

**MINUTES**  
**ORDINARY COUNCIL MEETING**  
Wednesday, 16<sup>th</sup> April 2014

Minutes of the Ordinary Meeting of the Yilgarn Shire Council held in the Council Chambers, 23 Antares Street Southern Cross, Wednesday, 16<sup>th</sup> April 2014.

**PRESENT**

Cr O Truran, Shire President

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

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

**INFORMATION SESSION –**

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

**PUBLIC QUESTION TIME**

Nil

**APOLOGIES AND LEAVE OF ABSENCE**

Cr D J Pasini

**DISCLOSURES OF INTEREST**

Item 10.2 – Cr K L Chrisp disclosed an Impartiality Interest

Item 10.5 – Cr W Della Bosca and Cr B Close disclosed an Impartiality Interest

**CONFIRMATION OF PREVIOUS COUNCIL MINUTES**

**50/2014**

*Moved Cr J Della Bosca Seconded Cr Guerini. That the Minutes of the previous Meeting of Council held on Friday 21<sup>st</sup> March 2014 including the amendments, be confirmed as a true and correct record of that meeting.*

**CARRIED (6/0)**

**51/2014**

*Moved Cr W Della Bosca Seconded Cr J Della Bosca. That the Minutes from the Skeleton Weed Management Committee Meeting held on Wednesday 2<sup>nd</sup> April, be confirmed as a true and correct record of that meeting.*

**CARRIED (6/0)**

**52/2014**

*Moved Cr Chrisp Seconded Cr J Della Bosca. That the minutes from the WEROC Executive Meeting held on Wednesday 26<sup>th</sup> March 2014 , be confirmed as a true and correct record of the meeting.*

**CARRIED (6/0)**

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**53/2014**

*Moved Cr J Della Bosca Seconded Cr Chrisp. That the minutes from the Tourism Advisory Committee Meeting held on Monday 10<sup>th</sup> March 2014, be confirmed as a true and correct record of that meeting.*

**CARRIED (6/0)**

**54/2014**

*Moved Cr J Della Bosca Seconded Cr Guerini. That the minutes from the Tourism Advisory Committee Meeting held on Monday 14<sup>th</sup> April 2014, be confirmed as a true and correct record of that meeting.*

**CARRIED (6/0)**

**ANNOUNCEMENTS BY THE PRESIDING MEMBER AND COUNCILLORS:**

The Shire President advised the following:

- On the 26<sup>th</sup> March she attended the Agriculture Competitiveness White Paper Workshop, where farming issues were addressed and a submission to the Commonwealth has been formulated by the CEO.
- On the 27<sup>th</sup> March she took part in the WEROC Executive Meeting Teleconference, as well as the Partners in Grain Technology Workshop on Tablets and Tips.
- On the 1<sup>st</sup> April she was in Northam where she attended the Wheatbelt Health MOU meeting, she also met with Alison Wilkinson in regards to the District Health Advisory Committee Plan.
- On the 3<sup>rd</sup> & 4<sup>th</sup> April she and the CEO attended the Wheatbelt Conference which she advised was time well spent learning how technology can work for Local Governments, they learnt about useful apps on the market and the benefits of social media if monitored and managed correctly. There were four speakers at the conference who were very impressive, the evening dinner was held at the York Town Hall, and they received a tour of the town of York including their Museum.
- On the 7<sup>th</sup> April she attended a meeting with the Museum Committee in regards to emerging issues, and has asked the committee to write to Council with their proposal that can be considered for budget deliberation.
- On the 8<sup>th</sup> April was the District Health Advisory Committee Meeting (DHAC) which unfortunately was not well attended.
- On the 10<sup>th</sup> April she attended the Great Eastern Country Zone Meeting (GECZ) where it was announced that the Shire of Merredin will be hosting the State Council Meeting on the 9<sup>th</sup> May 2014.
- On the 11<sup>th</sup> April she attended the CRC Planning Meeting with the DCEO and the CRC Co-Ordinator.
- On the 14<sup>th</sup> April she attended the Tourism Committee Meeting.
- On the 15<sup>th</sup> April she attended the Sub Regional Road Group Meeting through the day with the Manager of Works, and in the evening attended the Yilgarn Youth Sport and Recreation Advisory Committee Meeting which did not have a quorum.

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Cr Close advised Council that he attended:

- The Sub Regional Road Group Meeting which he found very interesting.
- The Yilgarn Youth Sport and Recreation Advisory Committee meeting.
- The Agriculture Society Committee meeting where it was announced that the President, Mrs Robyn Steel had resigned.

Cr Guerini advised Council that he attended:

- The Agriculture Competitiveness White Paper Workshop.
- The Tourism Committee meeting.
- The Yilgarn Youth Sport and Recreation Advisory Committee meeting.

Cr J Della Bosca advised Council that she attended:

- The Agriculture Competitiveness White Paper Workshop.
- On the 8<sup>th</sup> April, the Wheatbelt Ag Care Meeting where it was good to see that some new younger members are attending as well as the local CRC co-ordinator. It was discussed that when the Counsellor goes on leave she is to leave all contact items at the office eg: phone, laptop etc and not to take work home. They are also looking at getting another Counsellor on board.
- On the 14<sup>th</sup> April, the Mining Display Sub Committee meeting at Wimmera Hill followed by the Tourism Committee meeting.
- On the 15<sup>th</sup> April, the Yilgarn Youth Sport and Recreation Advisory Committee meeting.

Cr Chrisp advised Council that she attended:

- The Economic Development Committee Meeting with the CEO.
- The Health Agencies of the Yilgarn committee meeting, they discussed that funding that had been received needs to be spent on community members in need. A suggestion put forward was to provide resource packs for children starting school and the elderly to survive the winter cold.
- The Southern Cross Motorcycle Club committee meeting, although they did not manage to get a quorum.
- The Yilgarn Youth Sport and Recreation Advisory Committee meeting.

Cr W Della Bosca advised Council that he attended:

- The Agriculture Competitiveness White Paper Workshop.
- The Yilgarn Youth Sport and Recreation Advisory Committee meeting.
- The Eastern Wheatbelt Bio-Security Group meeting in Merredin on the 15<sup>th</sup> April with Mr Ron Burro.
- The Skeleton Weed Committee meeting, and advised that he was disappointed that some land holders are still not complying with the program and not making the effort to eradicate Skeleton Weed on their properties.
- The Yilgarn Bowls and Tennis Club Incorporated meeting where he bought up about the issues with the accounts being sent by the Shire of Yilgarn. He also advised that the Clubs have requested that the telephone at the clubhouse be disconnected, as it was costing every month and not being used. He also said that the two clubs have both had their wind-ups and are now in recession.

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<b>Submission to:</b>	Ordinary Meeting of Council – Wednesday, 16 <sup>th</sup> April 2014
<b>Agenda Reference:</b>	7.1
<b>Subject:</b>	<b>Community Funding Program 2013/2014</b>
<b>File Reference:</b>	<b>8.2.6.22</b>
<b>Author:</b>	Vivienne Piccoli – Chief Executive Officer
<b>Disclosure of Interest:</b>	Nil
<b>Date of Report:</b>	7 <sup>th</sup> April 2014

**Background**

The Shire of Yilgarn Community Funding Program was developed to provide a source of funding for non-profit organisations operating within the district. As part of the 2013/2014 Budget Council agreed to make available \$12,500 (Exl GST) for two categories of funding - ‘Essential Equipment’ (\$12,000) and ‘Travel & Training Assistance’ (\$500).

The objective of the program is:

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

**Comment**

The Community Funding Program application forms were made available to the Public from the 10<sup>th</sup> October 2013 and the closing date for return of these applications was Friday 8<sup>th</sup> November 2013.

There was a good interest in the program, at the close of submissions we received applications from five community groups, five for capital funding and one to cover travel costs.

All the applying clubs were eligible to receive funding through the 2013/14 round as they either had not received funds in the previous year, or had acquitted their 2012/13 funding prior to 30<sup>th</sup> June 2013.

At the November 2013 Council Meeting it was resolved that the following community groups receive the Community Funding Grant to the total value of \$9,181 leaving \$3,319 remaining of the budget.

**238/2013**

*Moved Cr Pasini Seconded Cr J Della Bosca. That Council approves the following Community Funding Program applications to the value of:*

<i>Moorine Rock Tennis Club</i>	<i>\$ 2,000</i>
<i>Yilgarn Agriculture Society</i>	<i>\$ 1,795</i>
<i>Southern Cross Playgroup</i>	<i>\$ 1,815</i>
<i>Yilgarn Bowls and Tennis Club</i>	<i>\$ 2,000</i>
<i>Yilgarn Occasional C/Care</i>	<i><u>\$ 1,571</u></i>
	<i>\$ 9,181</i>

**CARRIED (4/0)**

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It was decided at the meeting that the funds will remain available should a community group during the year have a worthy application through this funding round.

**Comment**

Council has received a “Community Funding Program” application from Ms Ronice Blair the CRC Co-ordinator on behalf of the Collectors and Car Weekend Committee requesting \$1,498.00 in funds to develop a Website that can be used to promote the annual event throughout the year and also for radio and newspaper advertisements to refer to for further information on the event.

The event is scheduled for the 27<sup>th</sup> and 28<sup>th</sup> of September this year, and the three major events over the weekend will be conveyed and promoted on the website for visitors to log on and become informed about the event.

The Collectors and Car Weekend benefits the Yilgarn Community by promoting our town and region and encourages people to visit our district and hopefully come back and see more interesting sights in the future, which in turn will boost our local economy.

The Community Funding Application and supporting quotes will be tabled at the Council meeting and available for Councillor’s perusal.

The CEO proposes that as 2014 is the second year of the Collectors and Car event it would be beneficial for the joint Committee to formalise the organisational structure by becoming an Incorporated Association. The provision of this website is only one example of joint management responsibilities which could best be dealt with through an incorporated body.

As a condition of providing the funding for the Website for the Collectors and Car Weekend, the Joint Committee is to apply to become an Incorporated Association, so that the committee can do functions as a legal entity; for example, open and operate bank accounts, invest monies, borrow monies and enter into contracts.

**Statutory Environment**

Nil

**Policy Implications**

Nil

**Financial Implications**

An allowance of \$12,500 has been made in the 2013/2014 Budget under E10621 for the Community Funding Program, of those funds \$3,319 is remaining

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**Recommendation**

That Council approves the Community Funding application from the CRC on behalf of the Collectors and Car Weekend Committee requesting \$1,498 to be used to develop a Website to promote the event on the 27<sup>th</sup> and 28<sup>th</sup> September 2014 and in future years. In addition, as a condition of receiving the funding, that Council requests that the Collectors and Car Committee apply to become an Incorporated Association.

**Voting Requirements**

Simple Majority

**Council Discussion**

Several Councillors expressed their concerns that:

1. The application did not meet the Community Funding Program criteria.
2. That in the past other Community Groups were not considered as they did not meet the deadline, and considering the Collectors and Car Club's application now would not be equitable.
3. That their application would be seen more favourably if the Collectors and Car Committee were Incorporated which shows their commitment to the continuation of the event and their groups would be seen as a legal entity that can open bank accounts, apply for funding, apply for a domain name in the case of the website which will need to be managed and maintained going into the future.

Council asked the CEO to organise a meeting with representatives from the Collectors and Car clubs and the Shire President to discuss Council's decision and the possibility of incorporation for the purposes of being identified as a legal entity and the benefits that go with Incorporation.

**55/2014**

*Moved Cr Close Seconded Cr W Della Bosca. That Council approves the Community Funding application from the CRC on behalf of the Collectors and Car Weekend Committee requesting \$1,498 to be used to develop a Website to promote the event on the 27th and 28th September 2014 and in future years. In addition, as a condition of receiving the funding, that Council requests that the Collectors and Car Committee apply to become an Incorporated Association.*

**NOT CARRIED (1/5)**

Note: Cr W Della Bosca left the room at 2.30pm – returned 2.35pm

Note: Manager of Works left the room at 2.30pm – returned 2.35pm

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<b>Submission to:</b>	Ordinary Meeting of Council – Wednesday, 16 <sup>th</sup> April 2014
<b>Agenda Reference:</b>	7.2
<b>Subject:</b>	<b>Caravan Park Lease Tender Submissions</b>
<b>File Reference:</b>	4.1.7.2, 6.6.11.1
<b>Author:</b>	Vivienne Piccoli - Chief Executive Officer
<b>Disclosure of Interest:</b>	Not applicable
<b>Date of Report:</b>	9 <sup>th</sup> April 2014

**Background**

The Southern Cross Caravan Park is situated on Lot 755 and Lot 921 Crown Reserve No. 23237 and this Crown Reserve land is vested to the Shire of Yilgarn for the purpose of a Caravan Park. The Shire has leased the management of the Caravan Park to Mr & Mrs Noel and Kaye Boulden since 15<sup>th</sup> December 2003 at which time there was a further 10 years remaining on the original lease, which ceased on the 31<sup>st</sup> January 2014.

Council at the February 2014 Council Meeting resolved the following:

**23/2014**

*Moved Cr Chrisp Seconded Cr Close. That Council endorses the Lease requirement stated in the Tender and Lease documents for the Southern Cross Caravan Park with an amendment to the Lease in relation to an accredited financial package be used to keep business records, and agrees for the CEO to advertise and extend the tender submission date until early April.*

**CARRIED (7/0)**

**Comment**

The tender was advertised in the following publications and websites:

- Western Australian Newspaper – Saturday 1/3/14
- Kalgoorlie Miner Newspaper - 1/3, 5/3 and 12/3/14
- Merredin Mercury Newspaper – 5/3 and 12/3/14
- Crosswords
- Caravan Industry Assoc WA electronic Newsletter
- Notice board at Wheatbelt Visitor Centre
- Caravan WA Website
- Heartlands Website

There were 12 tender packages sent out to interested parties over the tender period, and tenders closed on 2nd April 2014 at 4.00pm. There was one tender submission received from:

Mr & Mrs Noel and Kaye Boulden – The Boulden Family Trust  
P O Box 8, Southern Cross WA 6426

I have attached a spreadsheet identifying the Tender Criteria described in the Tender Document that needed to be provided in order for the Tender to be a valid submission. After reviewing Mr & Mrs Boulden's tender with the Manager for Environment and

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Building Services, it was decided that the necessary information requested in the tender has not be provided sufficiently making the tender non-conforming. Council will need to consider what direction to take in respect to the management of the Southern Cross Caravan Park; either to:

1. Re-advertise the Tender with the hope of attracting more interest.
2. The Shire takes on the management of the Caravan Park.

The CEO will require direction from Council in order to progress with this matter further.

**Statutory Environment**

Section 3.58 Local Government Act 1995 the definition of disposal is to sell, lease, or otherwise dispose of whether absolutely or not.

**Policy Implications**

Nil

**Financial Implications**

Re-Advertising costs approximately \$1,000.

Shire Management of Southern Cross Caravan Park to be determined.

**Recommendation**

That Council advises Mr & Mrs Boulden that their Tender submission was found to be not valid as the information requested in the Tender document was either not provided or the content was insufficient.

That Council considers what future direction to take in respect with the management of the Southern Cross Caravan Park.

**Voting Requirements**

Simple Majority

**56/2014**

*Moved Cr Guerini Seconded Cr Chrisp. That Council advises Mr & Mrs Boulden that their Tender submission was found to be not valid as the information requested in the Tender document was either not provided or the content was insufficient.*

*That Council considers what future direction to take in respect with the management of the Southern Cross Caravan Park.*

**NOT CARRIED (0/6)**

**2.36pm**

**57/2014**

*Moved Cr J Della Bosca Seconded Cr W Della Bosca. That Council go into Committee.*

**CARRIED (6/0)**

**3.00pm**

**58/2014**

*Moved Cr Guerini Seconded Cr Close. That council come out of Committee.*

**CARRIED (6/0)**



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**Amended Motion**

**59/2014**

*Moved Cr Close Seconded Cr Guerini. That council writes to Mr and Mrs Boulden and advises them that the tender submitted was non-conforming and that the Shire of Yilgarn would like them to continue to operate the caravan park until 30<sup>th</sup> June 2014 after which time vacant possession will be required and Council will take on management of the caravan park. Council authorises the CEO to proceed with advertising to engage caravan park managers.*

**CARRIED (6/0)**

<b>Submission to:</b>	Ordinary Meeting of Council – Wednesday, 16 <sup>th</sup> April 2014
<b>Agenda Reference:</b>	7.3 – Late Item
<b>Subject:</b>	<b>Agricultural Competitiveness Issues Paper Submission</b>
<b>File Reference:</b>	7.1.1.4
<b>Author:</b>	Vivienne Piccoli - Chief Executive Officer
<b>Disclosure of Interest:</b>	Not applicable
<b>Date of Report:</b>	14 <sup>th</sup> February 2014

**Background**

The Australian Government is developing an Agricultural Competitiveness White Paper. The White Paper process is about getting ideas, feedback and comments from interested parties, including farmers, industry, business and the community, about how we can ensure agriculture sector remains a significant contributor to the economy and local communities. The government's plan is to grow agriculture's competitiveness, farm gate profitability and contribute to Australia's prosperity, including the prosperity of the rural and regional communities.

The government has released an issues paper which identifies the key issues the government would like input on and will guide the development of the White Paper. The issues paper raises questions on matters that influence the competitiveness of the Australian agriculture sector.

The Commonwealth Government are seeking submissions from interested stakeholders by the 17<sup>th</sup> April 2014.

**Comment**

An agenda item was brought to the February 2014 Council Meeting informing Councillors of the opportunity to make a submission to the Agriculture Competitiveness Issues Paper and the CEO was asked to organise a working group to provide the information for the submission.

The Shire of Yilgarn Council invited proactive members of the Agriculture sector to be part of the Working Group due to their involvement in the Agriculture industry and continual efforts towards providing better outcomes for the whole sector. Those who attended included:

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Cr Onida Truran	Business Owner / Shire President
Cr Wayne Della Bosca	Farmer / Deputy Shire President
Cr Julie Della Bosca	Farmer / Councillor
Cr Gary Guerini	Farmer / Councillor
Cr Kim Chrisp	Business Owner / Councillor
Cr Bryan Close	Business Operator / Councillor
Mr Clint Della Bosca	Farmer / Bodallin Catchment Group Executive Committee
Mr Brad Auld	Farmer / Bodallin Catchment Group Executive Committee
Mr Ron Burro	Farmer / Bodallin Catchment Group Committee Member
Ms Vivienne Piccoli	Chief Executive Officer

The Shire of Yilgarn has now prepared a submission to the Agricultural Competitiveness Issues Paper which requires endorsement by Council prior to forwarding the submission to the Commonwealth Government.

**Recommendation**

That Council endorses the Shire of Yilgarn Agricultural Competitiveness Issues Paper Submission, and that the submission is forwarded to the Agricultural Competitiveness Taskforce by the 17<sup>th</sup> April 2014.

**Voting Requirements**

Simple Majority

**60/2014**

*Moved Cr W Della Bosca Seconded Cr Chrisp. That Council endorses the Shire of Yilgarn Agricultural Competitiveness Issues Paper Submission, and that the submission is forwarded to the Agricultural Competitiveness Taskforce by the 17th April 2014.*

**CARRIED (6/0)**

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<b>Submission to:</b>	Ordinary Meeting of Council – Wednesday 15 <sup>th</sup> April 2014
<b>Agenda Reference:</b>	8.1
<b>Subject:</b>	<b>Financial Reports</b>
<b>File Reference:</b>	8.2.3.2
<b>Author:</b>	Mia Dohnt – Deputy Chief Executive Officer
<b>Disclosure of Interest:</b>	Not applicable
<b>Date of Report:</b>	9 <sup>th</sup> April 2014

**Background**

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

The following reports are enclosed and have been prepared as at the 31<sup>st</sup> March 2014:

- Rates Receipt Statement (prepared to 9<sup>th</sup> April 2014)
- Statement of Investments,
- Monthly Statement of Financial Activity
- Own Source Revenue Ratio

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

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

**Statutory Environment**

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

**Policy Implications**

None

**Financial Implications**

None

**Strategic Implications**

None

**Voting Requirements**

Simple majority required

**Recommendation**

That the Various Financial Reports for the period ending 31<sup>st</sup> March 2014 as presented be received.

**61/2014**

*Moved Cr J Della Bosca Seconded Cr Chrisp. That the Various Financial Reports for the period ending 31<sup>st</sup> March 2014 as presented be received. CARRIED (6/0)*

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<b>Submission to:</b>	Ordinary Meeting of Council – Wednesday 15 <sup>th</sup> April 2014
<b>Agenda Reference:</b>	8.2
<b>Subject:</b>	<b>Accounts for Payment</b>
<b>File Reference:</b>	8.2.1.2
<b>Author:</b>	Mia Dohnt – Deputy Chief Executive Officer
<b>Disclosure of Interest:</b>	Not applicable
<b>Date of Report:</b>	9 <sup>th</sup> April 2014

**Background**

Municipal Fund – Cheque Numbers 39122 to 39160 totalling \$144,095.72, Municipal Fund EFT numbers 2280 to 2355 totalling \$310,990.67, Municipal Fund – Cheque Numbers 1144 to 1151 totalling \$164,503.19, Trust Fund – 402062 to 402065 totalling \$3,833.85 and Trust Fund – Cheque Numbers 5888 to 5892 (DPI Licensing), totalling \$36,540.90 are presented for endorsement as per the submitted list.

**Statutory Environment**

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

**Policy Implications / Delegation Register**

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

**Financial Implications**

Reduction to Bank Accounts balances.

**Strategic Implications**

Nil

**Voting Requirements**

Simple Majority

**Recommendation**

Municipal Fund – Cheque Numbers 39122 to 39160 totalling \$144,092.72, Municipal Fund EFT numbers 2280 to 2355 totalling \$310,990.67, Municipal Fund – Cheque Numbers 1144 to 1151 totalling \$164,503.19, Trust Fund – 402062 to 402065 totalling \$3,833.85 and Trust Fund – Cheque Numbers 5888 to 5892 (DPI Licensing), totalling \$36,540.90 are presented for endorsement as per the submitted list.

**62/2014**

*Moved Cr Guerini Seconded Cr J Della Bosca. That Municipal Fund – Cheque Numbers 39122 to 39160 totalling \$144,092.72, Municipal Fund EFT numbers 2280 to 2355 totalling \$310,990.67, Municipal Fund – Cheque Numbers 1144 to 1151 totalling \$164,503.19, Trust Fund – 402062 to 402065 totalling \$3,833.85 and Trust Fund – Cheque Numbers 5888 to 5892 (DPI Licensing), totalling \$36,540.90 are presented for endorsement as per the submitted list.*

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<b>Submission to:</b>	Ordinary Meeting of Council – Wednesday 15 <sup>th</sup> April 2014
<b>Agenda Reference:</b>	8.3
<b>Subject:</b>	<b>Community Resource Centre Coordinators Report</b>
<b>File Reference:</b>	1.3.4.1
<b>Author:</b>	Mia Dohnt – Deputy Chief Executive Officer
<b>Disclosure of Interest:</b>	Not applicable
<b>Date of Report:</b>	12 <sup>th</sup> February 2014

**Purpose of Report**

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

**Background**

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

**Discussion**



**COORDINATOR'S REPORT**

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Prepared by: Ronice Blair  
01.03.2014 – 31.02.2014

Southern Cross Community Resource Centre

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**Monthly Statistics**

Internet	\$340.00
Print/scan	\$460.40
Send/receive fax	\$43.70
Advertising	\$825.00
Crosswords sales	\$613.70
Secretarial	\$5.00
Room Hire	\$420.00
Fund raising Seniors Games	\$931.00
Production Items	\$5.00
Desktop Publishing	\$10.00

At time of writing plans for the Photography Competition to be held over the Collections and Car weekend are well under way, and it is hoped they will be finalised and the competition being advertised by the end of April. The CRC has applied for a Community Grant on behalf of the Southern Cross Collections & Car

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Weekend to cover costs of a website to promote the weekend's events and activities as a whole.

Rhyme time for babies and toddlers continues to be supported, with varying numbers, but the sessions seem to be enjoyed by most, as evidenced by cranky babies and toddlers stopping being irritable once we start singing, especially the welcome song where their names are mentioned.

With staff member Monica and Shire President Onida Truran I attended a Regional Briefing for CRC in Merredin where changes to CRC's funding by DRD were outlined, as well as the new processes, which include offers being made via Tenders WA's Website, specific to CRCs.

I am still processing specific requirements of CRCs in relations to proposed funding, and will summarise and outline these for the April Report. Requests for offers close 2:30pm 29 April.

I was requested to investigate printing prices of other CRCs and perform a cost analysis of our printing costs to ensure our pricing was competitive.

We found prices for 5 other CRCs on their websites, Norseman (2010 price list), York, Westonia, Kambalda and Coolgardie and have completed a price comparison with the following result. Please be aware most CRCs whose price lists we checked, don't differentiate between spot and full colour printing.

	<b>how we compare</b>
A4 B&W	\$0.10 below
A4 Spot	\$0.43 below
A4 Full	\$0.15 above
A4 B&W	\$0.29 below
A4 Spot	\$0.60 below
A3 Full	\$0.08 above

E-subscriptions were introduced as a result of a few of our subscribers requesting the service. They are not intended for local people who can pick up a hard copy when they are at the coffee shop or post office. E-subscriptions offer a savings of \$40.00 when compared to a posted copy. The posted copy price was calculated on the cost of Crosswords, envelope, postage and staff time. We have not received any complaints from subscribers about this price.

The three subscribers who have taken up the option of e-subscriptions have been happy with the price, which was arrived at after consultation with Sharon Bell, Manager, Dalwallinu CRC, who has been offering e-subscriptions of their newspaper for the past 5 years. The costs to offer e-subscriptions are extra to our creating Crosswords and printing them for distribution. A printed copy of crosswords is scanned, reduced in size, passwords created and emailed to subscribers. We were required to purchase software, Adobe Reader, at a cost of \$475 to be able to offer this service.

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One of our e-subscribers, (name available on request), took the offer up recently, I had advised him it could not be done immediately as we were reviewing the cost, and he told me he was more than happy to pay the \$45.00.

Crosswords is also available online FREE on our website two weeks after publication date for people who prefer to read them online, but don't want to pay for subscription.

The Seniors Games practice sessions continues hit and miss during March, without a full team being available at any session. However, the team performed well on the day, coming third in basketball, volleyball, shuffle and golf, with the quiz letting the side down coming 7th. The team gained an overall score to come third in the games. A satisfying gain on last year's position of eighth.

The Merredin Games were coordinated by their CRC, and were extremely well organised. They have certainly set the bar high for any host towns following. The Games will be hosted by Southern Cross in 2016 and the CRC will be looking for support from the Shire and local community groups and organisations to ensure we do as good a job hosting as we can. Next year the games will be held in Kulin.

CRC resources were stretched to the limit Thursday 20th with a 2 day course being conducted in the Conference room and Max employment having to use the library for their fortnightly visit.

Carpet bowls scheduled for Friday 7th were moved to Thursday 6th due to staff shortages at the CRC. Another Carpet bowl session was held 28 March. Carpet bowls continue to be popular.

Monica and Jenna attended a Regional Library meeting in Merredin Wednesday 26th March, and I attended a workshop conducted by WA Museum in Kalgoorlie on the same day. Jodie Karra from the Shire Admin Office covered staff at the CRC for the day.

The Workshop in Kalgoorlie was primarily aimed at Shires and Museums who had taken up an offer for a display case and information panels in preparation for the ANZAC Centenary. I was advised it was too late for Southern Cross to apply for the case and panels. The day was very informative, and I had an opportunity to meet and talk with Ian Day, Collections & Care and Tim Moore who works in Archives. Both are keen to assist Southern Cross where possible, especially in view of our proposed CRC/Visitors Centre and promoting the Yilgarn. As a result of my travelling to Kalgoorlie for the Workshop Ian Day will be presenting a workshop at the Museum dealing with processes and procedures (much needed) and also will be looking at the Museum's collections with a view to advising if we are making the best of them.

Similarly Tim will be visiting the Museum on his way to Perth, his interests lie primarily with our Military History but, being Coolgardie born and bred, also has a deal of information about Yilgarn's mining history.

I may not have gained 100% from the Workshop, "Collections in a Handbag" but found the trip to be informative, interesting, and a great networking opportunity.

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10 people attended the library meeting in Merredin, including 2 representatives from State Library. Six shires were represented at the meeting. The meeting covered recent changes at State Library, the action plan being put together by Regional Manager, Wendy Porter, for participating Shires. The meeting was followed by training session on ebooks, State Library Websites and social media.

The CRC has completed several NILS applications during March. NILS are no interest loans available for low income earners, who can borrow between \$500.00 and \$2000.00 to people who have a Health Care Card or receive Centrelink Payments. Repayments are calculated on income.

Bookclub held their monthly meeting in the Library and I attended the Tourism Meeting for March.

Ronice Blair  
Coordinator  
4 April 2014

**Statutory Environment**  
Nil

**Financial Implications**  
Expenses are allowed for in the 2013-2014 Budget

<p><b>Recommendation</b> For Council information only.</p>
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*Information Received*



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<b>Submission to:</b>	Ordinary Meeting of Council - Wednesday 16th April 2014
<b>Agenda Reference:</b>	9.1
<b>Subject:</b>	Shire of Yilgarn Plant Replacement Program – 2014/2015 – 2023/2024
<b>Location/Address:</b>	N.A.
<b>Name of Applicant:</b>	N.A.
<b>File reference:</b>	5.1.6.11
<b>Author:</b>	Robert Bosenberg - Manager of Works
<b>Disclosure of Interest:</b>	N.A.
<b>Date of Report:</b>	9 <sup>th</sup> April 2014

### **Background**

A review of Councils plant replacement is carried out on an annual basis, with the attached Plant Replacement Program being for a ten year period. The proposed Plant Replacement Program is expected to provide council with a Strategic Plant Replacement Program that will result in optimum return on both operating and change over costs of Councils Plant and Equipment.

In the past Council has used the following life cycles for the replacement of equipment and plant. This has resulted in Council achieving minimal costly down time and optimum trade prices of the respected plant items.

Graders/ Construction Loader	8 years or 10,000 hours
Multi Tyred Rollers	8 years or 10,000 hours
Steel Drum Rollers	10 years or 12,000 hours
Prime Movers/Tip Trucks	8 years or 200,000km
Small Loader/Backhoe	12 years or 9,000 hours
Light Tip Trucks/Personal Carries	5 years or 150,000kms
Landcruiser Utilities	3-5 years or 110,000kms
Executive Vehicles	2 years
Community Bus	80,000km

### **Comments**

In the 2014/2015 Plant Replacement Program it is proposed to replace a John Deere 670 Grader, Amman Multi Tyred Roller, one Landcruiser Utility and three Executive Vehicles.

It is also proposed to purchase an air operated tailgate aggregate spreader for eight tip truck and replace a water tank.

The grader that is proposed to be replaced in the 2014/2015 Plant Replacement Program is a John Deere 670 Grader. The grader was purchase by council in 2007 and has completed 8,000 machine hours. This vehicle is currently being utilised by council staff as one of council's maintenance graders servicing the gravel road network.

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Also included in the 2014/2015 Plant Replacement Program is the replacing one of council's Amman Multi Tyred Rollers. This roller was purchased in 2006 and has completed 7,500 machine hours. The primary function of this roller is for road surface compaction on road construction programs undertaken throughout the year on council's road network.

It is also proposed to replace a Landcruiser Utility which was purchased in 2011. This vehicle is currently been utilised by councils mechanical staff to service Councils road plant machinery located on worksites.

Executive vehicles to be replaced in the 2014/2015 Financial Year are, Chief Executive Officer Vehicle, Environmental Health and Building Officer Vehicle and Works Supervisor Vehicle.

**Statutory Environment:** Nil

**Policy Implications:** *"Staff Policy N<sup>o</sup> 7.12 Motor Vehicle Replacement and Vehicle Standard and Accessories"*

**Financial Implications:** Ten Year Plant Replacement Programs will form the basis of Capital Plant Replacement Purchases in future Budgets. Initial indications show the Plant Replacement Programme for 2014/2015 will cost (net) \$606,000.

**Strategic Implications:** Ten-Year Plan will provide Council with a Strategic Plant Replacement Program that will result in optimum return on investment of Plant and Equipment.

**Recommendation**

That the Ten Year Plant Replacement Program for the period 1st July 2014 to 30th June 2024 as attached, be adopted

And,

That all vehicles listed for replacement in the 2014/2015 Financial Year Plant Replacement Program be included in 2014/2015 Financial Year Budget deliberations.

**Voting Requirements**

Simple Majority

**63/2014**

*Moved Cr Guerini Seconded Cr W Della Bosca. That the Ten Year Plant Replacement Program for the period 1st July 2014 to 30th June 2024 as attached, be adopted*

*And,*

*That all vehicles listed for replacement in the 2014/2015 Financial Year Plant Replacement Program be included in 2014/2015 Financial Year Budget deliberations.*

**CARRIED (6/0)**

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Council adjourned for afternoon tea at 3.47pm and resumed at 4.00pm

<b>Submission to:</b>	Ordinary Meeting of Council – Wednesday 16 <sup>th</sup> April, 2014
<b>Agenda Reference:</b>	10.1
<b>Subject:</b>	<b>Planning Application – Advertising Road Signs</b>
<b>Location/Address:</b>	Corner of Arcturus & Phoenix Streets, and Coolgardie Road & Polaris Street, Southern Cross
<b>Name of Applicant:</b>	Mr Alan G Wintle
<b>File Reference:</b>	4.2.2.2 & 4.2.2.3
<b>Author:</b>	Manager Environmental Health & Building Services – W J Dallywater
<b>Disclosure of Interest:</b>	Not applicable
<b>Date of Report:</b>	8th April, 2014

**Background**

I refer to Agenda Item 10.3 of the March 2014 Council Meeting where Council considered an application from Mr Alan Wintle to erect 2 business advertising signs, 1 on the corner of Arcturus & Phoenix Streets, and the other on the corner of Coolgardie Road (Great Eastern Highway) & Polaris Street, Southern Cross. The signs are to advertise his business AGW Resources Group Mechanical & Fabrications Solutions which is located on Lot 322 Arcturus Street.

I suggested that rather than allowing another sign to be placed on the corner of Arcturus & Phoenix Streets which will then be 4 signs – 2 of one size, shape, and detail, and 2 of another size, shape, and detail – that Council might wish to consider a stacked finger style sign that would allow for multiple signs all the same size, colour and detail plus will have room for additional signs if required.

**Comment**

Quotes have been obtained from two sign manufacturers that the Shire regularly uses when purchasing signs. The brief was that the stack or finger style signs would be fixed between 2 poles, each sign or slat is to be 1000mm long x 200mm high, double-sided, allowing for 8 slats to be on this sign. Each slat sign would have the name of the company/business, and maybe the distance to travel and an arrow printed on the slat. Both companies have advised that for this type of sign the colour scheme is white writing on a blue background. Each slat can be removed independently of the neighbouring slat. Each company can provide basically the same sign with slight differences in the attachment of each slat to the posts.

- Sunny Sign Company, Perth – for the white on blue 8 slats, posts, and brackets for each slat = \$767.36 incl GST
- Jason SignMakers, Perth – for the white on blue 8 slats, posts, and Brackets for each slat = \$961.40 incl GST

The cost for the Shire to install the 2 posts and the slats would be approximately \$350.00.

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The main difference between the two signs is the Sunny Signs bracket system does not allow the slats to butt up to each other thereby providing a gap between the slats, whereas Jason Signs bracket system is a little more stylish with each slat butted up to each other without any gaps. See attached photograph and sketch of the two different styles.

Council needs to decide whether it would prefer the proposed stack style sign or the existing directional signs to remain on the corner of Arcturus & Phoenix Streets. If Council decides to replace the existing signs with the proposed stack signs then it would be at Council's cost.

The proposed stack sign would not be suitable for the corner of Coolgardie Road & Polaris Street. When I spoke with Mr Wintle after the March Council Meeting Mr Wintle advised that he really wanted this sign not on the corner but approximately 50m north along Polaris Street. If this sign was placed 50m from the corner people would not see it readily. I believe this comment was only made as an alternative option to try and have a sign on or near this corner.

Speaking with the Manager of Works regarding this matter he has suggested that Mr Wintle's proposed sign for the corner of Coolgardie Road & Polaris Street could be situated near the corner of Polaris Street & Koolyanobbing Road, and possibly on the southern corner of Coolgardie Road & Polaris Street but that it should only be a finger sign and not as Mr Wintle has applied for.

Under Council Policy 5.4 Advertising & Directional Signs, advertising signs on roadways are restricted to being located outside the townsite areas, while within a townsite directional signs are to be used. Directional signs normally state the business name, maybe the distance to travel and an arrow or just have the un-fixed end of the sign pointed to form the arrow.

**Statutory Environment**

Compliance with the Shire of Yilgarn Town Planning Scheme No 2, the Main Roads (Control of Signs) Regulations 1983, and the Main Roads' Guide to the Management of Roadside Advertising.

**Policy Implications**

Compliance with Council Policy 5.4 Advertising & Directional Signs.

**Financial Implications**

The expected cost of the proposed stack sign is \$1,117.36 using the quote from Sunny Signs. This money could be found within the existing budget.

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**Recommendation**

That Council agrees to replace the existing signs on the corner of Arcturus & Phoenix Streets, Southern Cross with the proposed stack sign from Sunny Signs at it's own cost which will be funded from the existing Council Budget.

That Council advise Mr Alan Wintle that his application to erect his proposed sign on the corner Arcturus & Phoenix Streets, Southern Cross is not approved as Council intends to install at its own cost a stack sign for businesses along Arcturus Street, with his business being one of these businesses; and

that his application to erect his proposed sign on the corner Coolgardie Road & Polaris Street, Southern Cross is not approved due to the restriction of room and that Polaris Street is used as a by-pass route for large trucks, however, it would approve a directional sign in accordance with Council Policy 5.4 to be erected on the corner Polaris Street & Koolyanobbing Road, Southern Cross.

**Voting Requirements**

Simple Majority.

**64/2014**

*Moved Cr Guerini Seconded Cr W Della Bosca. That Council agrees to replace the existing signs on the corner of Arcturus & Phoenix Streets, Southern Cross with the proposed stack sign from Sunny Signs at its own cost which will be funded from the existing Council Budget.*

*That Council advises Mr Alan Wintle that his application to erect his proposed sign on the corner Arcturus & Phoenix Streets, Southern Cross is not approved as Council intends to install at its own cost a stack sign for businesses along Arcturus Street, with his business being one of these businesses; and*

*that his application to erect his proposed sign on the corner Coolgardie Road & Polaris Street, Southern Cross is not approved due to the restriction of room and that Polaris Street is used as a by-pass route for large trucks, however, it would approve a directional sign in accordance with Council Policy 5.4 to be erected on the corner Polaris Street & Koolyanobbing Road, Southern Cross.*

**CARRIED (6/0)**

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Note: Cr Chrisp Declared an Interest – Left room at 4.15pm

<b>Submission to:</b>	Ordinary Meeting of Council – Wednesday 16 <sup>th</sup> April, 2014
<b>Agenda Reference:</b>	10.2
<b>Subject:</b>	<b>Request Removal of Sea Containers on Residential Properties</b>
<b>Location/Address:</b>	Various Properties in Southern Cross
<b>Name of Applicant:</b>	Manager Environmental Health & Building Services
<b>File Reference:</b>	3.1.3.6 & 4.2.1.1
<b>Author:</b>	Manager Environmental Health & Building Services – W J Dallywater
<b>Disclosure of Interest:</b>	Not applicable
<b>Date of Report:</b>	9th April, 2014

**Background**

Further to Agenda Item 10.2 of the December 2013 Council Meeting where Council did not approve Mr & Mrs Reg & Leonie Gethin's request to install a sea container as a storage shed at the rear of their residential property in Southern Cross, Council also requested that owners of residential properties in town which have sea containers be requested to remove the sea container(s).

**Comment**

As I verbally reported to the March 2014 Council Meeting a total of 9 letters were forwarded to owners of residential properties in Southern Cross requesting that their sea container(s) be removed from these properties. At the time of the March Meeting I had been contacted by 2 of the recipients of these letters and I suggested that they write to Council explaining their situation and that Council would consider the matter.

As of today I have only been contacted by the 2 previously mentioned people, and the Shire has received 3 letters (see attached) which are outlined below:-

- 1) Ms Bianca Bradford – has requested an extension of time to 31<sup>st</sup> August 2014 to remove the sea container as she has submitted an application for a new shed on the property and once completed is willing to remove the sea container to her lot in the horse blocks.
- 2) Mr David Latter – has stated that he uses his sea containers for the storage of a car and work equipment. Mr Latter is interested in maybe building a shed the same size as his neighbour but is only interested in shifting the sea containers to where they cannot be seen from the road.
- 3) Mr & Mrs Gary & Josie Kent – have been contacted by other residents who own sea containers and have asked:-
  - Why is the Shire asking for the sea containers to be removed now when some have been in place for 25 years?
  - Why are the sea containers a problem?
  - If it is the visual appearance then they can provide addresses of unsightly premises within town.

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- They would be willing to paint the sea container to match the colour of the fence or house.
- Wanted to know if this was a requirement for only Southern Cross or were other townsites also included?
- The letter invited people to contact the Shire if they require additional storage space and they referred to the fact that their original shed size was not approved and yet they are aware of a shed of their original size in Southern Cross.

Attached to the Kent's letter is a petition for further negotiations on this matter signed by each of the people who received a letter except 1, plus 3 other people.

In response to these letters:-

- 1) Yes Ms Bradford or her partner has submitted an application for a new shed and I would recommend that Council grant the extension of time for the removal of the sea container.
- 2) I believe that Mr Latter could build a shed the same size as his neighbour but he would need to discuss this further with me. However, Mr Latter has indicated that he would not be removing the sea containers from his property, only to place them where they cannot readily be seen from the road. In accordance with Council's decision this would not be agreeable.
- 3) a) Over time some things occur and may not be addressed at the time for various reasons, but then a time comes when the thing is raised for consideration and Council makes a decision. I am only aware of 1 sea container being in place for some 25 years only as the owner did contact me regarding the letter. No one has indicated that they received approval, and I know I have not issued a Building Permit for a sea container other than in the Industrial Area or on a mine site. In terms of the sea container owned by Mr & Mrs Kent the Shire gave them verbal approval to have the sea container on the property while their shed was being built. Mr Kent agreed that it was only a temporary situation and would remove it after the shed was completed and he had transferred the items from the sea container to the shed. When I spoke to Mr Kent recently near his property he readily agreed that it was only a temporary situation but he had not got around to removing the sea container as he still needed it for the items it was originally storing. We then had a discussion about his ability to build another shed on the property and I advised Mr Kent that he would need to tell me how much land is built-over or is open space and then we could discuss his options.  
b) The letters to the people with sea containers did not go into detail as to why a sea container is not a suitable structure to be located on a "Residential" property although, I did refer to the application presented to the December 2013 Council Meeting where Council made this decision to allow people to

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either look at the Minutes of that meeting or they could request a copy of the agenda item if they wanted more information. I was expecting people to contact me in regards to their particular situation, and maybe to discuss the possibility of erecting a new shed on their property, similar to what 2 people have done.

c) At present letters have only gone out to owners of residential properties in Southern Cross as while the other smaller townsites within the Yilgarn are gazetted townsites they are really hamlets.

d) Under the current “Residential Design Codes of Western Australia” an outbuilding or a shed or garage is to have an aggregate area of 60m<sup>2</sup>. In March 2011 the Kent’s applied for a 150m<sup>2</sup> shed. I recommended to Council that it not approve such a large shed and suggested a 90m<sup>2</sup> shed instead. This was at the time an increase on what the standard size shed was (60m<sup>2</sup>) and Council approved this increase in size. Since then Council has recognised that trying to maintain the standard 60m<sup>2</sup> shed maybe harder in rural communities than in metropolitan areas and it has agreed to 90m<sup>2</sup> as the maximum standard shed size. Yes, Council has approved 4 larger sheds – 2 for a local builder whose property while it is “Residential” is out of the way and does not impact on his neighbours, 1 for a local builder with conditions to downsize the shed when he no longer requires it for storage for his business, and 1 for a local whose property while “Residential” in nature is zoned “Industrial” and where it is positioned on the block is not in prominent view or will visually impact on the streetscape.

As I advised Council at the December 2013 Meeting, a sea container is a storage unit used for the easy transportation of goods either on a truck, rail cart, or ship. As such they are normally found on “Industrial” lots. The general practice is that sea containers are not normally permitted on “Residential” lots due to their appearance; they are not considered a building as they do not require a separate floor or roof structure and therefore are not secure.

While saying this, please note that a transportable structure that is considered temporary, is only temporary if it is on the lot/property for the period agreed by Council (normally not more than 12 months), and if it is to remain on-site then it is permanent and would require a Building Permit.

In addition, I have recently carried out a survey of other local governments in the Wheatbelt Region to find out what other Council’s views are regarding sea containers. The following is a summary of the information received:-

Shire of Dowerin –

Adopted a Council Policy – Town Planning and Building Control; titled “Placement of sea containers on land within the townsites of the Shire of Dowerin” in March 2007. The Policy states:-



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“2. Sea containers and other similar structures used for temporary storage during the conduct of building works will be exempt from these requirements, provided that the following criteria are achieved:

- a) The structure is only being used for the storage of materials, plant, machinery or building equipment on a building site;
- b) The building site has a current planning approval and/or building licence;
- c) Construction works are actively being undertaken on the site and do not lapse for any period greater than 30 days;
- d) The structure does not impact on pedestrian or vehicle movements in any way or obstruct vehicle sight lines;
- e) The structure may not be permitted on the building site for a period longer than 6 months, unless the special approval of Council is obtained; and
- f) The structure is removed from the building site at the completion of the building works.”

“3. In determining applications for the placement of sea containers, Council shall have regard to the following designation of use symbols and prohibitions for certain zones and Reserve land in townsites of the Shire of Dowerin, made in accordance with Shire of Dowerin Town Planning Scheme No 1 –

<i>Residential 1</i>	<i>Prohibited</i>
<i>Commercial</i>	<i>“PS”</i>
<i>Tourist zone</i>	<i>“PS”</i>
<i>Light Industrial zone</i>	<i>“P”</i>
<i>General Industrial zone</i>	<i>“P”</i>
<i>Rural Residential</i>	<i>“PS”</i>
<i>Rural Townsite</i>	<i>Prohibited</i>
<i>Rural</i>	<i>“P”</i>

**“P”** – Permitted;

**“PS”** – not permitted unless special approval given by Council subject to conditions being complied with”

Shire of Boddington – Town Planning Policy No 1 titled “Sea Containers”.

The Objective of the Policy is “to regulate the use of sea containers within the Shire of Boddington so as to ensure that they do not detract from the amenity of the area.”

Sea containers are generally used in 4 different ways:

- 1) Road and Sea Transport, and includes the temporary use for storage on private or public property.
- 2) Temporary storage of materials on a building site.
- 3) Conversion to a building for personal or commercial storage on a property.
- 4) Conversion to a habitable building complying with Building Code of Australia and Health Act 1911 requirements.

In the assessment of a proposal for the abovementioned applications –

- 1) Council may approve the temporary storage, up to three months, of sea containers in all zones, subject to sea containers not being located within the

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front boundary setback area or in areas designed for car parking or landscaping.

- 2) Can be placed in all zones only after the building licence has been issued for the new building work, and must be removed immediately upon completion of construction or expiry of the building licence.
- 3) An application to permanently place a sea container on a property shall not be supported unless the property is zoned Industrial, Commercial, Rural, Rural Residential, Rural Small Holdings, or Viticulture Estate V1 & V2 under the Town Planning Scheme No 2.

Shires of Wyalkatchem and Mt Marshall have adopted a policy under each Town Planning Scheme titled “Moveable Buildings”. The policy uses the term “Containers” defined as “structures, although considered ‘buildings’ by definition under the Building Code of Australia, are solely constructed to transport other goods. They are not in themselves designed, nor suitable, for storage of goods in an urban environment. A container includes ‘seatainers’ and other large vessels designed to carry, and be carried on specially designed vehicles or transporters.”

“The Council will not permit the storing or use of a ‘**container**’, as defined above, within a townsite area, other than in the areas zoned ‘Industrial’. The Council considers the appearance, scale, and materials of these structures to be inappropriate for use in an urban environment, and are therefore in conflict with the objectives of the Scheme.”

Objectives of the Policy include “f) To protect the visual amenity of the urban environment by not permitting the establishment, storage or use of ‘**containers**’ within the non-industrial areas of the townsite.”

I understand that the policy is likely to be adopted by the Shires of Mukinbudin, Trayning, and Koorda.

Shire of Bruce Rock does not have a policy regarding the use of sea containers as yet but is soon to consider a policy. I understand that the policy will allow for a sea container to be located on residential lots in townsites on 3 conditions – they are only permitted in the rear of the property; that the sea container is professionally painted in a light colour to blend in with the house or the fence colour; and engineer designs for ground attachments and a skillion roof over the sea container. The reasons for these requirements are that a sea container is strong and better built than some shed or garages on the market now, the addition of a skillion roof makes the container “look like” a garage, plus lots of people are now using sea containers to move family belongings around the state or interstate, especially for rental properties.

Shire of Murray has a policy under their Town Planning Scheme that does not allow sea containers on “Residential” properties based on aesthetics.

Shire of Coolgardie does not approve sea containers on “Residential” properties.

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I believe that the City of Kalgoorlie-Boulder does not approve sea containers on “Residential” zoned properties either, only on “Industrial” properties.

**Statutory Environment**

Compliance with the Shire of Yilgarn Town Planning Scheme No 2, and the Residential Design Codes of Western Australia 2002.

**Policy Implications**

Nil

**Financial Implications**

Nil

**Recommendation**

That Council advises Ms Bianca Bradford that her request for an extension of time until 31<sup>st</sup> August 2014 to remove her sea container is granted; Mr David Latter that he should discuss the possibility of a new shed on his property with the Manager Environmental Health & Building Services; and all other owners of sea containers should outline to Council the reasons why they should be able to retain their sea containers and for how long, for consideration by Council.

**Voting Requirements**

Simple Majority.

**Recommendation Lost**

**Council Discussion**

The Shire President asked Council to consider a new policy to cover the issue of Sea-Containers including the outlying towns, and asked for the Manager of Environment Health and Building Service to investigate the matter further and bring a draft policy back to Council.

**Amended Motion**

**65/2014**

*Moved Cr W Della Bosca Seconded Cr Close. That Council requests that the Manager of Environment Health and Building Service is to develop a Policy in relation to Sea Containers on residential land and to present a draft policy to Council for consideration.*

**CARRIED (3/2)**

Note: DCEO left room 4.55pm – re-entered 4.57pm

Note: Cr Chrisp re-entered 4.58pm

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<b>Submission to:</b>	Ordinary Meeting of Council – Wednesday 16 <sup>th</sup> April, 2014
<b>Agenda Reference:</b>	10.3
<b>Subject:</b>	<b>Draft Shire of Yilgarn Financial Hardship Policy for Water Services</b>
<b>Location/Address:</b>	Southern Cross and Marvel Loch Townsites
<b>Name of Applicant:</b>	Manager Environmental Health & Building Services
<b>File Reference:</b>	2.3.3.8 (new)
<b>Author:</b>	Manager Environmental Health & Building Services – W J Dallywater
<b>Disclosure of Interest:</b>	Not applicable
<b>Date of Report:</b>	10th April, 2014

### **Background**

Due to the changes to the Water Services Act 2012 (WA) and the Water Services Code of Conduct (Customer Service Standards) 2013 all holders of a water licence (whether potable water supply, re-use water, or sewage water) are now required to have a Financial Hardship Policy for Water Services. The Shire of Yilgarn is a holder of a water licence as it owns and operates two sewer schemes, one in each townsite of Southern Cross and Marvel Loch.

Essentially the Policy allows for a land owner who receives a sewage rate notice and is finding it difficult to pay the sewage rates, can apply to the Shire under this Policy to have a different payment system so that they can make payments to the Shire over the year, or to have the sewage rates waived if they are able to provide sufficient evidence that they are unable to make any payments. The decision to allow a different payment system or to waive the sewer rates is that of the Shire and Council. If the person feels that Council has not dealt with them fairly then they can contact the Energy and Water Ombudsman for assistance in their negotiations with Council.

### **Comment**

The Economic Regulation Authority (ERA) has prepared a template for the Policy document which was used to write the Draft Policy.

A copy of the Draft Policy has already been forwarded to the ERA for its approval as the Policy needs to be approved by the ERA by 18<sup>th</sup> May 2014.

Part of the development of the Policy is that the Shire needs to consult with a suitable consumer organisation to determine whether the Policy is open and fair to its customers. Therefore the Draft Policy has been forwarded to the Financial Counsellors' Association of WA for comment. The Association is happy with the Draft Policy, only requesting a minor change to the Association's name and the repositioning of its helpline telephone number in the Policy. These 2 changes have been made in the attached copy of this document.

Council needs to endorse the Draft Policy so it can be changed to the final version before I send a copy to the ERA.

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**Statutory Environment**

Compliance with the Water Services Act 2012 (WA), Water Services Code of Conduct (Customer Services Standards) 2013, and the Shire's Water Services Operating Licence.

**Policy Implications**

Nil

**Financial Implications**

Nil

**Recommendation**

That Council endorses the Draft Financial Hardship Policy for Water Services as attached and that a copy is forwarded to the Economic Regulation Authority as the final version.

**Voting Requirements**

Absolute Majority.

**66/2014**

*Moved Cr Guerini Seconded Cr W Della Bosca. That Council endorses the Draft Financial Hardship Policy for Water Services as attached and that a copy is forwarded to the Economic Regulation Authority as the final version.*

**CARRIED BY ABSOLUTE MAJORITY (6/0)**

<b>Submission to:</b>	Ordinary Meeting of Council – Wednesday 16 <sup>th</sup> April, 2014
<b>Agenda Reference:</b>	10.4
<b>Subject:</b>	<b>Invitation to Become a Member of the Energy and Water Ombudsman Scheme</b>
<b>Location/Address:</b>	Southern Cross and Marvel Loch Townsites
<b>Name of Applicant:</b>	Energy and Water Ombudsman
<b>File Reference:</b>	10.2.5.4 & 10.2.5.5
<b>Author:</b>	Manager Environmental Health & Building Services – W J Dallywater
<b>Disclosure of Interest:</b>	Not applicable
<b>Date of Report:</b>	10th April, 2014

**Comment**

Part 4 of the Water Services Act 2012 (the Act) establishes a Water Services Ombudsman Scheme in Western Australia. Pursuant to section 65(1) of the Act, the Minister for Water approved the initial Water Services Ombudsman Scheme on 7<sup>th</sup> August 2013, with the Scheme coming into effect on 1<sup>st</sup> January 2014. The governing body of this Scheme is the Energy and Water Ombudsman (Western Australia) Limited, a company limited by guarantee, governed by the Corporations Act 2001, its Constitution and Charter and relevant regulations. The company board is comprised of 7 directors: an independent chair, 3 customer representative directors, a gas

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industry representative director, and electricity industry representative director, and a water services industry representative director.

Clause 20 of the Constitution allows for the Energy and Water Ombudsman to bill each Member (whether gas, electricity, or water) the cost for all complaints or disputes involving the Member. Dispute costs are weighted according to the stage at which a complaint is resolved or dismissed and are based on the number of cases closed at each stage during the preceding financial year. Members are charged only once for each complaint received and is based on the final stage at which the complaint is closed.

Clause 70 of the Act states that it is a condition of every licence that the licensee cannot provide water services to customers unless the licensee is a member of an approved scheme; and is bound by the scheme; and will comply with any decision or direction of the water services ombudsman under the scheme. Thus the Shire in order to comply with its licence and with the Act must be a member of an approved scheme such as the Energy and Water Ombudsman Scheme.

Attached is the E-mail received from the Ombudsman with additional information to what is provided above, plus a copy of the Application to become a Member. This application form needs to be completed and returned to the Ombudsman. The estimated annual levy for the Shire of Yilgarn will be \$50.00.

**Statutory Environment**

Compliance with the Water Services Act 2012 and the Shire's Water Licence issued by the Economic Regulation Authority.

**Policy Implications**

Shire of Yilgarn Financial Hardship Policy for Water Services.

**Financial Implications**

Estimated annual levy for the Shire is \$50.00.

**Recommendation**

That Council agrees to become a member of the Energy and Water Ombudsman Scheme.

**Voting Requirements**

Simple Majority.

**67/2014**

*Moved Cr J Della Bosca Seconded Cr Close. That Council agrees to become a member of the Energy and Water Ombudsman Scheme.*

**CARRIED (6/0)**

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Note: Cr W Della Bosca and Cr Close Declared an Interest – Left Room 5.05pm

<b>Submission to:</b>	Ordinary Meeting of Council – Wednesday 16 <sup>th</sup> April, 2014
<b>Agenda Reference:</b>	10.5
<b>Subject:</b>	<b>Proposal for the Shire of Yilgarn to Take Ownership of New Electronic Scoreboard</b>
<b>Location/Address:</b>	To be Installed at the Southern Cross Oval, Reserve 9895 Lot 697 off Achernar Street, Southern Cross
<b>Name of Applicant:</b>	Southern Cross Football Club – Mr Clint Della Bosca, President
<b>File Reference:</b>	1.3.9.6 & 1.3.8.11
<b>Author:</b>	Manager Environmental Health & Building Services – W J Dallywater
<b>Disclosure of Interest:</b>	Not applicable
<b>Date of Report:</b>	15th April, 2014

**Background**

Further to Agenda Item 10.5 for the March 2014 Council Meeting, Council requested more information regarding the possible costs for on-going maintenance of the proposed scoreboard.

The CEO and I met with the representative of the Southern Cross Football 2 weeks ago and outlined Council's concerns and requested that the Club provide Council with the expected costs for the installation of the scoreboard.

**Comment**

The Southern Cross Football Club has been able to provide the following costs for the installation of the scoreboard:-

- 1) Supply of concrete footings – Southern Cross Concrete/Portacrete – No charge based on the Club providing free sponsorship advertising, and that the earthworks is already carried out.
- 2) Electrical connection works – Duey Electrical Contracting - \$1,545.00 plus GST on the condition that the trench work is carried out by others.
- 3) Crane hire work – Southern Cross Cranes – No charge as donation to Club and community.
- 4) Supply and fabrication of steel framework – Unknown as present.
- 5) Earthworks for footings and trench – Shire of Yilgarn – approx. \$2,500.00.

In terms of ongoing cost, in order to maintain the scoreboard LED Signs who supplied the scoreboard has advised that:-

- there is a 24 month warranty on the scoreboard;

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- the expected life span for the scoreboard based on it being used one day per week, maybe twice a week, and not all day, would be 10 years. The LEDs have an expected life span of 100,000 hours which is equivalent to 10 years.
- An annual maintenance should be carried out to preserve the life span of the scoreboard and is likely to be approximately \$2,000.00 with the initial service after 12 months being carried out by LED Signs technician who can train Duey Electrical Contracting to carry out this work would cost approx. \$3,950.00 plus GST (not including Duey Electrical's costs).

**Statutory Environment**

Nil

**Policy Implications**

Nil

**Financial Implications**

Not fully determined at present.

<b>Recommendation</b>
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**Voting Requirements**

Simple Majority.

**Council Discussion**

Council discussed that the matter in relation to purchasing and installation of the Scoreboard on Council property should have been initially addressed at the Yilgarn Youth Sport and Recreation Advisory Committee and a recommendation brought to Council. Councillors addressed their concerns in relation to the initial outlay and the ongoing maintenance costs, and queried why this cost is now Council's responsibility.

Council believes that it was necessary to find a way forward in relation to this matter and evaluated the overall cost of installation to be approximately \$14,000 based on quotes received from the Southern Cross Football Club. Council decided to pay up to \$7,500; made up of \$2,200 for the structural design work, \$2,500 for the labour of digging footings and trenches and \$2,800 cash component; and that the maintenance of the scoreboard is the responsibility of the Football Club. Insurance for the scoreboard will be covered by the Shire. The Football Club will be required to contribute to a sinking fund for the replacement of the scoreboard in future years.

**Amended Motion**

**68/2014**

*Moved Cr Guerini Seconded Cr Chrisp. That Council will contribute \$7,500 towards the the LED Scoreboard installation, being \$2,200 for structural design work \$2,500 in-kind Shire labour for digging footings and trench and a cash component of \$2,800. In addition, the Shire will include the LED Scoreboard under the Shire Property Insurance cover. All maintenance costs are the*



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*responsibility of the Southern Cross Football Club, and the Football Club will be required to contribute to a sinking fund for the replacement of the scoreboard in future years.*

**CARRIED (6/0)**

Note: Cr W Della Bosca and Cr Close re-entered 5.30pm

As there was no further business to discuss, the Shire President declared the meeting closed at **5.40pm.**

I, Onida T Truran confirm the above Minutes of the Meeting held on Wednesday 16<sup>th</sup> April 2014, are confirmed on Friday 16<sup>th</sup> May 2014 as a true and correct record of the April Ordinary Meeting of Council.

Cr Onida Truran  
SHIRE PRESIDENT