

MINUTES
ORDINARY COUNCIL MEETING
Friday, 18th October 2013

Minutes of the Ordinary Meeting of the Yilgarn Shire Council held in the Council Chambers, Antares Street Southern Cross, Friday 18th October 2013.

PRESENT

Cr P R Patroni, Shire President

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

K L Chrisp

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

INFORMATION SESSION

The meeting was declared open for business at **2.00pm**

PUBLIC QUESTION TIME

Nil

APOLOGIES AND LEAVE OF ABSENCE

Cr D J Pasini

DISCLOSURES OF INTEREST

Nil

CONFIRMATION OF PREVIOUS COUNCIL MINUTES

201/2013

Moved Cr J Della Bosca Seconded Cr W Della Bosca. That the Minutes of the previous Meeting of Council held on Friday 20th September 2013, be confirmed as a true and correct record of that meeting.

CARRIED (6/0)

202/2013

Moved Cr Guerini Seconded Cr Truran. That the minutes from the Wheatbelt North Regional Road Group Meeting held on Monday, 22nd July 2013, be confirmed as a true and correct record of that meeting.

CARRIED (6/0)

203/2013

Moved Cr Auld Seconded Cr Truran. That the minutes from the Tourism Advisory Committee Meeting held on Monday, 14th October 2013, be confirmed as a true and correct record of that meeting.

CARRIED (6/0)

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204/2013

Moved Cr W Della Bosca Seconded Cr Truran. That the minutes from the WEROC Meeting held on Tuesday, 24th September 2013, be confirmed as a true and correct record of that meeting.

CARRIED (6/0)

205/2013

Moved Cr Truran Seconded Cr Guerini. That the minutes from the WALGA Special Meeting held on Wednesday, 25th September 2013, be confirmed as a true and correct record of that meeting.

CARRIED (6/0)

206/2013

Moved Cr W Della Bosca Seconded Cr Truran. That the minutes for the LEMC Meeting held on Thursday, 3rd October 2013, 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 attended a Sub Regional Road Group meeting with the Manager of Works in Mukinbudin, funding has been approved and allocated for 2013/14. In addition, the Koolyanobbing Road has been upgraded from a Category B Road to a Category A for funding.
- That he received an invitation from Avon Waste for a River Cruise on the 29th November and asked if any councillors were interested in attending.
- That he attended the meeting with the Grants Commission where he was informed that we will receive a 10% guaranteed increase each year for the next 10 years with the new methodology used for calculating the Federal Assistant Grants.
- That he met with the Auditors on the 2nd October and that a date needs to be set for the Electors meeting and that Council should start advertising.

ELECTORS' MEETING

207/2013

Moved Cr Truran Seconded Cr Auld. That Council hold the electors meeting on the 11th December 2013 and proceed with advertising.

CARRIED (6/0)

- Cr W Della Bosca attended a DOAC Meeting in Merredin on 23rd September 2013. He also attended the Skeleton Weed meeting on the 17th October which went well, although he was disappointed in the number of attendees, the issues were dealt with satisfactorily and there were a lot of good questions asked. He also informed Council that it was David Atkins, DAFWA Manager of the Skeleton Weed Project's last meeting and requested that the CEO write a letter thanking him for his service and wish him well in his retirement.

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Submission to:	Ordinary Meeting of Council – Friday 18 th October 2013
Agenda Reference:	7.1
Subject:	Christmas Functions – Councillors / Outside Workers / Senior Citizens
File Reference:	2.1.2.3
Author:	Vivienne Piccoli – Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	10 th October 2013

Background

With Christmas fast approaching, it is necessary that Council considers dates and the type of functions to be held in order that staff can commence organising the above functions.

Comment

Councillors' Annual Christmas Function

This event normally coincides with the December Ordinary Council Meeting and commences at approximately 6.30pm for pre-dinner drinks, and dinner being served at 7.00pm. The December Council meeting is scheduled to be held on Friday, 20th December 2013.

The arrangements made so far include; the function being held at the Southern Cross Motel with a Christmas themed three course meal being prepared. Invitations will be going out early November, to Councillors, Staff and partners, and designated guests.

Outside Workers' Christmas Function

It is proposed that the Christmas function for the Outside Workers will be held on Thursday the 19th December 2013 commencing at midday. This year the outside crew have nominated to hold the function at the Yilgarn Bowls and Tennis clubhouse and incorporate some social games of bowls in the afternoon.

In previous years, Council has approved that the Council Office will be closed from midday on the day of the function, to allow the administration staff to socialise with the outside crew. This format has proved to be very popular and is an excellent way to promote team building throughout Council's workforce, whilst also celebrating the festive season. Councillors are also invited to attend this function.

Senior Citizens Christmas Function

The Senior Citizen Christmas function is proposed to be held on Sunday 1st December 2013, returning back to the first Sunday in December, the change in dates in previous years seemed to cause some issues with catering and also concerns from some of the elderly community.

Council have contacted the Yilgarn Bowls and Tennis Club who have expressed they are interested in providing the catering for the event the committee have been requested to provide a menu and quote for Council to consider.

The arrangements made so far include; the function being held at the Community Centre commencing at 1.00pm, with a Christmas themed three course meal being

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prepared. Council is currently advertising the event in Crosswords advising people who have just turned 60 to register with the Shire by the 4th November, and then invitations will be sent out on the 5th November 2013 for the event.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Council endorses the following in respect to conducting the above Christmas functions for 2013:-

- 1) That the Councillors' Annual Christmas function be conducted following the Council meeting on Friday, 20th December 2013.
- 2) That the outside workers' Christmas function be conducted on Thursday 19th December 2013 and to allow the administration staff the opportunity to participate in this function, Council approves of the closing of the Shire Office at midday on the day of the function on the proviso that this closure is well advertised to ensure minimum inconvenience to the public.
- 3) That the Senior Citizens Christmas function be conducted on Sunday the 1st December 2013 at the Community Centre.

Voting Requirements

Simple Majority

208/2013

Moved Cr W Della Bosca Seconded Cr J Della Bosca. That Council endorses the following in respect to conducting the above Christmas functions for 2013:-

- 1) That the Councillors' Annual Christmas function be conducted following the Council meeting on Friday, 20th December 2013.*
- 2) That the outside workers' Christmas function be conducted on Thursday 19th December 2013 and to allow the administration staff the opportunity to participate in this function, Council approves of the closing of the Shire Office at midday on the day of the function on the proviso that this closure is well advertised to ensure minimum inconvenience to the public.*
- 3) That the Senior Citizens Christmas function be conducted on Sunday the 1st December 2013 at the Community Centre.*

CARRIED (6/0)

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Submission to:	Ordinary Meeting of Council – Friday 18 th October 2013
Agenda Reference:	7.2
Subject:	Administration Office & CRC Christmas Closure
File Reference:	2.4.1.10
Author:	Vivienne Piccoli – Chief Executive Officer
Disclosure of Interest:	Nil
Date of Report:	10 th October 2013

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
Dec-16 Open	Dec-17 Open	Dec-18 Open	Dec-19 Closed at 12.00pm Outside Crew Xmas Function	Dec-20 Open
Dec-23 Open	Dec-24 Closed at 12.00pm	Dec-25 Closed Public Holiday	Dec-26 Closed Public Holiday	Dec-27 Closed
Dec-30 Closed	Dec-31 Closed	Jan-01 Closed Public Holiday	Jan-02 Closed	Jan-03 Closed
Jan-06 Open	Jan-07 Open	Jan-08 Open	Jan-09 Open	Jan-10 Open

In accordance with Council’s Staff Policy Manual s7.2 relating to Christmas Office Shutdown, the permanent administration staff are entitled to 2 ½ days paid ordinary hours as “grace and favour days” in recognition of time worked in excess of normal hours during the year, and they are also entitled to a public servant holiday for the 2nd January the remainder of the days off will be taken as annual leave or rostered days off.

The above closure dates will be posted at the Shire Office and advertised in Crosswords from the 5th November through to the end of the year, to ensure that the community have sufficient notice.

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Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Nil

Recommendation

For Council's Information

209/2013

Moved Cr Truran Seconded Cr G Guerini. That Council endorses the Administration Office and CRC Christmas closure period and requests that the closure be advertised well leading up to the festive season.

CARRIED (6/0)

Submission to:	Ordinary Meeting of Council – Friday 18 th October 2013
Agenda Reference:	7.3
Subject:	WE-ROC Memorandum of Understanding & Use of Common Seal
File Reference:	10.3.3.2, 1.1.12.1
Author:	Vivienne Piccoli – Chief Executive Officer
Disclosure of Interest:	Nil
Date of Report:	10 th October 2013

Comment

The WE-ROC Memorandum of Understanding was signed by the Shires Presidents and Chief Executive Officers of the WE-ROC Councils on the 26th June 2013, and will be in effect from the 1st July 2013 to the 30th June 2015.

The use of the Common seal was necessary for this documentation and Council policy 1.4 states that when the Common Seal is used for official documents, Council is required to endorse the use of the common seal.

Statutory Environment

Nil

Policy Implications

2013 Council Policy Manual - 1.4 - use of Council's Common seal

Financial Implications

Nil

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Recommendation

That Council retrospectively endorses the CEO and Shire President signing and placing of the Shire of Yilgarn's Common Seal on the WE-ROC Memorandum of Understanding 1 July 2013 to 30 June 2015.

Voting Requirements

Simple Majority

210/2013

Moved Cr Auld Seconded Cr W Della Bosca. That Council retrospectively endorses the CEO and Shire President signing and placing of the Shire of Yilgarn's Common Seal on the WE-ROC Memorandum of Understanding 1 July 2013 to 30 June 2015.

CARRIED (6/0)

Submission to:	Ordinary Meeting of Council – Friday 18 th October 2013
Agenda Reference:	7.4
Subject:	Asbestos Management Plan & Register – Improvement Notice 63700653
File Reference:	4.1.1.6
Author:	Vivienne Piccoli – Chief Executive Officer
Disclosure of Interest:	Nil
Date of Report:	10 th October 2013

Background

As Councils is aware back in July 2013 Council received an Improvement Notice 63700653 from the Department of Commerce (Work Safe) in relation to “Asbestos Identification, Risk assessment and register”. Work Safe formed the opinion that Council contravened regulation 5.43 of the Occupational Safety and Health Regulations 1996, where it was identified that the Shire has buildings built before 1990 which are likely to contain asbestos containing material (ACM). In addition it was revealed that there has not been an identification of asbestos in the workplace, nor a set-up of a register that identifies the location, condition and records relevant risk assessments and recommendations for areas that have been identified to contain asbestos.

Work Safe suggested that the following measures are to be undertaken:

- Ensure the identification and risk assessment of asbestos containing (ACM) is conducted for all buildings and workplaces in which the Shire has control, in accordance with the Code of Practice for the Management and Control of Asbestos in Workplaces [NOHSC: 2018 (2005)].
- Ensure the identification and risk assessment of ACM as per Parts 9 and 10 of [NOHSC: 2018 (2005)] is carried out by a competent person, reviewed regularly and a copy of the relevant asbestos register is kept at the workplace.

Council is required to remedy the above no later than the 1st November 2013.

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Comment

Over the past month Miss Dallywater who is authorised to undertake site inspection and assessment of asbestos products and materials (Australian Training Management Cert No: 31293 and Card No: 4154, date of registration 28th February 2012) has inspected Council's properties and vacant land to identify those properties that contain possible asbestos containing material (ACM). This data now forms the Shire of Yilgarn's ACM Register (refer attached), which includes photographic evidence of the asbestos material and identifies the condition at time of inspection, and the control measure recommended.

In addition to the preparation of the Asbestos Register the responsible Officer has measures in place to:

- Contact all contractors in writing and advise them that Council properties now have asbestos identification labels in the power box and to contact the shire to obtain further details.
- Send letters to occupants living in Shire owned buildings with potential asbestos hazard and advise them of the location of asbestos and potential risk.
- Advise contractors by way of a stamp placed on purchase orders for works to be done at properties where asbestos has been identified, and the use of Work permits for these jobs.

Council have also developed an Asset Management Plan which identifies acceptable work practices in accordance with Legislation to manage asbestos in Shire owned buildings / properties / plant and equipment.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Council endorse the 2013 Asbestos Management Plan and Shire of Yilgarn's Asbestos Register.

211/2013

Moved Cr Truran Seconded Cr Guerini. That Council endorses the 2013 Asbestos Management Plan and Shire of Yilgarn's Asbestos Register.

CARRIED (6/0)

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Submission to:	Ordinary Meeting of Council – Friday 18 th October 2013
Agenda Reference:	7.5
Subject:	Extraordinary Election
File Reference:	2.2.1.3
Author:	Vivienne Piccoli – Chief Executive Officer
Disclosure of Interest:	Nil
Date of Report:	11 th October 2013

Background

As Council is aware, there were four Councillors whose terms was ending in 2013, which included:

- Cr Romolo Patroni (Shire President)
- Cr David Auld
- Cr Julie Della Bosca
- Cr Wayne Della Bosca

Upon the close of nominations on the 12th September 2013 the Shire of Yilgarn received three nominations (see below), which leaves one vacancy:

- Julie Della Bosca
- Wayne Della Bosca
- Kim Chrisp

Cr Romolo Patroni and Cr Auld have both chosen to retire from Council duties and I would like to take this opportunity to express Councillor and Staff's appreciation for their dedication to the position and their commitment to the community over their considerable term on Council.

Comment

In accordance with the Local Government Act 1995, it will be necessary for the Shire of Yilgarn to conduct an extraordinary election within four months of the vacancy occurring, which is the State Council election date of the 19th October 2013.

Taking into consideration the electoral requirement to be complied with, the CEO proposes that the extraordinary election date be the **14th December 2013**, please refer to attached Election Timetable for electoral requirements. You will notice that **Councillor Nominations** will open on the **31st October 2013 and then close on the 7th November 2013** and advertising will commence locally in the crosswords on the 24th October 2013. The CEO as the returning Officer will manage the process and advise Council during the lead to the election date.

Statutory Environment

Local Government Act 1995, section 4.8 & 4.9

Policy Implications

Nil

Financial Implications

Election Expenses have been incorporated into 2013/14 budget E04113 - \$6,500

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Recommendation

That Council endorses the extraordinary election to be held on Saturday the 14th December 2013, and the CEO to conduct the electoral requirements for the election to proceed on the designated date.

212/2013

Moved Cr J Della Bosca Seconded Cr Truran. That Council endorses the extraordinary election to be held on Saturday the 14th December 2013, and the CEO to conduct the electoral requirements for the election to proceed on the designated date.

CARRIED (6/0)

Submission to:	Ordinary Meeting of Council – Friday 18 th October 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:	3 rd October 2013

Background

Council has generally presented the Monthly Financial Statement to the first meeting following the end of the month. That is to say the statements for the 12 months ending 30th September would be presented to the October meeting of Council.

Comment

The Officers of Council have been busy preparing and completing the 2012-2013 end of year audit and will not be able to present the 30th September financial reports until the November 2013 Meeting of Council.

The Local Government Act 1995 Financial Regulation 34 (4) reads as follows:

“A statement of financial activity, and the accompanying documents referred to in subregulation (2), are to be –

- a) presented at an ordinary meeting of the council within 2 months after the end of the month to which the statement relates; and*
- b) recorded in the minutes of the meeting at which it is presented.”*

It can be seen that Council must receive the monthly statements with 2 months after the end of September 2013 and therefore it is legislatively acceptable to present September 2013 Financial Statements to the November 2013 Meeting of Council.

Statutory Environment

Local Government Act 1995 Financial Regulation 34 and particularly Regulation 34 (4).

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Policy Implications

None.

Financial Implications

None.

Strategic Implications

None.

Recommendation

That Council require the Financial Statement to 30th September 2013 to be presented to Council at its meeting to be held on 15th November 2013.

Voting Requirements

Simple majority required.

213/2013

Moved Cr Auld Seconded Cr Truran. That Council requires the Financial Statement to 30th September 2013 to be presented to Council at its meeting to be held on 15th November 2013.

CARRIED (6/0)

Submission to:	Ordinary Meeting of Council – Friday 18 th October 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:	3 rd October 2013

Background

Municipal Fund – Cheque Numbers 38815 to 38791 totalling \$94,720.94, Municipal Fund EFT numbers 1737 to 1781 totalling \$152,375.96, Municipal Fund – Cheque Numbers 1116 to 1120 totalling \$145,430.00, Trust Fund – 402031 to 402034 totalling \$36,823.80 and Trust Fund – Cheque Numbers 5863 to 5866 (DPI Licensing), totalling \$49,952.40 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.

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Financial Implications

Reduction to Bank Accounts balances.

Strategic Implications

Nil

Recommendation

Municipal Fund – Cheque Numbers 38815 to 38791 totalling \$94,720.94, Municipal Fund EFT numbers 1737 to 1781 totalling \$152,375.96, Municipal Fund – Cheque Numbers 1116 to 1120 totalling \$145,430.00, Trust Fund – 402031 to 402034 totalling \$36,823.80 and Trust Fund – Cheque Numbers 5863 to 5866 (DPI Licensing), totalling \$49,952.40 are presented for endorsement as per the submitted list.

Voting Requirements

Simple Majority

214/2013

Moved Cr Truran Seconded Cr Guerini. That Municipal Fund – Cheque Numbers 38815 to 38791 totalling \$94,720.94, Municipal Fund EFT numbers 1737 to 1781 totalling \$152,375.96, Municipal Fund – Cheque Numbers 1116 to 1120 totalling \$145,430.00, Trust Fund – 402031 to 402034 totalling \$36,823.80 and Trust Fund – Cheque Numbers 5863 to 5866 (DPI Licensing), totalling \$49,952.40 are presented for endorsement as per the submitted list.

CARRIED (6/0)

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Submission to:	Ordinary Meeting of Council – Friday 18 th October 2013
Agenda Reference:	8.3
Subject:	Community Resource Centre Coordinators Report
File Reference:	1.3.4.1
Author:	Mia Dohnt – Deputy Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	3 rd October 2013

Purpose of Report

For Council information on what activities, planning and training the Community Resource Centre has under taken in the previous month.

Background

To advise what activities, planning and training the Community Resource Centre has under taken in the previous month.

Discussion



COORDINATOR'S REPORT

Prepared by: Ronice Blair
01.09.2013 – 30.09.2013
Southern Cross Community Resource Centre

Monthly Statistics

Southern Cross Singers	28
Junior Singers	12
Gym Circuit	36
Seniors Exercises	48
Seniors Carpet Bowls/lunch	29
Max Employment	43
Library	39
Centrelink	24
Introduction to Tai Chi (Thursday session)	23
Introduction to Tai Chi (Friday session)	7
“The Goose Comes to Southern Cross”	146

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Internet	\$198.00
Print/scan	\$673.65
Send/receive fax	\$45.00
Advertising	\$2374.00
Crosswords sales	\$529.95
Activities	\$1750.95
Secretarial	\$75.00
Production Items	\$10.00
Room Hire	\$231.15
Donations	\$2550.00

The CRC Network's regional coordinator, Garry Ventris, visited the CRC Wednesday 18th. Garry was able to give a brief overview on expected changes to funding levels and how it is likely to be determined. At this stage DRD is waiting for a final report/response from the Review of Western Australian Community Resource Network by the Regional Development Trust. Information is not finalised but it is believed funding will be performance based over a range of criteria, including Social, Business and Commercial.

In light of this I refer back to my report in May where I pointed out there are no formal arrangements between the CRC and the Shire of Yilgarn, who stands in place of a management committee. As things currently are Shire financials do not show a true picture of what services the CRC provides, eg Seniors events and activities, library services and the provision of a Centrelink Access Point.

I believe if the CRC and Shire were to have a MOU or if the CRC was contracted to provide services on behalf of the Shire and the financials reflected this arrangement we would be able to present a truer picture of the services we provide to DRD which in turn will improve our funding.

Still on the issue of presenting a truer picture, and again as outlined in my May report, we have finally been advised by the organisation managing SEF (Social Enterprise Funding) the CRC is recognised as a separate identity to the Shire by the State Government and therefore are eligible for grant funding. However, to qualify for the funding applied for we are still required to provide figures and future forecasts for the CRC.

The CRC received two substantial donations during September, being from St Fire Ball to be used for any event or activity as I see fit, and the HAY committee in appreciation for the use of our facilities for their monthly meetings. How these donations will be spent is still being determined.

Stay on Your Feet week fell in September and the CRC presented two Tai Chi sessions to the community as part of this event. Our first presentation was held on a Thursday when there would normally be seniors exercises, we had some 20 people in attendance. Due to the short time frame between the Tai Chi workshops, and SOYF week a series of exercises were developed incorporating Tai Chi elements and presented to those attending.

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The event was well received and followed by a light lunch.

Six people attended the second presentation which was held on Friday evening. Again, only elements of Tai Chi were presented, along with information provided via a DVD presentation.

The Tai Chi sequence of moves will take 12 to 18 months to learn. Based on feedback from the presentations there is sufficient interest in the community for Tai Chi classes to be conducted on a regular basis, and the CRC is looking at starting these in the new year. Due to most responses being from people who work, these classes will be held in the evening.

The most exciting event for the CRC during September was the Goose Event with Tom O'Toole. The CRC is proud to have been asked to facilitate this event on behalf of the Shire. We had six volunteer wait staff and three volunteers manning the bar. I would especially like to acknowledge the work of the school teachers who donated their time to this cause, Janine Dal Busco, Cecily Arkell, Naomi Byles and Kathleen Robbins. From setting of tables through to final clean-up for these four was a 9 hour stint.

The bar staff also did an excellent job and were sent home at midnight, Troye and Ali Brunalli and Malcolm Teale. CRC staff Monica and Jenna also acted in the capacity of wait staff and clean up, and were also sent home at midnight before we all turned into pumpkins.

It is only with the support volunteers will the CRC be able to continue to provide activities and events to the community, not just for this event or even for CRC events, but for the community as a whole, our volunteers need to be recognised and applauded.

Comments and feedback received after the event have all been positive, and I cannot stress what an amazingly generous gesture it was on the part of Rhys Passmore from The Goose, his staff members who came to the Cross for the night, and his suppliers, who donated produce and services in an effort to keep the cost low for all.

And Tom O'Toole, what a story he had to tell, we all need to heed his words and be dream makers, not dream takers.

The CRC was also involved in the Southern Cross Collector's Fair and Car Show from its inception in March to completion. Personally I believe the weekend was a huge success, and worthy of building until it becomes an annual event. I understand there will be a debriefing on the event at the next Tourism meeting.

Southern Cross Seniors were invited to a morning tea hosted by Years 1/2 at SXDHS. There were about eight seniors who attended who do not currently have any connection to the school but attended in response to the invitation issued to the Seniors Centre. All who attended thoroughly enjoyed the opportunity to socialise with some of our younger community members, and the general feeling was there should be more interaction between the age groups.

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The Singing group continued to meet every Wednesday and the Junior Singers, while a small group, are enthusiastic, and meet each Thursday after school.

Regular activities were held at the Seniors Centre during September, exercises Tuesdays and Thursday have seen a slight increase in numbers but Tuesday's numbers are expected to drop again with the start of Lawn Bowls on Tuesdays.

Carpet bowl were held twice, with good numbers attending, and the Southern Cross singers met every Wednesday.

The Seniors Games team have begun practicing again, with some new members attending, in preparation for the mini games to be held in October and the big games scheduled for 25 March, 2014.

While there is no intention of a massive fund raising effort for the next games there will be some small fund raising events held between now and next March in order to ensure we have required games equipment, and to keep the cost of uniforms and travel for individual members to a minimum.

I was very pleased when team members indicated they wanted to take part in this year's annual show parade, and all team members were there apart from two who were not in town that weekend. It was just a shame the strong winds caused havoc with the banner and the giant balloons.

The coordinator attended HAY and Tourism meetings during September, representing the CRC.

Ronice Blair
3 October 2013

Statutory Environment

Nil

Financial Implications

Expenses are allowed for in the 2013-2014 Budget

Voting Requirements

Simple majority required.

Recommendation

For Council information only.

215/2013

Moved Cr Auld Seconded Cr Guerini. That Council receives the CRC Co-Ordinators Report as presented.

CARRIED (6/0)

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Submission to:	Ordinary Meeting of Council Friday 18 th October 2013
Agenda Reference:	Works 9:1
Subject:	WALGA Preferred Supply Contract – TPS0814 – Plant Replacement Program 2013/2014 - Grader
Location/Address:	N.A.
Name of Applicant:	N.A.
File reference:	6.6.8.2
Author:	Robert Bosenberg - Manager of Works
Disclosure of Interest:	N.A.
Date of Report:	8 th October 2013

Background

In accordance with Councils 2013/2014 Ten Year Plant Replacement Program quotations were invited through WALGA'S Preferred Supply Contract – TPS0814 to supply and deliver one only Articulated Grader and to trade Councils current Volvo 930 Articulated Grader.

An estimated change over amount of \$283,500 has been allowed for in the 2013/2014 Financial Year Budget for this vehicle.

The trade vehicle (Volvo 930 grader) was purchased in the 2005/2006 Financial Year under Councils Plant Replacement Program. At the time of this report the Volvo 930 grader had completed 9,000 hours. The primary function of the trade vehicle is to carry out maintenance grading works on council's road network. The replacement grader will be carrying out similar works.

Comment

Specifications to new Articulated Grader being:

Make & Model tendered _____
Date of Manufacture _____
Overall operating weight _____ Kg
(min 17,500kg max 18,500kg)

Engine

Net power output (min 115w - 165kw) _____ kw
Cylinders _____
Make _____
Capacity _____ litres

Transmission & Drive

Power-shift & Differential lock/unlock

Frame

Articulated

Blade

suit two 6 foot cutting edges with overlays

Cab

Enclosed cab with Rollover Protection Structure
Air-conditioning/Heater, Tilting Console, Operators emergency warning system, Hour metre fitted, Window tint to all windows, wiper and washers to front and rear windows, One 2kg fire extinguisher fitted to inside of cab.
Canvas seat covers fitted, Slope meter fitted

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<u>Communications Equipment</u>	GME Electraphone TX 3500 (remote head) (40 channel) complete with aerial VHF-TAIT 8200 radio (remote head and SelCall) fitted including aerial and microphone equipped with bush fire frequencies, channels 32, 45 and 59
<u>Scarifiers</u>	Rear mounted scarifiers (nine shanks)
<u>Tyres</u> ply	Goodyear/Bridgestone 14 x 24 multi directional 12 rating (if un-available please state other)
<u>Spare Wheel</u>	One spare wheel mounted on rear scarifier frame with manual winch
<u>Others</u>	Tool box fitted to frame, equipped with basic tool kit, Tow hitch fitted (front and rear) Tyre inflation kit, socket to suit wheel nuts, extension bar and power bar Two flashing amber beacons in protective cage, front and rear cab roof mounted

The following quotations were received for the trade of councils Volvo 930 grader and for the purchase of a replacement grader (*GST exclusive*)

Westrac

<i>12M Caterpillar Grader (GST exclusive)</i>	\$329,082.00
<i>less trade-in -</i>	\$ 60,000.00
<i>Net changeover</i>	\$269,082.00

Specification 12M Grader

Engine – Caterpillar six cylinder Cat C-6.6, diesel engine

Displacement 7.2 litres

Net power output (variable) 144kw

Operating Weight 18,010kg

Transmission Power Shift

Warranty

Westrac offers a full machine warranty for the period of 60 months/6000 machine hours.

Fuel

Fuel consumption for the Caterpillar 12m grader under medium workload is expected to be 13-14 litres per hour.

Resale value for the Caterpillar 12m grader after an eight year life cycle is estimated at being 35% - 40% of the outright purchase cost of the new grader

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Hitachi

<i>John Deere 670G (GST exclusive)</i>		\$360,000.00
<i>less trade-in</i>	-	\$ 80,000.00
<i>Net changeover</i>		\$280,000.00

Specification for John Deere 670G

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

Displacement	9 litres
Net power output (variable)	145kw
Operating Weight	18,590kg
Transmission	Direct Drive John Deere Power-Shift plus

Warranty

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

Fuel

Fuel consumption for the 670G grader under medium workload is expected to be 13 litres per hour.

Resale value for the John Deere graders after an eight year life cycle is estimated at being 35% - 40% of the outright purchase cost of the new grader

CJD

<i>Volvo G930 (GST exclusive)</i>		\$330,000.00
<i>less trade-in</i>		\$117,000.00
<i>Net changeover</i>		\$213,000.00

Specification for Volvo 930G

Engine – Volvo D7DGAE3, six cylinder, turbo charged, diesel engine

Displacement	7 litres
Net power output (variable)	145kw
Operating Weight	18,750kg
Transmission	Direct Drive Power-Shift plus

Warranty

CJD offers a full machine warranty for the period of 12 months or 2500 hours and an extended warranty of 60 months/10,000 hours

Fuel

Fuel consumption for the 930G grader under medium workload is expected to be 16 litres per hour.

Resale value for the Volvo 930G graders after an eight life year cycle is estimated at being 35% - 40% of the outright purchase cost of the new grader

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The quotation submitted by CJD for the Volvo G930 grader is within the specification called for with the changeover cost of \$213,000 (*GST exclusive*) been the cheapest and within Councils monetary budget allocation. The warranty offered by CJD for this grader is 12 months (one year) or 2,500 hours, along with a warranty of 60 months (five years) or 10,000 hours on the engine, power train, and major hydraulic components is also very good.

Councillors must keep in mind the 10,000 hours would not be achievable within the five year warranty time period as council's graders are currently working 1250/1300 machine hours a year and will have only accumulated approximately 6250/6500 machine hours within the five years.

Council is currently running a Volvo G930 Grader which since purchasing has had continuous problems with the articulation/steering, fan speed sensors, transmission sensors, along with replacing the main centre bearing and universal joints. Backup service offered by CJD when required has been disappointing as on several occasions complaints have not been rectified by service personnel on initial visit requiring a repeat visit adding to further down time of the grader.

Although the quotation submitted by Volvo for the changeover of this grader is considerably cheaper than that submitted by Westrac and Hitachi, it is because of past poor backup service and downtime due to breakdowns of councils current Volvo 930 grader that there is some reluctances to recommend to council to purchase another Volvo grader at this point and time.

The quotation submitted by Hitachi for the John Deere 670G grader is within the specification called for with a changeover cost of \$280,000 (*GST exclusive*). The warranty offered by Hitachi for the John Deere 670G of 60 months (five years) or 5000 hours full machine warranty very good.

The quotation submitted by Westrac for the Caterpillar 12M grader is within the specifications called for with a changeover cost of \$269,082 (*GST exclusive*). The warranty offered by Westrac for the Caterpillar 12M grader of 60 month (five years) or 5000 machine hour is very good.

A budget estimate of \$283,500 has been allowed for in Council's 2013/2014 Financial Year Budget for the changeover of this grader.

History has shown that both the Caterpillar and John Deere graders have a very good trade value following an eight year life cycle. Both Hitachi and Westrac have a very good backup service when required.

The following recommendation is based on past and present performances of council's fleet of Caterpillar equipment that have been purchased by council over the past years.

- | | |
|--------------------------------|---|
| Statutory Environment: | <i>In accordance to WALGA's Preferred Contract Supplies and Councils "Finance Policy 3.5 Purchasing and Tendering"</i> |
| Financial Implications: | <i>A monetary allocation of \$283,500 has been allowed in the 2013/2014 Plant Replacement Program for the changeover of this vehicle.</i> |
| Strategic Implications: | <i>Ten Year, Plant Replacement Program</i> |

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Recommendation

Council accepts the quote submitted by Westrac to purchase the Caterpillar 12M Grader for purchase cost of \$329,082 (*GST exclusive*) and trade its current Volvo 930 Grader for the quoted trade price of \$60,000 (*GST exclusive*) resulting in a changeover cost of \$269,082 (*GST exclusive*)

Voting Requirements

Simple Majority

COUNCIL DISCUSSION

The Manager of Works agreed with Council in relation to not purchasing the Volvo Grader. Council discussed the advantages of purchasing the John Deere compared with the Caterpillar, which included that the John Deere 670G has higher horse power, greater weight where the plant item can be used for both maintenance and capital projects, that uniformity of John Deere with our current fleet and the ease of storing parts with a uniformed fleet of plant.

AMENDMENT TO THE RECOMMENDATION

216/2013

Moved Cr Truran Seconded Cr W Della Bosca. That Council accepts the quote submitted by Hitachi to purchase the John Deere 670G for the purchase cost of \$360,000 (GST exclusive) and trade its current Volvo 930 Grader for the quoted trade price of \$80,000 (GST exclusive) resulting in a changeover cost of \$280,000 (GST exclusive) for the following reasons:

- *Higher Horse Power*
- *Greater Weight for both Construction and Maintenance Work*
- *Enables Council to Build a uniformed Fleet*
- *Advantage of keeping spare parts in store for quicker repairs on plant.*

CARRIED (6/0)

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Submission to:	Ordinary Meeting of Council 18th October 2013
Agenda Reference:	Works 9:2
Subject:	Beverly Soaring Society – Southern Cross Airstrip
Location/Address:	Southern Cross Airstrip
Name of Applicant:	Beverly Soaring Society
File reference:	6.3.2.1
Author:	Robert Bosenberg - Manager of Works
Disclosure of Interest:	N.A.
Date of Report:	8 th October 2013

Background

Correspondence has been received from the Beverly Soaring Society seeking Council permission to utilise the Southern Cross Airstrip from Thursday 5th December until Sunday 15th December 2013.

The Beverly Soaring Society has utilised the Southern Cross Airstrip with Councils permission in the past (2007, 2008, 2009, 2011 and 2012).

In their proposed 2013 visit the Beverly Soaring Society intend bringing 12 gliders, 14 pilots and a Piper Pawnee tow-plane to launch the gliders.

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 make available a tie down area for the gliders at the airstrip.
- 2) Waive the landing fees
- 3) Utilise the terminal building for their safety briefing meetings
- 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.

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

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Voting Requirements

Simple Majority

217/2013

Moved Cr Auld Seconded Cr J Della Bosca. 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)

Submission to:	Ordinary Meeting of Council Friday 18 th October 2013
Agenda Reference:	Works 9:3 Late Item
Subject:	Wheatbelt North Regional Road Group - Additional Road Works Funding
Location/Address:	N/A
Name of Applicant:	N/A
File reference:	1.6.21.10
Author:	Robert Bosenberg - Manager of Works
Disclosure of Interest:	N.A.
Date of Report:	17 th October 2013

Background

Council has been notified through the Wheatbelt North Sub Regional Road Group (WNSRRG) that an unallocated funding amount of \$79,000 is yet to be allocated to suitable Regional Roads 2030 works programs for the 2013/2014 Year.

The unallocated funding can only be utilised on recognised 2030 Regional Road Programs either as a new project or extension of existing projects. Funding allocated to carry out roadworks under 2030 Regional Road Program is split 2/3 Main Roads WA and matched by 1/3 councils contribution.

Comment

Councils wishing to apply for this funding had to advise the secretary of the WNSRRG no later than COB Wednesday 16th October 2013. Shire of Yilgarn applied for the full amount of \$79,000 for the extension of the bitumen reseal works on the Parker Range Road programmed for 2013/14 Year.

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Advice received from the secretary of the WNSRRG that only two shires applied for the funding, the Shire of Koorda and Shire of Yilgarn. Shire of Yilgarn has been successful in receiving \$40,000 of the \$79,000 unallocated funding.

With the success of receiving the additional funding of \$40,000 council will now be required to contribute \$13,500 (1/3 of \$40,000) of its own funding.

Along with councils matching funding the total will be \$53,000 required to be spent. It is proposed to utilise the additional funding to carry out a further 2 kilometres of bitumen reseal works on Parker Range Road.

Financial Implications: The unbudgeted amount of \$13,500 will be included in council's midyear budget review with the monetary amount being sourced from "E12221 Emergency and Priority Roads"

Recommendation

That Council supports the application of additional funding from the 2030 Regional Roads Program and authorises the additional expenditure on the Parker Range Road to the value of \$13,500

218/2013

Moved Cr J Della Bosca Seconded Cr Guerini. That Council supports the application of additional funding from the 2030 Regional Roads Program and authorises the additional expenditure on the Parker Range Road to the value of \$13,500.

CARRIED (6/0)

LAND MANAGEMENT

Cr Patroni raised the issue of dust storms being created over paddocks where soil has been worked with a Kelly Chain and the impact that the dust has on local roads and neighbouring properties. He would like Council to contact the Department of Agriculture and Food (DAFWA) and request a response in relation to the use of Kelly Chains on paddocks and the soil degradation caused from the process.

219/2013

Moved Cr W Della Bosca Seconded Cr R Patroni. That Council writes to the Commissioner of Soil and Land Conservation, DAFWA, advising him of the soil degradation problem in the Yilgarn district due to the Kelly Chain process, and requests that the relevant landholders are educated in prevention of land degradation and promotion of soil conservation.

CARRIED (6/0)

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Submission to:	Ordinary Meeting of Council – Friday 18 th October, 2013
Agenda Reference:	10.1
Subject:	Transfer of Land from St Barbara Mines Limited to the Shire of Yilgarn
Location/Address:	Lots 290 & 291 (H/No 1) Orion Street, Southern Cross
Name of Applicant:	Manager Environmental Health & Building Services
File Reference:	1.1.12.1
Author:	Manager Environmental Health & Building Services – W J Dallywater
Disclosure of Interest:	Not applicable
Date of Report:	10 th October, 2013

Background

At the November 2005 Council Meeting, the then CEO, Mr Peter Clarke, advised that St Barbara Mines Limited after taking over possession of Sons of Gwalia's assets had a number of houses surplus to its needs. The Shire negotiated a price for the purchase of 3 and 6 Libra Place, Southern Cross. During these discussions St Barbara Mines advised that 1 Orion Street, Southern Cross was also available. Council while appreciating the offer, declined it, however, expressed an interest in the vacant land for future tourism initiatives once the house was removed.

At the December 2005 Council Meeting Council considered an offer from St Barbara Mines were the house at 1 Orion Street would be sold, the proceeds of the sale of the house would be deposited into a specific account designated by Council once settlement is completed, and ownership of the vacant land would be transferred to Council. Council resolved to thank St Barbara for donating the proceeds from the sale of the house which would be held in a Shire Trust Account until Council decided on a suitable Community Project for the funds to be spent. Council also accepted the offer of the land at 1 Orion Street to be transferred into Council's name.

Comment

During the intervening years the matter of the proceeds from the sale of the house being gifted to the Shire by St Barbara and the transfer of the land have been queried with most people thinking that both had occurred. A recent check of Council's income receipts has not found any evidence that the proceeds from the sale of the house were gifted to the Shire, plus a Land Titles check found that the land was still in St Barbara's name.

I believe that too much time has passed now to raise the issue of the gift of money. The transfer of the land to the Shire is a different matter as the Yilgarn Tourism Committee and Council are still interested in developing this land for some mining interpretative signage and displays, and a car parking area.

I contacted Mr Reg Addicott whom I have had dealing with during the years St Barbara Mines had operations in the Yilgarn. He could remember the offer to transfer the land title to the Shire and thought that it had already occurred. Mr Addicott referred this matter to their lawyer who agreed that the Certificate of Title for the land

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(Lots 290 & 291) was still in St Barbara Mines Limited's name, but saw no reason why the land transfer could not proceed. Goldfields Settlements of Kalgoorlie was asked to complete this land transfer, which is now in process.

The CEO and Shire President signed and the Shire of Yilgarn Common Seal was affixed the Transfer of Land form on 10th October 2013, which has been posted back to Goldfields Settlements for lodgement. As the Shire's Common Seal has been used, Council needs to endorse this action

Policy Implications

In accordance with Council Policy 1.4 "Use of Council's Common Seal" which states:-

"Where a Council approved or authorised activity or occurrence requires the Common Seal to be affixed (or where the Shire President and Chief Executive Officer determine it would be appropriate to so affix the Seal) the Shire President and Chief Executive Officer shall be authorised to sign and seal the document or item, on Council's behalf.

That when the Common Seal is used for official documents, it is to be referred to Council for endorsement."

Financial Implications

Goldfields Settlements has invoiced the Shire \$898.10 which includes GST as the fee for this service. This money will come from account E13250 Townscape Projects where an amount of \$8,000.00 was allocated for the Mining Exhibit Stage 1.

Recommendation

That Council endorses the Chief Executive Officer and the Shire President signing and affixing the Shire of Yilgarn Common Seal on the Transfer of Land form for Lots 290 and 291 (H/No 1) Orion Street, Southern Cross to be transferred from St Barbara Mines Limited to the Shire of Yilgarn.

Voting Requirements

Simple Majority

220/2013

Moved Cr Guerini Seconded Cr Truran. That Council endorses the Chief Executive Officer and the Shire President signing and affixing the Shire of Yilgarn Common Seal on the Transfer of Land form for Lots 290 and 291 (H/No 1) Orion Street, Southern Cross to be transferred from St Barbara Mines Limited to the Shire of Yilgarn.

CARRIED (6/0)

SALE OF DWELLING ON 1 ORION

Council discussed the issue that has been ongoing for a number of years in which it was promised by St Barbara's in regards to sale of the dwelling that Council would receive the monies from the sale (\$20,000.00) as well as the land to be gifted to council for the use of Tourism only. After extensive researching by council staff it has

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been established that Council has never received the monies and after contacting St Barbara it has been confirmed that the monies was sent to the receivership company that was dealing with St Barbara at the time and the only way council could receive any money is if they became a creditor which gave no guarantee of a return.

221/2013

Moved Cr Truran Seconded Cr Auld. That Council writes to Mr Richard Steel and the Tourism Committee to clear up any confusion in regards to the gifting of 1 Orion St to Council and that Council did not receive any monies from the sale of the dwelling.

CARRIED (6/0)

Submission to:	Ordinary Meeting of Council – Friday 18 th October, 2013
Agenda Reference:	10.2
Subject:	Southern Cross Public Swimming Pool Managers Contract – Use of Common Seal
Location/Address:	Not Applicable
Name of Applicant:	Manager Environmental Health & Building Services
File Reference:	1.1.12.1, 1.1.10.11
Author:	Manager Environmental Health & Building Services – W J Dallywater
Disclosure of Interest:	Not applicable
Date of Report:	10 th October, 2013

Comment

Mrs Sandra Ciabbarri was invited to again undertake the management of the Southern Cross Public Swimming Pool facility for the 2013/2014 swimming season and to also cover the winter break period. Mrs Ciabbarri agreed and a new contract has been written. This contract states that Mr John Ciabbarri, who is also a fully qualified Pool Manager who holds his Lifeguard qualifications, Senior First Aid qualifications, and Chlorine Chemical Handling Certificate, will work at least 1 day per week for Mrs Ciabbarri.

Negotiations on the terms of the new contract have been completed to the satisfaction of all parties. The new contract document has been signed by Mr & Mrs Ciabbarri, the Shire CEO and Shire President, and the Shire’s Common Seal has been affixed.

Statutory Environment

Nil

Policy Implications

In accordance with Council Policy 1.4 “Use of Council’s Common Seal” which states:-

“Where a Council approved or authorised activity or occurrence requires the Common Seal to be affixed (or where the Shire President and Chief Executive Officer determine it would be appropriate to so affix the Seal) the Shire President and Chief Executive Officer shall be authorised to sign and seal the document or item, on Council’s behalf.

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That when the Common Seal is used for official documents, it is to be referred to Council for endorsement.”

Financial Implications

The cost of the contract has been allocated in Council’s 2013/2014 Budget.

Recommendation

That Council endorses the Shire President and Chief Executive Officer signing and affixing the Shire’s Common Seal for the Southern Cross Swimming Pool Managers Contract for 2013/2014 between the Shire of Yilgarn, Mrs Sandra Ciabbarri and Mr John Ciabbarri.

Voting Requirements

Simple Majority.

222/2013

Moved Cr Truran Seconded Cr Guerini. That Council endorses the Shire President and Chief Executive Officer signing and affixing the Shire’s Common Seal for the Southern Cross Swimming Pool Managers Contract for 2013/2014 between the Shire of Yilgarn, Mrs Sandra Ciabbarri and Mr John Ciabbarri.

CARRIED (6/0)

Submission to:	Ordinary Meeting of Council – Friday 18 th October, 2013
Agenda Reference:	10.3
Subject:	Volunteer Work for the Shire of Yilgarn – Water Aerobics and Fitness Classes
Location/Address:	Southern Cross Public Swimming Pool, Part Lot 101 Cnr Antares & Canopus Streets, Southern Cross
Name of Applicant:	Mrs Margaret Pasini
File Reference:	4.1.7.12
Author:	Manager Environmental Health & Building Services – W J Dallywater
Disclosure of Interest:	Not applicable
Date of Report:	10 th October, 2013

Background

Mrs Margaret Pasini has written to the Shire requesting permission to again act as a volunteer of the Shire in order to conduct exercise classes for seniors. Mrs Pasini wishes to conduct Senior Aqua Aerobic Classes twice a week from 5:30 – 6:30 p.m. at the Southern Cross Public Swimming Pool. If there is the interest Mrs Pasini would also like to conduct a half hour light walking and exercise class twice a week at lunch time at the Pool.

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Being a volunteer for the Shire Mrs Pasini will not be receiving payment from those attending the classes, plus it means that she will be covered under the Shire's Public Liability Insurance and will not therefore need to hold her own private insurance.

Comment

Mrs Pasini made the same application last year and was granted approval to act as a volunteer of Council, and conducted the Senior Aqua Aerobic Classes twice a week, which I understand were well patronised. As a volunteer Mrs Pasini does not receive any payment for her time in conducting the classes. Any fee charged is used cover entry to the Pool facility or to raise funds for equipment to be used during the classes.

Mrs Pasini continues to volunteer her time to conduct light exercise classes for seniors at the Senior Citizens Centre, and is assisting Mrs Ronice Blair, Senior Citizens Centre Co-Coordinator, to conduct a circuit exercise program for adults at the Centre.

Mrs Pasini ceased being a Pool Manager at the Southern Cross Swimming Pool as of 31st March 2012 after 12 years employed by the Shire of Yilgarn. She still holds a current Senior First Aid Certificate, and has completed a certificate 11 in fitness through Curtin University in Kalgoorlie which has given her the knowledge and expertise to hold fitness and water aerobics classes. I do not believe that she still has a current Lifeguard qualification, but as the aqua aerobic classes will be held during normal opening hours, this is not a necessary requirement as the Pool Manager will be on-site.

I have discussed this proposal with Mrs Sandra Ciabbarri, Pool Manager, and she has no objection or concerns.

As Mrs Pasini wishes to operate as a volunteer of the Shire, Council needs to be aware of this fact and approve or endorse any such permission.

Statutory Environment

Code of Practice Aquatic Facilities May 2010.

Policy Implications

Nil

Financial Implications

Council will receive the Pool entry fee per person attending these classes.

Recommendation

That Council approves Mrs Margaret Pasini to act as a volunteer of the Shire to conduct Senior Aqua Aerobic Classes and light walking and exercise classes twice a week at the Southern Cross Public Swimming Pool and around Southern Cross.

Voting Requirements

Simple Majority.

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223/2013

Moved Cr Guerini Seconded Cr J Della Bosca. That Council approves Mrs Margaret Pasini to act as a volunteer of the Shire to conduct Senior Aqua Aerobic Classes and light walking and exercise classes twice a week at the Southern Cross Public Swimming Pool and around Southern Cross.

CARRIED (6/0)

Submission to:	Ordinary Meeting of Council – Friday 18 th October, 2013
Agenda Reference:	10.4
Subject:	Liquor Licence – Special Facilities Licence for Polaris Metals’ Aurora Village Wet Mess – Section 39 & 40 Certificates
Location/Address:	Mining Lease M77/580 near Helena & Aurora Conservation Park
Name of Applicant:	Process Minerals International – Mr Bhupesh Billimonia, Site Service Coordinator
File Reference:	4.1.5.5 & 3.1.3.4
Author:	Manager Environmental Health & Building Services – W J Dallywater
Disclosure of Interest:	Not applicable
Date of Report:	9 th October, 2013

Background

Mr Bhupesh Billimonia of Process Minerals International on behalf of Polaris Metals is applying for a Section 39 and Section 40 Certificate from the Shire to accompany their application to the Department of Racing Gaming and Liquor for a Special Facilities Liquor Licence for the Polaris Metals’ Aurora Village Wet Mess situated on Mining Lease M77/580 near Helena & Aurora Conservation Park, south-west of Mt Dimmer and due west of the Carina mine site. A Special Facilities Liquor Licence is being sought so that pre-packaged alcohol can be sold from the Wet Mess to registered residents of the camp and their guests. The Wet Mess doubles as a convenience store selling basic toiletries, tobacco products, soft drinks and medical supplies.

The facility is to accommodate 2 shifts throughout the day, 7 days per week, and open from 6:00 a.m. to 10:00 p.m. every day. This includes Christmas Day, Good Friday, and ANZAC Day. The premises will be manned by Camp Site Services staff members only who hold current Approved Managers Certificates. See attached letter, copy of application to the Department of Racing, Gaming & Liquor with support information, layout plan of the wet mess, and a location map.

Comment

The Aurora Village is a mining camp established earlier this year and is expected to be present for several years. All the buildings were installed new, not second-hand,

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and the wet mess was purpose designed and constructed. The facility is connected to an approved septic tank system.

Section 39 Certificate

A Section 39 Certificate issued under the Liquor Control Act 1988 is where the Local Government states whether the building complies with the relevant requirements under the Health Act 1911, the Food Act 2008, legislation relating to sewerage and drainage of the premises, the Local Government Act 1995, and the Local Government (Miscellaneous Provisions) Act 1960, and if not to state whether it could be made to comply with the requirements.

In this instance the building is a transportable building, either new or in good condition, which has a small wet area room for the bar, otherwise it is an open room. The sinks in the building were connected to the septic tank system, there is adequate drainage on the site but as the building is transportable the floor level is at least 1 to 2 steps above the ground level and therefore stormwater should not adversely affect the building. Only pre-packaged foods (including drinks – alcoholic and non-alcoholic) will be sold from the building. While the building was empty at the time I was there I feel sure there will be adequate refrigeration provided in which the food that needs to be kept cold will be.

Section 40 Certificate

A section 40 Certificate issued under the Liquor Control Act 1988 is where the Local Government states whether the proposed land use complies with its town planning scheme.

The Exploration Lease E77/1492 is located on land zoned “State Forrest” or “Rural/Mining”. As Polaris Metals has already been granted an Exploration Lease it would appear that if the site is within the State Forrest that there are no specific issues with mining activities taking place. Under the zone of “Rural/Mining” mining activities are a permitted land use. Accommodation camps, especially for such remote mining sites, are generally within a reasonable distance from the mine site. There has been mine accommodation camps established outside townsites with the Shire over the years, so this will not set a president.

Previously the issuing of Section 39 & 40 Certificates has been dealt with by the authorised officer without them coming to Council. In this instance I am bringing the matter to Council for its information.

Statutory Environment

Compliance with the Liquor Control Act 1988, the Health Act 1911 and any legislation made under the Act relating to sewerage and drainage, the Food Act 2008, the Local Government Act 1995, and the Local Government (Miscellaneous Provisions) Act 1960.

Policy Implications

Nil

Financial Implications

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Nil

Recommendation

For Council's information.

Voting Requirements

Simple Majority.

Information Received

Submission to:	Ordinary Meeting of Council – Friday 18 th October, 2013
Agenda Reference:	10.5
Subject:	Application to Conduct Exploration Drilling Activities on Mineral Deposits
Location/Address:	Yilgarn Shire
Name of Applicant:	Austwide Mining Title Management Pty Ltd on behalf of WA Salt Koolyanobbing Pty Ltd; M&M Walter Consulting Mining Titles and Native Title Management on behalf of Majeka Minerals Pty Ltd (x2); Emerald Tenement Services on behalf of B Sharp, R Sherwood, L Clements, and D Sharp; Emerald Tenement Services on behalf of R Sherwood; L Clements, D Sharp, and D Fletcher; Gondwana Resources Ltd; Emerald Tenement Services on behalf of R Sherwood and L Clements; Cliffs Asia Pacific Iron Ore Pty Ltd; and Emerald Tenement Services on behalf of R Sherwood & L Clements
File Reference:	3.2.1.6
Author:	Manager Environmental Health & Building Services – W J Dallywater
Disclosure of Interest:	Not applicable
Date of Report:	9 th October, 2013

Background

- 1) Austwide Mining Title Management Pty Ltd has submitted an application on behalf of WA Salt Koolyanobbing Pty Ltd for Miscellaneous Licence L77/263 for the purpose of a bore, a pipeline, and/or a road, which extends south to south-east of Lake Deborah East. This Licence extends over part of the existing access road to WA Salt's development which is a private access road. See attached map and aerial photograph.
- 2) M&M Walter Consulting Mining Titles and Native Title Management has submitted an application on behalf of Majeka Minerals Pty Ltd for Exploration Licence E77/2146 which extends from Lake Deborah West in a south to south-east direction to include the old Colreavy townsite, Golden Valley historical site, The Sisters, and the northern part of Bullfinch townsite. Within

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this Licence is a Council controlled road – Mount Jackson Road. See attached map and aerial photograph.

- 3) M&M Walter Consulting Mining Titles and Native Title Management on behalf of Majeka Minerals Pty Ltd for Exploration Licence E77/2149 which to the north and west of Marvel Loch townsite and includes sections of the Old Marvel Loch Road and the Emu Fence Road.
- 4) Emerald Tenement Services has submitted an application on behalf of a group of four people (Bruce Sharp, Robert Sherwood, Leonard Clements, and Dean Sharp) for Exploration Licence E77/2152 which lies over the northeast part of the Southern Cross townsite and includes Reserve 16597 Lot 94 for Waste Water Disposal Ponds, the Great Sports Ground A Class Reserve 7478 Lot 605, the Southern Cross Caravan Park, and Southern Cross Pioneer Cemetery, the eastern Tourism Information Bay, the Southern Cross District Hospital grounds, plus sections of Koolyanobbing Road, Rogers Road, Castor Street, Pollux Street, Polaris Street, Algenib Street, and Coolgardie Road (Great Eastern Highway). See attached map and aerial photograph.
- 5) Emerald Tenement Services has submitted an application on behalf of a group of 4 people (Robert Sherwood, Leonard Clements, Dean Sharp, and Donna Fletcher) for Prospecting Licence P77/4237 lies east of the Forrestania Southern Cross Road and is west of Rogers Road, and is north of the Cornishman Minesite. This is over private property but there is a gravel pit within this licence. See attached map and aerial photograph.
- 6) Gondwana Resources Ltd has submitted an application for Miscellaneous Licence L77/264 for the purpose of a road and lies west of the Centenary Minesite and the Marvel Loch Forrestania Road. This is over private property and I am not aware of any concerns regarding this Licence. See attached map and aerial photograph.
- 7) Emerald Tenement Services has submitted an application on behalf of Robert Sherwood and Leonard Clements for Exploration Licence E77/2153 which lies south of E77/2152 and the southern part of the Southern Cross townsite, and includes Polaris Street, Marvel Loch Road, Algenib Street, Aldebaran Street, Argus Street, Pictoris Street, Crateris Street, Leonis Street, and Rogers Road, and includes part of the Lot 88 Southern Cross Airfield. See attached map and aerial photograph.
- 8) Cliffs Asia Pacific Iron Ore Pty Ltd has submitted an application for Miscellaneous Licence L77/265 which is for a variety of purposes such as a bore, communications facility, drainage channel, road, storage or transportation facility for minerals, and/or a workshop and storage facility. This Licence is located north of Lake Deborah East, east of Hamersley Lakes, on Cliff's heavy haulage road. This is over private property and I am not aware of any concerns regarding this Licence. See attached map and aerial photograph.

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- 9) Emerald Tenement Services has submitted an application on behalf of Robert Sherwood and Leonard Clements for Exploration Licence E77/2155 which appears to be identical to E77/2152 and lies over the northeast part of the Southern Cross townsite and includes Reserve 16597 Lot 94 for Waste Water Disposal Ponds, the Great Sports Ground A Class Reserve 7478 Lot 605, the Southern Cross Caravan Park, and Southern Cross Pioneer Cemetery, the eastern Tourism Information Bay, the Southern Cross District Hospital grounds, plus sections of Koolyanobbing Road, Rogers Road, Castor Street, Pollux Street, Polaris Street, Algenib Street, and Coolgardie Road (Great Eastern Highway). See attached map and aerial photograph.

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;
- 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.;

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- 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.

Of the 9 exploration applications 7 may carry out drilling or activities on Council controlled roads, while the other 2 companies will be carrying out drilling work where there are no Council controlled roads. These applications are also presented to Council for information on the various exploration activity proposed within the Shire.

The Manager of Works is aware of these applications and has raised no issues in regards to the possibility of any drilling along Council roads, however, he has indicated that there are 2-3 gravel pits within E77/2149 and P77/4237. There may be gravel pits in the other Licences described above and the applications should be advised that the Shire retains all rights to access and remove gravel from these pits.

Statutory Environment

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

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Council grants approval to Austwide Mining Title Management Pty Ltd on behalf of WA Salt Koolyanobbing Pty Ltd (L77/263); M&M Walter Consulting Mining Titles and Native Title Management on behalf of Majeka Minerals Pty Ltd (E77/2146 & E77/2149); Emerald Tenement Services on behalf of Bruce Sharp, Robert Sherwood, Leonard Clements, and Dean Sharp (E77/2152); Emerald Tenement Services on behalf of R Sherwood, L Clements, D Sharp, and D Fletcher (P77/4237); Emerald Tenement Services on behalf of Robert Sherwood & Leonard Clements (E77/2153 & E77/2155) to carry out drilling along sections of Council controlled road reserves with their Prospecting and Exploration Licences as shown on the attached maps 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;

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- 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 applicant is to discuss and obtain approval to access private property prior to the company or its contractors accessing this land;

Plus M&M Walter Consulting Mining Titles and Native Title Management on behalf of Majeka Minerals Pty Ltd (E77/2146) is to be advised that no drilling work is to occur within 50 metres of any historical site or landmark such as those found at Golden Valley and the old Colvery townsite, and that Council will not support any exploration drilling within the Bullfinch townsite and requests that drilling is only to occur outside the townsite boundary;

Emerald Tenement Services on behalf of B Sharp, R Sherwood, L Clements, and D Sharp (E77/2152) and Emerald Tenement Services on behalf of R Sherwood and L Clements (E77/2153 and E77/2155) is to be advised that Council will not support exploration drilling within the Southern Cross townsite boundary and requests that there is no drilling within 100 metres of the towns evaporative sewer ponds or within a distance of 500m of the Southern Cross Airfield runways;

M&M Walter Consulting Mining Titles and Native Title Management on behalf of Majeka Minerals Pty Ltd (E77/2149) is to be advised that Council will not support any exploration drilling within the Marvel Loch townsite and requests that drilling is only to occur outside the Marvel Loch townsite boundary and requests that there is no drilling within 100 metres of the towns evaporative sewer ponds; and
all applicants are to be advised that any Shire gravel pit located within their Licences is to remain accessible to the Shire for the accessing and removal of gravel when required.

Voting Requirements

Simple Majority.

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Moved Cr Guerini Seconded Cr Auld. That Council grants approval to Austwide Mining Title Management Pty Ltd on behalf of WA Salt Koolyanobbing Pty Ltd (L77/263); M&M Walter Consulting Mining Titles and Native Title Management on behalf of Majeka Minerals Pty Ltd (E77/2146 & E77/2149); Emerald Tenement

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Services on behalf of Bruce Sharp, Robert Sherwood, Leonard Clements, and Dean Sharp (E77/2152); Emerald Tenement Services on behalf of R Sherwood, L Clements, D Sharp, and D Fletcher (P77/4237); Emerald Tenement Services on behalf of Robert Sherwood & Leonard Clements (E77/2153 & E77/2155) to carry out drilling along sections of Council controlled road reserves with their Prospecting and Exploration Licences as shown on the attached maps 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 banded 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 applicant is to discuss and obtain approval to access private property prior to the company or its contractors accessing this land;*

Plus M&M Walter Consulting Mining Titles and Native Title Management on behalf of Majeka Minerals Pty Ltd (E77/2146) is to be advised that no drilling work is to occur within 50 metres of any historical site or landmark such as those found at Golden Valley and the old Colvery townsite, and that Council will not support any exploration drilling within the Bullfinch townsite and requests that drilling is only to occur outside the townsite boundary;

Emerald Tenement Services on behalf of B Sharp, R Sherwood, L Clements, and D Sharp (E77/2152) and Emerald Tenement Services on behalf of R Sherwood and L Clements (E77/2153 and E77/2155) is to be advised that Council will not support exploration drilling within the Southern Cross townsite boundary and requests that there is no drilling within 100 metres of the towns evaporative sewer ponds or within a distance of 500m of the Southern Cross Airfield runways;

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M&M Walter Consulting Mining Titles and Native Title Management on behalf of Majeka Minerals Pty Ltd (E77/2149) is to be advised that Council will not support any exploration drilling within the Marvel Loch townsite and requests that drilling is only to occur outside the Marvel Loch townsite boundary and requests that there is no drilling within 100 metres of the towns evaporative sewer ponds; and all applicants are to be advised that any Shire gravel pit located within their Licences is to remain accessible to the Shire for the accessing and removal of gravel when required.

CARRIED (6/0)

RETIREMENT FROM COUNCIL

The CEO took the opportunity to say a few words to thank both Cr Patroni and Cr Auld for their valuable contribution to Council and the community.

She expressed that both Councillors have been on Council for a considerable amount of time showing their dedication and love to the district and desire to make a difference in the lives of the Yilgarn residence.

She further went on to say that over the years the Yilgarn district has seen many changes in services and facilities that our Local Government have been able to provide to our residents; including the development of a sewerage scheme, Community Centre, Senior Citizen Centre, Fire Station, Mt Hampton Dam and more recently the Yilgarn Bowls and Tennis Club showing that our Councillors and staff are able to work cohesively together to achieve substantial goals within the community.

She thanked both Cr Patroni and Cr Auld for their exceptional decision making towards achieving these great outcomes.

She went on to add that the Yilgarn Council has always been known as a progressive Council and has achieved a high profile throughout Local Government this is attributed to having Cr Patroni at the helm as Shire President throughout his 26 year term. Romolo is someone who leads by example, and dedication to the role is unwavering, he is an excellent decision maker, and not afraid to make the hard decision if needed. His leadership and knowledge of the district will be missed. She believes that over the years the Shire President has groomed Council to strive towards best practices in the industry, and she is confident the new Council will continue to work towards great outcomes in the district.

Finally, she wished both Councillors a very rewarding and well deserved retirement, and hoped that they take the opportunity to smell the roses and enjoy life.

As there was no further business to discuss, the Shire President Peter Romolo Patroni declared his final meeting with Council closed at 4.40pm.

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I, Onida T. Truran confirm the above Minutes of the Meeting held on Friday, 18th October 2013, are confirmed on Friday 15th November 2013 as a true and correct record of the October Ordinary Meeting of Council.

Cr Onida Truran
SHIRE PRESIDENT