



Western Australia

Confirmed Minutes for the Ordinary Meeting of the Murchison Shire Council,
Held in the Council Chambers, Carnarvon Mullewa Road, Murchison,
On Friday **24 September 2010**, commencing at 10.00 am.

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1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The President welcomed everyone and declared the meeting open at 10.47am

The President took the swearing in oath from Mr Donald Alexander McTaggart

2. RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE

MEMBERS

Cr SA Broad, Shire President
Cr M W Halleen, Deputy Shire President (from 11.37am)
Cr B M Seaman
Cr RE Foulkes-Taylor
Cr P M Walsh
Cr D A McTaggart
Cr P R Squires

STAFF

Mr RJ Adams, Chief Executive Officer

APOLOGIES

Nil

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

4. PUBLIC QUESTION TIME

NIL

Stand Down Local Law Standing Orders

COUNCIL DECISION

OC100901 Standing Orders

Moved Cr P R Squires, Seconded Cr RE Foulkes-Taylor

That the Local Law-Standing Orders 2001 be stood down

Motion put and carried 5/1

5. NEXT MEETING

The scheduled date for the next ordinary meeting is 15 October 2010.

6. APPLICATIONS FOR LEAVE OF ABSENCE

7. NOTICE OF ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS

8. CONFIRMATION OF FLYING MINUTES

9. CONFIRMATION OF MINUTES

9.1 ORDINARY COUNCIL MEETING –20 August 2010

BACKGROUND

Minutes of the Ordinary Meeting of Council have previously been circulated to all Councillors.

VOTING REQUIREMENTS

Simple majority

COUNCIL DECISION/OFFICER RECOMMENDATION

OC100902 Confirmation of Minutes

Moved Cr PM Walsh, Seconded Cr RE Foulkes-Taylor

That the Minutes of the Ordinary Council Meeting of 20 August 2010 be confirmed.

Motion put and carried 6/0

10. ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION

Nil

11. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

NIL

12. ANNOUNCEMENTS CONCERNING MEETINGS ATTENDED

12.1 PRESIDENT

- Meeting with CEO at Beringarra
- Been on leave to Europe
- Sad to see the Walsh's leaving the district after 125 years

12.2 COUNCILLORS

Cr M W Halleen

LOCAL GOVERNMENT CONVENTION – 2010

Like all of the local government conventions I have been to you learn a lot about the changes that are happening not only in WALGA but in the rest of our wonderful country and LGM's in the rest of the world.

You also meet other members who not only have similar issues but ideas that may make life easier at home. The net-working with the ministers, politicians and speakers is invaluable.

This year's convention I felt to be very citified and political. Plus our WALGA president with some of his comments did not separate the politics from local government. A couple of particular comments that really showed this were "We are getting to know our government again" and "We are getting more involved with our government again." Local government is a separate organization to State politics: we are responsible to our communities and what keeps them alive. I also thought that the convention was very focused on the city. This is wrong as there is more to WA than the city, as the country is what brings the tourists plus the states *food bowl* is based in the bush. Tourists don't want to fly everywhere so the roads etc have to be top notch through the whole of the state not just the Midland or Mandurah areas.

I also was interested in the shires going into business with other partners to create cash flow as not to keep lifting rates.

We also have to deal with a multicultural society in which we have to cater for in more ways than one.

With the climate change effect we need to be able to use more green power with help from sources and cost efficiency to do it .Not make it out of our reaches all the time in the way of cost and delivery factors as the more solar and wind power we put in the less pressure we put on our grids especially in towns and agricultural areas.

In pastoral regions there should be more scope to minimize the use of diesel fuels as we provide our own power needs and need to be encouraged to use more green power there for a better cost recovery as we can't sell back into a grid. I think LGM should work more towards this.

The speakers were exceptional with Jill Hicks leading the way in a way that disasters take a lot to get over but you can still lead a normal life without body parts or if there has to be some false parts added. The way Jill was able to control and work with her anger into trust and faith in oneself and in others. Be a survivor not a victim as this is your choice what life has for us and leave a positive effect on others.

Les Twentyman on community to not just look at the coal face but outside of the square to find funding for any project and feel connected with our community. Les has faced many home truths of his own and mostly others in the extent of doing something about it with the homeless and finding out why they are in the situation they.

Computer bullying is becoming a big issue and it needs to stop. This is why we need to keep an eye on our kids to see if there is attitude change and find out why before things go too far.

David Wirrpanda was very true to himself and others to the extent that his nieces and nephews thought he owned the Qantas lounge and took the toilet paper not only because their parents didn't buy any but because it was family and we all share.

David had a great sense of value to not only blacks but also the whites as we cannot make it in this world unless we all work together as one.

The rest of the speakers were excellent except Dr Sue Gordon. I don't think she did herself any favours as she was not looking to the future. All Sue was doing was bagging the white people as I know through my life on pastoral properties that these properties kept the aboriginal families together, employed a few but fed and watered 70 plus more.

If Sue was the last speaker of the day everybody would have left.

The dinner was great so was the company thankyou.

Bill receiving the medal was well deserved as the time and effort he put into local government was commendable the changes Bill made for the whole of WA will be seen for a long time coming

Cr B M Seaman
Cr RE Foulkes-Taylor
Cr P M Walsh
Cr D A McTaggart
Cr P R Squires

13. DISCLOSURE OF INTERESTS

Nil.

14. REPORTS OF COMMITTEES

As Cr Walsh is leaving at the end of the meeting, the President allowed a brief discussion of the committees that are currently operating within council.

COUNCIL DECISION

OC100903 Committee Business

Moved Cr P R Squires, Seconded Cr P M Walsh

- 1. Cr McTaggart be appointed to the Building Committee**
- 2. Cr Walsh continue as a CBD Committee member until final report given to Council**

Motion put and carried Absolute Majority 6/0

15. REPORTS OF OFFICERS

15.1 WORKS

15.1.1 Monthly Plant & Works Progress Report

File:
 Author: Brian Wundenberg, Works Supervisor
 Interest Declared: No interest to disclose
 Date: 21 September 2010
 Attachments:

MATTER FOR CONSIDERATION

To view the plant operation for the month of August September 2010 and an update on works carried out.

BACKGROUND

HEAVY PLANT			Start	End	MTD		Total
Plant Item	Year	REGO	Hours	Hours	Total	Service	Ownership
Cat Grader 12H	2005	MU 141	5728	5867	139	720	35429
Cat Grader 12H	2003	MU 121	11247			90	88214
Cat Grader 12M	2008	MU 51	2000			90	6422
Volvo L110 Loader	2006	MU 65	2210	2354	144	2115	16546
Komatsu Dozer	1997		0	6929		270	227762
Cat Vibrating Roller	2005	MU 177	2950	2999	49	540	20041
TRUCKS							
Iveco Prime Mover	2003	MU 000	189953	193561	3608		52414
Nissan UD	2009	000 MU	50885	57959	7074	1125	3891
Iveco Tipper	2004	MU 00	115339	120409	5070	3060	60013
GENERATORS							
Generator 2-100KVA	2005			20953			1561
Generator 1-83KVA	2005			40061			
Generator 13KVA (Const)	2005						
LIGHT VEHICLES							
Toyota Land Cruiser	2005	01 MU	122659		998	360	12082
Mitsubishi Canter	2004	MU 140	42836	56709	13873		5856
Toyota Prado	2009	MU 0	59019			1215	6992
Holden Rodeo	2008	MU 167		110718			7499
Isuzu DMAX	2009	MU 300	27600	10664	3497	2046	6019
Toyota PTV	1986	MU 1017		19892		1125	3669
TRAILERS & TANKERS							
Side Tipper	2001	MU 2010	163044	166386	3342		16304
Side Tipper- Evertran	2009	MU 662	11637	14355	2718		5028
Tri Axle Low Loader	2008	MU 663	17122				8544
Tri Axle Low Loader	2001	MU 2004				270	53606
30K Water Tank	2005	MU 2024	55967	58913	2946	90	10172
Dog Fuel Trailer	1993	MU 658	161464				3785
Dog Fuel Trailer	1972	MU 2005	10146				535
Dolly 1-Red	2001	MU 2003	16455				6240
Dolly 2-Black	2000	MU 2009					11776
Tractors							
New Holland	2006	MU 380	950	1044	94	450	3103
Forklift			11364	11416	52	270	270
Caravans			0				6821
Various Small Plant			0			900	7249
Cobra Multi Tyre Roller				141		90	90

Vehicles and Equipment

MU140 Canter Truck-

New Holland Tractor-

Dozer-

MU0 Prado-

MU51 12 Grader-

MU300 D Max-

Generators & Small Plant-

MU141 12H Grader-

MU167 Rodeo-

MU000 Iveco PM-

MU177 Cat Roller-

000MU UD Pm-

MU121 12H Grader-

00MU- Iveco-

15.2 Works Report

Construction Progress Report

Shire of Murchison Construction Progress Report- Carnarvon
 Mullewa Road Seal

21-Sep-10

	SLK 0-	SLK 1.0-	SLK 2.0-	SLK 3.0-	SLK 4.0-	SLK 5.0-	SLK 6.0-	SLK 7.0-	SLK 8.0-	SLK 9.0-	SLK 10.-	SLK 11.-	SLK 12.-	SLK 13.-	SLK 14.-	SLK 15.-	SLK 16.-	SLK 17.-	SLK 18.-	SLK 19.-		
Road Cleaning	1.0	2.0	3.0	4.0	5.0	6.0	7.0	8.0	9.0	10	11	12	13	14	15	16	17	18	19	20		
SLK Marked	[Redacted]																					
Material Pushed Up	[Redacted]																					
Sub grade shaped & compacted	[Redacted]																					
Pegging of road inc floodways	[Redacted]																					
Base coarse carted	[Redacted]																					
Water binding base coarse	[Redacted]																					
Spread out Basecourse	[Redacted]																					
Drain Clean Out	[Redacted]																					
Sand Pad	[Redacted]																					
Sand Carted	[Redacted]																					
Sand Screened	[Redacted]																					
Final Trim	[Redacted]				[Redacted]				[Redacted]													
Road Seal Road & Floodway Cleanup	[Redacted]																					
Road Furniture Inspection and Finish	[Redacted]																					

Shire of Murchison Construction Progress Report- Carnarvon Mullewa Road Seal- South of Jiggernoo

21-Sep-10

	SLK 0-	SLK 1.0-	SLK 2.0-	SLK 3.0-	SLK 4.0-	SLK 5.0-	SLK 6.0-	SLK 7.0-	SLK 8.0	SLK 8.0-9.0	SLK 9.0-10
Road Cleaning	1.0	2.0	3.0	4.0	5.0	6.0	7.0	8.0	8.0-9.0	9.0-10	
SLK Marked	[Redacted]										
Material Pushed Up	[Redacted]										
Sub grade shaped & compacted	[Redacted]										
Pegging of road inc floodways	[Redacted]										
Base coarse carted	[Redacted]										
Water binding base coarse	[Redacted]										
Spread out Basecourse	[Redacted]										
Drain Clean Out	[Redacted]										
Sand Pad	[Redacted]										
Final Trim	[Redacted]										
Road Seal	[Redacted]										
Road & Floodway Cleanup	[Redacted]										
Road Furniture	[Redacted]										
Inspection and Finish	[Redacted]										

Carnarvon Mullewa Road

Se above

Maintenance Grading

- Meeberie Wooleen Road
- Boolardy Beringarra Pindar Road
- Beringarra Pindar Road
- Carnarvon Mullewa Road

Rain Events

- Approximately 25mm ml rain fell on Shire Road Network
- Closed most roads during the rain.
- Triple Road train bogged on Beringarra Pindar Road (Sun City Plumbing- CSIRO)
- Beringarra Pindar Road south of Cockney Bills was closed for approx 8 Days
- Was damage caused by vehicle movements during the rain and after roads were closed.
- Utilised moisture to commence road works south of Jiggernoo
- Utilised moisture on Boolardy Wooleen Road- used contract grader and rollers
- CSIRO did not let us know that there were to be traffic movements

Parks & Gardens

Reticulation

- Extensive works carried out on reticulation in settlement
- General Pruning of trees

Caravan Park

- Re establishing lawn areas and new garden installed

Sports Club

- Prep for MAC meeting and Quiz Night

Staff Housing

- Septic tank and leach problems being resolved - will require an evaporation pond

Ballinyoo Bridge

- Repair to pylon has commenced

Staffing

Brian Wundenberg-Works Supervisor

Neil Coombe- Leading Hand

Paul Smart

Stuart Broad

Glenn Pinnegar

Danny Hewton

Trevor Hipper- PG

STATUTORY ENVIRONMENT

Nil

STRATEGIC IMPLICATIONS

None at this stage

POLICY IMPLICATIONS

None at this stage

FINANCIAL IMPLICATIONS

CONSULTATION

COMMENT

VOTING REQUIREMENTS

Simple majority

COUNCIL DECISION/OFFICER RECOMMENDATION

OC100904 Works Status Report

Moved Cr RE Foulkes-Taylor, Seconded Cr P M Walsh

Note the Status Report of the Shire owned Plant and receive the Works Supervisors status report.

Motion put and carried 6/0

As part of the Works Report;

The CEO outlined the current status of the Carnarvon Mullewa Road Project and tabled the grant income expected to be used in this project;

Project Location			
SLK 20-40	Built to seal stage	Completed	
	Seal	\$430,000	R4R Direct grant 08-09
SLK 45-65	Build to Seal	\$385,000	R2R –Direct Grant 10-11
		\$111,000	RRG-Project Grant 10-11
	Seal	\$482,000	R4R-Direct Grant 08-09
SLK 65-88	Build To Seal	\$ 593,393	R4R-Direct Grant 10-11
	Seal	\$ 300,000	R4R-Regional Grant 10-11

A possible opportunity exists to engage local pastoral people to operate machinery and build the road prior to sealing. This would make an opportunity to engage and pay people to work on the shire.

COUNCIL DECISION

OC100905 Employment Opportunity

Moved Cr D A McTaggart, Seconded Cr RE Foulkes-Taylor

- 1.The CEO scope the opportunity to draft form for presentation at the next council meeting**
- 2.The CEO to gauge community expressions of interest**

Motion put and carried 7/0

- 11.37 Cr Halleen entered the meeting
- 11.55 Cr Walsh left the meeting
- 12.00 Cr Walsh entered the meeting
- 12.10 Cr Squires left the meeting
- 12.13 Cr Squires entered the meeting
- 12.15 Cr Seaman left the meeting
- 12.17 Cr Seaman entered the meeting

15.3 Road-Cue Beringarra Road Drainage

File:
Author: Ron Adams, Chief Executive Officer
Interest Declared: No interest to disclose
Date: 21 September 2010
Attachments: Coffey's Report

MATTER FOR CONSIDERATION

Progress on drainage issues on Cue Beringarra Road

BACKGROUND

Cyclone Dominic caused extensive damage to the Cue Beringarra Road in February 2009.

Both shires of Murchison and Cue assisted in submitting a flood damage claim, which was subsequently upgraded to a natural disaster claim.

Main Roads have instructed the Shires to look at the drainage issues on the roads, before they would consider any further flood claims on that road.

At a meeting held on 11 August in Cue, which was attended by the CEO of Shires of Murchison and Cue, Tim Gleinister from Main Roads, Michael Keene from Greenfield Technical Service and a party from Crosslands Resources including Peter George, Wayne Bone and Geoff Cocks from Coffey's.

Crosslands have engaged Coffey's to take a look at drainage issues. In the attached report Coffey's have identified roads works required to assist the road for better drainage.

Crosslands will proceed to survey and mark all drainage requirements in the proposal.

The Shire will then be required to take a look at the survey and with assistance of the local land owners make comment or adjustment on the proposed works.

STATUTORY ENVIRONMENT

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STRATEGIC IMPLICATIONS

None

POLICY IMPLICATIONS

None

FINANCIAL IMPLICATIONS

CONSULTATION

None

COMMENT

VOTING REQUIREMENTS

Simple majority

COUNCIL DECISION/OFFICER RECOMMENDATION

OC100906 Road, Cue Beringarra Drainage

Moved Cr D A McTaggart, Seconded Cr M W Halleen

That Council;

- 1. Receive the attached proposed work plan and report by Coffey's**
- 2. Arrange suitable land holder consultation when required**

Motion put and carried 7/0

16. FINANCE

16.1 Financial Activity Statements June 2010

File:
Author: Ron Adams, Chief Executive Officer
Interest Declared: No interest to disclose
Date: 10 June 2010
Attachments: Nil

MATTER FOR CONSIDERATION

Council to consider adopting the monthly financial statements for June 2010.

BACKGROUND

Amendments to the Local Government (Financial Management) Regulations 1996 that were gazetted on 20 June 2008 and became effective from 1 July 2008 have resulted in regulations 34 and 35 relating to monthly financial reports and quarterly/triennial financial reports being repealed and substituted with a new regulation 34. The new regulation 34 requires that local government report on a monthly basis and prescribes what is required to be reported with the intention of establishing a minimum standard across the industry.

STATUTORY ENVIRONMENT

Local Government Act 1995

Section 6.4—Specifies that a local government is to prepare such other financial reports as is prescribed.

Local Government (Financial Management) Regulations 1996

Regulation 34 states:

(1) A local government is to prepare each month a statement of financial activity reporting on the sources and applications of funds, as set out in the annual budget under regulation 22(1) (d) for that month in the following detail:

- (a) Annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1) (b) or (c);
- (b) Budget estimates to the end of month to which the statement relates;
- (c) Actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;
- (d) Material variances between the comparable amounts referred to in paragraphs (b) and (c);
- (e) The net current assets at the end of the month to which the statement relates.

Sub regulations 2, 3, 4, 5 and 6 prescribe further details of information to be included in the monthly statement of financial activity.

STRATEGIC IMPLICATIONS

None

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

Reports showing year to date financial performance allow monitoring of actual expenditure, revenue and overall results against budget targets.

CONSULTATION

None

COMMENT

None

VOTING REQUIREMENTS

Simple majority

COUNCIL DECISION/OFFICER RECOMMENDATION

OC100907 Financial Activity Statements June 2010

Moved Cr P M Walsh, Seconded Cr R E Foulkes-Taylor

- 1. That Council adopt the financial statements for the period ending June 2010, as attached.**

Motion put and carried 7/0

16.2 Financial Activity Statements July August 2010

File:
Author: Ron Adams, Chief Executive Officer
Interest Declared: No interest to disclose
Date: 10 June 2010
Attachments: Nil

MATTER FOR CONSIDERATION

Council to consider adopting the monthly financial statements for July August 2010.

BACKGROUND

Amendments to the Local Government (Financial Management) Regulations 1996 that were gazetted on 20 June 2008 and became effective from 1 July 2008 have resulted in regulations 34 and 35 relating to monthly financial reports and quarterly/triennial financial reports being repealed and substituted with a new regulation 34. The new regulation 34 requires that local government report on a monthly basis and prescribes what is required to be reported with the intention of establishing a minimum standard across the industry.

STATUTORY ENVIRONMENT

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- (a) Annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1) (b) or (c);
- (b) Budget estimates to the end of month to which the statement relates;
- (c) Actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;
- (d) Material variances between the comparable amounts referred to in paragraphs (b) and (c);
- (e) The net current assets at the end of the month to which the statement relates.

Sub regulations 2, 3, 4, 5 and 6 prescribe further details of information to be included in the monthly statement of financial activity.

STRATEGIC IMPLICATIONS

None

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

Reports showing year to date financial performance allow monitoring of actual expenditure, revenue and overall results against budget targets.

CONSULTATION

None

COMMENT

None

VOTING REQUIREMENTS

Simple majority

COUNCIL DECISION/OFFICER RECOMMENDATION

OC100908 Financial Activity Statements July-August 2010

Moved Cr R E Foulkes-Taylor, Seconded Cr M W Halleen

That Council adopt the financial statements for the period ending July August 2010, as attached

Motion put and carried 7/0

1.05 The President adjourned the meeting for lunch , to be convened at 2.00pm

2.12 The President reopened the meeting for lunch, with all present before the adjournment

2.20 Cr Seaman left the meeting

2.23 Cr Seaman entered the meeting

16.3 Accounts Paid during the period August September 2010

File:
 Author: Ron Adams, Chief Executive Officer
 Interest Declared: No interest to disclose
 Date: 14 April 2010
 Attachments: EFT & Cheque Detail for August September2010

MATTER FOR CONSIDERATION
 Authorisation of accounts paid during the month of August September 2010.

BACKGROUND
 Accounts paid are required to be submitted each month.

STATUTORY ENVIRONMENT
 Local Government (Financial Management) Regulations 1996
 Reg 13(1)–Requires that where the Chief Executive Officer has delegated power to make payments from the Municipal or Trust funds a list of accounts paid is to be prepared each month.

STRATEGIC IMPLICATIONS
 None

POLICY IMPLICATIONS
 None

FINANCIAL IMPLICATIONS
 Payment from Council’s Municipal Account

CONSULTATION
 None

COMMENT
 Payments made during the month of August September 2010 as per attached schedule.

VOTING REQUIREMENTS
 Simple majority

COUNCIL DECISION/OFFICER RECOMMENDATION

OC100909 Accounts Paid August September 2010

Moved Cr R E Foulkes-Taylor, Seconded Cr M W Halleen

1. Accounts Paid between August September 2010:

TYPE	Voucher	PAYMENT	STATUS	AMOUNT
EFT	1-6, 14-68	Creditor	Paid	\$ 290581.50
EFT	7-13, 69-72, 73-75	PL	Paid	\$ 16597.42
Cheque	9031-9038	PL	Paid	\$ 10397.62
Cheque	9039-9049	Creditor	Paid	\$ 53623.50

2. Accounts to be Paid

TYPE	Voucher	PAYMENT	STATUS	AMOUNT

3. Salaries and Wages paid between March and April of \$65,122.84 is received.

Motion put and carried 7/0

17. DEVELOPMENT

Nil

18. ADMINISTRATION

18.1 Local Government Reform Steering Committee Report

File:
Author: Ron Adams, Chief Executive Officer
Interest Declared: No interest to disclose
Date: 21 September 2010
Attachments: Steering Committee Report & executive Summary

MATTER FOR CONSIDERATION

Council to consider the Local Government Steering Committee Report.

BACKGROUND

The Minister for Local Government announced some time ago that structural reform of Local Government was required.

The Shire of Murchison has complied with all requests and has been actively involved in the structural reform process.

As part of the reform agenda the Minister put together four working committees to report to a Reform Steering Committee to assist in the process. This committee was to assess and make recommendations to the minister on the process and the involvement of local government.

The steering committee released its report last week along with 25 recommendations into dealing with structural reform within the local government sector in Western Australia.

The Minister released the Steering Committee report and made the following comments in Circular No 08-2010

I support the majority of the 25 recommendations, in particular the following key recommendations;

- Targeted intervention in critical areas including Greater Bunbury, Peel, and metropolitan areas;
- Removing or amending poll provisions so all affected electors get a democratic right to vote on proposed mergers;
- Reducing the range of elected members to between six and nine;
- Appointing an independent panel to review boundaries every eight years; and
- Introducing a requirement for local governments to engage with their communities and to prepare long term strategic community plans and corporate business plans

STATUTORY ENVIRONMENT

STRATEGIC IMPLICATIONS

None

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

CONSULTATION

None

COMMENT

Some possible action on this report is to convene a special meeting of the WALGA Murchison Zone.

VOTING REQUIREMENTS

Simple majority

COUNCIL DECISION/OFFICER RECOMMENDATION

OC100910 Local Government Steering Committee Report

Moved Cr M W Halleen, Seconded Cr D A McTaggart

That Council;

- 1.Receive the Local Government Reform Steering Committee Report**

Motion put and carried 7/0

18.2 Country Local Government Fund Application

File:
Author: Ron Adams, Chief Executive Officer
Interest Declared: No interest to disclose
Date: 21 September 2010
Attachments: CLGF Business Plan

MATTER FOR CONSIDERATION

Consideration to the Business Plan to application for CLGF funding

BACKGROUND

The original Royalties for Regions program was released at the last State Government Election.

The program was for a four year program made up of direct payments and a regional funding pool to be utilised by local government for regional type projects.

The first year of the program each country local government received a direct payment.

The second year was to be a direct payment plus a contribution to the regional pool.

The second year was cancelled and no funding was available to local governments.

The third year a direct payment is due to the local government plus a contribution to the regional pool.

The fourth year the government changed the rules and decided that we could not know what the payment would be as it is directly tied to the royalty taken each year.

The "Regional Pool" of funding rules also has recently changed so that each combined project will require an endorsement from the Development Commission of each local government. The attached Business Plan is the model plan to be used to apply for funding from this pool.

The Shire of Murchison and Shire of Upper Gascoyne have already endorsed to combine and utilise the regional money to jointly seal the Carnarvon Mullewa Road.

STATUTORY ENVIRONMENT

STRATEGIC IMPLICATIONS

None

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

Utilisation of the Country Local Government Fund regional grouping money.

CONSULTATION

Paul Rawlings- CEO, Shire of Upper Gascoyne

COMMENT

I have discussed with CEO of Shire of Upper Gascoyne the likely hood of either shire having the resource to produce the requirements of the business plan as required.

VOTING REQUIREMENTS

Simple majority

COUNCIL DECISION/OFFICER RECOMMENDATION

OC100911 Country Local Government Fund Application

Moved Cr M W Halleen, Seconded Cr D A McTaggart

That Council;

- 1. Receive the Business plan requirements template;**
- 2. Request the Collaborative Group attend to the business of engaging a consultant to prepare the business plan and report it to Council**

Motion put and carried 7/0

18.3 Murchison Zone Representative for LG Service Delivery ICPC

File:
 Author: Ron Adams, Chief Executive Officer
 Interest Declared: No interest to disclose
 Date: 21 September 2010
 Attachments: Nil

MATTER FOR CONSIDERATION

Consideration of a representative from Murchison Zone

BACKGROUND

**Appointment of Zone Representation to the Inaugural Local Government
 Service Delivery in Indigenous Communities Planning Committee**

By Michele Poepjes, Policy Manager Community - WALGA

Background

The State Government, through the Department of Local Government, recently offered funding to Local Governments with remote Indigenous communities to develop “Business Plans” for the delivery of Local Government Services to Indigenous communities. A number of the Local Governments expressed concern about undertaking such work in isolation of a broader strategic plan and agreement for the transfer of responsibility for municipal service delivery to Local Government.

In response to these concerns, the Department of Local Government convened a forum for affected Local Governments to discuss the issues and agree on a way forward.

At the request of the 22 affected Local Governments, WALGA convened a pre-meeting with the affected councils on Monday, 12 July 2010 to discuss their concerns in relation to the provision of Local Government services in Indigenous communities.

One of the key recommendations endorsed at the Pre-Meeting Breakfast and subsequently reported to the Department of Local Government’s forum is as follows:

- a) *That the 22 affected Local Governments recommend that a new Planning Committee, separate to the Local Government Reform Implementation Committee, comprising local government representation from the affected local government and DLG, FaHCSIA, WALGA, the Office of the Minister for Local Government and the Director General of the Department of Indigenous Affairs be established to:*

Develop a Memorandum of Understanding / Partnership agreement to consider:

- *oversight business plan process;*
- *progress LGAB recommendations;*
- *consider required legislative changes;*
- *funding needs and implications to local government via Federal and State;*
- *consultation process with communities;*
- *develop a whole-of-government servicing model; and*
- *Other issues and needs as considered required.*

b) *That the representation from Local Government on the new Planning Committee as described at (a) above shall be as follows:*

- *3 representatives from the Kimberley Country Zone*
- *1 representative from the Gascoyne/Northern (Midwest) /Murchison Country zones*
- *1 representative from the Pilbara Country Zone*
- *2 representatives from the Goldfields Zone*
- *1 representative from WALGA*

The Director General of the Department of Indigenous Affairs, the Department of Local Government and the Commonwealth Department of Families, Housing, Community Services and Indigenous Affairs (FaHCSIA) have supported the establishment of this high level planning committee and as such, representation is now being sought from the respective zones. It should be noted that the Gascoyne, Northern and Murchison Country Zones will have one member to represent all three zones.

The Shires affected in each zone are as follows:

- Gascoyne Country Zone: Shires of Carnarvon and Upper Gascoyne.
- Murchison Country Zone: Shires of Meekatharra and Murchison.
- Northern Country Zone: Shires of Mullewa and Northampton.

For information, the Gascoyne Country Zone has put forward the new CEO of the Shire of Carnarvon as their representative for WALGA to consider representing the Gascoyne/Northern (Midwest)/Murchison region.

Recommendation

1. That the Zone considers and puts forward a representative for WALGA to consider to represent the Gascoyne/Northern (Midwest)/ Murchison region on the inaugural Local Government Service Delivery in Indigenous Communities Planning Committee.

STATUTORY ENVIRONMENT

STRATEGIC IMPLICATIONS

None

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

CONSULTATION

COMMENT

VOTING REQUIREMENTS

Simple majority

COUNCIL DECISION/OFFICER RECOMMENDATION

OC100912 Murchison Zone Representative for Service Delivery Indigenous Communities

Moved Cr R E Foulkes-Taylor, Seconded Cr M W Halleen

That Council;

- 1. The Shire of Murchison's delegates to the Murchison Zone will support any nomination as required, for a delegate from the zone to be appointed to the Local Government Service Delivery in Indigenous Communities Planning Committee.**

Motion put and carried 7/0

18.4 City of Geraldton- Scoping of Road Works

File:
 Author: Ron Adams, Chief Executive Officer
 Interest Declared: No interest to disclose
 Date: 21 September 2010
 Attachments: Nil

MATTER FOR CONSIDERATION

Consideration of City of Geraldton Greenough assistance with scoping road works

BACKGROUND

I need a bit of help with some work. At our recent SKA project meeting the issue was raised by the Shire of Murchison representative, Cr Bridget Seaman that their roads are getting very heavily impacted by the ASKAP and Murchison Wide Array (MWA a separate radio astronomy project) which are happening now. Unfortunately because CSIRO is a government agency therefore they didn't have to submit a DA and weren't required to do an assessment of impact and engineering report (with all the standard conditions for upgrades etc).

Given Murchison has no technical resources I committed to help them scope up some work which would assist in detailing conditions and requirements for CSIRO. Our work would include:-

- Inspecting the current standard and condition of the impacted roads:-
 - Mullewa-Carnarvon Road (from the mount Gibson turnoff through to Murchison Settlement);
 - Murchison Settlement to Boolardy Road
- Undertaking a simultaneous traffic count on:-
 - the Mullewa-Carnarvon Road (either side of the Boolardy turn off)
 - Murchison-Boolardy Road
- Drafting a scope of works for an engineering & traffic assessment report which contains:-
 - The assessed impact of ASKAP, MWA projects both for:-
 - Construction traffic; and
 - Ongoing operations
 - Assess the existing condition of the road on required works be undertaken by the Proponent (CSIRO) in order to address the impact of the project on the Shire of Murchison Road network and make recommendations for:-
 - General development conditions;
 - likely upgrades (eg sealing or major gravel sheeting of roads); or
 - Enhanced maintenance program required.

Can you liaise with Tom at the Shire of Mullewa and Ron at the Shire of Murchison and get this work underway. Once the scope is developed the Shire of Murchison can then formally submit it to CSIRO for their action and funding.

Thanks,
 Tony

Tony Brun
Chief Executive Officer



STATUTORY ENVIRONMENT

STRATEGIC IMPLICATIONS

None

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

Nil at this stage

CONSULTATION

COMMENT

VOTING REQUIREMENTS

Simple majority

COUNCIL DECISION/OFFICER RECOMMENDATION

OC100913 City of Geraldton-scoping of works

Moved Cr M W Halleen, Seconded Cr P M Walsh

That Council;

1. **Accept the City of Geraldton Greenough offer to scope the effects of ASKAP and SKA on the shires road network.**

Motion put and carried 7/0

18.5 Local Law- Driving on Closed Roads

File:
Author: Ron Adams, Chief Executive Officer
Interest Declared: No interest to disclose
Date: 21 September 2010
Attachments: Nil

MATTER FOR CONSIDERATION

Consideration of developing a local law to assist in vehicle control on closed roads.

BACKGROUND

Local Governments have the authority to open and closed local roads within their Shire.

The problem is having traffic not drive on closed roads.

The following extract from the Shire of Cue's policy manual

- A.6.7 Police and emergency services vehicles and other light vehicles with a legitimate need must gain permission from the Shire prior to entering on a closed section of road. The Shire is to issue a permit for that vehicle and where practicable a copy of that permit is to be carried upon that vehicle.
- A.6.8 Vehicles that enter closed roads without permission will be subject to prosecution by the Shire at \$2,000 per wheel. Any damage caused by any unauthorised vehicles will be subject to prosecution by the Shire at \$2000 per wheel plus the cost of all repairs to the running surface of the road.
- A.6.9 Signs advertising the penalties will be erected with each road closure sign.

By having a Local Law, it is actually enforceable and therefore the prescribed penalties can be recovered.

The Murchison Executive Group at its last meeting endorsed to follow up and report back to the group on some drafting of a Local Law.

The opportunity for the Murchison Shires to develop a Local Law that can be utilised for the region and keep it very similar across the Murchison.

STATUTORY ENVIRONMENT

STRATEGIC IMPLICATIONS

None

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

None at this stage

CONSULTATION

COMMENT

VOTING REQUIREMENTS

Simple majority

COUNCIL DECISION/OFFICER RECOMMENDATION

OC100914 Local Law-Driving on closed roads

Moved Cr P R Squires, Seconded Cr B M Seaman

That Council;

Agree in principle with other Murchison Councils to develop a common use Local Law for use by each local government

Motion put and carried 7/0

18.6 Murchison Oasis Roadhouse

File:
Author: Ron Adams, Chief Executive Officer
Interest Declared: No interest to disclose
Date: 21 September 2010
Attachments: Nil

MATTER FOR CONSIDERATION

Consideration of leasing the Murchison Oasis Road House

BACKGROUND

The roadhouse lease has been discussed at several meetings and draft lease agreement has been previously given to councillors as drawn up by Mc Leeds Solicitors.

I have spoken the current lease holder and her preference is to have a 2 year with 3 x 1 year options.

STATUTORY ENVIRONMENT

STRATEGIC IMPLICATIONS

None

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

None at this stage

CONSULTATION

COMMENT

VOTING REQUIREMENTS

Simple majority

COUNCIL DECISION/OFFICER RECOMMENDATION

OC100915 Murchison Oasis Roadhouse

Moved Cr M W Halleen, Seconded Cr P R Squires

That Council;

- 1. Move behind closed doors**

Reason: matter affecting person or persons.

Motion put and carried 7/0

OC100916 Murchison Oasis Roadhouse

Moved Cr M W Halleen, Seconded Cr P R Squires

That Council;

- 1. Move from behind closed doors**

Motion put and carried 7/0

OC100917 Murchison Oasis Roadhouse

Moved Cr R E Foulkes-Taylor, Seconded Cr P M Walsh

That Council;

- 1. The CEO enters into an agreement with Ms Tanya Hunter for a two year lease with the option of three one year options.**

Motion put and carried 5/2

- 4.00 Cr Seaman left the meeting
- 4.03 Cr Seaman entered the meeting

18.7 Remuneration review-CEO

File:
Author: Ron Adams, Chief Executive Officer
Interest Declared: Minor- Current CEO
Date: 21 September 2010
Attachments: Nil

MATTER FOR CONSIDERATION

Annual Remuneration Package

BACKGROUND

CEO Contract

12.6 Annual review

- (1) The Remuneration Package shall be reviewed annually by Council
- (2) In a review under sub-clause(1):
 - (a) There is no obligation on the Local Government to increase the salary or amount of the Remuneration Package; and
 - (b) The Local Government shall not reduce the salary or the Remuneration Package

STATUTORY ENVIRONMENT

STRATEGIC IMPLICATIONS

None

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

CONSULTATION

COMMENT

VOTING REQUIREMENTS

Simple majority

COUNCIL DECISION/OFFICER RECOMMENDATION

OC100918 CEO Remuneration Review

Moved Cr B M Seaman, Seconded Cr M W Halleen

That Council;

- 1. Move behind closed doors**

Reason: matter affecting person or persons.

Motion put and carried 7/0

OC100919 CEO Remuneration Review

Moved Cr B M Seaman, Seconded Cr M W Halleen

That Council;

- 1. Move from behind closed doors**

Motion put and carried 7/0

OC100920 CEO Remuneration Review

Moved Cr R E Foulkes-Taylor, Seconded Cr P M Walsh

The status quo remains

Motion put and carried 6/1

4.06 Mr RJ Adams left the meeting

4.26 Mr RJ Adams entered the meeting

18.8 Service delivery to Indigenous Communities

File:
Author: Ron Adams, Chief Executive Officer
Interest Declared: No interest to disclose
Date: 21 September 2010
Attachments:

MATTER FOR CONSIDERATION

Appointment of consultant to complete project

BACKGROUND

The Department of Local Government requires each local government with an indigenous community to complete a report into service delivery to that community.

The Shire of Upper Gascoyne and Murchison are in the process of developing a Regional Collaborative Group.

Upper Gascoyne has appointed LG Consulting (John Crothers) to commence and complete their requirements.

The Shire of Murchison has received funding to complete this report

STATUTORY ENVIRONMENT

STRATEGIC IMPLICATIONS

None

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

\$35000 disclosed in 2009-10 Budgets for this purpose.

CONSULTATION

Paul Rawlings- CEO, Shire of Upper Gascoyne

COMMENT

VOTING REQUIREMENTS

Simple majority

OC100920 CEO Remuneration Review

Moved Cr R E Foulkes-Taylor, Seconded Cr P M Walsh

Appoint LG Consulting to complete the report into service delivery to Pia Wadjarri

Motion put and carried 7/0

18.2 NOTICE OF MOTION

19. CEO ACTIVITY REPORT

19.1 CEO Activity Report

File:
Author: Ron Adams, Chief Executive Officer
Interest Declared: No interest to disclose
Date: 21 September 2010
Attachments: Nil

MATTER FOR CONSIDERATION

CEO's activity report

Regional Roads Group Meeting- Phone hook up

Discussions on 2012-13 programs, some possible changes to how funding is calculates

UHYHN

End of financial year processing and development of Annual Reports for Auditing

Completion and audit of RADS Grant 2009-10

Commence RAD 2008-09 grant for auditing

Commence RGS 2009-10 grant for auditing

Commence RTR 2009-10 grant for auditing

Update

Regional Collaborative Group

The RCG agreement has been signed and the common seal applied to the agreement and has been sent the Department of Local Government

Emergency Management Plan

Not completed any more work since last report

OC100921 CEO Report

Moved Cr P M Walsh, Seconded Cr R E Foulkes-Taylor

The CEO report has been accepted

Motion put and carried 7/0

20. URGENT BUSINESS

The President allowed the following business

- 20.1 Email Protocol- Cr Foulkes Taylor requested that everyone attend to their emails twice a week
- 20.2 The President reported that applications have closed for the CEO position and that 3 applications have been received.
- 20.3 The CEO tabled a letter from Cr PM Walsh as his resignation form Council.
Cr Broad read the letter of resignation and made a presentation to Cr Walsh.

- 4.41 Cr Walsh left the meeting
- 4.42 Cr Walsh entered the meeting

21. ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS

22. MEETING CLOSURE

The President requested Cr Walsh to take the chair as is custom for the Shire of Murchison.

Cr Walsh took the chair, thanked everyone for their attendance and closed the meeting at 4.55pm

The minutes of the Ordinary Council of the 24 September 2010 were confirmed as a true and correct record at an Ordinary meeting held on 15 October 2010.

Cr S.A. Broad
Shire President

15 October 2010

ACTION LIST

Friday 24 September 2010

Item No	Originator	Action	Officer/Councillor	Schedule	Status
12.0	President	Send Councillor reports to Walga	CEO		
	President	Send Walga Report to CEO for action with Murchison Zone	CEO		
	Cr Seaman	Town Planning Scheme- Report from tony Turner	CEO		
20.1		Email Update/fax Update and also include in Monologue	CEO		