Shire of Perenjori

MINUTES

Ordinary Council Meeting

20th JULY 2017

Held in the Shire of Perenjori Council Chambers, Fowler Street, Perenjori on the 20th July 2017, to commence at 3.00 pm.

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17071 PRELIMINARIES

17071.1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS

Cr P Waterhouse declared the meeting open at 3.03 pm.

17071.2 OPENING PRAYER

Cr P Waterhouse led the opening prayer.

17071.3 DISCLAIMER READING

17071.4 RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE

Cr P Waterhouse – Presiding Member
Cr L Smith
Cr J Cunningham
Cr R Spencer
Cr R Desmond
Cr J Hirsch
Cr G Reid
Ali Mills – CEO
Peter Money – MCDS
Rose Jones – SFO
Ken Markham - MIS
Bianca Plug – Minute Taker

Apologies;
Cr L Butler
Cr K Pohl
17071.5 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE
Nil

17071.6 PUBLIC QUESTION TIME
Nil

17071.7 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.

17071.8 APPLICATIONS FOR LEAVE OF ABSENCE
Nil

17071.9 CONFIRMATION OF MINUTES
Minutes from the Ordinary Council Meeting held on the 15th June 2017 are attached.

Council Resolution – Item 17071.9
That Council accepts the Minutes from the Ordinary Meeting of the 15th June 2017 as a true and correct record of that Meeting.

Moved: Cr R Desmond Seconded: Cr R Spencer
Cr That Council accepts the Minutes from the Ordinary Meeting of the 15th June 2017 as a true and correct record of that Meeting. Carried: 7/0

17071.10 ANNOUNCEMENTS BY PERSON PRESIDING WITHOUT DISCUSSION

17071.11 PETITIONS / DEPUTATIONS / PRESENTATIONS
17072 CORPORATE AND DEVELOPMENT SERVICES

17072.1 FINANCIAL STATEMENTS – JUNE 2017

APPLICANT: SHIRE OF PERENJORI
FILE: ADM 0081
DISCLOSURE OF INTEREST: NIL
AUTHOR: ROSE JONES - SFO
RESPONSIBLE OFFICER PETER MONEY - MCDS
REPORT DATE: 20TH JULY 2017
ATTACHMENTS MONTHLY FINANCIAL REPORT

Executive Summary
This item recommends that Council accepts the Financial Activity Statement for the period ending 30th June 2017.

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

Details
Presented is the Financial Activity Statement Report for the period ending 30th June 2017.

The following statements are presented to Council:

- Monthly Summary Information - Charts
- Statement of Financial Activity (Program and Nature & Type) - 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))
- Statement of Capital Acquisitions and Capital Funding
- 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. - Explanation of Material Variances
  - Note 3. – Net Current Funding Position
  - Note 4. – Cash & Investments
  - Note 5. – Budget Amendments
  - Note 6. – Receivables
  - Note 7. – Cash Back Reserves
  - Note 8. – Capital Disposals
  - Note 9. – Rating Information
  - Note 10. – Information on Borrowings
  - Note 11. – Grant and Contributions
  - Note 12.- Trust Fund
  - Note 13.: Details of Capital Acquisition

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 34 (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 MCDS, SFO, & MIS.

Voting Requirements - Simple Majority

<table>
<thead>
<tr>
<th>Committee Recommendation – Item 17072.1</th>
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<table>
<thead>
<tr>
<th>Council Resolution – Item 17072.1</th>
</tr>
</thead>
<tbody>
<tr>
<td>Moved: Cr J Hirsch</td>
</tr>
<tr>
<td>Seconded: Cr J Cunningham</td>
</tr>
<tr>
<td>Carried: 7/0</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>17072.2 ACCOUNTS FOR PAYMENT – JUNE 2017</th>
</tr>
</thead>
<tbody>
<tr>
<td>APPLICANT: SHIRE OF PERENJORI</td>
</tr>
<tr>
<td>FILE: 1306P</td>
</tr>
<tr>
<td>DISCLOSURE OF INTEREST: NIL</td>
</tr>
<tr>
<td>AUTHOR: LIZ MARKHAM - AO</td>
</tr>
<tr>
<td>RESPONSIBLE OFFICER: PETER MONEY – MCDS</td>
</tr>
<tr>
<td>REPORT DATE: 20TH JULY 2017</td>
</tr>
<tr>
<td>ATTACHMENTS: ACCOUNTS FOR PAYMENT</td>
</tr>
</tbody>
</table>

Executive Summary

This item recommends that the schedule of accounts for payment for the month ending 30th June 2017 be confirmed.

Background

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.

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**

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

Voting Requirements – Simple Majority

Committee Recommendation – Item 17072.2
That Council, pursuant to Regulation 13 of the Local Government (Financial Management) Regulations 1996 (as amended), confirms the accounts paid for the month ending 30th June 2017 as attached to and forming part of this report.

<table>
<thead>
<tr>
<th>Municipal Account</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>EFT</td>
<td>$1,099,560.16</td>
</tr>
<tr>
<td>Direct Debits</td>
<td>$97,852.13</td>
</tr>
<tr>
<td>Cheques</td>
<td>$24,637.45</td>
</tr>
<tr>
<td>Corporate MasterCard</td>
<td>$8,928.11</td>
</tr>
<tr>
<td>Bank Fees</td>
<td>$225.89</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$1,231,203.74</strong></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Trust Account - Shire</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>EFT</td>
<td>$600.00</td>
</tr>
<tr>
<td>Cheques</td>
<td>$500.00</td>
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<td><strong>Total</strong></td>
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<tr>
<th>Trust Account – Mt Gibson Public Benefit Funds</th>
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<td>EFT</td>
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<td>$</td>
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</table>

**Totalling $1,232,303.74 from Municipal and Trust Accounts for** the month ending 30th June 2017.
Council Resolution – Item 17072.2

Moved: Cr J Cunningham              Seconded: Cr R Desmond

That Council, pursuant to Regulation 13 of the Local Government (Financial Management) Regulations 1996 (as amended), confirms the accounts paid for the month ending 30th June 2017 as attached to and forming part of this report.

Carried: 7/0

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<td>$</td>
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<tr>
<td><strong>Total</strong></td>
<td>$</td>
</tr>
</tbody>
</table>

*Totalling $1,232,303.74 from Municipal and Trust Accounts for the month ending*
Shire of Perenjori

Ordinary Council Meeting

MINUTES

20th JULY 2017

30th June 2017.

Council Motion

Moved: Cr R Desmond  Seconded: Cr J Hirsch
That Council suspends the Ordinary Council Meeting at 3.13 pm due to a presentation from Egan Street Resources.
Carried: 7/0

Council Motion

Moved: Cr R Desmond  Seconded: Cr G Reid
That Council re opens the Ordinary Council meeting at 3.32 pm.
Carried: 7/0

17072.3  LONG TERM LEASE OF SHIRE CHALETS

APPLICANT:  AURIZON
FILE:  ADM 0176
DISCLOSURE OF INTEREST:  NIL
AUTHOR:  PETER MONEY – MCDS
RESPONSIBLE OFFICER:  PETER MONEY – MCDS
REPORT DATE:  20th JULY 2017
ATTACHMENTS:  NIL

Executive Summary
This item recommends the Council agrees to a 12 month hire agreement for four Caravan Park Chalets to Aurizon at a reduced weekly hire rate.

Background
Aurizon have been accommodating train drivers at their premises in Russell Street known as the Railway Barracks for several years. The Shire has provided a cleaning service for this building with all the linen, furniture and equipment being supplied by Aurizon. Aurizon also provide one washing machine at the premises for use by Shire staff.

The 2016/2017 financial result for the Railway Barracks is as follows:

Income  =  $80,000
Cleaning cost  =  $63,000
Profit  =  $17,000

Proposed
Aurizon have decided to move the drivers from this building and after considering the various accommodation options in Perenjori have decided that the Shire’s Caravan Park Chalets (with some minor modifications) meet all the required standards.
The reasons are their own but the quiet location and the comfort for the drivers have been important factors in choosing the Chalets.

Aurizon would like to enter into a 12 month arrangement with the Shire with the option of a further 2 x 12 month extensions for the hire of all four Chalets. The only addition to the existing Chalets is the provision of block-out blinds in the bedrooms and access to a facsimile machine.

The Shire will provide 24 hour access to a fax machine and install block-out blinds in four bedrooms both of which are one-of cost and they remain the property of the Shire.

The Shire will continue to provide daily room servicing which includes the use of all Shire bedding, linen etc. the same for anyone who rents the rooms.

This will involve extra wear and tear on our bedding and linen and washing machines due to the additional usage.

This is the same arrangement that was made by the Shire with Mount Gibson Mining in the past when they leased the Chalets at a heavily discounted rate for more than 12 months.

The cost for cleaning of the Barracks (2016/2017) was $63,000 and I have estimated that by using the Chalets this can be brought down to $50,000 for the 12 months based on the following:

- Linen is currently washed at the Barracks where there is only one washing machine on site taking extra staff time;
- The hours worked at the Barracks are on average 30 hours a week at an average of $39 per hour;
- At times the Shire has cleaned additional rooms because of additional occupancy (9 available rooms) but the fixed monthly price remains the same;
- If Aurizon require additional rooms under this arrangement they will use rooms in the Accommodation Village at full price.

Room servicing hours at the Caravan Park (for the Chalets only) can be reduced to about 25 hours per week at an average of $39 per hour as follows;

- All washing is done on the Caravan Park site not in isolation at the Barracks;
- Chalet washing will be included in all other Park washing and not done separately as at present;
- There are six washing machines that can be used to expedite the cleaning of linen whereas at the Barracks there is one machine;
- Any additional requirement for rooms at the Village will be part of the existing Village arrangements including servicing;
- The above reduces the number of hours required to clean the rooms compared to the Barracks.

The other costs being utilities and administration costs are a cost whoever is in the rooms and need to be considered, although we can expect more than average wear and tear on the linen, furniture and washing machines.

Therefore there are cost savings and following are the estimated operational s costs for the provision and servicing of the Chalets for use by Aurizon:

**Shire expenditure per annum:**

<table>
<thead>
<tr>
<th>Description</th>
<th>Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cleaning costs</td>
<td>$50,000</td>
</tr>
<tr>
<td>Allowance for wear and tear</td>
<td>$1,200</td>
</tr>
</tbody>
</table>
Water & electricity = $3,840
Administration alloc. = $3,400
**TOTAL ESTIMATE** = $58,440*

One of costs with Shire retaining the assets
Facsimile = $300
Black-out blinds = $2,500

<table>
<thead>
<tr>
<th>A</th>
<th>Rate per week / per unit</th>
<th>B</th>
<th>Income 12 months contract A x 52</th>
<th>C</th>
<th>Cost 12 months*</th>
<th>D</th>
<th>Estimated profit B - C</th>
<th>E</th>
<th>2016/2017 Income</th>
<th>F</th>
<th>Additional profit Shire D -E</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>$700</strong> Current rate</td>
<td>$145,000</td>
<td>$58,440</td>
<td>$86,560</td>
<td>$62,000</td>
<td>$24,560</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>$650</td>
<td>$135,200</td>
<td>$58,440</td>
<td>$76,760</td>
<td>$62,000</td>
<td>$14,760</td>
<td></td>
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<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>$600</td>
<td>$124,800</td>
<td>$58,440</td>
<td>$66,360</td>
<td>$62,000</td>
<td>$4,360</td>
<td></td>
<td></td>
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</tbody>
</table>

The income during 2016/2017 from the Chalets was $62,000 and it is possible this could happen again in 2017/2018 without Aurizon in which case the Shire would be only marginally better off in the agreement with Aurizon.

However if the demand for the Chalets is not as good it was in 2016/2017 then the Shire will be better off with Aurizon in the rooms with guaranteed income for the 12 months and possibly longer.

Aurizon will also require some additional use of the Village rooms but only for the period until Aurizon introduces single driver trains.

Should there be the same demand this year as there was in 2016/2017 (or more) we can accommodate people in the Park Home, Eco House or Village though the Village rooms provide far less profit for the Shire.

**Statutory Environment**
Local Government Act 6.15

**Policy Implications**
Nil

**Financial Implications**
At $700 per unit / per week the projected profit is $24,560
At $650 per unit / per week the projected profit is $14,760
At $600 per unit / per week the projected profit is $4,360.

**Strategic Implications**
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.

**Risk Management**

<table>
<thead>
<tr>
<th>Risk Statement</th>
<th>Level of Risk</th>
<th>Risk Mitigation Strategy</th>
</tr>
</thead>
<tbody>
<tr>
<td>There will be some inconvenience to patrons who are semi-regular users of the Chalets.</td>
<td>Low</td>
<td>As a good will gesture the Shire can offer improved accommodation in the Park Home or Eco House at a reduced rate to those who have pre-booked Chalet accommodation.</td>
</tr>
</tbody>
</table>

**Consultation**

Aurizon CEO

**Comment**

**The current rate assumes that Council introduces a lower weekly rate as recommended in the 2017/2018 Schedule of Fees and Charges.**

**Voting Requirements – Simple Majority**

**Officers Recommendation – Item 17072.3**

Option 1.

That Council agrees to enter a 12 month Agreement with Aurizon for the lease of four Chalets for a period of 12 months at a rate of $600 per week per unit.

Option 2.

That Council agrees to enter a 12 month Agreement with Aurizon for the lease of four Chalets for a period of 12 months at a rate of $650 per week per unit.

Option 3.

That Council agrees to enter a 12 month Agreement with Aurizon for the lease of four Chalets for a period of 12 months at a rate of $700 per week per unit.
Council Resolution – Item 17072.3

Moved: Cr G Reid  Seconded: Cr L Smith

1. That Council agrees to enter a 12 month Agreement with Aurizon for the lease of four Chalets for a period of 12 months at a rate of $700 per week per unit.
2. That the costs of cleaning are monitored to assess against income, and the agreement to include opportunity to address any emerging cost concerns.

Carried: 4/3

17072.4  APPLICATION FOR RATES EXEMPTION

APPLICANT: MRAC
FILE: A690
DISCLOSURE OF INTEREST: NIL
AUTHOR: PETER MONEY – MCDS
RESPONSIBLE OFFICER: PETER MONEY – MCDS
REPORT DATE: 20th JULY 2017
ATTACHMENTS: LETTER - MRAC

**Executive Summary**
This item recommends Council agrees to grant an exemption of rates on the property owned by the Murchison Regional Aboriginal Corporation at 57 Hesford Street Perenjori effective from July 2016.

**Background**
In March of 2017 the Council agreed to accept a late objection to the raising of rates on 57 Hesford Street Perenjori which is owned by Murchison Regional Aboriginal Corporation (MRAC).

Council Resolution – Item 17032.4

Moved: Cr R Desmond  Seconded: Cr J Hirsch

That Council advises the Murchison Regional Aboriginal Corporation that it grants an extension of time of 6 weeks from the date of this meeting for the organisation to lodge and appeal against the raising of rates on its property at 57 Hesford Street Perenjori.

Carried: 9/0

The MRAC has now applied for the exemption from rates on this property on the grounds that:
MRAC is a registered charity as at 8\textsuperscript{th} February 2017 with the Australian Charities Not-for-profits Commission;

MRAC has provided evidence of exemption from the Australian Taxation Office (ATO) dated 19\textsuperscript{th} January 2017 confirming that MRAC is endorsed for charity tax concessions.

The role of MRAC is to provide safe, secure and affordable housing to Aboriginal persons and in this instance to improve the economic position, social condition and traditional ties to an Aboriginal community; and

It is generally accepted that Aboriginal people as a class are in need of protection and assistance, and purposes directed towards the advancement of Aboriginal people are charitable and MRAC satisfies these requirements.

The Council has agreed to an extension of the period of time for consideration of an exemption. It now rests with the Council to grant that exemption and given that the two national bodies (The Australian Charities Not-for-profits Commission and the Australian Taxation Office) have agreed the MRAC is a charitable organisation it is reasonable that Council grants an exemption from rates.

The original application did not nominate a date from which the exemption would commence. A request for further information specifically relating to the proposed date of commencement for exemption was sent to MRAC and has now been received.

MRAC have said they have registered with Australia Charities is dated 8\textsuperscript{th} February and the ATO letter is dated 19\textsuperscript{th} January 2017 MRAC has requested the exemption commence from 1\textsuperscript{st} July 2016.

However after discussion with Australia Charities I have confirmed that MRAC has been a registered charity since 3\textsuperscript{rd} February 2012 and the matter of a rates exemption is a matter between the Shire and MRAC.

The Council has the option of accepting the registration as a charity from the 8\textsuperscript{th} February 2012 or can back date for the financial year or grant the exemption from the new financial year being 1\textsuperscript{st} July 2017.

As the annual rates on the property in 2016/2017 were $836.92 the sum of either full, partial or no refund for 2016/2017 is not significant but if at least a partial exemption is not given MRAC could appeal the decision.

Statutory Environment

Local Government Act 6.76(1)(a)(ii); 6.76(2); 6.76(4)(6)

Policy Implications

Nil

Financial Implications

The Council will have a small reduction in total income by approximately $870 per annum.

Strategic Implications

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.

Risk Management
Risk Statement

| The risk in refusing this is that MRAC will likely seek a rate exemption through legal means and would likely succeed. | Low | By agreeing to the exemption there is a small loss in income but by expedient agreement it creates good faith with MRAC. |

Consultation
Australian Charities-not-for-profits Commission

Comment
Nil

Voting Requirements – Simple Majority

Officers Recommendation – Item 17032.4

That Council advises the Murchison Regional Aboriginal Corporation (MRAC) that
1. It agrees to exempt its property at 57 Hesford Street Perenjori from the payments of rates on the grounds that the Corporation is a registered charity and the property is therefore exempt from the payment of rates.
2. The exemption will take effect from:
   a) 1st July 2016
   b) 8th February 2017 or
   c) 1st July 2017.
3. The property remains subject to the payment of the State Government Emergency Services Levy and the payment of Shire rubbish rates which are a fee for service.

Council Resolution – Item 17032.4

Moved: Cr J Hirsch  
Seconded: Cr J Cunningham

That Council advises the Murchison Regional Aboriginal Corporation (MRAC) that
1. It agrees to exempt its property at 57 Hesford Street Perenjori from the payments of rates on the grounds that the Corporation is a registered charity and the property is therefore exempt from the payment of rates.
2. The exemption will take effect from:
   c) 1st July 2017, for 12 months,
3. The property remains subject to the payment of the State Government Emergency Services Levy and the payment of Shire rubbish rates which are a fee for service.
4. To be reviewed after 12 months.

Carried: 7/0
12 April 2017

Mr Peter Money
Manager Corporate & Development Services
Shire of Perenjori
P O Box 22
PERENJORI WA 6620

Dear Mr Money

Application for rates exemption

I write in response to your letter dated 21 March 2017 granting Murchison Region Aboriginal Corporation (MRAC) an extension of time to appeal the rates levied on our property at 57 Hesford Street, Perenjori.

Please see the information below and the attached documentation.

1 Background

Murchison Region Aboriginal Corporation (MRAC) is a member-based, not-for-profit dedicated Aboriginal community housing organisation operating in the Mid West and Gascoyne regions of Western Australia.

One of MRAC’s properties is located within the Shire of Perenjori.

MRAC has received rate notices from the Shire of Perenjori for this property.

MRAC objects to the rate records for this property located within the Shire of Perenjori under section 6.76(1)(a)(ii) of the Local Government Act 1995 (WA) (LG Act) on the ground that there is an error in the rate records as this property does not constitute rateable land.

MRAC is of the view that its property located within the Shire of Perenjori does not constitute rateable land as it satisfies the criteria in section 6.26(2)(g) of the LG Act and MRAC is accordingly applying for a rate exemption under section 6.26(2)(g) of the LG Act with respect to its property located within the Shire of Perenjori.

2 Grounds for exemption

MRAC is applying for a rates exemption on the basis that its property located within the Shire of Perenjori is used exclusively for charitable purposes.

Please find enclosed the following documents in support of MRAC's application:

(a) an extract from the Office of the Registrar of Indigenous Corporations for MRAC as at 20 February 2017;
an extract from the Australian Charities and Not-for-profits Commission's Charity Register for MRAC as at 8 February 2017 evidencing that MRAC is a registered charity;

c) a letter from the ATO dated 19 January 2017 confirming MRAC is endorsed for charity tax concessions;

d) a letter from the ATO dated 19 January 2017 confirming MRAC is endorsed as a deductible gift recipient;

e) a copy of MRAC's rule book dated 2 December 2016;

f) a copy of MRAC's financial report for the year ended 30 June 2016;

g) a copy of MRAC’s housing eligibility criteria dated 15 November 2016; and

h) an operational overview of MRAC’s activities.

Please also find enclosed Property Details Forms setting out the relevant details with respect to the MRAC property located within the Shire of Perenjori. We note that plans for the property has not been provided as MRAC does not possess these and they are too costly to have prepared. Instead, we have provided a brief description and photo for each property.

As demonstrated by the enclosed materials:

(a) MRAC provides safe, secure and affordable housing to:

   i) Aboriginal persons, Torres Strait Islander persons, persons who have a partner who is either Aboriginal or Torres Strait Islander or non-Aboriginal persons with custody of Aboriginal children;

   ii) who are resident within the Midwest or Gascoyne region for a period of 3 months;

(b) This MRAC property located within the Shire of Perenjori is leased to a tenant who meet MRAC’s housing eligibility criteria;

(c) MRAC charges its tenants rent on either a percentage of market rent basis or on a cost recovery basis and any moneys generated through rental revenue is reinvested in upgrading its properties or purchasing additional housing stock to meet the high level of demand for housing; and

(d) most of MRAC’s tenants rely on full or partial benefits from Centrelink and are unable to obtain housing in the private rental market due to a lack of access to suitable employment, their Aboriginality, previous tenancy history, long waiting lists for social housing and the lack of housing in remote areas which are close to their cultural homeland and/or close to other family members.

Accordingly, as:

(a) MRAC uses its property located within the Shire of Perenjori for the purpose of improving the economic position, social condition and traditional ties of an Aboriginal community; and
(b) It is generally accepted that Aboriginal people as a class are in need of protection and assistance, and purposes directed towards the advancement of Aboriginal people are charitable.

MRAC clearly satisfies the requirements of section 6.26(2)(g) of the LG Act and should be granted a rate exemption for its property located within the Shire of Perenjori.

If you require any further information in order to process MRAC’s applications, please contact me.

Yours sincerely

Mary Marshall
Chief Executive Officer
Murchison Region Aboriginal Corporation
T +61 8 9923 0055
M +61 408 973 945
mmarshall@mrac.net.au

17072.5 REQUEST FOR COMMENT - LOT ALMAGATION, CHANGE OF PURPOSE AND ISSUING OF MANAGEMENT ORDER

APPLICANT: SHIRE OF PERENJORI
FILE: NIL
DISCLOSURE OF INTEREST: NIL
AUTHOR: PETER MONEY - MCDS
RESPONSIBLE OFFICER: PETER MONEY - MCDS
REPORT DATE: 20TH JULY 2017
ATTACHMENTS LETTER AND MAP

Executive Summary
In this item Council is invited to provide any comments or objections to a proposed lot amalgamation, change of purpose and issuing of a Management Order over Reserve 18537 Perenjori Primary School.

Background
The Department of Lands has invited the Council to provide any comments and advice regarding the proposal to:
• Amalgamate Lot 62 and Lot 3001 on Reserve 18537 (Perenjori Primary School);
Shire of Perenjori          Ordinary Council Meeting
MINUTES                      20TH JULY 2017

- Change of purpose of Reserve 18537 from “School Site” to “For the Purpose of the School Education Act 1999”;
- Issue of a Management Order over Reserve 18537 to the Minister for education with Power to Lease or licence for any term up to 21 years for the whole or any portion thereof.

The Department is responsible for all costs involved.

Statutory Environment
Nil

Policy Implications
Nil

Financial Implications
Nil

Strategic Implications
Strategic Plan 2013 – 2023
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

Consultation
Department of Lands
MIS

Comment
Nil

Voting Requirements – Simple Majority

<table>
<thead>
<tr>
<th>Officers Recommendation – Item 17055.4</th>
</tr>
</thead>
<tbody>
<tr>
<td>That Council supports the proposal from the Department of Lands to:</td>
</tr>
<tr>
<td>1. Amalgamate Lot 62 and Lot 3001 on Reserve 18537 (Perenjori Primary School);</td>
</tr>
<tr>
<td>2. Change the purpose of Reserve 18537 from “School Site” to “For the Purpose of the School Education Act 1999”;</td>
</tr>
<tr>
<td>3. Issue of a Management Order over Reserve 18537 to the Minister for Education with Power to Lease or licence.</td>
</tr>
</tbody>
</table>
Council Resolution – Item 17055.4

Moved: Cr L Smith  
Seconded: Cr R Desmond

That Council supports the proposal from the Department of Lands to:
1. Amalgamate Lot 62 and Lot 3001 on Reserve 18537 (Perenjori Primary School);
2. Change the purpose of Reserve 18537 from “School Site” to “For the Purpose of the School Education Act 1999”;
3. Issue of a Management Order over Reserve 18537 to the Minister for Education with Power to Lease or licence.

Carried: 7/0
22 June 2017

Chief Executive Officer
Shire of Perenjori
PO Box 22
PERENJORI WA 6620

Dear Sir/Madam,

REQUEST FOR LOT AMALGAMATION, CHANGE OF PURPOSE AND ISSUING OF MANAGEMENT ORDER OVER RESERVE 18537 (PERENJORI PRIMARY SCHOOL) DEPARTMENT OF EDUCATION, SHIRE OF PERENJORI

The Department of Education has enquired to amalgamate the following lots comprised in Reserve 18537, by way of a compiled Diagram.

- Lot 62 on Deposited Plan 142653 held in Certificate of Crown Land Title Volume 3012 Folio 340 and
- Lot 3001 on Deposited Plan 76595 held in Certificate of Crown Land Title Volume 3024 Folio 62

Also it is proposed:

(1) Change the purpose of Reserve 18537 from “School Site” to “For the Purpose of the School Education Act 1999”.

(2) Issue a Management Order over Reserve 18537 to the Minister for Education, with Power to Lease or Licence for any term up to 21 years for the whole or any portion thereof. The subject land of Reserve 18537 is highlighted on the enclosed plan.

The Department of Education will be responsible for the costs involved. Could the Shire please provide any comments/objections regarding this proposal.

If you have any queries or require further information please do not hesitate to contact me on the details listed on the top right-hand side of this letter.

Yours faithfully,

CAROL BARKER
STATE LAND SUPPORT OFFICER,
MIDWEST AND GASCOYNE
REGIONAL AND METRO SERVICES
Shire of Perenjori

Ordinary Council Meeting

MINUTES

20th JULY 2017

[Image of a map showing Reserve 18537 - Perenjori Primary School]
Christina Laue entered the meeting at 3.50 pm.

### 17073 COMMUNITY DEVELOPMENT

#### 17073.1 DI TAYLOR ART WORKSHOP – REQUEST FOR WAIVER OF FEES

**APPLICANT:** NORTH MIDLANDS, DAVID BOWMAN-BRIGHT  
**FILE:** ADM 0047  
**DISCLOSURE OF INTEREST:** NIL  
**AUTHOR:** CHRISTINA LAUE - CDO  
**RESPONSIBLE OFFICER:** ALI MILLS - CEO  
**REPORT DATE:** 20TH JULY 2017  
**ATTACHMENTS** LETTER AND FLYER

**Executive Summary**
This item seeks the support of Council to waive the fees for the use of the Pavilion for a free art workshop by Di Taylor.

**Background**
Through the North Midlands Project, David Bowman-Bright is organising a number of art workshops in the region from Carnamah to Mingenew and will stop in Perenjori on Tuesday, 1st of August, 10 am – 4pm. Di Taylor, a known artist from WA, will conduct the workshop, teaching basic and advanced drawing and painting techniques. This organisation is not for profit and supplies the open studio at no-cost for the entire community in the lead up to the annual Agricultural Show. Participants are encouraged to enter their artwork in the competition and put it on display at the Show on Saturday, 12th August.

To use the Pavilion, Council is asked to consider a waiving of the fees which would be valued at $150.

The Shire of Perenjori has established a Donations Policy which assists with the assessment of such requests. The Policy states:

*Council is committed to building strong and resilient communities in Perenjori and to maximising social well-being for all citizens. One means of achieving these goals is to provide assistance being financial or in kind in the form of donations to individuals and groups to help develop leadership skills, increase community participation in civic life and address identified social issues.*

The criteria are as follows:

<table>
<thead>
<tr>
<th>CRITERIA</th>
<th>North Midlands Project Group</th>
</tr>
</thead>
<tbody>
<tr>
<td>The status of the applicant organisation (eg charity, not for profit).</td>
<td>Not for profit, local Art organisation</td>
</tr>
<tr>
<td>The numbers of people benefiting</td>
<td>Approx. 30</td>
</tr>
<tr>
<td>The availability of the event, service to the community.</td>
<td>The community is experiencing the knowledge of a senior artist</td>
</tr>
<tr>
<td>The alignment of the event, service or activity</td>
<td>Very applicable and relates to Strategy</td>
</tr>
</tbody>
</table>
with Council’s philosophies and strategic direction.

Area 3: People and place – our Community

The perceived benefit of the event or activity to the Perenjori community

Advanced drawing and painting technique skills

Alternative funding sources that may be applicable.

Not applicable

Contribution to the event or activity made by the applicant organisation or individual/s.

Funding partners cover other operational costs including artist, accommodation and materials

Commitment to acknowledgement of the Shire of Perenjori

Shire to be acknowledged as a sponsor

Statutory Environment


Policy Implications

Donations Policy

Financial Implications

An amount of $ 150 cost is estimated for use of the Pavilion, which can be allocated from account ‘Donations 14911’.

Strategic Implications

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.

Risk Management

<table>
<thead>
<tr>
<th>Risk Statement</th>
<th>Level of Risk</th>
<th>Risk Mitigation Strategy</th>
</tr>
</thead>
<tbody>
<tr>
<td>Setting precedence where others can expect the same.</td>
<td>A low consequence and a low risk.</td>
<td>Assessing application utilising the donations policy and Council decision making.</td>
</tr>
<tr>
<td>Community upset with lack of support for this event.</td>
<td>A low consequence and a low risk.</td>
<td></td>
</tr>
</tbody>
</table>

Consultation

Perenjori Primary School, David Bowman-Bright, Community members

Comment

This event is the start of an important relationship with the team from the North Midlands project. Being held in August it is a great opportunity for the community to enter their artwork in the Agricultural Show competition on the 12th August.

Voting Requirements – Simple Majority
Officer Recommendation – Item 17073.1

That Council supports the request from David Bowman-Bright to waive cost of $150 for the hire of the Pavilion for the Open Gallery by Di Taylor on the 1st August.

Or

That Council doesn’t support the request from David Bowman-Bright to waive cost of $150 for the hire of the Pavilion for the Open Gallery by Di Taylor on the 1st August.

Council Resolution – Item 17073.1

Moved: Cr J Hirsch  
Seconded: Cr R Spencer

1. That Council supports the request from David Bowman-Bright to waive cost of $150 for the hire of the Pavilion for the Open Gallery by Di Taylor on the 1st August.

2. Conditional that they are a not for profit organisation.

Carried: 7/0
Dear Christina

Welcome home and I hope you had a great time.

Thank you for meeting with me last month to discuss bringing senior WA artist Di Taylor to conduct an open studio art workshop in Perenjori.

The workshop will provide basic to advanced drawing and painting techniques to all community members in Perenjori. The workshop will run from 10am to 4pm. People are welcome to stay as short or as long as they like. The workshop is offered at no cost to participants.

The North Midlands Project is covering the cost of Di’s time, her accommodation, travel and materials for participants at the workshop. We would like to request that the room hire fee for the Pavilion is waviered for the workshop.

We encourage you to invite local art groups and people intending to enter the Perenjori Agriculture Show art prize to bring along their artworks and pick up some hints and tips from Di.

We hope this will be the first of many Arts, Culture & Heritage workshops that we bring to the community together.

Kind regards and respect

David

David Bowman-Bright
Executive Director | North Midlands Project

The Bank Gallery & The Garage Studio Space
4 - 6 Macpherson Street, Carnarvon 6701

Direct +61 (0) 419 766 000
Email executive@northmidlands.org.au
Connect https://au.linkedin.com/in/dbowmanbright
Web www.northmidlands.org.au
You’re invited to a free art workshop with senior WA artist Di Taylor. Learn basic to advanced drawing and painting techniques. Bring work you have started or create a new piece to enter into this year’s North Midlands Agricultural Society’s Art Show. All sessions are informal. You are welcome to pop in for a chat or stay as long as like. All ages and experience levels welcome. We look forward to seeing you!

Art Workshop Pop-up Studios

**Morawa** 10am–4pm Thursday 27 July
Community Resource Centre, 46 Winfield Street

**Mingenew** 10am–4pm Friday 28 July
Autumn Centre, Phillip Street

**Perenjori** 10am–4pm Tuesday 1 August
Recreation Pavilion, Wubin-Mullewa & Crossing Road

**Carnamah** 10am–4pm Friday 4 August
North Midlands Studio Space (previously Paul’s), 4 Macpherson Street

Acrylic paint, brushes, canvas and easels will be provided. Please wear old clothing and feel free to bring your own paints, equipment and pieces you are working on. For more info and to RSVP contact 0419 766 808.
Shire of Perenjori
Ordinary Council Meeting
MINUTES
20th JULY 2017

17073.2 DISABILITY ACCESS AND INCLUSION PLAN 2018-2022

APPlicant: SHIRE OF PERENJORI
FILE: ADM 0211
DISCLOSURE OF INTEREST: NIL
AUTHOR: COMMUNITY DEVELOPMENT OFFICER
RESPONSIBLE OFFICER: CEO - ALI MILLS
REPORT DATE: 20th JULY 2017
ATTACHMENTS DAIP 2018-2022 DRAFT

Executive Summary
This item seeks council’s approval for the Disability Access and Inclusion Plan 2018 - 2022, in order to forward to the Disability Services Commission to meet our compliance obligations.

Background
Public authorities (State Government agencies and Local Governments) in Western Australia are required to have Disability Service Plans (DSPs) as part of the Disability Services Act (1993). DSPs have been in place for over 10 years and a great deal of progress has been made by State and Local Government towards ensuring that their services, buildings, and information are accessible to people with disabilities.

Under the Disability Services Act 1993 (amended 2004), the Minister for Disability Services is required to table a report in Parliament each year on the progress of Disability Access and Inclusion Plans (DAIPs) in Western Australia.

The information provided by public authorities will form this report for 2016–2017 and show how DAIP strategies have been progressed to meet the desired outcomes as required in the Act. This includes services to the public delivered by agents and contractors as specified in the Disability Service Regulations.

Agents, Contractors, funded and sponsored agencies can include non-government and not-for-profit organisations and businesses that undertake work on behalf of a public authority involving interaction with the community. Contracted employees should not be considered as contractors for this report.

While many strategies supporting DAIP outcomes have an ongoing effect, strategies are reported as being completed in 2013–2017 if they were implemented as intended during the years.

The population recorded as living in Perenjori on census night 2016 is 617 people, including 397 males and 220 females. This is a 33.3% decrease on five years earlier during the 2011 census.

The comprehensive Public Consultation that took place the past six month in regards to the Community Strategic Plan 2017 - 2022 offered also a wide range of input for the Disability Access and Inclusion Plan 2018-2022. The feedback was very positive, although the Recreation Centre was identified as a priority to the community in terms of inclusivity. Concerns were raised in regards to Health and Doctor Services. Affordable Housing and Safety were also acknowledged as priorities.

The specific survey, that went out to the Community in regards to the Disability Access and Inclusion plan, looked in detail at past projects in 2013 - 2017, accessibility of buildings and
events, as well as the general performance of Shire staff dealing with customers. The renewal of the toilet seats in the Pavilion were put in 2017/2018 budget.

**Statutory Environment**

The Disability Services Act was amended in 2004 and now requires public authorities to develop and implement Disability Access and Inclusion Plans (DAIPs). The requirements of DAIPs build on those of DSPs, so that people with disabilities can access services provided by public authorities in Western Australia in a way that facilitates increased independence, opportunities and inclusion within the community.

The Act makes DAIPs mandatory, and guides their development, implementation and reporting. The Act also requires that DAIPs apply to agents and contractors providing a service to the public for public authorities as well as the staff of the authority.

Section 29B of the Act states “a public authority that has a disability access and inclusion plan must take all practicable measures to ensure that the plan is implemented by the public authority and its officers, employees, agents or contractors”.

The Act’s associated Regulation 8 states “Information in reports about disability access and inclusion plans (s. 29). For the purposes of section 29(4) of the Act, a report about a disability access and inclusion plan must include information relating to:

a) progress made by the relevant public authority and any agents and contractors of the relevant public authority in achieving the desired outcomes specified in Schedule 3; and

b) the strategies implemented by the relevant public authority to inform its agents and contractors of its disability access and inclusion plan”.

**Policy Implications**

Nil

**Financial Implications**

Nil

**Strategic Implications**

**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.

**Consultation**

Shire Staff, Arts & Crafts group, Seniors, Playgroup, Businesses, People with disabilities

**Comment**

The current ‘Disability Access and Inclusion Plan Progress Report 2017’ has been approved by the Commission. A public accessible survey went out and the Community Development Officer consulted a number of residents, such as seniors, families, businesses and people with disabilities. Together they reviewed the previous strategies and their outcome, as well as plans for the future. Around 20 people responded.

**Voting Requirements – Simple Majority**

<table>
<thead>
<tr>
<th>Officers Recommendation – Item 17073.2</th>
</tr>
</thead>
</table>
Council Resolution – Item 17073.2

Moved: Cr R Spencer
Seconded: Cr J Cunningham
Carried: 7/0

Christina Laue left the meeting at 4.05 pm.

17074 INFRASTRUCTURE SERVICES

17074.1 ROAD MAINTENANCE – JUNE 2017

APPLICANT: SHIRE OF PERENJORI
FILE: R999
DISCLOSURE OF INTEREST: NIL
AUTHOR: KEN MARKHAM-MANAGER INFRASTRUCTURE SERVICES
RESPONSIBLE OFFICER: KEN MARKHAM-MANAGER INFRASTRUCTURE SERVICES
REPORT DATE: 20TH JULY 2017
ATTACHMENTS MAP

Executive Summary
This item seeks Council’s acceptance of the road maintenance report for June 2017.

Background
Listed are the roads graded for the month of June.

Lochada Road
North Road
Camac Road
Liebe Road
Avery Road
Chapman Road
Hirsch Road
Rabbit Proof Fence Road
Warriedar Coppermine Road
Billeroo Road
Otte Road

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

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.

Risk Management

<table>
<thead>
<tr>
<th>Risk Statement</th>
<th>Level of Risk</th>
<th>Risk Mitigation Strategy</th>
</tr>
</thead>
<tbody>
<tr>
<td>Not maintaining roads will lead to deterioration of the asset and safety issues for users</td>
<td>High</td>
<td>To maintain roads to a standard and implementation of a Road Maintenance Plan.</td>
</tr>
</tbody>
</table>

Consultation
NIL

Comment
Maintenance grading has been carried out from pickups and requests.

Voting Requirements – Simple Majority

Officers Recommendation – Item 17074.1
That the road maintenance report for June 2017 be accepted as presented.

Council Resolution – Item 17074.1
Moved: Cr R Desmond   Seconded: Cr R Spencer
That the road maintenance report for June 2017 be accepted as presented.
Carried: 7/0
Executive Summary

This item seeks Council approval to delegate authority to the Chief Executive Officer to vary the contract with the current WANDRRA contractors in the instance of an extended stand down arising from vegetation clearing issues.

Background

The Shire of Perenjori received WANDRRA funding for flood damage to various roads in the Shire during a heavy rainfall & flooding event, March 2016.

The Shire engaged Greenfield Technical Services to carry out the tender process for these works and the tender’s were awarded to THEM Earthmoving for the works (Council resolution 16128.4.1 - 14th December 2016) and DEAN’S Contracting for the Flood Damage supervision (Council resolution 16128.4.2, 14th December 2016). The contractors commenced works in March and are now currently on standby/standdown because there are no more works that can be carried out without clearing of vegetation which is currently still under assessment from the Department of Environment Regulations.

In mid December a clearing application was submitted to DER (now DWER) in regards to clearing vegetation on the effected roads. There have been numerous conversations and correspondence with the department regarding the time taken to assess the application. There has also been dialogue between the Shire of Perenjori CEO and Government ministers. Normal timeframes for applications are between 60 – 90 days. Whilst waiting for word from DER, botanists were engaged to carry out flora and fauna surveys of the work areas. This report was passed to DER and their response dated the 20th June raised several issues.

After a review of the works carried out to date on the flood damage affected roads, it was decided to remove several of the roads from the clearing application and reduce the area required to clear from 10Ha to 4.21ha. This has been achieved by lifting the road with more imported gravel, improving drainage without having to clear. By doing so we have also avoided a couple of areas that have significant species of flora that are declared as rare. This was presented to DER in an email on the 28th June before a phone hookup on the 6th July between DER, MIS and the CEO. There is a requirement for an offset and the MIS is currently identifying an appropriate reserve for this purpose. We have the botanists looking at samples of some of the flora that have been identified by DER and DPAW to determine if the species are conservation listed species. This could take weeks and they also may not be able to identify the species which will mean an appropriately timed survey will need to be carried out (spring).
The following outcomes based on the current issues are that:

- A suitable offset is offered, the flora being assessed are not found to be conservation listed species and the permit is approved: 4-6 weeks before works could potentially recommence.
- A suitable offset is offered, the flora cannot be identified which would then require a spring survey to be undertaken: 2-3 months before works could potentially recommence.

If there was to be any lengthy delay in the contractors being able to carry out the works, issues surrounding the contract with possible payouts, termination, further costs associated with stand down of contractors would need to be investigated.

An option that has been raised by our consultants, Greenfield Technical Services is to enable the contractors to carry out an appropriate amount of works based on the contract estimates by giving the Contractors the new flood damage works that are yet to be tendered and then retender the outstanding works from the first flood damage works once the issues surrounding the vegetation clearing has been resolved. The works for the second flood damage claim are of an estimated lesser value than the outstanding works from the first flood damage claim but this would possibly be a cleaner and more positive outcome for all parties whilst still achieving the requirements of repairing the roads.

The total estimated value of the current flood damage tenders, 03/2016 & 04/2016 is estimated at $2.55 million. The total estimated value for the new flood damage works is $851,000. Works completed to date on the current tender have totaled $1.285 million, leaving an estimated $1.265 million to complete the outstanding works.

**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.

Section 3.57 Local Government Act 1995 (“the Act”)

Part 4 Local Government (Functions and General) Regulations 1996 (“the Regulations”)

Local Government (Functions and General) Amendment Regulations 2007 (“the Regulations”)

**Policy Implications**

Nil

**Financial Implications.**

There are no further costs anticipated to the Shire of Perenjori.

**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

**Risk Management**
**Shire of Perenjori**  
**Ordinary Council Meeting**  
**MINUTES**  
**20th JULY 2017**

<table>
<thead>
<tr>
<th>Risk Statement</th>
<th>Level of Risk</th>
<th>Risk Mitigation Strategy</th>
</tr>
</thead>
<tbody>
<tr>
<td>Delays in works could result in contractual issues with contractors</td>
<td>High</td>
<td>Offer new flood damage works to offset delayed works.</td>
</tr>
<tr>
<td>Ongoing stand down costs result in reduced works to outstanding flood damaged roads</td>
<td>High</td>
<td>DWER approve clearing permit. Contractors given alternative flood damage works</td>
</tr>
</tbody>
</table>

**Consultation**  
CEO  
DWER  
Greenfield Technical Services

**Comment**  
Adopting the option in the scenario that an extended downtime occurs by swapping the outstanding flood damaged roads with the new flood damage works will provide the contractors sufficient work to meet contract expectations, whilst publicly tendering the remaining works as per tender regulations.

At this stage it is envisaged the additional costs associated with stand down/ standby of the contractors will be covered by Main Roads/ WANDRRA.

**Voting Requirements – Simple Majority**

**Officer Recommendation – Item 17074.2**

That Council delegates authority to the Chief Executive Officer to vary the contracts with the current WANDRRA contractors in the instance of an extended delay of works due to vegetation clearing issues.

**Council Resolution – Item 17074.2**

Moved: Cr G Reid  
Seconded: Cr J Cunningham

1. That Council delegates authority to the Chief Executive Officer to vary the contracts with the current WANDRRA contractors in the instance of an extended delay of works due to vegetation clearing issues.

2. That the process meets tender regulations and contract standards.

Carried: 7/0
Executive Summary


Background

A joint approach to develop a regional waste facility has been in progress since 2013/14 with the Shire of Morawa. Land was being identified across both shires to allow for a regional landfill site to be established serving the needs of both Perenjori and Morawa communities. Originally Dallywater was providing a consultancy service – however their capacity was limited and progress was very slow. ASK Management were requested to assist both Shires in 2016, which involved:

- Site visits and site assessments of each town’s facilities,
- Gathering data and information on the needs of the communities,
- Assessing what actions would be required to progress to a draft Action Plan, which had included surveys of all existing sites.

ASK is a leading provider of consultancy services to the waste and recycling sector, providing advice to a range of clients including waste producers, the waste management industry, local government and the regulators.

ASK Waste Management is a WALGA Preferred Supplier for ‘Waste Management Consulting & Audit Services’. Since having ASK on board the data and information received has been beneficial in understanding our current position and where we need to get to.

The Perenjori site is expected to have a life in excess of 20 years having capacity to meet the needs of both Perenjori and Morawa, based on ASK calculations. Morawa has some urgent issues to attend to and may have the need to dispose of their rubbish to our site sooner than a long term agreement can be established. However recent changes in CEO’s at the Shire has indicated there may be “other” options that the Shire of Morawa are considering. ASK will also present information to Morawa for consideration and it is envisaged a meeting between the two shire’s CEO, and President will provide a clearer way forward.

Below is an extract from the report indicating the capacity at the Perenjori landfill site:
The report provides an action list as presented below which lists scheduled projects and associated tasks over the next 5 years, using Perenjori landfill as the regional landfill facility for both shires. Costs need to be carefully calculated in this instance to ensure there will be a complete cost recovery, which may include the need to purchase, lease or contract additional plant to address the compacting requirement.

<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Data collection and collection</td>
<td>2,500</td>
<td>2,500</td>
<td>2,000</td>
<td>2,000</td>
<td>2,000</td>
<td>2,000</td>
</tr>
<tr>
<td>Economic Assessment</td>
<td>25,000</td>
<td>25,000</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Develop agreement for the regional landfill (LDM and SOP)</td>
<td>27,500</td>
<td>27,500</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Operation of regional landfill (SOP)</td>
<td>226,000</td>
<td>0</td>
<td>226,000</td>
<td>150,000</td>
<td>150,000</td>
<td>150,000</td>
</tr>
<tr>
<td>Preparation for and Operation of Morawa Transfer Station (LDM)</td>
<td>97,000</td>
<td>0</td>
<td>97,000</td>
<td>50,000</td>
<td>50,000</td>
<td>50,000</td>
</tr>
<tr>
<td>Design and construction of small transfer stations (four)</td>
<td>379,000</td>
<td>0</td>
<td>379,000</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Landfill closure management plans (LCMP)</td>
<td>32,500</td>
<td>0</td>
<td>32,500</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>LCMP for Jones Lake Road Landfill</td>
<td>26,500</td>
<td>0</td>
<td>26,500</td>
<td>1,500</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Cap and close Morawa landfill</td>
<td>550,000</td>
<td>0</td>
<td>550,000</td>
<td>20,000</td>
<td>0</td>
<td></td>
</tr>
<tr>
<td>Cap and close small landfills</td>
<td>231,000</td>
<td>0</td>
<td>5,000</td>
<td>226,000</td>
<td>0</td>
<td></td>
</tr>
<tr>
<td>Establish resource recovery drop-off facility and more drop-off point at regional landfill</td>
<td>127,000</td>
<td>0</td>
<td>0</td>
<td>30,000</td>
<td>97,000</td>
<td></td>
</tr>
<tr>
<td><strong>Total Annual Cost Estimate</strong></td>
<td>1,724,000</td>
<td>55,000</td>
<td>721,000</td>
<td>771,000</td>
<td>478,000</td>
<td>299,000</td>
</tr>
</tbody>
</table>

**Statutory Environment**
Local Government Act 6.15

Policy Implications
Nil

Financial Implications
$30,000 is budgeted in the 2017/18 financial year to cover the costs as shown in the estimated budget totalling $55,000 for both shires.

Strategic Implications

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.

Risk Management

<table>
<thead>
<tr>
<th>Risk Statement</th>
<th>Level of Risk</th>
<th>Risk Mitigation Strategy</th>
</tr>
</thead>
<tbody>
<tr>
<td>A lack of progress towards a regional site, could implicate opportunities for funding.</td>
<td>High</td>
<td>To work with the Shire of Morawa, or other Shires to develop a regional waste site facility.</td>
</tr>
</tbody>
</table>

Consultation
MIS
Shire of Morawa
Cr Spencer
President

Comment

Voting Requirements – Simple Majority

Officers Recommendation – Item 17075.1

That Council receives the report, Waste Action Plan 2018-2023, Regional Waste Management Project, Shires of Morawa and Perenjori and proceeds to work with the Shire of Morawa to progress towards a regional waste facility.

Council Resolution – Item 17075.1

Moved: Cr J Hirsch
Seconded: Cr R Spencer

That Council receives the report, Waste Action Plan 2018-2023, Regional Waste Management Project, Shires of Morawa and Perenjori and proceeds to work with the Shire of Morawa to progress towards a regional waste facility.

Carried: 7/0
### Executive 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 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.

### Background

Nil

### Statutory Environment

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

### Policy Implications

Nil

### Financial Implications

Nil

### Strategic Implications

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

Staff

### Comment

Nil

### Officer Recommendation – Item 17076

Council accepts the Project Status Report as presented for the month of June 2017.
Shire of Perenjori  

Ordinary Council Meeting  

MINUTES  

20th JULY 2017  

Council Resolution – Item 17076

Moved: Cr L Smith  
Seconded: Cr R Spencer  

Council accepts the Project Status Report as presented for the month of June 2017.  

Carried: 7/0  

17077  STATUS REPORT

APPLICANT:  SHIRE OF PERENJORI
FILE:  NIL
DISCLOSURE OF INTEREST:  NIL
AUTHOR:  ALI MILLS – CEO
RESPONSIBLE OFFICER  ALI MILLS – CEO
REPORT DATE:  20th JULY 2017
ATTACHMENTS  STATUS REPORT

Executive 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.

Background

Nil

Statutory Environment

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

Policy Implications

Nil

Financial Implications

Nil

Strategic Implications

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

Staff

Comment

Nil
Shire of Perenjori

Ordinary Council Meeting

MINUTES

20th JULY 2017

Officer Recommendation – Item 17077

Council accepts the Status Report as presented for the month of June 2017.

Council Resolution – Item 17077

Moved: Cr J Hirsch    Seconded: Cr R Spencer
Council accepts the Status Report as presented for the month of June 2017.
Carried: 7/0

17078 OTHER BUSINESS

17078.1 MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN

17078.2 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

17078.3 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

17078.4 MATTERS BEHIND CLOSED DOORS

Rose Jones left the meeting at 4.36 pm.

Council Resolution – Item 17078.4

Moved: Cr L Smith    Seconded: Cr R Spencer
Council moves behind closed doors to discuss Confidential Item 17078.4.1.
Carried: 7/0

17078.4.1 CONFIDENTIAL ITEM - MOUNT GIBSON AGREEMENTS – REVIEW AND RENEWAL

APPLICANT: SHIRE OF PERENJORI
FILE: ADM 0130
DISCLOSURE OF INTEREST: NIL
AUTHOR: ALI MILLS - CEO
RESPONSIBLE OFFICER: ALI MILLS - CEO
REPORT DATE: 20TH JULY 2017
ATTACHMENTS NIL
Voting Requirements – Absolute Majority
**Officers Recommendation – Item 17078.4.1**
That Council adopts the confidential schedule of action.

**Council Resolution – Item 17078.4.1**
Moved: Cr G Reid
Seconded: Cr J Cunningham
That Council adopts the confidential schedule of action.
Carried: 7/0

**Council Resolution – Item 17077**
Moved: Cr J Cunningham
Seconded: Cr R Desmond
Council returns to open Council to move and second Confidential Resolution 17078.4.1
Carried: 7/0

**17078.5 DATE OF NEXT MEETING**
The date of the next Council meeting will be held on Thursday 17th August commencing at 3.00 pm.

**17078.6 CLOSURE**
Cr P Waterhouse declared the meeting closed at 4.45 pm.