

MINUTES
ORDINARY COUNCIL MEETING
Friday 18th FEBRUARY 2011

Minutes of the Ordinary Meeting of the Yilgarn Shire Council held in the Council Chambers, Antares Street, Southern Cross on Friday, 18th February, 2011.

PRESENT

Cr P R Patroni, Shire President

Crs G V Kenward, W A Della Bosca, D Auld, J Della Bosca, D J Pasini

Council Officers: J Sowiak, Chief Executive Officer
 R J Bosenberg, Manager for Works
 W J Dallywater, Manager Environmental Health & Building
 K Hastie Director Westonia Operations
 J Merrick Project Officer
 R Thornton Be Active Co-ordinator
 K Hatch Natural Resource Manager

The meeting was declared open for business at 2.00 pm.

APOLOGIES & LEAVE OF ABSENCE

Vivienne Murty, Deputy Chief Executive Officer

Cr Truran had previously requested and was granted leave of absence.

PUBLIC QUESTION TIME

None

DISCLOSURE OF INTEREST

None to declare.

CONFIRMATION OF PREVIOUS COUNCIL MINUTES

23/2011

Moved Cr Kenward Seconded Cr W Della Bosca that the Minutes of the previous Meeting of Council held on Friday 21st January 2011, be confirmed as a true and correct record of that meeting subject to the inclusion under minute 7/2011 that this motion was moved by Cr Kenward and Seconded by Cr W Della Bosca.

CARRIED (6/0)

WESTONIA YILGARN REGIONAL COUNCIL MEETING

24/2011

Moved Cr Kenward Seconded Cr W Della Bosca that the Minutes of the Westonia Yilgarn Regional Council meeting held on 28th January be confirmed as a true and correct record of that meeting.

CARRIED (6/0)

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TOURISM ADVISORY COMMITTEE

25/2011

Moved Cr Kenward seconded Cr Pasini that the minutes of the Tourism Advisory Committee be received.

CARRIED (6/0)

BUSINESS ARISING

26/2011

Moved Cr Kenward seconded Cr Auld that that Council considers erecting an interpretative sign at Mt Palmer; listing the name of the residents who lived in the area and the locality of their properties and a town map listing the streets and points of interest e.g. Mt Palmer Hotel.

CARRIED (6/0)

27/2011

Moved Cr Kenward seconded Cr Pasini that Council writes to Mr Phil Chadd the Rally Manager and advise him that members of the club are welcome to stay at the Southern Cross oval if other suitable camping arrangements cannot be sourced. In addition, advise him of the many services and attractions that Southern Cross and the whole of the Yilgarn have to offer e.g. fine restaurants, supermarket supplies, internet services, museum tours and an astronomy night can be organised with sufficient notice.

CARRIED (6/0)

28/2011

Moved Cr Kenward seconded Cr Auld that Council considers erecting an Interpretative sign in the Centre of Town (possibly in the open area near CBD public toilets), which includes a Town Map with points of interest and services. As there has been many enquiries from tourists. In addition, produce a brochure with the Town Map on it identifying services that can be available at the Shire Office, CRC and local businesses.

CARRIED (6/0)

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ANNOUNCEMENTS BY THE PRESIDING MEMBER AND COUNCILLORS

PRESIDENTS REPORT

The Shire President advised the following:-

- Australia Day Celebrations and Koolyanobbing book launch went well and staff are to be congratulated for a job well done. Questions about air-conditioning functioning have been referred to the MEHO for report or action.
- WALGA Zone meeting
 - The teleconference meeting commenced with a presentation concerning the upcoming census and the staffing arrangements with Councillors being encouraged to apply.
 - The March Meeting will include WA Health representatives Tim Free, Terry Horne and the Wheatbelt GP network Paul West where discussion will centre on the Health MOU between the Minister and WALGA.
 - WALGA has responded to Minister concerning proposed changes to legislation and one issue that was different from the Council's preferences was the issue of investment regulation where the proposal for legislation did not take into account the AA rating of Bendigo Bank . On that basis the Minister has been asked to defer a decision pending further options.
 - There is concern for comments made by Mayor Pickard that the Minister may have gone off mergers of Councils' with more focus on good governance. There is little discussion of the Sustainability report and this may be an out for Council's who had formed regional transition groups.
 - The split between local vs. regional projects under the Royalties for Regions funding has been the subject of debate with a motion to the next meeting seeking a minimum 50% local projects.
 - Grain rail freight issue and the closure of tier three railways discussed with concerns that the roads identified for grain haulage will not be upgraded in time to meet demand. Funding is being discussed and the Government is inflexible on the deadline of 30th June, 2011.
 - Regional Road group; with the requirement to allocate funding to emergency repairs the allocation across the region has been reduced. The group focussed on preferred routes from bin to port and there was agreement for roads in Yilgarn Shire.
 - Invitation to Cummins Theatre official re-opening on Saturday 30th April.
 - Letter in response to request for funding for afterhours doctor services in Southern Cross from Simon Fowler. Nothing new

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- in this. The CEO and SP are meeting Tim Free and Terry Horne from WACS next week.
- Letter from Minister for Local Government announcing the opening of an office of multicultural interest at the Telecentre in Southern Cross.
 - Changes to valuation of vacant land for rating purposes. The CEO was asked to comment on this matter and advised Council that whilst the proposed changes to regulations and valuation methodology for rating of vacant land had minimal impact on Yilgarn Shire there is grave concern that this regulatory change was enunciated by the VG without any reference to Council. WALGA has highlighted this issue with the Minister and is campaigning for changes.
 - COAG proposed changes to road funding. The SP referred to an upcoming meeting which is to discuss possible changes to the way in which roads are to be funded by the Commonwealth.

CONSTITUTIONAL RECOGNITION OF LOCAL GOVERNMENT

The Shire President tabled a letter from the ALGA President concerning constitutional recognition of Local Government seeking support for the proposal to be placed before commonwealth Ministers.

29/2011

Resolved on the motion of Cr Auld seconded Cr Kenward that Council declares its support for the financial recognition of Local Government in the Australian Constitution, so that the Federal Government has the power to fund local government directly and also for inclusion of local government in any new preamble to the Constitution, if one is proposed and calls on all political parties to support a referendum by 2013 to change the Constitution to achieve this recognition.

CARRIED (6/0)

30/2011

Resolved on the motion of Cr Auld and seconded Cr Kenward that the Shire President's report be received.

Cr W Della Bosca

- Referred to recent meeting of declared species group and of changes that were incorporated in the new constitution for the association and representations concerning possible cost shifting in future funding
- Indicated that the fire season has been very good with only a couple of issues to address associated with recent storm activity.

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Cr Kenward

- Reported on his attendance at the recent Strategic Planning workshop with CEO and DCEO on 4th Feb in Kalgoolie. The meeting outlined the future requirements for planning and reporting to community after 1st July 2012.

CHIEF EXECUTIVE OFFICER REPORT

Submission to:	Ordinary Meeting of Council – Friday, 18 th February 2011
Agenda Reference:	7.1
Subject:	BE ACTIVE COMMUNITY SPORT
File Reference:	1.6.25.3
Author:	Jeff Sowiak - Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	

Background

Council is a joint sponsor of the Central and Eastern Wheatbelt “Be-Active Program” and the Co-ordinator Mr Rod Thornton will be at the meeting today to present a report on activities of the group over the past 12 months.

Comment

The “Be-Active” scheme has been operating for fourteen years and involves the Council’s of Kellerberrin, Westonia, Yilgarn, Merredin, Tammin and Bruce Rock.

There are four “Be Active” coordinators across the Wheatbelt that are supported by Healthway, the Local Governments and the National Heart Foundation, with the aim of increasing participation in physical activity across the community

Being active is a key requirement for good health and for achieving and maintaining a healthy weight. However, currently only one in four Western Australian adults are getting the minimum of thirty minutes of physical activity they need each day for good health.

We have an increasingly sedentary lifestyle due to our society changing over the years. Labour saving devices, technology and passive entertainment have all contributed to this.

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Increased car ownership has also lead to increased greenhouse gas emissions, and greater safety concerns have led to less walking and cycling to school and work.

Urban growth has also seen suburbs built in a way that promotes car dependency; with few facilities to encourage walking, cycling or active play. For these reasons we need to be more active and increase our activity at every opportunity to fit more movement wherever possible into the day.

The scheme was initiated by Healthway in October 1996 and continues to evolve with the changing face of sport and recreation in the region. Rodney will report on activities over the past and into the future.

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Council suspend standing orders to hear from Mr Rod Thornton the Be-Active Co-ordinator.

Voting Requirements

Simple Majority

Discussion:

Mr Rod Thornton presented his report on the activities over the past 12 months and on changes to funding from Healthway that will dramatically impact on the future funding certainty. Whilst no specific threat to funding has been announced the three year certainty on funding has been removed and Council will not know if funding is secured until after May 2012 only a month before the current contract finishes. Local Government has not been consulted on the changes and it is highly likely that there will be consequential changes to funding.

31/2011

Moved Cr J Della Bosca Seconded Cr Auld that Council receive the report and ask the Be Active committee to write direct to Healthway opposing changes to funding and organisation of the group and seeking ongoing support for the program, further that Council advise the Be Active committee that the Council offers its in-principle support for the program to continue.

CARRIED (6 /0)

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Submission to:	Ordinary Meeting of Council - Friday, 18 th February 2011
Agenda Reference:	7.2
Subject:	GRANTS LG REFORM
File Reference:	2.5.1.4
Author:	Jeff Sowiak - Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	16 th February 2011

Background

The Council is required to execute the following grant agreements relating to the Local Government Reform Program under Council Seal.

Comment

The Council has received the following grant agreements for execution under Council seal.

Department of Local Government:

- **Strategic Planning Capacity Building;**
A grant of \$70,000 to engage professional strategic planning consultants and or employ temporary staff to assist with the development and implementation of an integrated strategic plan and to train Councillors and staff in integrated strategic planning.
- **Asset Management Capacity Building:**
A grant of \$147,000 to develop and implement a new asset management plan that will support the operations of the new Shire.
- **Amalgamation Planning:**
A grant of \$244,900 to assist the Shires of Westonia and Yilgarn plan for and implement a merger.

The grant agreements are in order for signing.

Statutory Environment

Local Government Act 1995

Policy Implications

Nil

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Financial Implications

The funds will be additional to budget.

Recommendation

That Council formally execute under Council seal, grant agreements with the Department of Local Government relating to the Local Government Reform Program.

Voting Requirements

Simple Majority

32/2011

Moved Cr Pasini Seconded Cr W Della Bosca that Council formally execute under Council seal, grant agreements with the Department of Local Government relating to the Local Government Reform Program.

CARRIED (6 /0)

Submission to:	Ordinary Meeting of Council - Friday, 18 th February, 2011
Agenda Reference:	7.3
Subject:	NATIONAL ASSEMBLY OF LOCAL GOVERNMENT
File Reference:	1.6.21.2
Author:	Jeff Sowiak - Chief Executive Officer
Disclosure of Interest:	Nil
Date of Report:	16 th February 2011

Background

The Australian Local Government Association is holding the National Assembly of Local Government in Canberra from 19th to 22nd June and has invited Councils to nominate representatives and submit motions for consideration.

Comment:

The National Assembly is a major event that attracts more that 700 Mayors, Councillors and Senior Offices from across Australia. The assembly is focussed on issues which impact the broad spectrum of Local Government across Australia.

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Motions to assembly need to address national policy issues that impact on Local Government and with that in mind I have suggested that one issue that impacts on many Local Governments across Australia is the provision of medical services.

A draft motion is included with the agenda for consideration at the National Assembly.

Council may also wish to consider if representatives from this Council will attend the National Assembly.

Statutory Environment

Policy Implications

Nil

Financial Implications

Recommendation

That Council endorse the draft motion for National Assembly and consider if Council will be represented at the Assembly and by whom.

Voting Requirements

Simple Majority

33/2011

Moved Cr Kenward Seconded Cr J Della Bosca that Council endorse the draft motion for National Assembly and request that the motion be referred to the Wheatbelt health MOU group and WALGA representatives for support to the motion at assembly.

CARRIED (6 / 0)



2011 NATIONAL ASSEMBLY OF LOCAL GOVERNMENT
NOTICE OF MOTION

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Motion:

1. That the ALGA lobby the Commonwealth Health Minister for direct commonwealth funding to Local Government for the provision of doctors in rural and remote communities.
2. That the ALGA lobby the WA State Government to ensure that it meets the shortfall for afterhours emergency GP services provided by Local Government to public hospitals.

Theme:

Improved Intergovernmental Relations:

National Objective:

To improve the fiscal balance and co-ordination of Commonwealth services – namely primary health care - at the local level.

Background:

The provision of primary health care (Medicare) and aged care services is a Commonwealth responsibility. The provision of acute care services is a State responsibility and is funded by State allocations to the public health system.

There is a critical shortage of doctors in rural areas and a surplus of Commonwealth funding from the inability to attract GP's in rural areas and yet many Local Government's across Australia are contributing a substantial proportion of their rates revenue to the cost of recruiting, accommodating and providing for a medical practitioner.

In the game of State vs. Commonwealth funding rounds it seems that somehow the cost of the local GP is increasingly falling to Local Governments, this is despite the fact that with fewer registered GP's allocated Medicare provider numbers, there is a surplus of Commonwealth funding available.

Case Study:

The Shire of Yilgarn, headquartered in Southern Cross located on the Great Eastern Highway and National Railway line in the West Australian Wheatbelt, approximately 360kml from Perth. In Southern Cross there is a hospital with both aged care and acute care beds but no public doctor.

Council has been successful in attracting a fly in fly out doctor for the town of Southern Cross. The Doctor has a full waiting list and services a direct town population of over 1,200 as well as remote mining camps and communities in the Shire. The Doctor is the only doctor in town to service the needs of the local hospital and sets aside a considerable proportion of her time each day to address the medical

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needs of hospital inpatients, including those commonwealth funded aged care patients.

Whilst Council has committed a substantial proportion of its rates revenue (approximately 10%) towards the recruitment and retention of a doctor in Southern Cross it is concerned to minimise outgoings in this regard, where possible. Council has secured the services of Wheatbelt GP Practice to provide and manage the local GP clinic in Southern Cross and to recruit and employ both the doctor and associated staff.

Obviously it is extremely important for the community to have the best possible medical service available and from that perspective Council has asked the Wheatbelt GP Practice to have the doctor on call to attend to accident and emergency or after hour's patient care. From the Doctor's perspective this is also important as it enables the doctor to add value to their involvement with the community.

However, there is a requirement to pay a fee for this service and as it is not directly related to the GP Practice, it is not unreasonable of Council to expect that WA health would meet that cost. Unfortunately this is not the case and previous representations by Council, Wheatbelt GP practice and the RFDS appear to have failed to resolve the issue.

The shortfall relating to providing the on-call service is currently averaging approximately \$300 per night, \$78,000 per annum and Council, whilst desperate to ensure that this service continues is also keen to negotiate an outcome where a greater portion of this cost is covered from other sources.

The allocation of Medicare provider numbers and the consequential cost to the Commonwealth of providing doctors in rural communities has been substantially reduced due the difficulty in attracting doctors. Clearly the savings can and should be directed to offset costs incurred by Local Government in rural areas.

The motion is therefore aimed at the Commonwealth to release funds to cover the overall cost of providing a GP in rural areas and the State Government to meet the cost of having the doctor available to provide services to the Local Hospital.

Submission to:	Ordinary Meeting of Council - Friday, 18 th February 2011
Agenda Reference:	7.4
Subject:	NATURAL RESOURCE MANAGEMENT PROJECT
File Reference:	7.2.1.17
Author:	Kim Hastie, Director, Westonia Operations
Disclosure of Interest:	Not applicable
Date of Report:	16 th February 2011

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Background

The Natural Resource Management function has now been operating in the Shire of Westonia for several years and part of the process has been to “sell” NRM services to the Shire of Yilgarn.

Given that the two Shires are now well advanced into the merger proposal it is an appropriate time to review the expectations of the NRM function.

The documents attached to this report have also been sent to the Shire of Yilgarn for a similar process of review with the intention of developing a consistent and collective approach to the NRM function as we head toward the merger of the two Shires.

The attached documentation was also circulated to Councillors in January 2011 so that the opportunity to consider this matter was enhanced prior to discussions at this Council meeting.

Comment

The main current activities of the NRM Officer include assisting farmers with tree planting programs through the Federal Government funded Caring For Our Country program. Funding for this program expires in 2012 and there is no guarantee that recurrent funding will occur.

Funding for these types of programs is inevitably tied to the political flavour of the day and other government priorities.

When the DWO and the NRM Officer began discussions on this matter the Queensland (and subsequent NSW and Victoria) floods were not on the radar. Given the financial and social magnitude of these floods the DWO is of the view that for “political opportunism” we will probably see initiatives such as “flood mitigation” programs become, not just the flavour, but the necessity of Federal funding attention. Thus other currently funded programs may well be at risk.

One of the weaknesses of the current funding structure for the NRM function is that specific projects are not identified or funded. When we look at the current financial structure under Financial Implications below we see that there are no specific funds for projects outside the Caring for Country Program.

There is funding for projects “to be advised” however this is dependent upon “funding opportunities to be advised”

Given all of the above and the imminent merger with the Shire of Yilgarn it is an appropriate opportunity to identify and fund specific NRM programs into the future.

The desired outcome of this process would be that the two Shire’s identify similar priorities and funding commitment to an extent that one collective outcome can be achieved and documented. The two Shires will continue to operate their programs

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and funding independently in the short term however following the merger will be in a position to continue using the same plan.

In the attached documents is a “shopping list” of possible future priorities. The list is by no means complete and Councillors are requested to identify the programs and priorities that are required into the future. From this annual budget allocations can be made for NRM projects.

An additional project that Council may wish to consider in the context of the “shopping list” is the deep drainage issue that exists in the Shire at the moment.

Statutory Environment

N/A

Policy Implications

N/A

Strategic Implications

The outcome of this review of the priorities and funding of the NRM function is considered to be of significance in terms of the long term sustainability of the agricultural and social base of our community.

Financial Implications

The NRM function on the current budget is as follows:-

Income

NRM contribution Yilgarn Shire	\$15,000
Community Nursery Sales	\$ 2,000
Tree Planter Hire	\$ 1,000
NRM Contract Work	\$ 1,500
Funding Opportunities TBA	<u>\$10,000</u>
TOTAL	<u>\$29,500</u>

Expenditure

NRM Salaries	\$50,600
NRM Superannuation	\$ 6,900
NRM Workcover	\$ 1,000
Nursery Operating Costs	\$ 2,000
NRM Contract	\$ 1,000
Projects TBA	\$10,000
Promotional Material	\$ 500
Noxious Weed Control	\$ 1,000
Wild Dog Contribution	\$ 6,000
Admin Allocation NRM	<u>\$37,950</u>
TOTAL	<u>\$116,950</u>

In addition to the above expenses are costs associated with the motor vehicle and housing.

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Note:

- 1 The only guaranteed income is the contribution from the Yilgarn Shire.
- 2 Tree planter hire will not achieve budget as it has been allocated free of charge by the DWO to farmers because of the very bad season.

The NRN Officer Kara Hatch has been invited to present to Council an overview of the projects undertaken and the priority projects for the future.

Statutory Environment

Local Government Act 1995

Policy Implications

Nil

Financial Implications

Council currently contributes \$18,000 per annum towards the program as part of the budget process.

CEO Recommendation

That Council resolve to agree to the shared provision of the NRM Functions with the Shire of Westonia and identify the program priorities for the future.

Voting Requirement

Simple Majority.

34/2011

Moved Cr J Della Bosca Seconded Cr Pasini that Council establish a working party comprising Councilors and offices from both Westonia and Yilgarn Shire Councils to consider and determine if we are to employ another NRM officer and the future direction for the NRM program. Crs Auld, W Della Bosca and Kenward were nominated as Council representatives.

CARRIED (6 / 0)

REASON FOR COUNCIL DECISION;

The Council considered that a small working group of the two Council's could more effectively consider this matter and provide direction for Council to consider at its next meeting.

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Submission to:	Ordinary Meeting of Council - Friday, 18 th February 2011
Agenda Reference:	7.5
Subject:	TRAINING FOR COUNCILORS
File Reference:	2.1.1.8
Author:	Jeff Sowiak - Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	16 th February 2011

Background

The merger of the Shires of Westonia and Yilgarn will involve a considerable amount of change for existing Councilors and staff and an opportunity exists for on-site training on issues of relevance to change management, strategic planning and asset management.

Comment

The funding from local government includes a provision to engage onsite training for both Councilors and staff on aspects of the merger including change management, strategic planning and sustainable asset management.

WALGA have advised that they have available training officers who can travel to Westonia/Yilgarn to conduct on-site training/seminars on aspects of change management, strategic planning and asset management.

Courses can be run at times to suit Councilors and staff and this report seeks to ascertain the preference of participants prior to making any bookings as attendance, whilst not compulsory, will facilitate better outcomes from the dollars spent.

For example would Councillors prefer training courses run over a weekends or evenings etc.

Statutory Environment

Local Government Act 1995

Policy Implications

Nil

Financial Implications

The grant covers the cost training providers but not staff time.

Recommendation

That Council provide guidance on preferred times and dates for training.

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Voting Requirements

Simple Majority

Discussion:

Councillors indicated that preference should be given to training on change management and sustainable asset management and that this training should be deferred till after the conference in August with a preference for Friday and weekends. Mr Hastie advised Councillors that Westonia had indicated that weekends were not favoured due to clashes with sporting activities.

Submission to:	Ordinary Meeting of Council - Friday, 18 th February 2011
Agenda Reference:	7.6
Subject:	FORWARD CAPITAL WORKS PROGRAM
File Reference:	1.6.6.8
Author:	Jeff Sowiak - Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	16 th February 2011

Background

The Council has adopted and submitted a forward capital works program to the Country Local Government Fund in September, 2010. The Department offices have sought amendments to the program which has now to be resubmitted.

Comment

The department of Regional Development and lands sought changes to the capital works program as submitted to address the following issues:

- **Evidence that the plan has been adopted by Council**

Council will send a covering letter to confirm that the plan and revised plan were adopted by Council.

- **The Council's designated contact person**

Council will include in the letter advice to the Department that the Chief Executive Officer is the designated contact person.

- **Written confirmation that the plan would be reviewed on an annual basis.**

Council will include in the letter confirmation that Council will review the Capital Works program on an annual basis.

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- **Inconsistencies identified between the budget in the project summaries and the financial summary.**

This was a typographical error where the information on the summary sheets did not correlate to the individual project summaries in a couple of instances. These have been corrected.

- **Details of capital works expenditure for 2009-2010**

This has now been included in the plan.

- **Priority Projects for 2010-11.**

The Department will be advised that projects for priority funding in 2010-11 are the Recreation Precinct (Local) and Wild Dog Fence (regional) which are included in the plan.

All of these matters have now been attended to and just to make sure there are no further queries it would be desirable for the Council to formally resolve to adopt the revised Capital Works Program as submitted.

A copy of the revised plan will be published on the Council's website and has been distributed to Councilors electronically.

Statutory Environment

Local Government Act 1995

Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Council endorse the amendments to the Forward Capital Works Program as indicated in the report.

Voting Requirements

Simple Majority

35/2011

Moved Cr Kenward Seconded Cr Pasini that Council endorse the amendments to the Forward Capital Works Program as indicated in the report.

CARRIED (6 / 0)

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Submission to:	Ordinary Meeting of Council - Friday 18 th February, 2011
Agenda Reference:	7.7
Subject:	Project Officer Monthly Update
File Reference:	2.5.2.3
Author:	John Merrick Project Officer
Disclosure of Interest:	Nil
Date of Report:	16 th February 2011

Background:

This activity report is submitted to provide Council with an overview of meetings attended, the status of reports and progress being made towards the completion of the various components required for the integration of systems and process's for the merger of Yilgarn and Westonia.

Comment:

Mr Merrick will present a report at the meeting.

Statutory Environment:

Local Government Act 1995 and guidelines published by the Department for Local Government.

Policy Implications:

Nil in the current environment however policy may impact on future operational aspects of the new single Shire.

Financial Implications:

Some creative management of timing may be required in the lead up to July 2011 if we are to install Synergy and connect to broadband in Westonia.

Recommendation

That Council considers the information provided and advises the Project Officer of any priority requests.

Voting Requirements

Simple Majority

Discussion;

The Project officer advised Council of the work that he has been undertaking in the last month including; Preparation of the community survey, finalisation of policy register, workforce planning and meetings with KPMG, Dept Local Government, IT Vision and consultant Bob Waddell. He indicated that next

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week he was attending a seminar on strategic planning and the CEO and he were meeting with HR consultants next week.

Submission to:	Ordinary Meeting of Council - Friday 18 th February, 2011
Agenda Reference:	7.8
Subject:	COMMUNITY SURVEY
File Reference:	2.5.2.3
Author:	Jeff Sowiak Chief Executive officer
Disclosure of Interest:	Nil
Date of Report:	16 th February 2011

Background:

The Westonia Yilgarn Regional Council has decided to undertake a community survey as part of due diligence in the lead up to the merger and this report seeks endorsement of the survey form.

Comment:

It is proposed to conduct a community survey to gauge the opinions of the community in relation the services that are currently being delivered and the draft form is attached for Council's consideration. The forms will be colour coded and specific to the two Shires (i.e. Question 68 living in Yilgarn/Westonia) and to encourage responses it is proposed to offer a prize.

The survey forms will be placed on the website and distributed via mail to residents.

Statutory Environment:

Local Government Act 1995 and guidelines published by the Department for Local Government.

Policy Implications:

Nil

Financial Implications:

Cost of the survey is included in the Strategic Planning Budget.

Recommendation

That Council endorse the proposed survey form and methodology.

Voting Requirements

Simple Majority

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36/2011

Moved Cr Auld Seconded Cr Kenward that Council endorse the proposed survey form, the methodology for collection and endorse a suggestion that the prize should be a Burswood accommodation weekend.

CARRIED (6 / 0)

DEPUTY CHIEF EXECUTIVE OFFICER REPORT

Submission to:	Ordinary Meeting of Council – Friday 18 th February 2011
Agenda Reference:	8.1
Subject:	Executive Review of the 2010/2011 Adopted Budget
File Reference:	8.2.5.3
Author:	Vivienne Murty – Deputy Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	7 th February 2011

Background

Council's Executive Management Team met on the 4th February 2011 to peruse the current 2010/2011 Adopted Budget and conduct a review in terms of identifying any areas which required the need for additional expenditure, as well as areas where expenditure or income was not expected to be required between now and the end of the financial year to 30th June 2011.

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

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2010/2011 Budget Review - Consideration by Council

Completed by Council's Executive Team on Thursday 4th February 2011

INCOME

Account	Account Description	Budget Amount	New Budget	Affect to Budget	Progressive Total	Reason
				<i>Additional Income / deflation</i>		
E03112	Rates Discount	\$122,000	\$94,380	\$27,620	\$27,620	Less people taking up discount than expected
R03203	Royalties to Regions (WEROC)	\$0	\$2,580	\$2,580	\$30,200	CLGF received to produce Regional Submission on Dog Fence
R04103	Executive Support Income	\$5,000	\$46,000	\$41,000	\$71,200	% of CEO's wages received from Westonia & Executive income costed to Reform
R05242	Proceeds on Sale of Asset	\$10,200	\$33,000	\$22,800	\$94,000	3 FESA disposed increases this non-cash item which nets off with E05250
R07401	Medical Practitioner Contribution	\$50,000	\$15,000	\$35,000	\$59,000	Timing - 10-11 Contribution received from WA Salt, 09-10 Contribution received from Cliffs
R07402	Medical Computer Lease	\$0	\$4,140	\$4,140	\$63,140	Mthly payments from Wheatbelt GP for Computers
R08103	Course Fees/Training in-house	\$4,500	\$5,000	\$500	\$63,640	Additional Courses being run by CRC
R08104	Advertising Charges	\$20,000	\$10,000	\$10,000	\$53,640	Revised Budget - Charging for advertising in Local Directory questionable
R08406	HFA - Rental - Unit 6	\$3,750	\$1,750	\$2,000	\$51,640	Unit has been vacant since November and there is no one on waiting list
R08408	HFA - Rental - Unit 8	\$3,750	\$50	\$3,700	\$47,940	Unit has been vacant for this FY, waiting on refurbishment to be complete
R08409	HFA - Rental - Unit 10	\$6,240	\$500	\$5,740	\$42,200	Unit has been vacant since Mrs Burro left
R10622	Dry Season Assistance Grant	\$0	\$20,000	\$20,000	\$62,200	New grant received in December 2010, linked to E10622
R10701	Telstra Leases	\$300	\$1,750	\$1,450	\$63,650	Timing - revenue received every second year
R10842	Proceeds on Sale of Plant	\$0	\$2,000	\$2,000	\$65,650	Proceeds on sale of Magna - Community Car
R11104	Grant - Country Arts	\$10,000	\$0	\$10,000	\$55,650	Grant not received
R11501	Grants - Museum	\$19,500	\$27,300	\$7,800	\$63,450	RILCIP Grant received for re-roofing of museum
R11502	Museum General Income	\$3,950	\$8,450	\$4,500	\$67,950	Additional funds from sale of the Koolyanobbing Book
R11516	Koolyanobbing book cont. from Trust	\$0	\$15,000	\$15,000	\$82,950	Movement of funds from Trust to muni to pay expenditure, Links to E11516
R13200	Caravan Park Leases	\$35,000	\$45,000	\$10,000	\$92,950	Additional funds received from John Holland 9mth stay
R13203	Grant-Polaris Lake Walk Trail	\$0	\$11,200	\$11,200	\$104,150	Timing - Lotterywest Grant received 10/11, expenditure in 09/10
R13207	Grant - Our Patch Arboretum	\$0	\$11,000	\$11,000	\$115,150	Timing - Grant received 10/11, expenditure in 09/10 for grey water dump point.
R13700	State Skeleton Weed Ctte Fund	\$269,632	\$239,632	\$30,000	\$85,150	Timing - Budget allowed for income received this year, but related to 09/10
R14703	WALGA Advertising Rebate	\$510	\$1,690	\$1,180	\$86,330	Additional advertising in 09/10 generated a higher rebate
R14707	Unclaim Rates O/paid & Surrnd	\$5,000	\$35,000	\$30,000	\$116,330	Budget Revised - related to handing in of dead mining tenements
R14718	Administration Recovery	\$0	\$35,000	\$35,000	\$151,330	Administration costs related to Amalgamation & FCWP
R14642	Proceeds on Sale of Admin Plant	\$141,410	\$129,910	\$11,500	\$139,830	Trade value of YL50 less than expected - \$24,000
Various	Contra Item (Income)	\$1,437,131	\$875,773	\$561,358	\$421,528	Refer 'Contra Items' section of review

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2010/2011 Budget Review - Consideration by Council

Completed by Council's Executive Team on Thursday 4th February 2011

EXPENDITURE

Account	Account Description	Budget Amount	New Budget	Affect to Budget Expenditure diminution / augmentation	Progressive Total	Reason
E03113	Rates Incentive Scheme	\$1,449	\$949	\$500	\$500	Westpac donated 3rd prize, reducing Council costs
E03211	FCW Consultant	\$0	\$30,000	\$30,000	\$29,500	Costs related to developing FCWP, Grant received in 09-10
E04111	Member Travelling	\$2,250	\$2,750	\$500	\$30,000	Changes in policy regarding travelling allowance for committee meetings
E05101	Dog Control Salaries	\$14,000	\$17,220	\$3,220	\$33,220	Includes Travel Allowance previously allocated to E05110
E05102	Superannuation - Ranger	\$1,970	\$3,000	\$1,030	\$34,250	Contributing additional Superannuation
E05110	Dog Control Expenses - Other	\$4,800	\$1,000	\$3,800	\$30,450	Travel allowance now costed to E05101
E05250	Purchase Fire Units	\$1,020,000	\$997,200	\$22,800	\$7,650	3 FESA vehicles received - non-cash item which nets off with R05242
E05313	Central 2.4 Appliance	\$1,890	\$1,160	\$730	\$6,920	Re-allocation of Budget between FESA vehicles expenditure
E05315	Bodallin Landcruiser	\$869	\$1,169	\$300	\$7,220	Re-allocation of Budget between FESA vehicles expenditure
E05322	Sth Yilgarn 2.4 Appliance	\$1,890	\$2,390	\$500	\$7,720	Re-allocation of Budget between FESA vehicles expenditure
E07413	Provision for Medical Services	\$210,000	\$190,000	\$20,000	\$12,280	In the last Qtr Practice broke even - budget revised
E08112	Stationery & Equipment	\$6,000	\$9,000	\$3,000	\$9,280	Mainly due to P/copy paper costs for Crosswords and equipment purchased with grant funds
E08117	Other Equipment Mctc & Toner	\$23,750	\$20,000	\$3,750	\$13,030	P/copier service charges reduced with buying the new photocopier
E08121	Production of Saleable Items	\$2,500	\$1,000	\$1,500	\$14,530	Revised Budget - there will be no Calendar for sale this year
E08122	Purchase Equip >\$5,000	\$38,850	\$24,230	\$14,620	\$29,150	Budget being Tsf to E08122 for items >\$5,000
E08215	Mt Hampton School Mctc	\$120	\$500	\$380	\$28,770	Cost relate to Fire extinguisher & pest control annual checks
E08302	Senior Centre Superannuation	\$4,590	\$4,190	\$400	\$29,170	Revised budget - apportionment of R Blairs wages to S/Centre
E08311	Senior Centre Operations	\$19,700	\$22,000	\$2,300	\$26,870	Due to increase in utilities
E08312	Senior Centre Maintenance	\$4,860	\$5,360	\$500	\$26,370	To cover any additional mtce costs
E08314	Senior Centre Refreshments & Receptions	\$1,200	\$5,515	\$4,315	\$22,055	Additional expenditure covered by R08302 - Program Income \$8,000
E09111	37 Taurus St, Operations	\$900	\$1,400	\$500	\$21,555	Budget adjusted to trend
E09112	37 Taurus St - Maintenance	\$47,050	\$62,050	\$15,000	\$6,555	Additional funds to cover costs of new roof for CEO's house based on recent quote
E09211	71 Antares St - Operations	\$650	\$1,150	\$500	\$6,055	Budget adjusted to trend
E09217	91B Antares Street - Operation	\$650	\$250	\$400	\$6,455	Budget adjusted to trend
E09218	91B Antares Street - Mtce	\$1,000	\$500	\$500	\$6,955	Budget adjusted to trend
E10112	S X Refuse Site Maintenance	\$100,120	\$90,120	\$10,000	\$16,955	Appointment of Site Plant Operator not undertaken as yet
E10150	SX Refuse Disposal Site	\$20,000	\$10,000	\$10,000	\$26,955	Budget adjusted to trend
E10216	Purchase of Street Bins	\$1,600	\$1,100	\$500	\$27,455	Budget adjusted to trend
E10219	DrumMuster Process/Collection	\$1,400	\$0	\$1,400	\$28,855	Minimal drums received, no collections from CLAW necessary
E10312	S X Sewerage Water Rates	\$0	\$50	\$50	\$28,805	Budget adjusted to trend
E10313	S X Sewerage Electricity	\$6,400	\$8,500	\$2,100	\$26,705	Budget adjusted to trend
E10411	M/Loch Sewerage Repair	\$56,864	\$48,864	\$8,000	\$34,705	Budget adjusted to trend
E10413	M/Loch Sewerage Electricity	\$4,560	\$2,560	\$2,000	\$36,705	Budget adjusted to trend
E10610	Town Planning Scheme - Other	\$10,000	\$0	\$10,000	\$46,705	Delayed review of TPS until Merger and review will be done with both shires
E10622	Dry Season Assistance Funding Program	\$0	\$21,000	\$21,000	\$25,705	Grant received in December to cover expenditure
E10950	SX Town Drainage	\$43,060	\$33,060	\$10,000	\$35,705	Revised Budget
E11111	SX Community Centre - Operation	\$20,944	\$28,744	\$7,800	\$27,905	Budget adjusted to trend
E11112	SCX Community Centre - Mtce	\$34,860	\$24,860	\$10,000	\$37,905	Revised Budget
E11115	Bullfinch Hall - Operations	\$1,500	\$5,500	\$4,000	\$33,905	EHBS Mger to discuss recovery from B/finch Progress Association for some of the utility costs
E11118	Bodallin Hall - Maintenance	\$3,750	\$1,000	\$2,750	\$36,655	Holding off on Mtce work to see if request comes in to purchase building
E11120	Moorine Rock Hall - Maint	\$1,000	\$500	\$500	\$37,155	Budget adjusted to trend
E11123	Reimb Squash Crt Fees M/L Prog	\$2,000	\$500	\$1,500	\$38,655	Expenditure should equal revenue from R11102 fees
E11125	War Memorial Maintenance	\$1,000	\$500	\$500	\$39,155	Budget adjusted to trend
E11127	Masonic Lodge - Operations	\$11,722	\$6,722	\$5,000	\$44,155	Budget adjusted funds originally for Astronomy Consultant
E11250	Swimming Pool Capital Works	\$7,230	\$9,830	\$2,600	\$41,555	Revised Budget - Works completed
E11319	Netball Pavilion Toilets	\$1,000	\$400	\$600	\$42,155	Budget overstated
E11321	Regional Sports Coordinator	\$9,500	\$10,800	\$1,300	\$40,855	Beactive Co-ordinators adjustment to Council contribution advised after budget set
E11330	Parks and Gardens Equipment	\$14,500	\$11,500	\$3,000	\$43,855	Budget adjusted to trend
E11336	Marvel Loch Oval & Recreation	\$19,610	\$14,610	\$5,000	\$48,855	Budget adjusted to trend
E11412	Library Maintenance & Equipmnt	\$500	\$1,200	\$700	\$48,155	Annual ANLIB licence not factored into costs
E11516	Kooyanobbing book expenditure	\$0	\$15,000	\$15,000	\$33,155	Linked to R11516 Tsf from Trust
E12624	RRU - Brennard Road	\$71,820	\$63,820	\$8,000	\$41,155	Revised Budget - Works completed
E13111	Noxious Weeds	\$25,000	\$20,000	\$5,000	\$46,155	Remainder of budget to be used for winter spraying, excess available
E13214	Caravan Park Improvements	\$2,000	\$37,000	\$35,000	\$11,155	Costs related to Electrical Upgrade to cater for 5th wheelers at Caravan Park
E13411	Loc 8230 Mavel Loch	\$2,000	\$1,000	\$1,000	\$12,155	Re-allocation of Budget between Standpipes
E13415	Railway Res Castor Street	\$850	\$600	\$250	\$12,405	Re-allocation of Budget between Standpipes
E13416	Garrett Street SX	\$5,200	\$17,000	\$11,800	\$605	Re-allocation of Budget between Standpipes
E13418	Beaton Main	\$4,860	\$7,300	\$2,440	\$1,835	Re-allocation of Budget between Standpipes
E13420	Railway Reserve - Moorine	\$2,350	\$9,031	\$6,681	\$8,516	Re-allocation of Budget between Standpipes
E13421	Loc 637 North Bodallin	\$2,940	\$1,500	\$1,440	\$7,076	Re-allocation of Budget between Standpipes
E13422	Railway Res Bodallin	\$8,300	\$11,430	\$3,130	\$10,206	Re-allocation of Budget between Standpipes
E13423	Loc 262 Noongar	\$2,750	\$5,800	\$3,050	\$13,256	Re-allocation of Budget between Standpipes
E13912	Consumable/Disposable/Chemical	\$6,540	\$7,129	\$589	\$13,845	Budget adjusted to trend
E13913	Equipment Purchases	\$2,650	\$1,500	\$1,150	\$12,695	Budget adjusted to trend
E10841	Purchase - Community Car	\$0	\$30,000	\$30,000	\$42,695	Magna needs to be upgraded to a more viable option for distance driving for community use, Councillors and staff when other vehicles are not available.
E14612	Admin Centre Mtce	\$13,850	\$11,850	\$2,000	\$40,695	Revised Budget
E14630	CEO Vehicle YL1	\$8,350	\$7,485	\$865	\$39,830	Revised Budget
E14750	Purchase Plant - Admin	\$193,220	\$198,220	\$5,000	\$44,830	Revised Budget in accordance to quote relating to YL50
E14411	Gross Salaries & Wages	\$1,909,685	\$2,004,685	\$95,000	\$139,830	Revised Budget - offset by contribution from Shire of Westonia & Executive Support Income
Various	Contra Item (Expenditure)	\$2,968,851	2,407,493	\$561,358	\$421,528	Refer 'Contra Items' section of review

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CONTRA ITEMS

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

Account	Account Description	Budget	New	Affect to	Progressive	Reason
		Amount	Budget	Budget	Total	
				Expenditure diminution / augmentation		
R03302	Interest Earned	257,131	211,949	\$45,182	\$45,182	Interest calculations based on R4R being received of \$460,000
E14714	Transfer to Reserve Land Dvlp	5,051	3,000	\$2,051	\$43,131	Interest earned overstated
E14710	Transfer to Reserve LSL/AL	13,181	10,000	\$3,181	\$39,950	Tsf of A Seilers LSL reduce funds & associated interest
E14720	T/fer to Sport and Rec Rsv	88,586	48,636	\$39,950	\$0	Tsf of \$460,000 will not occur until 10/11 R4R is received, reducing associated interest
R04102	Grant Funding Council	550,000	244,900	\$305,100	\$0	Adjustment to Reform budget for 10-11 - now approved
E04124	Structural Reform	\$600,000	\$294,900	\$305,100	\$0	Adjustment to Reform budget for 10-11 - now approved
E09115	103 Altair St - Operations	\$950	\$330	\$620	\$620	Remainder of Budget shifted to Commercial a/c E09521. Now rented by Westpac
E09116	103 Altair St - Mtce	\$13,900	\$570	\$13,330	\$13,950	Remainder of Budget shifted to Commercial a/c E09522. Now rented by Westpac
E09520	103 Altair St - Operations	\$0	\$620	\$620	\$13,330	Budget moved from E09115
E09521	103 Altair St - Mtce	\$0	\$13,330	\$13,330	\$0	Budget moved from E09116
E09119	91C Antares Street - Operations	\$350	\$250	\$100	\$100	Budget shifted to Commercial a/c E09515. Unit used by Project Officer & Consultants
E09120	91C Antares Street - Maintenance	\$1,000	\$0	\$1,000	\$1,100	Budget shifted to Commercial a/c E09516. Unit used by Project Officer & Consultants
E09515	91C Antares St - Operations	\$0	\$100	\$100	\$1,000	Budget moved from E09119
E09516	91C Antares Street - Maintenance	\$0	\$1,000	\$1,000	\$0	Budget moved from E09120
E09615	Purchase of Doctor's House	\$400,000	\$320,000	\$80,000	\$80,000	Decision will be made when there is more stability in Dr's appointment, in the meantime funds will be transferred to Building Reserve as above
E14712	Transfer to Reserve Buildings	\$5,760	\$85,760	\$80,000	\$0	
R14720	Transfer from Sport & Rec Rsv	\$630,000	\$330,000	\$300,000	\$300,000	Reduction in tsf from Reserve due to delay in commencement of works
E11353	Recreation Sporting Precinct	\$630,000	\$330,000	\$300,000	\$0	Expected works delayed due to re-costing & new architectural designs. Tenders close Feb 11 & works should commence in following months.
R12220	HVRIC - Heavy Vehicle Road Imp. Charge	0	\$88,924	\$88,924	\$88,924	Additional funding towards HVIC received from ARG
E12631	RRU - Koolyanobbing Rd - Shoulder Works	0	\$88,924	\$88,924	\$0	Expenditure related to above funding for Koolyanobbing shoulder works
E12213	Municipal Maintenance	\$1,166,420	\$1,151,420	\$15,000	\$15,000	Movement of Budget to cover additional Footpath Mtce costs
E12217	Footpath Maintenance	\$0	\$15,000	\$15,000	\$0	Movement of Budget to cover additional Footpath Mtce costs
E13300	Bld Control-Administration Allocated	\$5,908	\$9,550	\$3,642	\$3,642	Allocation adjusted to factor in below saving in Administration area
E13900	Domestic Services - Admin Allocated	\$11,895	\$13,895	\$2,000	\$5,642	Allocation adjusted to factor in below saving in Administration area
E14616	Advertising	\$11,500	\$10,208	\$1,292	\$4,350	In 10-11 we are not having to advertise for Executive team
E14629	Tools and Equipment (Handyman)	\$6,000	\$5,000	\$1,000	\$3,350	Revised Budget
E14630	CEO Vehicle YL1	\$8,350	\$5,000	\$3,350	\$0	Reduced costs, CEO's vehicle only used for business purposes

Comment

The overall movement in accounts is a decrease in expenditure and revenue of \$421,528 leading to a balance budget. The Executive Team have analysed variances in the budget greater than 10% and revised the budget up or down accordingly. When you exclude the contra items the movement in budget is \$139.830 - an explanation for the movement has been given in the table above.

Statutory Environment

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

Policy Implications

None

Financial Implications

Will see a re-allocation of funds within the 2010/2011 Adopted Budget

Strategic Implications

None

Voting Requirements

Absolute majority required

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Recommendation

That the 2010/2011 Adopted Budget be amended to include the changes (\$421,528) proposed, resulting from a Budget Review completed on the 4th February 2011 by Council's Management Team. The total of the Municipal Budget remaining at a balance budget of \$13,444,532.

37/2011

Moved Cr Kenward Seconded Cr Pasini that the 2010/2011 Adopted Budget be amended to include the changes (\$421,528) proposed, resulting from a Budget Review completed on the 4th February 2011 by Council's Management Team. The total of the Municipal Budget remaining at a balance budget of \$13,444,532.

CARRIED BY ABSOLUTE MAJORITY

Submission to:	Ordinary Meeting of Council – Friday 18 February 2011
Agenda Reference:	8.2
Subject:	Financial Reports
File Reference:	8.2.3.2
Author:	Vivienne Murty – Deputy Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	9 th February 2011

Background

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

The following reports are enclosed and have been prepared as at the 31st January 2011:

- Statement of Financial Position
- Statement of Investments,
- Statement of Surplus,
- Amalgamation Financial Summary (prepared to 7th February 2011)
- Monthly Statement of Financial Activity
- Rates Receipt Statement (prepared to 9th February 2011)

Councillors will be aware that it is normal practice for all financial reports to be indicative of Council's current Financial Position as at the end of each month.

Statutory Environment

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

Policy Implications

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None

Financial Implications

None

Strategic Implications

None

Voting Requirements

Simple majority required

Recommendation

That the Various Financial Reports for the period ending 31st January 2011 as presented, be received.

38/2011

Moved Cr Pasini Seconded Cr J Della Bosca that the Various Financial Reports for the period ending 31st January 2011 as presented, be received.

CARRIED (6 / 0)

Submission to:	Ordinary Meeting of Council – Friday 18 th February 2011
Agenda Reference:	8.3
Subject:	Accounts for Payment
File Reference:	8.2.1.2
Author:	Vivienne Murty – Deputy Chief Executive Officer
Disclosure of Interest:	Not applicable
Date of Report:	11 th February 2011

Background

Municipal Fund – Cheque Numbers 36078 to 36217 totalling \$452,745.52, Municipal Fund – Cheque Numbers 974 to 977 totalling \$128,221.60, Trust Fund – Cheque Number 401906 to 401907, totalling \$10,056.55 and Trust Fund – Cheque Numbers 5712 to 5716 (DPI Licensing), totalling \$62,692.05 are presented for endorsement as per the submitted list.

Statutory Environment

Sections 5.42 and 5.44 of the Local Government Act 1995 and Local Government (Financial Management) Regulations 1996, Regulation No 12 and 13.

Policy Implications / Delegation Register

Council has provided delegation to the Chief Executive Officer, Deputy Chief Executive Officer, Manager of Environmental Health and Building Services and/or Manager for Works to make payments from the Shire of Yilgarn Municipal, Trust or other Fund.

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Financial Implications

Reduction to Bank Accounts balances.

Strategic Implications

Nil.

Voting Requirements

Simple majority.

Recommendation

That Council endorse the accounts covered by Municipal Fund – Cheque Numbers 36078 to 36217 totalling \$452,745.52, Municipal Fund – Cheque Numbers 974 to 977 totalling \$128,221.60, Trust Fund – Cheque Number 401906 to 401907, totalling \$10,056.55 and Trust Fund – Cheque Numbers 5712 to 5716 (DPI Licensing), totalling \$62,692.05 are presented for endorsement as per the submitted list.

39/2011

Moved Cr W Della Bosca Seconded Cr Kenward that Council endorse the accounts covered by Municipal Fund - Cheque Numbers 36078 to 36217 totalling \$452,745.52, Municipal Fund - Cheque Numbers 974 to 977 totalling \$128,221.60, Trust Fund - Cheque Number 401906 to 401907, totalling \$10,056.55 and Trust Fund - Cheque Numbers 5712 to 5716 (DPI Licensing), totalling \$62,692.05 are presented for endorsement as per the submitted list.

CARRIED (6 / 0)

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MANAGER FOR WORKS REPORT

Submission to:	Ordinary Meeting of Council – Friday 20th February 2011
Agenda Reference:	9.1
Subject:	Water tank
File Reference:	6.6.3.2
Author:	Robert Bosenberg – Manager for Works
Disclosure of Interest:	Not Applicable
Date of Report:	4 th February 2011

Background

Included in Councils 2010-2011 Financial Year Budget Plant Replacement Program is a monetary allocation to purchase an 18,000 litre water tank.

It is proposed to use the additional water tank for the purpose of water binding on major construction and gravel sheeting works carried out by Council staff.

A monetary allocation of \$30,000 (*GST exclusive*) has been allowed for in Councils 2010/2011 Financial Year Budget.

Comment

Specifications for the 18,000 litre steel fabricated tank are as follows:

18,000 litre to be fabricated from 6mm steel on channel base with hydraulic motor mount, 2 x internal baffles, 1 x top access point with hatch, 1 x access ladder, 1 x 600mm diameter top fill funnel, 1 x external level indicator, Supply and install hydraulic pump controls and plumbing, Supply and install 1 x 80mm dribble bar, 1 x 80mm centre fan spray, 2 x batter sprays

Tank internally and externally is to be abrasive (*sand*) blast and finished with rust protective coating

Quotations were sought from AMMS located in Southern Cross and SHERMAC Engineering located in Dalwallinu.

AMMS Group \$36,865.00 (*GST exclusive*)

SHERMAC engineering \$36,378.00 (*GST exclusive*)

As can be seen from the above both quotations are in excess of \$6,000 over the budget allocation of \$30,000 allowed for in Councils 2010/2011 Financial Year Budget, with AMMS Group being \$487.00 dearer than SHERMAC Engineering.

If Council endorses the purchase of the 18,000 litre water tank then the over expenditure amount can be met within in the Plant Replacement Reserve from savings made on the personnel carriers and light tip truck just recently purchased by Council.

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Policy Implications

The recommendation has been developed in line with Council's Policy, Number 4.5 "Purchasing – Quotes and Tenders – *Local Price Preference*".

Financial Implications

Monetary allocation of \$30,000 has been allowed for in Councils 2010/2011 Financial Year Plant Replacement Program for the purchase of this water tank

Strategic Implications

Plant Replacement Program

Recommendation

Councils accepts the quotation from AMMS for the fabrication of a 18,000 litre water for the purchase cost of \$36,865 (*GST exclusive*)

Voting Requirements

Simple Majority

40/2011

Moved Cr Kenward Seconded Cr Auld that Councils accepts the quotation from AMMS in accordance with policy 4.5 Purchasing - quotes and tenders- local price preference , for the fabrication of an 18,000 litre water for the purchase cost of \$36,865 (GST exclusive).

CARRIED (6 /0)

Submission to:	Ordinary Meeting of Council – Friday 20th February 2011
Agenda Reference:	9.2
Subject:	Annual Airport Inspection
File Reference:	6.3.2.1
Author:	Robert Bosenberg – Manager for Works
Disclosure of Interest:	Not Applicable
Date of Report:	7 th February 2011

Background

As part of the aerodrome registration requirements the Southern Cross must have an Aerodrome Safety Inspection carried out every twelve months by an appropriately qualified approved aerodrome inspector.

The inspection is very extensive and covers area such as aerodrome operating procedures, reporting officers competency, dimension and surface conditions of runways, aircraft approach and take off paths, aerodrome lighting and backup lighting, wind direction indicator, aerodrome markers and markings, bird and animal control and airport fencing.

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Comment

The annual inspection was carried out by Mr. Nathanael Thomas employed by Aerodrome Management Services (AMS) on 17th January 2011.

As a result of the annual inspection the following work recommendations have been listed for action:

1) Runway 14/32

Sealed section of the eastern end of runway 14/32 is showing signs of damage from aircraft turning tightly

Recommendation: *reseal the start of runway 32*

Comment: *Works are programmed to carry out bitumen reseal on this section runway 32 in this current 2010/2011 Financial Year*

2) Runway Lighting 14/32

The runway lighting does not meet the current required standards with some fading lens require replacing

Recommendation: *clean and repair runway lights on runway 14/32*

Comment: *As noted in the report the current runway and windsock lighting is adequate for emergency landing only (Flying Doctor Service). In future major upgrades to runway 14/32 (widening) lighting will need to be upgraded to the required standard.*

Fading light lens are being noted during daily inspections and are being progressively replaced during routine maintenance.

3) Aerodrome Markings

Recommendation: *have painted line markings established on the sealed sections of the runway, taxiway and aprons. Ensure that there is marked parking position for planes over 5700kg.*

Comment: *Cost to carry out line marking will be included in the 2011/2012 Financial Year Budget*

4) Common Traffic Advisory Frequency (CTAF)

An Automated Frequency Response Unit (AFRU) is required as there are currently more than five aircraft movements per week involving aircraft with greater than nine seats. The AFRU component may already be present as part of the pilot activating lighting system.

Recommendation: *Turn on the AFRU component of the pilot activating lighting. This will also involve changing the details for the lighting within ERSA and ensure that it is mentioned the AFRU is operating.*

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Comment: Council staff has contacted Ford Electronics to investigate this on there next visit to Southern Cross. There may be a requirement to upgrade existing equipment subject to the outcome of the investigation. If this is the case cost to upgrade this equipment will have to be included in the 2011/2012 Financial Year Budget deliberations.

Attached is a copy of the Aerodrome Safety Inspection report for Councilors to peruse.

Recommendation

Council receives the annual Aerodrome Safety Inspection report for the Southern Cross Airstrip as presented from Aerodrome Management Services for the 2010/2011 Financial Year

Voting Requirements

Simple Majority

41/2011

Moved Cr W Della Bosca and Seconded Cr J Della Bosca Council receives the annual Aerodrome Safety Inspection report for the Southern Cross Airstrip as presented from Aerodrome Management Services for the 2010/2011 Financial Year.

CARRIED (6 /0)

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**MANAGER ENVIRONMENTAL HEALTH & BUILDING SERVICE
REPORT**

Submission to:	Ordinary Meeting of Council – Friday 18 th February 2011
Agenda Reference:	10.1
Subject:	Proposed New Single Persons Camp
Location/Address:	Old Railway Land Lot 966 Sirius Street, Southern Cross
Name of Applicant:	Mr David Forman of DR & KB Forman Plumbing Contractors
File Reference:	3.1.3.1
Author:	Manager Environmental Health & Building Services – W J Dallywater
Disclosure of Interest:	Not applicable
Date of Report:	19 th January and 10 th February, 2011

Background

I refer to Agenda Item 10.4 of the Ordinary Meeting of Council held on 16th July, 2010 when an application from Mr David Forman was considered for the establishment of a new single persons village facility or camp. At this Meeting Council passed the following motion:-

“That Council advises Mr David Forman that his proposal to establish a new accommodation camp on Lot 966 (Previously Reserve 5917 Lot 708) Sirius Street, Southern Cross is supported on the condition that –

- 1) Council receives and approves a site development plan or concept plan that also shows the design/style of the buildings,*
- 2) the development is for a maximum of 40 people,*
- 3) Council would only be offering a lease agreement for the land of 10 years with an option to extend the lease for a further 10 years,*
- 4) that at the termination of the lease all buildings and infrastructure is to be removed from the site and left as a clean block, and*
- 5) the proposed development is advertised locally through “Crosswords” for and receives community support.”*

In Mr Forman’s letter of application dated 17th June 2010 he asked if Council would consider leasing or selling him Lot 966 Sirius Street for the proposed accommodation camp, if so what costs and conditions would apply? Council has addressed three of these questions in the abovementioned motion (proposed development of the land, the option to lease or purchase the land, and the term of the agreement), with the exception being the costs applicable. See attached copy of Mr Forman’s letter.

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Mr Forman is still very interested in carrying out this development and has submitted the following plans for Council's consideration:-

- 4 coloured concept plans - 2 are aerial views of the proposed accommodation facility, and 2 are showing people using the facility;
- Proposed site plan showing the proposed layout of the facility;
- Floor plan and elevation plans of the transportable accommodation units - each has 4 bedrooms with an Ensuite;
- Floor plan and elevation plans of the transportable laundry unit; and
- Floor plan and elevation plans of the transportable kitchen/dining room.

Comment

Town Planning Issues

Under the Shire of Yilgarn Town Planning Scheme No 2 Reserve 5917 Lot 708 is zoned "Residential" with a density rating of R12.5, and therefore has been identified for future residential development.

The proposed accommodation camp development is similar to a motel or hostel development. Under the Town Planning Scheme Table 1 Zoning Table a motel or residential building land use has an 'AA' symbol for land zoned "Commercial" and "Townsite". The 'AA' symbol means that the development requires Council's approval. A motel is not a permitted land use on land zoned "Residential".

However, Council at the July and September 2010 Council Meeting has indicated that it will consider the proposed accommodation camp on this site.

From Table 2 - Development Table the setbacks for a hostel have been used rather than those for a motel to afford better use of the available land - see copy of Table 2 attached. The setbacks for a hostel are:-

Front of Sirius Street Setback	- 7.5 metres
Secondary or Hydra Street Setback	- 7.5 metres
Rear Area Setback	- 7.5 metres
Side Area Setback	- to be determined by Council

It is recommended that a minimum side setback should be 3.0 metres.

The proposed layout of the accommodation facility meets with the abovementioned setbacks.

The proposed plan is for a 72 room accommodation camp. Initially Council said the development should be for a maximum of 40 people. Mr Forman

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wrote to Council asking for a least a development for 60 people which Council at the September 2010 Council Meeting “agreed to consider but only after receiving and accepting the proposed plans and layout designs for the village”. Mr Forman has indicated that if he is successful in attracting mine workers to stay at the facility he would be looking at providing a permanent room service where by a person’s belongings could stay in the room while out on break, and that room would not be occupied by someone else. If this scenario occurs then it is expected for all rooms then the 72 rooms would only be occupied by 36 people at any one time. However, it is very likely that some rooms will be allocated for motel accommodation for the general public and so this figure would rise.

The proposed transportable units/buildings in the main will have skillion sloped roofs which is typical of the “donga” unit. The site plan shows footpaths in front of each unit but no verandahs. From the coloured concept plans it appears that there will be verandahs connected to the front of all the accommodation units. The addition of verandahs would help to reduce the “donga” appearance of the development, and it will also provide shelter to the doors and allow for people to access their room or other buildings with some protection from the sun and rain. Therefore the addition of verandahs to the front of all skillion sloped roof buildings should be a condition of any approval.

Financial Aspects

The Chief Executive Officer, Deputy CEO, and Manager Environmental Health & Building Services have met and discussed possible lease costs or rents for this land. This group believe that Mr Forman would be responsible for:-

- paying rates for the accommodation camp/village at the SPQ rate which currently is 32 cents in the dollar;
- pay all costs associated with the drawing up of the lease document; and
- all the cost of clearing the site at the end of the lease period unless Mr Forman has since sold the lease to another party of which Council has approved.

This group was unsure of the value of the land for determining an annual lease or rental value. Therefore Ms Sue Morley of Kalgoorlie City Valuers was approached for advice on the current value of vacant commercial land in Southern Cross as she has supplied valuations on several of Council’s residential properties over a number of years and knows the area reasonable well. Ms Morley said that she was unsure of the value of commercial land at present but industrial land was approximately \$12.00 per square metre. An owner would expect a return of at least 10 per cent. As an example, if the area

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of land is 5,000 squares metres in area you would expect around \$6,000 per annum ground rent. Ms Morley said that commercial land values are generally a little higher than for industrial land and therefore you would expect between \$6,000 and \$10,000 per annum ground rent.

The area of land indicated to Mr Forman for lease is 90 metres deep by 100 metres wide which totals 9,000 square metres in area. Based on Ms Morley's advice, say that the ground rent value for commercial land is \$15.00 per square metre the rent would be \$135,000. If you used the same value as for industrial land at \$12.00 per square metre then the ground rent would be \$108,000. Rents can be linked to the CPI but not necessarily always.

This is a lot of money to receive for what is vacant land and where the Shire is not providing any infrastructure or assistance. It is therefore suggested that to assist Mr Forman with the development that for the first year until occupancy of the facility, that Mr Forman is only required to pay 10% of the lease fee.

Local Government Act 1995

Section 3.58 of the Local Government Act 1995 covers the disposing of property. Dispose means "to sell, lease, otherwise dispose of, whether absolutely or not". Property means "the whole or any part of the interest of a local government in property, but does not include money".

Section 3.58.(3) and (4) indicate how property can be disposed of directly to a person/organisation. A photocopy of section 3.58 is attached for Council's information.

On 22nd July 2010 Mr Forman's proposal and the abovementioned Council motion were advertised for public comment in the local newsletter "Crosswords". At the September 2010 Meeting Council was advised that there were 2 written comments received which were supporting the application.

Following Council's decision on the appropriate lease rental for the site, and if Mr Forman agrees to the proposed rental, the lease rental will need to be advertised in accordance with Section 3.58 of the Local Government Act 1995 for public comment.

Statutory Environment

Compliance with Section 3.58 of the Local Government Act 1995.

Policy Implications

Nil

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Financial Implications

The suggested costs still need to be negotiated with Mr Forman, so at this time it is unknown as to the exact monies likely to be received due to this proposed development. Once the negotiations have been completed and agreed to by both parties, the proposed lease will need to be advertised in accordance with Section 3.58 of the Local Government Act 1995.

Recommend

That Council advise Mr Dave Forman that it grants planning approval for the overall design/layout and concept plans for the proposed accommodation camp facility, and approves the design of the transportable units/buildings that will be used in the proposed accommodation camp facility on the condition that as shown in the concept plans there are verandahs attached along the front of each unit/building that is a single skillion roof to give an appearance that the roof is a pitched roof and therefore will look less like a "donga", and that the external colour scheme for the buildings is approved by the Manager Environmental Health & Building Services prior to manufacture of the units/buildings.

Voting Requirements

Simple Majority.

42/2011

Moved Cr Pasini Seconded Cr J Della Bosca that Council advise Mr Dave Forman that it grants planning approval for the overall design/layout and concept plans for the proposed accommodation camp facility, and approves the design of the transportable units/buildings that will be used in the proposed accommodation camp facility on the condition that as shown in the concept plans there are verandahs attached along the front of each unit/building that is a single skillion roof to give an appearance that the roof is a pitched roof and therefore will look less like a "donga", and that the external colour scheme for the buildings is approved by the Manager Environmental Health & Building Services prior to manufacture of the units/buildings.

CARRIED (6/0)

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Recommendation

That Council agrees to lease a 9,000 square metres section of Lot 966 Sirius Street, Southern Cross to Mr David Forman for the purpose of develop the site as an accommodation camp facility/village based on the following costs:-

- o that Mr Forman will be required to pay rates for the accommodation camp/village at the SPQ rate currently at 32 cents in the dollar;
- o that Mr Forman will be responsible for paying all costs associated with the drawing up of the lease document;
- o that Mr Forman will bear all costs associated with the clearing of the site at the end of the lease period unless Mr Forman had since sold the lease to another party of which Council has approved; and
- o that Mr Forman is offered to lease the site for a ground rent of \$108,000 per annum based on the value of \$12.00 per square metre, and that to assist Mr Forman with the development that in the first year until occupancy of the facility this fee is reduced to 10% of the fee.

Voting Requirements

Absolute Majority.

43/2011

Moved Cr Pasini Seconded Cr Kenward that Council agrees to lease a 9,000 square metres section of Lot 966 Sirius Street, Southern Cross to Mr David Forman for the purpose of develop the site as an accommodation camp facility/village based on the following costs:-

- o that Mr Forman will be required to pay rates for the accommodation camp/village at the SPQ rate currently at 32 cents in the dollar;*
- o that Mr Forman will be responsible for paying all costs associated with the drawing up of the lease document;*
- o that Mr Forman will bear all costs associated with the clearing of the site at the end of the lease period unless Mr Forman had since sold the lease to another party of which Council has approved; and*
- o that Mr Forman is offered to lease the site for a ground rent of \$108,000 per annum based on the value of \$12.00 per square metre, and that to assist Mr Forman with the development that in the first year until occupancy of the facility this fee is reduced to 10% of the fee.*

CARRIED (6/0)

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Submission to:	Ordinary Meeting of Council - Friday 18 th February, 2011
Agenda Reference:	10.2
Subject:	Planning Application - Conversion of 99 Year Lease to Fee Simple - Public Transport Authority of WA to Co-operative Bulk Handling Limited
Location/Address:	Railway Reserve / CBH Grain Storage Facility, Bodallin South Road (Bodallin Bin Road), Bodallin
Name of Applicant:	Department of Regional Development and Lands - Ms Eileen Lemoine/Ms Kerrie Bridger
File Reference:	1.6.17.2
Author:	Manager Environmental Health & Building Services - W J Dallywater
Disclosure of Interest:	Not applicable
Date of Report:	10 th February, 2010

Background

I refer to Agenda Item 10.2 of the Ordinary Council Meeting held on 20th January 2006 where Council was advised that the Co-operative Bulk Handling Limited (CBH) wished to convert its 99 year lease project between it and the Public Transport Authority of WA (PTA) by subdividing the area of land occupied by CBH's grain storage facility from PTA's railway reserve land. This would create two lots - Lot 1 of 8.451 hectares in area owned by CBH, and Lot 9000 of 13.288 hectares that is owned/controlled by PTA. At this meeting Council passed a motion that it had no objections to the proposed subdivision of the Railway Reserve land. See attached copy of plan submitted with this application in 2006.

It would appear that the abovementioned conversion did not proceed or has taken time to get to this next stage as the new application to transfer Lot 2 on Deposited Plan 59635 to fee simple to CBH as part of its 99 year lease agreement appears to be the same as Lot 1 on Survey Plan 747/05.

Comment

1) Town Planning Issues -

- a) The proposed subdivision is of land currently listed as railway reserve land. Proposed Lot 9000 will remain as railway reserve for the railway track. Proposed Lot 1 will become freehold and will need to be zoned as "Rural/Mining" or "Industry - Rural" as part of a Town Planning Scheme Review.
- b) The storage of grain on farms is a common practice although the type of storage unit is normally a sealed permanent or mobile silo. The fact that it is a receival point for grain from non-associated farms

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throughout the district makes this storage an industry. As the CBH bins were probably established prior to the first Shire Town Planning Scheme being gazetted in December 1968, it would have been given a "non-conforming land use" approval at that time.

- c) The railway reserve would have been exempt from the Shire's Town Planning Scheme requirements as it is part of a State and National transport facility.
- d) Under the Town Planning Scheme Table 1 Zoning Table a land use of "Industry Rural" has an 'AA' symbol for "Rural/Mining" zoned land. The 'AA' symbol means that the land use is not permitted without Council approval. The proposal is not required to be advertised for public comment.
- e) At the October 2010 Council Meeting Council considered a proposal to subdivide Location 51 Bodallin South Road, Bodallin into two new lots
 - Lot 101 which is open paddocks located south of the Great Eastern Highway plus north and south of the railway line and the Bodallin Co-Operative Bulk Handling Limited (CBH) grain storage site with a combined total area of 336.7425 hectares; and
 - Lot 102 which has temporary grain storage bins and access roads on the lot, and is located south of the railway line with a total area of 35.3939 hectares.

In order that all parts of Lot 101 to have road access the Bodallin South Road must remain open and can not be closed as a private road.

2) Health & Environment Issues -
Nil

3) Engineering Issues -

- A) The Manager of Works, Mr Robert Bosenberg, has advised that there are still issues with regards to the traffic management onto and off the Bodallin South Road. The Shire has previously requested that a suitable traffic management plan that complies with the Roads Traffic Act be prepared by CBH and forwarded to the Shire, but nothing has been received to date. During the harvest period there are regular problems with trucks turning onto and off this road in an uncontrolled manner, and trucks park wherever they can, sometimes dangerously. This needs to be addressed and should be a condition of approval of this application.

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4) Other Issues -

- i) The Bodallin Railway Station is located within Lot 2 and consideration for its continued use and access by the public is required.

Considering the abovementioned town planning, health and environment, engineering, and other issues relating to this proposed subdivision application, the impact on the neighbouring land owners and the townsite residents will be minimal. Therefore approval could be granted. However, due to CBH not having submitted a suitable traffic management plan since it was first requested to, Council maybe should withhold its decision until certain issues have been clarified or resolved.

Statutory Environment

Compliance with the Shire of Yilgarn Town Planning Scheme No 2, the Environmental Protection Regulations 1987, the Environmental Protection (Noise) Regulations 1997, and the health Act 1911 and associated regulations.

Policy Implications

Nil

Financial Implications

CBH, while it does not pay rates on its various bin sites, it does make an ex gratia payment to the Shire.

Recommendation

That Council advise the Department of Regional Development and Lands that while it has no objections to the proposed conversion of Co-operative Bulk Handling Limited's 99 year lease to fee simple for Lot 2 on Deposited Plan 59635 Bodallin South Road, Bodallin, that prior to giving its consent to this proposal that it wants a written commitment from Co-operative Bulk Handling Limited confirming the requirements outlined in items 1) & 2) below, and that the requirement in item 3) below is achieved within the next 3 months:-

- 1) the Bodallin South Road remains a public road and is not to become a private road that can be closed at any time;
- 2) the Bodallin Railway Station which is located within Lot 2 is to always be open and accessible by the public; and
- 3) Co-operative Bulk Handling Limited is required to forward to and have it accepted by the Shire, a suitable traffic management plan that complies with the Road Traffic Act for traffic entering its premises and Lot 2 Bodallin South Road, Bodallin.

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Voting Requirements

Simple Majority.

Discussion:

The Council was advised that there may be an application in the future for the creation of a new road to the Southern end of this easement in which case the Council members indicated that the condition 1 would be negotiable. This matter should be communicated to the applicant.

44/2011

Moved Cr Pasini Seconded Cr J Della Bosca that Council advise the Department of Regional Development and Lands that while it has no objections to the proposed conversion of Co-operative Bulk Handling Limited's 99 year lease to fee simple for Lot 2 on Deposited Plan 59635 Bodallin South Road, Bodallin, that prior to giving its consent to this proposal that it wants a written commitment from Co-operative Bulk Handling Limited confirming the requirements outlined in items 1) & 2) below, and that the requirement in item 3) below is achieved within the next 3 months:-

- 1) the Bodallin South Road remains a public road and is not to become a private road that can be closed at any time;*
- 2) the Bodallin Railway Station which is located within Lot 2 is to always be open and accessible by the public; and*
- 3) Co-operative Bulk Handling Limited is required to forward to and have it accepted by the Shire, a suitable traffic a management plan that complies with the Road Traffic Act for traffic entering its premises and Lot 2 Bodallin South Road, Bodallin.*

CARRIED (6 /0)

Submission to:	Ordinary Meeting of Council - Friday 18 th February, 2011
Agenda Reference:	10.3
Subject:	Application to Conduct Exploration Drilling
Location/Address:	Yilgarn Shire
Name of Applicant:	Advanced Tenement Services Pty Ltd; McMahon Mining Title Services Pty Ltd for Talga Gold Pty Ltd - 2 applications
File Reference:	3.2.1.6
Author:	Manager Environmental Health & Building Services - W J Dallywater
Disclosure of Interest:	Not applicable
Date of Report:	10 th February, 2010

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Background

- 1) Advanced Tenement Services Pty Ltd has submitted a copy of it's Application for Mining Tenement form for Exploration Licence E77/1922 which extends over land mostly in the Westonia Shire but includes an area of 5.71 hectares within the Yilgarn Shire of Locations 998 & 100, plus a small section of George Road which is controlled by Council. See attached form and location map - section of George Road is highlighted in pink.

- 2) McMahon Mining Title Services Pty Ltd has submitted an application on behalf of Talga Gold Pty Ltd for Exploration Licence E77/1920 which extends north-north-east from Parker Road parallel with the Koorda-Southern Cross Road to the east side of the Bullfinch townsite. Within this exploration area are the following Council controlled roads - small section of Parker Road, Koorda-Southern Cross Road, Corinthia East Road, Corinthia Turkey Hill Road, a small section of Corinthia West Road, Perilya-Turkey Hill Road, extension of the Bullfinch-Narla Road Road No 7992, Bullfinch-Turkey Hill Road, and the Bullfinch-Evanston Road.

- 3) McMahon Mining Title Services Pty Ltd has submitted an application on behalf of Talga Gold Pty Ltd for Exploration Licence E77/1924 which extends virtually north of the Corinthia-Turkey Hill Road to the southern boundary of 'A' Reserve 36918 Location 1513 "Conservation of Flora & Fauna". Within this exploration area are the following Council controlled roads - Turkey Hill Road, Road No 8183, Perilya-Turkey Hill Road, Burro Road, Road No 7992, and Bullfinch-Turkey Hill Road.

It is unknown whether drilling is expected to occur on any Council controlled road, therefore the applications are being treated as if drilling may occur along the roadways.

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, however, there could be drilling in and around the old Corinthia townsite, and there may be proposed drilling operations along the road reserves within the exploration licence areas. These 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:-

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

The Manager of Works is aware of these applications and has raised concerns in regards to any drilling taking place along the Turkey Hill Road as it is only 20 metres wide and there is not enough space for the drill rigs and passing vehicles. The Manager has recommended that the company is encouraged to drill on private land or to set up on the private land rather than drilling directly on the road reserve. Drilling on most of the other roads would be acceptable provided they meet the Shire's standard conditions.

Statutory Environment

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

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Policy Implications

Nil

Financial Implications

Nil

Recommendation

That Council grants approval to Advanced Tenement Services Pty Ltd (E77/1922), and McMahon Mining Title Services Pty Ltd for Talga Gold Pty Ltd (E77/1920 & E77/1924) to carry out drilling along sections of Council controlled road reserves with their respective Exploration Leases as shown on the attached maps on the following conditions:-

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

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Voting Requirements

Simple Majority

45/2011

Moved Cr Pasini Seconded Cr W Della Bosca that Council grants approval to Advanced Tenement Services Pty Ltd (E77/1922), and McMahon Mining Title Services Pty Ltd for Talga Gold Pty Ltd (E77/1920 & E77/1924) to carry out drilling along sections of Council controlled road reserves with their respective Exploration Leases as shown on the attached maps on the following conditions:-

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

CARRIED (6/0)

CLOSURE

There being no further business to discuss, the Shire President declared the meeting closed at 4.46pm.

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I, Peter Romolo Patroni confirm the afore Minutes of the Meeting held on Friday, 18th February, 2011 are confirmed as a true and correct record of that meeting on Friday, 18th, March 2011.

Cr Romolo Patroni
SHIRE PRESIDENT