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SHIRE OF YILGARN
MINUTES - ORDINARY MEETING OF COUNCIL
FRIDAY, 16th April 2010

Minutes of the Ordinary Meeting of the Yilgarn Shire Council held in the Council Chambers, Antares Street, Southern Cross on Friday, 16th April 2010.

PRESENT

Cr P R Patroni, Shire President

Cr D G Auld, Deputy Shire President

Crs G V Kenward, W A Della Bosca, D J Pasini, O T Truran, Cr J Della Bosca

Council Officers: P R Clarke, Chief Executive Officer
V Murty, Deputy Chief Executive Officer
R J Bosenberg, Manager for Works
W J Dallywater, Manager Environmental Health & Building

The meeting was declared open for business at 2.04pm.

PUBLIC QUESTION TIME

There were no members of the public were in attendance for Public Question Time.

DISCLOSURE OF FINANCIAL INTEREST

Nil

APOLOGIES & LEAVE OF ABSENCE

Nil

CONFIRMATION OF PREVIOUS MINUTES

67/2010

Moved Cr Kenward and Seconded Cr Truran that the Minutes of the previous Meeting of Council held on Friday 19th March 2010, be confirmed as a true and correct record of that meeting, subject to an amendment to the recommendation for Item 7.2. that point 3 - "Reconstruction and Surfacing of three tennis courts" be excluded.

**WHEATBELT EAST REGIONAL ORGANISATION OF COUNCILS (WE-ROC)
MINUTES**

68/2010

Moved Cr Auld Seconded Cr Truran that the Minutes of the Wheatbelt East Regional Organisation of Councils (WE-ROC) held Wednesday 24th March 2010 be received.

CARRIED (7/0)

WALGA GREAT EASTERN COUNTRY ZONE MINUTES

69/2010

Moved Cr Truran Seconded Cr W Della Bosca that the Minutes of the WALGA Great Eastern Country Zone Meeting held Thursday 25th March 2010 be received.

CARRIED (7/0)

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TOURISM ADVISORY COMMITTEE MINUTES

70/2010

Moved Cr Kenward Seconded Cr J Della Bosca that the Minutes of the Tourism Advisory Committee Meeting held Monday 12th April 2010 be adopted.

CARRIED (7/0)

TOURISM BROCHURE DISPLAY STANDS

71/2010

Moved Cr Truran Seconded Cr Kenward that Council considers purchasing 12 wire stands to display tourism brochures.

CARRIED (7/0)

KARALEE DAM - UPGRADE AND MAINTENANCE

72/2010

Moved Cr Kenward Seconded Cr J Della Bosca that Council work in conjunction with the National Trust to explore funding opportunities to pay for the upgrade and maintenance of Karalee Dam.

CARRIED (7/0)

RELOCATION OF MONOLITH

73/2010

Moved Cr Kenward Seconded Cr Auld that Council writes to Cliff's Resources regarding the relocation of the "Monolith" from Koolyanobbing to the "Old Western Entrance Tourist Information Bay" in Southern Cross.

CARRIED (7/0)

CONSTRUCTION OF FIRE APPLIANCE SHED - BULLFINCH BRIGADE

Cr W Della Bosca advised that at the recent Bush Fires Advisory Committee meeting the CEO had indicated that FESA had enquired as to whether Council was intending to expend grant funding of \$50,000 that had been allocated to Council in the 2007/2008 financial year for the construction of a 2 Bay Fire Appliance Shed for the Bullfinch Brigade. Cr Della Bosca advised that FESA was keen for this funding to be expended or alternatively, for the funds to be handed back to FESA for re-allocation.

Cr Della Bosca indicated that the Bullfinch Brigade initially preferred for the Appliance Shed to be constructed on private land, or a portion of land excised from a landholders property however, FESA had advised the CEO that this would not be considered and that the land must be Shire owned. Therefore, the only logical place for the Appliance Shed to be located was on the old Bullfinch Town Hall site within the Bullfinch town site.

74/2010

Moved Cr W Della Bosca Seconded Cr Kenward that Council construct a 2 Bay Fire Appliance Shed for the Bullfinch Brigade on the old Bullfinch Town Hall site utilising the FESA funding of \$50,000 received in 2007/2008 .

CARRIED (7/0)

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ANNOUNCEMENTS BY THE PRESIDING MEMBER AND COUNCILLORS

The Shire President advised the following:-

- That together with the Manager for Works he had attended the Wheatbelt North East Sub-Regional Road Group Meeting, where they discussed the allocation of additional funding for 2010/2011 financial year.
- That together with Mr R Burrow he had attended the Eastern Wheatbelt Declared Species Group meeting held in Merredin, where they discussed the proposed upgrade to the State Barrier Fence and maintenance agreement by the EWDSG.

CHIEF EXECUTIVE OFFICERS REPORT

Submission to:	Ordinary Meeting of Council – Friday, 16 April 2010
Agenda Reference:	7.1
Subject:	Process for Amalgamation of Shires of Yilgarn and Westonia
File Reference:	
Author:	PR Clarke - Chief Executive Officer
Disclosure of Interest:	Nil
Date of Report:	31 March 2010

Background

At the March 2010 Ordinary Council meetings of Yilgarn and Westonia Shires, the Councils resolved the following in respect to the merge process:-

Extract from Shire of Yilgarn Minutes

DECLARATION OF NEW SHIRE OF WESTONIA/YILGARN ENTITY
46/2010

1. *Moved Cr Kenward Seconded Cr Auld that the date for the new district of the Shire of Westonia-Yilgarn be declared from 1 July 2012 with Elections for the new Shire being conducted on the 3rd Saturday in October 2012.*
CARRIED BY ABSOLUTE MAJORITY (6/0)

COMPOSITION OF WARDS
47/2010

2. *Moved Cr Truran Seconded Cr Kenward that the new district be divided into Wards comprising the West and East Wards with the boundaries to be determined by mutual agreement.*
CARRIED BY ABSOLUTE MAJORITY (6/0)

NUMBER OF OFFICES OF COUNCILLOR
48/2010

3. *Moved Cr Pasini and Seconded Cr Truran that the number of offices of Councillor on the Council of the new Shire be 7 with the West Ward being comprised of 3 Councillors and the East Ward being comprised of 4 Councillors.*
CARRIED BY ABSOLUTE MAJORITY (5/1)

COUNCILLOR/WARD REPRESENTATION
49/2010

4. *Moved Cr Della Bosca Seconded Cr Pasini that the Shires of Yilgarn and Westonia request approval from the Minister for Local Government and the Local Government Advisory Board that composition of the Ward Representation of the new local government to remain in place for a period of 8 years (as per the Act requirements for Reviews on Wards and Representation).*
CARRIED BY ABSOLUTE MAJORITY (6/0)

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ROLE OF THE CURRENT COUNCILS UP TO AND DURING THE NEW ENTITY BEING DECLARED
50/2010

5. Moved Cr Pasini and Seconded Cr Kenward that the Shires of Yilgarn and Westonia elected members be retained rather than the appointment of a Commissioner/s until the elections are conducted for the new Shire Council. Council also submits the following alternative proposals to the Local Advisory Board for consideration:-
- That the Westonia and Yilgarn Councils work cooperatively in May/June of 2012 with an Extra Ordinary Election to be conducted on or about 30 June 2012 in order for the new Council to operate from 1 July 2012; or
 - That the Westonia and Yilgarn Councils work cooperatively in May/June of 2012 and remain so from 1 July 2012 to the nominated Election Day in October 2012 where a complete spill will determine the newly Elected Council from that day on.

CARRIED BY ABSOLUTE MAJORITY (5/1)

Extract from Shire of Westonia Minutes

10-03/10 Moved Cr Antonio seconded Cr Corsini that Council endorse the following processes for the amalgamation of the Shires of Westonia and Yilgarn and that these processes be forwarded to the Local Government Advisory Board and the Minister for Local Government to allow Schedule 2.1 of the Local Government Act 1995 to be invoked as the commencement of the amalgamation process:-

1. That the date for the new district of the Shire of Westonia-Yilgarn be declared from 1 July 2013 with Elections for the new Shire being conducted on the 3rd Saturday in October 2013.
2. The new district be divided into Wards comprising the West and East Wards with the boundaries recommended as the Nulla Nulla North & South Roads.
3. That the number of offices of Councillor on the Council of the new Shire be 7 with the West Ward being comprised of 3 Councillors and the East Ward being comprised of 4 Councillors.
4. That the Shires of Yilgarn and Westonia request approval from the Minister for Local Government and the Local Government Advisory Board that composition of the Ward Representation of the new local government to remain in place for a period of 8 years (as per the Act requirements for Reviews on Wards and Representation) and following that period, a review be undertaken based on the one-vote one-value method of representation.
5. That the Shires of Yilgarn and Westonia request the Minister and the Local Government Advisory Board that during the interim period between July and October elections the existing Councils combine to serve as 'commissioners' during the interim period.
6. That the Local Government Advisory Board be advised that in respect to an Interim Chief Executive Officer position, negotiations are currently in progress with the incumbent CEO's of Yilgarn and Westonia and advice will be provided to the Board upon the conclusion of such negotiations but will be before the Governor's Order is Gazetted.

Carried by Absolute Majority 5/0

As the Shires differed in their preferred date for the entity coming into being, both Council's met on Monday 29 March in Westonia to further discuss the matter in order to come to a consensus that could then be forwarded along with the other resolutions to the Local Government Advisory Board as part of the submission supporting the merge of both Councils.

Also listed on the Agenda for the above meeting was the issue of Mr Clarke and Mr Price submitting their resignations and the need for both Councils to consider options for the employment of the CEO position into the future. The following options were put forward for discussion:-

Option 1 – Both Councils advertise and appoint their own CEO.

Option 2 – A joint CEO be appointed to take the Councils through to the merge.

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This would necessitate an Organisational Structure similar to the one proposed in the Discussion Paper "A Way Forward" being implemented, that is, the establishment of a corporate structure based on the following positions being created:-

Chief Executive Officer
Director of Corporate Services & Finance
Director of Administration & Community Services
Director of Engineering & Works
Director of Health, Building & Planning

It should be noted that the Organisational Structure prepared in the Discussion Paper was an example only and no definite decisions were made on where the positions would be based and the actual roles of the Directorships.

If this option was considered as a viable option, it would require both Councils to assess current remuneration packages for all positions.

Comment

The following matters were resolved at the joint meeting but require formal resolutions of both Yilgarn and Westonia Councils:-

It was resolved by both parties that under the current circumstances with the resignations of both CEOs and in the best interests of progressing the proposed merge it is the opportune time for the Councils to advertise and offer the appropriate packages for the following vacancies

- 1 x Joint Chief Executive Officer (Level 5/6 Banding LG Classification)
- 1 x Director of Westonia Operations (Level 1 Banding LG Classification)

Agreed.

(NB: The Chief Executive Officers are to present details of the position packages to their respective Council meetings for consideration, with the intended advertising date being Saturday 24th April)

It was resolved by both parties that a letter be drafted to the Minister for Local Government re-affirming the Yilgarn & Westonia commitment to a merge with the preferred anniversary date being 1st July 2012 and advising of our proposal for the new staff structure.

Agreed.

Statutory Environment

Nil

Policy Implications

Nil

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Financial Implications

The remuneration packages associated with the Joint CEO and Director positions will be taken into account when preparing the 2010/2011 Budget.

Recommendation

That in view of the current circumstances with the resignations of both CEOs and in the best interests of progressing the proposed merge it is the opportune time for the Councils to advertise and offer the appropriate packages for the following vacancies

- 1 x Joint Chief Executive Officer (Level 5/6 Banding LG Classification)
- 1 x Director of Westonia Operations (Level 1 Banding LG Classification)

(NB: The Chief Executive Officers are to present details of the position packages to their respective Council meetings for consideration, with the intended advertising date being Saturday 24th April)

The above Packages will be circulated to Councillors prior to the meeting.

75/2010

Moved Cr Pasini Seconded Cr Kenward that in view of the current circumstances with the resignations of both CEOs and in the best interests of progressing the proposed merge it is the opportune time for the Councils to advertise and offer the appropriate packages for the following vacancies

- *1 x Joint Chief Executive Officer (Level 5/6 Banding LG Classification)*
- *1 x Director of Westonia Operations (Level 1 Banding LG Classification)*

CARRIED (7/0)

Recommendation

That Council endorses a joint letter by the Shires of Yilgarn and Westonia to the Minister for Local Government re-affirming the Yilgarn & Westonia commitment to a merge with the preferred date being 1st July 2012 and advising of the proposal for the new staff structure.

Voting Requirements

Absolute Majority

76/2010

Moved Cr Pasini Seconded Cr J Della Bosca that Council endorses a joint letter by the Shires of Yilgarn and Westonia to the Minister for Local Government re-affirming the Yilgarn & Westonia commitment to a merge with the preferred date being 1st July 2012 and advising of the proposal for the new staff structure.

CARRIED (7/0)

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APPLICATIONS FOR SHIRE OF YILGARN CEO POSITION

77/2010

Moved Cr Kenward Seconded Cr Auld that Council writes to the current applicants for the CEO position to advise them that circumstances had changed in respect to the original advertisement and the Shires of Yilgarn and Westonia would now be appointing a Joint CEO and will be re-advertising the position and inviting them to re-apply.

CARRIED (7/0)

Submission to:	Ordinary Meeting of Council – Friday, 16 April 2010
Agenda Reference:	7.2
Subject:	Annual Performance Appraisals - Manager of Environmental Health & Building Services - Miss W Dallywater & Manager for Works - Mr R Bosenberg
File Reference:	Personal File
Author:	PR Clarke - Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	1 April 2010

Background

The CEO normally conducts Annual Performance Appraisals with Miss Wendy Dallywater, Council's Manager of Environmental Health and Building Services and Mr Robert Bosenberg, Council's Manager for Works during the month of April.

Comment:

Based upon the outcomes of the joint meeting of the Shires of Yilgarn and Westonia on Monday, 29 March 2010, with the recommendation to restructure the organisations by appointing a Joint CEO and creating Directorships, it will affect remuneration packages for all senior management positions. Therefore, it is suggested that Council defers the Performance Appraisals of Miss Dallywater and Mr Bosenberg until the new Joint CEO and Westonia Director are appointed.

Statutory Environment

It is a requirement under the Local Government Act 1995 and Contract of Employment to conduct annual performance appraisals. Deferring the Appraisals until the appointment of the new Officers will not compromise Council's obligations in accordance with the Act.

Policy Implications

Nil

Financial Implications

The remuneration packages of the Joint CEO and Directors will be built into the 2010/2011 Budget.

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Recommendation

That Council defers the Annual Performance Appraisals of the Miss Dallywater and Mr Bosenberg until the appointments of the Joint CEO and Director position for the Shire of Westonia which will allow Council to consider remuneration packages for all senior management positions.

Voting Requirements

Simple Majority

78/2010

Moved Cr Pasini Seconded Cr Truran that Council defers the Annual Performance Appraisals of the Miss Dallywater and Mr Bosenberg until the appointments of the Joint CEO and Director position for the Shire of Westonia which will allow Council to consider remuneration packages for all senior management positions.

CARRIED (7/0)

Submission to:	Ordinary Meeting of Council – Friday, 16 April 2010
Agenda Reference:	7.3
Subject:	Western Australian Local Government Association – Local Government Convention and Notice of Annual General Meeting, Saturday, 7 August 2010
File Reference:	4001
Author:	PR Clarke - Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	1 April 2010

Background

WALGA forwards Notice of the Annual General Meeting of the Association which will be held at the Perth Convention Exhibition Centre on Saturday, 7 August 2010. The Association also provides information on procedural information for submission of motions.

WALGA invites Member Local Governments to submit motions for inclusion on the Agenda for consideration at the 2009AGM. The closing date for submission of motions is **Monday, 14 June 2010**.

Comment:

The Local Government Convention will be held between Thursday, 5 August and Sunday, 8 August 2010 and the tentative schedule for the Convention is as follows:-

Thursday, 5 August

Convention Opening & Sessions
Sundowner

9.00am – 5.00pm
5.30pm – 7.00pm

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Friday, 6 August

Convention Sessions	9.00am - 5.00pm
Mayors & Presidents Reception (Council House)	5.30pm - 6.30pm

Saturday, 7 August

ALGWA AGM & Breakfast	7.00am - 8.45am
Conference morning Sessions	9.00am - 12.00pm
Part One of Honours Awards	11.00am - 11.15am
Convention Keynote Address	11.15am - 12.00pm
Honour Recipients Luncheon	12.00pm - 1.00pm
WALGA AGM & Pt 2 Honours Awards	1.00pm - 5.00pm
Convention Gala Dinner	7.00pm - 11.00pm
Convention Gala Dinner	7.00pm - 11.00pm

Sunday, 8 August

State Council Meeting	10.30am - 12.30pm
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Councillors may wish to consider whether they will be attending Local Government Week, as at this stage 5 rooms have been booked with the Parmelia Hilton Hotel on the evenings of Wednesday, 4, Thursday, 5 Friday, 6, and Saturday, 7 August with check out on the morning of Sunday, 8 August 2010.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That should Council wish to submit motions for inclusion on the Agenda for consideration at the Association's AGM, they be provided to the CEO for forwarding to WALGA prior to 14 June 2010. Council in submitting motions must adhere to the guidelines in the formulation of motions.

Recommendation

That Councillors indicate their interest in attending Local Government Week 2010 which will allow the CEO to liaise with those Councillors when registrations are required to be submitted to WALGA.

Voting Requirements

Simple Majority

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79/2010

Moved Cr Pasini Seconded Cr Truran that Councillors Patroni, Kenward, Truran, J Della Bosca and W Della Bosca be granted approval to attend Local Government Week 2010. In addition, Council writes to Mr Bill Mitchell expressing well wishes for his future endeavours and many thanks for his ongoing advice and support during his term as President of WALGA.

CARRIED (7/0)

Submission to:	Ordinary Meeting of Council - Friday, 16 April 2010
Agenda Reference:	7.4
Subject:	Western Australian Country Health Service - Eastern Wheatbelt District Health Advisory Council
File Reference:	7016
Author:	PR Clarke - Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	1 April 2010

Background

The CEO has represented Council on the Eastern Wheatbelt District Health Advisory Council (DHAC) since its inception in 2004 and was the only representative from the Yilgarn district until Mr Adrian Wesley joined the DHAC in late 2009 as a community representative.

Comment:

In light of the CEO's resignation, Council needs to consider whether it wishes to retain membership on the DHAC or utilise Mr Wesley for this purpose in the future. Information and issues arising from DHAC meetings was relayed by the DHAC representatives to the Health Agencies of the Yilgarn Committee in its role as a body representing health issues in the Yilgarn. At times the membership of the CEO on the DHAC did provide for Council to receive information first hand on health issues in the eastern Wheatbelt area and for Council's position to be heard at the DHAC level.

Should Council wish to nominate a new representative, advice will need to be forwarded to the Operations Manager of the Eastern Health Region in Merredin. Meetings are conducted bi-monthly at the Merredin Hospital.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Nil

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Recommendation

That Council considers whether it wishes to retain membership on the Eastern Wheatbelt District Health Advisory Council.

Voting Requirements

Simple Majority

80/2010

Moved Cr Kenward Seconded Cr Auld that Council appoints Cr Truran as Council's representative on the Eastern Wheatbelt District Health Advisory Council and that staff make the necessary arrangements for Cr Truran's name to be submitted to the Western Australian Country Health Service.

CARRIED (7/0)

Submission to:	Ordinary Meeting of Council – Friday, 16 April 2010
Agenda Reference:	7.5
Subject:	Shire of Yilgarn “Plan for the Future of the District”- Review
File Reference:	
Author:	PR Clarke - Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	7 April 2009

Background

In accordance with Section 5.56 of the *Local Government Act 1995* and Section 19C of the *Local Government (Administration) Regulations 1996*, it states that a local government is to review its current “Plan for the Future of the District” every 2 years. The Regulations also state that the local government is to ensure that the electors and ratepayers of its district are consulted during the development of the plan and when preparing any modifications of a plan.

Comment:

The draft “Plan for the Future of District 2010 and Into the Future” has been prepared and is provided as a separate document that accompanies the Agenda.

Councillors are encouraged to review the Draft and provide input at the April Council meeting. Dates will also be required to be set for a community Workshop to discuss the Plan and for residents to also provide input prior to Council adopting the Plan at the May or June 2010 Ordinary meeting. It is proposed to advertise locally that the Plan is available and seeking written submissions in respect to the Plan.

Statutory Environment

Section 5.56 of the *Local Government Act 1995* and Section 19C of the *Local Government (Administration) Regulations 1996* relating to the preparation of Plans for the Future of the District.

Policy Implications

Nil

Financial Implications

Whilst the Plan has financial implications, funding for appropriate projects will be considered when Council considers its 2010/2011 Budget.

Recommendation

That Council receives the Draft "Plan for the Future of the District 2010 and Into the Future" and to encourage community input into the Plan, Council commences advertising that the Plan is available for collection and the receiving of written submission in respect to same. Council also sets a date for a community Workshop to discuss the content of the Plan to provide ratepayers and residents with the opportunity of having appropriate input into the Plan before adoption.

Voting Requirements

Simple Majority

81/2010

Moved Cr Truran Seconded Cr Kenward that Council receives the Draft "Plan for the Future of the District 2010 and Into the Future" and to encourage community input into the Plan, Council commences advertising that the Plan is available for collection and the receiving of written submission in respect to same. Council also sets a date for a community Workshop to discuss the content of the Plan to provide ratepayers and residents with the opportunity of having appropriate input into the Plan before adoption.

CARRIED (7/0)

Submission to:	Ordinary Meeting of Council - Friday, 16 April 2010
Agenda Reference:	7.6
Subject:	Western Australia Local Government Association (WALGA) - Draft Policy Statement on GM Crops
File Reference:	Not applicable
Author:	PR Clarke - Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	7 April 2009

Background

WALGA advises that it has developed the attached Draft Policy Statement on GM Crops.

WALGA advises that a number of submissions were made during the 8 week consultation period for the Policy background Paper which has helped to formulate this Draft Policy Statement.

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Comment:

WALGA is now seeking feedback on the Draft Policy by **30 April 2010** from member Councils. Following this feedback, a final Policy will then be presented to the June State Council meeting for endorsement.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Council considers the WALGA Draft Policy Statement on GM Crops and should it be required, make appropriate comments to WALGA prior to 30 April 2010.

Voting Requirements

Simple Majority

82/2010

Moved Cr Patroni Seconded Cr Auld that Council advises WALGA that it has no objections to GM Crops being grown in the Shire of Yilgarn district and that it supports the Draft Policy Statement on GM Crops developed by WALGA.

CARRIED (7/0)

Submission to:	Ordinary Meeting of Council - Friday, 16 April 2010
Agenda Reference:	7.7
Subject:	Economics and Industry Standing Committee Parliamentary Inquiry - The Department of Environment and Conservation's Management of Former Pastoral Leases
File Reference:	10208
Author:	PR Clarke - Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	8 April 2010

Background

Dr Mike Nahan MLA, Chair of the Economics and Industry Standing Committee writes to advise that the Committee has commenced an Inquiry into the Department of Environment and Conservation's Management of Former Pastoral Leases.

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The Chairman advises that in particular, the Committee will investigate the Department of Environment and Conservation's:

1. management of pest animals and weeds;
2. preservation of pastoral heritage;
3. opportunities for improved management; and
4. consideration of the economic potential of non-pastoral uses for this land.

Dr Nahan advises that the Committee would like to invite the Shire of Yilgarn to make a submission to the above Inquiry. The closing date for submissions is **Friday, 16 April 2010** however, should Council wish to make a submission, the CEO has sought an extension of time to submit same.

Comment:

The major issue affecting the Shire of Yilgarn would be the wild dog issue and Council has argued previously for DEC to provide additional Doggers as wild dogs are coming from the DEC controlled land into the agricultural areas.

Council may also have other issue in relation to the Terms of Reference that they could raise in a submission.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Council considers providing a submission to the Economics and Industry Standing Committee's Parliamentary Inquiry into the Department of Environment and Conservation's Management of Former Pastoral Leases.

Voting Requirements

Simple Majority

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83/2010

Moved Cr W Della Bosca Seconded Cr Kenward that Council provides a submission to the Economics and Industry Standing Committee's Parliamentary Inquiry into the Department of Environment and Conservation's Management of Former Pastoral Leases indicating the following points for consideration by the Standing Committee:-

- *Wild Dog Control - Council has questioned DEC's commitment to the control of wild dogs on former pastoral leases and has often requested that additional Doggers be engaged to control the build-up of wild dogs on DEC land that were moving into the agricultural areas and attacking landholders stock.*
- *Neighbouring Pastoralists - DEC has often promoted its "Good Neighbour" Policy however, comments received from adjoining pastoralists indicate that DEC is not providing good communication lines which is having adverse effects on neighbour relations.*

CARRIED (7/0)

Submission to:	Ordinary Meeting of Council - Friday, 16 April 2010
Agenda Reference:	7.8
Subject:	Mrs Elizabeth Nicholson, Mr Alan Nicholson and Mr & Mrs Glen Nicholson - Cazaly Resources Project and proposed usage of Parkers Range Road
File Reference:	12038
Author:	PR Clarke - Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	8 April 2010

Background

Mrs Elizabeth Nicholson, Mr Alan Nicholson and Mr & Mrs Glen Nicholson have written individually to Council to express their concerns as to the route that Cazaly Resources proposes to use for the cartage of iron ore from their proposed Mt. Caudan project south of Marvel Loch.

The above residents consider that the safety issue on the Parkers Range Road intersection with the Moorine South Road is of most concern as the number of trucks per day that will cross this intersection will severely impact upon the community of Moorine Rock, especially for those living close to the intersection. The residents raise the following issues for consideration by Council:-

- The anticipated truck movements of 100 per day;
- Noise pollution for residents in close proximity to Parkers Range Road;
- School Bus routes would interact with truck movements;
- Increased dust creation from uncovered iron ore trucks;

The above residents are of the opinion that Council and Cazaly Resources should be promoting an alternative route/s and a number have been suggested that should be given due consideration.

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Comment

The Shire President alerted Council at the March Ordinary meeting that objections would be received from residents and at that meeting, advised Councillors of the alternative routes.

The Shire President also advised Councillors that Cazaly Resources have been negotiating privately with a number of affected landholders and would also be conducting another stakeholders meeting in Southern Cross on Tuesday, 20 April to further discuss developments in respect to the project.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That following the Cazaly Stakeholders meeting on Tuesday, 20 April 2010, Council writes to Mrs Elizabeth Nicholson, Mr Alan Nicholson and Mr & Mrs Glen Nicholson advising them of the most recent developments relating to the project and that in respect to the transport issue, Council advises the above residents that their concerns will be taken into account when final deliberations are made on the transport route of the ore from Mt. Caudan to the Moorine Rock siding.

Voting Requirements

Simple Majority

84/2010

Moved Cr Kenward Seconded Cr Pasini that following the Cazaly Stakeholders meeting on Tuesday, 20 April 2010, Council writes to Mrs Elizabeth Nicholson, Mr Alan Nicholson and Mr & Mrs Glen Nicholson advising them of the most recent developments relating to the project and that in respect to the transport issue, Council advises the above residents that their concerns will be taken into account when final deliberations are made on the transport route of the ore from Mt. Caudan to the Moorine Rock siding.

CARRIED (7/0)

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Submission to:	Ordinary Meeting of Council - Friday, 16 April 2010
Agenda Reference:	7.9
Subject:	St. Barbara Limited - Southern Cross Airstrip
File Reference:	10335
Author:	PR Clarke - Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	8 April 2010

Background

Mr Mark Hart, Procurement Officer with St. Barbara Limited, has written to Council to advise that St. Barbara has identified an opportunity to improve safety, comfort, reliability and environmental impact of their charter flight operations to Southern Cross. Mr Hart advises that a widening of the airstrip to 30 metres and certification of the aerodrome would enable the Dash-8 aircraft to land, subject to approval by the relevant authority.

Mr Hart advises that St. Barbara would like to understand the cost of the works required to widen the airstrip and certify the aerodrome and whether there are any constraints to this work going ahead.

Comment:

The Manager for Works has commenced work on costing the works required for the widening of the strip. Other related costs, such as electrical works and lighting will need to be obtained by St. Barbara Limited. Council staff are reluctant to contribute time and effort as per past experiences.

In respect to certification of the strip, advice has been received from Council's Consultants, Aerodrome Maintenance Services, that it would not be advisable to certify the strip due to significant costs associated with same.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Nil

Recommendation

Submitted for Council information.

RECEIVED

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Voting Requirements

N/A

Submission to:	Ordinary Meeting of Council - Friday, 16 April 2010
Agenda Reference:	7.10
Subject:	Miss Amy Welsh - 2010 YMCA Youth Parliament
File Reference:	6002
Author:	PR Clarke - Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	8 April 2010

Background

Miss Amy Welsh has written to advise Council that she has been chosen to participate in the 2010 YMCA Youth Parliament and seeks Council support to assist her with travel, residential and meal costs association with the Youth Parliament.

Miss Welsh advises that the Youth Parliament program runs once a year and is designed to give young people in Western Australia a forum to discuss the issues that matter to them. Miss Welsh advises that Youth Parliamentarians participate in a week long camp in July, spending three days in Parliament debating issues. Miss Welsh has been chosen as the Member of the Mining and Pastoral Region.

Comment:

Miss Welsh has advised that to cover costs each Youth Parliamentarian is asked to pay a \$350.00 participation fee. Miss Welsh seeks Council's assistance by way of a \$100.00 donation. Should Council agree to the sponsorship, she has advised that she would be willing to meet any requests may have in return, whether it be meeting with her, appearing in a newspaper article with her etc.

Council has received similar requests in the past and has declined offering such support simply because it sets an unwanted precedent.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Nil

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Recommendation

That Council writes to Miss Welsh congratulating her on being selected to participate in the YMCA 2010 Youth Parliament and that in respect to her request for financial sponsorship, Council declines the request based on not wanting to set a precedent in this regard.

Voting Requirements

Simple Majority

85/2010

Moved Cr Kenward Seconded Cr Pasini that Council writes to Miss Welsh congratulating her on being selected to participate in the YMCA 2010 Youth Parliament and that in respect to her request for financial sponsorship, Council declines the request based on not wanting to set a precedent in this regard.

CARRIED (7/0)

Cr W Della Bosca left Council Chambers at 4.09pm and returned 4.13pm.

Submission to:	Ordinary Meeting of Council - Friday 16 April 2010
Agenda Reference:	7.11
Subject:	Gemini Medical Services Pty Ltd - General Practice Services
File Reference:	7008
Author:	PR Clarke - Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	8 April 2010

Background

Ms Leza Pearce, General Manager - Rural of Gemini Medical Services has written to Council to advise that Gemini Medical Services is currently contracted by the Shire of Yilgarn to provide general practice services to the community of Southern Cross with the service provided from premises located at the corner of Altair and Achnear Streets, Southern Cross.

Ms Pearce advises that as Council would be aware, Gemini Medical is presently trying to recruit a new permanent doctor to Southern Cross. Part of this process and the current supply of locum doctors have highlighted an issue which needs to be addressed at Southern Cross. The issue is the entity responsible for doctor services to the Southern Cross Hospital.

Ms Pearce advises that doctor services provided to the Southern Cross Hospital are governed by a medical services agreement between the doctor and the Western Australian Country Health Services (WACHS). Gemini Medical is not contracted to perform these services, the agreement is between the doctor and WACHS.

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Ms Pearce further advises that **WACHS is responsible for ensuring doctor services to the Southern Cross Hospital**. Gemini Medical will endeavour to assist with this process when a locum doctor is contracted by Gemini to provide general practice services to the Shire of Yilgarn. This assistance will only be offered for weekdays when a doctor is available; Gemini is not in a position to extend this to public holidays or weekends.

Ms Pearce advised that she had forwarded a copy of the above correspondence to Mr Tim Free, Regional Director, Wheatbelt Region for WACHS.

Comment:

Upon receiving the above correspondence the CEO referred the matter to Mr Terry Horne, A/Operations Manager Eastern of WACHS Wheatbelt as the letter related to doctor services to the Southern Cross District Hospital.

Mr Horne was somewhat surprised with the correspondence as he had just completed the necessary approvals to enable the Locum GP, Dr Hillock, who was arriving immediately after Easter to attend the Hospital on weekends or any other times if Dr Hillock was available. Mr Horne also advised the CEO that in the absence of a GP in Southern Cross, a 1800 number had been established for on-call emergencies and this was being managed by the HSM at the Southern Cross District Hospital.

Whilst it is not the ideal GP service that the community is currently receiving, Gemini Medical continues to provide Locums on about a monthly stint. From the information received from Gemini, the community may well have to continue under these circumstances at least until June/July.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Nil

<p>Recommendation</p>

<p>Submitted for Councils information.</p>
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RECEIVED

Voting Requirements

N/A

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Submission to:	Ordinary Meeting of Council – Friday, 16 April 2010
Agenda Reference:	7.12
Subject:	Department of Regional Development & Lands - Country Local Government Fund (CLGF) 2009-10
File Reference:	10821
Author:	PR Clarke - Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	8 April 2010

Background

Mr Paul Rosair, Director General of the Department of Regional Development and Lands, has written to Council to inform it that funding under the CLGF for 2009-10 is now available.

The Director General advises that as indicated in the Minister for Regional Development's letter of 3 February 2010, CLGF funding for 2009-10 is to support the development of strategic plans, asset management plans, forward capital works plans and voluntary local government amalgamations.

Local Government Direct Allocations

The Director General advises that the Shire of Yilgarn is eligible to receive up to \$35,000 towards the preparation of a forward capital works plan that relates to current or developing strategic and asset management plans. The Department of Regional Development and Lands (RDL) will be managing this component of the CLGF.

In order to receive these funds, the Director General advises that the Shire of Yilgarn is required to submit a proposal on how it will expend the funds in accordance with the Guidelines. Proposals are due by **30 April 2010** in order for the funds to be released this financial year.

The Director General advises that professional support will be provided by RDL through an expert panel to assist country local governments to develop their forward capital works plans. *A forward capital works plan will be a pre-requisite for the Shire of Yilgarn to access its allocation from 65% of the total funds available from the CLGF in 2010-11.*

Regional Groups of Local Governments

The Director General advises that up to \$100,000 is being provided to each of the nine Regional Development Commissions (RDC's) to support regional groupings of country local governments (groups) to identify, scope and plan priority regional infrastructure projects.

Each RDC will be actively involved in facilitating the planning by groups to identify regional infrastructure projects that provide wider community benefits across local government areas.

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This process will provide an opportunity to broader stakeholder involvement at regional, state and federal level.

The Director advises that Council's RDC will be in contact to coordinate group planning activities to begin project identification and business case development. *Business cases for priority infrastructure projects will be a pre-requisite for regional groups of country local governments to access 35% of the total funding available from the CLGF in 2010-11.*

Voluntary Local Government Amalgamations

The Director General advises that this component is being administered by the Department of Local Government to support those local government groups which have formalised their position and wish to proceed to amalgamation by investing, for example, common operating systems and infrastructure.

Comment:

The two allocations of the 2009-10 CLGF funding that directly affect the Shire of Yilgarn at this present time are the *Local Government Direct Allocations* and the *Voluntary Local Government Amalgamation Allocation*.

The *Local Government Direct Allocation* of \$35,000 to enable country local governments to prepare Forward Capital Works Plans is welcomed however, the timing for submissions to receive the funding is somewhat rushed considering that the Financial Assistance Agreement with appropriate estimated costs needs to be submitted before true quotations can be obtained.

To expedite the process, the CEO contacted WALGA's Preferred Supplier listing of Consultants who could undertake the preparation of the Forward Capital Works Plans to seek indicative costs for the work. The proposed budget submitted in Schedule 4 of the Financial Assistance Agreement is based on these indicative costs.

In respect to the *Voluntary Local Government Amalgamation Allocation*, Council will be seeking funding from this allocation once it has bedded down its submission to the Minister for Local Government and Local Government Advisory Board on the amalgamation process for the Westonia and Yilgarn Shire Councils.

The *Regional Groups of Local Government Funding Allocation* will be considered by WEROC for priority regional infrastructure projects.

Statutory Environment

The Department of Regional Development Lands requires the Financial Assistance Agreement to be signed and sealed before releasing the \$35,000 allocation to Council.

Policy Implications

Nil

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Financial Implications

There are no direct costs to Council other than officer time in assisting the Consultants in the preparation of the Forward capital Works Plan.

Recommendation

That Council authorises the Shire President and CEO to sign and attach Council's Common Seal to the Financial Assistance Agreement to enable Council to obtain funding of \$35,000 under the Country Local Government Fund for the preparation of a Forward Capital Works Plan that is a pre-requisite for the 2010-11 Royalties for Regions funding component.

Voting Requirements

Simple Majority

86/2010

Moved Cr Kenward Seconded Cr J Della Bosca that Council authorises the Shire President and CEO to sign and attach Council's Common Seal to the Financial Assistance Agreement to enable Council to obtain funding of \$35,000 under the Country Local Government Fund for the preparation of a Forward Capital Works Plan that is a pre-requisite for the 2010-11 Royalties for Regions funding component.

CARRIED (7/0)

CAZALY RESOURCES - OLD MARVEL LOCH SCHOOL SITE

The CEO advised that together with the Manager for Works they had met with Mr Matt Timbrell, Senior Project Officer with Cazaly Resources to discuss the acquiring of the old marvel Loch School site from the Education Department of WA (EDWA). Mr Timbrell advised that surveyors had prepared a plan excising the Marvel Loch Oval from the remainder of the school site which was to be purchased by Cazaly Resources.

The CEO and Manager for Works considered that creating two lots, one for Cazaly to house the Single Persons accommodation and one for Council for the oval, was impractical and suggested to Cazaly that Council may be interested in relinquishing the oval to Cazaly on the proviso that they would maintain the oval for public use. Mr Timbrell indicated that Cazaly would have no objections to this proposal and would await Council's advice on this proposal.

87/2010

Moved Cr Pasini Seconded Cr Auld that Council has no objections to Cazaly Resources purchasing the whole of the old Marvel Loch School site from the Education Department on the proviso that the oval is maintained by Cazaly Resources for public use.

CARRIED (7/0)

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DEPUTY CHIEF EXECUTIVE OFFICERS REPORT

Submission to:	Ordinary Meeting of Council - Friday 16 th April 2010
Agenda Reference:	8.1
Subject:	Councillors' Notebook Computers
File Reference:	4119
Author:	Vivienne Murty - Deputy Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	9 th April 2010

Background

The Councillors' Toshiba Notebook computers were purchased through Perfect Computer Solutions (PCS) and received during January 2010, it was noticed that the Notebooks were running on Windows XP operating system and not Windows 7 as previously arranged through PCS.

After discussion with PCS regarding the operating system provided, they have advised us that it was a timing issue with the release of Windows 7 and when the Notebooks were purchased back in December 2009.

PCS have made enquiries with Toshiba who have available an introductory offer for purchases made in the past six months to upgrade the operating system to Windows 7 at a minimum cost of \$45 per notebook.

Statutory Environment

Nil

Policy Implications

None

Financial Implications

There are sufficient funds available in the 2009/2010 Budget for Computer Software to afford the operating system upgrade from Windows XP to Windows 7.

Strategic Implications

None

Voting Requirements

Simple majority required

Recommendation

That Council considers the Notebook software upgrade to Windows 7 operating system while the introductory offer is available from Toshiba.

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88/2010

Moved Cr J Della Bosca Seconded Cr W Della Bosca that Council purchases the Notebook software upgrade to Windows 7 operating system while the introductory offer is available from Toshiba and that Council Budgets for the installation of the upgrade in 2010/11.

CARRIED (7/0)

Submission to:	Ordinary Meeting of Council – Friday 16 th April 2010
Agenda Reference:	8.2
Subject:	Financial Reports
File Reference:	4144
Author:	Vivienne Murty – Deputy Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	9 th April 2010

Background

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

These reports, prepared to the 31st March 2010 are enclosed as follows:

- Statement of Financial Position
- Statement of Investments,
- Statement of Surplus,
- Monthly Statement of Financial Activity and;
- Rates Receipt Statement (prepared to 9th April 2010)

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.

Statutory Environment

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

Policy Implications

None

Financial Implications

None

Strategic Implications

None

Voting Requirements

Simple majority required

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Recommendation

That the Various Financial Reports for the period ending 31st March 2010, as presented, be received.

89/2010

Moved Cr Kenward Seconded Cr W Della Bosca that the Various Financial Reports for the period ending 31st March 2010, as presented, be received.

CARRIED (7/0)

Submission to:	Ordinary Meeting of Council – Friday 16 th April 2010
Agenda Reference:	8.3
Subject:	Accounts for Payment
File Reference:	4132
Author:	Vivienne Murty – Deputy Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	12 April 2010

Background

Municipal Fund – Cheque Numbers 34814 to 34939, totalling \$695,146.20, Municipal Fund – Cheque Numbers 936 to 938, totalling \$106,254.11 and Trust Fund – Cheque Numbers 5663 to 5668 (DoT Licensing), totalling \$83,627.95 are presented for endorsement as per the submitted list.

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.

Policy Implications / Delegation Register

Council has provided delegation to the Chief Executive Officer, Deputy Chief Executive Officer, Manager of Environmental Health and Building Services and/or Manager for Works to make payments from the Shire of Yilgarn Municipal, Trust or other Fund.

Financial Implications

Reduction to Bank Accounts balances.

Strategic Implications

Nil.

Voting Requirements

Simple majority.

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Recommendation

That Council endorse the accounts covered by Municipal Fund - Cheque Numbers 34814 to 347939 totalling \$695,146.20, Municipal Fund - Cheque Numbers 936 to 938, totalling \$106,254.11 and Trust Fund - Cheque Numbers 5663 to 5668 (DoT Licensing), totalling \$83,627.95 as per the submitted list.

90/2010

Moved Cr Kenward Seconded Cr Auld that Council endorse the accounts covered by Municipal Fund - Cheque Numbers 34814 to 347939 totalling \$695,146.20, Municipal Fund - Cheque Numbers 936 to 938, totalling \$106,254.11 and Trust Fund - Cheque Numbers 5663 to 5668 (DoT Licensing), totalling \$83,627.95 as per the submitted list.

CARRIED (7/0)

Council adjourned for afternoon tea at 4.32pm and resumed the meeting at 4.43pm with all Councillors and staff in attendance.

MANAGER OF WORKS REPORTS

Submission to:	Ordinary Meeting of Council - Friday 16th April 2010
Agenda Reference:	9.1
Subject:	Shire of Yilgarn Plant Replacement Program - 2010/2011 - 2019/2020
Location/Address:	N.A.
Name of Applicant:	N.A.
File reference:	12303
Author:	Robert Bosenberg - Manager of Works
Disclosure of Interest:	N.A.
Date of Report:	22nd March 2010

Background

A review of Councils Plant replacement is carried out on an annual basis, with the attached Plant Replacement Program being for a ten year period. The proposed Plant Replacement Program is expected to provide council with a Strategic Plant Replacement Program that will result in optimum return on both operating and change over costs of Councils Plant and Equipment.

In the past Council has used the following life cycles for the replacement of equipment and plant. This has resulted in Council achieving minimal costly down time and optimum trade prices of the respected plant items.

Graders/Loaders	8 years or 10,000 hours
Rollers	10 years or 12,000 hours
Prime Movers/Tip Trucks	8 years or 200,000km
Small Loader/Backhoe	12 years or 9,000 hours
Light Tip Trucks/Personal Carries	5 years or 150,000kms

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Landcruiser Utilities	3 years or 110,000kms
Executive Vehicles	1.5 - 2 years

In the 2010/2011 Plant Replacement Program it is proposed to replace councils current Volvo 710 Grader, 2 x Side Tipper Trailers, 2 x Dual Cab Personnel vehicles and one x Light Tip Truck. It is also proposed to purchase one x 18,000 litre water tank, one x Bitumen/Asphalt Plane attachment for the Skid Steer Loader and to replace one of councils aging car trailers.

Comments

The grader that is proposed to be replaced in the 2010/2011 plant replacement program is a Volvo 710 grader which was purchased by council in 2003 and has completed 8,500 machine hours. This grader is currently being utilised by council staff as one of council's maintenance graders servicing the gravel road network.

Included in the Plant Replacement Program is the replacement of councils two side tipping trailers. These trailers were purchased in 1998 and 2000 and are starting to show their age via fatigue cracking in the chassis and tip bodies.

The light tip truck that has been included in the Plant Replacement Program was purchased in 2005 and has travelled 110,000km. This vehicle is currently utilised by staff for bitumen maintenance, signage maintenance on council's road network.

The two personnel carriers were purchased 2005 and have travelled 130,000km and 160,000km between them. These vehicles are utilised by council staff for transports to and from council's road construction and road maintenance road works programs under taken by council through out the year.

Other items included in the Plant Replacement Program is for an additional 18,000 litre water tank to work in unison with council's current 18,000 litre water tank, a Bitumen/Asphalt Planer attachment for councils skid steer loader and the replacement of one of council's car trailers which is utilized by council staff for transporting of vehicles behind graders. It was built by council staff approximately twenty five years ago and is now showing its age through fatigue cracking of the chassis.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Ten Year Plant Replacement Programs will form the basis of Capital Plant Replacement Purchases in future Budgets. Initial indications show the Plant Replacement Programme for 2010/2011 will cost (net) \$752,000. This cost excludes Executive Vehicles which will be costed directly within the Budget.

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Strategic Implications

Ten-Year Plan will provide Council with a Strategic Plant Replacement Program that will result in optimum return on investment of Plant and Equipment.

Recommendation

That the Ten Year Plant Replacement Program for the period 1st July 2010 to 30th June 2020 as attached, be adopted.

Voting Requirements

Simple Majority

91/2010

Moved Cr Pasini Seconded Cr J Della Bosca that the Ten Year Plant Replacement Program for the period 1st July 2010 to 30th June 2020 be adopted.

CARRIED (7/0)

Submission to:	Ordinary Meeting of Council April 16 th 2010
Agenda Reference:	Works 9:2
Subject:	Driver Reviver Caravan
Location/Address:	N.A.
Name of Applicant:	N.A.
File reference:	12818
Author:	Robert Bosenberg - Manager of Works
Disclosure of Interest:	N.A.
Date of Report:	7th April 2010

Comment

A successful Driver Reviver campaign was once again run in Southern Cross over the 2010 Easter Period. The Driver Reviver campaign was run in conjunction with the Health Agencies of the Yilgarn (HAY committee), Road Wise committee and Shire of Yilgarn on Thursday 1st, Friday 2nd and Monday 5th April 2010. The Driver Reviver Van was manned for 22 hours over this period. It was hoped that the new Driver Reviver Van was going to be available to be put into operation over this period but unfortunately this did not eventuate.

The Driver Reviver caravan was once again located at the premises of Bernie's Mobile Mechanic Services. Mr. Bernie Dorazio, the proprietor of Bernie's Mobile Mechanic Services also made available at no cost, power to run the fridge/hot water urn and amenity rooms for travelers taking advantage of the Driver Reviver campaign.

The Marvel Loch Hotel also sponsored the Driver Reviver campaign by donating a large box of lollies of which were sorted into bags and handed out to occupants of vehicles utilizing the Driver Reviver Van.

The Health Agencies of the Yilgarn (HAY committee) through Mrs. Pat Dal Busco organized volunteers and rosters for the running of the Driver Reviver campaign.

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Nineteen members of the Yilgarn district generously gave up their valuable time to assist with the running of this campaign: Margaret Harrison, Olwen Beaton, Bev Guerini, Shirley Collins, Pauline and Nick Eiffler, Jane and Romolo Patroni, Pat Dal Busco, Carla Della Bosca, Bernie Dorazio, Onida Truran, Josie Pollard, Dave Jackson, Lisa Boso, Pauline and Albert Williams, Floss Giblett and Margaret Arnold.

Over the 22 hour period the Driver Reviver campaign was running, a total of 73 vehicles stopped with drivers and passengers taking advantage of refreshments and hospitality offered by volunteers manning the van and the amenity rooms made available by Mr. Bernie Dorazio.

Correspondence has been forwarded to Mr. Bernie Dorazio (Bernie's Mobile Mechanic Services) and Mrs. Pat Dal Busco (Health Agencies of the Yilgarn) and Ron King (Marvel Loch Hotel) thanking them for their much appreciated involvement in the Driver Reviver campaign both through the organizing of volunteers, donating of lollies and the use of amenity rooms and area for the set up of the Driver Reviver Van.

RECEIVED

Submission to:	Ordinary Meeting of Council April 16 th 2010
Agenda Reference:	Works 9:3
Subject:	Letter of Complaint Great Eastern Highway
Location/Address:	N.A.
Name of Applicant:	Julie Dodge-Peter Panizza
File reference:	12822
Author:	Robert Bosenberg - Manager for Works
Disclosure of Interest:	Nil
Date of Report:	7 th April 2010

Background

Correspondence has been received from Mrs. Julie Dodge and Mr. Peter Panizza expressing their concerns with the dangerous state of the Great Eastern Highway from Moorine Rock townsite through to where Nulla Nulla North Road intersects the Great Eastern Highway.

The concerns both parties have expressed in their correspondence relates to the recent bitumen resealing works carried out on the section of the Great Eastern Highway from Moorine Rock through to Nulla Nulla North Road intersection of which exacerbates the previously poor state of the bitumen surface, the drop off from the edge of the bitumen to the gravel shoulder and the width of the bitumen.

Comment

Mrs. Dodge and Mr. Panizza are seeking Council's support on this issue and in the interest and safety of the public utilizing this road have requested Council to write to

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Main Roads expressing concern on the poor and dangerous state of this section of the Great Eastern Highway.

Council over the past five years has forwarded several letters of complaints to Main Roads Western Australia in relation to the deteriorating condition on this of the Great Eastern highway.

At a recent meeting with Main Roads Representatives and Council Staff the poor state of the highway between Moorine Rock and Nulla Nulla was discussed. Council staff inquired as to why funding was being spent on resealing this section of road when major upgrading works was required to address the fast deteriorating road surface.

A definite answer was not forthcoming in relation to any major improvements works but comments were made about the recent bitumen resealing program just completed. It appears that the resealing program was carried to hold existing bitumen together until such time as major upgrades can be carried out.

Statutory Environment: Nil

Financial Implications: Nil

Recommendation

That the correspondence received from both Mrs. Julie Dodge and Mr. Peter Panizza be acknowledge by Council and Council in support of the correspondence received from both Mrs. Julie Dodge and Mr. Peter Panizza and in the interest and safety of the public utilizing the Great Eastern Highway writes to Main Roads Western Australia expressing concerns in relation to the fast deteriorating and unsafe condition of the Great Eastern Highway from Moorine Rock townsite through to Nulla Nulla North Road intersection.

Voting Requirements

Simple Majority

92/2010

Moved Cr W Della Bosca Seconded Cr Kenward that the correspondence received from both Mrs. Julie Dodge and Mr. Peter Panizza be acknowledge by Council and Council in support of the correspondence received from both Mrs. Julie Dodge and Mr. Peter Panizza and in the interest and safety of the public utilising the Great Eastern Highway writes to Main Roads Western Australia expressing concerns in relation to the fast deteriorating and unsafe condition of the Great Eastern Highway from Moorine Rock town site through to Nulla Nulla North Road intersection.

CARRIED (7/0)

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MANAGER OF ENVIRONMENTAL HEALTH AND BUILDING REPORTS

Submission to:	Ordinary Meeting of Council - Friday 16 th April, 2010
Agenda Reference:	10.1
Subject:	Planning Application - Home Occupation - Laundry & Ironing Service
Location/Address:	Lot 194 (H/No 76) Sirius Street, Southern Cross
Name of Applicant:	Mrs Kim Chrisp
File Reference:	10303
Author:	Manager Environmental Health & Building Services - W J Dallywater
Disclosure of Interest:	Not applicable
Date of Report:	7 th April, 2010

Background

Mrs Kim Chrisp has applied for planning permission to establish a Home Occupation business from her home at Lot 194 Sirius Street, Southern Cross. Mrs Chrisp established a cleaning business from her home in 2007 trading as Kim Chrisp Cleaning Services where Mrs Chrisp goes to other premises to carry out general cleaning duties in both residential and commercial/industrial premises. Mrs Chrisp has not previously applied for a Home Occupation for this cleaning service business, however she is now looking at expanding her business to include laundry and ironing services.

While the current cleaning business only requires office space within Mrs Chrisp's home, the proposed laundry and ironing service will require more space within her home. Mrs Chrisp intends to pick-up and drop-off the items for laundry and/or ironing services, only taking on the amount of work that can easily be handled using standard number of appliances within her home. See attached letter and location map.

Comment

Town Planning Issues

Under the Shire of Yilgarn Town Planning Scheme No 2 clause 3.2 Zoning Table - Table 1, a Home Occupation on land zoned "Residential" has an 'AA' symbol. This means that the use is not permitted unless the Council has granted planning approval. Attached is a copy of the definition of a home occupation listed in the Shire's Town Planning Scheme No 2 text. Mrs Chrisp's proposal appears to comply with this definition.

Health Issues

Mrs Chrisp is aware that with using her washing machine for the proposed laundry service that there is a potential for cross-contamination of clothing and that she will need to "clean" the washing machine between washing clothes from different people, or wash using a disinfecting product.

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Environmental Issues

The fact that Mrs Chrisp will be picking-up and dropping-off laundry and ironing means that there should be only a minimal increase in traffic coming to and leaving the property from what would normally be expected.

There will be an increase in wastewater discharge from the property due to the additional washing, but there should not be additional washing machines installed on the property to meet the expected demand. Overall there will be no additional wastewater going to Council Sewer Pond System. If Mrs Chrisp finds that the demand requires additional washing machines and/or personnel to carry out the work then she is aware that the business will no longer be covered as a home occupation and that she will need to relocate her business to a commercial premises.

There should be no other environmental impacts such as dust, fumes, un-pleasant odours, or significant rubbish/waste increase.

Statutory Environment

Shire of Yilgarn Town Planning Scheme No 2.

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Council grants planning approval to Mrs Kim Chrisp to establish as a Home Occupation a cleaning services business that includes laundering and ironing from her home on Lot 194 Sirius Street, Southern Cross.

Voting Requirements

Simple Majority.

93/2010

Moved Cr Pasini Seconded Cr Kenward that Council grants planning approval to Mrs Kim Chrisp to establish as a Home Occupation a cleaning services business that includes laundering and ironing from her home on Lot 194 Sirius Street, Southern Cross, and that Miss Dallywater writes to Mrs Chrisp wishing her every success in her business venture

CARRIED (7/0)

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SHIRE OF YILGARN
MINUTES - ORDINARY MEETING OF COUNCIL
FRIDAY, 16th April 2010

Submission to:	Ordinary Meeting of Council - Friday 16 th April, 2010
Agenda Reference:	10.2
Subject:	Proposed Freehold of Reserve Land
Location/Address:	Reserve 28329 Lot 493 Taurus Street, Southern Cross
Name of Applicant:	Department of Regional Development and Lands - Mr Kim Treloar
File Reference:	10313
Author:	Manager Environmental Health & Building Services - W J Dallywater
Disclosure of Interest:	Not applicable
Date of Report:	7 th April, 2010

Background

The Department of Regional Development and Lands (DRDL) has written to the Shire advising that the Department of Agriculture and Food has identified Reserve 28329 Lot 493 Taurus Street, Southern Cross as being surplus to its requirements and is proposing to sell the land via the Property Asset Clearing House. See attached letter with location map.

The DRDL is seeking Council's comments on the proposal.

Comment

Reserve 28329 Lot 493 Taurus Street has been designated for the purpose of "Housing" and is situated within the "Residential" area of town. Under the Shire of Yilgarn Town Planning Scheme No 2 Amendment No 1 the lot is zoned "Residential R30".

The letter from the DRDL advises that the owner of the land, the Department of Agriculture and Food, has no further need of the land and wishes to sell the land on the open market. In this case I recommend that Council has no objection to the land being sold for residential development.

Statutory Environment

Shire of Yilgarn Town Planning Scheme No 2.

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Council advise the Department of Regional Development and Lands that it has no objections to the Department of Agriculture and Food selling as freehold Reserve 28329 Lot 493 Taurus Street, Southern Cross.

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Voting Requirements

Simple Majority.

94/2010

Moved Cr Pasini Seconded Cr Kenward that Council advise the Department of Regional Development and Lands that it has no objections to the Department of Agriculture and Food selling as freehold Reserve 28329 Lot 493 Taurus Street, Southern Cross.

CARRIED (7/0)

Submission to:	Ordinary Meeting of Council - Friday 16 th April, 2010
Agenda Reference:	10.3
Subject:	Building Licenses Issued Between 11/2/10 and 8/4/10
File Reference:	13201
Author:	Manager Environmental Health & Building Services - W J Dallywater
Disclosure of Interest:	Not applicable
Date of Report:	8 th April, 2010

Background

For Council's information, below is a summary of the Building Licenses issued for the Shire of Yilgarn between 11/2/10 and 8/4/10.

Licence No	Owner	Address	Builder	Description of Building Work	Area m2
19/0910	Debra L Jones PO Box 1291 KARRATHA WA 6714	Lot (H/No 70) Sirius Street, SOUTHERN CROSS	Owner/Builder	New timber frame, Zincalume roof and timber deck floor Front Verandah, and a timber frame & Zincalume roof Back Patio attached to existing dwelling.	37.200
20/0910	Terry Treloar & Maureen Johnson 49 Spica Street SOUTHERN CROSS	Lot 514 (H/No 112) Altair Street, SOUTHERN CROSS	Terry Treloar 49 Spica Street SOUTEHRN CROSS	New steel frame & Zincalume sheet walls & roof with earth floor and open front side of shed.	36.000
21/0910	Mr Kevin J Collins 71 Spica St,	Lot 141 (H/No 71) Spica Street,	Manufacturer: Highline Ltd WELSHPOOL	New steel frame, Colorbond roof & walls, and	36.000

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	SOUTHERN CROSS	SOUTHERN CROSS	Builder: Fredo Pedrin Lot 705 Polaris Street, SOUTHERN CROSS	concrete floor Double Garage - freestanding.	
22/0910	Jason Guerini 60 Spica Street SOUTHERN CROSS	Lot 134 (H/No 60) Spica Street SOUTHERN CROSS	Manufacturer: Wide Span Sheds PO Box 1044, ROBINA DC QLD 4226	New steel frame, Colorbond walls & Zinalume roof, and concrete floor Shed.	54.000

No Demolition Licenses were issued during this same period.

Statutory Requirements

Compliance with the Building Regulations, Building Code of Australia as amended from time to time, and the Shire of Yilgarn Town Planning Scheme No 2.

Recommendation

For Council's information.

RECEIVED

Voting Requirements

Simple Majority

SKELETON WEED LOCAL ACTION GROUP SUPPORT/ADMINISTRATIVE OFFICER

Crs W Della Bosca and Auld advised that they had attended a meeting with DAFWA representatives, Mr D Atkins and Ms R Manning, where they discussed the outsourcing of Susan Welsh's position as the Skeleton Weed Support/ Administrative Officer to staff located in Lake Grace and Merredin.

Crs Della Bosca and Auld advised that funding would be made available to continue to engage Mrs Welsh however, further investigations were required to be undertaken to establish ongoing funding in the future. Cr Auld had distributed a proposed Position Description for the Support/ Administrative Officer.

95/2010

Moved Cr J Della Bosca and Seconded Cr Kenward that whilst council endorses the position description of the LAG Support/Administration Officer it authorises the CEO, Crs Auld and W Della Bosca to liaise with DAFWA and the State Skeleton Weed Committee regarding future funding for the position.

CARRIED (7/0)

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EMERGENCY SERVICES LEVY FUNDING

Cr W Della Bosca advised that at the recent Bush Fires Advisory Committee the CEO indicated that FESA had advised that the 2010/11 ESL funding was substantially less than what Council expended on Bush Fire Brigade purposes and that the CEO had submitted a counter-claim for additional funding. Cr Della Bosca indicated that Council's insurance costs on fire fighting appliances was the major cost not being reimbursed via the levy and that FESA should give further consideration to acknowledging these costs.

96/2010

Moved Cr W Della Bosca and Seconded Cr Kenward that Council writes to FESA requesting additional ESL funding and advise that the allocated funds previously received mainly cover insurance requirements and not ongoing maintenance costs of the fire fighting appliances.

CARRIED (7/0)

STATE BARRIER FENCE MAINTENANCE CONTRACT

Following on from the Shire President's comments regarding the outcomes of the recent Eastern Wheatbelt Declared Species Group meeting and discussions concerning the Agreement for additional funding for maintenance works to the State Barrier Fence, the Shire President indicated that to obtain the funding for the Group, Council should authorise him to sign the appropriate documentation.

97/2010

Moved Cr Patroni and Seconded Cr Kenward that Council sign the State Barrier Fence Maintenance contract provided by DAFWA, but declare that the contract was an overly cumbersome and unnecessary document.

CARRIED (7/0)

CLOSURE

There being no further business to discuss, the Shire President declared the meeting closed at 5.15 pm.

I, Peter Romolo Patroni confirm the afore Minutes of the Meeting held on Friday, 16th April 2010 are confirmed as a true and correct record of that meeting on Friday, 21st May 2010.

Cr Romolo Patroni
SHIRE PRESIDENT