

**MINUTES**  
**ORDINARY COUNCIL MEETING**  
Friday 16<sup>th</sup> November 2012

Minutes of the Ordinary Meeting of the Yilgarn Shire Council held in the Council Chambers, Antares Street, Southern Cross on Friday, 16<sup>th</sup> November 2012.

**PRESENT**

Cr P R Patroni, Shire President

Crs O Truran, W A Della Bosca, D Auld, J Della Bosca, D J Pasini

Council Officers:     V Piccoli, Chief Executive Officer  
                           R J Bosenberg, Manager for Works  
                           W J Dallywater, Manager Environmental Health & Building  
                           J F Guerini, Finance Manager

**APOLOGIES AND LEAVE OF ABSENCE** - Cr Gary Guerini

**INFORMATION SESSION**

Ken McNeil introduced himself to Council as the new HSM at Southern Cross District Hospital. He informed Council that the State Government has a significant interest in transforming medical services into Primary Medical Demonstration Sites and has encouraged Southern Cross to participate in the initiative. If this happens separate discussions need to be entered into regarding Primary Care and Aged Care, but the level of service for both services at the moment will be the same. He also advised that he was enlisting the services of Laura Black – Nurse Practitioner to work from the SXDH to assist with wound care and other areas if needed.

Cheryl Cox was invited to join Council in which Cr Patroni thanked her for her service to the Yilgarn Agricultural Society, and the Community.

The meeting was declared open for business at 2.00pm.

**PUBLIC QUESTION TIME**

Mr John Power of AMMS addressed council in regards to MIDCON owing the company approximately \$6,500 for construction work on the new sporting precinct before the company went into receivership. Mr Power asked council if they can help recover the funds. Cr Patroni informed Mr Power to get all the documentation to prove the debt and council can then look into the options for AMMS to recover the funds.

**DISCLOSURES OF INTEREST**

Nil

**CONFIRMATION OF PREVIOUS COUNCIL MINUTES**

**230/2012**

*Moved Cr W Della Bosca Seconded Cr Pasini that the Minutes of the previous Meeting of Council held on Friday 19<sup>th</sup> October 2012, be confirmed as a true and correct record of that meeting.*

**CARRIED (6/0)**

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**231/2012**

*Moved Cr Auld Seconded Cr Truran that the minutes for the WEROC Meeting held on 24<sup>th</sup> October 2012, be confirmed as a true and correct record of that meeting.*

**CARRIED (6/0)**

**232/2012**

*Moved Cr W Della Bosca Seconded Cr J Della Bosca that the minutes for the LEMC Meeting held 8<sup>th</sup> November 2012, be confirmed as a true and correct record of that meeting.*

**CARRIED (6/0)**

**ANNOUNCEMENTS BY THE PRESIDING MEMBER AND COUNCILLORS:**

The Shire President advised the following:-

- That he and the MEHBS Ms Wendy Dallywater attended the Mt Walton Intractable Waste Disposal Facility Meeting in Coolgardie and that he was very impressed with the Mt Walton information handbook.
- That he had spoken to Diane Stokes previous HSM in regards to the condition of the Southern Cross hospital.
- That he was advised by the Tidy Town Committee that Southern Cross has won the State Water Conservation Award. The Shire President Congratulated the committee on their success in once again winning the Water Conservation title, and this time for the State.

Cr Truran informed Council that she along with Diane Della Bosca attended the DHAC event which was a very good day. At this meeting she spoke to Jane Mauritz who would like to try and organise a suicide prevention meetings and first aid courses for local farmers and their families in Southern Cross.

**WA SALT KOOLYANOBING – HAULAGE OPTIONS**

The CEO received correspondence from the Manager of WA Salt Mr Arthur Peters in regards to Haulage Options. The CEO advised that she has written to Mr Peters and requested that he come and meet with Council executive team to discuss further.

**233/2012**

*Moved Cr Truran Seconded Cr Auld that the CEO and Manager of Works meet with the Manager of WA Salt Koolyanobbing to discuss Haulage Options.*

**CARRIED (6/0)**

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<b>Submission to:</b>	Ordinary Meeting of Council – Friday 16 <sup>th</sup> November 2012
<b>Agenda Reference:</b>	7.1
<b>Subject:</b>	<b>Council Meeting Dates &amp; Times for 2013</b>
<b>File Reference:</b>	<b>2.1.2.4</b>
<b>Author:</b>	Vivienne Piccoli – Chief Executive Officer
<b>Disclosure of Interest:</b>	Nil
<b>Date of Report:</b>	6 <sup>th</sup> November 2012

**Background**

Section 12 of the Local Government (Administration) Regulations 1996 requires a

Local Government to at least once a year give local public notice of the dates on

which and the time and place at which –

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

**Comment:**

The dates for the 2013 monthly Council meetings are proposed as follows:

<b>SHIRE OF YILGARN COUNCIL MEETING DATES FOR 2013</b>	
18th January 2013	19th July 2013
15th February 2013	16th August 2013
15th March 2013	20th September 2013
19th April 2013	18th October 2013
17th May 2013	15th November 2013
21st June 2013	20th December 2013

In submitting the above meeting dates for 2013, Council also may wish to review meeting times and whether the current format is suitable. Over the years Council has made a number of changes to meeting times to reflect the change in the order of business.

It is considered that the current format has worked well and should be continued for a further 12 months.

**Statutory Environment**

Section 12 of the Local Government (Administration) Regulations 1996 relating to advertising meeting dates and times.

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**Policy Implications**

Nil

**Financial Implications**

Nil

**Recommendation**

That in accordance with Section 12 of the Local Government (Administration) Regulations 1996 relating to the advertising of meeting times and dates of monthly Ordinary Council meetings, the following schedule of times and dates be adopted for the 2013 year:-

- Luncheon to commence at 12.30pm and conclude at 1.30pm
- Information Session to commence at 1.30pm to 2.00pm
- Monthly Council meetings to commence at 2.00pm on the following dates:-

18th January 2013	19th July 2013
15th February 2013	16th August 2013
15th March 2013	20th September 2013
19th April 2013	18th October 2013
17th May 2013	15th November 2013
21st June 2013	20th December 2013

**Voting Requirements**

Simple Majority

**234/2012**

*Moved Cr Auld Seconded Cr Truran. That in accordance with Section 12 of the Local Government (Administration) Regulations 1996 relating to the advertising of meeting times and dates of monthly Ordinary Council meetings, the following schedule of times and dates be adopted for the 2013 year:-*

- *Luncheon to commence at 12.30pm and conclude at 1.30pm*
- *Information Session to commence at 1.30pm to 2.00pm*
- *Monthly Council meetings to commence at 2.00pm on the following dates:-*

18th January 2013	19th July 2013
15th February 2013	16th August 2013
15th March 2013	20th September 2013
19th April 2013	18th October 2013
17th May 2013	15th November 2013
21st June 2013	20th December 2013

**CARRIED (5/1)**

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<b>Submission to:</b>	Ordinary Meeting of Council – Friday 16 <sup>th</sup> November 2012
<b>Agenda Reference:</b>	7.2
<b>Subject:</b>	<b>Community Funding Program 2012/2013</b>
<b>File Reference:</b>	<b>8.2.6.22</b>
<b>Author:</b>	Vivienne Piccoli – Chief Executive Officer
<b>Disclosure of Interest:</b>	Nil
<b>Date of Report:</b>	6 <sup>th</sup> November 2012

**Background**

The Shire of Yilgarn Community Funding Program was developed to provide a source of funding for non-profit organisations operating within the district. As part of the 2012/2013 Budget Council agreed to make available \$12,500 (Exl GST) for two categories of funding - ‘Essential Equipment’ (\$12,000) and ‘Travel Assistance’ (\$500).

The objective of the program is:

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

**Comment**

The Community Funding Program application forms were made available to the public from the 28<sup>th</sup> August 2012 and the closing date for return of these applications was Friday 26<sup>th</sup> October 2012.

There was an overwhelming interest in the program, at the close of applications submissions were received from eight community / sporting groups under both categories.

A selection panel met on the 8<sup>th</sup> November comprised of the CEO, MEHBS and Cr Guerini to review the applications and to formulate a recommendation to Council. Upon reviewing the applications the members of the panel decided the following:

1. SX Football Club – the Sports trainer course even though it doesn’t fall in either of the categories, is a worthy request for funding and the criteria should be broadened to include training courses (\$780). As funding is limited, the committee believed that costs relating to the Aline Sports bottles (\$653) could be covered by the funding and other items will need to be funded by the club themselves as they are reasonably financial.

A total of \$1,100 is proposed to be given to the SX Football Club

2. Yilgarn Entertainers – have not made an application for funding since 2003-04 and are requesting funds to pay for materials to build a ‘Costume/Props walk in cupboard backstage at the Community Centre.

A total of \$2,000 is proposed to be given to the Yilgarn Entertainers.

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3. SX Motorcycle Club – have received funding through this program over the past two years, and this year they have requested funding to purchase fencing material to finish the boundary fence around the Motorcycle club and 2 x handheld gps and 1 x handheld two-way to be used for race meets.

As part of the condition of the funding program is to acquit the funds by the 30<sup>th</sup> June 2013, it will be necessary for the motorcycle club to ensure that the works have been performed and inspected by Council staff by this time and invoices accompany the acquittal to be forwarded to Council prior to any further future is approved.

A total of \$2,000 is proposed to be given to the SX Motorcycle Club.

4. Moorine Rock Tennis Club – last received funding in 10-11 and 08-09, and are now requesting funds to install playground equipment at the tennis Club. The club provided two quotes, one for a timber fort from Bunnings (\$2,000) the other a Playworks design made from fibreglass & steel (\$8,827). The panel agreed that the timber fort would not weather well and MEHBS would not approve the structure for public use. In addition, Lotterywest funding could be applied for this type of project. The CEO recommended that Council's ASO assist the club to source Lotterywest funding for the play equipment and if necessary supplement the money with the remaining \$2,000 that is available from the 2012/13 round.

No funding is recommended at this stage to the Moorine Rock Tennis Club.

5. Yilgarn Agriculture Society - last received funding in 09-10 and 07-08, and is now requesting funds to purchase a marquee with sides to be used on show day (\$1,900). The panel discussed the possible changes in the committee and the uncertainty of the group's continuance, and it should be mentioned should the society not continue the money is to be returned to Council.

A total of \$1,900 is proposed to be given to the Yilgarn Agriculture Society.

6. Senior Citizen Group (application made through the CRC co-ordinator) – this is the first application made through the Senior Citizen group, they are requesting funds to support their participation to the Senior Games in Hopetoun in March 2013. The funds will cover travel, equipment and uniforms for the games. The group have already raised \$4,000 for the trip and this funding will assist them with other associated costs. The panel believed this was a worthy request and propose to grant \$500 for travel and a further \$1,500 for uniforms & equipment.

A total of \$2,000 is proposed to be given to the Senior Citizen Group.

7. Southern Cross Golf Club – last received funding in 10-11, 09-10, 07-08, 06-07 and are now requesting funds to purchase a two door glass refrigerator (\$2,640) for their clubhouse. The panel discussed how the Golf Club pay for most works that are required at the club, currently they are re-tiling the

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kitchen and re- structuring alfresco area with club funds, with some assistance from Council with the supply and carting of sand.

A total of \$1,500 is proposed to be given to the SX Golf Club.

8. Yilgarn Bowls and Tennis Club – individually last received funding in 07-08 and are now requesting funds to purchase a two door glass refrigerator (\$2,640) for their clubhouse. The panel discussed the provision of refrigerators at the new facilities, and believe in the interim there is satisfactory fridges available. The club is encouraged to apply again next year, and it is likely that their application will be looked upon favourably.

No funding is recommended to the Yilgarn Bowls and Tennis Club.

**COMMUNITY FUNDING PROGRAM**  
**SUMMARY OF APPLICATIONS**

No.	Applicant	Purpose	Amount Requested	Amount Proposed
1	Southern Cross Football Club	Two to attend the Sports First Aid & Level 1 Sports Trainer Course	780.00	500.00
		Laptop Computer	623.00	
		Security/anitvirus	54.00	
		Microsoft Office	341.00	
		Drink Bottles x 60	653.00	600.00
		Footballs x 10	360.00	
			2,811.00	
2	Yilgarn Entertainers	Materials to build a 'Costumes / Props walk in cupboard	2,091.40	2,000.00
3	Southern Cross Motorcycle Club	Fencing material to finish the boundary fence around the Motorcyle club.	765.00	
		2 x handheld gps	837.00	
		1 handheld two-ways	458.00	
			2,060.00	2,000.00
4	Moorine Rock Tennis Club	Playground equipment & Installation	8,827.00	-
5	Yilgarn Agriculture Society	3x6m marque with sides for use on show day (incl freight)	1,900.00	1,900.00
6	Senior Citizen Group (thru CRC)	Equipment and Uniforms for the Seniors Games in Hopetoun	1,980.00	1,500.00
		Travel to Hopetoun	880.00	500.00
7	Southern Cross Golf Club	2 Door Glass door upright refrigerator	2,640.00	1,500.00
8	Yilgarn Bowls & Tennis Club	2 Door Glass door upright refrigerator	2,640.00	-
		Funding to be provided		10,500.00
		Available Funding		12,500.00
		Funding Remaining		2,000.00

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**Statutory Environment**

Nil

**Policy Implications**

Nil

**Financial Implications**

An allowance of \$12,500 has been made in the 2012/2013 Budget under E10621 for the Community Funding Program.

**Recommendation**

That Council approves the following Community Funding Program applications to the value of:

Southern Cross Football Club	\$ 1,100
Yilgarn Entertainers	\$ 2,000
Southern Cross Motorcycle Club	\$ 2,000
Yilgarn Agriculture Society	\$ 1,900
Senior Citizen Group (CRC)	\$ 2,000
Southern Cross Golf Club	<u>\$ 1,500</u>
	<u>\$10,500</u>

In addition, Council write to the unsuccessful applicants and explain the reasoning behind the decision, and encourage the Moorine Rock Tennis Club to apply for Lotterywest funding for the proposed play equipment and if successful the \$2,000 funding from the 2012/13 will be granted if needed.

**Voting Requirements**

Simple Majority

**235/2012**

*Moved Cr Auld Seconded Cr Pasini that Council approves the following Community Funding Program applications to the value of:*

<i>Southern Cross Football Club</i>	<i>\$ 1,100</i>
<i>Yilgarn Entertainers</i>	<i>\$ 2,000</i>
<i>Southern Cross Motorcycle Club</i>	<i>\$ 2,000</i>
<i>Yilgarn Agriculture Society</i>	<i>\$ 1,900</i>
<i>Senior Citizen Group (CRC)</i>	<i>\$ 2,000</i>
<i>Southern Cross Golf Club</i>	<i><u>\$ 1,500</u></i>
	<i><u>\$10,500</u></i>

*In addition, Council write to the unsuccessful applicants and explain the reasoning behind the decision, and encourage the Moorine Rock Tennis Club to apply for Lotterywest funding for the proposed play equipment and if successful the \$2,000 funding from the 2012/13 will be granted if needed.*

**CARRIED (6/0)**

Cr Auld has asked whether in the guidelines for the Community Funding Program it states that Community/Sporting Groups are only allowed to apply every 2<sup>nd</sup> year for grant funding. The Shire President requested that the CEO look into whether community groups can receive funding for consecutive years.



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<b>Submission to:</b>	Ordinary Meeting of Council – Friday 16 <sup>th</sup> November 2012
<b>Agenda Reference:</b>	7.3
<b>Subject:</b>	<b>Administration Office Christmas Closure</b>
<b>File Reference:</b>	<b>2.4.1.10</b>
<b>Author:</b>	Vivienne Piccoli – Chief Executive Officer
<b>Disclosure of Interest:</b>	Nil
<b>Date of Report:</b>	6 <sup>th</sup> November 2012

**Background**

Over the past years Council has closed the administration Office over the Christmas period to allow staff to have time off to be with family and friends during the Festive Season. This year Christmas and New Year falls mid-week and I have attempted to structure Shire Office closure that would both suit Council Staff and the least disruption to the community.

**Comment**

The recommended administration office closure dates are as follows:

Monday	Tuesday	Wednesday	Thursday	Friday
<b>Dec-17</b>	<b>Dec-18</b>	<b>Dec-19</b>	<b>Dec-20</b>	<b>Dec-21</b>
Open	Open	Open	Closed at 12.00pm	Open
<b>Dec-24</b>	<b>Dec-25</b>	<b>Dec-26</b>	<b>Dec-27</b>	<b>Dec-28</b>
Christmas Eve Closed	Christmas Day Public Hol	Boxing Day Public Hol	Closed	Closed
<b>Dec-31</b>	<b>Jan-01</b>	<b>Jan-02</b>	<b>Jan-03</b>	<b>Jan-04</b>
Closed	New Year's Day Public Hol	Open	Open	Open

In accordance with Council’s Staff Policy Manual s 7.2 relating to Christmas Office Shutdown, the permanent administration staff 4 ½ days of leave will be made up of 2.5 days paid ordinary hours as “grace and favour days” in recognition of time worked in excess of normal hours during the year, and 1 day as their public servant holiday and 1 day of annual leave.

The above closure dates will be posted at the Shire Office and advertised in Crosswords from the 22<sup>nd</sup> November through to the end of the year, to ensure that the community have sufficient notice.

**Recommendation**

For Council’s Information

*Information Received*

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<b>Submission to:</b>	Ordinary Meeting of Council – Friday, 17 December 2010
<b>Agenda Reference:</b>	7.4
<b>Subject:</b>	<b>PURCHASE OF LAND – USE OF COMMON SEAL</b>
<b>File Reference:</b>	<b>1.6.12.2</b>
<b>Author:</b>	Vivienne Piccoli - Chief Executive Officer
<b>Disclosure of Interest:</b>	Nil
<b>Date of Report:</b>	9 <sup>th</sup> November 2012

**Background**

Council has previously resolved at the September 2012 Council meeting to make an offer for the property at the Cnr Antares & Canopus Street, Southern Cross (Uniting Church).

Council resolved the following (extract below):

**201/2012**

*Moved Cr Auld Seconded Cr Guerini that Council agrees to submit an Offer and Acceptance to Lloyd Collins Property Consultants, for Lot 278 (60) Antares St, Southern Cross for the offered price of \$40,000 (plus gst).*

*The terms of sale being:*

<i>Purchase Price:</i>	<i>\$40,000 plus GST, totalling \$44,000</i>
<i>Deposit:</i>	<i>10% = \$4,400 payable within 7 days of acceptance</i>
<i>Finance:</i>	<i>Not applicable</i>
<i>Contract:</i>	<i>Standard REIWA Offer and Acceptance</i>
<i>Special Conditions:</i>	<i>Refer Annexure ‘A’ (see attached) which effectively means buyer accepts the property on an “as is” basis.</i>
<i>Settlement:</i>	<i>60 days after acceptance</i>

*In addition, Council endorses funds to be transferred from the Building Reserve for the Purchase price of \$40,000 (net GST)*

**CARRIED BY ABSOLUTE MAJORITY (5/0)**

The Offer has since been accepted by the seller and the settlement of the property is due to be conducted on the 27<sup>th</sup> November 2012. The necessary documentation has been signed by the CEO and Shire President, and I am seeking endorsement by Council for the use of the common seal.

**Statutory Environment**

In accordance with s9.49a Local Government Act 1995.

**Policy Implications**

Nil

**Financial Implications**

An unbudgeted Transfer of \$50,000 from the Building Reserve has be authorised by Council at the September meeting and will be factored into the Budget Review.

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**Recommendation**

That Council endorses the purchase of Lot 278 (60) Antares St, Southern Cross from the Uniting Church for \$40,000 (plus gst) and the execution of any necessary documents under Council seal.

**Voting Requirements**

Simple Majority

**236/2012**

*Moved Cr Truran Seconded Cr J Della Bosca that Council endorses the purchase of Lot 278 (60) Antares St, Southern Cross from the Uniting Church for \$40,000 (plus gst) and the execution of any necessary documents under Council seal.*

**CARRIED (6/0)**

<b>Submission to:</b>	Ordinary Meeting of Council – Friday 16 <sup>th</sup> November 2012
<b>Agenda Reference:</b>	8.1
<b>Subject:</b>	<b>Independent Auditor’s Report – 2011/2012 Financial Statements</b>
<b>File Reference:</b>	8.2.3.1
<b>Author:</b>	Vivienne Piccoli – Chief Executive Officer
<b>Disclosure of Interest:</b>	Nil
<b>Date of Report:</b>	8 <sup>th</sup> November 2012

**Background**

Mr Wen-Shien Chai, appointed representative of Council’s Auditor firm, UHY Haines Norton Chartered Accountants, was in Southern Cross between the 15<sup>th</sup> and 16<sup>th</sup> October 2012 to carry out Council’s Final Audit.

Mr Chai indicated at the time he was very pleased with the concluded financial position of Council to the 30<sup>th</sup> June 2012, being in a reasonably strong financial position. Mr Chai conveyed to members of the audit committee that the CEO was very prepared for the audit, and the only non-compliant issues would be those identified during the interim audit, which related to the budget and annual report not being forwarded to the Department of Local Government within the allotted time.

**Comment**

In concluding the Final Audit, Mr David Tomasi Partner at Haines Norton Chartered Accountant sign off on the Financial Statements and Independent Auditor’s Report on the 5<sup>th</sup> November, in preparation for adoption of the Annual Report on the 16<sup>th</sup> November Council meeting.

An Audit Committee meeting has been organised for 11.30am on the 16<sup>th</sup> November 2012 preceding the Council meeting, in which Mr Tomasi will be attending in person to discuss matters of the audit.

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The CEO has signed the 2012 Financial Report on the 5th November 2012, indicating that the Financial Statements are a complete audited record of the Shire of Yilgarn's financial position. In addition, the Management Representation Letter has been signed, stating to the best of the CEO'S knowledge the financial report gives a true and fair representation of the Shire of Yilgarn's financial position in accordance with Australian Accounting Standards, Local Government Act 1995 and LG Financial Management Regulations.

**Statutory Environment**

Local Government Act 1995 Section 5.54 relating to the Acceptance of annual reports and Auditors Reports.

**Policy Implications**

None

**Financial Implications**

This document will form part of the Annual Report

**Strategic Implications**

None

**Recommendation**

That Council receives the 'Independent Auditor's Report to the Electors of the Shire of Yilgarn' and the Management Report for the year ended 30th June 2012, as prepared by Mr David Tomasi of UHY Haines Norton Chartered Accountants, and be adopted by Council.

**Voting Requirements**

Simple majority

**237/2012**

*Moved Cr Auld Seconded Cr Truran that Council receives the 'Independent Auditor's Report to the Electors of the Shire of Yilgarn' and the Management Report for the year ended 30th June 2012, as prepared by Mr David Tomasi of UHY Haines Norton Chartered Accountants, and be adopted by Council.*

**CARRIED (6/0)**

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<b>Submission to:</b>	Ordinary Meeting of Council – Friday 16 <sup>th</sup> November 2012
<b>Agenda Reference:</b>	8.2
<b>Subject:</b>	<b>Acceptance of the 2011/2012 Annual Report</b>
<b>File Reference:</b>	8.2.3.1
<b>Author:</b>	Vivienne Piccoli – Chief Executive Officer
<b>Disclosure of Interest:</b>	Nil
<b>Date of Report:</b>	8 <sup>th</sup> November 2012

**Background**

Council is required to accept (by absolute majority) the Annual Report prior to the 31st December each year, and to set a date for the convening of an Annual Meeting of Electors no later than 56 days after the local government accepts the annual report.

The 2011/2012 Annual Report including the Financial Report has been tabled for Council's acceptance.

It is then necessary to advertise that the Annual Report is ready for the community to view for a period of 14 days and then an Annual Electors Meeting can be held. Public Notice in Crossword will be made on the 22<sup>nd</sup> November edition, advising that the Annual Electors Meeting will be held on Wednesday 12th December 2012 commencing at 7.30pm at which time the Annual Report will be formally presented to the community.

**Statutory Environment**

Local Government Act 1995 Section 6.4 Financial Report

**Policy Implications**

None

**Financial Implications**

None

**Strategic Implications**

None

**Recommendation**

That Council adopts the Shire of Yilgarn's Annual Report for the year ended 30th June 2012, and forward a copy to the Department of Local Government. In addition, the CEO to advertise the availability of the Annual Report for viewing for 14 days prior to the electors meeting scheduled to be held on the 12<sup>th</sup> December 2012.

**Voting Requirements**

Absolute Majority

**238/2012**

*Moved Cr Truran Seconded Cr W Della Bosca that Council adopts the Shire of Yilgarn's Annual Report for the year ended 30th June 2012, and forward a copy to the Department of Local Government. In addition, the CEO to advertise the availability of the Annual Report for viewing for 14 days prior to the electors meeting scheduled to be held on the 12th December 2012.*

**CARRIED BY ABSOLUTE MAJORITY (6/0)**

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<b>Submission to:</b>	Ordinary Meeting of Council – Friday 16 <sup>th</sup> November 2012
<b>Agenda Reference:</b>	8.3
<b>Subject:</b>	<b>Financial Reports</b>
<b>File Reference:</b>	8.2.3.2
<b>Author:</b>	Vivienne Piccoli – Chief Executive Officer
<b>Disclosure of Interest:</b>	Not applicable
<b>Date of Report:</b>	8 <sup>th</sup> November 2012

**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 31<sup>st</sup> October 2012:

- Rates Receipt Statement (prepared to 8<sup>th</sup> November 2012)
- Statement of Investments
- Monthly Statement of Financial Activity (to be tabled at meeting)

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

**Recommendation**

That the Various Financial Reports for the period ending 31<sup>st</sup> October 2012 as presented be received.

**239/2012**

*Moved Cr Auld Seconded Cr Pasini that the Various Financial Reports for the period ending 31st October 2012 as presented, be received.*

**CARRIED (6/0)**

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<b>Submission to:</b>	Ordinary Meeting of Council – Friday 16 <sup>th</sup> November 2012
<b>Agenda Reference:</b>	8.4
<b>Subject:</b>	<b>Accounts for Payment</b>
<b>File Reference:</b>	8.2.1.2
<b>Author:</b>	Vivienne Piccoli – Chief Executive Officer
<b>Disclosure of Interest:</b>	Not applicable
<b>Date of Report:</b>	8 <sup>th</sup> November 2012

**Background**

Municipal Fund – Cheque Numbers 38176 to 38237 totalling \$246,847.80, Municipal Fund EFT numbers 882 to 946 totalling \$420,517.35, Municipal Fund – Cheque Numbers 1067 to 1072 totalling \$71,487.38, Trust Fund – 401993 to 401996 totalling \$2734.80, and Trust Fund – Cheque Numbers 5815 to 5818 (DPI Licensing), totalling \$54,742.85 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

**Recommendation**

Municipal Fund – Cheque Numbers 38176 to 38237 totalling \$246,847.80, Municipal Fund EFT numbers 882 to 946 totalling \$420,517.35, Municipal Fund – Cheque Numbers 1067 to 1072 totalling \$71,487.38, Trust Fund – 401993 to 401996 totalling \$2734.80, and Trust Fund – Cheque Numbers 5815 to 5818 (DPI Licensing), totalling \$54,742.85 are presented for endorsement as per the submitted list.

**240/2012**

*Moved Cr J Della Bosca Seconded Cr Truran. Municipal Fund – Cheque Numbers 38176 to 38237 totalling \$246,847.80, Municipal Fund EFT numbers 882 to 946 totalling \$420,517.35, Municipal Fund – Cheque Numbers 1067 to 1072 totalling \$71,487.38, Trust Fund – 401993 to 401996 totalling \$2734.80, and Trust Fund – Cheque Numbers 5815 to 5818 (DPI Licensing), totalling \$54,742.85 are presented for endorsement as per the submitted list.*

**CARRIED (6/0)**

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*Council adjourned at 3.45 for Afternoon Tea and resumed at 4.00pm*

<b>Submission to:</b>	Ordinary Meeting of Council November 16 <sup>th</sup> 2012
<b>Agenda Reference:</b>	Works 9:1
<b>Subject:</b>	<b>Beverly Soaring Society - Southern Cross Airstrip</b>
<b>Location/Address:</b>	Southern Cross Airstrip
<b>Name of Applicant:</b>	Beverly Soaring Society
<b>File reference:</b>	2.4.1.1
<b>Author:</b>	Robert Bosenberg - Manager of Works
<b>Disclosure of Interest:</b>	N.A.
<b>Date of Report:</b>	31 <sup>st</sup> October 2012

**Background**

Correspondence has been received from the Beverly Soaring Society seeking Council permission to utilise the Southern Cross Airstrip from Friday 7<sup>th</sup> until Sunday 15<sup>th</sup> December 2012.

The Beverly Soaring Society has utilised the Southern Cross Airstrip with Councils permission in the past (2007, 2008, 2009 and 2011). In the 2011 visit the Beverly Soaring Society manage to break six Australian Gliding records.

In their proposed 2012 visit the Beverly Soaring Society intend bringing 14 gliders, 20 pilots and a Piper Pawnee tow-plane to launch the gliders. They have arranged to stay at the Southern Cross Caravan for the period of there visit.

**Comment**

In the correspondence received by council the Beverly Soaring Society has requested if council could assist them on the following points with their visit as what has been done in previous years:

- 1) Give permission to operate from the Southern Cross Airstrip and leave their gliders tied down overnight at the airstrip.
- 2) Waive the landing fees.
- 3) Clear a tie down area on the northern side of runway 14 between existing hangar and the north western end of the runway.
- 4) Supply a water truck for dust control at their launch point before commencement of operation each day.

It is proposed to recommend that Council can assist the Beverly Soaring Society with the above listed request except with point item four as at this time due to councils work load a council water truck will not be available, therefore if they require a water truck they will have to engage outside assistance.



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**Recommendation**

That Council advises the Beverly Soaring Society that Council can assist with their list of requests as listed below

- 1) Give permission to operate from the Southern Cross Airstrip and leave their gliders tied down overnight at the airstrip.
- 2) Waive the landing fees.
- 3) Make available an area on the northern side of runway 14/32 for their tie down area

but advise the Beverly Soaring Society that council will not be able to supply a the water truck, therefore if they require a water truck they will have to engage outside assistance.

**Voting Requirements**

Simple Majority

**241/2012**

*Moved Cr Auld Seconded Cr Pasini that Council advises the Beverly Soaring Society that Council can assist with their list of requests as listed below:*

- 1) *Give permission to operate from the Southern Cross Airstrip and leave their gliders tied down overnight at the airstrip.*
- 2) *Waive the landing fees.*
- 3) *Make available an area on the northern side of runway 14/32 for their tie down area.*

*but advise the Beverly Soaring Society that council will not be able to supply a the water truck, therefore if they require a water truck they will have to engage outside assistance.*

**CARRIED (6/0)**

<b>Submission to</b>	Ordinary Meeting of Council – Friday 16 <sup>th</sup> November 2012
<b>Agenda Reference</b>	9:2
<b>Subject</b>	<b>Ten Year Plant Replacement Program – Drop Deck Float</b>
<b>Location/Address</b>	N/A
<b>Name of Applicant</b>	N/A
<b>File reference</b>	6.6.5.4 (WALGA's Preferred Contract Supplier TPS0814)
<b>Author</b>	Robert Bosenberg - Manager for Works
<b>Disclosure of Interest</b>	N/A
<b>Date of Report</b>	6 <sup>th</sup> November 2012

**Background**

In accordance to Councils 2012/13 Plant Replacement Program, quotations were invited through WALGA's Preferred Contract Supplier (TPS0814) to supply and deliver one only Drop Deck Float. Council also others for trade or the outright purchase its existing Matrix Drop Deck Float. This vehicle was also advertised for sale in the local Crosswords.

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The Matrix Drop Deck Float been offered for trade or outright purchase is currently being utilised by council staff for the mode and démodé of councils road building plant and equipment to roadwork sites located throughout the Shire of Yilgarn . This vehicle was purchased in 1993.

**Comment**

The following quotations were received (*GST inclusive*)

A&P Oetiker (*outright purchase for councils Matrix Drop Deck Float*) of \$19,000 (*GST inclusive*)

**1. Bruce Rock Engineering** (*supply one only drop deck float*)

Specifications:

Overall Length:	13.8 metre ( <i>including ramp width up</i> )
Drop Deck Length:	9.360 metres, height from ground level 1.050 metres
Top Deck Length	4.1 metres, height from ground level 1.500 metres
Deck Width	2.5 metres
Tare weight:	9.4t
Payload capacity:	30 tonne
Tri Axels:	K-Hitch unitized bearing, disc brake, 0/285 axles
Suspension:	K-Hitch 2.7m 9 leaf under-slung mechanical suspension
Chassis:	Fully auto- fabricated G350 high tensile chassis guaranteeing strength and appearance
Floor:	5.0mm checker plate floor, chain down spiders in floor12mm CNC profile cut combing rails with 25NB rope rail and chain points
King Pin	90mm, 3.5" bolt in king pin bolt in ball race block
Landing Legs	two speed manual wind down type
Roadtrain trailer:	hitch plate with air and electrical couplings Ringfeeder 202AUS 50mm automatic coupling
Ramps:	5.0mm checker plate BI- fold ramps, 1000mm wide with grip cleats, hydraulic powered from truck (control from rear of trailer and also truck cab) Light vehicle ramps to top deck with under deck holder
Tyres/Rims	14 off 10/285 powder coated sliver steel wheels with 255/70R22.5 Bridgestone R184 tyres
Lights:	Hella LED lights to ADR standard with Dangerous Goods E-Max wiring harness- 'plug and play'
Mudflaps:	front and rear mud guards and flaps
Tool Box:	two fully sealed tool boxes with stainless steel hardware
Water tank:	60 litre
Extras:	Amber LED flashing light Over size signage
Paint:	Abrasive blasted epoxy primed and two pack top-coated in your colours

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Laser wheel alignment

Delivered to Shire depot and licensed for 12 months  
(no trade price offered)

Outright Purchase Price:     \$102,500.00 (GST inclusive)

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**2. Howard and Porter**

Specifications:

Overall Length:	13.7 metre (including ramp width up)
Drop Deck Length:	9.450 metres
Top Deck Length	4 metres
Deck Width	2.5 metres
Tare weight:	9.6t
Payload capacity:	30 tonne
Suspension	9'1" Tri Axle Spring suspension
Axles	K-HITCH 10 stud 285PCD Hubs with Parallel Bearings,
Grease	filled drum brakes
Landing Legs	two speed manual wind down type
King Pin	90mm removable pin at 1420mm and to suit 1280mm skid plate height.
Brakes	to ADR requirements
Lights	all LED to current ADR requirements with rear amber beacon and switch
Toolbox	one (1) only 1200x500x500mm
Load Rack	1500mm to top deck
Water Tank	one (1) only 60 Litre Plastic Type with Tap.
Top Deck	slide out ramps with storage under deck
Tyres	fourteen (14) only 255R/70 Low Profile
Spare Tyre Carrier	dual type
Rear Ramps	hydraulic operated full width cab operated also rear external controls
Road Train Items	50mm ring feeder, cross-member and lines to rear with roadtrain wiring and brake kit
Paint	grit blast, primed and painted in 2-Pack

Delivered to Shire depot and licensed for 12 months

Outright purchase:	\$108,460.00
Less trade	<u>\$ 18,260.00</u>
Change over	<u>\$ 90,200.00</u>

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The quote submitted by Bruce Rock Engineering (\$102,500) for the outright purchase of the new Drop Deck Float is \$5,960 less than the quote submitted by Howard and Porter (\$108,460)

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Council received two quotes for the purchase of councils existing Matrix Drop Deck Float. The first been as a trade offered by Howard and Porter for \$18,260, and the second from A&P Oetiker for \$19,000

The offer from A&P Oetiker for \$19,000 for the outright purchase of councils Matrix Drop Deck is \$740 higher than that by Howard and Porter as a trade.

**Financial Implications:** A monetary allocation of \$140,000 (*GST inclusive*) has been allowed for in Councils 2012/2013 Financial Year Plant Replacement Program for the change over of this vehicle

**Strategic Implications:** Ten Year Plant Replacement Program

**Recommendation**

That Council purchases the Drop Deck Float from Bruce Rock Engineering for the quoted cost of \$102,500 (*GST inclusive*)  
and  
Council sells its current Matrix Drop Deck Float to A&P Oetiker for the quoted outright purchase price of \$19,000 (*GST inclusive*)

**Voting Requirements**

Simple Majority

**242/2012**

***Moved Cr W Della Bosca Seconded Cr J Della Bosca that Council purchases the Drop Deck Float from Bruce Rock Engineering for the quoted cost of \$102,500 (GST inclusive) and Council sells its current Matrix Drop Deck Float to A&P Oetiker for the quoted outright purchase price of \$19,000 (GST inclusive)***

**CARRIED (6/0)**

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<b>Submission to:</b>	Ordinary Meeting of Council - Friday 16 <sup>th</sup> November, 2012
<b>Agenda Reference:</b>	10.1
<b>Subject:</b>	<b>Proposed Works for Old Bowling Club Land and Uniting Church Land</b>
<b>Location/Address:</b>	Reserve 23715 (Lots 49, 50 & 756), Lot Pt 51, 52, 53 & Res 31288 Lot 54 Cnr Antares & Canopus Streets, and Lot 278 Cnr Antares & Centaur Streets, Southern Cross
<b>Name of Applicant:</b>	Manager Environmental Health & Building Services
<b>File Reference:</b>	
<b>Author:</b>	Manager Environmental Health & Building Services - W J Dallywater
<b>Disclosure of Interest:</b>	Not applicable
<b>Date of Report:</b>	7 <sup>th</sup> November, 2012

**Background**

At the October 2012 Council Meeting Council asked that a proposed plan for the future development of the Old Bowling Club and Uniting Church lots is drafted and presented to Council.

**Comment**

The following is a proposed over-view of the various works to be undertaken to progress the future development of the abovementioned lots:-

- 1) Confirmation of Ownership of Land and Buildings.
  - a) Old Bowling Club Buildings.
    - i) The old bowling clubhouse and rear shed are situated on Lots 756 & Pt 51 Antares Street, and the old bowling green is situated on Reserve 23715 Lots 49 & 50 Antares Street, Southern Cross. The Shire currently owns Lots Pt 51, 52 & 53. The Department of Regional Development and Lands (DRDL) is in the process of changing Reserve 23715 Lots 49, 50 & 756 plus Reserve 31288 Lot 54 from a reserve into Unclassified Crown Land (UCL) so that it can be sold freehold to the Shire. This process will take a number of months to complete.
    - ii) Even if the land remains as a Reserve and returned to the Crown, the Shire would be required to remove the buildings, the lawn and garden area, fencing, etc so that it is a cleared vacant site.
  - b) Uniting Church Buildings.
    - i) Both the Church and the outside toilet block are situated on Lot 278 Antares Street.
    - ii) The Shire's Offer to Purchase has been accepted and settlement is expected to occur on 27<sup>th</sup> November 2012.

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iii) By the time a decision is made regarding the contract to remove the buildings, the Land Title should be in the Shire's name.

- 2) Clearing of the Lots.
  - a) Two advertisements for "Expressions of Interest" for the demolition or removal of the buildings on each of the lots would be placed in the local "Crosswords" newsletter with a 2 week response period.
  - b) A copy of the advertisements would be forwarded to those contractors who have already approached Shire staff advising that they are interested in this work.
  - c) As it is expected that each contract to remove the buildings will be less than \$100,000.00 in value this work will not need to go through a tender process, but quotes will be requested with contractors to state whether they are licensed with the relevant authorities (Work Safe WA and Department of Environment and Conservation) to remove asbestos material.
  - d) If each tender is \$100,000.00 or more in value then advertisements calling for Tenders to demolish or remove the buildings will be published and distributed as above.
  - e) Unless Council wants to see the quotes before the contract work is awarded, the assessment of the quotes and the awarding of the contractor(s) will be handled by the CEO and MEHBS.
  - f) Once the buildings have been removed, Shire Works staff will remove the lawn area and fencing, and will initially lay and compact clean sand fill as required to basically level the site. As the steel light poles are considered fragile and a potential risk of falling over and causing injury, the light poles will be removed as soon as this can be arranged.
- 3) Mr Steven Dubczuk of Steve Dubczuk Architect in Perth has already been approached to provide a suitable floor plan for a two bedroom aged accommodation unit, and he has provided the Shire with one concept floor plan to date. See attached plan. Mr Dubczuk has also been asked to look at both the Uniting Church land and the old Bowling Club land and to provide concept site plans for the development of these lots if aged accommodation units are built/installed on these sites.
- 4) Demolition of the buildings and clearing the lots would occur as soon as the successful contractor(s) can commence and complete this work.
- 5) Decision of the Type of Development for Each Site.
  - a) Development Options.

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- i) Old Bowling Club Land - Aged Accommodation Units - 2 bedroom units.
  - ii) Uniting Church Land - Aged Accommodation Units or Proposed Medical Demonstration Site.
  - iii) Alternatively the Uniting Church site could be used for 1 or 2 bedroom units for young people or low income persons - maybe as a joint development with the Department of Housing (Homeswest).
- b) Other Potential Sites.
- i) The old Gull or Shell Service Station Roadhouse site (Lots 63 & 64 corner Altair & Canopus Streets, Southern Cross) has verbally been identified as a potential site for future development for the proposed Medical Demonstration Site or for a new Shire Administration Office. For this reason the owner (Mr Graham Reside) has been approached regarding the possibility of purchasing the land and a valuation of the property has now been carried out by Opteon (Goldfields WA) (previously known as Goldfields Valuers) from Kalgoorlie. This site still has the underground fuel tanks in-situ, and while the tanks have been emptied, they still are holding a small amount of fuel that could not be completely pumped out and there is the potential for the site to be contaminated. Mr Reside is aware of the responsibilities regarding these tanks and is aware that this issue would need to be considered in any future negotiations the Shire may have with him regarding the possible purchase of the land.
- c) Advertise for Tenders.
- i) Once a decision is made on the type of development for each site, concept plans can be drawn and the call for tenders can be advertised. Depending on the number of units to be built at one time, an on-site builder (steel frame construction rather than double brick and tile construction) may be attracted to tender for this work in addition to transportable building companies.
  - ii) Funding for the project needs to be indentified and allocated for these projects.
  - iii) Tenderers are to produce full working drawings and specifications based on the chosen concept site plan(s) and floor plan(s).
  - iv) Tenders are to be considered by Council and a contract awarded.
- d) Commence Development.

**Statutory Environment**  
Nil.

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**Policy Implications**

Nil.

**Financial Implications**

Unknown at this time.

**Recommendation**

For Council's information.

**Voting Requirements**

Simple Majority.

**243/2012**

*Moved Cr Pasini Seconded Cr W Della Bosca that Council proceed with the cleanup of the blocks and accept the report.*

**CARRIED (6/0)**

<b>Submission to:</b>	Ordinary Meeting of Council – Friday 16 <sup>th</sup> November, 2012
<b>Agenda Reference:</b>	10.2
<b>Subject:</b>	<b>Proposed Sale of Surplus Items – Kitchen Cupboards, Kitchen Sink, Gas Wall Oven, &amp; Reverse-cycle Rangehood Exhaust</b>
<b>Location/Address:</b>	37 Taurus Street, Southern Cross – CEO's Residence
<b>Name of Applicant:</b>	Manager Environmental Health & Building Services
<b>File Reference:</b>	2.4.1.13
<b>Author:</b>	Manager Environmental Health & Building Services – W J Dallywater
<b>Disclosure of Interest:</b>	Not applicable
<b>Date of Report:</b>	7 <sup>th</sup> November, 2012

**Background**

As part of the work being carried out at the CEO's residence at 37 Taurus Street, Southern Cross, Council has previously agreed to up-grading the kitchen cupboards in the house. Initially it was felt that a minor up-grade could be carried out, however, as previously advised that due to the age of the cupboards being nearly 30 years old and some of the construction work not being very good, it was decided that the whole of the cupboards were removed and new cupboards installed.

As part of this up-grade a new kitchen sink will be installed as well as a new Rangehood which has a dimpled copper metal look to the body and is a recycled air model. The kitchen sink is a number of years old and will look "old" and detract from the new benches/cupboards. The existing Rangehood with the dimpled copper metal look will clash with the new colour scheme and so it will be replaced with a new stainless steel flued model.



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It was also found that the gas wall oven had not been flued properly to external air but only into the ceiling cavity. This is not safe and needs to be rectified. While we could look at installing a flue on the oven through the roof, this would mean another flue extending through the metal roof within 600mm of each other which is very likely to cause problems.

Thus we will have a number of items surplus to the Shire's needs at present and rather than storing these items for possible future use, it is recommended that the Shire advertise these items for sale in the local "Crosswords" newsletter.

**Comment**

I have already been approached by a local trade's person who is very interested in purchasing 2 or 3 cupboard units for his workshop. It is possible that others may also be interested in purchasing these items from this property.

**Statutory Environment**

Compliance with section 3.58 of the Local Government Act 1995.

**Policy Implications**

Nil

**Financial Implications**

Unknown

**Recommendation**

That Council agrees to advertise for sale by tender the old kitchen cupboards, the kitchen sink, the gas hot plate and gas wall oven, and recycle air Rangehood unit from 37 Taurus Street, Southern Cross as these items are surplus to the Shires current needs.

**Voting Requirements**

Simple Majority.

**244/2012**

*Moved Cr J Della Bosca Seconded Cr Truran that Council agrees to advertise for sale by tender the old kitchen cupboards, the kitchen sink, the gas hot plate and gas wall oven, and recycle air Rangehood unit from 37 Taurus Street, Southern Cross as these items are surplus to the Shires current needs.*

**CARRIED (6/0)**

<b>Submission to:</b>	Ordinary Meeting of Council – Friday 16 <sup>th</sup> November, 2012
<b>Agenda Reference:</b>	Late Item 10.3

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<b>Subject:</b>	<b>Planning Application - Home Occupation Application - Beauty Consultant/Therapist</b>
<b>Location/Address:</b>	Lot 82 (H/No 45) Spica Street, Southern Cross
<b>Name of Applicant:</b>	Mrs Tammy Brooks
<b>File Reference:</b>	3.1.3.3
<b>Author:</b>	Manager Environmental Health & Building Services - W J Dallywater
<b>Disclosure of Interest:</b>	Not applicable
<b>Date of Report:</b>	15 <sup>th</sup> November, 2012

### **Background**

Mrs Tammy Brooks has applied for planning permission to operate a Home Occupation business from her home at Lot 82 Spica Street, Southern Cross. Mrs Brooks has recently completed her studies to be an Independent Beauty Consultant for the following:-

- ❖ Face and Body Waxing
- ❖ Manicure and Pedicure
- ❖ Eyebrow and Eyelash Tinting
- ❖ Relaxation Massage.

Mrs Brooks would prefer to operate her new business from home initially as she has a young son who will commence kindergarten 2 days per week next year and therefore is not free to operate full-time from a commercial premise. Mrs Brooks has 2 other children who are attending school already. If granted planning permission, she intends to use a room off the front porch of her home for this Home Occupation business, will be operating the business on her own, and will operate the business 3 days per week between school hours.

See attached copy of Mrs Brooks' letter of application and location map.

### **Comment**

#### Town Planning Issues

Under the Shire of Yilgarn's 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. Mrs Brooks' proposal meets with this definition.

Mrs Brooks discussed the possibility of erecting a sign on her property to advertise the business. I advised that she could but she would need to apply to Council for permission first. An advertising sign for a Home Occupation is not be greater than 0.2 square metres in area, should be either erected on posts within her property or attached to the front wall of her home. The sign is to state the name of the business, operating hours, and contact details, and may have a drawing or picture showing what the business is. Mrs Brooks has not

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included any details regarding a sign in her application and will therefore need to apply for the sign at a later date.

Health Issues

Mrs Brooks does not have a registered trading name at this time. I have visited her home and the room to be used for the business, and have seen her various certificates confirming that she is qualified to carry out the abovementioned operations on people. Mrs Brooks will be using standard cold press massage oils for the relaxation massage, and either cold or warm wax for the face and body waxing. The brow and lash tinting is not permanent. Mrs Brooks will not be carrying out any permanent tinting or tattooing, or any body piercing processes. Therefore the health risks associated with this type of business are low.

There will be no significant increase in waste generated at her home from this business other than wastewater through the washing of towels, plus the disposal of paper sheeting for the therapy bed. There will be no odours, dust, fumes, or noise being emitted from the property to adversely affect neighbouring properties.

**Statutory Environment**

Compliance with the Shire of Yilgarn's Town Planning Scheme No 2, and the Health Act 1911 and relevant regulations or codes made under the Act.

**Policy Implications**

Nil

**Financial Implications**

Nil

**Recommendation**

That Council grants approval to Mrs Tammy Brooks to operate a beauty consultant/therapy business as a Home Occupation business from her home situated on Lot 82 Spica Streets, Southern Cross.

**Voting Requirements**

Simple Majority.

245/2012

*Moved Cr Pasini Seconded Cr J Della Bosca that Council grants approval to Mrs Tammy Brooks to operate a beauty consultant/therapy business as a Home Occupation business from her home situated on Lot 82 Spica Streets, Southern Cross.*

**CARRIED (6/0)**

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**DEPARTMENT OF MINES AND PETROLEUM - Application to Clear  
Native Vegetation under the *Environmental Protection Act 1986***

The MEHBS received correspondence advising council that Richard Read & Associates were going to be clearing Native Vegetation on their mining lease 77/1267 and Miscellaneous Lease 77/244 a total area of 1.2ha.

Cr Patroni advised the MEHBS to respond to the Department of Mines and Petroleum and advise them that Council acknowledges their letter in relation to the clearing of Native Vegetation on the mining lease 77/1267 and 77/244. clearing.

As there was no further business to discuss, the Shire President declared the meeting closed at 5.15pm.

I, Peter Romolo Patroni confirm the above Minutes of the Meeting held on Friday, 16<sup>th</sup> November 2012, are confirmed on Friday the 21<sup>st</sup> December 2012 as a true and correct record of the November Ordinary Meeting of Council.

Cr Romolo Patroni  
SHIRE PRESIDENT