



Shire of
YILGARN

“good country for hardy people”

Minutes

*Ordinary Meeting of
Council*

November

2017

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1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

In accordance with the provision of the Local Government Act 1995, the Acting Chief Executive Officer will declare the meeting open at 4pm and presided until the election of the Shire President.

2. ATTENDANCE

Members	Cr O Truran Cr W Della Bosca Cr B Close Cr G Guerini Cr P Nolan Cr D Pasini Cr S Shaw
Council Officers	R Hooper, Acting Chief Executive Officer C Watson, Executive Manager Corporate Services R Bosenberg, Executive Manager Infrastructure N Warren, Manager Regulator Services J Gemund, Manager Community Services L Della Bosca, Minute Taker

Apologies: Nil

Observers: Susan Bosenberg, Peta Oetiker and Julie Della Bosca

Leave of Absence: Nil

3. SWEARING-IN OF NEW COUNCIL MEMBERS

Members of Council who were declared elected by the Returning Officer at the close of nominations on Thursday 14 September 2017 (Cr Close, Cr W Della Bosca, Cr G Guerini & Cr S Shaw) have taken the Declaration of Office with in the required time frame.

Cr W Della Bosca, Cr Close, Cr Guerini and Cr Shaw repeated their Declaration of Office as Councillor's for the Shire of Yilgarn.

4. ELECTION OF SHIRE PRESIDENT

The Acting CEO advised the meeting that he had received one nomination for the office of Shire President and asked if there were any further nominations.

As there was only one nomination, being CR Onida Truran, she was duly elected as Shire President for the next two years and took the Declaration of Office.

The Acting CEO vacated the Chair for the newly elected Shire President.

5. ELECTION OF DEPUTY SHIRE PRESIDENT

The Shire President advised the meeting that one nomination had been received for the office of Deputy Shire President and asked if there were any further nominations.

As there was only one nomination, being Cr Wayne Della Bosca, he was duly elected as Deputy Shire President for the next two years and took the Declaration of Office.

6. ELECTION OF COMMITTEE REPRESENTATIVES

The Local Government Act empowers the Council to establish committees which may comprise members, staff or other persons. The only requirement is that the nomination of the Shire President takes precedence if the Shire President wishes to be a member of a Committee (s5.10 (4)). Similarly if an appointment is in relation to a staff member the CEO or his nominated representative takes precedence. (5.10(5))

6.1 AUDIT COMMITTEE

The Local Government Act 1995 requires Councils to establish an Audit Committee comprising three or more persons, including elected members or other persons. Employees and the CEO are not to be members of the Committee.

Following the 2015 local government elections Council agreed that ALL councillors be appointed to the Audit Committee.

RECOMMENDATION

That all Councillors be appointed to the Shire of Yilgarn Audit Committee.

Voting Requirement Absolute Majority

RESOLUTION

96/2017

Moved Cr Della Bosca/Seconded Cr Pasini

That all Councillors be appointed to the Shire of Yilgarn Audit Committee.

Carried (7/0)

6.2 BUSHFIRE ADVISORY COMMITTEE

The Bushfires Advisory Committee comprises the Chief Bushfire Control Officer, Deputy Chief Bushfire Control Officers (2), Brigade Captains, Fire Control Officers and a Council representative. Administrative support is provided by the Manager Regulatory Services.

Meetings are convened and Chaired by the Chief Bushfire Control Officer. The purpose of the Committee is to provide advice, information and recommendations to Council regarding bushfire management.

The following Councillors were the representatives on this Committee prior to the 2017 local government elections:

Cr W Della Bosca & Cr D Pasini

RECOMMENDATION

That Cr W Della Bosca and Cr _____ be appointed as Council representatives on the Bush Fires Advisory Committee.

Voting Requirement Absolute Majority

RESOLUTION

97/2017

Moved Cr Pasini/Seconded Cr Nolan

That Cr W Della Bosca and Cr Guerini be appointed as Council representatives on the Bush Fires Advisory Committee.

Carried (7/0)

6.3 LOCAL EMERGENCY MANAGEMENT COMMITTEE

The Emergency Management Act 2005 requires local governments to have Local Emergency Management Arrangements in place including recovery provisions.

The Shire has a shared arrangement with the Shire of Westonia in regards to Local Emergency Management (LEM) and meetings are held quarterly.

The LEM committee is chaired by the Yilgarn Shire President and attended by various organisations involved with emergency situations, including Police, DFES, Volunteer Bushfire, Department of Child Protections and Family Support, St Johns, Department of Health (Hospital) and mining representatives.

The Manager of Regulatory Services is tasked with providing administrative support to the LEMC and ensuring the Management Plans are kept up to date.

The following Councillors and staff are representatives on this Committee by virtue of their position:-

Shire President (Chair), Chief Executive Officer and Manager Regulatory Services.

It is optional for Council to appoint additional representatives if a Councillor has an interest.

RECOMMENDATION

By virtue of position the Shire President, CEO and Manager Regulatory Services are representatives on this committee.

Voting Requirement Absolute Majority

RESOLUTION

98/2017

Moved Cr Guerini/Seconded Cr Della Bosca

By virtue of position the Shire President, CEO and Manager Regulatory Services are representatives on this committee, along with Cr Della Bosca and Cr Pasini.

Carried (7/0)

7. ELECTION OF COMMUNITY COMMITTEE REPRESENTATIVES

The following are Community Committee's that require or that have requested Council representation.

7.1 HEALTH AGENCIES OF THE YILGARN (HAY) COMMITTEE

The HAY Committee also undertakes the role of the Local Health Advisory Group.

Council's previous representatives on this committee were Cr J Della Bosca, Cr K Chrisp and the CEO

RECOMMENDATION

That Cr _____, Cr _____ and the CEO be appointed as Council representatives on this committee.

Voting Requirement Absolute Majority

RESOLUTION

99/2017

Moved Cr Della Bosca/Seconded Cr Close

That Cr Nolan, Cr Shaw and the Acting CEO be appointed as Council representatives on this committee.

Carried (7/0)

7.2 MUSEUM COMMITTEE

Council's previous representatives on the Museum Committee were Cr O Turan and Cr D Pasini

RECOMMENDATION

That Cr _____ and Cr _____ be appointed as Council representatives on this committee.

Voting Requirement Absolute Majority

RESOLUTION

100/2017

Moved Cr Della Bosca/Seconded Cr Guerini

That Cr Pasini and Cr Truran be appointed as Council representatives on this committee.

Carried (7/0)

7.3 LOCAL ACTION GROUP SKELETON WEED COMMITTEE

Council's previous representatives on this committee were Cr W Della Bosca and Cr D Pasini

RECOMMENDATION

That Cr _____ and Cr _____ be appointed as Council representatives on this committee.

Voting Requirement Absolute Majority

RESOLUTION

101/2017

Moved Cr Close/Seconded Cr Guerini

That Cr Della Bosca and Cr Guerini be appointed as Council representatives on this committee.

Carried (7/0)

7.4 WINDARLING AND MT. JACKSON COMMUNITY REFERENCE GROUP COMMITTEE (CLIFFS NATURAL RESOURCES)

Councils previous representatives on this committee were Cr W Della Bosca and Cr B Close

RECOMMENDATION

That Cr _____ and Cr _____ be appointed as Council representatives on this committee.

Voting Requirement Absolute Majority

RESOLUTION

102/2017

Moved Cr Shaw/Seconded Cr Pasini

That Cr Close, Cr Nolan and Cr Guerini be appointed as Council representatives on this committee.

Carried (7/0)

7.5 YILGARN OCCASIONAL CHILD CARE MANAGEMENT COMMITTEE

Council's previous representatives on this committee were Cr O Truran, Cr J Della Bosca and Cr Chrisp

RECOMMENDATION

That Cr's _____ be appointed as Council representatives on this committee.

Voting Requirement Absolute Majority

RESOLUTION

103/2017

Moved Cr Della Bosca/Seconded Cr Guerini

That Cr Shaw, Cr Pasini and Cr Truran be appointed as Council representatives on this committee.

Carried (7/0)

8. OTHER EXTERNAL BODIES

Council has representation on the following external bodies:-

8.1 WHEATBELT EAST REGIONAL ORGANISATION OF COUCILS (WEROC)

The Shire President and CEO represent Council on WEROC however, councillors interested in accompanying the President and CEO to these meetings are welcome.

RECOMMENDATION

That the Shire President and CEO represent council at WEROC meetings, however interested councillors are welcome to accompany them.

Voting Requirement Absolute Majority

RESOLUTION

104/2017

Moved Cr Pasini/Seconded Cr Close

That the Shire President and CEO represent council at WEROC meetings, however interested councillors are welcome to accompany them.

Carried (7/0)

8.2 GREAT EASTERN COUNTRY ZONE (GECZ) OF THE WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION (WALGA)

The Shire President and Deputy Shire President represent Council on the GECZ with the CEO accompanying the President and Deputy. Other Councillors are also encouraged to attend these meetings.

RECOMMENDATION

That the Shire President and Deputy Shire President represent council at GECZ with the CEO accompanying. interested councillors are welcome.

Voting Requirement Absolute Majority

RESOLUTION

105/2017

Moved Cr Guerini/Seconded Cr Close

That the Shire President and Deputy Shire President represent council at GECZ with the CEO accompanying. interested councillors are welcome.

Carried (7/0)

8.3 MT.WALTON INTRACTABLE WASTE DISPOSAL FACILITY COMMUNITY LIASION COMMITTEE

Councils previous representatives on this committee were Cr O Truran, Cr P Nolan (deputy member) and the CEO and/or Manager Regulatory Services

RECOMMENDATION

That Cr _____, Cr _____ (deputy member) and the CEO and/or Manager Regulator Services be appointed as representatives on this committee.

Voting Requirement Absolute Majority

RESOLUTION

106/2017

Moved Cr Della Bosca/Seconded Cr Pasini

That Cr Truran, Cr Nolan (deputy member) and the CEO and/or Manager Regulator Services be appointed as representatives on this committee.

Carried (7/0)

8.4 GREAT WESTERN WOODLANDS REFERENCE GROUP

Council's previous representative on this committee was Cr D Pasini

RECOMMENDATION

That Cr _____ be appointed as councils representative on this committee.

Voting Requirement Absolute Majority

RESOLUTION

107/2017

Moved Cr Nolan/Seconded Cr Guerini

That Cr Pasini be appointed as councils representative on this committee.

Carried (7/0)

8.5 WHEATBELT NORTH REGIONAL ROAD GROUP & SUB-GROUP MEETINGS

Council's previous representatives on this committee were Cr W Della Bosca and Cr B Close. The Executive Manager Infrastructure also attends and provides technical advice.

RECOMMENDATION

That Cr _____ and Cr _____ be appointed as Council representatives on this committee.

Voting Requirement Absolute Majority

RESOLUTION

108/2017

Moved Cr Guerini/Seconded Cr Shaw

That Cr Della Bosca and Cr Close be appointed as Council representatives on this committee.

Carried (7/0)

8.6 EASTERN WHEATBELT DECLARED SPECIES GROUP

Council's previous representative on this committee was Cr W Della Bosca

RECOMMENDATION

That Cr _____ be appointed as council's representative on this committee.

Voting Requirement Absolute Majority

RESOLUTION

109/2017

Move Cr Nolan/Seconded Cr Close

That Cr Della Bosca be appointed as council's representative on this committee.

Carried (7/0)

8.7 RURAL HEALTH WEST

Council's previous representative on this committee was Cr J Della Bosca

RECOMMENDATION

That Cr _____ be appointed as council's representative on this committee.

Voting Requirement Absolute Majority

RESOLUTION

110/2017

Moved Cr Close/Seconded Cr Della Bosca

That Cr Shaw and Cr Truran be appointed as council's representative on this committee.

Carried (7/0)

8.8 DISTRICT HEALTH ADVISORY COMMITTEE

Council's previous representative on this committee was Cr O Truran

RECOMMENDATION

That Cr _____ be appointed as council's representative on this committee.

Voting Requirement Absolute Majority

RESOLUTION

111/2017

Moved Cr Pasini/Seconded Cr Nolan

That Cr Truran be appointed as councils representative on this committee.

Carried (7/0)

8.9 WHEATBELT AG CARE COMMITTEE

Council's previous representative on this committee was Cr P Nolan

RECOMMENDATION

That Cr _____ be appointed as councils representative on this committee.

Voting Requirement Absolute Majority

RESOLUTION

112/2017

Moved Cr Della Bosca/Seconded Cr Close

That Cr Nolan be appointed as councils representative on this committee.

Carried (7/0)

8.10 CEACA Inc

Shire President – Member, CEO Deputy Member

RECOMMENDATION

That the Shire President be appointed as the member and the CEO as Deputy member on this committee.

Voting Requirement Absolute Majority

RESOLUTION

113/2017

Moved Cr Guerini/Seconded Cr Shaw

That the Shire President be appointed as member and the Deputy President as Deputy Member on this committee.

Carried (7/0)

8.11 WHEATBELT COMMUNITIES

Shire President – Member, CEO Deputy Member

RECOMMENDATION

That the Shire President be appointed as the member and the CEO as Deputy member on this committee.

Voting Requirement Absolute Majority

RESOLUTION

114/2017

Moved Cr Pasini/Seconded Cr Guerini

That the Shire President be appointed as the member and the CEO as Deputy member on this committee.

Carried (7/0)

9. SEATING ARRANGEMENTS FOR COUNCIL

Clause 8.1 of the Shire's Local Government (Council Meetings) Local Law

8.1 Members to be in their proper places

(1) At the first meeting held after each Election Day the CEO is to allot a position at the Council table to each Member.

(2) Each Member is to occupy his or her allotted position at each Council meeting.

10. ANNOUNCEMENTS FROM THE PRESIDING MEMBER

Nil

11. DECLARATION OF INTEREST

To be announced before the corresponding Agenda Item

12. PUBLIC QUESTION TIME

Mrs Peta Oetiker attended public question time in representation of Mt Hampton Tennis Club.

Mrs Oetiker posed the question in follow up to a letter sent to the Shire,

Is the Shire of Yilgarn going to help the club financially with the resurfacing of the tennis courts at Mount Hampton in light of the rejection of the grant application?

Cr Onida Truran answered that the request will be considered but a definite answer cannot be provided as the Shire has no provision to help in the budget at the moment. The matter can be looked at once the budget review has been completed.

13. CONFIRMATION OF MINUTES

13.1 Ordinary Meeting of Council Thursday 19th October 2017 Minutes

115/2017

Moved Cr Pasini/Seconded Cr Nolan

That the minutes from the Ordinary Council Meeting held on the 19th October 2017 be confirmed as a true record of proceedings

Carried (7/0)

13.2 Ordinary Council Meeting Thursday 19th October 2017 Action Sheet

116/2017

Moved Cr Nolan/Seconded Cr Guerini

That the Action Sheet for the Council Meeting held on Thursday 19th October 2017 be received

Carried (7/0)

14. PRESENTATIONS, PETITIONS, DEPUTATIONS

Nil

15. DELEGATES' REPORTS

Cr Onida Truran announced the following,

- Attended the WEROC and Wheatbelt Communities meeting on the 25th October. As the President of the Shire of Yilgarn elected to chair the meetings.
- On the 27th October along with the CEO and MCS toured the updated facilities at Southern Cross Hospital.
- Thank you to the CEO and Deputy President for attending the CEACA meeting on the 1st November in my absence.
- Put in my apologies for the missed Hollyoaks meeting on 14th November

Cr Nolan announced he attended the Ag Care meeting and AGM in Nungarrin on the 30th October.

Cr Della Bosca announced he attended the CEACA meeting with the CEO on the 1st November and the tour of the Southern Cross Hospital upgraded facilities.

Julie Della Bosca left the meeting 4.35pm

16. OFFICER REPORTS

16.1 Reporting Officer-Acting Chief Executive Officer

16.1.1 Council Meeting Times 2018

File Reference	2.1.2.4
Disclosure of Interest	Nil
Voting Requirements	Simple
Attachments	Nil

Purpose of Report

To determine the time and date of ordinary Council meetings for 2018

Background

Council is required to determine the time and date of Council meetings for 2018 to allow public notice to be provided.

Council currently meets on the third Thursday of each month, commencing at 4:00pm, apart from January when no meeting is held and the December meeting which is held in the morning on the third Friday to coincide with the annual Christmas function.

If Council were to maintain the current meeting schedule then meetings in 2018 will be held on: Thursday 15 February; Thursday 15 March; Thursday 19 April; Thursday 17 May; Thursday 21 June; Thursday 19 July; Thursday 16 August; Thursday 20 September; Thursday 18 October; Thursday 15 November and Friday 21 December 2017.

Comment

There have been issues in previous years regarding the December Council meeting being held on the Friday morning and the availability of Councillors to attend. This will be compounded in 2018 as Christmas is on a Tuesday and the Christmas Party will most likely be held on Friday 21 December.

It is recommended that the December Council meeting be held on the normal time and date (4:00pm third Thursday) as the other monthly meetings to avoid the issues that have arisen in recent years.

Statutory Environment

Nil

Strategic Implications

Section 12 of the Local Government (Administration) Regulations 1996 requires a Local Government to at least once a year give local public notice of the dates, time and place at which –

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

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Ordinary Council meetings for 2018 be held at the Council Chambers, Antares Street, Southern Cross, on the following time and day:

January	no meeting
February	4:00pm Thursday 15th
March	4:00pm Thursday 15th
April	4:00pm Thursday 19th
May	4:00pm Thursday 17th
June	4:00pm Thursday 21st
July	4:00pm Thursday 19th
August	4:00pm Thursday 16th
September	4:00pm Thursday 20th
October	4:00pm Thursday 18th
November	4:00pm Thursday 15th
December	4:00pm Thursday 20th

Resolution

117/2017

Moved Cr Della Bosca/Seconded Cr Nolan

That Ordinary Council meeting for 2018 be held at the Council Chambers, Antares Street, Southern Cross, on the following time and day:

<i>January</i>	<i>no meeting</i>
<i>February</i>	<i>4:00pm Thursday 15th</i>
<i>March</i>	<i>4:00pm Thursday 15th</i>
<i>April</i>	<i>4:00pm Thursday 19th</i>
<i>May</i>	<i>4:00pm Thursday 17th</i>
<i>June</i>	<i>4:00pm Thursday 21st</i>
<i>July</i>	<i>4:00pm Thursday 19th</i>
<i>August</i>	<i>4:00pm Thursday 16th</i>
<i>September</i>	<i>4:00pm Thursday 20th</i>
<i>October</i>	<i>4:00pm Thursday 18th</i>
<i>November</i>	<i>4:00pm Thursday 15th</i>
<i>December</i>	<i>4:00pm Thursday 20th</i>

Carried (7/0)

Susan Bosenberg left the meeting at 4.40pm

16.2 Reporting Officer– Executive Manager Corporate Services

16.2.1 Financial Reports

File Reference	8.2.3.2
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Attachments	See attachment 9.2.1

Purpose of Report

To consider the Financial Reports

Background

Enclosed for Council's information are various financial reports that illustrate the progressive position of Council financially on a month-by-month basis.

The following reports are attached and have been prepared as at the 31st October 2017:

- Rates Receipt Statement
- Statement of Investments
- Monthly Statement of Financial Activity
- Own Source Revenue Ratio

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.

Comment

Nil

Statutory Environment

Local Government (Financial Management) Regulations 1996 Regulation 34(i)(a) and Regulation 17.

Strategic Implications

Nil

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Council endorse the various Financial Reports as presented for the period ending 31st October 2017

Resolution

118/2017

Moved Cr Close/Seconded Cr Nolan

That Council endorse the various Financial Reports as presented for the period ending 31st October 2017

Carried (7/0)

16.2 Reporting Officer– Executive Manager Corporate Services

16.2.2 Accounts for Payment

File Reference	8.2.1.2
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Attachments	See attachment 9.2.2

Purpose of Report

To consider the Accounts for Payment

Background

Municipal Fund – Cheque Numbers 40491 to 40503 totalling \$10,004.27, Municipal Fund-EFT Numbers 6848 to 6960 totalling \$651,158.26, Municipal Fund – Cheque Numbers 1371 to 1376 totalling \$173,356.06, Municipal Fund Direct Debit Numbers 12121.1 to 12172.13 totalling \$36,660.04, Trust Fund 402318 to 402327 totalling \$2,707.15 and Trust Fund – Cheque Numbers 6088 to 6092 (DPI Licensing), totalling \$58,870 are presented for endorsement as per the submitted list.

Comment

Nil

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

Strategic Implications

Nil

Policy Implications

Council has provided delegation to the Chief Executive Officer to make payments from the Shire of Yilgarn Municipal, Trust or other Fund.

Financial Implications

Drawdown of Bank funds

Recommendation

Municipal Fund – Cheque Numbers 40491 to 40503 totalling \$10,004.27, Municipal Fund- EFT Numbers 6848 to 6960 totalling \$651,158.26, Municipal Fund – Cheque Numbers 1371 to 1376 totalling \$173,356.06, Municipal Fund Direct Debit Numbers 12121.1 to 12172.13 totalling \$36,660.04, Trust Fund 402318 to 402327 totalling \$2,707.15 and Trust Fund – Cheque Numbers 6088 to 6092 (DPI Licensing), totalling \$58,870 are presented for endorsement as per the submitted list.

Resolution

119/2017

Moved Cr Della Bosca/Seconded Cr Close

Municipal Fund – Cheque Numbers 40491 to 40503 totalling \$10,004.27, Municipal Fund- EFT Numbers 6848 to 6960 totalling \$651,158.26, Municipal Fund – Cheque Numbers 1371 to 1376 totalling \$173,356.06, Municipal Fund Direct Debit Numbers 12121.1 to 12172.13 totalling \$36,660.04, Trust Fund 402318 to 402327 totalling \$2,707.15 and Trust Fund – Cheque Numbers 6088 to 6092 (DPI Licensing), totalling \$58,870 are presented for endorsement as per the submitted list.

Carried (7/0)

***Note** -Once the accounts for payment reports have been generated staff will conduct a review to ensure payment descriptions are accurate. The generated reports only pick up the first description line on the invoice which can sometimes be misleading to people who have never seen the reports before.

16.4 Officers Report – Manager Regulatory Services

16.4.1 DEVELOPMENT APPLICATION – Accommodation and Ablutions Lot 106, 9 Spica Street, Southern Cross

File Reference	3.1.3.1
Disclosure of Interest	Nil
Voting Requirements	Simple majority
Attachments	Attachment 1 - Layout Plan Attachment 2 - Accommodation Plans Attachment 3 - Ablutions Floor Plan Attachment 4 - Ablutions Elevations Attachment 5 - Original Layout Plan Provided Attachment 6 - Accommodation Photo Attachment 7 - Ablutions Photo

Purpose of Report

To determine a Development Application for accommodation units and ablutions at (Lot 106) 9 Spica Street, Southern Cross.

Background

The Shire is in receipt of a Development Application, submitted on behalf of the owners of (Lot 106) 9 Spica Street, Southern Cross, which is part of the land assessment upon which the BP service station is located.

The owners propose to install two accommodation units, being 14.4 x 3.3 x 2.4 metres, each containing four ensuite rooms. An ablution block, measuring 12 x 3 x 2.4 metres will also be installed.

The 3 buildings are pre-used but are in sound condition.

The site already contains one dwelling.

The accommodation units will be for staff use while the ablutions will be for service station patrons.

Layout plans, elevations and photos have been provided as attachments.

Comment

The Shire of Yilgarn Town Planning Scheme 2 (TPS2) shows this site as a commercial lot.

Under the TPS2, "Residential Building" is an "AA" use for commercial lots, which means that the use is not permitted unless the Council has granted planning approval.

The TPS2 has no setback requirements for “residential” under Table 2: Development Table, and as there is no R-Code allocation on the scheme map for this lot, Council has discretion to approve any setback it deems suitable.

A minimum 1.5 metre setback from all boundaries and other structures has been proposed, and whilst the Residential Design Codes (R-Codes) do not apply, had this been a residential lot, these setbacks would have complied with required setbacks.

If approval is granted by Council, the applicants will then be required to submit application for a building permit via a certified application.

Statutory Environment

- Shire of Yilgarn Town Planning Scheme 2
- Planning and Development Act 2005

Strategic Implications

Goal: A prosperous future for our community

Outcome: Businesses in the Shire remain competitive and viable

- Strategy: - Continue to provide an efficient and effective approval process; &
- Support initiatives progressed by the local business community.

Policy Implications

Nil

Financial Implications

Planning application fees, Building licence fees, Interim and future rate income.

Recommendation

That Council: Grant approval for two accommodation units measuring 14.4 x 3.3 x 2.4 metres and one ablution block, measuring 12 x 3 x 2.4 metres to be installed on Lot 106, 9 Spica Street, Southern Cross, on the provision that a building permit is to be sought prior to commencement of development.

RESOLUTION

120/2017

Moved Cr Pasini/Seconded Cr Guerini

That Council: ***Grant approval for two accommodation units measuring 14.4 x 3.3 x 2.4 metres and one ablution block, measuring 12 x 3 x 2.4 metres to be installed on Lot 106, 9 Spica Street, Southern Cross, subject to the following conditions:***

- 1. A building permit being issued prior to the commencement of the development;***
- 2. An appropriate site landscape and development plan being prepared, approved and implemented as a land development condition. [This plan to include fencing, property access, screening and other landscaping components.]. To be approved by and implemented to the satisfaction of the Manager Regulatory Services of the Shire of Yilgarn; and***
- 3. Both accommodation units and ablutions to be painted the same neutral colour to the satisfaction of the Manager Regulatory Services of the Shire of Yilgarn.***

Advice Notes:

- 1. As per Clause 8.5.1 of the Shire of Yilgarn Town Planning Scheme 2, an applicant aggrieved by a decision of the Council in respect of the exercise of a discretionary power under the Scheme may appeal in accordance with Part V of the Planning and Development Act 2005 and the rules and regulations made pursuant to the Act.*

Carried (6/1)

The officer recommendation was amended to ensure specific control and development requirements were put into place.

Peta Oetiker left the meeting at 4.57pm

16.5 Reporting Officer - Manager Community Services

16.5.1 Premier's Australia Day Active Citizenship Awards

File Reference	1.3.6.2
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Attachments	2 CONFIDENTIAL nomination forms

120/2017

Moved Cr Della Bosca/Seconded Cr Close

That the meeting be closed to members of the public in accordance with section 5.23(2)(h) of the local government act at 4.58pm.

Carried (7/0)

Purpose of Report

To consider Premier's Australia Day Active Citizenship Award nominations.

Background

Nominations for the following categories in the Premier's Australia Day Active Citizenship closed on Monday 6 November 2017:

- a) Premier's Australia Day Active Citizenship Award
- b) Premier's Australia Day Active Citizenship Award for a person under 25 years
- c) Premier's Australia Day Active Citizenship Award for a community group or event

The Shire of Yilgarn has received two nominations for the Premier's Australia Day Active Citizenship Award 2018.

These awards are only available to one recipient in each category in each year.

Comment

A copy of the confidential nominations has been provided to councillors for their information and to make a decision, which will allow staff to request the Australia Day Council to prepare the certificate prior to the presentation on 26 January 2018.

Each of the two nominations has been numbered so that a Council decision can be recorded without any names being known.

Statutory Environment

Nil

Strategic Implications

Nil

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Council:

Agrees that nomination no. ___ be declared the winner of the Premier's Australia Day Active Citizenship Award 2018.

Resolution

121/2017

Moved Cr Guerini/Seconded Cr Della Bosca

That Council:

Agrees that nomination no. 2 be declared the winner of the Premier's Australia Day Active Citizenship Award 2018.

Carried (7/0)

122/2017

Moved Cr Guerini/Seconded Cr Della Bosca

That council comes out of committee at 5.00pm.

Carried (7/0)

16.5 Reporting Officer – Manager Community Services

16.5.2 Community Funding Program

File Reference	8.2.6.22
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Attachments	Nil

Cr Pasini declared an impartiality interest due to being the President of the Golf Club

Cr Guerini declared an impartiality interest due to being a board member on the St Joseph's P&F.

Cr Della Bosca declared an impartiality interest due to being a member of the Golf Club.

All above mentioned Councillors left the room at 5.02pm

Purpose of Report

To consider the Community Funding Grant applications.

Background

The Shire of Yilgarn Community Funding Program was developed to provide a source of funding for non-profit organisations operating within the district. As part of the 2017/18 budget Council agreed to make available \$12,500 (excluding GST) for two categories of funding - 'Essential Equipment' (\$12,000) and 'Travel & Training Assistance' (\$500).

The objective of the program is:

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

Comment

For the 2017/18 Community Funding Program the following eligible applications were received:

1. The Moorine Rock Tennis Club applied for \$499 to purchase a ball machine for junior tennis coaching, this will allow the club to have more participants actively engaged and help refine skills of players.

2. The Senior Citizen Bowls Group applied for \$402 to purchase two bowls rakes to help collect the bowls and prevent the seniors from having to bend over too many times which makes some feel lightheaded.
3. The CWA Southern Cross Branch applied for \$1,034 to purchase a laptop, printer and Microsoft software which will assist the office bearers in their administrative tasks.
4. The Southern Cross Golf Club applied for \$2,000 towards the replacement of kitchen cupboards and a sink in their club house for health reasons. The total project will cost \$6,050 which does not include plumbing and electrical work and will be defrayed by the Golf Club.
5. The Yilgarn History Museum applied for \$2,000 towards the cost of purchasing specific packaging and storage material for historic artefacts. The total cost of the equipment is \$3,124 and the difference will be paid by the Museum.
6. The Mt Hampton Tennis Club applied for \$585 to purchase a box of tennis balls, a metal locker and a first aid kit to replace the items stolen and damaged at a break in in October.
7. The Southern Cross Tennis Club applied for \$784 to buy three tennis racquets for people without one to participate, a rebound net for training purposes and a box of tennis balls.
8. The St Joseph's P & F applied for \$2,000 to purchase gardening and handyman equipment and tools and a BBQ to improve the landscape and appearance of St Joseph school grounds and buildings. The P&F states to co-contribute \$1,000 to the total cost of \$3,000. As the total cost only amounts to \$2,046 it is recommended that council grants the P&F \$1,046.

Copies of the applications received will be tabled at the Council meeting.

Statutory Environment

Nil

Strategic Implications

Nil

Policy Implications

Nil

Financial Implications

Council has included \$12,500 in the 2017/18 Budget. The total of eligible applications received totals \$8,350.

Recommendation

That Council approve the following grants from the Community Funding Program:

Applicant	Equipment / item	Amount
Moorine Rock Tennis Club	Ball machine	\$499
CRC / Carpet Bowlers	Two bowls rakes,	\$402
CWA SC branch	Laptop, printer, Microsoft software	\$1,034
Golf Club	Replace kitchen cupboards and sink	\$2,000
Yilgarn History Museum	Special packing and storing material for historic artefacts	\$2,000
Mt Hampton Tennis Club	Box of tennis balls, first aid kit, metal locker	\$585
SC Tennis Club	Rebound net, tennis balls, three tennis racquets	\$784
St Joseph's P& F	Landscape and handyman equipment and tools, BBQ	\$1,046

Resolution

122/2017

Moved Cr Nolan/Seconded Cr Close

That Council approve the following grants from the Community Funding Program:

Applicant	Equipment / item	Amount
<i>Moorine Rock Tennis Club</i>	<i>Ball machine</i>	<i>\$499</i>
<i>CRC / Carpet Bowlers</i>	<i>Two bowls rakes,</i>	<i>\$402</i>
<i>CWA SC branch</i>	<i>Laptop, printer, Microsoft software</i>	<i>\$1,034</i>
<i>Golf Club</i>	<i>Replace kitchen cupboards and sink</i>	<i>\$2,000</i>
<i>Yilgarn History Museum</i>	<i>Special packing and storing material for historic artefacts</i>	<i>\$2,000</i>
<i>Mt Hampton Tennis Club</i>	<i>Box of tennis balls, first aid kit, metal locker</i>	<i>\$585</i>
<i>SC Tennis Club</i>	<i>Rebound net, tennis balls, three tennis racquets</i>	<i>\$784</i>
<i>St Joseph's P& F</i>	<i>Landscape and handyman equipment and tools, BBQ</i>	<i>\$1,046</i>

Carried (4/0)

Cr Della Bosca, Cr Guerini and Cr Pasini re-joined the meeting at 5.06pm

17. APPLICATION FOR LEAVE OF ABSENCE

Nil

18. INFORMATION BOOK ITEMS

The Executive Manager Infrastructure spoke to council about the Marvel Loch/Forrestania road report. The report is a general assessment of the road and is deemed suitable geometrically as a RAV 7 road though the paving issue has still to be addressed. The EMI, MRS and CEO are to meet with Kidman resources on Wednesday.

19. MOTIONS FOR WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

20. NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING

123/2017

Moved Cr Nolan/Seconded Cr Guerini

That council agree to introduce the new business

Carried (7/0)

20. Reporting Officer – Chief Executive Officer

20.1 Doctor Recruitment

File Reference	1.3.12.7 & 10.2.5.9
Disclosure of Interest	Nil
Voting Requirements	Absolute Majority
Attachments	Nil

124/2017

Moved Cr Nolan/Seconded Cr Guerini

That the meeting be closed to members of the public in accordance with section 5.23(2)(c) of the local government act.

Carried (7/0)

Cr Shaw declared an indirect financial interest and left the room at 5.11pm

Recommendation

That Council:

1. Agree to increase the annual cash contribution to the Doctor for the provision of health services from \$60,000 to \$100,000 per annum (paid in equal monthly instalments).
2. Agree to transfer \$20,000 from the Health Services Reserve Fund to the Municipal Fund to offset this unbudgeted expenditure.
3. Agree to sell by tender the Doctors vehicle (Toyota Kluger) and place the proceeds into the Health Services Reserve Fund

RESOLUTION

125/2017

Moved Cr Nolan/Seconded Cr Close

That Council:

Subject to the outcomes of discussions with Rural Health West in relation to the engagement of a Doctor, agree to:

- 1. An increase in the annual cash contribution to the doctor for the provision of health services from \$60,000 to up to \$100,000 per annum [paid in equal monthly instalments in arrears]*
- 2. Offer for sale by tender the current doctor's vehicle [Toyota Kluger] and utilise the proceeds to meet any identified budget shortfall arising from the any increased cash contribution. Any sale proceeds above the identified shortfall for 2017/18 to be transferred to the Health Services Reserve Fund by 30/06/2018*
- 3. Transfer up to \$20,000 from the Health Services Reserve Fund to meet the identified cash shortfall for 2017/18 if the sale of the designated vehicle does not eventuate*

Carried (6/0)

The officer recommendation was amended to provide scope for negotiations on the contract and to minimise costs to council.

126/2017

Moved Cr Nolan/Seconded Cr Della Bosca

That Council:

Authorises research of the original and current purpose and intent of the Health Services Reserve Fund

Carried (4/2)

127/2017

***Moved Cr Della Bosca/Seconded Cr Close
That the meeting be opened to the public***

Carried (7/0)

Cr Shaw rejoined the meeting at 5.22pm

20.2 Christmas Closure

File Reference	2.4.1.10
Disclosure of Interest	Nil
Voting Requirements	Nil
Attachments	Nil

Purpose of Report

Administration Office closure information for over the Christmas and New Year period.

Background

Over the past years Council has closed the administration office over the Christmas and New Year period to allow staff to have time off with family and friends.

Comment

The recommended administration closure dates are as follows,

Monday	Tuesday	Wednesday	Thursday	Friday
11/12/17 Open	12/12/17 Open	13/12/17 Open	14/12/17 Open	15/12/17 Closed at 12.00pm xmas function
18/12/17 Open	19/12/17 Open	20/12/17 Open	21/12/17 Open	22/12/17 Closed at 12 noon
25/12/17 Closed Public Holiday	26/12/17 Closed Public Holiday	27/12/17 Closed	28/12/17 Closed	29/12/17 Closed
01/01/18 Closed Public Holiday	02/01/18 Open	03/01/18 Open	04/01/18 Open	05/01/18 Open

The above closure dates will be posted at the Shire Office, advertised in the Crosswords from 30th November 2017 and placed on the Shire website, to ensure the community have sufficient notice.

Statutory Environment

Nil

Strategic Implications

4.10 Provision of a safe, secure and encouraging working environment for all staff and elected members.

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Council;
Approves the office closure for the Christmas period

Resolution

128/2017
Moved Cr Nolan/Seconded Cr Pasini
That Council;
Approves the office closure for the Christmas period

Carried (7/0)

21. MEETING CLOSED TO THE PUBLIC-CONFIDENTIAL ITEMS

Nil

22. CLOSURE

As there was no further business to discuss, the Shire President declared the meeting closed at **5.27pm**

I, Onida T Truran confirm the above Minutes of the Meeting held on Thursday, 16th November 2017, are confirmed on Friday, 15th December 2017 as a true and correct record of the October Ordinary Meeting of Council.

Cr Onida Truran
SHIRE PRESIDENT