
<tr>
<td>22</td>
<td>Thursday, 19 July 2012</td>
<td>Last day to delete duplicate entries from the owners and occupiers roll. (If roll is altered provide details to Cr's or candidates who have been issued a copy.)</td>
<td>s4.63</td>
</tr>
<tr>
<td>19</td>
<td>Sunday, 22 July 2012</td>
<td>Last day the CEO can give Statewide public notice about election</td>
<td>s4.64</td>
</tr>
<tr>
<td>4</td>
<td>Monday, 6 August 2012</td>
<td>Casting of absentee votes ceases at 4.00pm.</td>
<td>s4.68</td>
</tr>
<tr>
<td>1</td>
<td>Thursday, 9 August 2012</td>
<td>Casting of an early vote in voting in person election closes at 4.00pm (Office open 2 to 4 pm)</td>
<td>s4.68</td>
</tr>
<tr>
<td>Election day</td>
<td>Friday, 10 August 2012</td>
<td>Voting in person at polling places, counting of votes and declaration of result.</td>
<td>s4.7</td>
</tr>
<tr>
<td>14 days after</td>
<td>Friday, 24 August 2012</td>
<td>Returning Officer to provide a report to the Minister on result of election.</td>
<td>s 4.79, reg. 81</td>
</tr>
<tr>
<td>28</td>
<td>Friday, 7 September 2012</td>
<td>Invalidity complaints close</td>
<td>s4.77, 4.81, reg. 80</td>
</tr>
</tbody>
</table>
Council has some decisions to make:

**Postal Election**

If Council wishes a postal election it must first make the Electoral Commissioner responsible for conduct of the Election.

The Electoral Commissioner will then appoint a Returning Officer.

**In Person Election**

If Council does not make a declaration that the election is to be a postal election and that the Electoral Commissioner is to run the election, the election will be a voting in person election.

Council, for a voting in person election, may:

- Appoint the Electoral Commissioner to run the election;
- Appoint a person other than the CEO to be the Returning Officer; or
- Appoint the CEO as returning Officer.

If Council makes no contrary decision, the default position under the Act is that the CEO is the Returning Officer and the Election is voting in person.

**Change of CEO**

The current CEO’s last day at work will be 6 July 2012. Close of nominations is 4 July 2012. This would be a reasonable point of handover to a new returning officer. The alternative is to appoint the Deputy CEO or some other responsible citizen as Returning Officer.

**Background:**

Cr Benton has been unwell for several months and has missed the last 6 Council meetings. Despite her best intentions she has been unable to resume her position and has elected to resign.

**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 Electoral Commission to conduct the poll there will be a cost involved.

**Strategic Implications:**

Nil

**Consultation:**

Nil

**Comment:**

There have been no occasions in the last few years when there have been more candidates than vacancies. If that trend continues, the election could be determined by 4 July 2012.
Voting Requirements:
Simple Majority

Officers Recommendation:

1. That Council set 10 August 2012 as election day for an Extraordinary Election for the Maya Ward of the Shire of Perenjori
2. That the election will be a voting in person election
3. That the CEO or his successor be appointed as the Returning Officer.

COUNCIL RESOLUTION

Moved: Cr JH Hirsch  Seconded: Cr GK Reid

1. That Council set 10 August 2012 as election day for an Extraordinary Election for the Maya Ward of the Shire of Perenjori
2. That the election will be a voting in person election
3. That the CEO or his successor be appointed as the Returning Officer

Carried: 7/0
12056.4.5 CLOSURE OF THE REGISTRY OF THE MAGISTRATES COURT

APPLICANT: DEPARTMENT OF THE ATTORNEY GENERAL
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO
RESPONSIBLE OFFICER STAN SCOTT – CEO
REPORT DATE: 17 MAY 2012
ATTACHMENTS

Executive Summary:
It is proposed that the Magistrates Court registry in Perenjori be closed.

Applicants Submission:
Steve Ford, Regional Manager of the Geraldton Court and Magistrates Court wrote in the following terms:

Following a review into Court registries throughout the State a decision has now been made for the proposed closure of a number of Magistrates Court registries. One of those registries is at Perenjori.

One of the criteria used to establish whether or not to close a registry was the fact of no court sittings having been undertaken for at least two years. The last time a court was held in Perenjori was in 2009. I can advise that currently police either summons or bail accused persons to appear in the Morawa Court or alternatively for any accused refused bail the person is taken direct to Geraldton.

Notwithstanding the closure as a registry it will be business as usual and there will be no change from what has happened over the past two years at least. If the situation arose where a hearing is needed to be conducted in Perenjori the magistrate can still sit in that location even though it is no longer a registry.

Background:
The last time a court was held in Perenjori was in 2009.

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:
Strategically we try to retain as many State services as possible, but it is not clear that the loss of the registry function is of any great consequence.

Consultation: Nil

Comment:
It is difficult to justify the retention of a service that has not been used for 3 years.

Voting Requirements:
Simple Majority

Officers Recommendation:
That Council not object to the closure of the Court Registry service in Perenjori.

COUNCIL RESOLUTION
Moved: Cr LC Butler Seconded: Cr HC Wass
That Council not object to the closure of the Court Registry service in Perenjori.
Carried: 7/0
12056.5  MATTERS BEHIND CLOSED DOORS

12056.6  DATE OF NEXT MEETING / MEETINGS
The next Ordinary Council Meeting will be held on the 21st June 2012 at 1.30pm.

12056.7  CLOSURE

With no further business the Ordinary Council Meeting was closed by Cr Chris King at 9.00pm

I certify that this copy of the Minutes is a true and correct record of the meeting held 17th May 2012

Signed: ________________
Presiding Elected Member
Date: ________________