
Shire of Perenjori
MINUTES

Ordinary Council Meeting

Held in the Shire of Perenjori Council Chambers, Fowler Street, Perenjori on 15th May 2014,
commenced at 7pm.

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14051 PRELIMINARIES

14051.1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS

Cr C King declared the meeting open at 7.18pm.

14051.2 OPENING PRAYER

Cr C King led Council in the opening prayer.

14051.3 DISCLAIMER READING

Nil

14051.4 RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE

Cr C King
Cr R Desmond
Cr J Cunningham
Cr P Waterhouse
Cr L Butler
Cr G Reid
Cr L Smith
Cr J Hirsch
Ali Mills – CEO
Carla Parker – EO
Peter Money – ECDS
David Fong – SFO
Sam Parker – ECDC
Ken Markham – MIS
Carla Parker - EO
Jemma Cusworth – Trainee

Leave of Absence

Nil

Apologies

Cr H Wass

14051.5 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

14051.6 PUBLIC QUESTION TIME

Nil

14051.7 NOTATIONS OF INTEREST

FINANCIAL INTEREST – LOCAL GOVERNMENT ACT S 5.60A

PROXIMITY INTEREST – LOCAL GOVERNMENT ACT S 5.60B

INTEREST AFFECTING IMPARTIALITY – LOCAL GOVERNMENT - CODE OF CONDUCT.

14051.8 APPLICATIONS FOR LEAVE OF ABSENCE

Nil

14051.9 CONFIRMATION OF MINUTES

Minutes of Ordinary Council Meeting held 17th April 2014 are attached.

COUNCIL RESOLUTION – ITEM 14051.9
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Moved: Cr L Butler

Seconded: Cr P Waterhouse

That the minutes from the Ordinary Council Meeting held on 17th April 2014 be accepted as a true and accurate record.

Carried: 8/0

14051.10 ANNOUNCEMENTS BY PERSON PRESIDING WITHOUT DISCUSSION

Nil

14051.11 PETITIONS / DEPUTATIONS / PRESENTATIONS

Nil

14052	CORPORATE AND DEVELOPMENT SERVICES
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14052.1	FINANCIAL STATEMENTS – APRIL 2014
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APPLICANT:	SHIRE OF PERENJORI
FILE:	ADM 0081
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	DAVID FONG – SFO
RESPONSIBLE OFFICER	PETER MONEY – MCDS
REPORT DATE:	15 MAY 2014
ATTACHMENTS	MONTHLY FINANCIAL REPORT

Executive Summary

The Financial Activity Statement Report is presented for the period ending 30 April 2014. The report complies with the requirements of Regulation 34 (Financial activity statement report) of the Local Government (Financial Management) Regulations 1996.

Background

Each month officers are required to prepare monthly financial reports, covering prescribed information, and present these to Council for acceptance.

Details

Presented is the Financial Activity Statement Report for the period ending 30 April 2014.

The following statements are presented to Council:

- Statement of Financial Activity (Statutory Reporting by Program) - This provides the budget and actual income and expenditure for operating and non- recurrent as well and the closing surplus to date. (FM Reg 34(1))
- Net Current (Assets) Funding Position (Note 3.)-This provides the amount of assets over liabilities within the Balance Sheet. (FM Reg 34 (1)(e))
- Notes to the Financial Statements include:
 - Note 1.- Significant Accounting Policies
 - Note 2. - Graphical Representation
 - Note 3. – Net Current Funding Position
 - Note 4. – Cash & Investments
 - Note 5. – Major Variances
 - Note 6. – Budget Amendments
 - Note 7. – Receivables & Rates Information
 - Note 8. – Payables - Borrowings
 - Note 9. – Grants and Contributions
 - Note 10. – Cash Back Reserves
 - Note 11. - Capital Disposals and Acquisitions

- Note 12.- Trust Fund

Legal Compliance

Regulation 34 (Financial activity statement report) of the Local Government (Financial Management) Regulations 1996 states –

- (1) A local government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under regulation 22(1)(d), for that month in the following detail –
 - (a) Annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1) (b) or (c);
 - (b) budget estimates to the end of the month to which the statement relates;
 - (c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;
 - (d) material variances between the comparable amounts referred to in paragraphs (b) and (c); and
 - (e) the net current assets at the end of the month to which the statement relates.
- (2) Each statement of financial activity is to be accompanied by documents containing –
 - (a) an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets;
 - (b) an explanation of each of the material variances referred to in subregulation (1) (d); and
 - (c) such other supporting information as is considered relevant by the local government.
- (3) The information in a statement of financial activity may be shown –
 - (a) according to nature and type classification; or
 - (b) by program; or
 - (c) by business unit
- (4) A statement of financial activity, and the accompanying documents referred to in subregulation (2), are to be –
 - (a) presented at an ordinary meeting of the council within 2 months after the end of the month to which the statement relates; and
 - (b) recorded in the minutes of the meeting at which it is presented.
- (5) Each financial year, a local government is to adopt a percentage or value, calculated in accordance with the AAS, to be used in statements of financial activity for reporting material variances.

Section 6.8 of the Local Government Act 1995 (Expenditure from municipal fund not included in annual budget) states –

- (1) A local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure –
 - a. is incurred in a financial year before the adoption of the annual budget by the local government; or
 - b. is authorised in advance by resolution*; or

c. is authorised in advance by the mayor or president in an emergency.

Policy Implications

Nil

Financial Implications

Nil

Strategic Implications

Area 5: Investing in Councils Leadership

Goal: Strengthen the Shire's position as an innovative, independent local Government providing excellence in all areas of governance, management and leadership.

Consultation

Liaison with CEO, MCDS, ECDC, and MIS.

Comment

It is recommended that the Financial Activity Statement Report for the period ending 30 April 2014 be accepted.

Voting Requirements – Simple Majority

Officers and Committees Recommendation – Item 14052.1
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That Council, pursuant to Regulation 34 of the Local Government (Financial Management) Regulations 1996, accepts the Financial Activity Statement Report for the period ending 30 April 2014.

COUNCIL RESOLUTION – ITEM 14052.1
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Moved: Cr L Smith

Seconded: Cr J Cunningham

That Council, pursuant to Regulation 34 of the Local Government (Financial Management) Regulations 1996, accepts the Financial Activity Statement Report for the period ending 30 April 2014.

Carried: 8/0

14052.2 ACCOUNTS FOR PAYMENT – APRIL 2014

APPLICANT:	SHIRE OF PERENJORI
FILE:	1306P
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	DAVID FONG – SFO
RESPONSIBLE OFFICER:	PETER MONEY - MCDS
REPORT DATE:	15 MAY 2014
ATTACHMENTS:	ACCOUNTS FOR PAYMENT

Executive Summary

Recommendation - The Schedule of Accounts for month ending 30 April 2014 be confirmed.

The Schedule of Accounts is presented pursuant to Regulation 13 of the Local Government (Financial Management) Regulations 1996.

The report identifies payments made from the Municipal and Trust Fund.

Background

Council has delegated to the Chief Executive Officer the authority to make payments from the Municipal and Trust funds in accordance with the Local Government (Financial Management) Regulations 1996.

Under Regulation 13(1) of the Local Government (Financial Management) Regulations 1996, where a local government has delegated to the Chief Executive Officer the exercise of its power to make payments from the Municipal fund or the Trust fund, each payment from the Municipal fund or the Trust fund is to be noted on a list compiled for each month showing:

- a) The payee's name;
- b) The amount of the payment
- c) The date of the payment; and
- d) Sufficient information to identify the transaction

That list should then be presented at the next Ordinary Meeting of the Council following the preparation of the list, and recorded in the minutes of the meeting at which it is presented.

Legal Compliance

Section 6.10 (d) of the Local Government Act 1995 refers, i.e.-

6.10. financial management regulations

Regulations may provide for —

(d) the general management of, and the authorisation of payments out of —

(i) the municipal fund; and

(ii) the trust fund,

of a local government.

Regulation 13(1), (3) & (4) of the Local Government (Financial Management) Regulations 1996 refers, i.e. -

13. Lists of Accounts

(1) If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared —

- (a) the payee's name;
- (b) the amount of the payment;
- (c) the date of the payment; and (
- d) sufficient information to identify the transaction.

(3) A list prepared under subregulation (1) is to be —

- (a) presented to the council at the next ordinary meeting of the council after the list is prepared; and
- (b) recorded in the minutes of that meeting.

Policy Implications

All accounts paid have been duly incurred and authorised for payment as per approved purchasing and payment procedures.

Financial Implications

Ongoing management of Council funds by providing Council with sufficient information to monitor and review payments made

Strategic Implications**Area 5: Investing in Councils Leadership**

Goal: Strengthen the Shire's position as an innovative, independent local Government providing excellence in all areas of governance, management and leadership

Consultation

MCDS

Comment

All accounts paid have been duly incurred and authorised for payment as per approved purchasing and payment procedures and it is therefore recommended that the payments, as contained within the Appendices, be confirmed.

Voting Requirements – Simple Majority**Officer and Committee Recommendation – Item 14052.2**

That Council, pursuant to Regulation 13 of the Local Government (Financial Management) Regulations 1996 (as amended), confirms the accounts paid for the month ending 30 April 2014 as attached to and forming part of this report.

Municipal Account	
EFT	\$701,255.82
Direct Debits	\$1,631.66

Cheques	\$55,500.74
Corporate MasterCard	\$1,890.15
Bank Fees	\$203.13
Total	\$760,481.50

Trust Account – Shire	
EFT	\$150.00
Cheques	\$800.00
Bank Fees	\$0
Total	\$950.00

Trust Account – Mt Gibson Public Benefit Funds	
EFT	\$0
Cheques	\$0
Bank Fees	\$0
Total	\$0.00

Totalling \$761,431.5 from Municipal and Trust Accounts for the month ending 30 April 2014

COUNCIL RESOLUTION – ITEM 14052.2
--

Moved: Cr J Cunningham

Seconded: Cr J Hirsch

That Council, pursuant to Regulation 13 of the Local Government (Financial Management) Regulations 1996 (as amended), confirms the accounts paid for the month ending 30 April 2014 as attached to and forming part of this report.

Municipal Account	
EFT	\$701,255.82
Direct Debits	\$1,631.66
Cheques	\$55,500.74
Corporate MasterCard	\$1,890.15
Bank Fees	\$203.13
Total	\$760,481.50

Trust Account – Shire	
EFT	\$150.00
Cheques	\$800.00
Bank Fees	\$0
Total	\$950.00

Trust Account – Mt Gibson Public Benefit Funds	
EFT	\$0
Cheques	\$0
Bank Fees	\$0
Total	\$0.00

Totalling \$761,431.5 from Municipal and Trust Accounts for the month ending 30 April 2014

Carried: 8/0

14052.3 DIFFERENTIAL RATES

APPLICANT:	SHIRE OF PERENJORI
FILE:	ADM0085
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	PETER MONEY – MCDS
RESPONSIBLE OFFICER:	PETER MONEY – MCDS
REPORT DATE:	15 MAY 2014
ATTACHMENTS:	OBJECTIVES DOCUMENT

Executive Summary

This Item outlines scenarios for proposed rates for 2014/2015 and as differential rates are recommended local advertising is required under s6.36(1) of the Act.

This Item also recommends that Council seeks Ministerial approval for the imposition of rates for Mining and UV which is more than double other rates in that category(s6.33(s)).

Background

Council must advertise (local public notice) its intention to impose differential rates or differential minimum rates and allow a 21 day comment period for submissions. The period in which advertising may occur is 1 May 2014 to 30 June 2014.

Whilst it is not the intention at this time to fix the rates for the 2014 / 2015 year, the purpose of this item is to provide the Council with scenarios of proposed rates. Because differential rates are part of the current rate structure it would be extremely difficult for the Council to budget its rate income without differential rates.

Section 6.36(1) of the Act requires local governments to advertise differential rates. When a rate in a category is more than twice that of another in the category then Ministerial approval is required before the rate can be imposed. This Shire's rates for the UV rural and mining will require Ministerial approval.

The Council has several options in this regard:

- Wait to set rates within the budget process (probably during June) and then commence an advertising process for the relevant differential rates. This will delay the issuing of rates to somewhere around late August depending on when Ministerial approval is given (assuming it is given).
- Commence early advertising of proposed rates in the dollar now including differential rates at a high level of say 7%. The Council can then reduce the rate that was advertised rate if it chooses or if all the income that would be raised from the higher rate is not required to provide the services the Council wants to provide.

- However if the Council advertises a lower rate and it finds that the income raised is insufficient to fund the services it requires and it chooses to raise more rates, this would have to be re-advertised and a delay in issuing rates would result.
- In advertising the proposed rates which will include differential rates, the Council also needs to consider the waiting time for Ministerial approval which will delay the issuing of the rate notices. For this reason early adoption of a rate is recommended and after considering submissions and the overall budget income and expenditures the Council will be better placed to make a sound decision.

The scenarios below show the resultant rate in the dollar compared to what other local governments set in 2013/2014 and the estimated income for 2014/2015 based on a 5% and 7% increase. The estimated income for 2014/2015 is calculated on current income times 5% and 7% and can vary with changing land valuations.

Though a 7% increase is not desirable it is recommended that this be the advertised proposal and Council can always reduce this rate when considering any submissions and following a review of outcomes the Council wants to achieve in the 2014/2015 year and the income that is required to achieve these outcomes.

The proposed increases are based on two principal factors - the predicted increase in the Local Government Cost Index for 2014-2015 and rates charged at neighbouring councils. The Local Government Cost Index is designed to more accurately reflect increases in costs than CPI which is oriented towards household goods and services.

The Shire of Perenjori will likely experience higher costs than the index due to the impact of increasing mining in the area and more so than its neighbours. All employers are experiencing wage cost pressures because of the competition with mining and mining contractors for skilled staff.

Rating Types	2013-14 Proposed Rate in \$	Adopted 2013-14 Rate in \$	Scenario 1 for 2014-15	Scenario 2 for 2014-15	Rate result at 5%	Rate result at 7%
Gross Rental Value	7.3931	7.1017	5%	7%	7.456785	7.598819
UV – Rural	1.8546	1.7976	5%	7%	1.88748	1.923432
UV – Mining	32.1	31.7255	5%	7%	33.311775	33.946285
Approximate Income		\$ 2,496,407	5%	7%	\$ 2,621,227	\$ 2,671,155
<u>Minimum Rates</u>						
UV – Rural	300	235				
UV – Mining	395	395				
GRV – Perenjori	300	235				
GRV – Latham	150	235				
GRV – Other Towns	75	235				
Approximate Income		\$ 33,335	5%	7%	\$ 35,002	\$ 35,668

The rates for Perenjori have been compared with other Shires in the Midwest for whom mining is a significant activity. As can be seen from the table below, Perenjori is now at the lower end of the range for all sectors with the exception of Three Springs. Mingenew have approval to increase their mining rate by 7.5c in 13/14 and 14/15 bringing it to 30c.

The proposed increase will bring Perenjori rates back in line with the general trend within the region.

Local Government	Mining Rate 13-14	UV – Rural Rate 13-14	GRV Rate 13-14	Commercial 13-14
Morawa	30.0	1.97	5.2143	5.2143
Yalgoo	35.75	6.28	7.12	
Mount Magnet	28.083	6.0105	9.0788	9.3433
Cue	26.83	7.9	9.44	7.22
Three Springs	34.8524	1.4585	10.4339	
Perenjori	30	1.7976	6.721	
Mingenew	22.5	1.2282	11.2598	

	Mining Minimum	UV Rural Minimum	GRV Minimum	Commercial 13-14
Morawa	\$705	\$239	\$239	
Yalgoo	\$260	\$260	\$260 (U/i = \$600)	
Mount Magnet	\$420	\$360	\$371	\$382
Cue	\$310	\$310	\$310 (U/i = \$520)	\$310
Three Springs	\$420	\$420	\$420	
Perenjori	\$370	\$220	\$220	
Mingenew	\$750	\$450	\$330	

Statutory Environment

Section 6.33 Local Government Act 1995.

A local government may impose differential general rates according to zoning under a Town Planning Scheme or according to purpose for which the land is held (as determined by the Local Government). *In this case we impose different unimproved value rates on agricultural and mining land use.*

A local government must have Ministerial approval if imposing a differential rate which is more than twice the lowest differential rate imposed by the local government. *The proposed mining rate is more than twice the agricultural rate.*

Section 6.35 (6) Local Government Act 1995.

Differential minimum payment may be imposed. The proposed minimums for agriculture and mining are different.

Section 6.36 Local Government Act 1995. Subsection (1)

Local public notice must be given before imposing differential rates.

- May be published between 1st May and 30th June.
- Must contain
 - Details of each rate or minimum.
 - An invitation for submissions to be made by any elector or a ratepayer (within 21 days of the notice – or can be longer).
 - Any other information as per regulations.
 - Is to advise electors and ratepayers of the time and place where a document describing the objects of and reasons for each rate and minimum may be inspected.

Submissions must be considered before imposing the differential rates.

Policy Implications

Nil

Financial Implications

The proposed changes would represent an overall increase in income from rates.

Strategic Implications

Area 1: Infrastructure and Natural Assets – Our Natural and Built Environment

Goal: A community that develops and lives sustainably in a thriving natural and quality built environment, which meets current and future community needs.

Consultation

WALGA Local Government Economic Briefing

Other local governments in the area

Comment

The purpose of this agenda item is for Council to approve the imposition of a differential rate on GRV and UV Mining. Adoption of a rate in the dollar and minimum rates will be the subject of a future item when considering the budget for 2013-14.

Voting Requirements – Simple Majority

Officers Recommendation – Item 14052.3

That Council;

1. In accordance with s6.36(1) advertise its intentions to impose differential rates and differential minimum rates.
2. Seeks Ministerial approval under Section 6.33(3) of the Local Government Act to impose a differential rate on the unimproved value of mining tenements that is more than twice the lowest unimproved value rate in the shire.

That the differential rates to be advertised are;

UV Rural = 1.924 cents in \$

UV Mining = 33.946 cents in \$

Minimum rates:

UV Rural = \$300

UV Mining = \$395

COUNCIL RESOLUTION – ITEM 14052.3

Moved: Cr J Cunningham

Seconded: Cr G Reid

That Council;

3. In accordance with s6.36(1) advertise its intentions to impose differential rates and differential minimum rates.
4. Seeks Ministerial approval under Section 6.33(3) of the Local Government Act to impose a differential rate on the unimproved value of mining tenements that is more than twice the lowest unimproved value rate in the shire.

That the differential rates to be advertised are;

UV Rural = 1.924 cents in \$

UV Mining = 33.946 cents in \$

Minimum rates:

UV Rural = \$300

UV Mining = \$395

Carried: 8/0

14052.4 APPLICATION FOR MINING TENEMENT TOP IRON 70/252

APPLICANT:	TOP IRON PTY LTD
FILE:	ADM0216
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	PETER MONEY – MCDS
RESPONSIBLE OFFICER:	PETER MONEY – MCDS
REPORT DATE:	15 MAY 2014
ATTACHMENTS:	LETTER, APPLICATION AND LOCATION MAP

Executive Summary

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

Background

Correspondence has been received from Top Iron Pty Ltd advising the Shire of an application for a Mining License 70/252 for a location south of Perenjori townsite on Lot 6545 on the Mullewa Wubin Road.

The applicant is for the provision of roads, transport facilities, pipeline, storage and transport of minerals and concentrates. It will include removing and storing topsoil, construction workshop, maintenance and office facilities, water management facilities, power generation and / or transmission facilities and erecting and placing operating machinery.

All applicants are required to notify the respective Local Government of the application for the licence. They have provided location plans detailing the subject land.

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 Minutes – Ordinary Meeting held on 21st June 2012 (Page 47)
- 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

Area 1: Infrastructure and Natural Assets - Our Natural and Built Environment

Goal: A community that develops and lives sustainably in a thriving natural and quality built environment, which meets current and future community needs

Consultation

Nil

Comment

Council has minimal power over whether licences are approved or not but can request that certain conditions be applied.

Voting Requirements – Simple Majority

Officers Recommendation – Item 14052.4

That Council acknowledges the application for an Mining Tenement from Top Iron Pty Ltd for mining license number 70/252 and requests the following conditions be imposed by the Department of Mines and Petroleum if the license is to be issued:

1. Any disturbances to the surface of the land made as a result of works , including drill pads, grid lines and access tracks, being backfilled and rehabilitated to the satisfaction of the district mining engineer.
2. Backfilling and rehabilitation being required no later than six (6) months after vacating the site 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 the license.
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 Perenjori, all 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 Perenjori.
8. All works comply with the Environmental Protection (Noise) Regulations 1997.

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

COUNCIL REOLUTION – ITEM 14052.4

Moved: Cr P Waterhouse

Seconded: Cr R Desmond

That Council acknowledges the application for an Mining Tenement from Top Iron Pty Ltd for mining license number 70/252 and requests the following conditions be imposed by the Department of Mines and Petroleum if the license is to be issued:

- 1. Any disturbances to the surface of the land made as a result of works , including drill pads, grid lines and access tracks, being backfilled and rehabilitated to the satisfaction of the district mining engineer.**

2. Backfilling and rehabilitation being required no later than six (6) months after vacating the site 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 the license.
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 Perenjori, all 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 Perenjori.
8. All works comply with the Environmental Protection (Noise) Regulations 1997.

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

Carried: 8/0

Cr Reid left the Council Chambers at 7.29pm.

14052.5 NAME CHANGE FOR OLD PERTH ROAD

APPLICANT:	SHIRE OF PERENJORI
FILE:	ADM0343
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	PETER MONEY – MCDS
RESPONSIBLE OFFICER:	ALI MILLS – CEO
REPORT DATE:	15 MAY 2014
ATTACHMENTS:	MAPS

Executive Summary

This Item seeks a Council decision on a proposed name for the southern section of the Old Perth Road to be provided to the Geographic Names Committee as the previously nominated name was rejected.

Background

At the Ordinary Meeting of 20th February 2014 the Council advised the Geographic Names Committee (GNC) that it wanted to change the name of the southern section of Old Perth Road to Lakeman Road;

That Council designates the southern section of Old Perth Road from the intersection with Caron Road to the southern end which is now a cul de sac to be named Lakeman Road.

Carried

7/0

The GNC has refused the name as there are already Lakeman Road and Lakeman Street in the Perenjori Shire. Though both of these roads are either not constructed or disused they remain as names and the GNC has advised that another name must be selected.

Below are the comments from the GNC:

“Lakeman Road in Bunjil was approved as per the first image below. The road is between Caron Road and Spencer Road. It’s used as access to paddocks on Lots 5755 and 8584. Named after Ernie Lakeman’s settlement in Caron dates back to the beginning of the century (1909).

Lakeman Street also in Bunjil but in a different location, it was approved for a road parallel to Caron Road. This unconstructed road is situated within the old townsite of Caron which is encompassed into the locality of Bunjil. Named after Ernie Lakeman’s settlement in Caron dates back to the beginning of the century (1909).

While the name is approved for two different roads / locations, duplicating names was only permitted in past practices and is now no longer allowed. Even though the actual road reserve for Lakeman Road is not a formally constructed road, the name should remain as approved for that road. Lakeman Street relates to an undeveloped road in an old townsite and though the name is not required nor in use, the name in this location could be archived. It should be noted that the road/roads cannot be de-gazetted as they were created by survey, these would require formal road closures etc.

Taking into consideration the above, the name Lakeman cannot be duplicated again and Geographic Names is not supportive of relocating the name. Therefore a different name is required for the renaming project. I suggest that names could be found in the shire’s history or via honour boards, war memorial etc. This is an opportunity to recognise / honour someone else in the shire (local) district.”

Accordingly direction is sought from the Council on a proposed name change for the southern section of Old Perth Road or a direction that Old Perth Road be retained for that section.

Statutory Environment

Geographic Names Committee Guidelines

8.5 Road naming amendments

Road names are intended to be enduring. The renaming of any road is discouraged unless there are good reasons for a change of name. Reasons that may be considered in support of a name change are:

redesign of a road layout;

changed traffic flow;

mail delivery problems;

the misspelling of a name in the original application;

name duplication issues; and

property street addressing issues

Policy Implications

Nil

Financial Implications

There are no direct financial costs if the name changes meet the GNC guidelines.

Strategic Implications***Area 5: Investing in Councils Capacity – Our Leadership***

Goal: *Strengthen the Shire's position as an innovative, independent local Government providing excellence in all areas of governance, management and leadership.*

Consultation

Council

Comment

The Geographic Names Committee seeks to ensure re-naming processes are well thought out and various options considered and are within the guidelines.

Voting Requirements – Simple Majority**Officers Recommendation – Item 14052.5**

Option 1

That for the southern section of Old Perth Road from the junction with Caron Road to the cul de sac Council retains the name of Old Perth Road;

Option 2

That for the southern section of Old Perth Road from the junction with Caron Road to the cul de sac Council elects to name the road XXXXX Road.

COUNCIL RESOLUTION – ITEM 14052.5

Moved: Cr J Hirsch

Seconded: Cr L Butler

Option 1

That for the southern section of Old Perth Road from the junction with Caron Road to the cul de sac Council retains the name of Old Perth Road;

Carried: 7/0

Cr Reid re-entered the Council Chambers at 7.31pm, He did not vote in item 14052.5.

14053	ECONOMIC AND COMMUNITY DEVELOPMENT
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14053.1	CREATION OF INCOME ACCOUNT - BLUES FOR THE BUSH 2014
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APPLICANT: SHIRE OF PERENJORI

FILE: ADM 0494

DISCLOSURE OF INTEREST: NIL

AUTHOR: SAM PARKER – ECDC

RESPONSIBLE OFFICER: ALI MILLS - CEO

REPORT DATE: 15 MAY 2014

ATTACHMENTS: NIL

Executive Summary

This report recommends the endorsement for the creation of an income account for the 2014 Blues for the Bush Event being held on Saturday 4th October 2014.

Background

At the Council meeting held on 19th December 2013 Council endorsed the running of the Blues for the Bush event in 2014 and then in principle until 2016.

<i>Council Resolution – Item 13123.3</i>
--

Moved: Cr J Hirsch

Seconded: Cr L Smith

- 1. Council endorse the conduct of the Blues for the Bush and Community Open Day to be run in October 2014 and furthermore in 2015 and 2016 in partnership with Bush Heritage Australia.*
- 2. That the Shire of Perenjori CEO be authorised to sign the MOU between Bush Heritage Australia and Shire of Perenjori for 2014 -2016.*

Carried: 9/0

The Shire will be administering all the finances for the event. This will ensure effective management and governance of the event. The Shire CEO, Bush Heritage Australia Executive Manager West and the Shire President are working to secure sponsorship from private sector organisations.

Statutory Environment

Local Government Act 1995 S6.11 and

Local Government (Financial Management) Regulations, 1996 Regulations 8 and 17.

Policy Implications

Nil

Financial Implications

Slight increase to Shire of Perenjori equity as it is hoped the event will make a small profit to be reinvested back in to the event.

There will be an impact on staff resources in administering the finances for the event. This will be monitored and reviewed after the 2014 event as this may need further exploration and including that resource as part of a full cost recovery of the event.

Strategic Implications

Policy Implications

Area 1: Infrastructure and Natural Assets - Our Natural and Built Environment

Goal: A community that develops and lives sustainably in a thriving natural and quality built environment, which meets current and future community needs.

Area 2: Industry and Business Development – Our Economy

Goal: Fostering and maximising growth across the economy, embracing opportunities for diversifying and strengthening our economic base.

Area 3: People and place – Our Community

Goal: Demonstrating a high quality of life for all, offering relevant activities, facilities, and services to enable people to meet their needs and achieve their potential.

Area 4: Investing in Community Capacity – Civic Leadership

Goal: Supporting community's strong volunteering culture and supporting community leaders to grow and develop.

Consultation

Shire CEO

Comment

The Shire will be monitoring and reviewing the amount of officer time involved in administering the finances of the event. This will need to be looked at if the project sponsors agree to run the event in 2015.

Voting Requirements – Simple Majority

Officers Recommendation – Item 14053.1

That Council endorse the creation of an income account 11823 called Blues for the Bush 2013-2014.

COUNCIL RESOLUTION – ITEM 14053.1
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Moved: Cr L Butler

Seconded: Cr L Smith

That Council endorse the creation of an income account 11823 called Blues for the Bush.

Carried: 8/0

14053.2 BLUES FOR THE BUSH 2014 UPDATE**APPLICANT: SHIRE OF PERENJORI****FILE: ADM 0494****DISCLOSURE OF INTEREST: NIL****AUTHOR: SAM PARKER – ECDC****RESPONSIBLE OFFICER: ALI MILLS - CEO****REPORT DATE: 15 MAY 2014****ATTACHMENTS: MILESTONE TABLE****Executive Summary**

This item seeks Council's acceptance of the Blues for the Bush report for the month of April 2014.

Background

Council made a 3 year commitment to conduct of the Blues for the bush event, in partnership with Bush Heritage Australia at the ordinary Council meeting held on the 19th December 2013, endorsing the following recommendations:

Council Resolution – Item 13123.3

Moved: Cr J Hirsch

Seconded: Cr L Smith

1. *Council endorse the conduct of the Blues for the Bush and Community Open Day to be run in October 2014 and furthermore in 2015 and 2016 in partnership with Bush Heritage Australia.*
2. *That the Shire of Perenjori CEO be authorised to sign the MOU between Bush Heritage Australia and Shire of Perenjori for 2014 -2016.*

Carried: 9/0

The following information provides a summary of actions to date:

Event Management

Left of Centre Concepts & Events were appointed as Event Managers for the 2014 Charles Darwin Reserve Open Day and Blues for the Bush concert on 19th March 2014. In the six weeks since, solid progress has been made in 'Phase 1' of the project.

The majority of the work undertaken to date in 'Phase 1' has involved setting plans in place to ensure a successful event is delivered come October. As we move into May, the Event Team will move its focus from developing the plans into 'Phase 2' being the implementation of a Marketing and Promotional Plan for the event as well as ensuring the logistic and site supply requirements of the event are in place.

Programming will also be a priority area for the Event Team with Left of Centre providing support to the Steering Committee in developing an attractive and relevant program for the Open Day and a strong line- up for the concert.

To date all key Event Milestones (as per accompanying document) have been met.

Community Engagement

Flyers have gone out to all mail boxes in the Shire's of Perenjori and Morawa along with invitations for local businesses, community and sports groups to express their interest in providing a catering outlet as a way of fundraising. The letter also raises awareness of additional fundraising opportunities such as putting up the Marquee, running the bar, and looking after the artists in the Green Room, for which they would be paid.

The Project Team's direction on securing catering vendors has been to hold off on confirming any suppliers until the Perenjori Community has expressed an interest in providing catering for the event. It is understood that this will occur by the 16th May. At this point, our Catering Manager will be on-hand to assist any interested groups to prepare their menu, budget, ordering, OHS and logistical requirements.

After this date the Catering Manager will also be able to secure vendors in assuring food choices are not directly competing with the communities fundraising activities.

A survey will be going out to every mail box in the Shire about services and products they have, as this will support the economic development outcomes for the event by looking to source as much locally as possible before looking further afield.

Risk Management

This is being constantly monitored. One of the key areas the Steering Committee is looking at is securing a site manager to oversee the design and layout of the site. This can then be passed on to LGIS to review and ensure all on site Health and Safety Issues are examined.

Budget Tracking

\$17,962 has been spent to date on marketing and paying deposits for the stage, ablutions and event management costs.

The quotes that have been received for the fencing are approximately 50% higher than what was paid in 2013. Further quotes and options are being sought to ensure best value for money.

The quotes for ablutions have come in 25% above the predicted budget based on 2013 figures, but this is on account of the additional ablutions required. There is no competition in the Mid West for this service at the moment.

The quotes for security are 20% above the predicted budget based on 2013 figures, again this is on account of the expected additional visitors for the event.

Sponsorship

The following meetings have occurred:

- Dave Whitelaw and Ali Mills met with Andrew Tomson from Mount Gibson and Ben Mclernon on the 14th April 2014, a reasonable response was received by both, however recent correspondence from Asia Iron has indicated they are unable to support the event this year.
- Ali Mills met with Top Iron 29/04 in Geraldton, with the General Manager, she has indicated this year will be a bit difficult as they haven't started production as yet, first shipment expected in July/August. However they are keen to come on board so will come back to us with a proposal.
- Ali Mills met with Brookfield Rail on the 14th April 2014, who have indicated they are keen to support the event.
- Ali Mills followed up on meetings in Perth with emails and electronic docs sent to Mount Gibson and Brookfield. A proposed budget was presented and Sponsorship Package outlines.
- Ali Mills met with Karara, Land and PR Manager, again they are keen however in a very difficult phase of their operations and company structure at the moment. I am confident if not cash in-kind. He is meeting with the new CEO next week and will let Ali Mills know.
- Ali Mills met with Aurizon, PR and Community Engagement Manager who has indicated they would be interested in supporting with \$2000.
- Meeting set for 12th May with Sinosteel.

Dave Whitelaw and Ali Mills need to work on a plan for the next stage of meetings.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

There will be financial implications for the 2014/15 budget, for \$40,000, and proposed equal commitments for 2015/16 and 2016/17 budgets.

Strategic Implications

Area 1: Infrastructure and Natural Assets - Our Natural and Built Environment

Goal: A community that develops and lives sustainably in a thriving natural and quality built environment, which meets current and future community needs.

Area 2: Industry and Business Development – Our Economy

Goal: Fostering and maximising growth across the economy, embracing opportunities for diversifying and strengthening our economic base.

Area 3: People and place – Our Community

Goal: Demonstrating a high quality of life for all, offering relevant activities, facilities, and services to enable people to meet their needs and achieve their potential.

Area 4: Investing in Community Capacity – Civic Leadership

Goal: *Supporting community's strong volunteering culture and supporting community leaders to grow and develop.*

Consultation

Bush Heritage Australia, Left of Centre, ECDC, CEO

Comment

Whilst the three items are over budget, the steering group will ensure it seeks the best value for money where possible. Expected income generated from sponsorship and additional ticket sales should ensure the event is at least cost neutral.

Voting Requirements – Simple Majority

Officers Recommendation – Item 14053.2

That Council receive the Blues for the Bush report for April 2014 as presented.

COUNCIL RESOLUTION – ITEM 14053.2
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Moved: Cr L Smith

Seconded: Cr G Reid

That Council receive the Blues for the Bush report for April 2014 as presented.

Carried: 8/0

Sam Parker left the Ordinary Council Meeting at 7.43pm.

14054 INFRASTRUCTURE SERVICES**14054.1 ROAD MAINTENANCE APRIL 2014**

APPLICANT:	SHIRE OF PERENJORI
FILE:	NIL
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	KEN MARKHAM – MIS
RESPONSIBLE OFFICER:	KEN MARKHAM – MIS
REPORT DATE:	15 MAY 2014
ATTACHMENTS:	MAP

Executive Summary

This item seeks Council acceptance to the road maintenance report for the month of April 2014.

Background

Listed are the roads graded for the month of April.

Warriedar Coppermine Road
Cannon Road
Caron East Road
Coorow Maya Road
Maya East Road
Bunjil Nth East Road
Metcalf Road
North Road
Keogh Road
Payne Road
Norrish Road

These roads have been graded by our road maintenance graders and contractors engaged by the Shire to assist with the maintenance program.

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 road maintenance budget

Strategic Implications

Area 1: Infrastructure and Natural Assets – Our Natural and Built Environment

Goal: A Community that develops and lives sustainably in a thriving natural and quality built environment, which meets current and future community needs

Consultation

Nil

Comment

We have been able to engage contractors to assist with the road maintenance, which has been beneficial to the Shire with there being a shortage of staff and also allowing us to concentrate on the sealing program.

Voting Requirements – Simple Majority

Officers and Committees Recommendation – Item 14054.1
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That the road maintenance report for April 2014 be accepted as presented.

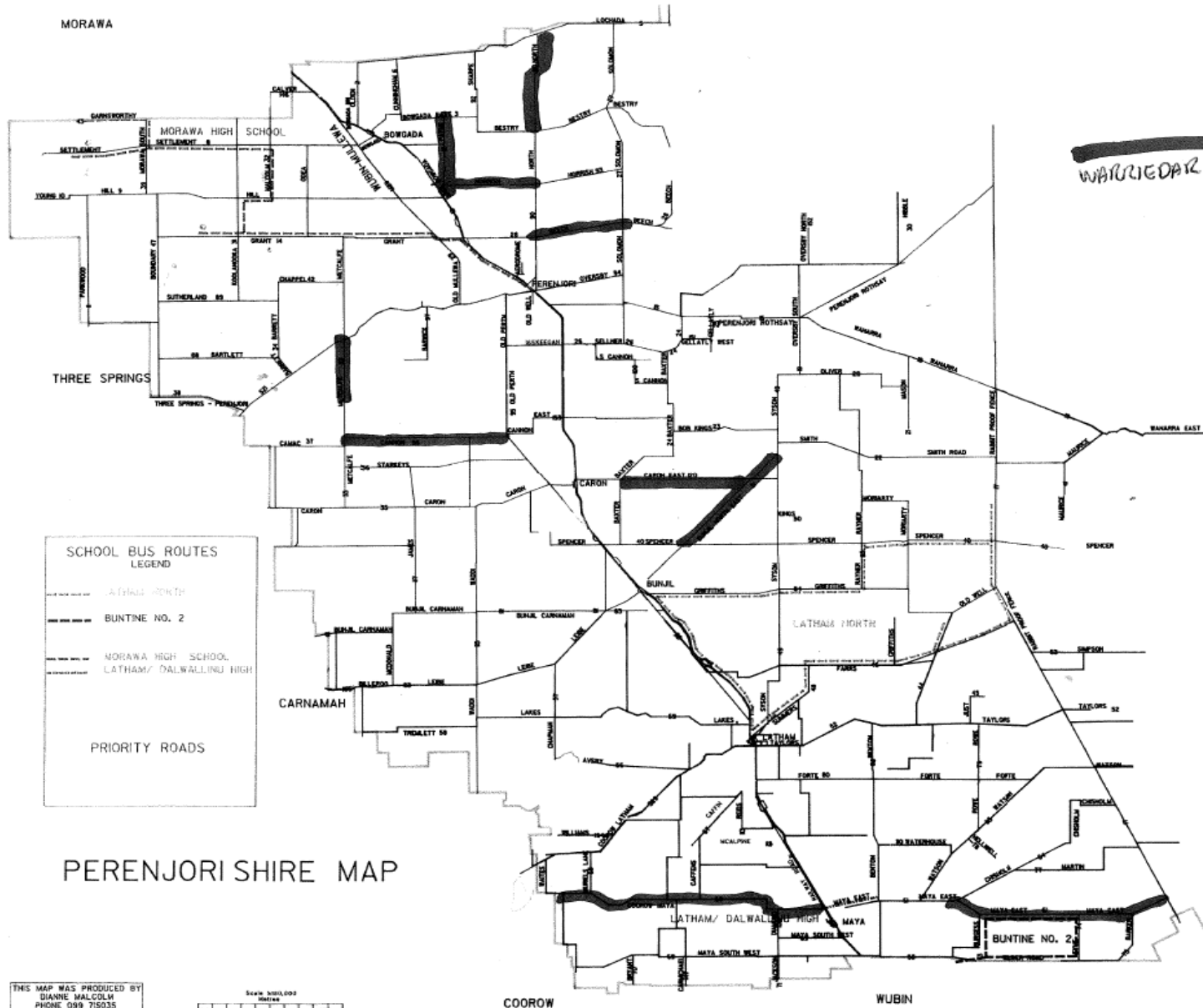
COUNCIL RESOLUTION – ITEM 14054.1
--

Moved: Cr G Reid

Seconded: Cr L Butler

That the road maintenance report for April 2014 be accepted as presented.

Carried: 8/0



THIS MAP WAS PRODUCED BY
DIANNE MALCOLM
PHONE 099 715035



COOROW

WUBIN

ROAD MAINTENANCE APRIL 14

14055 GOVERNANCE**14055.1 YARRA YARRA CATCHMENT REGIONAL COUNCIL - DISSOLUTION****APPLICANT: YARRA YARRA CATCHMENT REGIONAL COUNCIL****FILE: ADM 0161****DISCLOSURE OF INTEREST: NIL****AUTHOR: ALI MILLS – CEO****RESPONSIBLE OFFICER: ALI MILLS – CEO****REPORT DATE: 15 MAY 2014****ATTACHMENTS: LETTERS****Executive Summary**

This item seeks Council's consideration to administer any surplus funds from the YYCRC dissolution process and to coordinate the finalizing of the dissolution process.

Background

A letter has been received from the YYCRC and information received directly from the Executive Officer of the YYCRC presented in this report to assist Council in its decision making.

The YYCRC had been struggling with the compliance requirements expected of Local Governments with these being very time consuming and costly. At the ordinary meeting of Council YYCRC requested consideration to the winding up of the organisation with the following recommendation adopted:

1. *That the Yarra Yarra Catchment Regional Council continues for a further 12 months.*

Carried: 9/0

At a meeting of the YYCRC on the 22nd October 2013 the CEO of YYCRC was delegated power to carry out various tasks in the matter of finalising the entity of the Yarra Yarra Catchment Regional Council. Amongst that delegation of power was to sell the vehicles by public tender, dispose of such assets as the laptops and any other minor asset.

The YYCRC seeks council approval to receive any surplus funds and to administer these as per the recommendations from the YYCRC meeting held in May 2014. It may not be possible to have the audit completed by the end of May until all trading has ceased which will require the costs of the audit to be paid from the surplus funds. Regional Council staff may need to continue the dissolution process on an as needs basis with the Shire of Perenjori being responsible for payment of these services from the surplus funds.

A YYCRC meeting is to be arranged to determine if funds will be dedicated to the maintenance of the existing deep drain network, with the YYCRC possibly recommending that these be offered to the Yarra Yarra Catchment Management Group (YYCMG). There is also Project Funds which need to be utilised or returned to the funding provider.

Any remaining funds after the completion of the dissolution process would be distributed evenly to the contributing Local Governments. The YYCRC has not invoiced any member Councils this year as there are sufficient funds within the operations budget to attend to current matters.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Cost will be incurred to administer any left over funds and arrange for work to be completed. It is expected for this to be minimal, and can be charged to re-coup the costs.

Strategic Implications

Area 1: Infrastructure and Natural Assets - Our Natural and Built Environment

Goal: A community that develops and lives sustainably in a thriving natural and quality built environment, which meets current and future community needs.

Consultation

Executive officer - YYCRC

Comment

Nil

Voting Requirements – Simple Majority

Officers Recommendation – Item 14055.1

That Council:

1. Agree to receive funds from the Yarra Yarra Catchment Regional Council (YYCRC) and to administer these as per the recommendations from the YYCRC;
2. Coordinate the continued process of dissolution for YYCRC as required;
3. Claim the costs incurred by the Shire of Perenjori for the administering of funds of the YYCRC and coordinating the continued dissolution process from the YYCRC funds.

COUNCIL RESOLUTION – ITEM 14055.1

Moved: Cr L Butler

Seconded: Cr J Cunningham

That Council:

1. Agree to receive funds from the Yarra Yarra Catchment Regional Council (YYCRC) and to administer these as per the recommendations from the YYCRC;
2. Coordinate the continued process of dissolution for YYCRC as required;
3. Claim the costs incurred by the Shire of Perenjori for the administering of funds of the YYCRC and coordinating the continued dissolution process from the YYCRC funds.

Carried: 8/0

14056 PROJECT STATUS REPORT

APPLICANT:	SHIRE OF PERENJORI
FILE:	NIL
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	ALI MILLS – CEO
RESPONSIBLE OFFICER	ALI MILLS – CEO
REPORT DATE:	15 MAY 2014
ATTACHMENTS	PROJECT STATUS REPORT

SUMMARY

The project status report is provided to Council in order that actionable items are recorded and results reported to council. Although this is information only, the project status report is to be accepted by Council and recorded in the minutes to ensure councils are kept informed on the progress of the work undertaken by the Shire of Perenjori.

Officers Recommendation – Item 14056

Council accepts the April 2014 Project Status Report as presented.

COUNCIL RESOLUTION – ITEM 14056

Moved: Cr G Reid

Seconded: Cr P Waterhouse

Council accepts the April 2014 Project Status Report as presented

Carried: 8/0

14057 STATUS REPORT

APPLICANT:	SHIRE OF PERENJORI
FILE:	NIL
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	ALI MILLS – CEO
RESPONSIBLE OFFICER	ALI MILLS – CEO
REPORT DATE:	15 MAY 2014
ATTACHMENTS	STATUS REPORT

SUMMARY

The status report is provided to Council in order that actionable items are recorded and results reported to council. Although this is information only, the status report is to be accepted by Council and recorded in the minutes to ensure councils are kept informed on the progress of the work undertaken by the Shire of Perenjori.

Officers Recommendation – Item 14057

Council accepts the April 2014 Status Report as presented.

COUNCIL RESOLUTION – ITEM 14057

Moved: Cr J Cunningham

Seconded: Cr L Butler

Council accepts the April 2014 Status Report as presented.

Carried: 8/0

14058 OTHER BUSINESS**14058.1 MOTIONS OF WHICH DUE NOTICE HAVE BEEN GIVEN**

Nil

14058.2 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil

14058.3 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

Moved: Cr L Smith

Seconded: Cr J Cunningham

That Council accept the late item 14058.3 Commission of Audit Recommendations as Urgent Business.

Carried 8/0

14058.3.1 LATE ITEM - COMMISSION OF AUDIT RECOMMENDATIONS

APPLICANT:	SHIRE OF PERENJORI
FILE:	ADM 0202
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	ALI MILLS - CEO
RESPONSIBLE OFFICER:	ALI MILLS - CEO
REPORT DATE:	15TH MAY 2014
ATTACHMENTS	NIL

Executive Summary

The purpose of this report is to seek Council's approval to address the matters raised in the Commission of Audit's recommendations regarding the removal of key Commonwealth funding to Local Government through:

- The Shire opposing recommendations 5 and 22 and opposing the withdrawal of funding to Regional Development Australia Committees;
- Requesting the Zone to consider the Shire's position on opposing recommendations 5 and 22, including what the issues are;
- Authorising a delegate to the Northern Country Zone (and the CEO) from the Shire of Perenjori to meet with the Hon. Melissa Price MP regarding its concerns;
- Authorising the same delegates or broader delegation to attend a meeting with the Deputy Prime Minister to discuss the same; and
- For the CEO in conjunction with other CEOs to submit a joint motion to the WALGA AGM by 9 June 2014 regarding the concerns raised in this report.

Background

The Shire President of Morawa (and Chair of the WALGA Northern Country Zone) Cr Karen Chappel advised members of the Zone by email on 11 May 2014 of a report on the Australian Local Governments of Australia (ALGA) website regarding the impact of the Commonwealth Government's Commission of Audit on Local Government. In particular, the report highlights:

Commonwealth funding for local councils would end under the recommendations of the Commission of Audit Report released on Thursday 1 May.

The Federal Budget, to be handed down in 12 days time is expected to pick up some of the 86 recommendations, with others to be adopted in coming months.

The recommendations seek to return the Budget to surplus through substantial savings and would also see the Commonwealth Government give up \$25 billion of income tax revenue and end its involvement in an enormous range of areas and pass

responsibility to the states.

Of major concern to ALGA are the recommendations in Volume 2 (recommendations five and 22) that the Commonwealth end its funding for local government, including the Financial Assistance Grants (FAGs) program and the Roads to Recovery (R2R) program. The Report also recommends an end to Regional Development Australia Committees and that the Commonwealth leaves regional development issues to the state and local government.

The Federal Government provides a total of \$2.2 billion per annum to councils across the country through the FAGs program. It is the Government's cornerstone program for local communities. The end of the program, which was put in place almost 40 years ago, would have a catastrophic impact on the level of local infrastructure and services in every local community.

The Audit Commission has proposed that the FAGs would no longer be necessary as sufficient revenue would be available to state governments which could then determine whether any funds are passed on to councils. Given the priorities which state governments face in areas such as health, education and public transport, individual councils may well find it challenging in securing sufficient funds to meet local infrastructure and service needs.

The end of the R2R program, which both major parties had promised to extend to 30 June 2019, would strip \$350 million a year in road funding from local communities with potentially devastating consequences for productivity, road safety and general access, particularly in regional communities. The promised Bridges Renewal Program is also at risk under the Report's recommendations.

Cr Chappel's initial comments includes that she thought this would be a matter of discussion at the ALGA conference with members from WA attending and it was something that "we will need to ensure comes through the LGs to the Zone so that the State has a strong position against these recommendations".

In response to Cr Chappel's email, Ian Carpenter the Mayor of the City of Greater Geraldton in an email on 12 May 2014 comments that this is a very serious matter, and although the Commission of Audit was advice to the Government, had the potential to be adopted. Mayor Carpenter then went on to explain the impact that implementing recommendations 5 and 22 would have on local governments. Mayor Carpenter also suggested that perhaps the Zone asks WALGA to seek advice from zones by email who in turn could seek the advice of zone LGs by email too and not to wait for the next NCZ meeting. He also intends raising this matter through the Regional Capitals Alliance.

In addition to the above, Mayor Carpenter provided a copy of an email he had sent on the 9 May 2014 to Mayor Troy Pickard, the President of WALGA stating "Given the serious ramifications the loss of FAGS and R2R funding would case to all LG's and small LG's in particular, will WALGA be taking this matter up as an immediate priority? I'm sure most

would not wish to have this funding in the hands of the state". Further to this Cr Chappel has reported a conversation with Mayor Troy Pickard as follows: "I have just got off the phone to Troy Pickard and he assures me that the Board of ALGA will be tabling an Urgent Motion re the Commission of Audit at the National General Assembly.

That should get the focus on the issue that is required as a minimum".

A number of CEO's also responded to Cr Chappel's email on 12 May 2014 including the CEO of Perenjori and CEO of Mingenew that they were happy to assist and the CEO of Morawa with a response from the CEO of Carnamah on the current and previous Federal Governments' position on funding to Local Government.

President Collingwood from the Shire of Chapman Valley also advised by email on 13 May 2014 that his Shire would seriously consider attending the ALGA conference regarding this matter.

Statutory Environment

The Australian Constitution: The Commission of Audit including recommendations 5 and 22 attempt to redefine the role of the Commonwealth, States/Territories and Local Government.

Policy Implications

Nil

Financial Implications

The withdrawal of key Commonwealth funding will have a substantial impact on both the financial health of the Shire.

Financial Assistance Grants

The Commonwealth, as a result of the 14/15 Budget has removed the previous strategy of bringing forward 50% of the FAGS payment that was in effect for 2013/14 (and previous years).

Please note that for 2013/14 the Shire will receive a total of \$879,554. However, with the restoration of FAGS during 2014/15 to the normal funding allocation process, the Shire should receive a minimum of at least \$1,759,690.

Roads to Recovery

The Shire currently receives on average \$362,109.00 per annum.

Strategic Implications

Area 1: Infrastructure and Natural Assets - Our Natural and Built Environment

Goal: A community that develops and lives sustainably in a thriving natural and quality built environment, which meets current and future community needs.

Area 5: Investing in Councils Capacity – Our Leadership

Goal: *Strengthen the Shire's position as an innovative, independent local Government providing excellence in all areas of governance, management and leadership.*

Consultation

Shire President, CEO's

Comment

The following comments have been provided by the Ceo, Shire of Morawa:

The key principle regarding recommendations 5 and 22 is that the Commonwealth should give the States access to the Commonwealth Personal Income Tax base and that the Commonwealth lower its Personal Income Tax rates to allow room for the States to levy their own income tax. The impact of lower revenue for the Commonwealth would be offset through an equal reduction in funding in other financial assistance payments to the States.

The premise is that this in turn would see the States make greater use over the longer term of access to the Personal Income Tax base to fund their expenditure responsibilities including support for local government (page 109 Phase Two Commission of Audit Report).

Roads to Recovery Funding (R2R)

The Deputy Prime Minister (Warren Truss) and in his capacity as the Minister for Infrastructure and Regional Development (this portfolio is also responsible for local government) gave a speech to the National Press Club on 30 April 2014 regarding infrastructure and regional development. A copy of the speech can be found on his website (<http://www.warrentruss.com/speeches.php?id=156>).

In this speech he did advise that the Government has renewed its commitment to Roads to Recovery and locked this in at \$1.75billion over the next five years. Also, \$300m has been set aside for the Black Spot (road) Programme and also \$300m for the Bridges Renewal programme.

In regards to Roads to Recovery, the Deputy Prime Minister points out in his speech:

- Labor and the Greens are the ones playing games with this funding. To date, they have opposed legislation regarding the next lot of R2R. He goes on to say, if the legislation is not passed by the Senate by 30 June, 2014 – then the programme will be road kill. Please note that the author has not had time to substantiate that this is the case regarding the opposition parties. However, the Bill to amend the *Nation Building Program (National Land Transport) Act 2009* to provide for the extension of R2R is currently before Parliament;
- That of the 17 seats that gave the coalition government at the last election, 11 of these came from the regional areas. This is a very pointed comment,

and may well be aimed not only at the opposition parties, but the coalition partner as well.

It should also be remembered that many politicians on both sides of the political fence have time and time again at the National Roads Congress and other forums espoused long and hard the virtues of the Roads to Recovery Programme including the minimal cost involved to administer the program (2.5 FTEs).

The Deputy Prime Minister then went on to announce a Community Development Program worth \$342m and the rolling out next year of \$1 billion National Stronger Regions Fund. The assumption here is that either Regional Development Australia (RDA) or equivalent would manage this funding.

Further to the above, in the 2014/15 Commonwealth Budget handed down on 13 May 2014, it clearly shows the Government's commitment to Roads to Recovery, including the Forward Estimates under Programme 1.1 Infrastructure Investment (Department of Infrastructure and Regional Development).

Financial Assistance Grants (FAGS)

The Financial Assistance Grants (FAGS) is key funding that the Commonwealth provides to Local Government across Australia. The funding provided is determined by the Commonwealth Grants Commission under the *Local Government (Financial Assistance) Act 1995* using what is referred to horizontal fiscal equalisation and allocated to the States/Territories for redistribution to the local governments.

The former Prime Minister, Gough Whitlam was the architect of FAGS and had it implemented as a key funding program because he was concerned with how the States and Territories were handling Local Government from a funding view point.

The Howard Government was also very active in trying to find ways to get funding in a more streamlined fashion to Local Government, hence the establishment of the Roads to Recovery Programme and the support for VROCs (as a less formalised way of getting money to bypass the States etc. Some VROCs have/were successful and others were not).

It should also be noted, that from a WA perspective, the calculation for the allocation of the CLGF is based on the same methodology used for FAGS. So, the methodology is quite sound.

In the 2014/15 Commonwealth Budget handed down on 13 May 2014, it clearly shows the Government's commitment to FAGS, including the Forward Estimates under Programme 3.2 Local Government (Department of Infrastructure and Regional Development). This funding in effect is frozen for three years before indexing is resumed.

In hand with the above, there has been the discussion, and support, since 2008 for the financial recognition of Local Government within the Constitution. This is so that FAGS, R2R

and other programs can continue to Local Government and has been clearly supported on both sides of the political fence at the Commonwealth level.

The author also notes that both the Treasurer and the Prime Minister have said on a number of recent news reports that the Commission of Audit is just that, and many of the recommendations, politically – would be hard to implement.

Regional Development Australia Committees

With regard to the future of the Regional Development Australia committees (page 91 Phase Two Commission of Audit Report), the author is not sure what this means at this point. It may mean that the Government will leave RDAs alone or that Infrastructure Australia may take over the role of regional development. The other matter to consider is that a number of RDAs in Western Australia work closely with the Regional Development Commissions to secure key outcomes.

Conclusion

As such, it is quite right to say that many local governments will suffer, and indeed will not survive without the current level of Commonwealth funding provided through FAGS and Roads to Recovery, including a number with the Northern Country Zone.

Despite the assurances of the Treasurer and the Prime Minister regarding the outcomes of the Commission of Audit, it would be appropriate, as a number of respondents to Cr Chappel's email have indicated, to seek a resolution on this matter regarding Local Government so that it does not have the opportunity to become government policy.

A meeting of key personnel from within the Northern Country Zone with the Hon. Melissa Price as the local member is a must, but also a meeting in due course with the Hon. Warren Truss and the Hon. Jamie Briggs (the Assistant Minister for Infrastructure and Regional Development), and perhaps even the Prime Minister (as the Infrastructure Prime Minister!).

Although this issue regarding concerns with the Commission of Audit recommendations to remove key local government funding would have been appropriate for debate at this year's ALGA Conference, motions for consideration were due on Thursday 17 April 2014.

However, this matter can still be addressed at the State Conference. Local governments must submit motions by close of business Monday 9 June 2014.

It would also be appropriate to advise the Northern Country Zone of the same.

Voting Requirements – Simple Majority

Officers Recommendation – Item 14058.3.1

That Council:

1. Opposes recommendations 5 and 22 (and that regarding the Regional Development Australia Committees) of the Commission of Audit report.
2. Authorises the CEO to submit a joint notice of motion in conjunction with the other CEOs made up from the member local governments of the Northern Country Zone to the WALGA State AGM advising of the opposition to recommendations 5 and 22 of the Commission of Audit report and to stress specific concerns regarding these recommendations as raised in Point 2a, b, c and d by 9 June 2014.
3. Requests the Northern Country Zone consider its opposition to recommendations 5 and 22 made in the Commission of Audit report including specific concerns regarding these recommendations raised in Point 2a, b, c and d prior to 9 June.

COUNCIL RESOLUTION – ITEM 14058.3.1

Moved: Cr R Desmond

Seconded: Cr L Smith

That Council:

1. Opposes recommendations 5 and 22 (and that regarding the Regional Development Australia Committees) of the Commission of Audit report.
2. Authorises the CEO to submit a joint notice of motion in conjunction with the other CEOs made up from the member local governments of the Northern Country Zone to the WALGA State AGM advising of the opposition to recommendations 5 and 22 of the Commission of Audit report and to stress specific concerns regarding these recommendations as raised in Point 2a, b, c and d by 9 June 2014.
3. Requests the Northern Country Zone consider its opposition to recommendations 5 and 22 made in the Commission of Audit report including specific concerns regarding these recommendations raised in Point 2a, b, c and d prior to 9 June 2014.

Carried: 8/0

14058.4 MATTERS BEHIND CLOSED DOORS**14058.5 CONFIDENTIAL ITEM – PLANT TENDERS**

APPLICANT:	SHIRE OF PERENJORI
FILE:	ADM 0127
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	KEN MARKHAM - MIS
RESPONSIBLE OFFICER:	KEN MARKHAM - MIS
REPORT DATE:	15 MAY 2014
ATTACHMENTS	SPREADSHEETS & QUOTES

Officers Recommendation – Item 14058.5

1. That Council accepts the quote from Westrac for the supply and delivery of the Cat 226B3 skid steer and trade of Council's existing machine.
2. That Council accepts the quote from Howard Porter for the supply and delivery of the Howard Porter water tanker.
3. That Council accepts the quote from Daimler Trucks for the supply and delivery of the 2014 Fuso Canter 515 and trade of the Council's existing vehicle.

COUNCIL RESOLUTION – ITEM 14058.5**Moved: Cr J Hirsch****Seconded: Cr R Desmond**

1. That Council accepts the quote from Westrac for the supply and delivery of the Cat 226B3 skid steer and trade of Council's existing machine.
2. That Council accepts the quote from Howard Porter for the supply and delivery of the Howard Porter water tanker.
3. That Council accepts the quote from Daimler Trucks for the supply and delivery of the 2014 Fuso Canter 515 and trade of the Council's existing vehicle.

Carried: 8/0**14058.6 DATE OF NEXT MEETING / MEETINGS**

The date of the next Ordinary Council meeting will be held on the 19th June 2014 at 1.30pm.

14058.7 CLOSURE

Cr C King closed the meeting at 8.24 pm.

I certify that this copy of the Minutes is a true and correct record of the meeting held on 15th May 2014.

Signed: _____
Presiding Elected Member

Date: _____