

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

Minutes of the Ordinary Meeting of the Yilgarn Shire Council held in the Council Chambers, Antares Street, Southern Cross on Friday, 15th March 2013.

PRESENT

Cr P R Patroni, Shire President

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

Council Officers: V Piccoli, Chief Executive Officer
M N Dohnt, Deputy Chief Executive Officer
W J Dallywater, Manager Environmental Health & Building
RJ Bosenberg, Manager of Works

INFORMATION SESSION

Bret Howson and Michael Boyle from Howson Engineering outlined the factors of the Asset Management Plan as a feeder document into the Corporate Business Plan a statutory requirement as of 1 July 2013.

The meeting was declared open for business at 2.00pm.

PUBLIC QUESTION TIME

Nil

APOLOGIES AND LEAVE OF ABSENCE

J F Guerini

DISCLOSURES OF INTEREST

Nil

CONFIRMATION OF PREVIOUS COUNCIL MINUTES

35/2013

Moved Cr W Della Bosca Seconded Cr Guerini. That the Minutes of the previous Meeting of Council held on Friday 15th February 2013, be confirmed as a true and correct record of that meeting.

CARRIED (7/0)

Manager of Works Agenda Item 9.3 be brought forward before Bret Howson leaves the Meeting.

36/2013

Moved Cr Truran Seconded Cr Auld. That Agenda Item 9.3 is brought forward for discussion.

CARRIED (7/0)

37/2013

Moved Cr Truran Seconded Cr Pasini. That the minutes of the Yilgarn, Youth, Sport and Recreation Committee Meeting held on Monday 18th February 2013, be confirmed as a true and correct record of that meeting.

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

38/2013

Moved Cr Auld Seconded Cr Truran. That the minutes of the Be-Active Community Sport and Recreation Management Committee Meeting held on Monday 25th February 2013, be confirmed as a true and correct record of that meeting.

CARRIED (7/0)

39/2013

Moved Cr Guerini Seconded Cr Auld. That the minutes for the Wheatbelt North Regional Road Group Meeting held on Monday 25th February 2013, be confirmed as a true and correct record of that meeting.

CARRIED (7/0)

40/2013

Moved Cr Truran Seconded Cr Pasini. That the minutes of the WE-ROC Council Meeting held Wednesday 27th February 2013, be confirmed as a true and correct record of that meeting.

CARRIED (7/0)

41/2013

Moved Cr Pasini Seconded Cr Guerini. That the minutes of the Great Eastern Country Zone Meeting held on Thursday 28th February 2013, be confirmed as a true and correct record of that meeting.

CARRIED (7/0)

42/2013

Moved Cr Auld Seconded Cr Guerini. That the minutes from the Tourism Committee Meeting held on Monday 11th March 2013, be confirmed as a true and correct record of that meeting.

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

ANNOUNCEMENTS BY THE PRESIDING MEMBERS AND COUNCILLORS:

The Shire President advised the following:-

- That he has been advised that the CEO and Executive Team met with Dr Mark Kui from Hanking Mining who will be taking over from St Barbara Mining on the 28th March 2013 and it will be business as usual. New management have indicated that they favour hiring locally if possible.
- That he received a book based on the FIFO inquiry called Cancer of the Bush, and intends to read it and will advise Council of its contents.
- That he attended the Farmers Forum that was held on 27th February, which was very well received, and wanted to once again thank CBH for their kind contribution of \$1000 towards providing refreshments.
- That he attended a meeting with Dr Graham Jacobs and Senator Chris Back to discuss local issues in the lead up to the state election.

Cr W Della Bosca advised that a Fire Officer Course will be held on the 27th March starting at 1.00pm at the FESA Building.

Cr J Della Bosca advised that the Farmers Forum was good and that it was also good to see different people attended.

Cr Auld advised that the Bodallin Catchment Group Yilgarn Crop Updates evening was a success with Rebecca Maddock doing a good job organising. In addition, that he will be attending an Industry Management Committee meeting on the 24th April 2013.

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| Submission to: | Ordinary Meeting of Council – Friday, 15 March 2013 |
| Agenda Reference: | 7.1 |
| Subject: | APPLICATION TO REGISTER A DISCHARGE OF PROPERTY – USE OF COMMON SEAL |
| File Reference: | 1.6.12.2 & 1.1.12.1 |
| Author: | Vivienne Piccoli - Chief Executive Officer |
| Disclosure of Interest: | Nil |
| Date of Report: | 7 th March 2013 |

Background

Council has previously resolved at the January 2013 Council meeting to make an offer for the property at 8 (Lot9) Antares Street, Southern Cross.

The Settlement Agent's preliminary investigations on the property revealed the following;

- 1) Timberlake Holdings Pty Ltd the company who owns the property had been de-registered as a company. The company has since been re-registered with ASIC as of the 6th March 2013.

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

- 2) There is a “Seizure and Sale Order” placed on the property by the Shire of Yilgarn due to > 3years of unpaid rates.
- 3) A Caveat has been placed on the property by Concorde Innovations Pty Ltd, who have confirmed the withdrawal of the Caveat will happen at time of settlement of the property.

Comment

In order to remove the “Seizure and Sale Order”, it is necessary for the Shire of Yilgarn to complete an “Application to Register a Discharge of Property (Seizure and Sale) Order Note 1, and forward the documentation to Civic Legal for processing. I am seeking endorsement by Council for the use of the common seal on this documentation.

Statutory Environment

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

Policy Implications

Nil

Financial Implications

The costs will be \$350 Solicitor Fee and \$160 Landgate Fee to process the application and withdrawal the “Seizure and Sale Order”.

Recommendation

That Council endorses the use of the Common Seal on the Application to Register a Discharge of Property in relation to 8 (Lot 9) Antares Street, Southern Cross, Deposited Plan 223122.

Voting Requirements

Simple Majority

43/2013

Moved Cr Pasini Seconded Cr Auld. That Council endorses the use of the Common Seal on the Application to Register a Discharge of Property in relation to 8 (Lot 9) Antares Street, Southern Cross, Deposited Plan 223122.

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

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| Submission to: | Ordinary Meeting of Council –15 th March 2013 |
| Agenda Reference: | 7.2 |
| Subject: | Council Policy - Employee Benefits - Child Care Allowance |
| File Reference: | 2.3.3.2 |
| Author: | Vivienne Piccoli – Chief Executive Officer |
| Disclosure of Interest: | Not applicable |
| Date of Report: | 7 th March 2013 |

Background

At the December Council meeting the CEO addressed a proposed amendment to Council Policy 7.2 - Employee Benefits which identified providing eligible employees with a Child Care Allowance.

The policy was tabled and Council requested further work be done on the policy, the CEO met with Cr Truran to discuss the broader reaching implications of the policy and to determine the parameters of the Child Care Allowance.

Comment

The following inclusion to Policy 7.2 – Employee Benefits relating to “Child Care Allowance”, is being brought to Council for their consideration:

Child Care Allowance

Council Child Care Allowance helps permanent employees of the Shire of Yilgarn with the cost of child care.

Payments

In the case where a Centrelink rebate is offered, Council will cover 50 per cent of out-of-pocket child care expenses, after the 50% Child Care Rebate has been removed and any other subsidies that the employee receives for Child Care.

In the case, where no Centrelink rebate is offered, Council will cover 50% of out-of-pocket child care expenses.

The Child Care Allowance is capped at \$3,000 per financial year, per family. In the event that both parents are employed by the Shire of Yilgarn the allowance can be claimed by one employee only.

Eligibility

To be eligible for the Child Care Allowance:

- The employee must be a permanent employee who has been employed with the Shire of Yilgarn for a minimum of three months (probation period).
- The employee must be using approved / registered Child Care providers, which includes; Long Day Care, Family Day Care, Outside Schools Hours Care, Occasional Day Care and Home Day Care.
- The employee must have worked for the Shire of Yilgarn during the period.
- The employee must provide Centrelink and / or Child care statements / receipts prior to reimbursement.

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

The CEO recommends that the inclusion of the Child Care Allowance into the Council Policy takes effect from the 1st July 2013, and the allowance factored into the 2013/2014 budget process.

Statutory Environment

Nil

Policy Implications

Amendment to Council's Policy 7.2 - Employee Benefits

Financial Implications

Estimates of allowance to be paid will be factored into the 2013/14 budget.

Recommendation

That Council endorses the amendment to Council Policy 7.2 to include:

Child Care Allowance

Council Child Care Allowance helps permanent employees of the Shire of Yilgarn with the cost of child care.

Payments

In the case where a Centrelink rebate is offered, Council will cover 50 per cent of out-of-pocket child care expenses, after the 50% Child Care Rebate has been removed and any other subsidies that the employee receives for Child Care.

In the case, where no Centrelink rebate is offered, Council will cover 50% of out-of-pocket child care expenses.

The Child Care Allowance is capped at \$3,000 per financial year, per family. In the event that both parents are employed by the Shire of Yilgarn the allowance can be claimed by one employee only.

Eligibility

To be eligible for the Child Care Allowance:

- The employee must be a permanent employee who has been employed with the Shire of Yilgarn for a minimum of three months (probation period).
- The employee must be using approved / registered Child Care providers, which includes; Long Day Care, Family Day Care, Outside Schools Hours Care, Occasional Day Care and Home Day Care.
- The employee must have worked for the Shire of Yilgarn during the period.
- The employee must provide Centrelink and / or Child care statements / receipts prior to reimbursement.

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

44/2013

Moved Cr Auld Seconded Cr Guerini. That Council endorses the amendment to Council Policy 7.2 to include:

Child Care Allowance

Council Child Care Allowance helps permanent employees of the Shire of Yilgarn with the cost of child care.

Payments

In the case where a Centrelink rebate is offered, Council will cover 50 per cent of out-of-pocket child care expenses, after the 50% Child Care Rebate has been removed and any other subsidies that the employee receives for Child Care.

In the case, where no Centrelink rebate is offered, Council will cover 50% of out-of-pocket child care expenses.

The Child Care Allowance is capped at \$3,000 per financial year, per family. In the event that both parents are employed by the Shire of Yilgarn the allowance can be claimed by one employee only.

Eligibility

To be eligible for the Child Care Allowance:

- *The employee must be a permanent employee who has been employed with the Shire of Yilgarn for a minimum of three months (probation period).*
- *The employee must be using approved / registered Child Care providers, which includes; Long Day Care, Family Day Care, Outside Schools Hours Care, Occasional Day Care and Home Day Care.*
- *The employee must have worked for the Shire of Yilgarn during the period.*
- *The employee must provide Centrelink and / or Child care statements / receipts prior to reimbursement.*

CARRIED BY ABSOLUTE MAJORITY (4/3)

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

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| Submission to: | Ordinary Meeting of Council –15 th March 2013 |
| Agenda Reference: | 7.3 |
| Subject: | PURCHASE OF LAND - RESERVES 23715 & 31288 (Old Bowling Club) & USE OF COMMON SEAL |
| File Reference: | 1.6.12.2 & 10.2.1.2 & 1.1.12.1 |
| Author: | Vivienne Piccoli – Chief Executive Officer |
| Disclosure of Interest: | Not applicable |
| Date of Report: | 7 th March 2013 |

Background

Council has approached the Department of Lands to have Reserves R23715 & R31288 located in Antares Street converted to freehold title.

The old bowls club is located on Reserve 23715 (Old Bowls Club) and a nearby reserve for recreation R31288 is in same area. As the reserve status is no longer required Council had asked the Department of Regional Development and Lands to purchase the properties freehold.

The Department of lands initially advised that the market value of the reserves would be \$61,000 and on appeal by the CEO the market value was reviewed and reduced to \$38,000 as follows:

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| Reserve 23715 & amalgamation with adjoining land by Shire of Yilgarn | \$27,000 |
| Reserve 31288 & amalgamation with adjoining land by Shire of Yilgarn | \$11,000 |

Comment

The Minister for Lands acting under section 87(2) of the Land Administration Act 1997 has agreed to the amalgamation of the two Reserves with the adjoining properties i.e. R23715 with Lot 51 and R31288 with Lot 53 Antares Street, Southern Cross subject to the conditions precedent set out below:

1. All of the available land being accepted by you and your adjoining land owners for amalgamation with your land and their land, and your agreement to obtain forthwith, and at your own expense, the consent of any mortgagee of your land to any easements created as a condition of amalgamation, and;
2. Your agreement that where the payment of the purchase price has not been made, and settlement of this purchase is delayed for more than 12 months from the date of the acceptance of this Offer, by causes within your control, on each anniversary of the date of acceptance the value of the land offered to you may be recalculated by the Valuer General, so that the new valuation will become the purchase price for this Letter of Officer and;
3. In addition to the purchase price, you will be responsible for all survey costs. You must nominate a surveyor, who will be responsible for all clearances and lodgement. All Associated costs will be payable by you to the surveyor upon completion of the survey.

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

The Minister has Offered the Shire of Yilgarn to purchase R23715 and R31288 in fee simple; refer to the attached plan and in particular land shown bordered in red, for the purchase price of \$27,000 and \$11,000 respectively, the offer will remain open until the 30th May 2013.

If Council wishes to purchase R23715 and R31288 the following steps need to be undertaken for the purchase to proceed:

- (a) By signing and dating the Letter of Offer and the attached duplicate copy;
- (b) By sending both signed copies of the Letter of Offer to the Office of State Revenue for assessment and payment of duty; and
- (c) By returning the stamped original of the Offer to the Department of Regional Development and Lands together with the relevant money (see below).

| Costs | R23715 | R31288 |
|------------------------------------|------------------|------------------|
| Purchase Price | 24,545.46 | 10,000.00 |
| GST applicable to purchase price | 2,454.54 | 1,000.00 |
| Document Preparation fee (inc GST) | 107.00 | 107.00 |
| Document registration fees | 160.00 | 160.00 |
| Any other fees payable | Nil | Nil |
| TOTAL (inc GST) | 27,267.00 | 11,267.00 |

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

A Budget allocation has been made in the 2012/13 budget under E13650 – Purchase of Land of \$50,000.

Recommendation

That Council purchase from the Department of Regional Development and Lands, R23751 (Lot 49, 50 and 756 Antares St, Southern Cross) and R31288 (Lot 54 Antares St, Southern Cross) as fee simple land for \$27,267 and \$11,267 including relevant document fees, and authorise the execution of necessary documents and use of the common seal, to facilitate the transfer of title to the Shire of Yilgarn.

Voting Requirements

Absolute Majority

45/2013

Moved Cr Pasini Seconded Cr Guerini. That Council purchase from the Department of Regional Development and Lands, R23751 (Lot 49, 50 and 756 Antares St, Southern Cross) and R31288 (Lot 54 Antares St, Southern Cross) as fee simple land for \$27,267 and \$11,267 including relevant document fees, and authorise the execution of necessary documents and use of the common seal, to facilitate the transfer of title to the Shire of Yilgarn.

CARRIED BY ABSOLUTE MAJORITY (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

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| Submission to: | Ordinary Meeting of Council –15 th March 2013 |
| Agenda Reference: | 7.4 |
| Subject: | HAY COMMITTEE - REQUEST FOR FINANCIAL ASSISTANCE - LEEUWIN VOYAGE |
| File Reference: | 1.3.3.17 |
| Author: | Vivienne Piccoli – Chief Executive Officer |
| Disclosure of Interest: | Not applicable |
| Date of Report: | 8 th March 2013 |

Background

In 2012 Council was approached by the Health Agencies of the Yilgarn Inc. (HAY Committee) who requested Council to financially support paying for a young person in the Yilgarn to go on the Leeuwin Voyage. Council provided financial assistance of \$1,800 towards paying for Caleb Round to take part in the sailing experience. The feedback received from Caleb was that it was a once in a lifetime experience and that he was very grateful.

Comment

Council have received a letter from Mr Dean Bottomley the Chairperson from the HAY Committee advising Council of the HAY Committees activities for 2012 including another youth person in the Yilgarn (Miss Tyler Brooks) had the opportunity to go on the Leeuwin Voyage, which was funded by other sources.

The HAY Committee are keen to make the great experience of the Leeuwin Voyage available for another young person in the Yilgarn in 2013 and are requesting Council once again to financially support the program.

The CEO would like Council to consider the HAY Committees request for funding towards this worthwhile program.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

2013 Funds are available under E04119 Support to Community Groups or possibly under E10621 Community Funding Program, although does not currently meet the funding criteria as the costs are not capital or travel Assistance.

Recommendation

That Council consider financially supporting the Leeuwin Voyage program offered by the HAY Committee to eligible youth in the Yilgarn district.

Voting Requirements

Simple Majority

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

AMENDMENT TO THE RECOMMENDATION

46/2013

Moved Cr W Della Bosca Seconded Cr J Della Bosca. That Council cap the contribution made to the Leeuwin Voyage program for 2012/2013 at \$1000.

CARRIED (7/0)

47/2013

Moved Cr W Della Bosca Seconded Cr Truran. That Council review the criteria of Community Funding Program for 2013/2014 and encourage the Hay Committee to apply for funding through this program in future years.

CARRIED (7/0)

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| Submission to: | Ordinary Meeting of Council –15 th March 2013 |
| Agenda Reference: | 7.5 (Updated) – Late Item |
| Subject: | TENNIS COURT RESURFACING TENDER |
| File Reference: | 6.6.6.3 |
| Author: | Vivienne Piccoli – Chief Executive Officer |
| Disclosure of Interest: | Not applicable |
| Date of Report: | 14 th March 2013 |

Background

As part of stage II of the Recreation Precinct Redevelopment, Council have scheduled having the Southern Cross Tennis Court resurfaced (x3 courts). Council have managed to secure funding through Department of Sport and Recreation to the value of \$48,415 to contribute to the costs of resurfacing the three tennis courts.

Comment

A request for tender was advertised in the Western Australian and the Kalgoorlie Miner on the 28/2, 2/3, 6/3 and 9/3 identifying the tender details (see below) and to date have issued eight tender packages.

Request for Tender: Yilgarn Bowls and Tennis Club Southern Cross WA

- a) Resurface of three (3) tennis courts as per the scope of works.
- b) Raising or replacement of existing retainer wall on eastern boundary.
- c) Remove and replace existing retainer wall on western boundary.

Closing Date: 4.00pm – Wednesday 13th March 2013

Delivery to: Chief Executive Officer
Shire of Yilgarn
PO Box 86
SOUTHERN CROSS WA 6426

RFT Number: 02/2012 -2013

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

Tender Part A - Three (3) synthetic surface tennis courts complete with court markings and net poles.

SCOPE OF WORK

Three (3) Synthetic Surface Tennis Courts to be designed constructed and commissioned

- Remove existing synthetic grass surfacing and dispose of.
- Remove existing asphalt base including any foreign matter (ie tree roots) and dispose of.
- Construct concrete spoon drains on the two lower sides.
- Install 1 stormwater junction pit and discharge into the street.
- Regrade existing gravel base to level and compact to a suitable standard.
- Install a 30mm thick asphalt base and compact to a suitable standard.
- Install a suitable synthetic surface over the asphalt base across the three courts, extending to fence line north-south-east sides and to spoon drain west side.
- Replace existing net posts and nets with new system.
- Any existing fencing or lighting interfered with in the process of carrying out works must be reinstated to its original condition (unless prior approval has been obtained for alterations).
- Draft plans, diagrams, and specifications to be provided with Tender.
- As Constructed plan and documentation to be provided on completion.
- Warranty period and conditions to be stated as part of Tender.

** All works should comply with Tennis Australia regulations and any applicable Australian Standards

Tender Part B -Raising or replacement of the existing retainer wall on the eastern boundary

SCOPE OF WORK

- Design plan and specifications including engineering details, if required, are to be provided with the Tender.
- Raise or replace existing retainer wall (preference is to raise the existing wall). Tenderer to source matching rock.
- Back fill area between the tennis courts and retainer wall and compact. Tenderer to source suitable backfill material at cost to the Tenderer (this may be done in conjunction with the Shire of Yilgarn).
- Bitumise area between the tennis courts and retainer wall.
- Extend existing sandstone wall at the North East corner of the courts, including relocation of existing fencing to suit.

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

- Removal of surplus or waste materials from site.
- Warranty periods and conditions to be stated as part of the Tender.
- As Constructed plan and documentation to be provided on completion

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| Tender part C - Removal and replacement of the existing retainer wall on the Western boundary. |
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SCOPE OF WORK

Design plan and specifications including engineering details, if required, are to be provided with the Tender.

- Remove and replace existing retaining wall to match the height of adjoining sandstone retaining wall.
- Backfill area between the tennis courts and retainer wall with a suitable material for a garden.
- Extend existing sandstone wall, including relocation of existing fencing to suit.
- Removal of surplus or waste materials from site.
- Warranty periods and conditions to be stated as part of the Tender.
- As Constructed plan and documentation to be provided on completion.

TENDERS RECEIVED:

Only one Tender was received for Tender 02/2012 -2013 by:

Sport & Recreation Surfaces Pty Ltd
17 Chilgrove Way, Balga WA 6061

The tender submission addressed Part A of the Tender document i.e.

- a) Resurface of three (3) tennis courts as per the scope of works.

Sport & Recreation Surfaces Pty Ltd submitted two tender offers the original tender offer (eligible for consideration) and an alternative tender offer (not eligible, does not meet specifications).

The selection criteria for this tender was:

- (a) Relevant Experience and Reputation
- (b) Key Personnel Skills
- (c) Tenderer's resources
- (d) Demonstrated Understanding

Outlined below is related information relating to this criteria:

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

A) Relevant Experience

Reference checks:

Shire of Carnamah (4 synthetic courts – Grand Prix)

- Project timeframe blew out due to synthetic turf supplier not able to meet demand.
- Tennis club was happy with the Grand Prix Commercial turf.
- Council was happy with after product service.

ECU – Perth (2 synthetic courts – Advantage)

- Both Mark and Lachlan were professional in their dealings, attended to issues in a timely fashion.
- Management have received good feedback from the players on the Advantage turf.
- The courts have seen their first rain and there is no pooling.
- Project was completed in one week (no preliminary works were necessary with this project).

B) Key Personnel Skills

- ✓ Both Mark Tucker (Site Manager) and Lachlan Rowland (Director) will be working on this project from start to finish.
- ✓ Mark has 13 years' experience as a sports surface contractor from base construction, surface installation, fence construction and lighting infrastructure placement.
Lachlan Rowland has 16 years' experience as a sports surface contractor from base construction, surface installation, fence construction and lighting infrastructure placement.
- ✓ They are qualified sports surface installers and have many years' experience managing construction of sports courts and playing areas.
- ✓ They have been previously employed for more than 5 years by *TigerTurf* Australia one of the world's leading synthetic grass manufacturers.

C) Tenderers Resources

- ✓ Sport and Recreation Surfaces Pty Ltd owns and operate all of its own installation equipment for the supply and installation of acrylic and synthetic grass sports surfaces. They intend to contract local qualified contractors for the main earth works plant and equipment, or the shire may choose to conduct the earth works under our supervision and instruction.
- ✓ They have other reliable contractors available for employment if required to meet the project deadlines.
- ✓ As a project schedule for works committed they are only committed to installation works in the Perth metro to mid-April at this present time.

D) Demonstrated Understanding

- ✓ They intend to complete the works by the 31st of May as per scope of works utilising local contractors.

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

TENDER PRICE - \$191,000 (plus gst)

For Part A - Resurfacing of three Tennis Courts in accordance to scope of works.
Note: If the asphalt thickness is reduced to 25mm a saving of \$15,000 could be offered.

PLUS: Cost relating to Choice of Synthetic turf ranging between \$59,410 to \$74,660 (plus gst)

PLUS: Cost relating to Supply & Installation of new Tennis posts and net - \$4,071 plus gst (3 courts)

Synthetic Turf Options

Size of court/s: 49m x 36m = 1764m²

Work Detail – Synthetic Grass Surfacing – *TigerTurf*

- Mark out the entire area to suit roll lay out for precise court dimensions Supply and installation of *TigerTurf* synthetic grass system
- Mark out courts according to current Department of Sport and Recreation specifications for precision line marking with mechanical line cutting machine
- Installation and securing of all joins and line work with appropriate tapes and adhesives as per manufacturers specification
- Apply kiln dried silica infill sand in layers to correct depth and compaction ready for play as per manufacturers specification

Choice of surface including all of the scope listed above as follows;

Cost Schedule

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|-------------------------------|-------------------|
| Tournament 1000 | \$59,410 plus gst |
| Elite 15mm PP | \$63,040 plus gst |
| Grand Prix Commercial 12mm PP | \$61,740 plus gst |
| Advantage (polyethylene) 15mm | \$74,660 plus gst |

With all surface options there are a number of different colours to choose from. These are available at no extra charge.



* Olive / Forest Green tennis court

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

Tournament 1000 Surface - \$59,410 plus gst

A medium pile (19mm above the backing) sand filled tennis surface. Tournament 1000 uses our fibrillated yarn and increases the stitch rate from 226 per metre to 285 per metre to provide a harder wearing, longer lasting surface than Tournament. Tournament 1000 is designed for clubs who have a very high usage on their courts. The heavier stitch rate of this product camouflages the sand infill and allows the aesthetic and performance benefits of playing on grass, not on sand. The surface has a very natural looking finish. The extra benefit of Tournament 1000 is that it is so densely tufted, that the sand infill is hardly apparent offering great playing qualities. Tournament 1000 comes in a variety of colours including Olive, Brick and Forest. The surface is also UV stabilised to meet the extreme that the Australian climate presents.

Elite Surface - \$63,040 plus gst

A medium pile (15mm above the backing) sand filled tennis surface. Once again, Elite is designed for clubs who have a high usage on their courts. The higher density of this product (1272g/m²) provides an even more durable surface that once again camouflages the sand infill and allows the aesthetic and performance benefits of playing on grass, not on sand. The surface has a very natural looking finish. Elite comes in a variety of colours including Olive, Brick and Forest as well as Grey and Blue. The surface is UV stabilised to meet the extreme that the Australian climate presents.

Commercial Grand Prix - \$61,740 plus gst

A shorter pile (12mm) sand dressed surface, Commercial Grand Prix is designed for the club/shire that is looking for a dynamic and performance based tennis surface. Being made of S & Z twist yarn, the Commercial Grand Prix surface is very grippy underfoot and subsequently more responsive to slice and top-spin. It proves a heavier duty surface to meet the increased demand of club tennis. As with all Tiger Turf surfaces, Commercial Grand Prix is a full UV stabilised surface suited to the Australian climate.



*Olive / Brick two tone court

Advantage - \$74,660 plus gst

A short pile (15mm) part sand filled polyethylene synthetic grass tennis surface. Rated as medium to fast during ITF testing, Advantage offers unrivalled durability and performance to any other sand filled product. Suitable for all levels of tennis and the soft cushioning underfoot means it's suitable for mixed ages and abilities. The number one tennis surface in the UK. Like all our surfaces, Advantage is UV stabilised to meet the extremes that the Australian climate presents.

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

Warranty

Installation of the *TigerTurf* Advantage system will be in accordance with the manufacturer's recommendations with a warranty of 10 years and installation warranty of 3 years with an expected life up to 15 years. Warranty does not include the result of vandalism or undue care. All other surfaces are backed by a 7 year warranty and installation warranty of 3 years.

Warranty Exclusions

No guarantee is offered or implied against existing and or new cracks reflecting through the surface. Sub-grade movement experienced during seasonal changes and expansion and contraction of the pavement cannot be calculated and may be in excess of the system capabilities.

Maintenance

No special maintenance equipment required, minimum maintenance only required, removal of sticks, stones, leaves and general debris using leaf blowers is recommended.

An annual cleaning of the surface by means of professional grooming and chemical treatment is recommended.

Duration of works

Will be approximately 60 days weather permitting.

Council did not receive any Tender applications for:

PART B – Raising or replacement of existing retainer wall on eastern boundary

PART C - Remove and replace existing retainer wall on western boundary

The CEO proposes that Council re-advertises these projects separately as Expressions of Interest or call for quotes as these works should come under the \$100,000 tendering threshold.

In order for Council to take advantage of the Grant funding offered by Department of Sport and Recreation (DSR) it is important for the resurfacing of the tennis project to proceed as soon as possible as Jennifer Collins advised that the DSR acquittal needed to be completed by the 15th June 2013 leaving Council only 10 weeks for the project. Sport & Recreation Surfaces have indicated that they will be available to commence the project by mid-April and envisage the project to be completed by 31st May 2013.

Statutory Environment

In accordance with S3.57 Tenders for providing goods & services, under the Local Government Act 1995

Policy Implications

Nil

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

Financial Implications

In the 2012/13 budget Council have allocated \$350,000 towards the resurfacing of the Tennis courts.

Recommendation

That Council enter into a contract with Sport & Recreation Surfaces Pty Ltd for the resurfacing of three (3) synthetic turf tennis courts in Southern Cross.

That the CEO is to receive confirmation from representatives from the Southern Cross Tennis Club as to the preferred Synthetic Turf Option.

That Council authorise the CEO in consultation with the Manager for Works to negotiate the final terms and conditions of the contract with Sport & Recreation Surfaces relating to the resurfacing of the tennis courts and any variations as required prior to and during construction.

That Council re-advertise Part B and Part C of the Tender RFT 02/2012-13 as an expression of interest or call for quotes.

Voting Requirements

Absolute Majority

48/2013

Moved Cr Auld Seconded Cr Guerini. That Council enter into a contract with Sport & Recreation Surfaces Pty Ltd for the resurfacing of three (3) synthetic turf tennis courts in Southern Cross.

That the CEO is to consult with Southern Cross Tennis Club as to the preferred Synthetic Turf Option and cost variance between Council's choice and the Tennis Club's preferred option.

That Council authorise the CEO in consultation with the Manager for Works to negotiate the final terms and conditions of the contract with Sport & Recreation Surfaces relating to the resurfacing of the tennis courts and any variations as required prior to and during construction.

CARRIED BY ABSOLUTE MAJORITY (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

| | |
|--------------------------------|--|
| Submission to: | Ordinary Meeting of Council -15th March 2013 |
| Agenda Reference: | 7.6 - Late Item |
| Subject: | 2012/2013 CLGF REGIONAL PROJECT - Multi-Purpose Accommodation |
| File Reference: | 8.2.6.18 |
| Author: | Vivienne Piccoli - Chief Executive Officer |
| Disclosure of Interest: | Not applicable |
| Date of Report: | 14th March 2013 |

Background

The Shire of Yilgarn has joined with the WEROC Shires for the 2012/2013 CLGF Regional funding application addressing housing needs in the towns of Southern Cross, Westonia, Bruce Rock, Kellerberrin and Merredin.

The previous CLGF Regional project includes:

| | | | |
|-----------|--|-----------|--|
| 2010/2011 | State Barrier Fence (Shire of Westonia) (Shire of Yilgarn) | \$441,386 | Funding forwarded to DAFWA, project not complete. |
| 2011/2012 | Multi-Purpose (Professional) Accom (Shire of Westonia) (Shire of Yilgarn) | \$720,573 | Application approved by CLGF, FAA completed and funding received, tender document to be prepared. |
| 2012/2013 | Multi-Purpose (Age) Accom (WEROC) | \$392,361 | Business Case and funding application being prepared by Executive Officer - Deadline 31/5/12. |

At the WE-ROC Council Meeting held in Bruce Rock on Wednesday 27th February 2013 the matter of Leveraged funding required by the Department of Regional Development for the 2012/2013 CLGF Regional Project Business Case was addressed and the following resolution endorsed by Member Councils:

RESOLUTION: *Moved: Mr Griffiths* *Seconded: Cr Day*

In order to satisfy the Department of Regional Development's request for confirmation of leveraged funding, that for the CLGF 2012/2013 Regional Project - Wheatbelt East Regional Organisation of Councils (WE-ROC) Multipurpose Housing Project - the Shires of Bruce Rock, Kellerberrin, Merredin, Westonia and Yilgarn confirm by way of individual Council resolution the following information:

- 1. Confirmation of leveraged funding for the project;*
- 2. Confirmation of the project cost;*
- 3. Confirmation that the project cost and funding sources have been included in the Adopted 2012/2013 Budget; and*
- 4. Endorsement of Municipal Funds for the CLGF 2012/2013 Regional Project - Wheatbelt East Regional Organisation of Councils (WE-ROC) - Multipurpose Housing Project.*

CARRIED

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

Comment

After discussion with the Department of Local Government in relation to the details they require they have advised that they require a resolution that includes:

- ✓ Council's endorsement of the project
- ✓ Project Budget as per the Business Case
- ✓ Council's cash contribution to the project
- ✓ Council's in kind contribution to the project
- ✓ Council's commitment to the CLGF project in their 2013/2014 Budget.

The following information will be forwarded to the WEROC Executive Officer for the inclusion in the 2013/2014 CLGF Business Case:

Description of Project

In the 2011/2012 CLGF Business Case Council identified the proposed Multi-Purpose Accommodation Project to be a three Staged approach as follows:

1. Stage One - Small, modern villa/house accommodation to suit the needs of professional workers - 2011/2012 CLGF Funding.
2. Stage Two - Lifestyle/Retirement accommodation to suit the needs of retirees - 2012/2013 Funding.
3. Stage Three - Aged care accommodation, for the elderly.

Stage Two and Three directly address the solutions for well-aged care accommodation as identified in the Central East Aged Care Regional Solutions Strategy.

Project Budget

Stage 2 - Lifestyle/Retirement Village

| <i>Description of Expenditure</i> | <i>No. of Items</i> | <i>Unit Costs</i> | <i>Total</i> |
|-------------------------------------|---------------------|-------------------|--------------|
| Purchase four pre-fabricated Villas | 4 | 240,000 | 960,000 |
| Audit | 1 | 1,200 | 1,200 |
| Preparation and advertising tenders | 1 | 1,250 | 1,250 |
| Land for Buildings* | 4 | 15,000 | 60,000 |
| Building fees & Inspection | 1 | 1,500 | 1,500 |
| Site Preparation* | 4 | 8,000 | 32,000 |
| Water, Power and Sewer Connection | 4 | 18,000 | 72,000 |
| Driveway | 4 | 7,000 | 28,000 |
| Fencing, Clothes Line, pathway | 4 | 16,000 | 64,000 |
| Landscaping Labour* | 4 | 3,000 | 12,000 |
| Landscaping capital | 4 | 2,000 | 8,000 |
| Carport/Garden Shed | 4 | 12,000 | 48,000 |
| | | 324,950 | 1,287,950 |
| * Council In Kind Contribution | | | |

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

| Shire of Yilgarn's In kind Contribution | Total |
|--|--------------|
| Land for Buildings* | 60,000 |
| Site Preparation* | 32,000 |
| Landscaping Labour* | 12,000 |
| | 104,000 |
| | |

| Cash Contribution | Total |
|--------------------------|--------------|
| Shire of Yilgarn | 791,589 |

| CLGF Regional Component | Total |
|--------------------------------|--------------|
| Shire of Yilgarn | 392,361 |

Council's Commitment to the CLGF Project

- Council has included in their Forward Capital Works Plan 2011, an allocation towards "Age Accommodation" which is schedule for 2013/14 & 2014/15 and identifies Council's commitment to the project.
- Council acknowledges that the development of lifestyle/retirement villas will allow people to 'age in place'. This has a two-fold effect enabling 'older' people to remain in their communities longer and down-size from larger residences, which in turn increases the accommodation options available in the community.
- Council has a mandate from its community to progress this Project, demonstrated through a Community Needs Survey completed in April 2012. The issue of housing has also been identified in the Wheatbelt Development Commission's (WDC) Towards a Wheatbelt Infrastructure Plan, as a major priority for the future sustainability of the Wheatbelt region.
- Council has currently (March 2013) \$1,179,304 in their Building Reserve, with funds committed to the 2011/2012 Housing project of \$301,689 leaving \$877,615 available for 2012/2013 Housing project.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Council will need to make provision in the 2013/2014 budget for Income and Expenditure relating to the 2012/2013 CLGF Regional Housing Project.

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

Recommendation

That Council endorses the inclusion of the 2012/2013 CLGF WEROC Multi-Purpose Accommodation project in the 2013/14 Council budget.

That Council endorses the Shire of Yilgarn's component of the Multi-Purpose Housing Project Budget and its inclusion in the WEROC Business case:

Budgeted Expenditure

Total Project Budget \$1,287,950

Budgeted Income

Council's Municipal funds \$791,589

Council's in-kind Contribution \$104,000

CLGF 2012/2013 Regional Project Grant \$392,361

Total Funds \$1,287,950

Voting Requirements

Absolute Majority

49/2013

Moved Cr Truran Seconded Cr Auld. That Council endorses the inclusion of the 2012/2013 CLGF WEROC Multi-Purpose Accommodation project in the 2013/14 Council budget.

That Council endorses the Shire of Yilgarn's component of the Multi-Purpose Housing Project Budget and its inclusion in the WEROC Business case:

Budgeted Expenditure

Total Project Budget \$1,287,950

Budgeted Income

Council's Municipal funds \$791,589

Council's in-kind Contribution \$104,000

CLGF 2012/2013 Regional Project Grant \$392,361

Total Funds \$1,287,950

CARRIED BY ABSOLUTE MAJORITY (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

| | |
|--------------------------------|--|
| Submission to: | Ordinary Meeting of Council – Friday 15 th March 2013 |
| Agenda Reference: | 8.1 |
| Subject: | Financial Reports |
| File Reference: | 8.2.3.2 |
| Author: | Mia Dohnt – Deputy Chief Executive Officer |
| Disclosure of Interest: | Not applicable |
| Date of Report: | 8 th March 2013 |

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 28th February 2013:

- Rates Receipt Statement (prepared to 6th March 2013)
- 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 28th February 2013 as presented be received.

50/2013

Moved Cr Truran Seconded Cr W Della Bosca. That the Various Financial Reports for the period ending 28th February 2013 as presented be received.

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

| | |
|--------------------------------|--|
| Submission to: | Ordinary Meeting of Council – Friday 15 th March 2013 |
| Agenda Reference: | 8.2 |
| Subject: | Accounts for Payment |
| File Reference: | 8.2.1.2 |
| Author: | Mia Dohnt – Deputy Chief Executive Officer |
| Disclosure of Interest: | Not applicable |
| Date of Report: | 6 th March 2013 |

Background

Municipal Fund – Cheque Numbers 38394 to 38426 totalling \$161,842.92, Municipal Fund EFT numbers 1143 to 1212 totalling \$174,779.95, Municipal Fund – Cheque Numbers 1084 to 1087 totalling \$153,290.29, Trust Fund – 402009 to 402012 totalling \$2,230.59, and Trust Fund – Cheque Numbers 5831 to 5834 (DPI Licensing), totalling \$67,083.75 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 38394 to 38426 totalling \$161,842.92, Municipal Fund EFT numbers 1143 to 1212 totalling \$174,779.95, Municipal Fund – Cheque Numbers 1084 to 1087 totalling \$153,290.29, Trust Fund – 402009 to 402012 totalling \$2,230.59, and Trust Fund – Cheque Numbers 5831 to 5834 (DPI Licensing), totalling \$67,083.75 are presented for endorsement as per the submitted list. |

51/2013

Moved Cr J Della Bosca Seconded Cr Pasini. Municipal Fund – Cheque Numbers 38394 to 38426 totalling \$161,842.92, Municipal Fund EFT numbers 1143 to 1212 totalling \$174,779.95, Municipal Fund – Cheque Numbers 1084 to 1087 totalling \$153,290.29, Trust Fund – 402009 to 402012 totalling \$2,230.59, and Trust Fund – Cheque Numbers 5831 to 5834 (DPI Licensing), totalling \$67,083.75 are presented for endorsement as per the submitted list.

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

| | |
|--------------------------------|--|
| Submission to: | Ordinary Meeting of Council – Friday 15 th March 2013 |
| Agenda Reference: | 8.3 |
| Subject: | Workforce Planning |
| File Reference: | 1.1.12.2 |
| Author: | Mia Dohnt – Deputy Chief Executive Officer |
| Disclosure of Interest: | Not applicable |
| Date of Report: | 7 th March 2013 |

Background

Section 5.56(1) and (2) of the Act requires that each local government is ‘to plan for the future of the district’, by developing plans in accordance with the regulations.

The new regulations specify what a ‘plan for the future’ should involve. In particular, local governments will be formally required to develop and adopt two new planning instruments:

- A Strategic Community Plan; and
- A Corporate Business Plan.

The Corporate Business Plan is constructed from numerous informing strategies. One of which is the Workforce Plan which is described as "a continuous process of shaping the workforce to ensure that it is capable of delivering organisational objectives now and in the future."

After receiving funding from the Department of Local Government to develop and implement the Workforce Plan the Shire has engaged contractors LG People to assist with the development and implementation of the Shire of Yilgarn’s Workforce Plan.

Workforce planning supports organisational development and forms an integrated and essential part of the following business planning activities:

- Setting strategic direction
- Business and project development
- Organisation’s service or structural change
- Budgets and long term financial planning
- Risk profiling and risk management
- Asset management
- Resource sharing and outsourcing
- Regional development

To determine what demand there may be for additional roles, skills and knowledge, scenario planning is required to be able to determine the gaps in the organisation between the current supply and the potential demand in relation to service levels. This is achieved by the following process:

- Using clear assumptions as to what possible scenarios are there for the future
- Determining what is potentially possible or probable

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

- Determining what workforce is needed to achieve relevant objectives

Outcomes from the internal assessments will provide information on:

- Job roles in place now
- Job roles needed in the future
- What the HR demand is now and over the next four years
- What is the current and projected supply
- What is the current and projected capability
- Gaps and Issues – with assessment of probability of occurrence (risks)
- How the identified risks can be addresses (focus on critical skills and hard to fill roles)

Statutory Environment

Section 5.56(1) and (2) of the Local Government Act 1995

Policy Implications / Delegation Register

Nil

Financial Implications

Financial implications have an offset effect as a grant has been received to develop and implement this plan.

Strategic Implications

Nil

Voting Requirements

Simple Majority

| |
|------------------------------|
| <p>Recommendation</p> |
|------------------------------|

| |
|------------------------------|
| <p>For information only.</p> |
|------------------------------|

Information received by Council

MINUTES
ORDINARY COUNCIL MEETING
 Friday, 15th March 2013

| | |
|--------------------------------|--|
| Submission to: | Ordinary Meeting of Council –15 th March 2013 |
| Agenda Reference: | 8.4 |
| Subject: | Shire of Yilgarn – 2012/2013 Budget Review |
| File Reference: | 8.2.5.3 |
| Author: | Mia Dohnt – Deputy Chief Executive Officer |
| Disclosure of Interest: | Not applicable |
| Date of Report: | 7 th March 2013 |

Background

Council’s Executive Management Team met on the 14th February 2013 to peruse the current 2012/2013 Adopted Budget and conduct a review in terms of identifying any areas which required the need for additional expenditure, as well as areas where expenditure or income was not expected to be required between now and the end of the financial year to 30th June 2013.

The end result of this meeting has been documented as follows:

| 2012/2013 Budget Review - Consideration by Council | | | | | | |
|--|---|-------------------------------|-------------|------------------|-------------------|--|
| Completed by Council's Executive Team on Thursday 14th February 2013 | | | | | | |
| INCOME | | | | | | |
| Account | Account Description | Budget Amount | New Budget | Affect to Budget | Progressive Total | Reason |
| | | Additional Income / deflation | | | | |
| | Surplus carried forward | \$1,794,424 | \$1,805,728 | \$11,304 | \$11,304 | Change from budgeted opening balance to actual opening balance |
| E03112 | Rates Discount | \$125,000 | \$113,000 | \$12,000 | \$23,304 | Less discounts taken up |
| R03103 | GRV Single Persons Quarters | \$481,454 | \$730,000 | \$248,546 | \$271,850 | Increase in GRV SPQ due to interim rating at Cliff's |
| R03106 | UV Rural | \$1,544,594 | \$1,450,000 | \$94,594 | \$177,256 | Less UV Rural rates collected |
| R03200 | Grants Commission General | \$296,214 | \$275,257 | \$20,957 | \$156,299 | FACS grant reduced after budget adopted |
| R03201 | Grants Commission Roads | \$484,506 | \$431,191 | \$53,315 | \$102,984 | FACS grant reduced after budget adopted |
| R03302 | Interest Earned - Reserve Funds | \$220,330 | \$200,000 | \$20,330 | \$82,654 | Lesser interest rates being obtained than what was budgeted |
| R03303 | Interest Earned - Municipal Funds | \$110,810 | \$80,000 | \$30,810 | \$51,844 | Lesser interest rates being obtained than what was budgeted |
| R07100 | Health Officer Income | \$29,368 | \$10,000 | \$19,368 | \$32,476 | MEBHS no longer contracting to other Shires |
| R07401 | Medical Practitioner Contributor | \$25,000 | \$36,000 | \$11,000 | \$43,476 | Additional contribution received from WA Salt |
| R10502 | Septic Waste Disposal Fees | \$11,000 | \$30,000 | \$19,000 | \$62,476 | Increased septic disposal fees charged |
| R11312 | Grant Funding - Other Sources | \$301,798 | \$233,613 | \$68,185 | \$5,709 | Reduced DSR funding for Tennis Courts upgrade |
| R13404 | Grant - Community Water Supply Investigations | \$8,100 | \$0 | \$8,100 | \$13,809 | Grant not received |
| R13405 | Tree Planter Income | \$300 | \$800 | \$500 | \$13,309 | Increased fees received |
| R13740 | Profit on Sale of Assets | \$8,000 | \$25,000 | \$17,000 | \$3,691 | Higher trade in received on one vehicle |
| R14706 | Insurance - Refunds | \$20,000 | \$80,000 | \$60,000 | \$63,691 | Insurance claims to offset Vandalism damage at E11323 |
| R14712 | Transfer from Building Reserve | \$1,127,861 | \$1,177,440 | \$49,579 | \$113,270 | Offset partial expenditure accounts E09112, E09114, E09614 |

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

2012/2013 Budget Review - Consideration by Council

Completed by Council's Executive Team on Thursday 14th February 2013

EXPENDITURE

| Account | Account Description | Budget Amount | New Budget | Affect to Budget | Progressive Total | Reason |
|---------|---|---------------|------------|---------------------------------------|-------------------|---|
| | | | | Expenditure diminution / augmentation | | |
| E03118 | Debtors to be Written Off | \$5,000 | \$10,000 | \$5,000 | \$5,000 | Increased debts written off |
| E07210 | Mosquito Control | \$13,000 | \$15,000 | \$2,000 | \$7,000 | Increased costs for mosquito control |
| E07310 | Analytical Expenses | \$450 | \$1,500 | \$1,050 | \$8,050 | Increased analytical expenses for effluent water facility |
| E07412 | Medical Centre Building Maintenance | \$5,600 | \$13,000 | \$7,400 | \$15,450 | Increase in maintenance required |
| E07413 | Provision for Medical Services | \$100,000 | \$80,000 | \$20,000 | \$4,550 | Reduction in provision for medical services |
| E08312 | Senior Citizens Centre Maintenance | \$10,650 | \$40,650 | \$30,000 | \$25,450 | Additional maintenance require to repair roof |
| E10112 | Sx Refuse Site Maintenance | \$187,500 | \$127,500 | \$60,000 | \$34,550 | Reduced costs in maintenance |
| E10113 | Marvel Loch Refuse Site | \$18,800 | \$13,800 | \$5,000 | \$39,550 | Reduced costs in maintenance |
| E10716 | Moorine Rock Toilets | \$500 | \$1,000 | \$500 | \$39,050 | Increased costs in maintenance |
| E11216 | Swimming Pool Other | \$13,500 | \$20,000 | \$6,500 | \$32,550 | Increased maintenance required for leaks |
| E11323 | Vandalism Damage - SX | \$1,700 | \$70,000 | \$68,300 | \$35,750 | Offset with Income received back on insurance claims R14706 |
| E12412 | Aerodrome Maintenance | \$69,070 | \$59,070 | \$10,000 | \$25,750 | Offset with increase E12450 |
| E13605 | Demolition of Old Buildings | \$25,000 | \$35,000 | \$10,000 | \$35,750 | Increased cost in the demolition of old buildings |
| E14212 | Training | \$25,000 | \$32,000 | \$7,000 | \$42,750 | Additional training required |
| E14616 | Advertising | \$8,000 | \$15,000 | \$7,000 | \$49,750 | Additional advertising expenses required |
| Sport 8 | Tennis Courts Fencing & Lighting | \$70,000 | \$80,000 | \$10,000 | \$59,750 | Project finalised and came in below original estimate |
| Aero 3 | Upgrade - Airport Information Frequency | \$0 | \$10,000 | \$10,000 | \$69,750 | Carried over from last years budget that was not budgeted for. Reduced E12412 |
| E13651 | Subdivision Development | \$50,000 | \$20,000 | \$30,000 | \$39,750 | Reduction in the estimate for Lifestyle Village Plans |
| E12223 | Workshop Depot Equipment | \$12,000 | \$16,000 | \$4,000 | \$43,750 | Increased maintenance required |
| E09112 | 37 Taurus St Maintenance | \$11,320 | \$65,000 | \$53,680 | \$97,430 | Offset with Income from Building Reserve |
| E09114 | 3 Libra Place - Maintenance | \$10,160 | \$20,000 | \$9,840 | \$107,270 | Offset with Income from Building Reserve |
| E09614 | 80 Spica St Maintenance | \$12,050 | \$18,050 | \$6,000 | \$113,270 | Offset with Income from Building Reserve |

CONTRA ITEMS

No impact on Council's Balanced Budget as the Contra Items balance each other out

| Account | Account Description | Budget Amount | New Budget | Affect to Budget | Progressive Total | Reason |
|---------|---|---------------|------------|---------------------------------------|-------------------|--|
| | | | | Expenditure diminution / augmentation | | |
| R04102 | Grant Funding Council | \$0 | \$25,000 | \$25,000 | \$25,000 | Offset with Expenditure account E04135 |
| E04135 | Integrated Strategic Workforce Planning | \$0 | \$25,000 | \$25,000 | \$0 | Offset with Income R14102 |
| R13101 | Mgmt & Supervision of State Barrier Fence | \$400,000 | \$0 | \$400,000 | \$400,000 | Offset with reduction in expenditure at E13113 |
| E13113 | State Barrier Fence | \$1,211,386 | \$811,386 | \$400,000 | \$0 | Offset with reduction in income at R13101 |
| E13650 | Purchase of Land | \$50,000 | \$100,000 | \$50,000 | \$50,000 | Offset by a transfer from Land Reserve |
| R14714 | Transfer from Land Development Reserve | \$50,000 | \$100,000 | \$50,000 | \$0 | Offset with Expenditure account E13650 |
| E11311 | Public Parks - SX | \$468,320 | \$464,820 | \$3,500 | \$3,500 | Offset with increase in Plant & Equipment E11330 |
| E11330 | Parks & Garden Equipment | \$4,750 | \$8,250 | \$3,500 | \$0 | Offset with decrease in Public Parks - SX E11311 |
| E12602 | Community Assistance | \$5,960 | \$0 | \$5,960 | \$5,960 | Budget moved to community development other |
| E10620 | Community Development Other | \$31,500 | \$37,460 | \$5,960 | \$0 | Budget moved from community assistance |

Comment

The overall movement in accounts is a decrease in expenditure and revenue of \$113,270 leading to a balance budget. The Executive Team have analysed variances in the budget greater than 10% and revised the budget up or down accordingly. An explanation for the movement has been given in the table above.

Statutory Environment

Regulation 33(a) of the Local Government (Financial Management) Regulations 1996 requires Council to conduct at least one review of its adopted budget between 1 January and 31 March each year.

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

Policy Implications

Nil

Financial Implications

Will see a re-allocation of funds within the 2012/2013 Adopted Budget

Strategic Implications

Nil

Voting Requirements

Absolute majority required

Recommendation

That the 2012/2013 Adopted Budget be amended to include the changes proposed, resulting from a Budget Review completed on the 14th February 2013 by Council's Management Team.

52/2013

Moved Cr Guerini Seconded Cr J Della Bosca. That the 2012/2013 Adopted Budget be amended to include the changes proposed, resulting from a Budget Review completed on the 14th February 2013 by Council's Management Team.

CARRIED BY ABSOLUTE MAJORITY (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

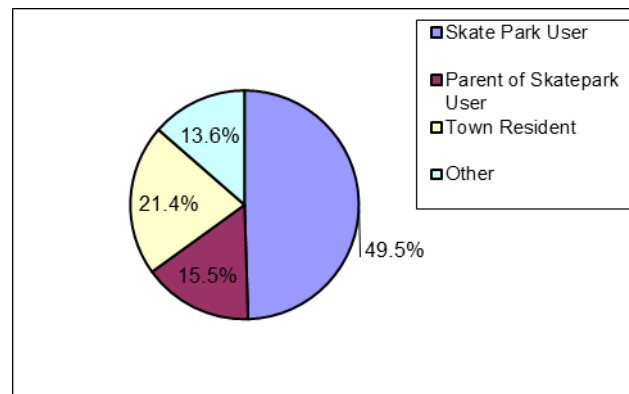
| | |
|--------------------------------|--|
| Submission to: | Ordinary Meeting of Council – Friday 15 th March 2013 |
| Agenda Reference: | 8.5 LATE ITEM |
| Subject: | Proposed Skate Park Redevelopment |
| File Reference: | 1.3.8.10 |
| Author: | Mia Dohnt – Deputy Chief Executive Officer |
| Disclosure of Interest: | Not applicable |
| Date of Report: | 7 th March 2013 |

Background

In June 2011 Council revised the Shire’s forward capital works plan. The construction of a new fixed skate park has been identified in the forward capital works plan for 2013/14.

Shire staff have undertaken a survey with the students in years 7, 8, 9 and 10 and the wider community. A total of 103 surveys were received. Of the 103 surveys received 78 or 75.7% were from people aged up to 24 years of age and 51 or 49.5% were users of the skate park as shown in the graph below.

Respondents of skate park survey



Shire staff has been liaising with a company called Enlocus who will undertake community consultation and engagement which would incorporate the schools, community groups, the Sport and Recreation groups as well as other local stakeholders of the project.

In addition to the Community consultation Enlocus would plan an inception meeting with Council departments, relevant authorities and if possible a key working group of interested stakeholders. These additional meetings will allow information from each to be considered in the design i.e. the benefits of a central/activated space integrated into its surrounding services and context.

This would extend into a functional discussion/assessment of the proposed site mapping out the context of existing infrastructure, movement through the space and constraints. The outcomes from these series of meetings is a platform for all to be heard and in turn help shape the design of their facility along with establishing a key working group of Community members for the projects duration. The initial cost of this will be approximately \$3,000.

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

Following Enlocus' with the Community they will commence the second phase which is a schematic design. It's at this stage that they will prepare a site general arrangement plan demonstrating the context of the site including the location of the skatepark, connections to the existing recreation services along with supporting landscape i.e. shelter, seating, bins, planting etc. This plan will take into consideration comments from Council's Community meetings as well as other Council documents and guidelines. A proposed budgetary allocation in the 2013/2014 budget of \$5,000 will be needed to undertake the second stage.

The outcome of these documents will be an actual designed space specific for the nominated site and supporting information required for a successful funding application i.e. consultation images costings, timelines etc

The HAY Committee has indicated they would be willing to pay the travel costs toward having a representative from Enlocus visit Southern Cross to undertake the community consultation and engagement. A small group of youth have also commenced fundraising to assist with the cost of bringing Enlocus to Southern Cross. To date they have raised approximately \$280.

It has been requested that Council also make a contribution towards the cost of bringing Enlocus to Southern Cross by contributing up to \$1,000 from the Youth Reserve.

Statutory Environment

Nil

Policy Implications / Delegation Register

Nil

Financial Implications

An unbudgeted transfer from Youth Reserve in 2012/2013 and a budgetary allocation to be made in the 2013/2014 budget.

Strategic Implications

The Shire's Plan for the future of the district 2010 and into the future states the following goals and objectives;

Goal 2 – To maintain recreation and sporting facilities

Scope: Sports facilities, recreation planning, support for community groups, opportunities for youth, holiday activities.

| | |
|------------------------------|--|
| Strategy 2.3 | Provide activities for young people |
| Rationale | <i>The shire is committed to retaining young people in the shire.</i> |
| Restraints to success | <i>Lack of participation in structured activities</i> |
| Performance Measure | <i>Viable holiday activities program and increased participation by young people</i> |

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

| Actions | Co-ordination | By When |
|--|-----------------------------|----------------|
| Continue to coordinate holiday activities program | CEO/ASO/ CRC Coordinator | Ongoing |
| Maintain contact and communicate with young people to assess the activities and facilities that would meet their needs | CEO/ASO | Ongoing |

Voting Requirements

Absolute Majority

Recommendation

That Council cover the additional funds required to undertake community consultation up to \$1,000 to be taken from the Youth Reserve and make a budgetary allocation of \$5,000 to be included in the 2013/2014 budget to undertake the schematic design of the skatepark to be used to obtain additional grant funding.

AMENDMENT TO THE RECOMMENDATION

54/2013

Moved Cr Guerini Seconded Cr Auld. That Council cover the additional funds required to undertake community consultation up to \$1,000 to be taken from the Youth Reserve.

CARRIED BY ABSOLUTE MAJORITY (7/0)

MINUTES
ORDINARY COUNCIL MEETING
 Friday, 15th March 2013

| | |
|-------------------------------|--|
| Submission to | Ordinary Meeting of Council – Friday 15 th March 2013 |
| Agenda Reference | 9.1 |
| Subject | Ten Year Plant Replacement Program – 4x4 Utility |
| Location/Address | N/A |
| Name of Applicant | N/A |
| File reference | 6.6.5.4 |
| Author | Robert Bosenberg - Manager for Works |
| Disclosure of Interest | N/A |
| Date of Report | 1st March 2013 |

Background

In accordance to Councils 2012/13 Plant Replacement Program, quotations were invited to supply and deliver one only 4x4 Utility and to trade one of Council's current 2009 4x4 Toyota Hilux Utility. The Toyota Hilux Utility offered for trade is currently being utilised by council's Parks and Garden staff. The trade vehicle was purchased in July 2009 and has a budget change over estimate of \$25,000 allowed for in the 2012/13 Financial Year Budget for this vehicle.

Comment

SPECIFICATION - NEW VEHICLE

| | |
|--------------------------------|---|
| <i>Engine</i> | <i>diesel motor naturally aspirated</i> |
| <i>Body</i> | steel tipping tray with drop sides and full height cab shield (<i>frame & mesh in-full</i>) |
| <i>Suspension</i> | heavy duty suspension |
| <i>Equipment</i> | steel bull-bar ball & tongue tow-bar air-conditioning mud flaps to all wheels Peanut Type flashing light (<i>tray mounted</i>) vinyl floor coverings and rubber floor mats (<i>driver and passenger sides</i>) canvas seat covers fitted to all seats AM/FM radio spare tyre to be mounted under tray |
| <i>Communication Equipment</i> | 40 channel UHF two-way complete, |

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

Quotations were sought from Merredin Toyota and Goldfield Toyota for the change of this vehicle.

The following quotations were received (*GST inclusive*)

| | | |
|----------|---------------------------------------|---------------------------|
| 1 | Merredin Toyota | |
| | Toyota Hilux 4x4 as per specification | \$47,686.71 |
| | Less Trade In | <u>\$24,501.71</u> |
| | Net changeover | <u>\$23,185.00</u> |
| | | |
| 2 | Goldfield Toyota | |
| | Toyota Hilux 4x4 as per specification | \$48,441.91 |
| | Less Trade In | <u>\$21,000.00</u> |
| | Net changeover | <u>\$27,441.91</u> |

As can be seen from the above the quotations submitted, Merredin Toyota for the net change over cost of \$23,185 (*GST inclusive*) is the lowest.

Financial Implications A monetary allocation of \$25,000 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 purchase the Toyota Hilux 4x4 Utility from Merredin Toyota for the quoted purchase price of \$47,686.71 (*GST inclusive*) and trade Councils existing Toyota Hilux 4x4 Utility for the quoted trade price of \$24,501.71 (*GST inclusive*) resulting in a change over cost of \$23,185 (*GST inclusive*)

Voting Requirements

Simple Majority

55/2013

Moved Cr Auld Seconded Cr Truran. That Council purchase the Toyota Hilux 4x4 Utility from Merredin Toyota for the quoted purchase price of \$47,686.71 (GST inclusive) and trade Councils existing Toyota Hilux 4x4 Utility for the quoted trade price of \$24,501.71 (GST inclusive) resulting in a change over cost of \$23,185 (GST inclusive)

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

*compatible to existing forks and lifting jib. If this can not be achieved then cost for new Integrated Tool Equipment (forks and lifting jib) is to be include in Form of Quotation as a optional extra **

Cab Structure Enclosed cab with Rollover Protection

Air-conditioning/heater, reversing light and alarm, hour metre, horn, lockable anti vandal dashboard

Control Panel: Hour metre fitted, engine oil pressure gauge, engine temperature gauge, air filter vacuum gauge, charge control gauge, torque converter temperature gauge, brake pressure gauge, AM/FM radio, working lights, hazard lights, swivel seat, tow hooks front and rear

Window tint to all windows, wiper and washers to front and rear windows, rear vision mirrors, one 2kg fire extinguisher fitted to inside of cab. Canvas seat covers fitted, two flashing amber beacon in protective cage, cab roof mounted

Two-Way GME Electrophone TX 3440, complete with aerial and microphone, fitted
TAIT TM 8200, complete with aerial and microphone, fitted, equipped with bush fire frequencies, channel 32, 45 and 59

The following quotations were received (*GST exclusive*)

"Expression of Interest Outright Purchase" (as advertised in Crosswords)

Paul Geoffrey Spencer (*outright purchase for councils Caterpillar 428c Backhoe*) of
\$24,090.90
(*GST exclusive*)

Hitachi

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

| | | |
|---|------------------------|--------------|
| <i>John Deere 315SK (GST inclusive)</i> | outright purchase | \$168,300.00 |
| | <i>less trade-in</i> - | \$ 27,500.00 |
| | <i>Net changeover</i> | \$140,800.00 |

John Deere 315Sk Backhoe

Engine - John Deere Power Tech, four cylinder, turbo charged, diesel engine

| | |
|-----------------------------|--------------------------|
| Displacement | 4.5 litres |
| Net power output (variable) | 72kw |
| Operating Weight | 8,500 |
| Transmission | 5 speed auto power shift |
| Hoe Extension | 5.6 metres |
| Hoe Depth | 4.2 metres |

hydraulic quick coupler mechanism is compatible to council existing forks and lifting jib

Warranty

Hitachi offers a full machine warranty for the period of 12 months/2000 machine hours, along with a power train warranty of 36 months or 6000 hours.

Hitachi has also offered a Rockbraker attachment as an optional extra at the cost of \$15,766

Westrac

| | | |
|---|------------------------|--------------|
| <i>Caterpillar 432FTC (GST inclusive)</i> | outright purchase | \$178,623.50 |
| | <i>less trade-in</i> - | \$ 27,500.00 |
| | <i>Net changeover</i> | \$151,123.00 |

Caterpillar 432F Backhoe

Engine - Cat 3054C, four cylinder, turbo charged, diesel engine

| | |
|-----------------------------|--------------------------|
| Displacement | 4.4 litres |
| Net power output (variable) | 74.5kw |
| Operating Weight | 8,900 |
| Transmission | 5 speed auto power shift |
| Hoe Extension | 4.3 metres |
| Hoe Depth | 4.2 metres |

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

the period of 12 months/2000 machine hours, along with a power train warranty of 36 months or 6000 hours.

Financial Implications: In Councils 2012/2013 Financial Year Plant Replacement Program a income amount of \$25,000 has been allowed for, for council's existing Caterpillar 428c Backhoe, and a monetary allocation of \$173,000 for a replacement Backhoe.

Strategic Implications: Ten Year Plant Replacement Program

Recommendation

That Council purchases the John Deere 315SK Backhoe from Hitachi for the quoted cost of \$168,300 (*GST inclusive*) and Council sells its current Caterpillar 428c Backhoe to Mr. Paul Geoffrey Spencer for the quoted outright purchase price of \$26,500 (*GST inclusive*)

Voting Requirements

Simple Majority

AMENDMENT TO RECOMMENDATION

Council endorsed that the Manager for Works can purchase the new John Deer 315SK through Hitachi as recommended, although requested for the Manager for works to contact Hitachi and ask for a revised Purchase price without the trade-in. If the Purchase Price was to reduce by >\$1,000 the Manager for Works was authorised to offer the Caterpillar 428c Backhoe to Mr Paul Geoffrey Spencer for the purchase price of \$26,500.

57/2013

Moved Cr Guerini Seconded Cr Truran. That the Manager for Works contact Hitachi and request a revised Purchase Price not including a trade-in. If the outright purchase price is reduced by >\$1,000, the Caterpillar 428c Backhoe can be offered to Mr Geoffrey Spencer for the purchase price of \$26,500 (gst inclusive).

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

| | |
|-------------------------|---|
| Submission to: | Ordinary Meeting of Council – Friday, 15 th March 2013 |
| Agenda Reference: | 9.3 |
| Subject: | Southern Cross Koolyanobbing Road |
| File Reference: | 6.1.1.224 |
| Author: | Mr Bret Howson – Engineering Consultant |
| Disclosure of Interest: | Not applicable |
| Date of Report: | 7 th March 2013 |

Background

The Southern Cross Koolyanobbing Road formally starts at Polaris Street and runs for 52.2 kilometres to Robinson Drive in Koolyanobbing Townsite. The road seal varies in width from 0.0 (Polaris Street) to 1.72kms, then is approximately 5.4m wide from 1.72km to 11.6km, and then 5.6 to 5.8 metres wide until the end of the road. The road originally was under the control of the State Government however it was handed to the Shire of Yilgarn in the late 1980's.

The Koolyanobbing Road is listed in 2025 Regional Road Development Strategy as a “*Category B Road*”. With the increase in traffic on the Southern Cross Koolyanobbing Road, this item is requesting that the Council endorse the road being included in the Roads 2030 review as a Road of Regional Significance “*Category A Road*”, and that a 5 year program be put in place to attract suitable funding through the Regional Road Development Strategy.

Comment:

Records from the Shire's ROMAN database show the road pavement was originally constructed around 1966, there has been some pavement remedial works carried out in the 1980's along with gravel shoulder maintenance and bitumen reseals from 1980 through to 2012.

The road has been constructed on a clay subgrade and is subject to winter and moisture inundation.

The iron ore mine at Koolyanobbing closed in late 1970's, and then reopened in early 1990's. The mine has shown steady increase in productivity since then, placing additional pressure on the road pavement.

The industry standard for total usage life of a road pavement is generally 40 years; therefore the road pavement on the Southern Cross Koolyanobbing Road has reached the end of it useful life and now requires rehabilitation. At this stage of a road's life there is approximately 60% residual value remaining in a road pavement, and now is the best time to commence rehabilitation of the pavement before clay, moisture and the surrounding sandy material contaminate the remaining road pavement.

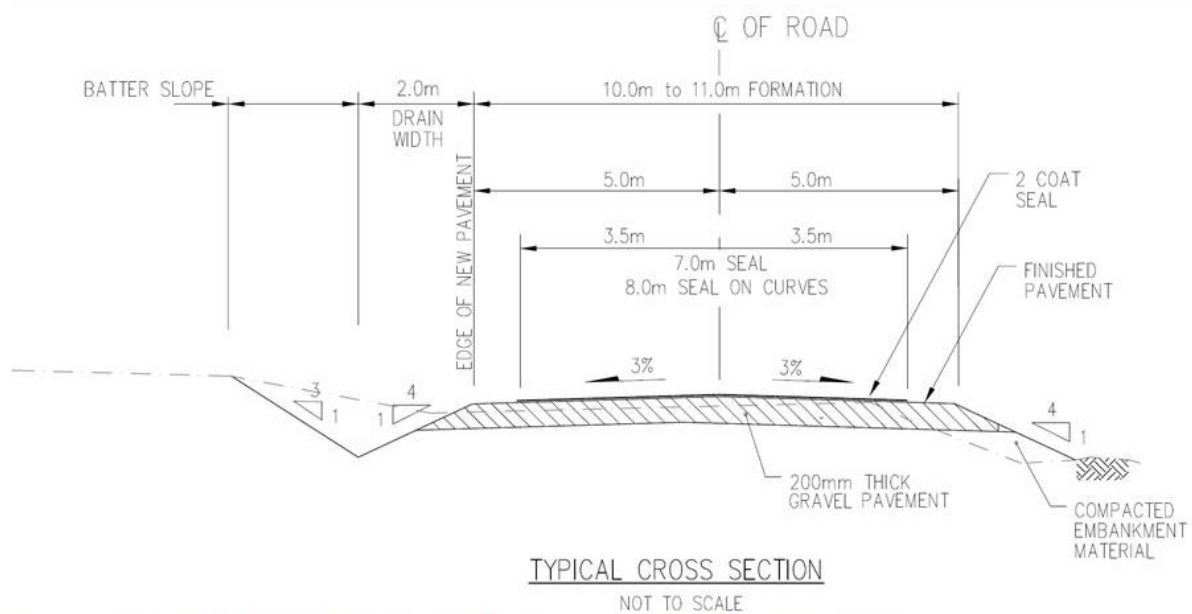
The increase on traffic (refer to attachment Traffic Data) gives an indication that this road will be subject to increasing loads for some time in the future, and again showing concern for the road pavement life.

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

Following site investigations the Shire should consider commencing the following program:

- Pavement and seal widening from 1.74km to 11.6km, then
- reconstruction and pavement widening from 11.6km to 32.0km, then
- ongoing reseal program from 32.0km to 52.2km.

Below is a suggested cross section for the proposed works



Statutory Environment

There are no known statutory implications at the time preparing this report.

Policy Implications

Policy No: 6.2 HEAVY HAULAGE ON LOCAL ROADS allowance the Council to recover costs for damage on Shire roads.

Financial Implications

The Regional Road Development Strategies, released in 1998, were an initiative of the 1992 Memorandum of Understanding between the State Government and the Western Australian Local Government Association. The Memorandum of Understanding requires that the road development strategies be reviewed at five yearly intervals to assess the effects of changing circumstances.

It is recommended that the Southern Cross Koolyanobbing be submitted for inclusion in the Roads 2030 review as "Category A Road", and that the Koolyanobbing Road is included in the five year Regional Road Construction Program for upgrades commencing 2014/2015 Financial Years.

Any funds received from the Heavy Vehicle Cost Recovery should also be including for work son this road, as required.

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

Recommendation

That Council endorse the inclusion of the Southern Cross Koolyanobbing Road in the Roads 2030 review as “*Category A Road*”
and
Council staff prepare and submit a detailed works program for the Southern Cross Koolyanobbing Road commencing in the 2014/2015 financial year

Voting Requirements

Simple Majority

58/2013

Moved Cr W Della Bosca Seconded Cr J Della Bosca. That Council endorses the inclusion of the Southern Cross Koolyanobbing Road in the Roads 2030 review as “Category A Road”

and

Council staff prepare and submit a detailed works program for the Southern Cross Koolyanobbing Road commencing in the 2014/2015 financial year.

CARRIED (7/0)

| | |
|--------------------------------|--|
| Submission to: | Ordinary Meeting of Council – Friday 15 th March, 2013 |
| Agenda Reference: | 10.1 |
| Subject: | Proposed Management Plan and Change of Vesting |
| Location/Address: | Reserve 27422 Location 823 Great Eastern Highway, Moorine Rock |
| Name of Applicant: | Department of Regional Development and Lands – Ms Ruth de Ridder, Assistant State Land Officer State Land Services |
| File Reference: | 1.6.17.2 |
| Author: | Manager Environmental Health & Building Services – W J Dallywater |
| Disclosure of Interest: | Not applicable |
| Date of Report: | 7 th March, 2013 |

Background

I refer to Agenda Item 10.1 of the January 2011 Council Meeting where Council was informed that the Moorine Rock Landfill Site that should be located only on Reserve 20911 was actually located also on Reserve 27422. The Shire had requested that the Department of Regional Development and Lands (DRDL) enlarge Reserve 20911 to include the old and existing landfill trenches, which it agreed to. The DRDL also asked if Council would consider accepting a Management Order over the enlarged Reserve 20911 and also over the unmanaged Reserve 27422 for the amended purpose of ‘Protection

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

and Natural Landscapes'? Council agreed to accept a Management Order over Reserve 20911 without any conditions, and also to accept a Management Order over Reserve 27422 Location 823 for the amended purpose on the condition that Council agrees with the wording and conditions of the Management Order. While not included in the recommendation, Council also wanted to understand the reason why it should accept the Management Order; what the conditions and obligations would be for Council; what would be the benefit to Council in accepting the Management Order; and why not leave the management of the Reserve with the Crown for the current purpose of 'Public Utility'?

A letter stating this was forwarded to the DRDL on 25th January 2011. The reply letter from the DRDL did not really answer the questions above and so another letter was forwarded to the DRDL on 9th January 2012.

Comment

The DRDL has written back addressing Council's concerns stating that:-

- There will be no special management conditions in the Management Order;
- The care, control and management of the land simply vest with the Shire for the reserve purpose as stated and defined in general terms.
- A Management Order does not convey an interest in the land but is a statutory right to manage and control Crown land in accordance with the Management Order granted under the Land Administration Act.
- Whilst there is an intrinsic benefit to the Shire, the State Government is not resourced for this purpose, and relies on Local Government to develop and maintain reserves for the community's use. This is a legitimate function of Local Government, and appropriately covered at ratepayer's expense.
- Reserves that are not placed under the care, control and management of a management body are known as unmanaged reserves and remain under administration of the Minister for Lands through the Department of Regional Development and Lands.

See attached copy of the letter from the DRDL dated 10th February 2012. Unfortunately I misread this letter when it was received which is why it is late coming to Council.

The DRDL has recently sent a letter advising that it approached the Department of Environment and Conservation (DEC) in regards to it taking control of Reserve 27422. I understand that the DRDL believed that Council did not want to accept the Management Order over the Reserve and so approached the DEC. The DEC has responded back to the DRDL that "the DEC is unable to accept management of this reserve."

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

It is in Council's interest to have the management over Reserve 27422 as the Shire has two gravel pits on Reserve 27422 which it is still using and wants to continue to access into the future. The Shire also has a large gravel pit on the adjoining lot of Reserve 21766 Location 299. See attached aerial view of this area.

It is recommended that Council accepts the offer of a Management Order over Reserve 27422 Location 823 for the amended purpose of 'Protection of Natural Landscapes' without any conditions.

Statutory Environment

Compliance with Section 49 of the Land Administration Act 1997.

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Council advise the Department of Regional Development and Lands that it is prepared to accept a Management Order over Reserve 27422 Location 823 for the amended purpose of 'Protection of Natural Landscapes'.

Voting Requirements

Simple Majority.

59/2013

Moved Cr Pasini Seconded Cr Truran. That Council advises the Department of Regional Development and Lands that it is prepared to accept a Management Order over Reserve 27422 Location 823 for the amended purpose of 'Protection of Natural Landscapes'.

CARRIED (7/0)

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

| | |
|--------------------------------|---|
| Submission to: | Ordinary Meeting of Council – Friday 15 th March, 2013 |
| Agenda Reference: | 10.2 |
| Subject: | Application to Conduct Exploration Drilling Activities – Mineral Deposits |
| Location/Address: | Yilgarn Shire |
| Name of Applicant: | Austwide Mining Title Management Pty Ltd on behalf of Mining Investments Pty Ltd. |
| File Reference: | 3.2.1.6 |
| Author: | Manager Environmental Health & Building Services – W J Dallywater |
| Disclosure of Interest: | Not applicable |
| Date of Report: | 7 th March, 2013 |

Background

Austwide Mining Title Management Pty Ltd has submitted an application on behalf of Mining Investments Pty Ltd for Exploration Licence E77/2117 which lies east of Bullfinch townsite. The Council controlled roads that run through this Licence are the Bullfinch Turkey Hill Road, Withers Find North Road, and Perilya Turkey Hill Road. The majority of Reserve 19590 “Common” is included in this Licence, as are two or three gravel pits located on the north-west corner of the Reserve. See attached map.

Comment

Under the Mining Act any works within a gazetted townsite or within 2Kms of the boundary of a gazetted townsite requires comment from the Local Government. In these instances, the proposed drilling operations will be well outside any designated townsite, and there may be proposed drilling operations along the road reserves within the exploration licence areas. The abovementioned roads are all controlled by the Shire.

In line with similar applications previously received from other applicants, Council should grant approval to each applicant to carry out any roadside drilling based on the following general conditions:-

- 1) That dust suppression is carried out so that others are not adversely affected;
- 2) That any saline ground water found is contained by pumping it into a water trailer and disposed of through normal mining practices under the terms of the company’s mining conditions;
- 3) Any ground water that escapes onto the ground around the drill site is to be bunded so that it does not spread;
- 4) All plastic bags used for soil samples are to be removed from the site and disposed of in a suitable manner;

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

- 5) All rubbish is to be disposed of at the local landfill site in the appropriate manner;
- 6) A fire fighting unit is to be available at all times, and drilling is to cease if a total fire and harvest ban is called;
- 7) No drill holes are to extend under any public railway line or any roadways. Drilling being carried out is not to interfere with road drainage and must be beyond the batter line (this is to minimise damage to capped drill holes during maintenance grading) – refer to Typical Cross Section of Road Formation diagram;
- 8) Safety signs are to be erected in accordance with Australian Standards – to warn both mining staff, contractors, and the public/visitors;
- 9) All drill holes are to be capped as soon as possible/practical after drilling;
- 10) If working within 100m from a residence, all noise generated is to be limited in accordance with the Environmental Protection (Noise) Regulations 1997, in particular when working between 7:00 p.m. and 7:00 a.m.;
- 11) That the proposed drilling work is advertised in the local newsletter “Crosswords” prior to any work commencing to notify the general public of this work; and
- 12) That the applicants are to discuss and obtain approval to access private property prior to the company or its contractors accessing this land.

The Manager of Works is aware of these applications and has raised no issues in regards to the possibility of any drilling along these Council roads, however, there is to be no drilling within or under the Shire’s gravel pits.

Statutory Environment

Compliance with the Environmental Protection (Noise) Regulations 1997, and the Environmental Protection Act 1986.

Policy Implications

Nil

Financial Implications

Nil

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

Recommendation

That Council grants approval to Austwide Mining Title Management Pty Ltd on behalf of Mining Investments Pty Ltd (E77/2117) to carry out drilling along sections of Council controlled road reserves with their respective Exploration Licence as shown on the attached maps and aerial views on the following conditions:-

- 1) That dust suppression is carried out so that others are not adversely affected;
- 2) That any saline ground water found is contained by pumping it into a water trailer and disposed of through normal mining practices under the terms of the company's mining conditions;
- 3) Any ground water that escapes onto the ground around the drill site is to be bunded so that it does not spread;
- 4) All plastic bags used for soil samples are to be removed from the site and disposed of in a suitable manner;
- 5) All rubbish is to be disposed of at the local landfill site in the appropriate manner;
- 6) A fire fighting unit is to be available at all times, and drilling is to cease if a total fire and harvest ban is called;
- 7) No drill holes are to extend under any public railway line or any roadways. Drilling being carried out is not to interfere with road drainage and must be beyond the batter line (this is to minimise damage to capped drill holes during maintenance grading) - refer to Typical Cross Section of Road Formation diagram;
- 8) Safety signs are to be erected in accordance with Australian Standards - to warn both mining staff, contractors, and the public/ visitors;
- 9) All drill holes are to be capped as soon as possible/practical after drilling;
- 10) If working within 100m from a residence, all noise generated is to be limited in accordance with the Environmental Protection (Noise) Regulations 1997, in particular when working between 7:00 p.m. and 7:00 a.m.;
- 11) That the proposed drilling work is advertised in the local newsletter "Crosswords" prior to any work commencing to notify the general public of this work; and
- 12) That the applicants are to discuss and obtain approval to access private property prior to the company or its contractors accessing this land.

Voting Requirements

Simple Majority

60/2013

Moved Cr Pasini Seconded Cr Guerini. That Council grants approval to Austwide Mining Title Management Pty Ltd on behalf of Mining Investments Pty Ltd (E77/2117) to carry out drilling along sections of Council controlled

MINUTES
ORDINARY COUNCIL MEETING
Friday, 15th March 2013

road reserves with their respective Exploration Licence as shown on the attached maps and aerial views on the following conditions:-

- 1) *That dust suppression is carried out so that others are not adversely affected;*
- 2) *That any saline ground water found is contained by pumping it into a water trailer and disposed of through normal mining practices under the terms of the company's mining conditions;*
- 3) *Any ground water that escapes onto the ground around the drill site is to be bunded so that it does not spread;*
- 4) *All plastic bags used for soil samples are to be removed from the site and disposed of in a suitable manner;*
- 5) *All rubbish is to be disposed of at the local landfill site in the appropriate manner;*
- 6) *A fire fighting unit is to be available at all times, and drilling is to cease if a total fire and harvest ban is called;*
- 7) *No drill holes are to extend under any public railway line or any roadways. Drilling being carried out is not to interfere with road drainage and must be beyond the batter line (this is to minimise damage to capped drill holes during maintenance grading) - refer to Typical Cross Section of Road Formation diagram;*
- 8) *Safety signs are to be erected in accordance with Australian Standards - to warn both mining staff, contractors, and the public/visitors;*
- 9) *All drill holes are to be capped as soon as possible/practical after drilling;*
- 10) *If working within 100m from a residence, all noise generated is to be limited in accordance with the Environmental Protection (Noise) Regulations 1997, in particular when working between 7:00 p.m. and 7:00 a.m.;*
- 11) *That the proposed drilling work is advertised in the local newsletter "Crosswords" prior to any work commencing to notify the general public of this work; and*
- 12) *That the applicants are to discuss and obtain approval to access private property prior to the company or its contractors accessing this land.*

CARRIED (7/0)

As there was no further business to discuss, the Shire President declared the meeting closed at 4.55pm.

I, Peter Romolo Patroni confirm the above Minutes of the Meeting held on Friday, 15th March 2013, are confirmed on Friday the 19th April 2013 as a true and correct record of the March Ordinary Meeting of Council.

Cr Romolo Patroni
SHIRE PRESIDENT