



“good country for hardy people”

Minutes

Ordinary Meeting of Council

15th November 2018

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1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Presiding Member declared the meeting open at 4pm

2. ANNOUNCEMENTS FROM THE PRESIDING MEMBER

Cr Truran requested that if any Councillors are available to help with the Senior Citizens Christmas lunch on Sunday, 2 December could they please confirm with the Manager Community Services.

3. ATTENDANCE

Presiding Member	Cr O Truran	President
Members	Cr W Della Bosca Cr G Guerini Cr D Pasini Cr S Shaw	Deputy President
Council Officers	P Clarke C Watson R Bosenberg N Warren J Gemund L Della Bosca	Chief Executive Officer Executive Manager Corporate Services Executive Manager Infrastructure Executive Manager Regulatory Services Manager Community Services Minute Taker
Apologies:	Cr B Close	
Observers:	Nil	
Leave of Absence:	Cr P Nolan	

4. DECLARATION OF INTEREST

Nil

5. PUBLIC QUESTION TIME

Nil

6 CONFIRMATION OF MINUTES

6.1 Ordinary Meeting of Council, Thursday 18th October 2018

150/2018

Moved Cr Pasini/Seconded Cr Della Bosca

That the minutes from the Ordinary Council Meeting held on the 18th October 2018 be confirmed as a true record of proceedings.

CARRIED (5/0)

6.2 Central East Aged Care Alliance (CEACA), Special Meeting-Wednesday, 10th October 2018- (Minutes Attached)

Central East Aged Care Alliance (CEACA), Committee Meeting-Monday 15th October 2018- (Minutes Attached)

Wheatbelt Communities Inc (WCI), Annual General Meeting, Wednesday 24th October 2018- (Minutes Attached)

Wheatbelt Communities Inc (WCI), Wednesday 24th October 2018- (Minutes Attached)

Wheatbelt East Regional Organisations of Councils (WE-ROC) Wednesday 24th October 2018- (Minutes Attached)

Yilgarn Local Action Group, Annual General Meeting, Wednesday 10th October 2018- (Minutes Attached)

151/2018

Move Cr Guerini/Seconded Cr Della Bosca

That the minutes from the CEACA Special meeting, CEACA Committee meeting, WCI Annual General Meeting, WCI meeting, WE-ROC meeting and the Yilgarn Local Action Group be received.

CARRIED (5/0)

7. PRESENTATIONS, PETITIONS, DEPUTATIONS

Nil

8. DELEGATES' REPORTS

Cr Truran announce the following:

- One the 23rd October attended the DHAC meeting and Minjar Community meeting.
- On the 24th October attended the Wheatbelt Communities Inc, WE-ROC and Local Government Act review phase 2 meetings.
- Attended the Museum AGM and the Bendigo Bank community meeting on the 31st October.
- Attended the HAY committee meeting on the 6th November.
- Attended a meeting with the Shire Auditors on the 7th November.
- On the 8th November attended a GECZ teleconference.
- Attended the CEACA AGM and general meeting on the 14th November.

Cr Della Bosca announce the following:

- Attended the CEACA and Yilgarn LAG group meeting on the 10th October.
- Attended the WE-ROC and Local Government Act phase 2 review meetings on the 24th October.
- Attended the Bendigo Bank community meeting on the 31st October.
- On the 5th November attended the Regional Road Group meeting.

Cr Pasini announce the following:

- Attended the Museum AGM and the Bendigo Bank community meeting on the 31st October.

Cr Guerini announce the following

- Attended the Bendigo Bank community meeting on the 31st October.

9 OFFICERS REPORTS

9.1 Officers Report – Chief Executive Officer

9.1.1 2018/2019 Christmas/New Year Closure

File Reference	2.4.1.10
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Attachments	Nil

Purpose of Report

To present to Council for approval, the closure of the Administration Office over the 2018/2019 Christmas and New Year holiday period.

Background

Over past years Council has closed the administration office over the Christmas and New Year period to allow staff to have time off with family and friends. This time of the year is normally quiet and the closure has little impact upon the community as it is now an accepted practice.

Comment

The recommended administration closure dates are as follows,

Monday	Tuesday	Wednesday	Thursday	Friday
10/12/18 Open	11/12/18 Open	12/12/18 Open	13/12/18 Open	14/12/18 Open
17/12/18 Open	18/12/18 Open	19/12/18 Open	20/12/18 Open Council Meeting	21/12/18 Closed at 12.00pm Xmas function
24/12/18 Closed	25/12/18 Closed Public Holiday	26/12/18 Closed Public Holiday	27/12/18 Closed	28/12/18 Closed
31/12/18 Closed	01/01/19 Closed Public Holiday	02/01/19 Open	03/01/19 Open	04/01/19 Open

The above closure dates will be posted at the Shire Office, advertised in "Crosswords" and placed on the Shire website, to ensure the community have sufficient notice.

Statutory Environment

Nil

Strategic Implications

Nil

Policy Implications

Nil

Financial Implications

Nil

Officer Recommendation and Council Decision

152/2018

Moved Cr Shaw Seconded Cr Guerini

That Council approves of the Shire Administration Office being closed over the 2018/2019 Christmas/New Year period subject to staff undertaking adequate advertising to inform the community of the closure.

CARRIED (5/0)

9.1 Reporting Officer - Chief Executive Officer

9.1.2 Council Meeting Times 2019

File Reference	2.1.2.4
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Attachments	Nil

Purpose of Report

To present to Council for determination, the time and date of Ordinary Council meetings for 2019.

Background

Council is required to determine the time and date of Council meetings for 2019 to allow public notice to be provided in accordance with the *Local Government (Administration) Regulations 1996*.

Comment

The only date for the 2019 Ordinary meetings schedule that may have an impact on Councillors and staff is Thursday, 18 April 2019, the day before Good Friday. Councillors and staff may have obligations over the Easter Holiday period and therefore may wish to travel to their destination on the Thursday.

*As an alternative to the above, Council may wish to schedule the April meeting on Wednesday, 17th which would alleviate travel arrangements.

Statutory Environment

Section 12 of the *Local Government (Administration) Regulations 1996* requires a Local Government to at least once a year give local public notice of the dates, time and place at which

—

- (a) The ordinary council meetings; and
- (b) The committee meetings that are required under the Act to be open to members of the public or that are proposed to be open to members of the public, are to be held in the next 12 months.

Strategic Implications

Nil

Policy Implications

Nil

Financial Implications

Nil

Officer Recommendation and Council Decision

153/2018

Moved Cr Della Bosca /Seconded Cr Shaw

That in accordance with Section 12 of the Local Government (Administration) Regulations 1996 relating to the advertising of meeting times and dates of monthly Ordinary meetings, the following schedule of times and dates be adopted for the 2019 calendar year: -

Monthly Ordinary Council meetings to commence at 4:00pm on the following dates: -

January 2019 No Meeting Scheduled

Thursday, 21st February 2019

Thursday, 21st March 2019

Wednesday, 17th April 2019

Thursday, 16th May 2019

Thursday, 20th June 2019

Thursday, 18th July 2019

Thursday, 15th August 2019

Thursday, 19 September 2019

Thursday, 17th October 2019

Thursday, 21st November 2019

Thursday, 19th December 2019

CARRIED (5/0)

*Council considered that Wednesday, 17th April 2019, was a more suitable day for the April 2019 Council Meeting in consideration of the Easter public holidays.

9.1 Officers Report – Chief Executive Officer

9.1.3 St. John Ambulance – Request for Donation to Support Local Volunteers

File Reference	8.2.6.23
Disclosure of Interest	None
Voting Requirements	Simple Majority
Attachments	Nil

Purpose of Report

To submit to Council a request from St. John Ambulance for a monetary donation from the Shire of Yilgarn to support volunteers in the Wheatbelt region.

Background

Mr Simon Bourke, Regional Manager Wheatbelt, from St. John Ambulance WA, writes to Council to advise that last year, Wheatbelt Dt. John Ambulance volunteers attend more than 10,000 callouts. St. John's would like to celebrate their efforts at their annual Regional Seminar in 2019 and are giving the opportunity to local Shires in the Wheatbelt to help St. John's say thank you.

Mr Burke advises that in the Shire of Yilgarn there are 13 volunteers at the Sub Centres of Southern Cross and Marvel Loch and by Council contributing a monetary donation to their Regional Awards it will go towards the purchase of gift cards and vouchers as prizes for the volunteers.

In thanks and support for the volunteer's dedication, St. John Ambulance holds an annual seminar in each region aimed at recognising work performed by these exceptional men and women and showcasing the latest in clinical techniques and equipment.

Mr Burke indicates that as a supporter, Council will not only be helping improve the lives of everyone across the Wheatbelt, but Council will also be recognised on St. John's social media pages and at the seminary the Shire of Yilgarn logo will be displayed at the event and a brief description of Council's contribution to the program.

Comment

As indicated above, the monetary donation St. John's is seeking is to go towards prizes at their annual Regional seminar of which our own (Southern Cross and Marvel Loch) volunteers will not necessarily be the recipients.

It is therefore considered that a monetary donation would be more beneficial if it went directly to the Sub Centres of Southern Cross and Marvel Loch in recognition of the volunteers work on a local level.

Statutory Environment

Nil

Strategic Implications

Shire of Yilgarn Strategic Community Plan 2018-2028 – Social – An inclusive, secure and welcoming community that encourages families, youth and the aged to remain and contribute to our Shire in the long term.

Policy Implications

Nil

Financial Implications

Council has provision in its 2018/2019 Budget to make donations to support community groups.

Officer Recommendation and Council Decision

154/2018

Moved Cr Pasini/Seconded Cr Guerini

That rather than making a monetary donation to the St. John Ambulance Regional Seminar for prizes to volunteers, Council donates \$200.00 each to St. John Ambulance Sub Centres of Southern Cross and Marvel Loch in recognition of the contribution that local St. John volunteers do for the Yilgarn community to ensure that the recognition is kept locally.

MOTION LOST (0/5)

REASON FOR ALTERATION TO RECOMMENDATION

Council considered that it should be acknowledging the local St Johns Ambulance Volunteers for their services to the district in a more practical way (i.e., formal reception) rather than a monetary donation as this would have more of an impact by way of Council's acknowledgement.

9.2 Reporting Officer– Executive Manager Corporate Services

9.2.1 Financial Reports

File Reference	8.2.3.2
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Attachments	Financial Reports

Purpose of Report

To consider the Financial Reports

Background

Enclosed for Council's information are various financial reports that illustrate the progressive position of Council financially on a month-by-month basis.

The following reports are attached and have been prepared as at the 31st October 2018.

- Rates Receipt Statement
- Statement of Investments
- Monthly Statement of Financial Activity
- Own Source Revenue Ratio

Councillors will be aware that it is normal practice for all financial reports to be indicative of Council's current Financial Position as at the end of each month.

Comment

Nil

Statutory Environment

Local Government (Financial Management) Regulations 1996 Regulation 34(i)(a) and Regulation 17.

Strategic Implications

Nil

Policy Implications

Nil

Financial Implications

Nil

Officer Recommendation and Council Decision

155/2018

Moved Cr Della Bosca/Seconded Cr Pasini

That Council endorse the various Financial Reports as presented for the period ending 31st October 2018

CARRIED (5/0)

9.2 Reporting Officer– Executive Manager Corporate Services

9.2.2 Accounts for Payment

File Reference	8.2.1.2
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Attachments	See attachment 9.2.2

Purpose of Report

To consider the Accounts for Payment

Background

Municipal Fund – Cheque Numbers 40688 to 40698 totalling \$28,324.13, Municipal Fund-EFT Numbers 8060 to 8165 totalling \$707,982.29, Municipal Fund – Cheque Numbers 1451 to 1458 totalling \$184,996.61, Municipal Fund Direct Debit Numbers 13107.1 to 13138.12 totalling \$41,783.82, Trust Fund 402391 to 402394 totalling \$2,220.55 and Trust Fund – Cheque Numbers 6143 to 6146 (DPI Licensing), totalling \$36,400.10 are presented for endorsement as per the submitted list.

Comment

Nil

Statutory Environment

Sections 5.42 and 5.44 of the Local Government Act 1995 and Local Government (Financial Management) Regulations 1996, Regulation No 12 and 13

Strategic Implications

Nil

Policy Implications

Council has provided delegation to the Chief Executive Officer to make payments from the Shire of Yilgarn Municipal, Trust or other Fund.

Financial Implications

Drawdown of Bank funds

Officers Recommendation and Council Decision

156/2018

Moved Cr Shaw/Seconded Cr Pasini

Municipal Fund – Cheque Numbers 40688 to 40698 totalling \$28,324.13, Municipal Fund- EFT Numbers 8060 to 8165 totalling \$707,982.29, Municipal Fund – Cheque Numbers 1451 to 1458 totalling \$184,996.61, Municipal Fund Direct Debit Numbers 13107.1 to 13138.12 totalling \$41,783.82, Trust Fund 402391 to 402394 totalling \$2,220.55 and Trust Fund – Cheque Numbers 6143 to 6146 (DPI Licensing), totalling \$36,400.10 are presented for endorsement as per the submitted list.

CARRIED (5/0)

9.3 Reporting Officer– Executive Manager for Infrastructure

9.3.1 Plant Replacement Program – Flat Deck Truck

File Reference	6.6.7.9&6.6.8.7
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Attachments	Nil

Purpose of Report

To consider the disposal of Councils existing 2013 Mitsubishi FK 600 4x2 Flat Deck Truck and to a purchase new replacement 4x2 Flat Deck Truck

Background

In accordance with Councils 2018/2019 Financial Year Plant Replacement Program quotations were invited through WALGA'S Preferred Supplier Contract to supply and deliver one only Flat Deck Truck and to trade councils existing 2013 Mitsubishi Flat Deck Truck.

Invitations to trade councils existing 2013 Mitsubishi FK 600 4x2 Flat Deck Truck and to supply a replacement truck were forward to Fuso Truck and Bus (Daimler Trucks), Isuzu Trucks (Major Motors) and WA Hino

The Mitsubishi FK 600 truck offered for trade was purchased in 2013. At the time of this report this vehicle had a speedometer reading of 124,500km. This vehicle is currently utilized by council road maintenance staff to carry out repair works on road furniture and installation of signage and white post. The proposed replacement vehicle will be carrying out similar functions.

Comment

The following quotations were received GST Inclusive:

Fuso Truck and Bus (Daimler Trucks)

Fuso Fighter 1127 2018 model (long wheel base)	\$91,003.00
Less trade-in	<u>\$38,500.00</u>
Net changeover (<i>GST inclusive</i>)	<u>\$52,503.00</u>
Warranty – 5 years or 300,000km	

Isuzu Trucks (Major Motors)

Isuzu FRRED-D16 2018 model (long wheel base)	\$92,554.00
Less trade-in	<u>\$36,000.00</u>
Net changeover (<i>GST inclusive</i>)	<u>\$56,554.00</u>
Warranty – 5 years or 300,000km	

WA Hino

Hino FD 1124 MT Leaf 4290 (Medium) 2018 model	\$97,581.00
no trade-in offered	<u>\$42,000.00</u>
Net changeover (<i>GST inclusive</i>)	<u>\$55,581.00</u>
Warranty – 5 years or 300,000km	

WA Hino also put a quotation in for a short wheel base vehicle. The preference is for a long wheel base vehicle (this is due to the lengths pipes/tubing the vehicle will be required to carry for signage) therefore consideration has not been given for the purchase of the short wheel base vehicle.

As it can be seen from the above quotations submitted the cheapest for the outright purchase of a new replacement vehicle is from Fuso Truck and Bus (Daimler Trucks). Although WA Hino has a better trade value for councils existing Mitsubishi Flat Deck Truck the changeover cost offered by Fuso Truck and Bus (Daimler Trucks) is the better one of the three submitted.

Statutory Environment

Nil

Strategic Implications

Councils Ten Year, Plant Replacement Program

Policy Implications

In accordance to WALGA's Preferred Contract Supplies and Councils "Finance Policy 3.5 Purchasing and Tendering

Financial Implications

A monetary allocation of \$85,000 has been allowed for the purchase of a new replacement Flat Deck Truck and an income amount of \$35,000 for the sale of councils existing 2013 Mitsubishi FK 600 4x2 Flat Deck Truck

Officer Recommendation and Council Decision

157/2018

Moved Cr Della Bosca/Seconded Cr Guerini

That Council purchase the Fuso Fighter 1127 - 2018 model from Fuso Truck and Bus (Daimler Trucks) for the quoted purchase price of \$91,003.00 (GST inclusive), and trade Council's existing 2013 Mitsubishi FK 600 Truck for the quoted trade price of \$38,500.00 (GST inclusive), resulting in a change-over cost of \$52,503.00 (GST inclusive).

CARRIED (5/0)

9.3 Officers Report – Executive Manager for Infrastructure

9.3.2 2018/2019 Plant Replacement Program – 770 Grader

File Reference:	6.6.7.9,6.6.8.7& 6.6.5.9
Disclosure of Interest:	Nil
Voting Requirements:	Simple Majority
Attachments:	Nil

Purpose of Report

To consider the sale of Councils existing 2010 John Deere 770 Grader and to a purchase new replacement Grader

Background

In accordance with Councils 2018/2019 Plant Replacement Program quotations were invited through WALGA'S Preferred Supply Contract to supply and deliver one only Articulated Grader and to dispose of Councils current 2010 John Deere 770 grader either through trade or outright purchase (alternative tender).

Invitations to trade councils existing John Deere grader and to supply a replacement grader were forward to Volvo, Westrac and Hitachi

The 2010 John Deere 770 grader was also advertised in the Western Australian on Wednesday 24th October for outright purchase (alternative tender) with closing date being 7th November 2018

The John Deere 770 was purchased in the 2010. At the time of this report the proposed trade vehicle had an hour metre reading of 9,800 hours. This vehicle is currently being utilised by council staff for road construction works been carried out during the course of the year. The proposed replacement vehicle will be carrying out similar functions.

Comment

Quotations were received from Westrac and Hitachi for a replacement grader and to trade of existing John Deere 770 grader, (GST exclusive)

Westrac

12M Caterpillar Grader (GST exclusive)	\$355,800.00
<i>less trade-in</i> -	\$ 75,000.00
<i>Net changeover</i>	\$ 280.800.00

Specification 12M Grader

Engine – Caterpillar six cylinder Cat C-7, diesel engine

Displacement	7.2 litres
Net power output (variable)	136kw – 159kw
Operating Weight	18,400kg

Warranty

Westrac offers a full machine warranty for the period of 36 months/unlimited machine hours (unlimited hours that accumulate within the 36 month warranty period).

Hitachi

<i>John Deere 670G (GST exclusive)</i>	\$380,000.00
<i>less trade-in -</i>	\$ 75,000.00
<i>Net changeover</i>	\$ 305,000.00

Specification for John Deere 670G

Engine - John Deere Plus 6090H Tier 3, six cylinder, turbo charged, diesel engine

Displacement	9 litres
Net power output (variable)	118kw – 157kw
Operating Weight	18,590kg
Transmission plus	Direct Drive John Deere Power-Shift

Warranty

Hitachi offers a full machine warranty for the period of 60 months/5000 machine hours

The following tender has been received for the outright purchase of John Deere 770 Grader (*GST exclusive*)

Mayday Earthmoving	\$85,000.00
--------------------	-------------

The quotations submitted by Westrac for the Caterpillar 12m Grader (\$355,800 *GST exclusive*) is within the purchase cost set in councils 2018/2019 Financial Year Budget

Hitachi's quoted cost for the 670G John Deere Grader of \$380,000 (*GST exclusive*) is outside of the budget amount set by council.

The warranty for the John Deere 670G is 60 months or 5000 hours (*whichever comes first*) full machine warranty (councils graders accumulate approximately 1300 hours per year, this meaning the warranty would run out in just under four years).

Westrac offers a full machine warranty for the 12M Caterpillar for a period of 36 months/unlimited machine hours (please note unlimited hours are hours that are accumulate within the 36 month warranty period. Councils graders accumulate approximately 1300

machine hours per year, this meaning that after the 36 month warranty period, machine hours would be in the vicinity of 4,000 hours).

The warranty offered by Hitachi for the 670G grader is slightly superior to that offered by Westrac for the 12m Caterpillar Grader.

The quotations submitted by Westrac (\$355,800 *GST Exclusive*) for a 12M Caterpillar Grader is \$24,200 less than that for the John Deere 670G Grader (\$380,000 *GST exclusive*). Both graders are within the specifications asked for by council.

It will be proposed that council accepts the offer from Mayday Earth Moving for the outright purchase of councils existing 2010 John Deere 770G grader of \$85,000. In councils 2018/2019 Budget an estimate of \$70,000 was allowed for the income of the sale of this vehicle

Statutory Environment

In accordance to WALGA's Preferred Contract Supplies and Councils "Finance Policy 3.5 Purchasing and Tendering and local Government Act 1995 Section 3.58 Disposing of Property (3)

Strategic Implications

Councils Ten Year, Plant Replacement Program

Policy Implications

Finance Policy 3.5 Purchasing and Tendering

Financial Implications

A monetary allocation of \$377,000 (GST exclusive) has been allowed for the purchase of a new grader and an income amount of \$70,000 for the sale of councils existing 2010 John Deere 770 grader

Officer Recommendation and Council Decision

158/2018

Moved Cr Pasini/Seconded Cr Guerini

- 1. That Council accepts the quote submitted by Westrac to purchase the 12m Caterpillar Grader for the quoted purchase cost of \$355,800 (GST exclusive)***

and

- 2. That Councils accepts the tender from Mayday Earth Moving for the outright purchase cost of \$85,000 (GST exclusive) for councils current 2010 John Deere 770 grade***

CARRIED (5/0)

9.3 Officers Report – Executive Manager for Infrastructure

9.3.3 2018/2019 Plant Replacement Program – Front End Loader

File Reference:	6.6.7.9&6.6.8.7
Disclosure of Interest:	Nil
Voting Requirements:	Simple Majority
Attachments:	Nil

Purpose of Report

To consider the outright purchase of a new or second hand Front End Loader

Background

In accordance with Councils 2018/2019 Plant Replacement Program quotations were invited through WALGA'S Preferred Supplier Contract to supply and deliver one only Integrated Tool Carrier Front End Articulated Loader (new or second hand).

Invitations to purchase a loader were forward to Volvo, Westrac and Hitachi.

Comment

The demand for this loader is for use at landfill sites located throughout the shire for covering up of household/general rubbish. This loader will also be utilized as a backup loader when required on construction and maintenance programs undertaken by council.

The following quotation were received from Westrac, Hitachi and Volvo for the outright purchase of a loader, (GST exclusive)

Westrac have quoted on two loaders: 2018 - 924K2 and a second hand 2016 - 924K which has only done 13 hours

Westrac

924K2 Caterpillar Loader 2018 (GST exclusive) \$268,711.00

Specification 92K2 loader

Engine – Caterpillar six cylinder Cat C7.1, diesel engine

Displacement 7 litres

Net power output 105kw

Operating Weight 11,550kg

Warranty

Westrac offers a full machine warranty for the period of 36 months/unlimited machine hours (unlimited hours that accumulate within the 36 month warranty period).

Westrac

924K Caterpillar Loader 2016 (GST exclusive) \$217,800.00

Specification 92K loader

Engine – Caterpillar six cylinder Cat C7.1, diesel engine

Displacement 7 litres

Net power output (variable) 105kw

Operating Weight 11,550kg

Warranty offered on 924K is 12 months full machine warranty

Note this loader is a 2016 model

Hitachi

ZW150-5 Hitachi Loader 2018 (GST exclusive) \$227,000.00

Specification for ZW150-5 Hitachi Loader

Engine – Isuzu 4HK1, four cylinder, turbo charged, diesel engine

Displacement 5 litres

Net power output (variable) 113kw

Operating Weight 11,830kg

Warranty

Hitachi offers a full machine warranty for the period of 60 months/5000 machine hours

CJD Equipment

CJD quoted on two loaders: Volvo L60F Loader 2018 and LG938L loader it was consider that the LG938L loader was lacking in operating weight (10,900kg and in power 97kw's at 2200rpm's) therefore not included.

Volvo L60F Loader 2018 (GST exclusive) \$242,000.00

Specification for Volvo L60F Loader

Engine – Volvo D63 LCE3 four cylinder, turbo charged, diesel engine

Displacement 7 litres

Net power output (variable) 114kw

Operating Weight 13,300kg

Warranty

CJD offers a full machine warranty for the period of 36 months/6000 machine hours

The quotation submitted by Westrac for the 2016 - 924K Caterpillar Loader (\$217,800 *GST exclusive*) is within the purchase cost (\$225,000 *GST exclusive*) set in Council's 2018/2019 Financial Year Budget.

The remaining quotes submitted are outside the budgeted amount of \$225,000.

The 924K Caterpillar loader is a 2016 model but has only worked 13 machine hours. Westrac has offered a twelve month new machine warranty on this loader.

This warranty offer is low in comparison to the other loaders quoted on, this due to being second hand.

The loader will predominately be utilized at landfill sites located throughout the shire for covering up household/general rubbish as well as controlling fires that occasionally occur at the Southern Cross landfill site. The loader will be housed at the Southern Cross landfill site.

Although the 924K Caterpillar loader is a 2016 model it is proposed to recommend to Council to purchase this loader as it is within the 2018/2019 Financial Year Budget amount.

Council currently has two Caterpillar loaders in their plant fleet a 950h loader and 924h loader. These loaders have been good with very little downtime as a result of breakdowns, when required backup service is also good.

Statutory Environment

In accordance to WALGA's Preferred Contract Supplies and Councils "Finance Policy 3.5 Purchasing and Tendering

Strategic Implications

Councils Ten Year, Plant Replacement Program

Policy Implications

Finance Policy 3.5 Purchasing and Tendering

Financial Implications

A monetary allocation of \$225,000 has been allowed for in Councils 2018/2019 Financial Year Budget for the purchase of a second hand loader

Officer Recommendation and Council Decision

159/2018

Moved Cr Della Bosca/Seconded Cr Shaw

***That Council accepts the quote submitted by Westrac to purchase the 2016 - 924K
Caterpillar Loader for the quoted purchase cost of \$ 217,800 (GST exclusive)***

CARRIED (5/0)

9.4 Officers Report – Manager Regulatory Services

9.4.1 Tender 3-2018/2019 – Southern Cross Recreation Complex Roof

File Reference	6.6.6.4
Disclosure of Interest	Nil
Voting Requirements	Simple majority
Attachments	Tender Evaluations

Purpose of Report

To endorse the award of tender for the re-roofing and fascia panel replacement of the Southern Cross Recreation Complex Roof.

Background

The Southern Cross Recreation Complex building was built circa 1978, with the roof sheeting and fascia built using Asbestos Containing Material (ACM). Due to the age of the building, the ACM is starting to deteriorate, and when ACM starts to deteriorate, the risk of asbestos fibres being released increases. The ACM will only deteriorate further over time.

As such, the Shire called for tenders for the re-roofing and fascia panel replacement of the building. The work is to be undertaken in two stages, Stage 1, the lower roof and stage 2 the gymnasium roof, with the option to include the fascia in either stage as per below:

Stages of Work	
Option 1	Stage 1 Lower Roof – <u>Including</u> Fascia
	Stage 2 Gymnasium Roof – <u>Excluding</u> Fascia
Option 2	Stage 1 Lower Roof – <u>Excluding</u> Fascia
	Stage 2 Gymnasium Roof – <u>Including</u> Fascia

Stage 1 is required to be undertaken in the 2018/2019 financial year, this is due to the current roof leaking, which is causing damage to the internal ceiling works in the complex lounge and kitchen, which has recently been replaced.

Stage 2 is to be undertaken in the 2019/2020 financial year, pending budget funding.

Undertaking both stages at one time is not feasible, due to the time constraints due to club use of the facility, the complex is not able to be unavailable for the time required (approximately 6 weeks for each stage based on submissions received).

The last date for tender submissions was the 12th October 2018.

Comment

The Shire received four tender submission for the project. The tenders have been assessed by the Executive Manager Regulatory Services. Table 1 shows the evaluation criteria and weighting applied, with Table 2 showing those companies who submitted tenders with their assessment score out of 100. The assessment spreadsheet has been provided for Councillors perusal.

Table 1: Evaluation Criteria and Weightings

Description of Evaluation Criteria	Total Assessment Weighting %
Total Value*	40%
Stage 1 and Stage 2 value (40%)	
Project Methodology and Materials	30%
Methodology for project (7.5%)	
Proposed materials (15%)	
Proposed design/modifications (7.5%)	
Estimated Completion Time	10%
Stage 1 – Completion prior to April 2019 (9%)	
Stage 2 - Proposed timeframe (1%)	
Previous Work of Similar Nature	10%
Maximum 5 similar projects (10%)	
References	10%
Two References (10%)	

Table 2: Tenderers and Assessment Scores

Tenderer	Assessment Score (Out of 100)
Insulmate Pty Ltd	72
Meta Maya Construction Pty Ltd	65.1
Safeway Building and Renovations Pty Ltd	73.3
Top Gun Roofing and Restoration	80.25

Whilst all submissions were of a reasonably high quality, after assessment, it was found Top Gun Roofing and Restoration presented the best submission to suit the Shire's needs.

Whilst the attachment provides greater detail on the assessment, some of the reasoning behind the highest score being awarded to Top Gun Roofing and Restoration were:

- All works to be undertaken by company staff, not outsourced;
- Detailed methodology, including design specifications for the new fascia, including the fascia between building and patio to North/East;
- Contractor has viewed the building and is aware of current design, therefore risk of "unknowns" is low;
- All materials, including downpipes, are colourbond or zincalume materials;
- Able to work with Shire timeframes;
- Well versed in similar roofing jobs; &
- Good reference check.

It has been decided that the Shire will undertake Option 2, with the lower roof to be undertaken, excluding the fascia, then the gymnasium roof and fascia to be budgeted for 2019/2020. The pricing tendered is as follows:

Stage of Work	Price Tendered	Year of Undertaking
Stage 1 Lower Roof – <u>Excluding</u> Fascia	\$118,800	2018/2019
Stage 2 Gymnasium Roof – <u>Including</u> Fascia	\$287,320	2019/2020*

**Pending budget approval*

The 2018/2019 annual budget included \$151,919 for completion of Stage 1 of the works, this was to be a transfer from the Building Reserve which, at the start of the current financial year, held \$778,967. The \$118,800 will be covered by the budgeted amount for 2018/2019.

The Stage 2 works will be included in the 2019/2020 draft annual budget for Councillors consideration at the time. The tender document has clarified that Stage 2 will only proceed should the funds be available.

Statutory Environment

Local Government Act 1995

Local Government (Functions and General) Regulations 1996

Strategic Implications

GOAL: An inclusive, secure and welcoming community that encourages families, youth and the aged to remain and contribute to our Shire in the long term.

OUTCOME: Maintain / increase percentage of residents engaged in recreation, cultural and leisure activities for all demographics in the Shire.

STRATEGY: Continue to provide and maintain high quality community infrastructure (recreation centre, oval, bowls, tennis facilities, swimming pool, library, community centre, halls).

Policy Implications

Nil

Financial Implications

- \$118,000 sufficiently budgeted for in 2018/2019; and
- \$287,320 for 2019/2020 budget consideration.

Officer Recommendation and Council Decision

160/2018

Moved Cr Pasini/Seconded Cr Della Bosca

THAT COUNCIL:

Endorse the award of Tender 3-2018/2019, being the re-roofing and fascia panel replacement of the Southern Cross Recreation Complex Roof to Top Gun Roofing and Restoration.

With the lower roof only, to be undertaken within the 2018/2019 financial year at a cost of \$118,000, and the gymnasium roof and fascia, to be put to the 2019/2020 draft budget for Councils consideration at that time, at a cost of \$287,320.

CARRIED (5/0)

9.4 Officers Report – Manager Regulatory Services

9.4.2 Yilgarn LAG Vehicle

File Reference	7.2.3.3
Disclosure of Interest	Nil
Voting Requirements	Simple majority
Attachments	YLAG Request Letter

Purpose of Report

To consider a request from the Yilgarn Local Action Group, to purchase a vehicle on their behalf.

Background

The Shire of Yilgarn is in receipt of correspondence from the Yilgarn Local Action Group (YLAG) which requests the Shire purchase a vehicle in 2019/2020 for use by the YLAG, with expenses to be reimbursed.

The YLAG undertake skeleton weed management within the district, with their funding coming from the Grain, Hay and Seed Committee, via the Department of Agriculture and Food Western Australia. The grant funding is administered on behalf of the YLAG by the Shire of Yilgarn.

The YLAG have a vehicle, which is used by the YLAG Coordinator. This has historically been purchased by the Shire, however in 2016, the decision was made to lease a vehicle. The vehicle lease is due to expire on the 31st December 2018.

At the YLAG's Annual General Meeting on the 11th October 2018, the vehicle was discussed, with three options available:

- Renew current lease;
- Purchase of leased vehicle; or
- End the lease and purchase a new vehicle.

The minimum lease extension is 12 months, and the Committee does not have sufficient funds in the current 2018/2019 budget to purchase a vehicle this year.

As such, the preferred option was to extend the current lease for the minimum 12 months, and include sufficient funding in the 2019/2020 grant application to cover the lease and the purchase of a vehicle.

It was also discussed at the YLAG meeting, that if the Shire were to purchase the vehicle, there would be savings on GST and stamp duty.

As a result of the above discussions, the following motion was moved and carried at the YLAG meeting on the 11th October 2018:

Moved A. Nicholson, Seconded A. Wesley that the committee extend the lease on the vehicle for another 12 months also budgeting in the 2019/2020 budget application for the purchase of a vehicle. Writing a letter to Shire asking for permission to purchase the vehicle in the Shires name.

The letter has been received and is attached.

Comment

Should the YLAG receive the relevant grant funding in 2019/2020, their request would entail the Shire to purchase the vehicle and keep as a Shire asset for YLAG use. The YLAG would then reimburse the Shire for the full purchase price. All on-road costs would be covered by YLAG funding.

Should YLAG funding cease in the future, then being a Shire asset, we would have the ability to dispose of the vehicle and not have the obligations that a lease vehicle would involve.

By the Shire purchasing the vehicle, there are savings on GST and stamp duty that are applicable.

Statutory Environment

Local Government Act 1995

Strategic Implications

Nil

Policy Implications

3.5 Purchasing and Tendering Policy
5.9 Plant Replacement

Financial Implications

Nil, expenditure will be reimbursed

Officer Recommendation and Council Decision

161/2018

Moved Cr Della Bosca/Seconded Cr Guerini

THAT COUNCIL:

Endorse the purchase of a vehicle during the 2019/2020 financial year, for use by the Yilgarn Local Action Group, with all costs incurred by the Shire of Yilgarn to be reimbursed via the Yilgarn Local Action Group's 2019/2020 grant funding.

CONDITIONS:

- 1. The purchase of a vehicle will be on the proviso the Yilgarn Local Action Group receive sufficient funding for 2019/2020 to cover all Shire of Yilgarn expenses;***
- 2. All operating costs are to be funded by the Yilgarn Local Action Groups ongoing funding; &***
- 3. The vehicle remains a Shire of Yilgarn asset, and subsequently, Shire purchasing policies and plant replacement practices are applicable.***

CARRIED (5/0)

9.4 Officers Report – Manager Regulatory Services

9.4.3 Development Application – Crown Land – 8 & 12 Marvel Loch Road, Southern Cross – Workers Accommodation

File Reference	3.1.3.1
Disclosure of Interest	Nil
Voting Requirements	Simple majority
Attachments	Layout Plan Sample Unit Design Specification

Purpose of Report

To consider a development application for a worker's accommodation camp, proposed to be located on Crown Land at 8 & 12 Marvel Loch Road, Southern Cross.

Background

The Shire has received a Development Application for workers accommodation on 8 and 12 Marvel Loch Road, Southern Cross. The land is Crown Land, and pending Council's decision, the applicant will make a submission to the Department of Planning Lands and Heritage (DPLH) to either lease the lots or purchase freehold.

The applicant is associated with the Palace Hotel operation and will use existing kitchen facilities within the hotel to service the workers.

The proposal is divided into two separate sections, the first (8 Marvel Loch Road) contains 17 12 metres four bed units, each with their own ensuite and verandah, in addition to three 6 metres laundry units.

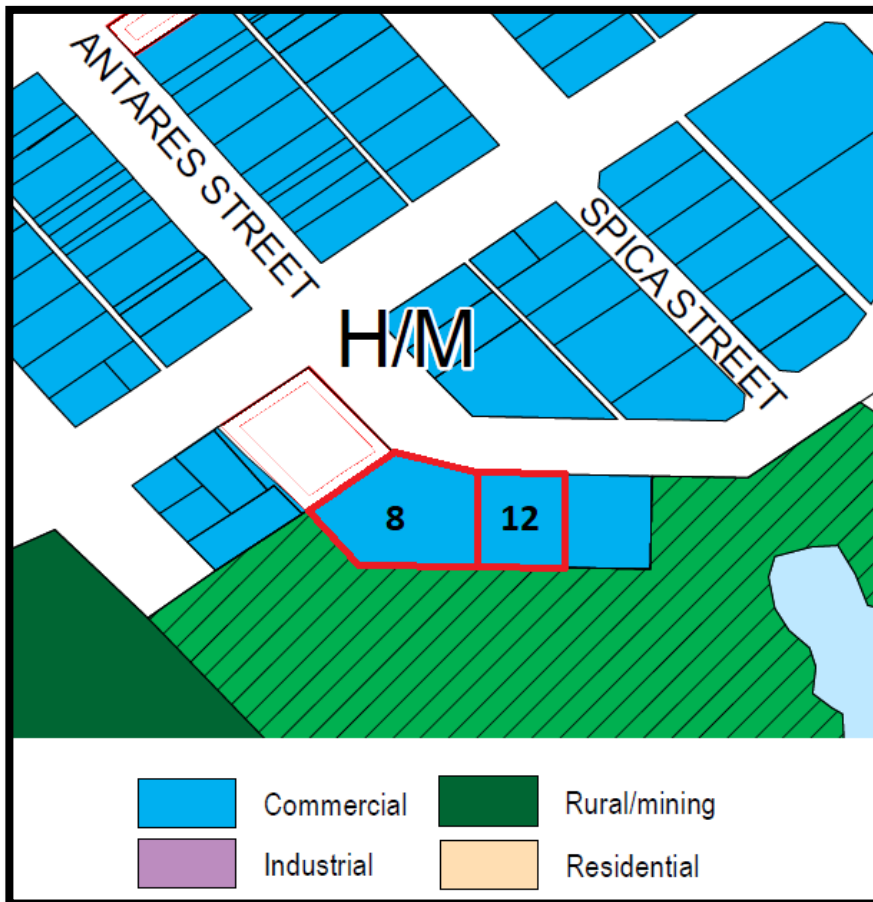
The second lot (12 Marvel Loch Road), is designated for parking. Whilst the applicant has advised the majority of patrons will be bussed in from major centres, they are wanting to include a large parking area to ensure there are no issues.

Attached is the preliminary layout plan and unit design. At this stage, the applicant is wanting to gauge whether Council is supportive of the proposal. If endorsed, the applicant will commence application to DPLH to seek approval to lease or purchase.

Comment

The Shire of Yilgarn Town Planning Scheme 2 (TPS2) zones the land as "Commercial" as per plan below. The TPS2 defines Commercial zones as:

The Commercial Zone is to be used for retail shopping, sales, hotels, offices, professional suites, restaurants and other business oriented uses. Other uses, listed in Table 1, may be permitted at the discretion of Council if they are considered to be an integral part of the commercial environment and where Council is satisfied that they will benefit the community and not result in being a Nuisance.



The proposed development fits closely with the use class “Grouped Dwellings”, which for Commercial Zones is an “AA” use.

An “AA” use means the development is not permitted unless the Council has granted planning approval.

As per Clause 6.3.2 of the TPS2, Council may give notice of the proposed development as follows:

6.3.2 *Where an application is made for planning approval to commence or carry out development which involves an 'AA' use, or any other development which requires the planning approval of the Council, the Council may give notice of the application in accordance with the provisions of sub-clause 6.3.3.*

6.3.3 *Where the Council is required or decides to give notice of an application for planning approval the Council shall cause one or more of the following to be carried out:*

(a) *Notice of the proposed development to be served on the owners and occupiers as likely to be affected by the granting of planning approval stating that submissions may be made to the Council within twenty-one days of the service of such notice.*

- (b) *Notice of the proposed development to be published in a newspaper circulating in the Scheme area stating that submissions may be made to the Council within twenty-one days from the publication thereof.*
- (c) *A sign or signs displaying notice of the proposed development to be erected in a conspicuous position on the land for a period of twenty-one days from the date of publication of the notice referred to in paragraph (b) of this sub-clause.*

The TPS2 "Development Table" defines the required setbacks, plot ratios and landscaping for commercial and industrial development. There is no "Grouped Dwelling" option within the table, however the Hotel/Tavern option is deemed suitable for these purposes. The relevant requirements as per the table are shown below:

Use Class	Minimum Boundary Setback (m)			Maximum Plot Ratio	Minimum Landscape Area %	Minimum Car Parking Bays
	Front	Rear	Sides			
Hotel/Tavern	*	*	*	*	10	1 for every bedroom plus 1 per 4 m ² of bar and lounge area.

*means 'to be determined by the Council' in each particular case.

Setbacks

Whilst no specific boundary setbacks are listed in the development table, the applicants has proposed a three metre boundary access road around the properties. This is deemed sufficient given the low impact of the development (1 storey in height), and with a proposed 2.4 metre fence being installed, amenity will not be unduly affected. The only adjacent property to the site is the Palace Hotel, of which the applicant is associated with, as such there are no concerns regarding proposed setbacks from the boundary.

Plot Ration

Whilst there is no plot ratio listed, the development provides a large amount of open space, and the applicant has indicated their desire to keep existing trees where possible. It is deemed the plot ration between built environment and open space will be sufficient.

Minimum Landscape Area %

Although for privacy the site is intended to be fenced, as mentioned previously, the existing established trees will be retained for landscaping purposes where possible. There is sufficient open space to ensure the minimum of 10% landscaping is catered for.

Car Parking Bays

As mentioned, 12 Marvel Loch Road will be set aside for parking purposes. A preliminary assessment found at least 68 car bays at the current Australian Standard could be easily catered for, along with additional bays which could be located within 8 Marvel Loch Road. Given the requirement is 1 bay per room, with 72 rooms proposed, it is deemed the number or parking

bays to be made available will be sufficient. In addition, the majority of patrons will be bussed in from major centres, and as such the requirement for parking will not be as significant as a tourist focused development.

Recommendation

It is the opinion of the Executive Manager Regulatory Services that this development will not unduly affect the amenity of the commercial area. The proposed preliminary design shows sufficient boundary setbacks, significant plot ratios and sufficient parking to cater for the intended number of patrons. A 2.4 metre boundary fence will ensure the development is aesthetically sound.

It is suggested a round of public consultation is undertaken to determine the community's opinion of the proposal.

As such, it is recommended that Council endorse the preliminary development proposal, with final determination pending surveyed plans and public consultation.

Statutory Environment

Planning and Development Act 2005
Shire of Yilgarn Town Planning Scheme 2

Strategic Implications

GOAL: A prosperous future for our community.

OUTCOME: Businesses in the Shire remain competitive and viable.

STRATEGY: Continue to provide an efficient and effective approval process.

Policy Implications

Nil

Financial Implications

Nil

Officer Recommendation and Council Decision

162/2018

Moved Cr Guerini/Seconded Cr Della Bosca

THAT COUNCIL:

Endorse the preliminary development proposal for 8 & 12 Marvel Loch Road, Southern Cross, by Sanctum Resources Pty Ltd; for the installation of 17 four room, 12 metre, accommodation units and three, six metre laundry units on the following conditions:

- 1. The applicant is to seek a lease or freehold ownership of the properties prior to submitting a building permit application;***
- 2. Public consultation is to occur as per Clause 6.3.3 of the Shire of Yilgarn Town Planning Scheme 2. Advertising via the local Crossroads, on the Shire's website, Shire's noticeboard and in writing to properties within the commercial zone, south of Great Eastern Highway;***
- 3. A final design plan and summation of public consultation is to be returned to Council for a final determination; &***
- 4. Prior to commencing development, a Certified Application for Building Permit is to be submitted by the applicants.***

Advice Notes:

- 1. As per Clause 8.5.1 of the Shire of Yilgarn Town Planning Scheme 2, an applicant aggrieved by a decision of the Council in respect of the exercise of a discretionary power under the Scheme may appeal in accordance with Part V of the Planning and Development Act 2005 and the rules and regulations made pursuant to the Act.***

CARRIED (5/0)

9.4 Officers Report – Manager Regulatory Services

9.4.4 Dual Fire Control Officer

File Reference	5.1.5.3
Disclosure of Interest	Nil
Voting Requirements	Simple majority
Attachments	Nil

Purpose of Report

To appoint a dual fire control officer for the shire of Yilgarn and Shire of Kondinin.

Background

Section 40 of the Bush Fires Act 1954 permits two or more local governments to join in appointing a bush fire control officer for the purposes of the Act.

40. Local governments may join in appointing and employing bush fire control officers

- (1) Two or more local governments may by agreement join in appointing, employing and remunerating bush fire control officers for the purposes of this Act.*
- (2) Bush fire control officers so appointed may exercise their powers and authorities and shall perform their duties under this Act in each and every one of the districts of the local governments which have joined in appointing them.*

Comment

The Shire intends to appoint Mr Rolf Meeking as a dual fire control officer between the Shires of Kondinin and Yilgarn. The Shire of Kondinin have already appointed Mr Meeking.

Council's consent is required.

Statutory Environment

Bush Fires Act 1954

Strategic Implications

Nil

Policy Implications

Nil

Financial Implications

Nil

Officer Recommendation and Council Decision

163/2018

Moved Cr Pasini/Seconded Cr Della Bosca

THAT COUNCIL:

Appoint Rolf Meeking as a dual fire control officer between the Shire of Kondinin and Shire of Yilgarn.

CARRIED (5/0)

9.5 Reporting Officer - Manager Community Services

9.5.1 Premier's Australia Day Active Citizenship Awards

File Reference	1.3.6.2
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Attachments	5 CONFIDENTIAL nomination forms

Purpose of Report

To consider Premier's Australia Day Active Citizenship Award nominations.

Background

Nominations for the following categories in the Premier's Australia Day Active Citizenship closed on Tuesday 6 November 2018:

- a) Premier's Australia Day Active Citizenship Award
- b) Premier's Australia Day Active Citizenship Award for a person under 25 years
- c) Premier's Australia Day Active Citizenship Award for a community group or event

The Shire of Yilgarn has received four nominations for the Premier's Australia Day Active Citizenship Award 2019 (a) and one nomination for a community group (c).

These awards are only available to one recipient in each category in each year.

No application for the other category (b) has been received.

Comment

A copy of the confidential nominations has been provided to Councillors for their information and to choose a worthy recipient, which will allow staff to request the Australia Day Council to prepare the certificate prior to the presentation on 26 January 2019.

Each of the nominations for the Premier's Australia Day Active Citizenship Award category (a) has been numbered from one to four (1 – 4) and the one nomination for a community group is labeled "A", so that Council decision can be recorded to ensure the chosen candidates remain confidential.

Statutory Environment

Nil

Strategic Implications

Nil

Policy Implications

Nil

Financial Implications

Nil

Officer Recommendation and Council Decision

164/2018

Moved Cr Shaw/Seconded Cr Pasini

That Council:

- 1. Agrees that nomination no. one (1) be declared the recipient of the Premier's Australia Day Active Citizenship Award 2019.*
- 2. Agrees that nomination A be declared the recipient of the Premier's Australia Day Active Citizenship Award for a community group 2019.*

CARRIED (5/0)

9.5 Reporting Officer – Manager Community Services

9.5.2 Community Funding Program

File Reference	8.2.6.22
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Attachments	Nil

Purpose of Report

To consider the Community Funding Grant applications.

Background

The Shire of Yilgarn Community Funding Program was developed to provide a source of funding for non-profit organisations operating within the district. As part of the 2018/19 budget Council agreed to make available \$12,500 (excluding GST) for two categories of funding - 'Essential Equipment' (\$12,000) and 'Travel & Training Assistance' (\$500).

The objective of the program is:

- To assist community organisations in maximising their future development.
- To provide an impartial means by which community organisation can access Council funds.

Comment

For the 2018/19 Community Funding Program the following eligible applications were received:

1. The CWA- Southern Cross Branch applied for funding of \$200 to purchase a "Oliso smart iron" to be utilised at patchworking. The CWA will co-contribute \$50 to the purchase price and cover the freight cost.
2. The Yilgarn Motoring Enthusiasts applied for \$1337.88 to purchase nine foldable gazebos to be used at the Car & Bike show. If successful the club will lend the gazebos to other clubs and groups within the Shire.
3. The Mt Hampton Tennis Club applied for \$1896.80 to purchase a defibrillator to be kept at the Mt Hampton Hall.
4. The Mt Hampton Progress Association applied for \$1099 to purchase a new fridge for the Mt Hampton Hall as the old one ceased to work.

5. The Southern Cross Tennis Club applied for \$1203 to buy a laptop, printer and Microsoft Office software for the use of secretary and treasurer.

Copies of the applications received will be tabled at the Council meeting.

Statutory Environment

Nil

Strategic Implications

2018-2028 Strategic Community Plan

An inclusive, secure and welcoming community that encourages families, youth and the aged to remain and contribute to our Shire in the long term - Maintain / increase percentage of residents engaged in recreation, cultural and leisure activities for all demographics in the Shire - Continue to support local sport, recreation & community groups

Policy Implications

Council Policy Manual 2018, 6.9 Community Funding Program

Financial Implications

Council has included \$12,500 in the 2018/19 Budget. The total of eligible applications received totals \$5736.68.

Officer Recommendation

165/2018

Moved Cr Guerini/Seconded Cr Pasini

That Council approve the following grants from the Community Funding Program

Applicant	Equipment / item	Amount
<i>CWA – SC branch</i>	<i>Oliso smart iron for patchworking</i>	<i>\$200</i>
<i>Yilgarn Motoring Enthusiast</i>	<i>9 foldable gazebos</i>	<i>\$1337.88</i>
<i>Mt Hampton Tennis Club</i>	<i>Defibrillator</i>	<i>\$1896.8</i>
<i>Mt Hampton Progress Ass.</i>	<i>Fridge</i>	<i>\$1099</i>
<i>SC Tennis Club</i>	<i>Laptop & Microsoft Office suite for office bearer</i>	<i>\$1203</i>

CARRIED (5/0)

9.5 Reporting Officer – Manager Community Services

9.5.3 Waiver of Annual Fee- Yilgarn Basketball Association

File Reference	1.3.9.11 / 8.2.6.27
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Attachments	Nil

Purpose of Report

To consider the waiver of the annual fees for one year for the Yilgarn Basketball Association.

Background

The Yilgarn Basketball Association has applied for the waiver of fees and charges for one year as the club is re-starting its operation and has currently limited funds. This would allow the club to operate, improve its funding position and gain momentum.

Comment

The initial waiver of the annual fee would enable the club to purchase uniforms, balls and other essential items.

Statutory Environment

Nil

Strategic Implications

2018-2028 Strategic Community Plan

An inclusive, secure and welcoming community that encourages families, youth and the aged to remain and contribute to our Shire in the long term - Maintain / increase percentage of residents engaged in recreation, cultural and leisure activities for all demographics in the Shire
- Continue to support local sport, recreation & community groups

Policy Implications

Delegation Register 2018, LGA 30 - LGA30 Donations and Waiver of Hire Fees

Council delegates its authority and power to the Chief Executive Officer to consider requests for Donations and Waiver of Hire Fees,

Subject to

a) The donation and /or waiver of hire fees request is:

a. less than \$500

b. for a non-profit group that is located in the Shire of Yilgarn

c. for an event that will be held within the Shire and is a general community benefit

- b) Requests for waiver of Hire Fees can only be considered for up to 50% of the normal Hire Fee as determined by Council*
- c) All Donations and Waiver of Hire Fees to be recorded in the Annual Report each year.*
- 6.12. Power to defer, grant discounts, waive or write off debts*
- (1) Subject to subsection (2) and any other written law, a local government may —*
- (a) when adopting the annual budget, grant* a discount or other incentive for the early payment of any amount of money; or*
- (b) waive or grant concessions in relation to any amount of money; or*
- (c) write off any amount of money, which is owed to the local government.*
- * Absolute majority required.*
- (2) Subsection (1)(a) and (b) do not apply to an amount of money owing in respect of rates and service charges.*
- (3) The grant of a concession under subsection (1)(b) may be subject to any conditions determined by the local government.*

Financial Implications

Council has set the annual fee for the use of the indoor basketball courts at \$1550 incl. GST for the 2018/19 financial year.

Officer Recommendation and Council Decision

166/2018

Moved Cr Shaw/Seconded Cr Pasini

That Council approve the application by the Yilgarn Basketball Association and waives the fee of \$1550 for the 2018/19 financial year.

CARRIED (5/0)

10 APPLICATION FOR LEAVE OF ABSENCE

Nil

11 MOTIONS FOR WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

12 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING

Nil

13 MEETING CLOSED TO THE PUBLIC-CONFIDENTIAL ITEMS

CONFIDENTIAL ITEM

167/2018

Moved Cr Guerini/Seconded Cr Della Bosca

That the meeting be closed to members of the public in accordance with section 5.23(2)(a) of the Local Government Act.

CARRIED (5/0)

Robert Bosenberg, Nic Warren, Cameron Watson, Jenny Gemund and Laura Della Bosca left the meeting at 4.30pm.

13 Reporting Officer – Chief Executive Officer

13.1 Chief Executive Officer Performance Criteria and Annual Appraisal Process

File Reference	1.1.1.1 & 1.1.10.129
Disclosure of Interest	Nil
Voting Requirements	Absolute Majority
Attachments	Draft CEO Performance Criteria and Annual Appraisal Process

168/2018

Moved Cr Shaw/Seconded Cr Guerini

That the meeting be opened to the public

CARRIED (5/0)

Officer Recommendation and Council Decision

169/2018

Moved Cr Della Bosca/Seconded Cr Pasini

That Council adopts, as presented, the Chief Executive Officer's Performance Criteria and Annual Appraisal process in accordance with Clause 4.1 of the CEO's Contract of Employment.

CARRIED BY ABSOLUTE MAJORITY (5/0)

14 CLOSURE

As there was no further business to discuss, the Shire President declared the meeting closed at 4.41pm.

I, Onida T Truran confirm the above Minutes of the Meeting held on Thursday, 15th November 2018, are confirmed on Thursday, 20th December 2018 as a true and correct record of the November Ordinary Meeting of Council.

**Cr Onida T Truran
SHIRE PRESIDENT**