

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

Minutes of the Ordinary Meeting of the Yilgarn Shire Council held in the Council Chambers, Antares Street, Southern Cross on Friday, 17th June, 2011.

PRESENT

Cr P R Patroni, Shire President
Crs G V Kenward, W A Della Bosca, D Auld, J Della Bosca, D J Pasini, O Truran

Council Officers: J Sowiak, Chief Executive Officer
 V Murty, Deputy Chief Executive Officer
 R J Bosenberg, Manager for Works
 A Cox, Acting Manager Environmental Health & Building
 K Hastie Director Westonia Operations

The meeting was declared open for business at 2.00pm.

PUBLIC QUESTION TIME

None

APOLOGIES AND LEAVE OF ABSENCE

None

DISCLOSURES OF INTEREST

None

CONFIRMATION OF PREVIOUS COUNCIL MINUTES

118/2011

Moved Cr W Della Bosca Seconded Cr Auld that the Minutes of the previous Meeting of Council held on Friday 20th May 2011, be confirmed as a true and correct record of that meeting.

Amendment:

***Item 10.2 - Development Assessment Panels – Request Local Government
Nominations***

Council has been recently advised that nominees to represent Council on the local Development Assessment Panel for Planning need to be elected members not council officers. Cr Patroni and Cr Truran have agreed to be representatives on the panel, in addition to Cr J Della Bosca and Cr Pasini.

CARRIED (7/0)

TOURISM ADVISORY COMMITTEE MEETING

119/2011

Moved Cr Kenward Seconded Cr Truran that the minutes of the Tourism Advisory Committee on the 13th June 2011 be received.

CARRIED (7/0)

WEROC COUNCIL MEETING

120/2011

Moved Cr Kenward Seconded Cr Truran that the minutes of the WEROC Council meeting held on 25th May and 8th June 2011 be received.

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

NATIONAL BROADBAND ROLLOUT
121/2011

Moved Cr Kenward Seconded Cr W Della Bosca that Council writes to Ms Louise Stokes, who is the Regional Broadband Coordinator for WA and “Broadband Today Alliance” and explain the importance of Southern Cross having access to optic fibre broadband services and request that Southern Cross be earmarked for these services in the National Broadband roll out. In addition, explain that Council is willing to assist with in-kind services e.g. accommodation, plant hire should optic fibre services be granted.

CARRIED (7/0)

GREAT EASTERN COUNTRY ZONE MEETING
122/2011

Moved Cr Auld Seconded Cr Kenward that the minutes of the Great Eastern Country Zone meeting held on 13th June 2011 be received.

CARRIED (7/0)

ANNOUNCEMENTS BY THE PRESIDING MEMBER AND COUNCILLORS:

The Shire President advised the following:-

- The Shire President advised that the CEO had received correspondence from Ms Wendy Newman the CEO of the Wheatbelt Development Commission explaining the reasons why the “Dog Fence” submission had not been sent, thus not considered for the last round of state funding. She acknowledged the lack of communication from the WDC in keeping Council up-to-date on the decisions and reason why the WDC did not submit the proposal in the funding round. She further advised that a redeveloped “Dog Fence” submission (with changes in costs) can be included in the next RDC Action Agenda Round that opened on the 6th June and closes on 22nd July. The SP requested that the CEO writes to Ms Newman expressing Council’s disappointment that the WDC did not forward the submission in the last round of state funding.
- That Mr Graham McDonald would be retiring in July and expressed that Council should write to him and wish him well on his retirement.
- That he had spoken to Mr Clive James from Cazaly Resources who advised that their rail application to the Kwinana port had been refused, although they still intend to progress with their drilling program this month.
- That Cr Graham Cooper from the Shire of Cunderdin will be going to the ALGA in Canberra and will move and address Council’s motion on the Doctor Issue in the Wheatbelt and in particular Southern Cross.
- The SP requested that the CEO write to Mr Tim Free expressing Council’s disappointment regarding his past empty promises for services and support at the Southern Cross District Hospital.
- SP expressed his concerns to Council relating to the current “Joint CEO” quasi position. He believes the roll of the Joint CEO will need to be addressed at the next Joint meeting and the role defined.

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

DISTRICT TOUR & BBQ - DROUGHT EFFECTED FARMS

The Shire President would like to invite Mr Dexter Davies, Chairman of the Dry Season Assistance Fund to Southern Cross and have a tour around the district to view local farms and the poor state of their crops, which might dispel his belief that the drought has broken in the Wheatbelt. He asks that the CEO organise a BBQ and invite residence along to have their say.

123/2011

Moved Cr J Della Bosca Seconded Cr Kenward that Council invites Mr Dexter Davies for a tour around the district and invites local residence to a BBQ to have their say on the condition of their crops.

CARRIED (7/0)

Cr Truran advised that she will be attending a Hospital Audit Committee meeting on the 22nd June and an Old DEHACC meeting in Northam with Cr J Della Bosca and Mr John Wesley on the 7th July.

Cr Auld advised that winter spraying for Skeleton Weed has commenced and the left over chemical from last year will be used up.

Cr J Della Bosca advised she will be attending a Southern Inland Health initiative meeting in Merredin, where the Hon Brendan Grylls will be present.

Cr Kenward advised that he will be attending a Western Woodlands meeting on Wednesday the 29th June. In addition, he has been advised that the Kalgoorlie Visitor Centre does not have any brochures on Southern Cross and that he will deliver these to the centre when he visits Kalgoorlie next week.

Cr W Della Bosca advised that he has spoken to a representative from DEC regarding burning off in the Yilgarn.

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

CHIEF EXECUTIVE OFFICER REPORT

Submission to:	Ordinary Meeting of Council – Friday, 17 June 2011
Agenda Reference:	7.1
Subject:	Annual Review of Delegations Register
File Reference:	2.3.3.6
Author:	Jeff Sowiak Chief Executive Officer
Disclosure of Interest:	Nil
Date of Report:	17 May 2011

Background:

Section 5.46(2) of the Local Government Act 1995 states the delegations made under the Act must be reviewed by the delegator at least once during the financial year.

Therefore, Council's Delegation's Register must be reviewed prior to 30 June 2011. As Council's Delegations Register includes delegations by both Council and the CEO, it is necessary that both delegators' undertake this review.

Comment

Councillors will recall that the Delegations were extensively reviewed as part of the documentation related to the merger and this revision of the delegations takes into account the new format that was suggested, bearing in mind that it relates to this Council.

The revised delegations attached will harmonise with the delegations proposed for the new Council post 1st July, 2012 and are recommended for adoption by this Council at this time. A copy of the Delegation Register is attached for Councillors information.

Statutory Environment

Section 5.46(2) of the *Local Government Act 1995*.

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Council in undertaking the annual review of its Delegations Register in accordance with Section 5.46(2) of the Local Government Act 1995, adopts the delegations of Council to the Chief Executive Officer for the ensuing 12 month period, June 2011 to June 2012.

Voting Requirements

Absolute Majority

124/2011

Moved Cr Pasini Seconded Cr W Della Bosca that Council in undertaking the annual review of its Delegations Register in accordance with Section 5.46(2) of the Local Government Act 1995, agrees to adopt the delegations of Council to the Chief Executive Officer for the ensuing 12 month period, June 2011 to June 2012.

CARRIED BY ABSOLUTE MAJORITY (7/0)

Delegations Register



Document Owner	Chief Executive Officer		
First Adopted:		First Review:	
Last Updated:	June 2010	Date for next Review:	June 2011

Shire of Yilgarn
Delegations Register

This document is the Delegations Register for the Shire of Yilgarn. This Register is a requirement of Section 5.46(1) of the Local Government Act 1995 which charges the Chief Executive Officer with the responsibility of keeping the Register. It sets down the functions that have been specifically delegated by either the Council or the Chief Executive Officer and the conditions applying to the exercise of the delegation.

Section 5.42 of the Local Government Act contains the power for the Council to delegate certain functions. There are limits on the things the Council can delegate. In the main these are powers and duties requiring an absolute majority or special majority vote of the Council, however there are also some other specific cases. The limits on the power of the Council to delegate to the Chief Executive Officer are found in Section 5.43 of the Local Government Act.

In turn, the Chief Executive Officer may delegate down through the organisation some of the functions delegated by the Council so that these are performed by specialist staff. The Chief Executive Officer may also delegate other specific Chief Executive Officer duties (as imposed by the Local Government Act) to specialist staff (eg: preparation of electoral roll).

Shire of Yilgarn
Standard Conditions
Relating to Delegations Register

Any person proposing to exercise a power under delegated authority shall comply with the following standard conditions of delegation:

Conditions relating to delegation –

1. Actual decisions relating to the matter delegated shall be made by the person nominated in the delegation. However it is understood that other staff may carry out administrative and technical work relating to those decisions.
2. Compliance with all relevant legislation, Council Policies, and the Chief Executive Officer's Management Policies/Procedures.
3. Adequate record is to be kept of the exercise of the delegation. Documents relating to the actual decisions made under delegations shall, as a minimum, record the following:
 - 3.1 Date the decision was exercised;
 - 3.2 Name of the Officer/Committee exercising the decision;
 - 3.3 Description of how the person exercised the power or discharged the duty, including where appropriate, any directions to staff to carry out work associated with the decision unless those directions are included in Policies, Management Procedures or the Delegation Register;
 - 3.4 Notation of the people or class of people directly affected by the decision (other than Council or Committee members or employees of the Shire)
4. Wherever possible the requirements of 3 above are to be incorporated into administrative documents such as memos, file notes, cheque vouchers, etc however the following pro forma (see next page) may be used for this purpose.

Shire of Yilgarn
Record of Exercise of Power of Delegation

Delegation #:

Function Delegated:

Date decision exercised: _____

Officer/Committee Exercising Power of Delegation: _____

Description of how delegation was exercised:

Person, or classes or persons (other than Councillors/Employees) directly affected by the exercise of the power:

Any directions to staff to carry out duties associated with decision, or further action required:

Signature (Officer/Committee Presiding Member)

Date

Shire of Yilgarn
Delegations from Council to Officers

TABLE OF CONTENTS

DELEGATION NO	SUBJECT	PAGE NO
1	Temporary Closure of Street	7
2	Development Proposals – Advertising	7
3	Applications of Operation of Road Trains	8
4	Building, Issue of Licenses	9
5	Works, Unlawful	10
6	Liquor, Sale from Council Property	10
7	Street Appeals	11
8	Demolition Licenses	11
9	Notices, Issue of Section 401	12
10	Building, Removal or Neglected and Dilapidated	12
11	Building, Dangerous	13
12	Rate Book	14
13	Discounted Hire of Council Facilities	15
14	Legal Advice	15
15	Burning, Prohibited Times (Variations)	16
16	Conferences – Seminars, Professional	16
17	Contract Variations	17
18	Insurance	17
19	Enforcement & Legal Proceedings	18
20	Treatment of Sewage & Disposal of Liquid Waste	18

Shire of Yilgarn

Delegations from Council to Officers

TABLE OF CONTENTS – cont'd

DELEGATION NO	SUBJECT	PAGE NO
21	Authorised Persons	19
22	Signing of Council's Bank Accounts	19
23	Write Off of Small Amounts	20
24	Investments	20
25	Donations	21
26	Donations of Plant and Equipment	21
27	Agreements for Payments of Debts to Council	21
28	Events on Roads	22
29	Impounding of Goods	22
30	Disposing of Confiscated or Uncollected Goods	22
31	Health Act Provisions	23
32	Legal Proceedings – Bush Fires Act	23
33	Legal Proceedings – Dog Act	23

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

1.	TEMPORARY CLOSURE OF STREET
Legislative Power:	
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	The Chief Executive Officer is authorised to approve the temporary closure of streets provided that an alternative route is available for traffic which might otherwise use the section of road to be temporarily closed, or the closure is of such duration that no great inconvenience would be suffered.
Adopted:	June 2009
Next Review Date:	June 2011

2.	DEVELOPMENT PROPOSALS – ADVERTISING
Legislative Power:	
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	<p>The Chief Executive Officer is delegated authority to advertise development application for public comment where the Scheme requires such advertising and when the CEO considers such applications should have public comment prior to consideration by Council. The Manager Environmental Health & Building Services is to make available from Council’s file information regarding the development application so as the public is in a position to make a proper assessment. The Chief Executive Officer is to report on the item, and submissions received, at the next appropriate committee meeting following closure of the advertising period.</p> <p><i>The Chief Executive Officer is exercising authority, under Section 5.44 of the Local Government Act 1995, has delegated this power/duty to the Manager Environmental Health and Building Services.</i></p>
Adopted:	June 2009
Next Review Date:	June 2011

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

3.	APPLICATIONS OF OPERATION OF ROAD TRAINS
Legislative Power:	
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	<p>The Chief Executive Officer has delegated authority to approve the use of local roads, deemed as suitable by the Manager of Works, for the operation of road trains as per Councils policy.</p> <p>Any roads, other than those approved by Main Roads in consultation with Council, which will be related to direct farm access will be dealt with on their merits, and will include conditions related to farm access and low usage.</p> <p><i>The Chief Executive Officer in exercising authority, under Section 5.44 of the Local Government Act, 1995, has delegated this power/duty to the Manager of Works.</i></p>
Adopted:	June 2009
Next Review Date:	June 2011

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

4.	BUILDING, ISSUE OF LICENSES
Legislative Power:	Local Govt (Miscellaneous Provisions) Act 1960
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	<p>That pursuant to Section 374(1b) of the Local Government (Miscellaneous Provisions) Act 1960, the Chief Executive Officer is delegated authority to approve or refuse to approve plans and specifications, but where a plan or specification is submitted conforms to:</p> <p>All Local Laws and regulations in force in the district or part of the district in respect of building matters, and the Council's pre-determined policy in respect building matters; and</p> <p>All Local Laws and schemes in force in the district of part of the district in respect of town and regional planning matters, and the Council's pre-determined policy in respect of town and regional planning matters.</p> <p>The Chief Executive Officer shall not refuse to approve that plan or those specifications without first obtaining the consent of Council.</p> <p>Furthermore, the issuing of a building license under Section 374(1b) of the Local Government (Miscellaneous Provisions) Act 1960 may be subject to such conditions as the Manager Environmental Health and Building Services considers necessary.</p> <p><i>The Chief Executive Officer in exercising authority, under Section 5.44 of the Local Government Act 1995, has delegated this power/duty to the Manager Environmental Health and Building Services.</i></p>
Adopted:	June 2009
Next Review Date:	June 2011

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

5.	WORKS, UNLAWFUL
Legislative Power:	Local Govt (Miscellaneous Provisions) Act 1960
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	<p>a) The Chief Executive Officer is delegated authority to issue stop work notices pursuant to Section 401a of the Local Government (Miscellaneous Provisions) Act 1960 where a breach of building requirements is considered by the Chief Executive Officer to be of a magnitude sufficient to warrant issue of a notice.</p> <p>b) The Chief Executive Officer is delegated authority to withdraw stop work notices pursuant to Section 401a of the Local Government (Miscellaneous Provisions) Act 1960 where a breach for which the notice has been issued is corrected to the satisfaction of the Chief Executive Officer.</p>
Adopted:	June 2009
Next Review Date:	June 2011

6.	LIQUOR, SALE FROM COUNCIL PROPERTY
Legislative Power:	Local Govt Act 1995 (Section 5.42)
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	<p>The Chief Executive Officer is delegated authority to approve applications for the sale of liquor from property under the care, control and management of the Council and to approve applications to consume liquor on property under the care, control and management of Council.</p> <p><i>The Chief Executive Officer, in exercising authority under Section 5.44 of the Local Government Act 1995, has delegated this power/duty to the Deputy Chief Executive Officer.</i></p>
Adopted:	June 2009
Next Review Date:	June 2011

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

7.	STREET APPEALS
Legislative Power:	Local Govt Act 1995 (Section 5.42)
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	<p>The Chief Executive Officer is delegated authority to determine all applications for street appeals. The Chief Executive Officer shall have regard to any Council Policy relating to street appeals.</p> <p><i>The Chief Executive Officer, in exercising authority under Section 5.44 of the Local Government Act 1995, has delegated this power/duty to the Deputy Chief Executive Officer.</i></p>
Adopted:	June 2009
Next Review Date:	June 2011

8.	DEMOLITION LICENSES
Legislative Power:	Local Govt (Miscellaneous Provisions) Act 1960
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	<p>The Chief Executive Officer is delegated authority to approve the issue of a demolition license (Section 274a) to take down a building or part of a building and such licence may be subject to such conditions as the Chief Executive Officer considers necessary for the safe and proper execution of the work.</p> <p><i>The Chief Executive Officer, in exercising authority under Section 5.44 of the Local Government Act 1995, has delegated this power/duty to the Manager Environmental Health and Building Services.</i></p>
Adopted:	June 2009
Next Review Date:	June 2011

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

9.	NOTICES, ISSUE OF SECTION 401
Legislative Power:	Local Govt (Miscellaneous Provisions) Act 1960
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	<p>The Chief Executive Officer is delegated authority to issue notices pursuant to Section 401 of the Local Government (Miscellaneous Provisions) Act 1960 where a breach of building requirements is considered by the Chief Executive Officer to be of a magnitude sufficient to warrant issue of a notice.</p> <p><i>The Chief Executive Officer, in exercising authority under Section 5.44 of the Local Government Act 1995, has delegated this power/duty to the Manager Environmental Health and Building Services.</i></p>
Adopted:	June 2009
Next Review Date:	June 2011

10.	BUILDING, REMOVAL OF NEGLECTED AND DILAPIDATED
Legislative Power:	Local Govt (Miscellaneous Provisions) Act 1960
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	<p>The Chief Executive Officer is delegated authority to serve upon the owners and occupiers of neglected and dilapidated buildings the written notices required by sections 408 and 409 of the Local Government (Miscellaneous Provisions) Act 1960.</p> <p><i>The Chief Executive Officer, in exercising authority under Section 5.44 of the Local Government Act 1995, has delegated this power/duty to the Manager Environmental Health and Building Services.</i></p>
Adopted:	June 2009
Next Review Date:	June 2011

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

11.	BUILDING, DANGEROUS
Legislative Power:	Local Govt (Miscellaneous Provisions) Act 1960
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	<p>The Chief Executive Officer is delegated the authority to carry out the following functions as provided in Section 403 of the Local Government (Miscellaneous Provisions) Act 1960:</p> <ul style="list-style-type: none"> • Issue a certificate which states that the subject building is in a dangerous state. • Shore up or otherwise secure the building, as well as providing a hoarding fence around the building to protect the public from danger. • Serve written notice upon the owner or the occupier of the building requiring that the building be taken down, secured or repaired. <p><i>The Chief Executive Officer, in exercising authority under Section 5.44 of the Local Government Act 1995, has delegated this power/duty to the Manager Environmental Health and Building Services.</i></p>
Adopted:	June 2009
Next Review Date:	June 2011

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

12.	RATE BOOK
Legislative Power:	Local Govt Act 1995 (Section 5.42)
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	<p>The Chief Executive Officer is hereby delegated the performances of the following functions of Council:</p> <ol style="list-style-type: none"> 1. The discharge of the obligations specified in Section 6.39(1) of the Local Government Act 1995. 2. The service of Notices of Valuation and Rates referred to Section 6.41(1) of the Local Government Act 1995. 3. The time allowed for the payment of the rate before it becomes in arrears, Section 6.50(2) of the Local Government Act 1995. 4. The powers conferred in Section 6.40 of the Local Government Act 1995. 5. The exercise of discretion in regard to granting of any extension of time for service of objections to the Rate Book, Section 6.76(4) of the Local Government Act 1995. 6. The recovery of rates by complaint or action pursuant to the provisions of Section 6.56(1) of the Local Government Act 1995. 7. Entering into an agreement in accordance with Section 6.49 of the Local Government Act 1995. 8. Requiring a lessee to pay rent to the Council in satisfaction of rates or service charges due and payable in accordance with Section 6.60(2) of the Local Government Act 1995. <p><i>The Chief Executive Officer, in exercising authority under Section 5.44 of the Local Government Act 1995, has delegated this power/duty to the Deputy Chief Executive Officer.</i></p>
Adopted:	June 2009
Next Review Date:	June 2011

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

13.	DISCOUNTED HIRE OF COUNCIL FACILITIES
Legislative Power:	Local Govt Act 1995 (Section 5.42)
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	<p>The Chief Executive Officer is delegated authority to determine any application from any individual or group for discounted hire of any Council facility except those facilities that have been leased, licensed or otherwise placed under the management of another person or body.</p> <p>In exercising this authority the Chief Executive Officer is to take into consideration Council Policy and the prospects at recovering debt.</p> <p><i>The Chief Executive Officer, in exercising authority under Section 5.44 of the Local Government Act 1995, has delegated this power/duty to the Deputy Chief Executive Officer.</i></p>
Adopted:	June 2009
Next Review Date:	June 2011
14.	LEGAL ADVICE
Legislative Power:	Local Govt Act 1995 (Section 5.42)
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	Subject to provision being made in the Budget for legal expenses, the Chief Executive Officer is delegated authority to obtain from an appropriate Solicitor, such legal advice, assistance and opinion as the Chief Executive Officer deems necessary in the exercise of the management of Local Government.
Adopted:	June 2009
Next Review Date:	June 2011

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

15.	BURNING, PROHIBITED TIMES (VARIATIONS)
Legislative Power:	Bush Fires Act 1954 (Section 17)
Delegates:	SHIRE PRESIDENT CHIEF BUSH FIRE CONTROL OFFICER
Function:	That pursuant to Section 17(10) of the Bush Fires Act 1954, the Shire President and the Chief Bush Fire Control Officer are delegated jointly the Council's powers and duties under Section 17(7) and 17(8) of the Bush Fires Act in respect to varying the prohibited burning times, provided that the Officer in Charge of the Department of Conservation and Land Management (CALM) is consulted before the authority under this delegation is exercised.
Adopted:	June 2009
Next Review Date:	June 2011

16.	CONFERENCES – SEMINARS, PROFESSIONAL
Legislative Power:	Local Govt Act 1995 (Section 5.42)
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	The Chief Executive Officer is delegated authority to approve the attendance by staff at conferences and seminars where attendance will enhance the professional development of the officer, provide benefits to the Council and is relevant to the duties and responsibilities of the officer.
Adopted:	June 2009
Next Review Date:	June 2011

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

17.	CONTRACT VARIATIONS
Legislative Power:	Local Govt Act 1995 (Section 5.42)
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	The Chief Executive Officer is delegated authority to approve minor variations to contracts entered into by Council, subject to the funds required to meet the cost of the variations being contained within the amount set aside in the budget adopted by Council.
Adopted:	June 2009
Next Review Date:	June 2011

18.	INSURANCE
Legislative Power:	Local Govt Act 1995 (Section 5.42)
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	The Chief Executive Officer is delegated authority to enter into appropriate contract of insurance. <i>The Chief Executive Officer, in exercising authority under Section 5.44 of the Local Government Act 1995, has delegated this power/duty to the Deputy Chief Executive Officer.</i>
Adopted:	June 2009
Next Review Date:	June 2011

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

19.	ENFORCEMENT & LEGAL PROCEEDINGS
Legislative Power:	Local Govt Act 1995 (Section 5.42)
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	The Chief Executive Officer is delegated authority to appoint persons to initiate prosecutions on behalf of Council under the Local Government Act 1995 and Council's Local Laws. Further, the Chief Executive Officer is delegated authority to appoint persons or classes of persons to be authorised for the purposes of performing particular functions as specified by the Chief Executive Officer. The appointments being those referred to in Section 9.10 of the Local Government Act 1995.
Adopted:	June 2009
Next Review Date:	June 2011

20.	TREATMENT OF SEWAGE & DISPOSAL OF LIQUID WASTE
Legislative Power:	Health Act 1911 (Section 26)
Delegate:	MANAGER ENVIRONMENTAL HEALTH & BUILDING
Function:	Pursuant to the provisions of Section 26 of the Health Act 1911 the Manager Environmental Health and Building Services is hereby appointed and authorised to exercise and discharge powers and functions conferred on local government for the purpose of Regulations 4 of the Health (Treatment of Sewage & Disposal of Liquid Waste) Regulations 1974.
Adopted:	June 2009
Next Review Date:	June 2011

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

21.	AUTHORISED PERSON
Legislative Power:	Caravan Parks & Camping Regulations 1997
Delegates:	MANAGER ENVIRONMENTAL HEALTH & BUILDING CHIEF EXECUTIVE OFFICER
Function:	<p>Council appoints the Manager Environmental Health and Building Services under Section 17(1)(b) of the Caravan Parks & Camping Grounds Act 1995 to be an authorised person for the purpose of the Act.</p> <p>Council appoints the Manager Environmental Health and Building Services to issue infringement notices and appoints the Chief Executive Officer to withdraw notices under Section 23(1) of the new Caravan Parks and Camping Grounds Act 1995.</p>
Adopted:	June 2009
Next Review Date:	June 2011

22.	SIGNING OF COUNCIL'S BANK ACCOUNTS
Legislative Power:	Local Govt Act 1995 (Section 5.42 & 5.44) Local Govt (Financial Management) Regulation 12 & 13
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	<p>That Council delegate authority to the Chief Executive Officer under Sections 5.42 & 5.44 of the Local Government Act 1995 the authority to make payments from the Shire Municipal, Trust or Reserve Accounts under Regulation 12 and that conditions under Regulation 13 of the Local Government (Financial Management) Regulations 1996 be adhered to.</p> <p><i>The Chief Executive Officer, in exercising authority under Section 5.44 of the Local Government Act 1995, has delegated this power/duty to the Deputy Chief Executive Officer, Manager Environmental Health & Building Services and/or Manager of Works.</i></p>
Adopted:	June 2009
Next Review Date:	June 2011

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

23.	WRITE OFF OF SMALL ACCOUNTS
Legislative Power:	Local Govt Act 1995 (Section 6.12)
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	That Council delegate authority to the Chief Executive Officer under Sections 6.12 of the Local Government Act 1995 to write off outstanding amounts up to the value of \$100.00. <i>The Chief Executive Officer, in exercising authority under Section 5.44 of the Local Government Act 1995, has delegated this power/duty to the Deputy Chief Executive Officer.</i>
Adopted:	June 2009
Next Review Date:	June 2011

24.	INVESTMENTS
Legislative Power:	Local Govt Act 1995 (Section 6.14)
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	That Council delegate authority to the Chief Executive Officer to invest funds on behalf of the Council in accordance with Council's Investment Policy.
Adopted:	June 2011
Next Review Date:	June 2011

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

25.	DONATIONS
Legislative Power:	
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	That Council delegate authority to the Chief Executive Officer to grant requests for donations from Sporting and Community Groups/Organisations, towards community based activities, up to an amount of \$100 per donation subject to the relevant budget allocation.
Adopted:	June 2011
Next Review Date:	June 2011

26.	DONATIONS OF PLANT AND EQUIPMENT
Legislative Power:	
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	That Council delegate authority to the Chief Executive Officer to authorise the use of Councils plant and equipment, at no charge, for community based projects subject to Council Policy.
Adopted:	June 2011
Next Review Date:	June 2011

27.	AGREEMENTS FOR PAYMENTS OF DEBTS TO COUNCIL
Legislative Power:	Local Govt Act 1995 (Section 6.49)
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	That Council delegate authority to the Chief Executive Officer to make agreements with debtors for the payment of debts to Council, including rates and other debts.
Adopted:	June 2011
Next Review Date:	June 2011

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

28.	EVENTS ON ROADS
Legislative Power:	Road Traffic Regulations 1991 (Events on Roads(
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	That Council delegate authority to the Chief Executive officer to determine applications for the temporary closure of roads for the purpose of conducting events.
Adopted:	June 2011
Next Review Date:	June 2011

29.	IMPOUNDING OF GOODS
Legislative Power:	Local Govt Act 1995 (Section 3.39)
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	That Council delegate authority to the Chief Executive Officer to authorise any employee to remove and impound any goods that are involved in a contravention that can lead to impounding.
Adopted:	June 2011
Next Review Date:	June 2011

30.	DISPOSING OF CONFISCATED OR UNCOLLECTED GOODS
Legislative Power:	Local Govt Act 1995 (Section 3.47)
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	That Council delegate authority to the Chief Executive Officer to dispose of any goods that have been impounded.
Adopted:	June 2011
Next Review Date:	June 2011

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

31.	HEALTH ACT PROVISIONS
Legislative Power:	Health Act 1911 (Section 26)
Delegate:	CHIEF EXECUTIVE OFFICER MANAGER ENVIRONMENTAL HEALTH & BUILDING
Function:	That Council appoint the Chief Executive Officer and the Manager Environmental Health and Building Services as its deputies and in that capacity to exercise and discharge all or any of the powers and functions of the local government under the Health Act 1911.
Adopted:	June 2011
Next Review Date:	June 2011

32.	LEGAL PROCEEDINGS – BUSH FIRES ACT
Legislative Power:	Bush Fires Act 1954 (Section 59)
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	That Council delegate authority to the Chief Executive Officer to initiate legal proceedings under the Bush Fires Act 1954.
Adopted:	June 2011
Next Review Date:	June 2011

33.	LEGAL PROCEEDINGS – DOG ACT
Legislative Power:	Dog Act 1976 (Section 44)
Delegate:	CHIEF EXECUTIVE OFFICER
Function:	That Council delegate authority to the Chief Executive Officer to initiate legal proceedings under the Dog Act 1976.
Adopted:	June 2011
Next Review Date:	June 2011

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

Submission to:	Ordinary Meeting of Council – Friday, 17 June 2011
Agenda Reference:	7.2
Subject:	2011 Local Government Elections
File Reference:	2.2.1.3
Author:	Jeff Sowiak - Chief Executive Officer
Disclosure of Interest:	Nil
Date of Report:	15 th June 2011

Background

The 2011 Local Government Elections are scheduled for **Saturday, 15th October 2011** and planning will shortly commence including the statutory obligations associated with advertising for the Election.

This year the following Councillor positions become vacant with the positions available being for the period from October 2011 to June 2012 , the date of the merger with Westonia Shire;

Cr G.V (Gary) Kenward
Cr D.J (David) Pasini
Cr O.T (Onida) Truran

The following timetable is provided for Councillors information:-

August 6 – 20	State wide public notice of the time, date and close of enrolments
August 24 – Sept 1	Advertising begins for nominations
August 26	Close of Roll
September 1	Nominations Open
September 8	Nominations Close
September 9	Preparation of Owners and Occupiers Roll
October 15	Election Day

Comment

As in previous elections the CEO will arrange for an information evening to be conducted on the “Roles and Responsibilities of being a Councillor” with this evening to be held on **Monday 29th August 2011**. Advertising will start in early August and will include notifying the community of this impending information evening.

Council has the option of appointing the Electoral Commissioner to conduct the election, but has not done so since 2001. the electoral commissioner has advised that he would charge \$9,000 to conduct the election if required. I believe that this is a function that can be handled in-house with casual/temporary staff as required. Therefore, unless Council decides otherwise the CEO is the returning officer and will conduct the election as has been done in the past.

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

As the CEO of both the Shire of Yilgarn and Westonia, the CEO will be the Returning officer for both elections and therefore it will be necessary for there to be a Deputy Returning Officer in both Council's to act for the Returning Officer when the Returning officer is not present.

The appointment of Deputy Returning officers is a function of the Returning Officer.

Statutory Environment

Part 4 of the *Local Government Act 1995*, and the *Local Government (Elections) Regulations 1997*

Policy Implications

Nil

Financial Implications

Nil

<p>Recommendation</p>

<p>That Council note the report and timeline for the conduct of the 2011 Local Government Elections.</p>

Voting Requirements

Simple Majority

125/2011

Moved Cr Auld Seconded Cr Kenward that Council note the report and timeline for the conduct of the 2011 Local Government Elections.

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

Submission to:	Ordinary Meeting of Council – Friday, 17 June 2011
Agenda Reference:	7.3
Subject:	WEROC REGIONAL GROUP
File Reference:	1.6.25.2
Author:	Kim Hastie – Director Westonia Operations
Disclosure of Interest:	Nil
Date of Report:	10 th June 2011

Background

The WE-ROC Council has recently been considering the formation of a Regional Collaborative Group of the WE-ROC members.

This has resulted from the restructuring initiatives instigated by the State Government, resulting in the merger of two members and the imminent withdrawal from WE-ROC by the Shire of Tammin.

A summary of the events to date is shown in item 6.6 of the WE-ROC Executive minutes shown in the Bulletin circulated with this agenda.

Comment

The recommendation to the WE-ROC Executive was that the Shires of Bruce Rock, Merredin and Kellerberrin form a RCG. It was explained at the Executive meeting that the Shires of Westonia and Yilgarn are currently structured as a Regional Transition Group heading toward a merger.

The RTG structure entitles Westonia and Yilgarn to certain regional financial advantages resulting from the recognition of the RTG however following the merger of the two Shires they will lose their “regional” status and corresponding financial advantage. Thus the two Shires may be interested in being part of the proposed RCG. Hence the resulting motion as shown in the minute in the Bulletin.

While Westonia and Yilgarn are recognised as a RTG it is of no advantage for either to become a member of a RCG.

However, following the merging of the two Shires to form one entity it may well be appropriate for the new single entity to be a member of a RCG as the Shire of Westonia/Yilgarn would otherwise not be a member of any regional group and thus not qualify for future regionally based funding programs.

Accordingly it may be appropriate to signal intent to become a member of the proposed RCG following the merger with the Shire of Westonia. The final decision in this regard will be made by the new Council of the Shire of Westonia/Yilgarn be it at the Commissioner/s phase or eventual elected Councillors phase.

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

Statutory Environment

Nil

Policy Implications

Nil

Strategic Implications

For future regionally based funding it is imperative that any Shire be a member of a regional grouping.

Financial Implications

Nil at the present however there could be future negative impacts if the Shire of Westonia/Yilgarn is not a member of a regional grouping.

Recommendation:

That Council:-

1. advise the WE-ROC Council of its desire to become a member of the proposed RCG subject however to the Council of the new Shire of Westonia/Yilgarn confirming the matter; and
2. seek from the WE-ROC that an invitation to join any RCG formed prior to the merger of the Shires of Westonia and Yilgarn will be held open until the Council of the new Shire has had the opportunity to consider the matter.

Voting Requirement

Simple Majority

AMENDMENT TO MOTION

Council noted the intention of the Shires of Merredin, Bruce Rock and Kellerberrin to form a Regional Collaborative Group and wants to ensure that the new Shire of Westonia Yilgarn can work in collaboration with WEROC on regional priorities.

126/2011

Moved Cr Auld Seconded Cr Kenward that Council advises WEROC that it notes the intention of the Shires of Merredin, Bruce Rock and Kellerberrin to form a Regional Collaborative Group and that it wishes to ensure that the new Shire of Westonia Yilgarn can work in collaboration with WEROC on regional priorities.

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

Submission to:	Ordinary Meeting of Council – Friday, 17 June 2011
Agenda Reference:	7.4
Subject:	REGIONAL WASTE RECYCLING CENTRE
File Reference:	1.6.25.2
Author:	Kim Hastie – Director Westonia Operations
Disclosure of Interest:	Nil
Date of Report:	16 January 2015

Background

At the recent WE-ROC Executive meeting the matter of a materials recovery facility in Merredin was raised.

The Shire of Merredin is proposing to fund a consultant to arrange an application for a materials recovery facility to be established in Merredin.

The Shire of Merredin is seeking regional support for the application as it will enhance the success opportunity. The support sought is for the concept, not a financial contribution.

Further information on this matter is shown in the Bulletin

Comment

Refuse management on a regional basis is a recognised priority in the WE-ROC region however has to this point not progressed due to lack of funding. Support for Merredin's application is considered appropriate as the reasonable expectation is that in the not too distant future small refuse sites will be "legislated out of existence" and refuse management will need to be dealt with on a regional basis.

Statutory Environment

Nil

Policy Implications

Nil

Strategic Implications

Nil

Financial Implications

Nil

Recommendation:

That Council advise the WE-ROC Council of its support for the proposal by the Shire of Merredin to seek funding for the establishment of a materials recovery facility in Merredin.

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

Voting Requirement

Simple Majority

127/2011

Moved Cr Auld Seconded Cr Pasini that Council advises WE-ROC Council of its support for the proposal by the Shire of Merredin to seek funding for the establishment of a materials recovery facility in Merredin.

CARRIED (7/0)

Submission to:	Ordinary Meeting of Council – Friday, 17 June 2011
Agenda Reference:	7.5
Subject:	INTERIM AUDIT REPORT
File Reference:	8.2.3.1
Author:	Jeff Sowiak – Chief Executive Officer
Disclosure of Interest:	Nil
Date of Report:	10 th June 2011

Background

The auditors have completed their interim audit visit during May and have submitted a management letter for Council consideration.

Comment

The Management letter refers to 3 matters requiring attention to improve internal controls and accounting procedures. A copy of the audit letter is included with the agenda.

Register of Financial Interests;

The auditor has reviewed the register and has asked Councillors and staff to insert the correct date for the period under review and use the term n/a where no answer is required. Staff and Councillors are asked to comply with the auditors request when completing this years returns.

Payroll Master File Maintenance:

The auditor has asked that changes to master file details are completely reviewed and authorised by a person other then the Senior Finance Officer responsible for entering the changes. The DCEO has advised that the changes proposed have been implemented.

FBT return:

As at date of audit this was not completed . It has since been completed and submitted. No further action is required.

In summary the matters raised have been attended to and there are no issues outstanding.

Statutory Environment

The auditor is required to undertake a review of financial systems in accordance with the provisions of Part 7 Division 3 of the Local Government Act.

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

Policy Implications

Nil

Strategic Implications

Nil

Financial Implications

Nil

Recommendation:

That Council receive the interim audit report submitted by Haines Norton and note that the recommendations contained therein have been actioned by Council staff.

Voting Requirement

Absolute Majority

128/2011

Moved Cr Truran Seconded Cr Pasini that Council receives the interim audit report submitted by Haines Norton and note that the recommendations contained therein have been actioned by Council staff.

CARRIED BY ABSOLUTE MAJORITY (7/0)

Submission to:	Ordinary Meeting of Council – Friday, 17 June 2011
Agenda Reference:	7.6
Subject:	OCCUPATIONAL HEALTH SAFETY REPORT
File Reference:	1.1.5.1
Author:	Jeff Sowiak – Chief Executive Officer
Disclosure of Interest:	Nil
Date of Report:	10 th June 2011

Background

The Regional Risk coordinator has completed a report on the current status in terms of implementing a safe working environment.

Comment

The Management letter highlights a number of achievements in relation to workplace injury and/or prevention thereof and systems and procedures that have been implemented to reduce the risk of such injuries.

Overall the report is pleasing with Council on average having less lost time injury, reported claims, hours lost and incidents than the regional average.

The Risk Co-ordinator has indicated that he is pleased with the way in which regular meetings are being held to discuss issues before potential injuries could occur and to address any problems in safety of the workplace.

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

As with all matters, more work can be done and he has suggested skilling up Managers and supervisors to achieve compliance with AS4801 Standard for the provision for auditable safety procedures. The object of this AS4801 Standard is to set an auditable criteria for our occupational health and safety management system.

This requirement will progressively be incorporated in Council's normal operations.

Statutory Environment

The CEO is required to ensure that employees are provided with safe and healthy working conditions in accordance with the occupational health and safety act 1984. (5.41 LGA)

Policy Implications

Nil

Strategic Implications

Nil

Financial Implications

Nil

Recommendation:

That Council receive the O H & S report submitted by the Regional Risk Coordinator and commend the staff on the work that has been done to date on implementing and documenting safe work systems and procedures.

Voting Requirement

Simple Majority.

129/2011

Moved Cr Truran Seconded Cr J Della Bosca that Council receives the O H & S report submitted by the Regional Risk Coordinator and commends the staff on the work that has been done to date on implementing and documenting safe work systems and procedures.

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

Submission to:	Ordinary Meeting of Council – Friday, 17 th June 2011
Agenda Reference:	7.7
Subject:	SPORTS PRECINCT
File Reference:	1.3.8.14
Author:	Jeff Sowiak - Chief Executive Officer
Disclosure of Interest:	Nil.
Date of Report:	Friday, 16 January 2015 10 th June 2011

Background

This report outlines the progress to date in relation to the contract with Midland Constructions and Berry Bowling Systems for the construction of the Southern Cross Bowling and Tennis Clubhouse and Bowling Green.

Comment:

A meeting with the builders was held on Tuesday 8th June to discuss the plans, inspect the site and to coordinate activities between both Midcon and Berry Bowling systems.

In attendance was :

Georg Putland Project Manager and Adrian Fratell Architects both representing Midcon, Alan Berry, Ian Berry and Andy Marney from Berry Bowling systems, Maureen Beaton, Cheryl Auld and Olwin Beaton representing the Bowls/Tennis Club , Joerg Sanderson :Councils consultant architect, Cr Romolo Patroni , Robert Bosenberg and Jeff Sowiak.

The meeting inspected the site and discussed building levels, location and connection of services for water sewer, power and road works as well as internal layout of the building including kitchen, bar, cupboards, doorways stove, sink and fittings within the building.

The building project is well advanced in terms of the design stage and the only significant variations to the plan are the deletion of a raised roadway across Spica street due to drainage issues, replacement of asphalt with prime seal in car parks and roadways, variations to the walkway ramp to meet site levels and if possible eliminate steps. There were also a number of minor cosmetic changes to internal layout and fit out as suggested by the committee.

Some time was spent with the two architects trying to incorporate other design changes to glass and the roof line to ensure that the building complies with the current green energy ratings. There are some minor design changes which may result from this, one being the possible reversal of the upper roof feature and windows from facing South to facing North.

Air-conditioning initially appeared to be well over the budgeted allowance however after discussion, it was agreed that what had been quoted was not as had been specified and this was to be reviewed.

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

It is anticipated that a development application will be received in the next week or so and that by meeting date a revised schematic plan would be available for Council to review.

I have requested a full costing of variations and PC items as the building progresses so that Council can be advised of changes to the final contract price.

In terms of the grant allocation, I am confident that Council will be able to acquit the 2008/2009 CLGF grant prior to 30th June as is required.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

The allocation for this item is included in the current and future Budget.

Recommendation

That Council note the report concerning the progress with the sports precinct development.

Voting Requirement

Simple Majority.

130/2011

Moved Cr Kenward Seconded Cr J Della Bosca that Council notes the report concerning the progress with the sports precinct development.

CARRIED (7/0)

WATER CONNECTION TO SPORTING DEVELOPMENT

Discussion

The CEO advised council that a firm quote had been received from the Water Corporation for the connection of water services to the new clubhouse and bowling greens to the value of \$42,007.60.

The Shire President requested that the CEO write to Dr Graham Jacobs the Minister for Water and request that the costs to Council to have services connected be reviewed and reduced.

131/2011

Moved Cr W Della Bosca Seconded Cr Truran that Council writes to Dr Graham Jacobs the Minister for Water and request that the costs to Council to have water services connected to the new Sporting development be reviewed and reduced.

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

Submission to:	Ordinary Meeting of Council – Friday, 17 th June 2011,
Agenda Reference:	7.8
Subject:	Merger Update
File Reference:	2.5.2.3
Author:	Jeff Sowiak – Chief Executive Officer
Disclosure of Interest:	Nil
Date of Report:	10 May 2011

Background:

This report is to provide Council and members of the community with an overview of the current status of the merger discussions with the Shire of Westonia and the activities that have been undertaken to date.

Comment:

On Thursday 9th June the WYRC met with the consultant to discuss the preparation of the business plan and the CEO will provide an update on how that aspect of the merger is progressing.

Councillors are aware that the Project Officer is working reduced hours while Morrison Low complete the Regional Business Plan in the lead up to the visit by the Local Government Advisory Board at the end of August. Work undertaken by the Project Office includes.

Telecommunications and IT:

Negotiations and dialogue with service providers continues to resolve several issues regarding interconnectivity of systems between Westonia and Southern Cross. Quotations have been received from preferred providers and Anatil is assisting with solutions to on-going management and service arrangements for the new system. Catalpa Resources has indicated its willingness to cooperate in providing support for the Westonia office to have access to the fibre optic cable in Westonia, while we already know that the cable is available in Southern Cross. Further negotiation and/or alternative solutions will be required to achieve a realistic cost for use of the optic fibre currently being mooted by Telstra.

Integrated Strategic Planning:

Following the completion of the Regional Business Plan, the final step in the forward planning requirements of the Department for Local Government is the undertaking of the Integrated model which includes the Asset Management Plan. A consultant has been appointed to carry out valuations on all assets across both Shires and which has direct relevance to the respective Asset Registers. The Project officer is currently drafting a formal EOI document, which reflects DLG requirements, and which will be circulated to approved consultants when the CEO has approved the document. The main objectives of this step are to ensure that the final report meets the Statutory requirements of the DLG guidelines for strategic planning, and, that the documentation can be used by Councils as a working document into the long term future.

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

Meeting with Consultant;

The WYRC met with the consultant Alison Dieziel on Thursday 9th June and issues raised included the need to change the agreed dates for the public meetings to discuss the Draft Business Plan in both Westonia and Southern Cross. The proposal is that a public meeting be held in Southern Cross on Wednesday 6th July at 7.00pm and in Westonia on Thursday 7th July at 7.00pm.

Statutory Environment:

Local Government Act 1995 and guidelines published by the Department for Local Government.

Policy Implications:

Nil

Financial Implications:

Funding for the Merger has been provided by the Department of Local Government.

Recommendation:

That the report be received and that Council endorses the change of dates and times for the conduct of public meetings to discuss the Draft Business Plan.

Voting Requirements

Simple Majority

132/2011

Moved Cr Auld Seconded Cr Kenward that the report be received and that Council endorses the change of dates and times for the conduct of public meetings to discuss the Draft Business Plan.

CARRIED (7/0)

SHIRE OF WESTONIA'S PREFERRED POSITION ON REPRESENTATION & RATES

Discussion

The Shire President advised that the Shire of Westonia have a proposal that they will be presenting to the WYRC on the 27th June 2011 relating to their preferred position in regards to Representation and Rates, shown below:

Representation –

1. That existing Shire boundaries remain as the Ward boundaries for the new Shire;
2. That there be three elected members representing the “Westonia Ward” and four elected members representing the “Yilgarn Ward”;
3. That this representation model be for a period of eight years following the election of the inaugural Council of the Shire of Westonia-Yilgarn; and
4. Following the expiration of the above eight year period there be no wards in the Shire of Westonia-Yilgarn.

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

Rates Model-

1. That the rating systems be phased in over a five year period;
2. That the “Transition” rate as identified in the attachment “proposed Merger Rate Model” be transferred and retained in a Reserve Account of the Shire of Westonia-Yilgarn for the purposes of “Westonia Expenditure” and;
3. That a system of consultation be developed whereby the Westonia community has input to the expenditure from the abovementioned Reserve account.

Memorandum Of Understanding-

That the Business Plan include and acknowledge the original intention of the Memorandum Of Understanding between the two Shires.

133/2011

Moved Cr Auld Seconded Cr Kenward that Council agrees in principle with the Shire of Westonia’s proposed position in regards to Representation and Rates, except for “point 1 -That existing Shire boundaries remain as the Ward boundaries for the new Shire”. Council agrees in principle with:

Representation –

1. *That there be three elected members representing the “Westonia Ward” and four elected members representing the “Yilgarn Ward”;*
2. *That this representation model be for a period of eight years following the election of the inaugural Council of the Shire of Westonia-Yilgarn; and*
3. *Following the expiration of the above eight year period there be no wards in the Shire of Westonia-Yilgarn.*

Rates Model-

1. *That the rating systems be phased in over a five year period;*
2. *That the “Transition” rate as identified in the attachment “proposed Merger Rate Model” be transferred and retained in a Reserve Account of the Shire of Westonia-Yilgarn for the purposes of “Westonia Expenditure” and;*
3. *That a system of consultation be developed whereby the Westonia community has input to the expenditure from the abovementioned Reserve account.*

Memorandum Of Understanding-

That the Business Plan include and acknowledge the original intention of the Memorandum Of Understanding between the two Shires.

CARRIED (6/1)

1 Against Cr J Della Bosca

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

Submission to:	Ordinary Meeting of Council – Friday, 17 th June 2011
Agenda Reference:	7.9
Subject:	Regional Events Scheme
File Reference:	1.6.26.2
Author:	Jeff Sowiak – Chief Executive Officer
Disclosure of Interest:	Nil
Date of Report:	10 May 2011

Background:

Council has received a letter from the Hon Wendy Duncan seeking feedback and ideas for regional events that would be of benefit to this community.

Comment:

The letter from the Hon Wendy Duncan makes reference to the 2011/2012 Royalties for Regions Events Scheme and advises that four projects have been approved for the Eyre Electorate.

From the website the program is described as being :

Regional Events Scheme

The Regional Events Scheme (RES) is designed to assist with the development of events as tourist attractions within regional Western Australia. It aims to assist events that are capable of:

- Improving the vibrancy and vitality of the State
- Bringing additional tourism income to regional communities by increasing visitor expenditure in the host community (economic impact)
- Involving and inspiring the local community (social benefits)
- Extending the length of the traditional tourist seasons and better utilising tourism facilities and services during off-peak or shoulder periods
- Attracting media coverage that will help raise the profile of the region as a tourist destination (media impact).

The Regional Events Scheme is intended to support established or new regional events that have the ability or potential to **attract visitors to the region, achieve media attention, and create vibrancy for the region**. Events with a proven track record of good management, confirmed (private) sponsors, ability to be conducted in the non-peak tourist season, large visitor numbers and/or ability to attract media attention are most likely to succeed.

An even regional spread across Western Australia is also considered in the assessment process.

On further enquiry the website suggests that 39 projects have been funded in 2011 and that applications for the 2012/13 Regional Events Scheme will open in November 2011.

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

On that basis I have sought clarification from the Department as to what has been funded and what is available for funding.

Statutory Environment:

Nil

Policy Implications:

Nil

Financial Implications:

Nil

<p>Recommendation:</p>

<p>That the report be received.</p>

Received

FIRE & EMERGENCY SERVICES CONFERENCE 2011

The CEO advised that the Fire and Emergency Services Conference will be held on 30th July to 2nd August 2011 at the Burswood Entertainment Complex in Perth and that Council has funding from FESA for two delegates to attend. Cr W Della Bosca had indicated that he would like to extend the invitation to his other Leading Fire Officer and if Council would approve him to attend.

134/2011

Moved Cr Kenward Seconded Cr Truran that Council meets the costs of the additional leading Fire Officer to attend the Fire and Emergency Services Conference in Perth on the 30th July to 2nd August 2011.

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

DEPUTY CHIEF EXECUTIVE OFFICER

Submission to:	Ordinary Meeting of Council – Friday 17 th June 2011
Agenda Reference:	8.1
Subject:	Financial Reports
File Reference:	8.2.3.2
Author:	Vivienne Murty – Deputy Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	9 th June 2011

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 enclosed and have been prepared as at the 31st May 2011:

- Rates Receipt Statement (prepared to 9th June 2011)
- Statement of Investments,
- Amalgamation Financial Summary
- Monthly Statement of Financial Activity

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

Recommendation

That the Various Financial Reports for the period ending 31st May 2011 as presented, be received.

Voting Requirements

Simple majority required

135/2011

Moved Cr Auld Seconded Cr Pasini that the Various Financial Reports for the period ending 31st May 2011 as presented, be received.

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

Submission to:	Ordinary Meeting of Council – Friday 17 th June 2011
Agenda Reference:	8.2
Subject:	Accounts for Payment
File Reference:	8.2.1.2
Author:	Vivienne Murty – Deputy Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	9 th June 2011

Background

Municipal Fund – Cheque Numbers 36618 to 36733 totalling \$418,305.88 Municipal Fund – Cheque Numbers 990 to 994 totalling \$120,847.40, Trust Fund – Cheque Number 401925 to 401930, totalling \$7,546.00 and Trust Fund – Cheque Numbers 5731 to 5735 (DPI Licensing), totalling \$33,819.20 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.

Recommendation

That Council endorse the accounts covered by Municipal Fund – Cheque Numbers 36618 to 36733 totalling \$418,305.88 Municipal Fund – Cheque Numbers 990 to 994 totalling \$120,847.40, Trust Fund – Cheque Number 401925 to 401930, totalling \$7,546.00 and Trust Fund – Cheque Numbers 5731 to 5735 (DPI Licensing), totalling \$33,819.20 are presented for endorsement as per the submitted list.

Voting Requirements

Simple majority.

136/2011

Moved Cr Truran Seconded Cr J Della Bosca that Council endorse the accounts covered by Municipal Fund – Cheque Numbers 36618 to 36733 totalling \$418,305.88 Municipal Fund – Cheque Numbers 990 to 994 totalling \$120,847.40, Trust Fund – Cheque Number 401925 to 401930, totalling \$7,546.00 and Trust Fund – Cheque Numbers 5731 to 5735 (DPI Licensing), totalling \$33,819.20 are presented for endorsement as per the submitted list.

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

Council adjourns for afternoon tea at 4.35pm and reconvenes at 4.45pm

ENVIRONMENTAL HEALTH & BUILDING SERVICE

Submission to:	Ordinary Meeting of Council – Friday 17 th June 2011
Agenda Reference:	10.1
Subject:	Summary of Tasks Performed
File Reference:	4.1.2.4
Author:	Anthony Cox – Acting Manager for Environmental Health and Building
Disclosure of Interest:	Not applicable
Date of Report:	9 th June 2011

Comments:

Wendy requested that most of the food premises be inspected in her absence, the following is a list of activities with a short synopsis of the outcome of our efforts to date:

Food Premise	Date Inspected	Notes
Bullfinch Hotel	Closed	Notice on front of Hotel “Closed from 24/5/2011 and For Sale.”
SX BP Roadhouse	24/5	Clean and tidy. Seems well run.
IGA Butchery	24/5	Generally clean and tidy. Cool room floor rusty. No hand basin at front but a drainage problem.
IGA Supermarket	24/5	Several issues to address. Temp. device at butchery. No hand basin at front due to drainage problem.
The Palace Hotel	24/5	Several issues, no temp. device, needs food handler training.
Canopus St Cafe	25/5	Generally clean and tidy, range hood not covering cooking equipment. Needs food handler training.
Carpet Nominees Camp	25/5	Many issues including: range hood not covering cooking equipment, no grease trap, no temp. device, needs food handler training. Poorly maintained transportable buildings. Improvement Order prepared.
The Club Hotel	25/5	Century old hotel with an old kitchen needing renovation. Some promises for floor coverings and painting. No temp. device. Some food safety issues so needs food handler training. Improvement Order prepared.
Yellowdine Roadhouse	26/5	Generally clean and tidy. No temp. device and grease trap lid rusty and holed. Needs food handler training.

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

Bodallin Roadhouse	27/5	Generally clean and well run. Range hood not big enough and needs to replace hand basin.
SX Caltex Roadhouse	24/5 & 27/5	Many issues with the premises and particularly the refrigeration and temperatures. Many staff on 24 hour rotation. Poor food safety knowledge. No temp. device. Needs food handler training. Improvement Order prepared.
Moorine Rock Hotel	27/5	Under renovation but they have done a good job. Clean and well run. No temp. device. Could use food handler training.
SX Coffee Lounge	27/5	Generally clean and well run. Range hood not big enough but promises to rearrange his equipment to fit it. No temp. device or records.
Marvel Loch General Store	31/5	Very limited food handling. Packaged pies and s. rolls micro-waved and a few groceries. No temp. device.
Marvel Loch Hotel	31/5	Another old hotel. Kitchen tired and many items identified for upgrade. No temp. device or records. Staff need food handler training.
Moorine Rock General Store	1/6	Very basic food handling except for school lunches 1x per week. Done in home kitchen behind shop. Kitchen clean and well run. No temp. device. Could use food handler training.
SX Motel Restaurant	1/6	A long list of items found here. Attitude of proprietor poor. Tardy about entry. Some 5 items from 2 years ago not addressed. Salad bar at 20C!! No temp. device. Needs food handler training. Improvement Order prepared.
The Railway Hotel	1/6	Another century old kitchen. Many issues identified. Cleaning seems regular but not as thorough as might be. Freezer room need overhaul. Staff need food handler training. Improvement Order prepared.

Other Food Premises not on Wendy's list but in the two Shires.

Westonia Hotel	3/6	A tidy well run business. One or two smaller items. Food Hygiene Stds given and info on Temp. Guns. He wants to get one.
Westonia Coop Store	14/6	A well run store. In the process of opening a café, this may require separate registration. WC needs upgrade

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

Westonia mine mess.		Not inspected
Carrabbin Roadhouse	3/6	A tidy well run business. One or two smaller items. Food Hygiene Stds given and info on Temp. Guns.
Koolyanobbing mine mess.		Not inspected
Marvel Loch mine mess.		Not inspected

EQUIPMENT PURCHASED

There are several items of equipment that it is advised are updated i.e.

1. An Infra red **temperature gun** for food inspections.
2. A better and up to date pool / **water sampling test kit** i.e. Pooltest 9 plus the reagents.
3. A **gas torch** with a trigger for sterilising taps during water sampling.
4. **AFSA Food Inspection sheets** which are more closely related to the Food Hygiene Standards than the forms currently in use.
5. There is a serious need for basic food handling / safety training. The **“I’m Alert”** on line system would be a good start as there are a lot of temporary / casual staff and the distances to training are too great. About \$600/year cost to the Shire but free to the local Shire businesses. Many of the Food Premise operators had no formal food safety training or knowledge.

YARD CLEAN UP

A Notice under the Local Government Act was served in relation to cleaning up the mess outside 67 Altair Street a Council property. The cleaned up must be completed by 20 June or the Shire can take action and bill the tenant.

80 Antares had some old things out the front but not a lot. At present the occupier is away and the matter would be better dealt with when he returns.

Hydra St. has been identified as an area for further attention, as disused items are being stored on Shire land.

FOOD PREMISES

Some premises seem to be ignoring the EHO visits in the passed as some of the items noted were from reports I had done approximately 2 years ago. This clearly is unacceptable and I therefore propose that Improvement Notices be on the 5 worst of the inspected Food Premises.

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

These premises are:

1. SX Caltex Roadhouse
2. Carpet Accommodation Village
3. Club Hotel
4. Railway Hotel
5. SX Motel

These notices will need following up in 3 or 6 months time.

Information sheets about temperature guns and training has been passed on to most of the traders.

MINE SEWERAGE DISPOSAL AT COUNCIL SEWERAGE PONDS.

On 7 June we had an enquiry from Greg (0437 130 303) from Cubix Environmental enquiring about whether we might accept 10,000-30,000L per day of sewerage from the Carina Mine for 6 months or more. Currently the Shire charges \$60 for septic pump outs which go into its sewerage ponds. After discussions with the CEO it was agreed to charge \$60 for the first 3,000L and 6 cents per litre thereafter. This could raise up to \$200,000 for the Shire. There is a question about whether the size of the current ponds at SX would be adequate to take an extra 30KL per day. The equivalent of approximately 120 people extra in the town for 6 months.

It may be prudent to engage an effluent engineer to investigate whether the town's system is big enough for this waste and Cubix advised accordingly.

LEGIONELLA ISSUE

There was an employee of ARG who run the rail freight service who stayed in a shed / dwelling with a rail crew at Koolyanobbing and was later diagnosed with Legionella pneumophila. He was very sick and nearly died. He was over 50, overweight AND a kidney transplant recipient and presumably immuno-suppressed.

The building apparently belongs to Westnet Rail but is used mainly by Australian Railway Group crews.

Subsequent testing of the water in the house proved positive from the cold taps in the bathroom / shower for L. pneumophila.

The Dept. of Health was contacted for advise and they were of the opinion that near-by dwellings should also be surveyed/sampled.

The rail buildings in the area were visited but access could not be gained either to the building or the water supply and the nearest dwellings were at the mining camp which was some 2 kilometres away. Therefore no samples were taken of nearby waters.

Bruce Dalgety (the local Watercorp man 0418 951 151) was contacted who advised that he monitors the Cl levels in the pipeline and in the tank for the mining camp and the

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

levels are kept at about 2.4ppm. He also does routine bacterial sampling of these waters. This should ensure that the pipeline and the mining Camp are safe from legionella contamination.

Hence the action that needs to be taken is the super chlorination of the water to that dwelling (5ppm) for 8 hours and then flush each time the house gets occupied with fresh pipeline water. ARG's Clinton Scott (9212 2556) and Gavin Hogan (9212 2627) of ARG (Australian Railways Group) have been advised of the situation and they have contacted a plumber who will be able to cut into the line after the meter and attach a chlorination system.

It has also been suggested to ARG that a sign be put up warning anyone using the house who may be immuno-suppressed i.e. transplant recipient, HIV patient, pregnant woman to be careful of potential Legionella.

BUILDING CONTROL

Advice and a site meeting with Mr. K. Lindley regarding the extension of a shed at the corner of Leach and Lindley Roads.

A completion inspection performed at St. Josephs P.Sch. and a certificate issued and email sent confirming very minor snagging points, which will not prevent them occupying the premises.

Communication tower plans reviewed

Repair works to the museum roof were reviewed, completion is expected this week.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Funds required from the Sewerage Reserve to cover works needed at the SX Sewerage ponds in the upcoming year, to cope with additional sewerage disposal from Mines.

Strategic Implications

Nil

<p>Recommendation</p>

<p>That the Report be received</p>

Received

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

WORKS MANAGER

Submission to:	Ordinary Meeting of Council - Friday 17th June 2010
Agenda Reference:	9.1
Subject:	Regional Road Group Five-Year Road Construction Program – 2012/2013 – 2016/2017
Name of Applicant:	N.A.
File reference:	6.1.2.11
Author:	Robert Bosenberg - Manager of Works
Disclosure of Interest:	Nil
Date of Report:	3rd June 2011

Background

Annually Council is required to review its Road Construction Program and submit the program to the Regional Road Group if Council is to be successful in receiving road-funding grants.

Roads included in the Five Year Road Works Program, are roads identified by council and Roads 2025 Regional Road Group Development Strategy as Strategic Routes within the Shire of Yilgarn. These roads are categorized as Regional Distributors Roads category “A”, Local Distributor Roads category “B” and Local Access Roads category “C”.

All roads nominated as Strategic Routes by Councils within the Regional Road Groups are subjected to a Multi Criteria Assessments with points scored on different characteristics of road treatment types i.e. preservation or new construction, intending road type, drainage, safety, school bus routes, heavy haulage routes, alignments and traffic data. The higher the score the better the chances are of achieving maximum funding.

Traffic data is an important component of the Multi Criteria Assessment scoring system as it justifies the type of road to be constructed. Traffic data picked up by Traffic Classifiers must include Vehicle Class, Average Daily Traffic and Estimated Standard Axels.

Average Daily Traffic (ADT) is the average daily traffic in both directions determined by dividing total traffic count by duration i.e. $ADT = \frac{\text{total vehicles}}{\text{total days}}$ = 18 vehicles/day.

Estimated Standard Axel category is an important element of the Multi Criteria Assessment. The break down of AUSTRROADS Vehicle Classes data collected during traffic counts not only identifies heavy haulage routes but also calculates the axel loading on road pavement which assists with road type and pavement designs.

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

As shown in the table below, Regional Road Groups have adopted road standards that are appropriate for roads of regional significance, based on traffic volumes and estimated axel loadings.

Road Type	2	3	4	5	6	7
Description	Formed	Gravel	6 metre Seal	7 metre Seal	8 - 9 metre Seal	Sealed With passing lanes
ADT range	0 - 30	31 - 50	51 - 100	101 - 500	501 - 1000	> 1000
ESA range	0 - 5	6 - 20	21 - 40	41 - 60	> 60	> 60

If the Average Daily Traffic (ADT) and average daily Estimated Standard Axel (ESA) values apply to different road types, then the higher standard of road is adopted i.e. if a road has an ADT count of 33 and an ESA count of 22 then a road type 4 would be appropriate.

To achieve maximum value from traffic counts, traffic counts are carried out from October through to February (Peak Season) during the grain harvesting season when the movement of heavy vehicles is at a high.

Comments

Councilors should be aware that the funding figures which are shown in the Five Year Construction Program (Appendix 1) are subject to change. If funding figures are reduced or increased then the percent amount that the funding figures are reduced or increased will reflect on each construction program both through the cost estimated figure and distance.

In the Five Year Construction Program funding allocation received, there is a requirement by councils to allocate a percentage of funding to preservation works (bitumen reseals, reconstruction to same standard, unsealed shoulder refurbishment) and a percentage of funding to new construction works (upgrading existing gravel roads to a sealed standard).

In the attached Five Year Program presented on average over the five year period 33% has been allocated to preservation works and the remaining 67% has been allocated to new construction works.

Following is an overview of roads identified under the Roads 2025 Regional Road Group Development Strategy as strategic routes which have been included in the updated Regional Road Group Five Year Construction Program.

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

Moorine Rock South Road (*Local Distributor Category B*)

Included in the Five Construction Program is the continuation of construction works on the Moorine Rock South from SLK 53.5km – 71km to upgrade from existing gravel standard type 3 road to a sealed standard type 5 road. Works on the Moorine South Road will also include 14mm first coat bitumen seal (*preservation works*) on previous prime seal construction works.

Traffic counts on the Moorine Rock South Road in November 2010 through to January 2011 have shown an Average Daily Traffic Count (*ADT*) of 27 and an Estimated Daily Standard Axle Loading (*ESA*) of 30.

Bodallin North Road (*Local Distributor Category B*)

Works on the Bodallin North Road include both the continuation of 10mm first coat bitumen seal (*preservation works*) on previous prime seal construction works and the commencement of a second coat bitumen reseal (*preservation works*) starting at SLK 0.0km through to 15km. The second coat bitumen reseal is programmed to commence in 2013/2014 Financial Year.

Traffic counts on the Bodallin North Road taken in January 2010 has shown an Average Daily Traffic Count of 25 and an Estimated Daily Axle Loading of 42

Cramphorne Road (*Local Distributor Category B*)

Construction works on the Cramphorne Road is programmed to start in 2016/2017 Financial Year. This works will involve upgrading the existing standard type three (*gravel road*) to a standard type five road (*seven metre bitumen standard*).

Strategic Implications

Regional Road Group Five Year Road Construction Program

<p>Recommendation</p>

<p>That Council adopts the extended 5 Year Road Works Program attached as per Appendix 1.</p>

Voting Requirements

Simple Majority

137/2011

Moved Cr Kenward Seconded Cr W Della Bosca that Council adopts the extended 5 Year Road Works Program attached as per Appendix 1

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
 Friday 17th June 2011

APPENDIX 1.

SHIRE OF YILGARN								
2012/13 - 2016/17 Regional Road Group Five Year Roadworks Program								
Road Name	Year	SLK Start	SLK End	Length km	Work	Funding		
						Grants	Shire	Total
2012/2013								
Moorine South Rd		53.5	57.5	4.0	Construct & prime	\$ 361,258.00	\$ 180,629.00	\$ 541,887.00
Moorine Sth Rd		44.3	49.3	5.0	14mm Reseal	\$ 116,816.00	\$ 58,408.00	\$ 175,224.00
Bodallin North Rd		38.5	41.5	3.0	10mm Reseal	\$ 54,102.00	\$ 27,051.00	\$ 81,153.00
					Annual Total	\$ 532,176.00	\$ 266,088.00	\$ 798,264.00
2013/2014								
Moorine South Rd		57.5	61.5	4.0	Construct & prime	\$ 370,290.00	\$ 185,145.00	\$ 555,435.00
Moorine Sth Rd		49.3	52.3	3.0	14mm Reseal	\$ 72,892.00	\$ 36,446.00	\$ 109,338.00
Bodallin North RD		41.5	43.6	2.1	10mm Reseal	\$ 40,961.00	\$ 20,480.50	\$ 61,441.50
Bodallin North Rd		-	3.0	3.0	10mm Reseal	\$ 58,516.00	\$ 29,258.00	\$ 87,774.00
					Annual Total	\$ 542,659.00	\$ 271,329.50	\$ 813,988.50
2014/2015								
Moorine Rock Sth Rd		61.5	65.5	4.0	Construct & Prime	\$ 379,546.00	\$ 189,773.00	\$ 569,319.00
Moorine Sth Rd		52.3	56.3	4.0	14mm Reseal	\$ 101,074.00	\$ 50,537.00	\$ 151,611.00
Bodallin North Rd		3.0	7.0	4.0	10mm Reseal	\$ 81,141.00	\$ 40,570.50	\$ 121,711.50
					Annual Total	\$ 561,761.00	\$ 280,880.50	\$ 842,641.50
2015/2016								
Moorine Rock Sth Rd		65.5	69.0	3.5	Construct & prime	\$ 340,405.00	\$ 170,202.50	\$ 510,607.50
Moorine Rock Sth Rd		56.3	60.3	4.0	14mm Reseal	\$ 105,117.00	\$ 52,558.50	\$ 157,675.50
Bodallin North Rd		7.0	12.0	5.0	10mm Reseal	\$ 105,483.00	\$ 52,741.50	\$ 158,224.50
					Annual Total	\$ 551,005.00	\$ 275,502.50	\$ 826,507.50
2016/2017								
Moorine Rock Sth Rd		69.0	71.0	2.0	Construct & prime	\$ 199,380.00	\$ 99,690.00	\$ 299,070.00
Moorine Rock Sth Rd		60.3	64.3	4.0	14mm Reseal	\$ 109,320.00	\$ 54,660.00	\$ 163,980.00
Bodallin North Rd		12.0	15.0	3.0	10mm Reseal	\$ 65,822.00	\$ 32,911.00	\$ 98,733.00
Cramphorne Rd		-	2.0	2.0	Construct & prime	\$ 199,380.00	\$ 99,690.00	\$ 299,070.00
					Annual Total	\$ 573,902.00	\$ 286,951.00	\$ 860,853.00
					Total	\$ 2,761,503.00	\$ 1,380,751.50	\$ 4,142,254.50

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

Submission to:	Ordinary Meeting of Council – Friday 17 th June 2011
Agenda Reference:	9.2
Subject:	Replacement of the Deputy Chief Executive Officer Vehicle – YL- 50
File Reference:	6.4.1.5
Author:	Robert Bosenberg – Manager for Works
Disclosure of Interest:	Not Applicable
Date of Report:	8 th June 2011

Background

Included in Councils 2010-2011 Financial Year Budget a monetary allocation has been allowed for the change over of the Falcon G6E Sedan utilised by Councils Deputy Chief Executive Officer.

In accordance to Councils “*Policy 2.12 Motor Vehicles – Replacement Policy*” it is proposed to replace the Deputy Chief Executive Officers vehicle at intervals of 30,000 to 40,000 kilometres. The current vehicle, council’s Deputy Chief Executive Office is utilising is a Falcon sedan which was purchased in 2009 and has travelled 42,000 kilometres.

Under section “*Vehicle Standard and Accessories*” of “*Policy 2.12 Motor Vehicle*” it states the Deputy Chief Executive Officers vehicle is to be that of an executive type sedan.

At Councils April Meeting council’s Chief Executive Office presented a report in relation to the change over of this vehicle of which included a request from the Deputy Chief Executive Office wishing to go away from a sedan type vehicle, with a preference to a station wagon type vehicle.

As a result of this request the following recommendation was adopted by Council:

“77/2011

Moved Cr Truran seconded Cr J Della Bosca that Council note the report and authorise the change in preference for the type of replacement motor vehicle for the DCEO should that be the officer’s preference”

Comment

In accordance to Councils “*Policy 4.5 Purchasing – Quotes and Tenders*”, quotations were sought from Merredin Toyota and Westland Autos (*Kalgoorlie*) for the replacement of the current Falcon Sedan with a station wagon type vehicle.

The vehicles quoted, and submitted for consideration, as follows, with all prices inclusive of GST:

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

Westland Autos Pty Ltd - Kalgoorlie (GST Inclusive)

1 x 2011 Ford SZ Territory TS AWD Wagon, 4.0L Petrol Engine at a cost of \$53,496.71, with a trade price of councils existing Falcon Sedan of \$22,000 resulting in a change-over cost of \$31,496.71

Merredin Toyota (GST Inclusive)

1 x 2011 Toyota Kluger KX-R 2WD Seven Seat Wagon, 3.5L Petrol Engine at a cost of \$41,059.40, with a trade price of councils existing Falcon Sedan of \$24,059.40 resulting in a change-over cost of \$17,000

Policy Implications

Council's "Policy, N^o 2.12 Motor Vehicles – Replacement Policy ""
Councils "Policy N^o 4.5 Purchasing-Quotes and Tenders"

Financial Implications

Expenditure for the replacement of this vehicle has been allowed for in Councils 2010/2011 Financial Year Budget and be funded from account E14750 – Purchase Plant – Administration.

Recommendation

That Council purchase the Toyota Kluger KX-R 2WD Seven Seat Wagon from Merredin Toyota for the quoted purchase cost of \$41,059.40 (*inclusive of GST*), and trade Council's existing 2009 Falcon G6E Sedan for the quoted trade cost of \$24,059.40 resulting in a change-over cost of \$17,000 (*inclusive of GST*).

Voting Requirements

Simple Majority Required

138/2011

Moved Cr J Della Bosca Seconded Cr Kenward that Council purchase the Toyota Kluger KX-R 2WD Seven Seat Wagon from Merredin Toyota for the quoted purchase cost of \$41,059.40 (inclusive of GST), and trade Council's existing 2009 Falcon G6E Sedan for the quoted trade cost of \$24,059.40 resulting in a change-over cost of \$17,000 (inclusive of GST).

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

Submission to:	Ordinary Meeting of Council - Friday 17th June 2011
Agenda Reference:	9.3
Subject:	Yilgarn Rallye - Road Closure
Location/Address:	Marvel Loch Yellowdine Road
Name of Applicant:	Mr. Garry Connell Event Coordinator for Yilgarn Rallye
File reference:	6.1.2.9
Author:	Robert Bosenberg - Manager of Works
Disclosure of Interest:	N.A.
Date of Report:	8 th June 2011

Background

Correspondence has been received from Mr. Garry Connell the Event Coordinator of a two day motorbike “*Cross Country Navigational Yilgarn Rallye*” being held in the Yilgarn district (*Yellowdine, Mount Palmer and Marvel Loch area*) over the weekend of 25th to 26th June 2011.

To accommodate this event Mr. Connell is seeking permission to have a section of the Marvel Loch Yellowdine Road closed from 6.00am to 5.00pm on Saturday 25th and Sunday 26th from Yellowdine townsite to Mount Palmer Townsite then from Mount Palmer Townsite to a track intersecting Marvel Loch Yellowdine Road as marked in blue on Appendix 1.

In 2009 a similar event was run by the same organization of which Council gave permission for a road closure on the same route as is required for the 2011 event.

Comment

The section of the Marvel Loch Yellowdine Road from Yellowdine Townsite through to the track intersecting the Marvel Loch Yellowdine Road as marked in blue on the attached Appendix, Mr. Connell is requesting to have closed is only maintained by council as a fire break and see’s minimal traffic throughout the year.

Mr. Connell has indicated that if council grants permission for the road closure there will be race officials stationed at each road closure point during the period the event is in progress. A traffic management safety plan along with a copy of the event organization (*Yilgarn Rallye*) public liability insurance will be forward to council staff closer to the event occurring.

Due to the restricted advertising time of the “*Cross Country Navigational Yilgarn Rallye*” event in the local Crosswords and in consultation with Councils Senior Management Staff, approval has been given to Yilgarn Rallye to close the Marvel Loch Yellowdine Road as requested by the event Coordinator Mr. Garry Connell on the following conditions being adhered to:

- 1) Road closures points are clearly signed posted and such points are attended by race officials during the period the event is in progress.

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

-
- 2) Unless alternative vehicle access is agreed upon between the applicant for the proposed road closure and private residents accessing private property affected by the proposed road closure, current access to private property located in the proposed road closure area must be maintained.
 - 3) Entry/exit point must be provided for emergency vehicles. These entry/exit points are not to be obstructed in anyway.
 - 4) Advice of the road closure must be supplied to Emergency Service agencies a minimum of two weeks prior to the event
 - 5) Road closure to be advertise in “*Crosswords*” two weeks prior to the event, by the applicant

Recommendation

That Council endorses the action of the Council’s Management Staff to grant permission to Yilgarn Rallye to close the section of Marvel Loch / Yellowdine Road as requested for the purpose of holding the two day motorbike “*Cross Country Navigational Yilgarn Rallye*” event

Voting Requirements

Simple Majority

139/2011

Moved Cr Truran seconded Cr Pasini that Council endorses the actions of Council’s Management Staff to grant permission to Yilgarn Rallye to close the section of Marvel Loch / Yellowdine Road as requested for the purpose of holding the two day motorbike “Cross Country Navigational Yilgarn Rallye” event.

CARRIED (7/0)

SX SPORTS COMPLEX

Cr W Della Bosca advised that he had been approached by a member of the SX Football Club requesting that something be done about the shower heads in the “away team” change rooms as they are not working well. In addition, there are several windows that need repairing.

140/2011

Moved Cr Auld Seconded Cr Truran that the Manger for Works look into the complaint and have the necessary works carried out.

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday 17th June 2011

STATE ROADS

The Shire President requested that the CEO write to Main Roads and ask for a representative to meet with Council to discuss the condition and ongoing maintenance of State owned roads within the Shire of Yilgarn.

There being no further business to discuss, the Shire President declared the meeting closed at 5.40pm.

I, Peter Romolo Patroni confirm the above Minutes of the Meeting held on Friday, 17th June 2011, are confirmed on Friday the 15th July 2011 as a true and correct record of the June Ordinary Meeting of Council.

Cr Romolo Patroni
SHIRE PRESIDENT