Shire of Perenjori

MINUTES

Ordinary Council Meeting

Held in the Shire of Perenjori Council Chambers, Fowler Street, Perenjori on 21st February 2013, commencing at 1.30 pm.

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13021 PRELIMINARIES

13021.1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS
Cr King officially opened the meeting at 2.16 pm.

13021.2 OPENING PRAYER
Cr P Waterhouse led council in the opening prayer.

13021.3 DISCLAIMER READING

13021.4 RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE
Present:
   Cr CR King
   Cr LC Butler
   Cr GK Reid
   Cr JH Hirsch
   Cr JR Cunningham
   Cr RP Desmond
   Cr HC Wass
   Cr PJ Waterhouse
   Ali Mills – CEO
   Carla Sanderson – Executive Assistant

Leave of Absence:
   Cr LJ Smith

Apologies:
   Doug Stead – Deputy CEO

13021.5 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE
   Nil

13021.6 PUBLIC QUESTION TIME
   Nil
13021.7 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.

13021.8 APPLICATIONS FOR LEAVE OF ABSENCE

Nil

13021.9 CONFIRMATION OF MINUTES

Minutes of Ordinary Council meeting held Thursday 20th December 2012 are attached.

Moved: Cr J Hirsch
Seconded: Cr L Butler
That the minutes of Ordinary Council Meeting held Thursday 20th December 2012 be seen as a true and accurate record.

Carried: 8/0

13021.10 ANNOUNCEMENTS BY PERSON PRESIDING WITHOUT DISCUSSION

13021.11 PETITIONS / DEPUTATIONS / PRESENTATIONS

13022 FINANCE

13022.1 MONTHLY STATEMENT OF FINANCIAL ACTIVITY

APPLICANT: DEPUTY CEO
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: CARLA SANDERSON – EXECUTIVE ASSISTANT
RESPONSIBLE OFFICER: DOUG STEAD - DCEO
REPORT DATE: 13th February 2013
ATTACHMENTS JANUARY 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

Committee and Officers Recommendation – Item 13022.1

2.21pm - Cr J Hirsch left the meeting and did not participate in discussion or vote on the matter.

1. Statement of Financial Activity

That the Statement of Financial Activity for the period ended 31st January 2013 including report on variances be accepted as presented.

2. Finance Report

That the Finance Report for the period ended 31st January 2013 be accepted as presented.

3. Acquisition of Assets

That the Acquisition of Assets Report for the period ended 31st January 2013 with a balance of $1,236,802 as presented be received.
4. Reserves Report
That the Reserves Report for the period ended 31st January 2013 with a balance of $892,144.00 as presented be received.

5. Net Current Assets
That the Net Current Assets report for the period ended 31st January 2013 with a balance of $1,853,628 as presented be received.

6. Bank Reconciliation’s
That the balances of the Municipal Fund of $42,815.37 and the Trust Fund of $790,527.17 as at 31st January 2013 as presented be received.

7. Sundry Creditors Report
That the Sundry Creditors Report for the period ended 31st January 2013 with a balance of $6843.28 as presented be received.

8. Sundry Debtors Report
That the Sundry Debtors Report for the period ended 31st January 2013 with a balance of $581,462.70 as presented be received.

9. Accounts for Payment
That the Accounts paid from the Municipal Account consisting of Cheque Numbers 18509-18601 and EFT Numbers 4275-4424 for $695,520.79 and the Trust Account consisting of one EFT number; 834 for $150 for the period ended 31st January 2013 as presented be accepted.

10. Rates Outstanding
That the Rates Outstanding Report for the period ended 31st January 2013 as presented be received.

COUNCIL RESOLUTION – ITEM 13022.1
Moved: Cr R Desmond
Seconded: Cr H Wass
That items 1-10 of the Financial Activity Report be seen as a true and accurate record.
Carried: 7/0

2.23pm - Cr J Hirsch returned to the meeting.

13023 HEALTH BUILDING & PLANNING
Nil
13024.1 ROAD MAINTENANCE JANUARY 2013

APPLICANT: KEN MARKHAM – WORKS SUPERVISOR
FILE: None
DISCLOSURE OF INTEREST: None
AUTHOR: KEN MARKHAM – WORKS SUPERVISOR
RESPONSIBLE OFFICER: KEN MARKHAM – WORKS SUPERVISOR
REPORT DATE: 4TH FEBRUARY 2013
ATTACHMENTS: MAP

Summary
Listed are the roads graded for the month of December and January.
Metcalfe rd Settlement rd
Camac rd Hill rd
Starkeys rd Bartlett rd
Cannon rd Barrett rd
Old Perth rd Malcolm rd
Maya Coorow rd Koolanooka rd
Rabbit Proof Fence rd Olden rd

Background
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
As per Council’s Road Maintenance Budget

Strategic Implications
To maintain roads to a standard

Consultation
Nil

Comment
Nil
Committee and Officers Recommendation – Item 13024.1
That the road maintenance report for December and January be accepted as presented.

COUNCIL RESOLUTION – ITEM 13024.1
Moved: Cr J Cunningham  Seconded: Cr R Desmond
That the road maintenance report for December and January be accepted as presented.
Carried: 8/0
Summary

Tenders were called for several items of plant and machinery and tabled at the December Council meeting; these included a prime mover, water tanker and skid steer. These items were laid on the table until after a review of the budget at the February meeting.

This review has now taken place.

Applicants Submission

Tenders received for the purchase of a new prime mover, skid steer and water tanker were presented at the December Council meeting and laid on the table until after a budget review at the February meeting. This review has now been undertaken and the three items are being represented for consideration and recommendation to Council.

Tenders received for the water tanker have all come in over the budget price. During the Budget review allowance has been made for this. The best price was from MidWest Truck Sales for the Bailey’s water tanker for $103,674. This was $5674 over the original budget.

The tenders for the prime mover provided several options with the UD Nissan from Truck Centre being the preferred choice. At the December meeting the item was deferred due to a budget review and to approach Truck Centre to find out whether the purchase price would change if no trade was offered to allow Council to accept an outright purchase price from a higher tenderer. Truck Centre has indicated that the price will not change. This will allow Council to accept a higher price from either MidWest Truck sales ($66,132 ) or Wagga Trucks ($66,687 ).

Tenders received for the skid steer varied and the best option regarding performance and compatibility with Council’s attachments was the tender from Westrac for the CAT 242B3AC skid steer.

Background

The water tanker prices were all over the estimated budget, with the best one being from Howard Porter for $99,500 ex GST. There is a need for ringfeeder setup allowing for roadtrain configuration which would cost an extra $2475 and a hose reel at $2970. The total price would be $104945, which is $6945 over budget. The Baileys trailer from MidWest Truck Sales with all options would be $103,674, which would be $5674 over budget.

There are several tenders for the skid steer. The preference is to stay with a Cat skid Steer as the current one has worked extremely well and not given any issues. Most of the tenderers have given an indication that their machines are compatible with the Digger and...
Cat attachments, of which we have several. The concern is for the water tank which is fitted to the top of the current skid steer for the profiler and how this would attach to other model machines. Of the tendered vehicles, the Volvo is a new machine and is currently not in Australia, I have not had any experience with the Terex skid steer.

**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**
As per the plant replacement budget

**Strategic Implications**
Nil

**Consultation**
Nil

**Comment**
Nil

**Voting Requirements – Simple Majority**

<table>
<thead>
<tr>
<th>Committee and Officers Recommendation – Item 13024.2</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Recommendation 1</strong></td>
</tr>
<tr>
<td>(a) That the tender from MidWest Truck Sales for the supply of one Bailey’s water tanker for $103,674 be accepted.</td>
</tr>
<tr>
<td>Or</td>
</tr>
<tr>
<td>(b) That the purchase of the water tanker be deferred and included in the 2013/2014 plant replacement budget.</td>
</tr>
<tr>
<td><strong>Recommendation 2</strong></td>
</tr>
<tr>
<td>That the tender from Truck Centre for the supply of the UD Nissan prime mover be accepted and that the tender price for the outright purchase of the trade vehicle be accepted from either Wagga Trucks for $66,687 or MidWest Truck Sales for $66,132.</td>
</tr>
<tr>
<td><strong>Recommendation 3</strong></td>
</tr>
<tr>
<td>(a) That Council accept the tender from Westrac for the supply and delivery of the CAT 242B3AC skid steer for the total price of $67,851.36 with the following option and take the no trade discount offered by Westrac for $2000 and sell the skid steer to the best outright tenderer, RJ &amp; LJ King for $17,500, giving a net changeover of $48,351.36.</td>
</tr>
<tr>
<td>Or</td>
</tr>
<tr>
<td>(b) That the purchase of the skid steer loader be deferred and included in the</td>
</tr>
</tbody>
</table>
2013/2014 plant replacement budget.

**COUNCIL RESOLUTION – ITEM 13024.2**

Amendment: Council deferred the original motions to making a decision on these until after the 2013 budget review.

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**13024.3 RRG – ROADS 2030 REVIEW**

<table>
<thead>
<tr>
<th>APPLICANT:</th>
<th>KEN MARKHAM – WORKS SUPERVISOR</th>
</tr>
</thead>
<tbody>
<tr>
<td>FILE:</td>
<td>ADM 0142</td>
</tr>
<tr>
<td>DISCLOSURE OF INTEREST:</td>
<td>NIL</td>
</tr>
<tr>
<td>AUTHOR:</td>
<td>KEN MARKHAM – WORKS SUPERVISOR</td>
</tr>
<tr>
<td>RESPONSIBLE OFFICER:</td>
<td>KEN MARKHAM – WORKS SUPERVISOR</td>
</tr>
<tr>
<td>REPORT DATE:</td>
<td>13&lt;sup&gt;th&lt;/sup&gt; February 2013</td>
</tr>
<tr>
<td>ATTACHMENTS</td>
<td>DOCUMENTS</td>
</tr>
</tbody>
</table>

**Executive Summary**

A complete review of all LGA’s current roads in the Roads 2025 document for RRG is being undertaken. This process happens every 5 years. LGA’s are being asked to ensure that all their complying roads are included in the Roads 2030 document.

Submissions for roads to be included in the Roads 2030 document close 20<sup>th</sup> February 2013.

**Applicants Submission**

After discussions with Main Roads, to enable Council to approve the updated list of roads for the Roads 2030 document we will submit what we have by the 20<sup>th</sup> of February and make a note that the submitted information is a draft subject to Council approval.

The majority of roads from the Roads 2025 document still qualify for funding but need some justification changes made.

**Strategic Implications**

Nil

**Consultation**

Nil

**Comment**

Nil

**Voting Requirements – Simple Majority**
Officer’s Recommendation – Item 13024.3

That Council review the Roads 2025 document and make any changes to the Roads 2030 document to be passed on for future consideration and inclusion in the document, noting that the document submitted to Main Roads by the 20th February deadline will be classified as a draft subject to Council approval.

COUNCIL RESOLUTION - ITEM 13024.3

AMENDMENT: Council did not accept the original motion. The new motion directs the Works Supervisor and the Plant and Works Committee to review the Road 2025 document.

Moved: Cr L Butler: Seconded: Cr J Cunningham

That Council request the Works Supervisor and Plant and Works committee to review the Roads 2025 document and make any changes to the Roads 2030 document to be passed on for future consideration and inclusion in the document, noting that the document submitted to Main Roads by the 20th February deadline will be classified as a draft subject to Council approval.

Carried: 8/0
### Executive Summary

Correspondance has been received advising Council of applications for Mining Exploration Licences submitted to the Department of Mines and Petroleum (DMP).

This report recommends that Council acknowledges the applications and recommends to the DMP that certain conditions be imposed.

### Applicants Submission

All Companies have applied to the DMP for an exploration licence. They have indicated that private land may be affected. All companies have a requirement to notify the respective Shire of the application for the licence. They have provided location plans detailing land area to be explored.

### Background

Correspondance received from:

- AusQuest in mid December 2012, id for an exploration licence 59/1937
- Austwide Mining Title Management Pty Ltd, General Purpose Lease 59/49
- Andersons Tenement Management for an exploration Licence 59/1952.

The applications have the capacity to impact on the following areas of land within the:

- North East portion of the Shire
- South East portion of the Shire

### Statutory Environment

*Mining Act 1978*

33. Application for mining tenement by permit holder
1) Subject to subsection (1a), where an application is made in accordance with this Act for a mining tenement that relates to private land notice of the application shall be given in the prescribed manner by the applicant to —

a) the Chief Executive Officer of the local government;

b) the owner and occupier of the private land; and

c) each mortgagee of the land under a mortgage endorsed or noted on the title or land register or record relating to that land, but if there is no occupier of the land, or no such occupier can be found, the notice of the application shall be affixed in some conspicuous manner on the land.

**Policy Implications**

Nil

**Financial Implications**

Nil

**Strategic Implications**

Nil

**Consultation**

Nil

**Comment**

Whilst Council has minimal power over whether exploration licences are approved or not it is recommended that certain conditions be presented.

**Voting Requirements – Simple Majority**

**Officers Recommendation – Item 13025.1**

That Council acknowledges the applications for Exploration Licences 59/1937, 59/1952, GENERAL Purpose Lease 59/49 and requests the following conditions be imposed by the Department of Mines and Petroleum if the exploration licences are to be issued:

1. All surface holes drilled for the purpose of exploration are to be capped, filled or otherwise made safe after completion.

2. All costeans and other disturbances to the surface of the land made as a result of exploration, including drill pads, grid lines and access tracks, being backfilled and rehabilitated to the satisfaction of the district mining engineer. Backfilling and rehabilitation being required no later than six (6) months after excavation unless otherwise approved in writing by the district mining engineer.

3. Abandoned equipment and temporary buildings being removed from the mining tenement prior to or at the termination of exploration program.

4. No activities taking place to the detriment of any roads, streets or verges.

5. Minimum disturbance being made to natural vegetation.

6. Adequate dust suppression control methods and practices being used.

7. Except with the approval of the Shire of Cunderdin, all mining excavations or drilling
operations being backfilled and the ground reinstated and revegetated at the completion of the operation to the satisfaction of the Shire of Cunderdin.

8. All works comply with the Environmental Protection (Noise) Regulations 1997.

9. All waste materials, rubbish and plastic sample bags to be removed within 60 days of placement.

COUNCIL RESOLUTION - ITEM 13025.1

Moved: Cr L Butler
Seconded: Cr P Waterhouse
That Council acknowledges the applications for Exploration Licences 59/1937, 59/1952, GENERAL Purpose Lease 59/49 and requests the following conditions be imposed by the Department of Mines and Petroleum if the exploration licences are to be issued:

1. All surface holes drilled for the purpose of exploration are to be capped, filled or otherwise made safe after completion.

2. All costeans and other disturbances to the surface of the land made as a result of exploration, including drill pads, grid lines and access tracks, being backfilled and rehabilitated to the satisfaction of the district mining engineer. Backfilling and rehabilitation being required no later than six (6) months after excavation unless otherwise approved in writing by the district mining engineer.

3. Abandoned equipment and temporary buildings being removed from the mining tenement prior to or at the termination of exploration program.

4. No activities taking place to the detriment of any roads, streets or verges.

5. Minimum disturbance being made to natural vegetation.

6. Adequate dust suppression control methods and practices being used.

7. Except with the approval of the Shire of Cunderdin, all mining excavations or drilling operations being backfilled and the ground reinstated and revegetated at the completion of the operation to the satisfaction of the Shire of Cunderdin.

8. All works comply with the Environmental Protection (Noise) Regulations 1997.

9. All waste materials, rubbish and plastic sample bags to be removed within 60 days of placement.

Carried: 8/0

13025.2 EXTRACTIVE INDUSTRY LOCAL LAW - ADOPTION

EXTRACTIVE INDUSTRY LOCAL LAW - APPLICANT

SHIRE OF PERENJORI

FILE: ADM 0446

DISCLOSURE OF INTEREST: Nil

AUTHOR: ALI MILLS - CEO

RESPONSIBLE OFFICER: ALI MILLS - CEO

REPORT DATE: 21ST FEBRUARY 2013

ATTACHMENTS LOCAL LAW
Executive Summary

Council is requested to consider the adoption of the Shire of Perenjori Extractive Industries Local Law 2013.

Background

An extractive Industry Local Law will allow Council to license the extraction of materials from land in the Shire of Perenjori and in particular:

- Control the impacts that result from these activities and
- Recover costs where these activities result in damage to shire roads.

Publicity of Council’s intention was given as required by the *Local Government Act 1995* and copies of the drafts provided to the Department of Local Government. The period during which submissions on the proposed local laws could be made closed on 3rd January 2013.

Council resolved the following at its meeting on the 15th November 2012:

*The Shire of Perenjori commences the process for making the Extractive Industry Local Law as per the Local Government Act 1995, Section 3.12.*

The process required and which has been followed to adopt a local law is provided below.

3.12. Procedure for making local laws

1. In making a local law a local government is to follow the procedure described in this section, in the sequence in which it is described.

2. At a council meeting the person presiding is to give notice to the meeting of the purpose and effect of the proposed local law in the prescribed manner.

3. The local government is to —
   (a) Give State-wide public notice stating that —
       (i) The local government proposes to make a local law the purpose and effect of which is summarized in the notice;
       (ii) A copy of the proposed local law may be inspected or obtained at any place specified in the notice; and
       (iii) Submissions about the proposed local law may be made to the local government before a day to be specified in the notice, being a day that is not less than 6 weeks after the notice is given;
   (b) As soon as the notice is given, give a copy of the proposed local law and a copy of the notice to the Minister and, if another Minister administers the Act under which the local law is proposed to be made, to that other Minister; and
   (c) Provide a copy of the proposed local law, in accordance with the notice, to any person requesting it.
   (d) A notice under subsection (3) is also to be published and exhibited as if it were a local public notice.
(4) After the last day for submissions, the local government is to consider any submissions made and may make the local law* as proposed or make a local law* that is not significantly different from what was proposed.

* Absolute majority required.

(5) After making the local law, the local government is to publish it in the Gazette and give a copy of it to the Minister and, if another Minister administers the Act under which the local law is proposed to be made, to that other Minister.

(6) After the local law has been published in the Gazette the local government is to give local public notice —

(a) Stating the title of the local law;

(b) Summarizing the purpose and effect of the local law (specifying the day on which it comes into operation); and

(c) Advising that copies of the local law may be inspected or obtained from the local government’s office.

(7) The Minister may give directions to local governments requiring them to provide to the Parliament copies of local laws they have made and any explanatory or other material relating to them.

(8) In this section —

Making in relation to a local law, includes making a local law to amend the text of, or repeal, a local law.

Submissions

No submissions were received, with one telephone enquiry from a local business person, who was emailed the proposed local law.

Process has been followed to point four (4), now requiring Council to adopt the local law with an Absolute majority vote required. Points five (5) and six (6) will then be implemented as stated.

Statutory Environment

Council is enabled by Subdivisions 1 and 2 of Division 2, Part 3 of the Local Government Act 1995 to make local laws "...prescribing all matters that are required or permitted to be prescribed by a local law, or are necessary or convenient to be so prescribed, for it to perform any of its functions under this Act".

Section 3.13 requires that if during the procedure for making a proposed local law it is decided to make a local law that is significantly different from that which was first proposed, then the local government shall recommence the procedure.

Policy Implications

The making of local laws and the repeal of other local laws may have implications for policies that Council may have made or should make, where such policies rely upon a local law for their implementation.

Financial Implications

Upon adoption of these local laws it will be necessary to arrange for their publication in the Government Gazette and for public notification by local public notices that the local laws
have been made. To minimise the cost of publication in the Government Gazette "gazettal by reference" notices are being used in almost all cases to reduce advertising space.

**Strategic Implications**

Nil

**Consultation**

Department of Local Government

**Comment**

The Department of Local Government has conducted a review of the proposed local law with all of the recommendations and suggestions being incorporated in the local laws.

Due process has been followed, with comments provided from the Department of Local Government ensuring any alterations required are made prior to Councils adoption and advertising in the Government Gazette. Further advertising is required informing the public of the adopted local law before it is implemented. Public awareness at a local level will be required to ensure all are aware of the new law and requirements before any extractive activities can take place.

**Voting Requirements – Absolute Majority**

**Officers Recommendation – Item 13025.2**


**COUNCIL RESOLUTION - ITEM 13025.2**

Moved: Cr L Butler  
Seconded: Cr J Cunningham  

Carried by an Absolute Majority 8/0

**13025.3 PERENJORI BUSINESS INCUBATOR CENTRE**

**APPLICANT:** Shire of Perenjori  
**FILE:** ADM 0420  
**DISCLOSURE OF INTEREST:** Nil  
**AUTHOR:** ALI MILLS - CEO  
**RESPONSIBLE OFFICER:** ALI MILLS - CEO  
**REPORT DATE:** 21ST FEBRUARY 2013  
**ATTACHMENTS** Status Report
Executive Summary
This report seeks the support of Council to establish a working group with Councillor participation to ensure the continued development of the Perenjori Incubator Centre Project.

Background
The old Shire Depot at the rear of the Shire Office is being redeveloped as a business incubator. The existing park-up shed will be converted to 3 individual tenancies as stage 1. Subsequent stages will see the old workshop demolished and new buildings developed to replace it. The Architect was asked to prepare two preliminary designs for the site, SK 02 and 03 are attached. SK 02 in the preferred option, as it provides better definition between the buildings on the three different lots and will be a better option in terms of power segregation between the sites.

A consultant has been contracted to dedicate some time to getting this project underway. With the changeover of CEO and the time that has lapsed in between the new CEO commencing it appears this project has been left idle. A review of the aims and objectives has been necessary to ensure the actions are progressing to ensure their achievement. The consultant has been contracted to:

- Consult with various stakeholders and document, potential providers,
- Identification of needs/gap areas which could be targeted for the Incubator
- Identify opportunities for flexible uses
- Identify design possibilities to incorporate flexible use, alternate energies, varying size business, storage capacity, with landscaping to ensure the site looks attractive and appealing.

Develop a business plan, which details:

- Project Objective
- Project Background
- Stakeholder identification
- Critical Assumptions
- Economic and Financial Analyses
- Exploration of Options
- Budget and Funding
- Project timeframe and key milestones
- Risk Analysis

Implementation Strategy
The establishment of a working group will provide the opportunity to gain input from the mining, community, and business sectors. Council participation is being sought to help, lead, guide and drive this working group.

Policy Implications
Nil

**Financial Implications**

The project is being funded across two years of CLGF, the 2012/13 Budget includes CLGF funds totalling $420,000.

**Strategic Implications**

The business incubator project will provide the infrastructure necessary for new business start-ups in a low cost environment that will encourage employment growth within the Shire.

**Consultation**

Shire President

**Comment**

The project has progressed significantly since the contracting of the consultant. Whilst the architectural plans were developed, there was a lack of documentation of the aims of this project, and a business case or plan to provide clear details of why, how and what was trying to be achieved. These questions will now be answered with a solid foundation developed, and development process with stakeholders to give this initiative every opportunity for succeeding.

**Voting Requirements – Simple Majority**

**Officers Recommendation – Item 13025.3**

That Council:

1. Supports the development of a Perenjori Business Incubator Centre, working group which will meet regularly to progress this project with monthly reports provided to Council for information and/or recommendations for action.

2. Nominates Cr C King and Cr R Desmond to participate in the working group demonstrating Council’s commitment to this very important project.

**COUNCIL RESOLUTION - ITEM 13025.3**

Moved: Cr J Hirsch Seconded: Cr P Waterhouse

That Council:

1. Supports the development of a Perenjori Business Incubator Centre, working group which will meet regularly to progress this project with monthly reports provided to Council for information and/or recommendations for action.

2. Nominates Cr C King and Cr R Desmond to participate in the working group demonstrating Council’s commitment to this very important project.

Council: 8/0
Executive Summary
This report seeks the support of Council to make a donation of funds to support ICPAWA to assist with the cost of a guest speaker at the annual State Conference.

Background
A letter of request for support has been received seeking support to assist with the costs of attracting a guest speaker to the annual conference to be held in Perth on the 14th March 2013. A booking has been made for Andrew Horabin with the aim to inspire the members attending.

“Andrew Horabin aka "Mick the Demotivational Speaker" delivers a hilarious parody of the motivational speech, customised for your audience to make them laugh til their bellies hurt and maybe even think a little differently about how they work.”

Since 1972, The ICPAWA has represented rural and remote families seeking access to and maintaining the most appropriate education for their children of all ages from early childhood through to tertiary. The Association acts as a lobby group often representing the views of parents reminding government of the impact their decision making can have on rural families.

There is currently no allocation in the budget for a donation of this kind and no Council policy established to guide the approach to responding to requests for financial assistance.

Policy Implications
Nil

Financial Implications
Unbudgeted expenditure

Strategic Implications
Strategic Goal 2: Community Diversity and Involvement

Consultation
Shire President
Comment
With no policy or criteria in place it is difficult to recommend, however it would seem the many farming families within our Shire could benefit from such an Association. The request for support has gone to all rural Shires including Perenjori.

Voting Requirements – Simple Majority

Officer's Recommendation – Item 13025.4
That Council Supports the Isolated Parent’s Association of WA by providing $500 of funding, requesting an acknowledgement of the Shire of Perenjori’s contribution at the event, and in any media coverage.

COUNCIL RESOLUTION - ITEM 13025.4
Moved: Cr L Butler  
Seconded: Cr J Hirsch
That Council Supports the Isolated Parent’s Association of WA by providing $500 of funding, requesting an acknowledgement of the Shire of Perenjori’s contribution at the event, and in any media coverage.
Carried: 8/0

13025.5 LOCAL EMERGENCY MANAGEMENT ARRANGEMENTS AND SUPPLEMENT
APPLICANT: Community Emergency Services Manager (CESM)  
FILE: ADM 0373  
DISCLOSURE OF INTEREST: Nil  
AUTHOR: ALI MILLS - CEO  
RESPONSIBLE OFFICER: ALI MILLS - CEO  
REPORT DATE: 21ST FEBRUARY 2013  
ATTACHMENTS: Status report

Executive Summary
This report seeks the support of Council to endorse the Local Emergency Management Arrangements and Supplement

Background
These arrangements have been prepared in accordance with the Emergency Management Act 2005 and endorsed by the Mingenew-Morawa-Perenjori-Three Springs Joint Local Emergency Management Committee and need to be approved by the Shires of Mingenew, Morawa, Perenjori and Three Springs

The community has been consulted through other forums and through the LEMC committee process.
With the four local governments forming a combined Local Emergency Management Committee (LEMC), there is a larger volume of information that is required to be inserted into these Arrangements therefore it has been necessary to have two separate documents.

The main document will be the **Joint Local Emergency Management Arrangements**. This will contain the general procedures on how the LEMC will be formed and the roles and responsibilities of committee members. As the information in this document remains static, it will require little or no maintenance through its life.

The second part will be known as the **Supplement**, to the Joint Arrangements which will be used mostly by the Incident Support Group, when formed and the information will be used to provide resources to the incident. The Supplement will be revised on a regular basis.

The Local Emergency Management Committee have approved the attached Local Emergency Management Arrangements and Supplement, the next step in the process is for Council endorse the documents. Once endorsed the documents will go to the DEMC (District Emergency Management Committee) then to the SEMC (State Emergency Management Committee) for endorsement.

**Policy Implications**

Each Shire is required to prepare and maintain a LEMA and Supplement under the *Emergency Management Act 2005*.

**Financial Implications**

Nil

**Strategic Implications**

This will enable the Council to meet its obligations under the *Emergency Management Act 2005*.

**Consultation**

Midwest Gascoyne CEMO (Community Emergences Management Officer), CESM, LEM

**Comment**

The arrangements are standard across LEMC’s and do provide the necessary framework and guidelines for responding to emergencies which may arise in our communities. We are fortunate to have the assistance of the CESM and Department Fire and Emergency Services (DFES) to ensure the arrangements are adequate to cover all areas.

**Voting Requirements – Simple Majority**

**Officers Recommendation – Item 130525.5**

That Council endorses the Joint Local Emergency Management Arrangements and the Supplement for 2013.
COUNCIL RESOLUTION - ITEM 13025.5

Moved: Cr H Wass  Seconded: Cr R Desmond

That Council endorses the Joint Local Emergency Management Arrangements and the Supplement for 2013.

Carried: 8/0

13025.6 NOMINATION OF DELEGATES TO THE DEVELOPMENT ASSESSMENT PANEL (DAP)

APPLICANT: WA PLANNING COMMISSION
FILE: ADM 0153
DISCLOSURE OF INTEREST: Nil
AUTHOR: ALI MILLS - CEO
RESPONSIBLE OFFICER: ALI MILLS - CEO
REPORT DATE: 21ST February 2012
ATTACHMENTS: Letters

Executive Summary

Nominations are required by the Government of WA for the Development Assessment Panel by the 15TH February 2013.

Background

Perenjori will be serviced by a Joint DAP. The DAP will consist of 3 specialist members (including the presiding member) and two local government members. Council is required to nominate two members and two deputy members. Members cannot sit on a DAP until they have completed training.

Members will be entitled to a sitting fee of $400 and will also be paid this fee on completion of mandatory training. Members who are public employees will not be entitled to the fee.

The Shire of Perenjori and the Local Government industry participated in sector wide consultation on the introduction of DAPs in 2010. DAPs will determine, except for excluded applications:

Mandatory DAP Applications

Developments that are estimated at a cost of $7 million or more, except for the following:

- Construction of a single house
- Construction of less than 10 grouped dwellings or multiple dwellings
- Construction of carports, shade sails, outbuildings or sheds
- Development in an improvement scheme area
- Development by a local government or the WAPC

Mandatory development applications must be determined by the relevant Development Assessment Panel and cannot be determined by the Responsible Authority (Council).

**Optional DAP Applications**

Developments that are estimated at a cost between $3-7 million, except for the following:

- Construction of a single house
- Construction of less than 10 grouped dwellings or multiple dwellings
- Construction of carports, shade sails, outbuildings or sheds
- Development in an improvement scheme area
- Development by a local government or the WAPC

The fee for a DAP application varies between $3,376 and $6,320 and is in addition to the application fee payable to the Local Government. Where the Local Government chooses to delegate an application to the DAP the Local Government will incur the DAP fee.

**Statutory Environment**

On 24 March 2011:

- *Planning and Development Act 2005* - Part 11A commenced operation.
- *Planning and Development (Development Assessment Panels) Regulations 2011* took effect
- Amendments to the *Planning and Development Regulations 2009* took effect.

**Policy Implications**

DAPs will consider applications that would otherwise be considered by Local Governments. As the threshold value is $7 Million for automatic applications, and $3 Million for optional applications, the most likely applications will be for mining infrastructure.

**Financial Implications**

The fees payable to Local Governments are not affected and are in addition to fees payable to Local Governments. The Shire is required to provide advice to the DAP, which may involve use of a town planning consultant.

**Strategic Implications**

Nil

**Consultation**

All Councillors were offered this opportunity

**Comment**
It is not expected there will be very many calls for the DAP, however it is a requirement to have in place in case such a situation arises.

**Voting Requirements – Simple Majority**

<table>
<thead>
<tr>
<th>Officers Recommendation</th>
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<tbody>
<tr>
<td>That Council endorses the following nominations DAP Members for 2013/2014;</td>
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<tr>
<td>Cr Peter Waterhouse and Cr Lisa Smith and</td>
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<td>Two Deputy Members being:</td>
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<tr>
<th>COUNCIL RESOLUTION – ITEM 13025.6</th>
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<tbody>
<tr>
<td>Moved: Cr J Hirsch</td>
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<tr>
<td>Seconded: Cr J Cunningham</td>
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<tr>
<td>That Council endorses the following nominations DAP Members for 2013/2014;</td>
</tr>
<tr>
<td>Cr Peter Waterhouse and Cr Lisa Smith and</td>
</tr>
<tr>
<td>Two Deputy Members being: Cr C King and Cr R Desmond</td>
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<tr>
<td>Carried: 8/0</td>
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<tr>
<th>13025.7 REQUEST TO RE-ASSESS LAND RATES: ASSESSMENT 15032 LOT 8582 PERENJORI</th>
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<tbody>
<tr>
<td>APPLICANT: LANDOWNER – WEEHLAMBY HOLDINGS</td>
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<tr>
<td>FILE: 0</td>
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<tr>
<td>DISCLOSURE OF INTEREST: NIL</td>
</tr>
<tr>
<td>AUTHOR: ALI MILLS - CEO</td>
</tr>
<tr>
<td>RESPONSIBLE OFFICER: ALI MILLS - CEO</td>
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<tr>
<td>REPORT DATE: 21ST FEBRUARY 2013</td>
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<tr>
<td>ATTACHMENTS: Nil</td>
</tr>
</tbody>
</table>

**Executive Summary**

Council is requested to commence the process to have the land rates re-assessed for Lot 8582 Perenjori, which includes the Lochada Camp site as Karara has informed the land owner and the Shire they will be commencing de-mobilisation of the camp in March 2013. The original rate assessment is 157032.

**Background**

The Valuer- General’s role has the role of providing valuations used by rating and taxing authorities. On behalf of the VG, Property & Valuation Services, Landgate (the Western Australian Land Information Authority), conducts general valuations...
(revaluations) and makes interim valuations as required. The types of values made are:
1. Unimproved Value (UV), and
2. Gross Rental Value (GRV).

Valuation rolls are amended between general valuations to take account of changes that occur to land and property during a financial year. Typical instances include the subdivision of land, a change in the use of the land, new buildings being erected or improvements to existing buildings.

Values are amended to reflect the changed circumstances and to ensure the values are correctly co-ordinated with surrounding land or property. This is achieved by revaluing the land on the assumption that it existed in its amended form at the time of the last general valuation of the district. The amended value (interim value) comes into force from the date of the change in circumstances and is supplied to rating and taxing authorities for any necessary re-assessment of the valuations to take account of changes that occur to land and property during a financial year. Typical instances include the subdivision of land, a change in the use of the land, new buildings being erected or improvements to existing buildings.

The landowner has requested the rates be considered for re-assessment due to the change in land use with the notification the Lochada camp area, used for mining purposes will be removed and the land will be returned for farming use.

Statutory Environment
Local Government Act Part 6, Division 6, Rates and service charges
Valuation of Land Act 1978 (W.A.)

Policy Implications
Nil

Financial Implications:
Upon endorsement of this assessment it will be necessary to arrange for publication in the Government Gazette.

Strategic Implications
Nil

Consultation
Landgate

Comment
Landgate have advised they can proceed to arrange for a re-assessment without Councils request or notification, however having Councils cooperation will aid the process.

Voting Requirements – Simple Majority
Officers Recommendation – Item 13025.7
That Council advises Landgate of the change in use of the land and the need for a re-assessment of the rates at Lot 8582 Perenjori.

Cr J Cunningham declared a Proximity Interest in Item 13025.7.
Moved: Cr L Butler   Seconded: Cr J Hirsch   8/0 Cr Cunningham declared a proximity interest, voted to allow to stay and vote.

COUNCIL RESOLUTION - ITEM 13025.7
Moved: Cr J Hirsch   Seconded: Cr R Desmond
That Council advises Landgate of the change in use of the land and the need for a re-assessment of the rates at Lot 8582 Perenjori.

Carried: 8/0

13026 OTHER BUSINESS

13026.1 MOTIONS OF WHICH DUE NOTICE HAVE BEEN GIVEN

13026.2 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

13026.3 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

13026.4 DATE OF NEXT MEETING / MEETINGS
The next Ordinary Council Meeting will be held on the 21st March 2013.

13026.5 CLOSURE

Cr C King closed the meeting at 2.55pm.

I certify that this copy of the Minutes is a true and correct record of the meeting held on 20th December 2012.

Signed: ________________________

Presiding Elected Member

Date: _________________________