

MINUTES
ORDINARY COUNCIL MEETING
Friday, 16th May 2014

Minutes of the Ordinary Meeting of the Yilgarn Shire Council held in the Council Chambers, 23 Antares Street, Southern Cross, on Friday 16th May 2014.

PRESENT

Cr O Truran, Shire President

Crs W Della Bosca, J Della Bosca, D J Pasini, K L Chrisp, B G Close

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 for Works
 J F Guerini, Finance Manager

INFORMATION SESSION – Adam Mackay, Jack Harma and Mark Yumin Qiu, Managing Director from Hanking Gold Mining attended Council's Information Session to discuss the operations at Marvel Loch. Currently they are waiting on the Department of Mines and Petroleum to approve operations at Cornishman Mine and are hoping to receive approvals in June 2014 and expecting to start working in July 2014. They have advertised the haulage tender and received 16 expressions of interest and will appoint a contractor in due course. They are intending to start the processing plant in September, with some upgrades scheduled on the plant. They have planned to extract up to 60,000 oz of gold per annum. They have said that their preference is to employ locals and use local suppliers to support the operations at the mine in Marvel Loch. For those employees out of town they will be using luxury coaches to drive in and out of Perth.

Mr Adam Mackay thanked the Shire of Yilgarn for all their help and support over the past 12 months and also thanked the Manager for Works for his assistance and advice regarding road infrastructure and hopes that the support will continue, and has requested further help from the Shire for the haulage roads as they are expecting to cart around 36,000 tonne on these roads. The Manager for Works said that he would encourage Hanking Gold Mining to communicate with the local landowners to let them know of the haulage and its expected start date. Mr Mark Yumin mentioned that they are planning a community meeting to let residents know of Hanking Gold Mining's intended upcoming project.

The meeting was declared open for business at **1.30pm**

PUBLIC QUESTION TIME

Attendees: Elson Boso, Robin Stevens and Kaye Crafter

Elson Boso presented Council with a petition that had been circulating amongst the community, that had 130 signatures against the use of the Senior Citizen Centre for an After School Youth Program, which was initially brought to Council at the March Council Meeting (*Item 8.6 – Budget Consideration for After School Youth Program*). The President thanked them for attending and admired their passion for their centre and explained that the petition and their request will be taken into consideration.

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APOLOGIES AND LEAVE OF ABSENCE

Cr G Guerini

DISCLOSURES OF INTEREST

Nil

CONFIRMATION OF PREVIOUS COUNCIL MINUTES

69/2014

Moved Cr W Della Bosca Seconded Cr Chrisp. That the Minutes of the previous Meeting of Council held on Wednesday 16th April 2014, be confirmed as a true and correct record of that meeting.

CARRIED (6/0)

70/2014

Moved Cr Chrisp Seconded Cr Pasini. That the minutes from the WEROC Council Meeting held on Wednesday 23rd April 2014 , be confirmed as a true and correct record of the meeting.

CARRIED (6/0)

71/2014

Moved Cr Pasini Seconded Cr W Della Bosca. That the minutes from the Great Eastern Country Zone Meeting held on Thursday 1st May 2014, be confirmed as a true and correct record of that meeting.

CARRIED (6/0)

72/2014

Moved Cr Close Seconded Cr Pasini. That the minutes from the Tourism Advisory Committee Meeting held on Monday 12th May 2014, be confirmed as a true and correct record of that meeting.

CARRIED (6/0)

Recommendation

Moved K Crafter and seconded R Blair that the old townsite map is not included on the sign and that the tourist map show Southern Cross north including Golden Valley.

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ANNOUNCEMENTS BY THE PRESIDING MEMBER AND COUNCILLORS:

The Shire President advised the following:

- That on the 23rd April she attended the WEROC Council meeting with the DCEO, topics of discussion included the continuation of the Economic Development committee, the review of the Emergency Service Act and the progress of the CEACA business case.
- That on the 25th April she attended the ANZAC Day Service and there was a good turnout from the community at the 11.00 service and afterwards at the Senior Citizen Centre.
- That on the 29th April she and the CEO attended the joint school ANZAC Service held at Monument Hill.
- That on the 29th April she met with Council's Auditor Mr Chai Wen from UHY Haines Norton and discussed the interim audit, and it was expressed that preliminary checks show that the Shire of Yilgarn's finances are in order and she congratulated the DCEO and the Finance Manager on a job well done.
- That on the 1st May she had a GECZ Teleconference with the CEO, to discuss the WALGA State Council Meeting Agenda.
- That on the 8th May she attended the CEACA meeting held in Merredin, where Aura Consultancy presented the draft business case on regional Age Housing in the Central Wheatbelt. As part of the day's proceedings a GECZ Meeting was held and then the Shire President presented to the WALGA State Council Members a brief on the CEACA project and the Central Wheatbelt's solution to Age Care.
- That on the 9th May she attended as an observer the WALGA State Council Meeting in Merredin, many topics were discussed in particular the State Government's budget and the reduction of funds for Road Funding and that WALGA will be looking at campaigning on behalf of the Local Governments to have funds reinstated.
- That on the 14th May she was joined by the CEO in a meeting with Suzie Shaw and Donna Crafter from the Southern Cross District Hospital in regards to preparing a submission for the Patient Assisted Travel Scheme (PATS) Review.
- That on the 15th May herself, Cr Pasini and the CEO met with some senior members of the Community in regards to their concerns with the Shire using the Senior Citizens Centre for the proposed After School Youth Program.
- That on the 20th May she will be meeting with representatives from the Collectors and Car weekend committee to discuss several matters.
- That on the 22nd May she will be meeting with the Agriculture and Food Minister Mr Ken Baston to witness the start of construction at the southern end of the yilgarn gap portion of the State Barrier Fence.
- That on the 28th May she will be attending with the CEO and Cr Chrisp the launch of the Wheatbelt Blueprint in Merredin by Wheatbelt Development Commission.

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Cr Close advised Council that:

- The ANZAC Day Service at Monument Hill.
- He had attended the Tourism Advisory Committee Meeting
- He had spoken to Anthony Miller from Cliff's Resources who advised that he would encourage the Car & Collectors committee to become incorporated, especially for funding purposes.

Cr J Della Bosca advised Council that she attended:

- The ANZAC Day Service at Monument Hill.

Cr Chrisp advised Council that she attended:

- The ANZAC Day Service at Monument Hill.

Cr W Della Bosca advised Council that he attended:

- The ANZAC Day Service at Monument Hill.

Cr Chrisp left the Meeting at 2.17pm – re-entered 2.18pm

FM left the Meeting at 2.27pm – re-entered 2.30pm

Submission to:	Ordinary Meeting of Council – Friday 16 th May 2014
Agenda Reference:	7.1
Subject:	Western Australian Local Government Association (WALGA) – Local Government Convention and Notice of Annual General Meeting
File Reference:	1.6.21.22
Author:	Vivienne Piccoli - Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	5 th May 2014

Background

WALGA have forwarded Notice of the Annual General Meeting of the Association and Local Government Week Conference which are to be held at the Perth Convention Exhibition Centre from Wednesday, 6th August 2014. The Association also provides information on procedural information for submission of motions.

WALGA invites Member Local Governments to submit motions for inclusion on the Agenda for consideration at the 2014 AGM. The closing date for submission of Agenda Items is **Friday, 9th June 2014** and any motions proposing alterations or amendments to the Constitution of WALGA must be received by **Friday, 16th May 2014**.

Comment

The Local Government Week Convention will be held between Wednesday 6th August and Friday 8th August 2014. The schedule for the Convention is as follows:-

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Wednesday, 6th August	START	FINISH
Registrations	10.00 am	
Honour Recipients Luncheon	12 noon	1.00 pm
WALGA AGM Opening	1.30 pm	5.00 pm
Convention Opening Welcome Reception	5.30 pm	7.00 pm
 Thursday, 7th August		
ALGWA Breakfast	7.00 am	8.30 am
Opening and Convention Sessions	9.00 am	5.30 pm
Sundowner	5.30 pm	7.00 pm
Mayors & President Reception – Council House (by invitation)	6.00 pm	7.30 pm
 Friday, 8th August		
Convention Breakfast	7.30 am	8.45 am
Convention Sessions	9.00 am	4.30 pm
Convention Gala Dinner	7.00 pm	11.30pm

A partners program is also available for accompanying partners who wish to participate.

Councillors may wish to consider whether they will be attending Local Government Week, as at this stage three rooms have been booked at the Adina Apartment Hotel (33 Mount Bay Road) from the evening of Tuesday 5th August with check out on the morning of Friday 8th August 2014 for Cr Truran, Cr Close and Ms Piccoli.

Council is entitled to have two voting delegates and two proxy delegates and on this basis the usual nominees are the Shire President and Deputy President as voting delegates and others who are attending as proxies.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

There is a budget allocation under E04112 for Councillor Conferences.

Recommendation

For Council Information only.

Information Received

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Submission to:	Ordinary Meeting of Council – Friday 16 th May 2014
Agenda Reference:	7.2
Subject:	State Barrier Fence (Yilgarn Gap) – Stock Grids Approval
File Reference:	7.2.4.1
Author:	Vivienne Piccoli - Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	5 th May 2014

Background

The Shires of Westonia and Yilgarn entered into a Memorandum of Understanding (MOU) with Department of Agriculture & Food (DAFWA), where the Shires have committed \$441,386 of CLGF funds towards the construction of the State Barrier Fence.

The proposed Yilgarn Gap fence will be approximately 170km and is generally aligned on or close to the eastern edge of the agricultural area, where it follows the line of the existing Emu Fence Road for most of its length.

A permanent 20 m cleared alignment is proposed, with access tracks along both sides of the centrally-located fence. This cleared area will be within a Reserve vested with DAFWA.

The intersection of the fence with roads is where wild dogs are most likely to move into agricultural areas. The options available to restrict wild dog movement through the fence at these intersections include the use of gates, stock/cattle grids or fencing parallel to the road.

Council at the March Council Meeting held on the 21st March 2014 resolved:

35/2014

Moved Cr Pasini Seconded Cr Close. That Council approves for the Department of Agriculture and Food to; install a stock grid at the intersection of the State Barrier Fence (SBF) and the Marvel Loch – Forrestania Rd, and to construct two short sections of fence on either side of the Parker Range Rd, parallel to the road for approximately 150m in an easterly direction from the new fence alignment.

CARRIED (7/0)

Comment

The CEO has since received a further request from Mr Craig Robins from DAFWA seeking approval from the Shire of Yilgarn for DAFWA to install Stock Grids at the following Shire Road and fence intersections:

- **Parker Range Road** and fence intersection.
The proposed grid will be 10m x 2.2m x 0.5m with a 20 tonne/axle rating @ 100km/hr
- **Mt. Palmer Rd. and King Ingram Rd.** intersections with the fence.
The proposed grids will be 8m x 3m x 0.5m with a 18 tonne/axle @ 100km/hr

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- **Dunbar Rd and Vultee Rd.** intersection with the fence.
The proposed grids will be 4m x 3m x 0.5m with an 18 tonne/axle @ 100km/hr.

In addition, after further discussion with Mr R Bosenberg and Cr Wayne Della Bosca Mr Robins has been decided to change the parallel fencing proposed along the Parker Range Road to the installation of a stock grid. It was decided that a stock grid would provide better prevention of incursions from wild dogs than the original concept proposed. The idea of parallel fencing will work well in areas like Great Eastern Highway where traffic flows are high enough to be a deterrent in its self to minimise incursions of wild dogs.

Please find attached the deposited plans to assist in locating the prescribed roads where stock grids are proposed.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Council approves for the Department of Agriculture and Food (DAFWA) to; install stock grids at the intersection of the State Barrier Fence (SBF) and:

1. Parker Range Road,
2. Mt. Palmer Rd. and King Ingram Rd,
3. Dunbar Rd and Vultee Rd.

Voting Requirements

Simple Majority

73/2014

Moved Cr W Della Bosca Seconded Cr J Della Bosca. That Council approves for the Department of Agriculture and Food (DAFWA) to; install stock grids at the intersection of the State Barrier Fence (SBF) and:

- 1. Parker Range Road,*
- 2. Mt. Palmer Rd. and King Ingram Rd,*
- 3. Dunbar Rd and Vultee Rd.*

CARRIED (6/0)

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Submission to:	Ordinary Meeting of Council – Friday 16 th May 2014
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:	2 nd May 2014

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 will be tabled at the meeting and have been prepared as at the 30th April 2014:

- Rates Receipt Statement (prepared to 9th April 2014)
- Statement of Investments,
- Monthly Statement of Financial Activity (to be tabled at meeting)
- Own Source Revenue Ratio (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.

During the 2012/2013 audit it was noted by the Shire's Auditors that the own source revenue was below acceptable. Council asked for the ratio to be monitored and is therefore included as part of this report.

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 30th April 2014 as presented be received.

74/2014

Moved Cr Chrisp Seconded Cr Pasini. That the Various Financial Reports for the period ending 30th April 2014 as presented be received.

CARRIED (6/0)

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Submission to:	Ordinary Meeting of Council – Friday 16 th May 2014
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:	8 th May 2014

Background

Municipal Fund – Cheque Numbers 39161 to 39194 totalling \$362,624.93, Municipal Fund EFT numbers 2356 to 2433 totalling \$218,510.23, Municipal Fund – Cheque Numbers 1152 to 1155 totalling \$153,666.41, Trust Fund – 402066 to 402069 totalling \$1,803.20 and Trust Fund – Cheque Numbers 5893 to 5896 (DPI Licensing), totalling \$56,470.45 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 39161 to 39194 totalling \$362,624.93, Municipal Fund EFT numbers 2356 to 2433 totalling \$218,510.23, Municipal Fund – Cheque Numbers 1152 to 1155 totalling \$153,666.41, Trust Fund – 402066 to 402069 totalling \$1,803.20 and Trust Fund – Cheque Numbers 5893 to 5896 (DPI Licensing), totalling \$56,470.45 are presented for endorsement as per the submitted list.

75/2014

Moved Cr Pasini Seconded Cr Chrisp. That Municipal Fund – Cheque Numbers 39161 to 39194 totalling \$362,624.93, Municipal Fund EFT numbers 2356 to 2433 totalling \$218,510.23, Municipal Fund – Cheque Numbers 1152 to 1155 totalling \$153,666.41, Trust Fund – 402066 to 402069 totalling \$1,803.20 and Trust Fund – Cheque Numbers 5893 to 5896 (DPI Licensing), totalling \$56,470.45 are presented for endorsement as per the submitted list.

CARRIED (6/0)

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Submission to:	Ordinary Meeting of Council – Friday 16 th May 2014
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:	2 nd May 2014

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
01.04.2014 – 30.04.2014
Southern Cross Community Resource Centre

Monthly Statistics

Internet	\$96.00
Print/scan	\$636.35
Send/receive fax	\$40.00
Advertising	\$665.00
Crosswords sales	\$622.65
Secretarial	\$16.00
Room Hire	\$140.00
Production Items	\$5.00
Desktop Publishing	\$5.50

MONTHLY STATISTICS

Staff have been investigating the best method to take, keep and maintain statistics suitable for use by the CRC, Shire, DRD, and other documents where sometimes statistics are useful, for example Grant Applications. We believe we have found a

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method that will work for us, and will be including more comprehensive statistics in the May Coordinator's report.

PHOTOGRAPHY COMPETITION

At time of writing final terms and conditions for the Photography Competition to be held over the Collections and Car weekend are with the DCEO and I am waiting on approval before they are published and promoted and the competition advertised.

CRC's FEE FOR SERVICE

We have had a higher than usual number of customers lately who appear surprised when asked to pay for services received, in particular sending and receiving of faxes and computer usage. In an effort to combat this we will be promoting more of our services via Crosswords, the CRC Website and facebook page with a price tag attached.

COMMUNITY DIRECTORY

We were hoping to be able to deliver this year's community directory by mid-May, however the company which usually collates and saddle stitches the booklets no longer provides this service. We sought quotes for the job from other companies but all those contacted wanted to also PRINT the directory. We decided finding a new supplier for the service would be cost prohibitive so the new booklet has been reformatted with some general Shire information removed to reduce the booklets to a size which can be printed in house. However, this will be time consuming and expected finish date will now be end of May instead on within the next few weeks. The information which has been deleted from the booklet is replicated in the Shire's free calendars which were distributed last year.

DRD FUNDING

DRD have changed the way CRCs are funded. The Southern Cross CRC has successfully completed the first step in the new procedures by accepting an offer from DRD to provide specific services.

CRCs were assessed for funding on:

- a. the types and levels of strategies offered to facilitate access to government and community information and services, through detailing service level outcomes targets for access strategies and
- b. the types and levels of development initiatives offered, through detailing service level outcomes for
 1. economic and business development initiatives: and
 2. social development initiatives.

The services the Southern Cross CRC is required to provide over the three year period of the contract are:

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Government Access Point	24 community members use the CRC Government Access Point per quarter
CRC site website	CRC adds 11 calendar events to the CRC site website per quarter
	CRC adds 8 content items to the CRC site website per quarter
Government Access Point	24 community members use the CRC Government Access Point per quarter
CRC site website	CRC adds 11 calendar events to the CRC site website per quarter
	CRC adds 8 content items to the CRC site website per quarter
Westlink Broadcast Screenings	CRC advertises 1 Westlink broadcast screenings per quarter
Hot Office Provision – Government	CRC takes 1 hot office bookings from a government officer per quarter
Employment Pathway Development	CRC maintains employment of 3 trainee for the contract period
	CRC maintains 2 active referral relationships
Hot Office Provision – Commercial rates	CRC takes 2 hot office hire bookings per quarter
Business Development referral relationships	CRC maintains 2 active referral relationships per quarter
Business Development Activities	CRC facilitates 1 Business Development Initiative or Seminar per quarter
Social Development referral relationships	CRC maintains 8 active referral relationships per quarter
Social Development Activities	CRC facilitates 6 General Community Initiatives or Events per quarter
	48 participants in General Community Initiatives or Events per quarter
	CRC facilitates 2 Targeted Events or Initiatives per quarter
	10 participants in Targeted Events or Initiatives per quarter
Local Community Information Activities	CRC facilitates 1 Community Information Activity per quarter

It would be appreciated if the Shire would give some thought to assisting the CRC to meet these targets, for example, asking the CRC to organise the Business Networking functions, and some Shire community events occasionally. From briefing sessions it would appear if the CRC consistently fails to meet set targets each quarter our funding will be reduced.

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SCHOOL HOLIDAY PROGRAMS/YOUTH ACTIVITY

Recent calls for expressions of interest for youth aged 10 and up to attend a workshop on how to program you own computers games received no responses. The call for suggestions of activities kids would like to be offered during school holidays also saw no response.

Calls during the 6 weeks prior to the most recent school holidays for expressions of interest for school holiday activities, saw a response from one family.

NEW SERVICES OFFERED

Disk Cleaning

The CRC recently purchased a Reface Disk Cleaner and are now able to offer a service for cleaning DCDs, CDs and Blue Rays. We also intend cleaning library stock as they are returned by customers.

Memory Preservation

The CRC is now an agent for “Memory to DVD” and are able to offer a service of having tapes, including VHS, 8mm & 12 mm Movie Reel and Audio Tapes to CD and DVD.

BUILDING RELATIONSHIPS

Bookclub held their monthly meeting in the Library and I attended the Tourism Meeting, Hospital Auxiliary and HAY meetings during April.

SPONSORSHIP

Free advertising. The CRC has forwarded a proposal giving \$190.00 free advertising comprising one full colour page valued at \$130.00 plus two full page black at white valued \$30 each for Scottie’s Great Walk, and we are waiting to see if this is acceptable to Scotty’s parents, and their preferred advertising dates.

Ronice Blair
Coordinator
1 May 2014

For Council information only.

Information Received

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Submission to:	Ordinary Meeting of Council – Friday 16 th May 2014
Agenda Reference:	8.4
Subject:	Councillor & Employee iPad Policy
File Reference:	2.3.3.2
Author:	Mia Dohnt – Deputy Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	2 nd May 2014

Background

Council has recently implemented the use of iPads by Councillors and Senior Staff for use for Council business. As part of this implementation it is prudent that Council adopt a policy on the Use of iPads by Councillors and Employees. A copy of each policy has been provided following this agenda item.

Statutory Environment

Nil

Policy Implications

New Policy 1.10 Councillor iPad Policy and New Policy 7.18 Employee iPad Policy

Financial Implications

Nil

Recommendation

That Council adopts Policy 1.10 Councillor iPad Policy and Policy 7.18 Employee iPad Policy which is to be included in Council's Policy Manual upon the documents review in July 2014.

Voting Requirements

Absolute Majority

76/2014

Moved Cr Chrisp Seconded Cr J Della Bosca. That Council adopts Policy 1.10 Councillor iPad Policy and Policy 7.18 Employee iPad Policy which is to be included in Council's Policy Manual upon the documents review in July 2014.

CARRIED BY ABSOLUTE MAJORITY (6/0)

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Submission to:	Ordinary Meeting of Council – Friday 16 th May 2014
Agenda Reference:	8.5
Subject:	2014/2015 Schedule of Fees and Charges
File Reference:	8.2.5.5
Author:	Mia Dohnt – Deputy Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	2 nd May 2014

Purpose of Report

Request that Council adopts the 2014/2015 Schedule of Fees and Charges, commencing from 1 July 2014.

Background

The Local Government Act 1995 requires fees and charges that are to be imposed during a financial year be adopted with the annual Budget. However as the Budget will not be adopted until 18th July 2014 and the majority of fees and charges will be applied from 1 July 2014 this report has been brought forward for Council's consideration.

Section 6.16 of the Local Government Act 1995 states:

“Fees and charges are to be imposed when adopting the annual budget but may be –

- (a) imposed during a financial year; and
- (b) amended from time to time during a financial year.”

Discussion

In determining the amount of a fee or charge for a service or for goods a local government is required to take into consideration the following factors:

- (a) The cost to the local government of providing the service or goods.
- (b) The importance of the service or goods to the community.
- (c) The price at which the service or goods could be provided by an alternative provider.

All fees and charges have been reviewed and the 2014/2015 Schedule of Fees and Charges are stated in Appendix 8.5.1A

Statutory Environment

Section 6.16 of the Local Government Act 1995.

Financial Implications

As specified in Appendix 8.5.1A attached.

Recommendation

That Council adopts the 2014/2015 Schedule of Fees and Charges as per appendix 8.5.1A.

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Voting Requirements

Absolute majority required.

Council Discussion

Council discussed and reviewed the proposed Fees and Charges in detail and have endorsed the following changes:

77/2014

Moved Cr J Della Bosca Seconded W Della Bosca. That an annual fee of \$25.00 be charged for an Electronic copy subscription for Crosswords, produced by the CRC.

CARRIED (5/1)

78/2014

Moved Cr J Della Bosca Seconded Cr Pasini. That the rates for the hiring of the Community bus be as follows:

Commercial Rate - \$0.90 per km (inclusive of fuel)

Community Rate - \$0.60 per km (inclusive of fuel)

CARRIED (6/0)

79/2014

Moved Cr Pasini Seconded Cr W Della Bosca. That Council adopts the 2014/2015 Schedule of Fees and Charges as per appendix 8.5.1A.

CARRIED BY ABSOLUTE MAJORITY (6/0)

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Submission to:	Ordinary Meeting of Council – Friday 16th May 2014
Agenda Reference:	8.6
Subject:	Proposal to impose Differential Rates for the year ending 30th June 2015
File Reference:	8.1.1.5
Author:	Mia Dohnt – Deputy Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	12 th May 2014

Background

It is proposed to impose Differential Rates for the year ending 30th June 2015 under the various rating categories within the Shire of Yilgarn.

Under Section 6.33 (3) of the Local Government Act 1995, a Local Government is not, without the approval of the Minister, impose a differential general rate which is more than twice the lowest differential general rate imposed by it.

With the Differential General Rates proposed in the 2013/2014 Budget, as has been the practice in previous years, Council falls under the umbrella of this section of the Act. Accordingly, Ministerial approval is required and the proposal to impose this rate must be advertised for a period of not less than 21 days.

Proposed Differential Rates

Initial estimates have indicated the following proposed Differential Rates for the year ended 30th June 2015 would be appropriate:

<i>Land Category</i>	<i>Proposed Rate</i>	<i>Last Year's Rate</i>
GRV – Residential	10.38	10.21
GRV – Commercial	7.10	6.89
GRV – Minesites	40.01	38.11
GRV – Single Persons Quarters	40.01	38.11
UV – Rural	1.74	1.69
UV – Mining Tenement	21.14	20.14

The proposed minimum has been increased from \$360 to \$365 per assessment representing an increase of 1.01%.

There were several factors taken into consideration when setting the proposed Differential Rates for 2014/2015:

1. Ensuring that Council Rates are kept in line with the Local Government Cost index which has been forecast to increase by 1.8% through 2014/15.
2. Ensuring that the scheduled estimated 7% increase in premiums relating to property and motor vehicle insurances are factored into revenue collection to cover this type of recurring costs.
3. Ensuring increases in future wages and construction costs are considered. When hiring employees, Local Governments compete not only with each other but other sectors in particular the booming mining industry in Western Australia, it is essential that we have competitive salary packages to offer. The

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wage index is anticipated to increase by 3.7% in 2014/15 as light labour market conditions continue.

4. Ensuring that Council builds reserve funds, in particular for Asset Management. Part of the Integrated Strategic Planning suite of plans involves asset management of Buildings, Infrastructure & Plant and funding the gap between existing maintenance and renewal and what is required to effectively maintain Shire assets.
5. Ensuring that necessary revenue to fund proposed capital expenditure for 2014/15 highlighted in the Forward Capital Works plan and Plan for the future are considered.

Summary

The advertising requirement for the proposal to impose Differential Rates will be carried out on Wednesday 21st May 2014, with submissions to be received by 4pm on Wednesday 11th June 2014.

The final determination of Rates in the Dollar will not be made until the Draft Budget committee meeting on Friday the 27th June 2014.

Statutory Environment

Section 6.33 of the Local Government Act 1995 relating to levying Differential General Rates

Policy Implications

None

Financial Implications

Will form the basis of the Rate in the Dollar for Council's 2014/2015 Rating Year

Strategic Implications

None

Voting Requirements

Simple Majority Required

Recommendation

That Council propose the following Differential General Rates for the year ending 30 June 2015:

Land Category	Proposed Rate	Proposed Minimum Payment
GRV – Residential	10.38	\$365
GRV – Commercial	7.10	\$365
GRV – Minesites	40.01	\$365
GRV – Single Persons Quarters	40.01	\$365
UV – Rural	1.74	\$365
UV – Mining Tenement	21.14	\$365

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80/2014

Moved Cr Pasini Seconded Cr Chrisp. That Council propose the following Differential General Rates for the year ending 30 June 2015:

<u>Land Category</u>	<u>Proposed Rate</u>	<u>Proposed Minimum Payment</u>
<i>GRV – Residential</i>	<i>10.38</i>	<i>\$365</i>
<i>GRV – Commercial</i>	<i>7.10</i>	<i>\$365</i>
<i>GRV – Minesites</i>	<i>40.01</i>	<i>\$365</i>
<i>GRV – Single Persons Quarters</i>	<i>40.01</i>	<i>\$365</i>
<i>UV – Rural</i>	<i>1.74</i>	<i>\$365</i>
<i>UV – Mining Tenement</i>	<i>21.14</i>	<i>\$365</i>

CARRIED (6/0)

Submission to:	Ordinary Meeting of Council – Friday 16 th May 2014
Agenda Reference:	8.7
Subject:	Proposed Draft Budget Timetable – 2014/2015
File Reference:	8.2.5.5
Author:	Mia Dohnt – Deputy Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	13 th May 2014

Background

Work has commenced in preparation of Council’s 2014/2015 Annual Budget. A timetable has been established, with key milestones identified as follows:

- *Wed 16th April 2014 Ten-Year Strategic Plant Replacement Programme presented by Manager for Works to Council for consideration and adoption.
- Mon 5th May 2014 Preparations to be well under way on the budget in terms of obtaining quotations for products and estimates of Capital Works Projects.
- Mon 12th May 2014 Road Construction, Road Maintenance and Townscape Budgets to be completed by the Manager for Works and forwarded to Deputy CEO for inclusion in the Draft Budget.
- Fri 16th May 2014 Estimate of Rates Income to be determined with different scenarios established displaying increases / decreases applicable.
- * Fri 16th May 2014 Council endorses an application by Deputy CEO to advertise Differential Rates and make application to the Minister for Local Government.
- Mon 19th May 2014 Building Maintenance Budget to be completed by the Manager Environmental Health and Building Services and forwarded to Deputy CEO for inclusion in the Draft Budget.
- Tue 20th May 2014 Senior Management to hold their first budget deliberation meeting.

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- Wed 21st May 2014 Advertising for Council's Proposed Differential Rates commences for the required period of 21 days, closing for public comment on Wednesday 11th June 2014 at 4pm.
- Mon 26th May 2014 Further deliberation meeting to be held, identifying major projects to be included and a list of excluded items prepared and updated.
- Wed 11th June 2014 Final Draft Budget deliberation meeting with Team Executive. All expenditure accounted and Rating Scenarios finalised with the preferred option considered by the Deputy CEO included in the Draft Budget.
- Wed 11th June 2014 Period for submissions on Differential Rates is exhausted.
- Wed 11th June 2014 List of Priority Items is finalised by Executive Management Team.
- *Fri 20th June 2014 Circulate final Draft Budget to Councillors and Executive Team.
- *Fri 27th June 2014 Draft Budget Workshop – Committee meeting with Councillors to be held at 5.30pm in Council Chambers. Recommendations to be brought to the Council meeting on the 18th July 2014.
- *Fri 18th July 2014 Council adopts the 2014/2015 Annual Budget at the Ordinary Meeting of Council to be held on this day.
- Items marked with an (*) indicate matters which are specific to Council.

Comment

As can be seen from the above timetable, there is a requirement to hold a committee meeting to discuss the Draft Budget on Friday 27th June 2014. This meeting will commence at 5.30pm in Council Chambers, with dinner provided afterwards.

Statutory Environment

Sections 2.7 and 3.1 of the Local Government Act 1995 relating to general functions and provisions

Policy Implications

None

Financial Implications

Will see the completion of Councils 2014/2015 Budget

Strategic Implications

None

Information Only

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That the proposed Draft Budget Timetable is noted, and Council hold a committee meeting to review the 2014/2015 Draft Budget on Friday 27th June 2014, commencing at 5.30pm in council chambers.

Information Received

Submission to:	Ordinary Meeting of Council – Friday 16th May 2014
Agenda Reference:	8.8
Subject:	Purchase of a new photocopier
File Reference:	1.10.2
Author:	Mia Dohnt – Deputy Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	15 th May 2014

Background

2013/2014 budget was adopted in July 2013. The adopted budget did not include a provision for the replacement of the administration photocopier.

Comment

Consideration for the replacement of the administration photocopier was to be included into budget considerations for the 2014/2015 however given the age of the photocopier it is continually breaking down. It has been out of service three times in the past three months and is out of service for a week or more at a time.

The photocopier is currently out of service. A verbal quote has been provided, by the Shire’s copier support company, for \$1,500 to repair it at present. Given the age of the copier and the intent to include it in budget deliberations in the coming budget it is not viable to undertake the repairs.

Two quotes have been sourced for the cost of replacement and are as follow;

Office National Kalgoorlie

	Purchase price	Black copy (cents)	Colour copy (cents)	Increase pa
Konica Minolta	14,149.00	0.017	0.11	12%
Ricoh	14,113.56	0.019	0.145	12%

Copier Support Merredin

	Purchase price	Black copy (cents)	Colour copy (cents)	Increase pa
Canon	10,538.07	.01	.10	10%

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It is proposed that the funds to purchase the photocopier be taken from the ICT and Furniture and Equipment Reserve.

Statutory Environment

Sections 6.2 of the Local Government Act 1995 relating to general functions and provisions

Policy Implications

None

Financial Implications

An increase in capital expenditure in the 2013/2014 budget and a decrease in the ICT & Furniture and Equipment Reserve

Strategic Implications

None

Recommendation

That Council approves the purchase of the Canon photocopier from Copier Support Merredin for \$10,538.07 ex GST and authorise the transfer of the same from the ICT and Furniture and Equipment Reserve to the Municipal account.

Voting Requirements

Absolute Majority Required

81/2014

Moved Cr Pasini Seconded Cr W Della Bosca. That Council approves the purchase of the Canon photocopier from Copier Support Merredin for \$10,538.07 ex GST and authorises the transfer of the same from the ICT and Furniture and Equipment Reserve to the Municipal account.

CARRIED BY ABSOLUTE MAJORITY (6/0)

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Submission to:	Ordinary Meeting of Council – Friday 16 th May 2013
Agenda Reference:	8.9
Subject:	Central Wheatbelt Visitor Centre
File Reference:	1.3.10.2
Author:	Jo Guerini – Finance Manager
Disclosure of Interest:	Not applicable
Date of Report:	15 th May 2014

Background

The Shire of Yilgarn as part of WEROC, along with NEWROC, and ROE ROC and NEWTRAVEL has been asked to sign a MOU with the Shire of Merredin for the Central Wheatbelt Visitor Centre (CWVC) on the 30th June 2014.

Under Schedule 1 of the (CWVC) MOU it identifies the Aim and Role of the Visitor Centre to be:

Aim: To be a sustainable high quality Visitor Centre delivering exceptional service to visitors and the regional partners. This will be accomplished with the advice, support and financial contributions from the MOU members.

A. Role of the Visitor Centre:

1. Provide premises that are neat and tidy in a central easily accessible location at Merredin. The premises will conform to Level 1 Visitor Centre criteria.
2. Provide a professional, accredited Level 2 “tourism” dedicated service delivered a minimum of 38 hours per week for “walk in” customers.
3. Provide a facility that has the primary role of servicing the visitor and whose “core” business is Wheatbelt Tourism.
4. Provide brochure racking space for regional and local tourist information.
5. Provide display space to showcase sub-regional attractions and facilities.
6. Provide a professional service delivered 24 hrs for email customers and phone customers through computer and answering services.
7. Maintain the regional web site www.wheatbelttourism.com
8. Provide a 1300 number for visitor servicing
9. Maintain, through the web site, a data base on attractions, accommodation and events in the region.
10. Encourage and support integrated sub regional promotions as able.
11. Attend as many sub regional tourism association meetings as possible.

Comment

At the meeting discussions were put forward from other Councils who are disagreeing with the new proposed Schedule of Fees to councils for the maintaining of the service provided by the visitors centre on behalf of Councils located in the WEROC, NEWROC, NEW TRAVEL and ROE ROC districts with a number of councils wanting to withdraw.

The contribution from Shire of Yilgarn for 2013/2014 currently stands at \$8,309.00 which included the \$2,500.00 MOU Service plus the additional costs of contributing

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to the strategic plan as well as advertising, brochures and trade shows. The new proposed fee for 2014/2015 is \$3,000.00 plus other associated costs.

From the discussion it has been proposed that the MOU Paperwork be limited to essential information to limit the size to possibly a one page document. The other recommendation is that the 'ROC's determine the contribution amount and then take the information back to their respective councils. This being, that the Shire of Merredin have tried to deal with individual shires asking they each pay the proposed fee when all councils will not be receiving the same service and have not contributed this amount in the past.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

\$3,000.00 plus other associated costs

For Council Information Only

Information Received

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Submission to:	Ordinary Meeting of Council Friday 16 th May 2014
Agenda Reference:	Works 9:1
Subject:	Driver Reviver Caravan
Location/Address:	N.A.
Name of Applicant:	N.A.
File reference:	6.3.1.2
Author:	Robert Bosenberg - Manager of Works
Disclosure of Interest:	N.A.
Date of Report:	6 th May 2014

Comment

A successful Driver Reviver campaign was run in Southern Cross over the 2014 Easter period. The Driver Reviver campaign was run in conjunction with the Health Agencies of the Yilgarn (HAY Committee), Road Wise Committee, Local Police and Shire of Yilgarn on Thursday 17th, Friday 18th and Monday 21st. The Driver Reviver Caravan was manned for 18 hours over this period.

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

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

Eleven members (*as listed below*) of the Yilgarn district generously gave up there valuable time to assist with the running of this campaign:

Laurita Symes, Olwen Beaton, Rolly & Shelley Blair, Lisa and Pat Boso, Wayne and Dianne Della Bosca, Pat & Janine Dal Busco and Carla Della Bosca

Over the 18 hour period the Driver Reviver campaign was running, a total of 42 vehicles stopped with 75 drivers and passengers taking advantage of refreshments and hospitality offered by volunteers manning the van and the amenity rooms made available by Mr. Bernie Dorazio. Motorist and passengers passing through made favorable comments on how the driver reviver was set up and how this was one of the only few Driver Reviver Campaigns still operating throughout the state during holiday periods.

Correspondence has been forward to Mr. Bernie Dorazio (Bernie's Mobile Mechanic Services) and Mrs. Pat Dal Busco (Health Agencies of the Yilgarn) thanking them for their much appreciated involvement in the Driver Reviver campaign both through the organizing of volunteers and the use of amenity rooms and area for the setup of the Driver Reviver Caravan.

Submitted for Councils information

Information Received

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CEO left meeting 4.37pm – re-entered 4.42pm

Submission to:	Ordinary Meeting of Council – Friday 16 th May, 2014
Agenda Reference:	10.1
Subject:	Planning Application – Proposed Subdivision and Amalgamation – Application No 149896
Location/Address:	Location 482 & Lot 11 Kent Road, South Bodallin
Name of Applicant:	Western Australian Planning Commission – Ms Rosa Rigali
File Reference:	3.1.4.2 & 3.1.4.4
Author:	Manager Environmental Health & Building Services – W J Dallywater
Disclosure of Interest:	Not applicable
Date of Report:	6 th May, 2014

Background

The Western Australian Planning Commission (WAPC) has received an application from Paul Kraft & Associates of Northam on behalf of Mr Harry Kent for the subdivision of part of Location 482 Kent Road (to basically divide the block in half) and to amalgamate the eastern section of Location 482 with Lot 11 Kent Road, South Bodallin to form two new lots. The proposal is to subdivide Location 482 into two sections – western half of 263.66 Ha to form a new Lot A and the eastern half of 226.754 Ha; and to amalgamate the eastern half with Lot 11 (317.566 Ha) to form a new Lot B of 546.28 Ha in area.

The WAPC is seeking Council's comments on this proposal. See attached application form and map.

Comment

Location 482 and Lot 11 are both zoned "Rural/Mining" under the Shire of Yilgarn Town Planning Scheme No 2.

Both Location 482 and Lot 11 are mainly cleared for broad acre cereal cropping and animal rearing with 3 dams on each block, however, there are sections of remnant bushland and revegetation on both blocks too. After the subdivision/amalgamation process the smallest block will be 263.66 Ha in area which is still a viable sized block for broad acre cropping purposes. There are a few smaller blocks east of this area, but in the main most blocks are between 400-500 Ha in area.

There is a dwelling on Location 482 which after the subdivision/amalgamation process will be located on the new lot comprised of Pt Location 482 & Lot 11. I believe that the proposed subdivision/amalgamation is looking towards a succession plan for the farm.

The WAPC has asked that Council, a referral agency, to use the Model Subdivision Conditions Schedule October 2012 in providing a recommendation to it. Due to the size of the document it is not attached. All the issues raised in this Model have been considered in assessing the application and making the recommendation.

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Statutory Environment

Compliance with the Town Planning and Development Act 1928 and the WAPC Model Subdivision Conditions Schedule October 2012.

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Council advise the Western Australian Planning Commission that it approves and supports the proposed subdivision of approximately 226.754 Ha from Location 482 which will then be amalgamated with Lot 11 to form a new lot of approximately 546.28 Ha in area, for the purpose of continued broad acre farming, and that there are no conditions to this approval.

Voting Requirements

Simple Majority.

82/2014

Moved Cr W Della Bosca Seconded Cr Chrisp. That Council advises the Western Australian Planning Commission that it approves and supports the proposed subdivision of approximately 226.754 Ha from Location 482 which will then be amalgamated with Lot 11 to form a new lot of approximately 546.28 Ha in area, for the purpose of continued broad acre farming, and that there are no conditions to this approval.

CARRIED (6/0)

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Submission to:	Ordinary Meeting of Council – Friday 16 th May, 2014
Agenda Reference:	10.2
Subject:	Proposed Freehold Sale of Crown Leased Lots
Location/Address:	Jilbadji Locations 292, 1049, & 1050 (Lease No L804773) off Polaris Street/Southern Cross-Marvel Loch Road, Southern Cross
Name of Applicant:	Department of Lands – Ms Ruth de Ridder, Assistant State Land Officer
File Reference:	1.6.17.4
Author:	Manager Environmental Health & Building Services – W J Dallywater
Disclosure of Interest:	Not applicable
Date of Report:	6 th May, 2014

Background

The Department of Lands has written advising that it has received a request from Mr Julian Unkovich on behalf of Mrs Kaye Unkovich (recently deceased) and the Lessee Mr Andrew Unkovich (deceased) to purchase freehold Locations 292, 1049, and 1050 off Polaris Street/Southern Cross-Marvel Loch Road, Southern Cross. These three lots have been leased to the Unkovich family since at least 1968 for the purpose of “cropping and grazing”, with the last renewal of this lease occurring in March 2007 for a period of 5 years (proposal was addressed at the January 2007 Council Meeting). The Unkovichs farm these 3 lots in conjunction with their adjoining freehold properties.

The Department is seeking Council’s comments on this proposal. See attached map showing location of these lots.

Comment

Under the Shire of Yilgarn Town Planning Scheme No 2 this land is zoned “Rural/Mining”. The land use of cropping and grazing is a permitted rural land use and complies with the Town Planning Scheme.

Locations 292, 1049, and 1050 are part of Reserve 8849 “Common” (Southern Cross Common).

The Shire has received no complaints regarding the use of this land.

A similar request was considered by Council at the January 2007 Council Meeting. At this Meeting Council had no objections to the lessee being offered another lease over these lots for a further 5 years and had “no objections to Locations 1049, 1050, and 1051 being excised from Reserve 8849 “Common” on the condition that when the lease expires and is not renewed that the lots either be re-amalgamated with Reserve 8849”.

Looking at a recent aerial photograph of the area (see attached) you can see that Location 292 is used in conjunction with the broad acre farming of Lots 102 & 100 which are owned by Mr Andrew Unkovich (deceased). Locations 1050 & 1049 both

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adjoin Reserve 38802 Location 1521 “Recreation” which is the location of the Southern Cross Motor Cycle Club facilities. Neither Location 1049 or 1050 is currently used for farming purposes.

Looking at the lots and Lot 102 it makes sense that Locations 292 is excised from Reserve 8849 and are amalgamated into Lot 102. It appears as if Locations 1050 and 1049 are used for vehicle access to the rear of the New Zealand Dam site and also the Maori Lass Mine Site further south. I do not believe that these access routes are required by mining lease owners or the Southern Cross Motor Cycle Club. Therefore I see no reasons to object to this proposal.

Statutory Environment

Compliance with the Shire of Yilgarn Town Planning Scheme No 2.

Policy Implications

Council Policy 2.12 Reserves – Notification to Surrounding Land Owners states “That when notice is received concerning any proposed changes in status of land (other than ownership) to Reserves, Council as a matter of courtesy notifies all adjoining landowners of the proposed changes for their information and/or comment.”

Neighbouring landowners are the Crown (Reserve 8849 “Common”, and Reserve 38802 Location 1521), Mr George Boso (Lot 728 Polaris Street), Mr Mario Pedrin (Location 83AAYL), and Hanking Gold Mining Pty Ltd (Location 84AAYL). Letters will be forwarded to these landowners advising them of the proposed changes.

Financial Implications

Nil

Recommendation

That Council advise the Department of Lands that it has no objections to Locations 292, 1049, and 1050 being excised from Reserve 8849 “Common” and sold freehold to the owner of Lot 102 on the condition that these lots are amalgamated with Lot 102 Polaris Street/Southern Cross-Marvel Loch Road, Southern Cross.

Voting Requirements

Simple Majority.

83/2014

Moved Cr Pasini Seconded Cr Close. That Council advises the Department of Lands that it has no objections to Locations 292, 1049, and 1050 being excised from Reserve 8849 “Common” and sold freehold to the owner of Lot 102 on the condition that these lots are amalgamated with Lot 102 Polaris Street/Southern Cross-Marvel Loch Road, Southern Cross.

CARRIED (6/0)

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Submission to:	Ordinary Meeting of Council – Friday 16 th May, 2014
Agenda Reference:	10.3
Subject:	Proposed Freehold Sale of Crown Leased Lots
Location/Address:	Jilbadji Locations 365 and 366 (Lease No K900884) and Location 368 (Lease No K534904) Southern Cross- Marvel Loch Road, Marvel Loch
Name of Applicant:	Department of Lands – Mr Ruth de Ridder, Assistant State Land Officer
File Reference:	1.6.17.4
Author:	Manager Environmental Health & Building Services – W J Dallywater
Disclosure of Interest:	Not applicable
Date of Report:	6 th May, 2014

Background

The Department of Lands has written advising that it has received requests from Mr Julian Unkovich on behalf of Mrs Kaye Unkovich (recently deceased) and the Lessee Mr Andrew Unkovich (deceased) to purchase freehold Locations 365 & 366 and Location 368 Southern Cross-Marvel Loch Road, Marvel Loch. These three lots have been leased to the Unkovich family since at least 1971 for the purpose of “Cropping and Grazing”, with the last renewal of the leases occurring in May/June 2008 and January 2008, respectively, for a period of 10 years (proposals were addressed at the April 2008 and June 2007 Council Meetings). The Unkovichs farm these 3 lots in conjunction with their adjoining freehold properties.

The Department is seeking Council’s comments on this proposal. See attached map showing location of these lots.

Comment

Under the Shire of Yilgarn Town Planning Scheme No 2 this land is zoned “Rural/Mining”. The land use of cropping and grazing is a permitted rural land use and complies with the Town Planning Scheme.

Locations 365, 366, & 368 appear to be stand along lots, and not part of a Reserve.

The Shire has received no complaints regarding the use of this land.

From an aerial photograph of the area one can see that these 3 lots are used for broad acre cropping and animal rearing. The Unkovichs own adjoining lots Location 230 to the north, and Locations 367, 369, and 371 to the south of these lots, all of which are used for the same purpose.

I see no objections to these proposals.

Statutory Environment

Compliance with the Shire of Yilgarn Town Planning Scheme No 2.

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Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Council advise the Department of Lands that it has no objections to Location 365 and 366 (Lease K900884) and Location 368 (Lease K534904) to be sold freehold to Mr Julian Unkovich on behalf of the current lessee Mr Andrew Unkovich (deceased) with no conditions.

Voting Requirements

Simple Majority.

84/2014

Moved Cr Pasini Seconded Cr Close. That Council advises the Department of Lands that it has no objections to Location 365 and 366 (Lease K900884) and Location 368 (Lease K534904) to be sold freehold to Mr Julian Unkovich on behalf of the current lessee Mr Andrew Unkovich (deceased) with no conditions.

CARRIED (6/0)

Submission to:	Ordinary Meeting of Council – Friday 16 th May, 2014
Agenda Reference:	10.4
Subject:	Keeping of Various Animals on Residential Lot
Location/Address:	Lot 713 (H/No 2) Draconis Street, Southern Cross
Name of Applicant:	Ms Libby Rapana
File Reference:	4.1.3.2
Author:	Manager Environmental Health & Building Services – W J Dallywater
Disclosure of Interest:	Not applicable
Date of Report:	7 th May, 2014

Background

Ms Libby Rapana has written to the Shire advising that she lives with her partner, Mr Rodney Taylor, at his father's (deceased) property of Lot 713 corner Arcturus Street/Bullfinch Road/Draconis Street, Southern Cross. Ms Rapana has explained that she owns a horse which is currently kept at her lease Shire Horse Yards, but she does rotate her horse between the Horse Yards and Lot 713. Ms Rapana has also advised that when her father-in-law purchased the property there was a donkey, 4 sheep, several geese, and several chickens already kept on this property. Ms Rapana is seeking permission to keep these animals plus her horse on Lot 713. See copy of letter.

Comment

Shire of Yilgarn Health Local Laws 1997

Section 67(1) of Division 3 – Keeping of Large Animals under the Shire's Health Local Laws states

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“67(1) An owner or occupier of premises within the gazetted Townsites shall not keep a horse, cow or large animal on those premises without the written approval of the Council.”

Section 66 states that ““large animal” includes a pig, sheep or goat.”

Sections 70, 71 & 73 of Division 4 – Keeping of Poultry and Pigeons under the Shire’s Health Local Laws states –

“70 In this Division, unless the context otherwise requires – “poultry” includes fowls, peafowls, turkeys, geese, ducks, and other domestic fowls.”

“71 (1) An owner or occupier of premises within the gazetted townsites
a) who is not an Affiliated person, shall not keep a combined total of more than 20 poultry and pigeons;
on any one lot of land.”

“73 An owner or occupier of premises within a gazetted Townsite shall not keep or permit a rooster or roosters to be kept on the premises.”

Attached is a copy of these sections of the Shire’s Health Local Laws for Council’s information.

Thus Ms Rapana must seek Council’s permission to keep her horse, the donkey, and the 4 sheep on this property. I am unsure as to the total number of poultry being kept on the property at this time.

Shire of Yilgarn Town Planning Scheme No 2

Lot 713 is zoned “Industrial” however, as the main building on the property is a residence and there is no industrial business carried out of the property, technically the property is “Residential”.

Lot 713 is 18316.42m² or 4.526 acres in area. The rear half of the property is cleared vacant land which adequate space in which the abovementioned animals can be kept. Ms Rapana can ensure that the horse, donkey, or sheep do not come within 15 metres of their dwelling. There are no neighbouring dwellings or residential accommodation premises within 15 metres at this time.

Statutory Environment

Compliance with the Shire of Yilgarn Health Local Laws 1997 and the Shire of Yilgarn Town Planning Scheme No 2.

Policy Implications

Nil

Financial Implications

Nil

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Recommendation

That Council grants Ms Libby Rapana permission to keep on the property of Lot 713 corner Arcturus Street/Bullfinch Road/Draconis Street, Southern Cross the animals applied for of 1 horse, 1 donkey, 4 sheep, and geese and chickens up to a combined total of 20 poultry, as per Division 3 and 4 of the Shire of Yilgarn Health Local Laws 1997, as there is adequate vacant area on this property for the keeping of these animals, and it is unlikely that the keeping of these animals will adversely impact on any neighbours.

Voting Requirements

Simple Majority.

85/2014

Moved Cr Chrisp Seconded Cr W Della Bosca. That Council grants Ms Libby Rapana permission to keep on the property of Lot 713 corner Arcturus Street/Bullfinch Road/Draconis Street, Southern Cross the animals applied for of 1 horse, 1 donkey, 4 sheep, and geese and chickens up to a combined total of 20 poultry, as per Division 3 and 4 of the Shire of Yilgarn Health Local Laws 1997, as there is adequate vacant area on this property for the keeping of these animals, and it is unlikely that the keeping of these animals will adversely impact on any neighbours.

CARRIED (6/0)

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Submission to:	Ordinary Meeting of Council – Friday 16 th May, 2014
Agenda Reference:	10.5
Subject:	Application to Conduct Miscellaneous, General, and Exploration Drilling Activities on Mineral Deposits
Location/Address:	Yilgarn Shire
Name of Applicant:	M & M Walter Consulting Mining Titles and Native Title Management on behalf of Polaris Metals Pty Ltd x 3; and Hanking Gold Mining Pty Ltd x 8.
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 May, 2014

Background

- 1) M& M Walter Consulting Mining Titles and Native Title Management on behalf of Polaris Metals Pty Ltd has submitted the following applications:-
 - a) Miscellaneous Licence L77/270 for various mining purposes of erecting, placing and operating machinery; depositing or treating minerals; expansion of waste dump; mine site administration facility; communications/power/water. The Licence is located north-east of Lake Deborah East, near the southern end of the Bungalbin Hills. There are no Council controlled roads within this Licence.
 - b) General Purpose Licence G77/124 for purpose of communications facility; road; pipeline; power line; and taking water. The Licence is located on the southern base of the Bungalbin Hills, north-east of Lake Deborah East. There are no Council controlled roads within this Licence.
 - c) Miscellaneous Licence L77/269 for the purpose of road; bore; taking water; a pipeline; a power line; and a communications facility. This Licence is located north-east of Lake Deborah East, and crosses over Clarkson Flat which is a tributary of the Lake Deborah East. This Licence is south of G77/124. There are no Council controlled roads within this Licence.
- 2) Hanking Gold Mining Pty Ltd has submitted the following applications:-
 - i) Exploration Licence E77/2209 which is located south of Marvel Loch and includes sections of the following Council controlled roads – Patroni Road, Bennett Road, Cockatoo Tank Road, Grace Road, Panizza Road, an un-named road, and Emu Fence Road. This Licence also includes Tamarin Reserve 13268 “Water” with Cockatoo Tanks and Cockatoo Rocks.
 - ii) Exploration Licence E77/2211 which is located north-west of Southern Cross extending from Hopes Hill Mine site to Bullfinch and includes sections of the following Council controlled roads – Parker Road,

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Pearce Road, Corinthia West Road, Greensill Road, Meharry Road, Bullfinch Narla Road, Kings Road, Roberts Road, and extends over the southern part of Bullfinch townsite. The Licence also extends over sections of the Koorda-Bullfinch Road.

- iii) Exploration Licence E77/2212 which is located east of Marvel Loch-Yellowdine Road and the Nevorla Mine site, north of E77/2213, extending over part of the line of salt lakes located within Jilbadji Nature Reserve 24049 “Conservation of Flora and Fauna”. There are no Council controlled roads within this licence.
- iv) Exploration Licence E77/2213 which is located east of Emu Fence Road, north of the Banker-Mount Day Road and the series of salt lakes near Yilgarn Star Mine site. There are no Council controlled roads within this licence.
- v) Exploration Licence E77/2214 which is located south-west of Marvel Loch and includes sections of the following Council controlled roads – Frog Rock-Marvel Loch Road, Panizza Road, Parker Range Road, Central Road, and Odgers Road.
- vi) Exploration Licence E77/2215 which is located south of Marvel Loch, east of Emu Fence Road near the Nevorla Mine and Great Victoria Mine sites. There are no Council controlled roads within this licence.
- vii) Exploration Licence E77/2216 which is located north of Southern Cross and Lake Koorkoordine, west of the Koorda-Bullfinch Road and includes section of an un-named road from and part of the Hopes Hill Mine.
- viii) Exploration Licence E77/2217 which is located south of Marvel Loch and includes sections of Council controlled roads - Patroni Road, Emu Fence Road, an un-named road, and Dunbar Road, plus Northonopine Rock and will be near but just east of Skeleton Rock.

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 banded so that it does not spread;

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- 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 firefighting 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 un-aware of these applications at the time of writing this report but will have provided comments prior to the Council Meeting. I am unaware of any gravel pits in this area, however, if there are the applicants should be advised that the Shire retains all rights to access and remove gravel from these pit(s).

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 Hanking Gold Mining (E77/2209; E77/2211; E77/2214; E77/2216; & E77/2217) to carry out drilling along sections of Council controlled road reserves with their 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;

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- 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 firefighting 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;

Hanking Gold Mining (E77/2212; E77/2213; & E77/2215) is advised that no drilling should occur within any salt lakes or within a 50 metre area setback from the banks of the lakes within these Licences.

That M & M Walter Consulting Mining Titles and Native Title Management on behalf of Polaris Metals Pty Ltd (L77/270) is advised that the public access track to the Bungalbin Hills is to be maintained and remain open at all times, and that any works carried out is not to disturb or alter the tributaries that feed into Lake Deborah East and the Hamersley Lakes; and (L77/269) is advised that any works carried out is not to disturb or alter the Clarkson Flat tributary that feeds into Lake Deborah East.

Plus all applicants are to be advised, if applicable, that any Shire sand and/or gravel pits located within their Licences are to remain accessible to the Shire for the accessing and removal of sand or gravel when required.

Voting Requirements

Simple Majority.

86/2014

Moved Cr Pasini Seconded Cr Chrisp. That Council grants approval to Hanking Gold Mining (E77/2209; E77/2211; E77/2214; E77/2216; & E77/2217) to carry out drilling along sections of Council controlled road reserves with their 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;*

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- 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 firefighting 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;*

Hanking Gold Mining (E77/2212; E77/2213; & E77/2215) is advised that no drilling should occur within any salt lakes or within a 50 metre area setback from the banks of the lakes within these Licences.

That M & M Walter Consulting Mining Titles and Native Title Management on behalf of Polaris Metals Pty Ltd (L77/270) is advised that the public access track to the Bungalbin Hills is to be maintained and remain open at all times, and that any works carried out is not to disturb or alter the tributaries that feed into Lake Deborah East and the Hamersley Lakes; and (L77/269) is advised that any works carried out is not to disturb or alter the Clarkson Flat tributary that feeds into Lake Deborah East.

Plus all applicants are to be advised, if applicable, that any Shire sand and/or gravel pits located within their Licences are to remain accessible to the Shire for the accessing and removal of sand or gravel when required.

CARRIED (6/0)

Southern Cross Caravan Park

As Council has now taken back the Management of the Caravan Park Council received an Infrastructure and Chattels document from the Boulden Family Trust offering Council the opportunity to purchase Infrastructure from the Southern Cross Caravan Park, Council decided to go into Committee to discuss the contents of this document.

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5.22pm

87/2014

Moved Cr Pasini Seconded Cr Chrisp. That Council enter into Committee.

CARRIED (6/0)

5.49PM

88/2014

Moved Cr Close Seconded Cr J Della Bosca. That Council come out of Committee.

CARRIED (6/0)

As there was no further business to discuss, the Shire President declared the meeting closed at **5.55pm**.

I, Onida T Truran confirm the above Minutes of the Meeting held on Friday 16th May 2014, are confirmed on Friday 21st June 2014 as a true and correct record of the May Ordinary Meeting of Council.

Cr Onida Truran
SHIRE PRESIDENT