



Western Australia

Agenda for the Ordinary Meeting of the Murchison Shire Council,
To be held in the Council Chambers, Carnarvon Mullewa Road, Murchison,
On **Friday 20th March 2015**, commencing at 10:00 am.

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1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

Nigel Sercombe - Department of Parks and Wildlife Midwest Regional Manager will be giving a presentation to council.

Steve Douglas – MWDC Manager of Strategic Projects and Rob Smallwood MWDC IT manager will be giving a presentation to council.

2. RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

4. PUBLIC QUESTION TIME

4.1 Standing Orders

Council Decision:		
Moved: Councillor	Seconded: Councillor	
That the following Local Law-Standing Orders 2001 be stood down:		
8.2 Limitation on the number of speeches		
8.3 Duration of speeches		
Carried/Lost	For:	Against:

5. NEXT MEETING

The next meeting is scheduled for Friday 17th April 2015.

6. APPLICATIONS FOR LEAVE OF ABSENCE

7. NOTICE OF ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS

There is one item concerning decision on the Ballinyoo Bridge Tender which will be discussed behind closed doors under section 5.23 2(e) of the Local Government Act - information provided to be treated as commercial-in-confidence.

There is one item regarding correspondence received that will be discussed behind closed doors under section 5.23 2(a) & 5.23 2(b) of the Local Government Act.

8. CONFIRMATION OF MINUTES

8.1 Special Council Meeting – 6th February 2015

Background:

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

Recommendation:

That the minutes of the Special Meeting of Council held on 6th February 2015 be confirmed as an accurate record of proceedings

Voting Requirements:

Simple majority

Council Decision:		
Moved: Councillor	Seconded: Councillor	
Carried/Lost	For:	Against:

8.2 Ordinary Council Meeting – 20th February 2015

Background:

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

Recommendation:

That the minutes of the Ordinary Council meeting held on 20th February 2015 be confirmed as an accurate record of proceedings

Voting Requirements:

Simple majority

Council Decision:		
Moved: Councillor	Seconded: Councillor	
Carried/Lost	For:	Against:

9. ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION

10. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

Nigel Sercombe - Department of Parks and Wildlife Midwest Regional Manager will be giving a presentation to council.

Steve Douglas – MWDC Manager of Strategic Projects and Rob Smallwood MWDC IT manager will be giving a presentation to council.

11. ACTION LIST

No	Item	Action	Status
1	Establishment of Working Group for Accident Prevention.	Inaugural meeting held 24 th September. Group established.	Ongoing
2	Community Project Officer	Inaugural meeting held 24 th September. Group established.	Ongoing
3	New Staff House	Fencing underway.	Ongoing
4	Lawn Bowls	Evergreen have advised they will be on site mid-late April 2015. This has been delayed from the original date of 16 th March to fit in with shire site works and hopefully cooler weather.	Shire Site works complete
5	Laundry and Accommodation Units	Build progressing well by Fleetwood. Site being prepared by shire. Quotes being called for plumbing & power works.	Progressing
6	Power Supply Issues	One brief blackout 14 January 2015. Temporary cooling system assisting. One unit operating at peak load due to hot weather. EMC has been balancing load across phases	Still awaiting drawings from EMC of current power supply layout.
7	Ballinyoo Bridge Tender	Tender closed Monday 16 February and assessment completed by BG & E and presented to council for decision.	See item later today.

8	Local Preference policy and purchasing policy to be reviewed/implemented	Following anomalies with existing Local Preference Policy – council to review its status and develop per F&G Regulation 24E if required and review purchasing policy adopted in November 2011	See item in today's meeting.
9	Socially sustainable projects	Following the Annual Elector's meeting council resolved to add this item to the action list. Following on from wild dog initiatives would like to see funding towards other socially sustainable projects to assist the community	Ongoing
10	Cemetery and Remembrance Wall	Completion of the cemetery and names for the remembrance wall. Community to be contacted to suggest names for inclusion.	Community contacted list being compiled.
11	FOI	Council need to review their Freedom of Information statement to ensure it is correct regarding the review process	To be actioned
12	Review of Road Network	Council to conduct a whole of shire road review. Establish roads to be closed/position of roads etc. and work with Landgate and surrounding shires. Full road pick-up has been undertaken by Greenfields and will be finalised shortly – this was mainly to establish a correct infrastructure values but will form a good basis from which to start.	Ongoing – item for next Murchison Zone meeting to be submitted.

Recommendation:

That the Action List be accepted.

Voting Requirements:

Simple majority

Council Decision:		
Moved: Councillor		Seconded: Councillor
Carried/Lost	For:	Against:

12. DISCLOSURE OF INTERESTS

13. REPORTS OF OFFICERS

13.1 Monthly Plant Report – Works Supervisor

February 2015				Hours				YTD	
Plant Item	Year	Rego	1 July '14	Start Hrs/kms	End Hrs/km	Total Month YTD		Operating Costs Plant Fuel	
Cat Grader 12H P.02	2005	MU 141	11288	12186	12327	141	1039	14029.84	18942.23
Cat Grader 12M P.03	2008	MU 51	7398	8073	8220	147	822	53956.30	18421.80
Volvo Loader P.27	2006	MU 65	6386	6822	6849	27	463	25590.76	9187.70
Komatsu Dozer P.11	1997		0	59	170	111	13	6535.45	4894.10
Bomag Padfoot P.68	2013	MU1071	345	582	618	36	273	2264.70	5464.29
JD Grader P.01	2011	MU 121	4650	5496	5614	118	964	16478.56	24536.57
Bomag Roller P.43	2012	MU1027	1757	2307	2340	33	583	7248.58	7279.42
Cat 938G Loader P.41	2004	MU 193	4389	5639	5693	54	1304	4558.52	5394.76
Kenworth P/Mover P.61	2004	MU 000	31510	39593	41863	2270	10353	12882.69	15232.63

Iveco P/Mover P.09	2003	MU 1065	283980	296030	297230	1200	13250	9159.63	13660.51
Nissan UD P.07	2009	000 MU	167522	177044	180513	3469	12991	4679.98	11261.75
Iveco Tipper Conv P.10	2004	MU 00	168987	172847	173347	500	4360	17965.84	12877.82
Generator 1-110kva	2011		13642	16236	16905	669	3263	49946.01	84266.08
Generator 2-110kva	2011		9340	12190	12192	2	2852		
Maintenance Gen P.33			3460	4839	5356	517	1896	2498.65	4227.81
Construction Gen P.32			17605	20519	20519	0	2914	1613.21	6338.20
Kubota 6kva Gen P.66	2012		4567	5351	5770	419	1203	4872.94	8525.04
Mitsubishi Canter P.06	2010	01 MU	111110	127816	129190	1374	18080	12533.20	4289.26
Isuzu Construction P.64	2013	MU 140	30477	52931	54349	1418	23872	3717.73	7708.37
Toyota Prado P.55	2012	MU 0	22827	35240	36036	796	13209	2372.22	1617.70
RAV4 P.63	2013	MU 1011	19904	26352	26381	29	6477	631.85	777.52
Great Wall P.57	2012	MU 167	26939	36989	37760	771	10821	738.73	1960.54
Isuzu Dmax P.28	2009	MU 300	174896	186303	186,858	555	11962	3085.02	2250.16
Toyota Hilux P.75	2014	MU 1018	0	4000	8,900	4900	8900		1039.37
Isuzu T/Top P.54	2005	MU 1002	140946	152590	151,609	-981	10,663	2306.48	3445.20
Mercedes PTV P.60	2004	MU 1009	98834	100363	100410	47	1576	209.30	295.48
Side Tipper P.18	2001	MU2010	45770	55012	56650	1638	10880	3108.21	n/a
Side Tipper P.17	2001	MU 662	new clock	1684	3123	1439	7227	7604.96	n/a
Roadwest S/Tipper P.67	2013	MU2042	14745	23800	25053	1253	2625	856.57	n/a
Tri-Axle L/L Float P.13	2008	MU 663	13502	25200	25640	440	12138	1807.25	n/a
45ft Flat Top P.59	1978	MU2044	0	0	0	0	0	849.00	n/a
No. 2 Float P.14	2001	MU 2004	46143	56010	57198	1188	11055	4077.38	n/a
30000L W/Tanker P.24	2005	MU 2024	37646	41500	42000	500	4354	3685.25	n/a
Dog Fuel Trailer P.48	1979	MU 2026					n/a	156.87	n/a
Dog Fuel Trailer P. 49	1972	MU 2005					n/a	1315.13	n/a
Dolly 1-Red P.05	2001	MU 2003	30526	32491	32491	broken	1965	590.00	n/a
Dolly 2-Black P.08	2000	MU 2009	18377	26450	27654	1204	9277	2000.01	n/a
New/H Ford Tractor P.04	2006	MU 380	1719	1784	1797	13	78	162.75	190.34
Forklift P.37			12037	12180	12195	15	158	201.18	214.58
Caravans							n/a	6156.09	n/a
JD Ride on Mower			460.3	539	548	9	87.7	-	Small plant
Generator Perkins P.34		H/Maint	0	18615	18615	0	no clock	1847.95	small plant
Generator 9KVA P.65	2013	Mechanic	1423	2419	3011	592	1588	534.24	1248.89
Heavy Maint Trailer P.62		MU 446			n/a		n/a	1379.27	n/a
Isuzu Fire Truck P.72	2013	MU1068	0	703	703	0	703	24.00	154.48
Toyota Fast Attack P73	2014	MU1069	Milly Milly					24.00	72.56

13.2 Works Report – Works Supervisor

Construction Crew

Due to wet weather and the amount of rain received over the last month the crew worked on the lawn bowls pad in preparation for Evergreen to come and lay the turf. They also worked on the fencing around the new staff quarters which now only leaves the 6m gate to be made and installed.

In between the wet weather crew returned to their normal works program north of the settlement on the Carnarvon Mullewa road. Most of the road has been formed up with 3km of gravel carted on to the road and they will begin spreading this week (16.03.2014).

Maintenance

Neil and Glen started a full grade on the Beringarra Pindar road from the MRO and got as far as just south of Murgoo wool shed before the rain and rising creek crossings put an end to the grading. They have since been in the settlement working with the construction crew on the road works north of the settlement. Thanks to the president Mark Halleen for flying Glen over to the Beringarra Pindar road so he could jump on his grader and clear the sand off the Sandford crossing at Murgoo.

Grid Repairs

Nil this month

Flood Damage

Flood repairs on the Beringarra Pindar road are completed and they are now working on the McNabb Twin Peaks road. Most of the gravel has been carted on this road with only a top up required here and there after the recent rain. Crew were on their week off when we had quite a lot of rain and the break was extended by a further week. They are due to recommence Monday 16th March.

General – Work Supervisor

Monday 16th Feb - Flood Damage Inspection

19th February – with construction crew – couple hours on grader

23rd February – Geraldton Toyota – 1st service to new Hilux

24th February - Flood Damage Inspection on the Carnarvon Mullewa road on the way home from Geraldton plus 3 hours with Heavy Maintenance crew regarding drainage and bunding on the Wooleen Twin Peaks road.

25th February - Flood Damage inspection on Beringarra Pindar road and McNabb Twin Peaks road.

3rd March – Road inspection Wooleen Twin Peaks, Mt Wittencoom Wooleen, Boolardy Wooleen and Beringarra Pindar road between Cockney Bills and Boolardy. Also spent one hour with Mark Halleen looking at drains just north of Boolardy.

5th March - 9 hrs grading with construction crew north of settlement.

9th March – Wreath Flowers on the Beringarra Pindar road directing bull dozer operator on rehabbing of gravel pits.

Roads Graded 15 February 2015 – 14 March 2015

Name	Length of Road	SLK's Graded this month	Heavy Maintenance Loader-truck-Grader	Comments
Beringarra /Pindar	319.80km	74km		
Erong	63.12km			
Beringarra/Byro	90.89km			
Twin-Peaks/Wooleen	47.65km			
Boolardy/Kalli	57.30km			
Byro/Woodleigh	71.00km			
New Forrest/Yallalong	36.18km			
M ^c Nabb/Twin-peaks	49.75km			
Yallalong-West	34.46km			
Mileura/Nookawarra	49.08km			
Muggon	38.75km			
Manfred	34.55km			
Beringarra/Mt Gould	34.80km			
Tardie/Yuin	13.20km			
Innouendy	9.30km			
Boolardy Homestead	2.00km			
Yunda Homestead	32.80km			
Meeberrie Woolleen	25.22km			
Mt Wittencoom	37.55km			
Woolleen/Mt Wittencoom	33.85km			
Beringarra Cue	109.82km			
Boolardy Wooleen	19.08km			

Kalli Cue East	21.87km			
Coodardy Noondie	19.92km			
Butchers Track	64.54km			
Butchers Muggon	23.80km			
Murchison Settlement	2.00km			
Pinegrove Yallalong	-----			
Carnarvon-Mullewa	278.63km			
Woolgorong-South	15.00km			
Errabiddy-Bluff	12km			
Air strip Graded				

Total for roads graded this month: 74km

Recommendation:

That the Work’s Supervisor’s report be accepted.

Voting Requirements:

Simple majority

Council Decision:		
Moved: Councillor		Seconded: Councillor
Carried/Lost	For:	Against:

14. ANNOUNCEMENTS CONCERNING MEETINGS ATTENDED

14.1 Shire President

14.2 Councillors

15. REPORTS OF COMMITTEES & WORKING GROUPS

15.1 Audit Committee – Compliance Audit Return 20th March 2015

The audit committee met earlier today to discuss the Compliance Audit return.
Their recommendation will be included here to allow council to action the Compliance Audit Return as an item in this meeting.

Council Decision:		
Moved: Councillor		Seconded: Councillor
Carried/Lost	For:	Against:

16. FINANCE

16.1 Financial Activity Statements to 28th February 2015

File:	2.2
Author:	Candice Smith – Senior Finance Officer
Interest Declared:	No interest to disclose
Date:	16 th March 2015
Attachments:	Financial Activity Statements for 8 months to 28th February 2015 Balance Sheet Income Statement by Program Summary Income Statement by Nature & Type Income Statement by Program Detailed

Matter for Consideration:

Council to consider adopting the Monthly Financial Statements for February 2015.

Background:

The Local Government (Financial Management) Regulations 1996. Regulation 34 requires that local government report on a monthly basis and prescribes what is required to be reported.

Comment:

The Current Position as at 28 February 2015 is a surplus of \$1,225,048.00

Add Operating Revenues down	(1,591,020)
Add Operating Expenditure down	610,932
Less Funding Balance Adjustment	(38,956)
Less Capital Revenue down	636,683
Add Capital Expenditure down	1,642,048
Less Rate Revenue down	15,708
Opening Funding Surplus (Deficit)	(50,347)
	<u>1,225,048</u>

In accordance with Council Policy 5.2.1, authorising the CEO to invest funds surplus to immediate operating needs and Regulation 19c of the Local Government (Financial Management) Regulations, 2 Term Deposits matured in February and have been renewed for another 3 months.

Beringarra- Cue Road Reserve TD	\$3,562,133.13	@ 3.43% Maturity 27/03/2015
Crosslands MCF Term Deposit	\$ 300,000.00	@ 2.97% Maturity 27/05/2015
Ballinyoo Bridge	\$3,500,000.00	@ 2.97% Maturity 27/05/2015

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.

Strategic Implications:

Nil.

Policy Implications:

Nil.

Budget/Financial Implications:

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

Sustainability Implications:

- **Environmental:**
There are no known significant environmental considerations

- **Economic:**
There are no known significant economic considerations
- **Social:**
There are no known significant considerations

Consultation:

UHY Haines Norton

Recommendation:

That Council adopt the financial statements for the period ending 28th February 2015 as attached.

Voting Requirements:

Simple majority.

Council Decision:		
Moved: Councillor		Seconded: Councillor
Carried/Lost	For:	Against:

16.2 Accounts Paid during February 2015

File:	
Author:	Candice Smith – Senior Finance Officer
Interest Declared:	No interest to disclose
Date:	16 th March 2015
Attachments:	EFT & Cheque Details for February 2015

Matter for Consideration:

Authorisation of accounts paid during the month of February 2015.

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.

Comment:

Payments made during the month of February 2015 as per attached schedule

Strategic Implications:

None

Policy Implications:

None

Budget/Financial Implications:

Payment from the Municipal and Trust Bank Accounts.

Sustainability Implications:

- **Environmental:**
There are no known significant environmental considerations
- **Economic:**
There are no known significant economic considerations
- **Social:**
There are no known significant considerations

Consultation:

Haines Norton

Recommendation:

That the accounts as per the attached Schedule presented to this meeting totalling \$4,450,280.91 which includes \$3,326,176.24 of intra account transfers for the month of February 2015 be passed for payment/endorsed by Council.

Voting Requirements:

Simple majority

Council Decision:		
Moved: Councillor		Seconded: Councillor
Carried/Lost	For:	Against:

16.3 Budget 2014-15 Review

File:	2.4
Author:	Jenny Goodbourn
Interest Declared:	No interest to disclose
Date:	20/03/2015
Attachments:	Budget Review

Matter for Consideration:

Review the 2014-15 Budget based on financial performance between 1 July 2014 and 28 February 2015.

Background:

As required by the Local Government Act 1995, Council adopted a budget for the 2014-15 financial year based on forward plans and best estimates at the time. According to the Local Government (Financial Management) Regulations 1996, each year, between 1 January and 31 March, a local government is to carry out a review of its annual budget for that year, considering its financial performance for at least the first six months of the year, it's position at the date of review and its forecast position to the end of the financial year.

Comment:

Following the 2013-14 Audit, the Opening Position for 2014-15 decreased by \$50,347 from a surplus of \$5,156,427 to a surplus of \$5,106,080, which is the starting point for the review. We have suggested other transfers and adjustments, detailed in the table below, in order to give a more accurate projection of position at 30 June 2015.

Between 1 July 2014 and 28 February 2014, several amendments had already been adopted by Council. These amendments, which resulted in a balanced budget, are detailed at the beginning of the table.

Major variances are:

Building & Improvements:

1. No major variances – shelter over pool pump deferred.

Plant & Equipment:

1. Defer the purchase of the Gen set – was a contingency plan but current units working well;
2. Komatsu Dozer – budgeted \$310,000 for re-build – actual cost \$426,000 budget amended up to reflect full cost;
3. Post hole digger not being purchased \$25,000 towards Bulldozer;
4. Trailer for post hole digger not purchased;
5. New tanks at roadhouse – budget of \$75,000 – actual cost \$170,742 so budget amended up to reflect the full cost.

Infrastructure Roads:

1. Reduce the budget for the Dust Suppression on the Beringarra-Pindar road down by \$24,573. Job has been completed under budget;
2. Reduce the budget for the Seal 4Km on the Carnarvon-Mullewa down to \$194,700. Job has been completed under budget;
3. Vary the make-up of the funding for the Ballinyoo Bridge to align with the final version of the Business Plan, which was amended after the loss of the CLGF Regional 13-14 Funding. The net result is no change to the total funding but an accurate representation of funding sources and amounts.

Operating Income & Expenditure

1. Increase reimbursements general up by \$40,000 to reflect insurance claim paid towards costs of forensic audit carried out in 2011;
2. Increase reimbursements up by \$23,200 to reflect insurance claim in connection to damage to gen set controllers;
3. Road to recovery increased by \$14,351 – actual grant figure for new funding round;
4. Increase Staff appointment expenses to \$35,000 to cover costs of CEO recruitment;
5. Building maintenance reduce budget to \$50,000 to offset some of the other increased costs;
6. Community gen set – fuel and oil. Able to reduce budget \$20,000 due to lower than expected diesel costs;
7. POC – fuel. Able to reduce budget by \$25,000 due to lower than expected diesel costs.

Detailed variances are shown in the table below:

Shire of Murchison Budget Amendment Worksheet For the Year Ended 30 June 2015							
Account #	Description	Council Resolution #	Classification #	No Change -Non Cash Items Adjust. (Muni) \$	Increase in Available Cash (Muni) \$	Decrease in Available Cash (Muni) \$	Running Balance \$
	Opening Carried Forward Surplus (Deficit) 2014-2015 Budget Amendments						0
	Opening cash \$5,106,080 not \$5,156,427 as estimated		C/F Surplus / (Deficit)			-50,347	-50,347
C14353	Handy Hitch	17.3 Meeting 21/8/2014 Tfr to ULP Tank	Operating Expenditure		35,000		-15,347
C14354	Diesel & ULP Tank	17.3 Meeting 21/8/2014 Tfr to ULP Tank	Capital Expenditure			-35,000	-50,347
C14353	Handy Hitch	17.4 Meeting 21/8/2014 Tfr to gen set repairs	Capital Expenditure		15,000		-35,347
E136291	Gen Set Repairs	17.4 Meeting 21/8/2014 Tfr to gen set repairs	Operating Expenditure			-15,000	-50,347
E122301	Flood damage Jan 2014	21.1 Meeting 21/8/2014 Trigger point from shire funds	Operating Expenditure			-91,100	-141,447
E122301	Flood damage Apr/May 2014	21.1 Meeting 21/8/2014 Trigger point from shire funds	Operating Expenditure			-141,100	-282,547
C14114	Construction - Agreed programme	21.1 Meeting 21/8/2014 Defer Yarra Yarra Crossing works	Capital Expenditure		118,500		-164,047
E122295	Establish Water Bores	21.1 Meeting 21/8/2014 Zero towards trigger point	Operating Expenditure		10,000		-154,047
E122012	Heavy Maintenance	21.1 Meeting 21/8/2014 Use towards trigger point	Operating Expenditure		103,700		-50,347
							-50,347
C14213	Shelter for pool pump	Budget Review - Reduce to \$600	Capital Expenditure		4,400		-45,947
C14216	Storage Shed Works Depot	Budget Review - Reduce to \$ 3,125	Capital Expenditure		5,305		-40,642
C14330	Gen Set	Budget Review - Reduce to zero	Capital Expenditure		20,000		-20,642
C14332	Post Hole Digger	Budget Review - Reduce to zero	Capital Expenditure		25,000		4,358
C14333	Trailer for post hole digger	Budget Review - Reduce to zero	Capital Expenditure		7,000		11,358
C14334	Chemical Toilet for Heavy Maintenance	Budget Review - Increase to \$3,958	Capital Expenditure			-458	10,900
C14335	Maintenance Water Tank	Budget Review - Decrease to \$3,397	Capital Expenditure		1,603		12,503
C14354	Self banded diesel & ULP Tank	Budget Review - Increase to \$170,742	Capital Expenditure			-95,742	-83,239
C14338	Air conditioning tools for mechanic	Budget Review - Decrease to \$4,000	Capital Expenditure		1,000		-82,239
C14403	Phone/Internet Upgrade CEO & Depot	Budget Review - Decrease to \$3,973	Capital Expenditure		1,027		-81,212
C14404	Photocopier Office	Budget Review - Increase to \$7,500	Capital Expenditure			-500	-81,712
C14406	New Server	Budget Review - Decrease to \$30,675	Capital Expenditure		4,325		-77,387
C14112	Dust Suppression Beringarra-Pindar Road	Budget Review - Reduce to \$225,427	Capital Expenditure		24,573		-52,814
C14113	Seal 4Km Carnarvon-Mullewa Road	Budget Review - Reduce to \$194,700	Capital Expenditure		55,300		2,486
C14350	Komatsu Dozer	Budget Review - Increase to \$426,000	Capital Expenditure			-116,000	-113,514
I30207	Interim Rates	Budget Review - Increase to \$12,000	Operating Income		15,000		-98,514
I30301	Grants Commission - General	Budget Review - Increase to \$2,578,536	Operating Income		1,509		-97,005
I30302	Grants Commission - Roads	Budget Review - Increase to \$838,609	Operating Income		5,476		-91,529
I30306	Interest Receivable Other	Budget Review - Increase to \$10,000	Operating Income		10,000		-81,529
I131430	Ammunition Sales	Budget Review - Increase to \$1,048	Operating Income		548		-80,981
I42390	Reimbursements General	Budget Review - Increase to \$41,400 - Ron Adams Insc P	Operating Income		40,000		-40,981
I42999	Reimbursements	Budget Review - Increase to \$65,000 - \$19k Insc Gen Set	Operating Income		23,200		-17,781
I121800	Roads 2 Recovery	Budget Review - Increase to \$396,939 Actual grant	Operating Income		14,351		-3,430
I137391	Other Sales	Budget Review - Increase to \$9,400 - Reimburse Stock	Operating Income		9,400		5,970
I144490	MV Ins Recoveries	Budget Review - Increase to \$3,215	Operating Income		3,215		9,185
E41030	Conference & Training	Budget Review - Reduce to \$10,000	Operating Expenditure		5,000		14,185
E42014	Staff Appointment Expenses	Budget Review - Increase to \$35,000 CEO Recruitment	Operating Expenditure			-32,000	-17,815
E42050	Building Maintenance	Budget Review - Decrease to \$5000	Operating Expenditure		5,000		-12,815
E42110	Advertising	Budget Review - Increase to \$7,500	Operating Expenditure			-2,500	-15,315
E42190	Conference Expenses	Budget Review - Decrease to zero	Operating Expenditure		1,500		-13,815
E42206	Election Expenses	Budget Review - Decrease to zero	Operating Expenditure		1,500		-12,315
E42210	Consultancy Fees	Budget Review - Decrease to \$10,000	Operating Expenditure		10,000		-2,315
E42230	Legal Expenses	Budget Review - Decrease to \$5000	Operating Expenditure		5,000		2,685
E91020	Building Maintenance	Budget Review - Decrease to \$50,000	Operating Expenditure		50,000		52,685
E91099	Allocation of Staff Housing	Budget Review - Reduce Budget	Non Cash Item	50,000			52,685
E113045	Eastern Polo X Mtce	Budget Review - Reduce to \$1,000	Operating Expenditure		1,000		53,685
E113070	Support - Recreation Polo X	Budget Review - Increase to \$17,000	Operating Expenditure			-10,000	43,685
E131290	Ammunition	Budget Review - Increase to \$1,250	Operating Expenditure			-750	42,935
E136291	Community Gen Set - Repairs/Mntce	Budget Review - Increase to \$71,145	Operating Expenditure			-46,145	-3,210
E136290	Community Gen - Fuel & Oil	Budget Review - Reduce to \$130,000	Operating Expenditure		20,000		16,790
E137395	Retainer	Budget Review - Increase to \$26,000 - paid all year	Operating Expenditure			-15,000	1,790
E143170	PWO Engineering Consultant	Budget Review - Increase to \$50,000 full data pick-up	Operating Expenditure			-15,000	-13,210
E144010	POC - Fuel	Budget Review - Reduce to \$300,000 lower fuel costs	Operating Expenditure		25,000		11,790
E144011	POC - Oils, Greases & Gas	Budget Review - Increase to \$25,000	Operating Expenditure			-7,500	4,290
E144050	POC - Insurance & Licences	Budget Review - Increase to \$35,250	Operating Expenditure			-4,290	0
E143311	Housing Allocations	Decrease PWOH due to reduction at E91020 -Building	Non Cash Item	-50000			0
E143290	Less PWOH allocated	Decrease PWOH allocated due to reduction at E91020 Build	Non Cash Item	50000			0
E122011	Road Maintenance	Decrease PWOH allocated due to reduction at E91020 Build	Non Cash Item	-16900			0
C14114	Construction Agreed Programme	Decrease PWOH allocated due to reduction at E91020 Build	Non Cash Item	-33100			0
E143290	Less PWOH allocated	Increase PWOH allocated due to increase at E143170	Non Cash Item	15000			0
E122011	Road Maintenance	Increase PWOH allocated due to increase at E143170	Non Cash Item	-5070			0
C14114	Construction Agreed Programme	Increase PWOH allocated due to increase at E143170	Non Cash Item	-9930			0
E144290	Less POC Allocated	Decrease PWOH allocated due to net reduction - fuel	Non Cash Item	-13210			0
E122011	Road Maintenance	Decrease PWOH allocated due to net reduction - fuel	Non Cash Item	4465			0
C14114	Construction Agreed Programme	Decrease PWOH allocated due to net reduction - fuel	Non Cash Item	8745			0
							0
							0
							0
	Amended Budget Surplus / (Deficit)			0	678,432	-678,432	0

Statutory Environment:

Local Government (Financial Management) Regulations 1996

33A Review of Budget

- (1) Between 1 January and 31 March in each year a local government is to carry out a review of its annual budget for that year.

- (2) The review of an annual budget for a financial year must –
 - (a) Consider the local government’s financial performance in the period beginning on 1 July and ending no earlier than 31 December in that financial year; and
 - (b) Consider the local government’s financial position as at the date of review; and
 - (c) Review the outcomes for the end of that financial year that are forecast in the budget.
- (3) Within 30 days after a review of the annual budget of a local government is carried out it is to be submitted to council.
- (4) A council is to consider a review submitted to it and is to determine* whether or not to adopt the review, any parts of the review or any recommendation made in the review.
**Absolute majority required.*
- (5) Within 30 days after a council has made a determination, a copy of the review and determination is to be provided to the Department.

Strategic Implications:

The budget has been developed based on existing strategic planning documents adopted by council.

Sustainability Implications

- **Environmental**
There are no known significant environmental implications
- **Economic**
There are no known significant economic implications
- **Social**
There are no known significant social considerations.

Policy Implications:

The budget is based on the principles contained in the Strategic Plan, Business Plan and informing strategies.

Financial Implications:

The changes suggested in the budget review are based on the local government’s financial performance for the financial year up to 28 February 2015. Adjustments have been made to better reflect actual performance for the period and to give a more accurate projection of position at 30 June 2015. The decreased 30 June 2014 brought forward amount has been accounted for in the review and internal account transfers made to maintain a balanced budget.

Consultation:

Works Supervisor;
UHY Haines Norton

Recommendation:

That Council adopt the budget review as presented and amend the budget accordingly. The net result of the variations is still a balanced budget.

Voting Requirements:

Absolute Majority.

<p>Council Decision: Moved: Councillor</p>	<p>Seconded: Councillor</p>
<p>Carried/Lost</p>	<p>For: Against:</p>

17. DEVELOPMENT

17.1 Regional Price Preference

File:	4.40
Author:	Jenny Goodbourn
Interest Declared:	No interest to disclose
Date:	20 th March 2014
Attachments:	Draft – Buy Local Regional Price Preference Policy

Matter for Consideration:

Development of a Regional Price Preference Policy.

Background:

Over recent months it has become apparent that there is a problem with the Local Preference Policy which was item 1.8 in the Shire of Murchison Policies and Procedures Manual.

The latest version of the Policy Manual shows the policy as being deleted in February 2010.

After the recent debate over whether the shire had a local preference policy or not the CEO did some research and went through the Minutes from February 2010. There is nothing regarding amending the policy manual to delete the Local Preference Policy in the Minutes so it would appear that this was never actually a decision of council.

The Shire of Murchison Purchasing Policy was adopted in November 2011 and does not include a Local Preference Section.

Comment:

There are regulations under the Local Government (Functions and General) Regulations 1996 that set out the process for having a regional price preference policy. A local government that is located outside the metropolitan area may give a regional price preference to regional tenderers if they have adopted a regional price preference policy.

The regulations set out the discounts permitted:

24D. *Discounts permitted for regional price preferences*

- (1) *A preference may be given to a regional tenderer by assessing the tender from that regional tenderer as if the price bids were reduced by —*
 - (a) *up to 10% — where the contract is for goods or services, up to a maximum price reduction of \$50 000; or*
 - (b) *up to 5% — where the contract is for construction (building) services, up to a maximum price reduction of \$50 000; or*
 - (c) *up to 10% — where the contract is for goods or services (including construction (building) services), up to a maximum price reduction of \$500 000, if the local government is seeking tenders for the provision of those goods or services for the first time, due to those goods or services having been, until then, undertaken by the local government.*
- (2) *Although goods or services that form a part of a tender submitted by a tenderer (who is a regional tenderer by virtue of regulation 24B(2)(b)) may be —*
 - (a) *wholly supplied from regional sources; or*
 - (b) *partly supplied from regional sources, and partly supplied from non-regional sources,*

only those goods or services identified in the tender as being from regional sources may be included in the discounted calculations that form a part of the assessments of a tender when a regional price preference policy is in operation.

- (3) *Despite subregulation (1), price is only one of the factors to be assessed when the local government is to decide which of the tenders it thinks would be most advantageous to that local government to accept under regulation 18(4).*

The CEO has compared several Regional Price Preference Policies, including City of Mandurah, Shire of Ravensthorpe, Shire of Ashburton and Shire of Roebourne.

The CEO has developed a draft Buy Local - Regional Price Preference Policy for the Shire of Murchison which is presented for councils' consideration.

If council wish to have a Regional Price Preference Policy once they are happy with the policy they will need to comply with the legislation to formally adopt it.

24E. Regional price preference policies for local governments

- (1) *Where a local government intends to give a regional price preference in relation to a process, the local government is to —*
- (a) *prepare a proposed regional price preference policy (if no policy has yet been adopted for that kind of contract); and*
 - (b) *give Statewide public notice of the intention to have a regional price preference policy and include in that notice —*
 - (i) *the region to which the policy is to relate; and*
 - (ii) *details of where a complete copy of the proposed policy may be obtained; and*
 - (iii) *a statement inviting submissions commenting on the proposed policy, together with a closing date of not less than 4 weeks for those submissions;*
 - and*
 - (c) *make a copy of the proposed regional price preference policy available for public inspection in accordance with the notice.*
- (2) *A regional price preference policy may be expressed to be —*
- (a) *for different regions in respect of different parts of the contract, or the various contracts, comprising the basis of the tender;*
 - (b) *for different goods or services within a single contract or various contracts;*
 - (c) *for different price preferences in respect of the different goods or services, or the different regions, that are the subject of a tender or tenders (subject to the limits imposed by regulation 24D),*
- or for any combination of those factors.*
- (3) *A region specified under this Part —*
- (a) *must be (or include) the entire district of the local government; and*
 - (b) *cannot include a part of the metropolitan area.*
- (4) *A policy cannot be adopted by a local government until the local government has considered all submissions that are received in relation to the proposed policy and, if that consideration results in significant changes to the proposed policy, then the local government must again give Statewide public notice of the altered proposed regional price preference policy.*

24F. Adoption and notice of regional price preference policy

- (1) *A policy cannot be adopted by a local government until at least 4 weeks after the publication of the Statewide notice of the proposed policy.*

- (2) *An adopted policy must state —*
- (a) *the region or regions within which each aspect of it is to be applied; and*
 - (b) *the types and nature of businesses that may be considered for each type of preference; and*
 - (c) *whether the policy applies to —*
 - (i) *different regions in respect of different parts of the contract, or the various contracts, comprising the basis of the tender;*
 - (ii) *different goods or services within a single contract or various contracts;*
 - (iii) *different price preferences in respect of the different goods or services, or the different regions, that are the subject of a tender or tenders, or to any combination of those factors*

Statutory Environment:

Local Government (Functions and General) Regulations 1996 – s.24A through 24G.

Strategic Implications:

Development of a Buy Local- Regional Price Preference policy will formalise the tender and decision making process when considering quotes and tenders from local suppliers.

Sustainability Implications

- **Environmental**
There are no known significant environmental implications
- **Economic**
There are no known significant economic implications
- **Social**
There are no known significant social considerations.

Policy Implications:

Development of a Buy Local- Regional Price Preference policy will formalise the policy.

Financial Implications:

Nil.

Consultation:

Department of Local Government and Communities
WALGA
Shire of Roebourne
Shire of Ashburton
Shire of Ravensthorpe
City of Mandurah

Recommendation:

That Council:-

- Resolves that it wishes to adopt a Buy Local – Regional Price preference policy
- Gives State-wide public notice of the intention to have a regional price preference policy and include in that notice:
 - (i) the region to which the policy is to relate; and
 - (ii) details of where a complete copy of the proposed policy may be obtained; and
 - (iii) a statement inviting submissions commenting on the proposed policy, together with a closing date of not less than 4 weeks for those submissions;

Voting Requirements:

Absolute Majority

Council Decision:		
Moved: Councillor		Seconded: Councillor
Carried/Lost	For:	Against:

17.2 Purchasing Policy Review

File:	11.18
Author:	Jenny Goodbourn
Interest Declared:	No interest to disclose
Date:	20 th March 2014
Attachments:	Purchasing Policy November 2011 Purchasing Policy 2014

Matter for Consideration:

Review of the Shire of Murchison Purchasing Policy.

Background:

The shire adopted a purchasing policy at the council meeting in November 2011. There has recently been discussion on the policy and a request for a review to ensure tender procedures are defined and also the buy local and regional price preference areas be incorporated.

Comment:

The CEO has reviewed the existing policy, which was based on a WALGA template provided in 2011 and updated it using the 2014 version of the WALGA template currently available. The old and updated Purchasing Policies are provided in the attachments.

The objective of the policy is to provide compliance with the Local Government Act 1995 and the Local Government (Functions and General) Regulations 1996 and to deliver a best practice approach and procedures to purchasing for the Local Government.

By having a purchasing policy and adhering to it we ensure consistency for all purchasing activities within the shire. It sets the purchasing levels and processes required and also sets out the regulatory requirements and procedures for the tender process.

The policy is very similar to the existing policy in many ways but has been updated to reflect any changes since 2011.

e.g Under s.3. Ethics and Integrity- Purchasing Principles – *any information provided to the Local Government by a supplier shall be treated as commercial-in-confidence and should not be released unless authorised by the supplier or relevant legislation.*

Under s.5.1 – Public Tenders – *The details of all Tender responses received and opened must be recorded in the Tenders Register.... There is no obligation to disclose or record tendered prices at the tender opening, and price information should be regarded as commercial-in-confidence to the Local Government.*

The details and total value of consideration for the winning offer must be entered into the Tenders Register at the conclusion of the Tender process.

These changes support Councils’ recent practice of deciding tenders behind closed doors which was also confirmed as becoming common practice by the Department of Local Government and Communities.

Statutory Environment:

Local Government (Functions and General) Regulations 1996 – Part 4 Division 1

Strategic Implications:

Nil

Sustainability Implications

- **Environmental**
There are no known significant environmental implications
- **Economic**
There are no known significant economic implications
- **Social**
There are no known significant social considerations.

Policy Implications:

Revision of Existing Purchasing Policy

Financial Implications:

Nil

Consultation:

Department of Local Government and Communities
WALGA

Recommendation:

That council adopts the revised Shire of Murchison Purchasing Policy as presented and attached.

Voting Requirements:

Absolute Majority

Council Decision:		
Moved: Councillor		Seconded: Councillor
Carried/Lost	For:	Against:

17.3 Local Planning Strategy

File:	10.3
Author:	Jenny Goodbourn – Chief Executive Officer
Interest Declared:	Nil
Date:	16 March 2015
Attachments:	<ol style="list-style-type: none"> 1. Local Planning Strategy – as advertised for public comment 2. Local Planning Scheme – as advertised for public comment. 3. Schedule of Submissions – Strategy and Scheme 4. Land Use Development Consideration Flowchart for Special Control Area

Matter for Consideration:

This report is presented to Council to provide an opportunity to adopt the Shire of Murchison Draft Local Planning Scheme and Strategy, following recent advertising for public comment and ahead of a formal determination by the Hon. Minister for Planning.

Background:

The Shire of Murchison is required to prepare a Local Planning Scheme (Scheme) under the statutory requirements of the *Planning and Development Act 2005 (as amended)* (the Act). In parallel with the requirement for a Local Planning Scheme is a requirement for a Local Planning Strategy (Strategy) to be prepared in accordance with the requirements set out in the *Town Planning Regulations 1967* (Regulations).

A broad project plan was presented to Council in September 2013 to formally commence the preparation of a Local Planning Strategy and Local Planning Scheme. Following this, a report was presented to Council in December 2013 providing Council with the opportunity to note the advice of the Western Australian Planning Commission (WAPC) and to formally consider the draft Local Planning Scheme and draft Local Planning Strategy. A further report was presented to Council in June 2014 providing an update to Council on the status of the draft Scheme and Strategy and processes moving forward, including a number of updates required to the Scheme and Strategy resulting from further liaison with and review of documentation by the Office of the Environmental Protection Authority, Office of Science and the Department of Planning.

A copy of the draft Local Planning Strategy (as advertised) is provided as attachment 1

A copy of the draft Local Planning Scheme (as advertised) is provided as attachment 2

Consultation:

Stakeholder comment was invited on the Strategy and Scheme in accordance with the requirements set out in Section 84 of the *Planning and Development Act 2005* and Section 14 of the *Regulations* for a period of 3 months, closing on 15 December 2014. The advertising procedures included the following:

- display of the Scheme and Strategy at the Shire offices;
- display of the Scheme and Strategy at the WAPC office;
- display of the Scheme and Strategy on the Shire website;
- notice to be published in the Government Gazette;
- notices to be published in a newspaper circulating in the district; and
- notice being sent to all relevant government agencies.

A schedule of submissions received during the advertising period is provided as attachment 3. In light of the submissions received, it is open to Council to adopt the Strategy and Scheme with or without any modifications.

A final decision is required to be made on the Local Planning Strategy and Scheme by the Western Australian Planning Commission and the Hon. Minister for Planning respectively. It is open to the WAPC and Minister to require further changes to be made to the documents prior to final endorsement and gazettal.

Key Proposed Modifications:

A number of modifications are proposed to the draft Local Planning Scheme & Local Planning Strategy. Generally, these modifications are minor in nature and essentially a point of clarification. The schedule of submissions provided in attachment 3 details the response to the various submissions and the modifications proposed to be undertaken as part of any adoption by Council. Consideration of the various matters is provided below.

1. Local Planning SchemeSpecial Control Area for the Radio Quiet Zone

A matter that Council will need to give particular consideration to in progressing the Local Planning Scheme and Strategy is the Special Control Area that is proposed to be established for the 70km radio quiet zone. This has been the subject of submissions received during the formal advertising period.

The relevant agencies remain keen to see the special control area for the 70km radius retained as part of a finalised scheme and strategy. Although there remains the potential for impacts on radio astronomy beyond the 70km, such matters are considered to be most appropriately handled through information awareness education programs and other collaborative initiatives, involving the Shire but largely resourced by the relevant agencies.

Within the 70km radius, there remains a desire for planning approval (applications) to be required prior to the commencement of new buildings and/or any change in land use. On a practical level, an application would be required to be:

1. Lodged by proponent with the Shire, with an accompanied form, general plans and a description of the proposed development;
2. Referred to the CSIRO for comment and technical review; and
3. Determined by the Shire, with appropriate conditions and advice notes established.

It is not anticipated that there would be a significant number of applications received by the Shire. There also remains the potential to review the arrangements over time, with a view to ensure that any arrangement is practical in nature, providing a level of protection for radio- astronomy activities and not compromising on-going pastoral activities.

It is important that there is clarity for stakeholders in the wording of the scheme text provisions and on this basis the scheme text has been further reviewed post-advertising and in light of the submissions received. On this basis, the following is proposed:

- that the requirements for approval (and exemptions) in the scheme text are consolidated into only two parts of the scheme (being Part 6 and Part 8) – rather than the current three (deletion of exemption text in Part 5);

- the updating of the special control area provisions contained in Part 6;
- the updating of the provisions contained in Section 8, with respect to approval requirements and 'permitted development' that is effectively exempted from approval requirements;
- that radio astronomy activities continue to remain exempt from requiring planning approval; and
- that mining activities continue to remain exemption from requiring planning approval, by virtue of the provisions contained within the *Mining Act 1978*.

A preliminary flowchart has been established to illustrate the above-mentioned potential arrangements. The flowchart is provided as Attachment 4.

Although the potential for the exemption for any planning approval of pastoral related dwellings and other buildings was further explored post-advertising, this was ultimately not seen as practical by the Office of Science due to the potential for new dwellings and outbuildings to still have an impact on radio-astronomy activities depending on the location of the buildings and the manner in which the buildings would be (a) constructed and (b) used over time. On this basis, applications for approval were seen as necessary for any new dwellings and other buildings.

Through on-going dialogue with the relevant radio-astronomy agencies, it has been stressed that the establishment of a special control area and the associated requirements for planning referrals and approvals is only part of the overall arrangement needing to be taken forward for the successful co-existence of pastoral and radio-astronomy activities. Also critical will be matters such as, but not limited to:

- other legislative frameworks, at a State and Federal level in respect of radio licensing;
- a real on-going demonstrated commitment to establishing partnerships with local stakeholders;
- various education and awareness initiatives;
- establishing a single point of contact for ease of dealing with local enquiries;
- establishing some clear project timelines for moving forward; and
- establishing some practical arrangements for matters such as road upgrading and maintenance.

It is hoped that further information in respect of the above-matters will be realised into the future through further dialogue. For now, it is important that the Local Planning Scheme and Strategy continue to move forward toward Ministerial approval and gazettal.

Heritage

The State Heritage Office provided a submission on the Local Planning Strategy and Scheme during the formal advertising period. Whilst the State Heritage Office is largely supportive of the consideration of heritage within the Strategy and Scheme it has been recommended that a clause be inserted into the Scheme which provides for the appropriate interim statutory protection of heritage significant places through the temporary adoption of the Municipal Inventory (MI) as the Heritage List until such a list has been established.

As no commitment has been made at this time in respect of the delivery of a Heritage List, it is considered appropriate in this instance that such a modification be made to the Scheme to ensure that an appropriate level of protection is provided to those places on the MI.

Bushfire Prone Area

Clause 5.9 of the Scheme provides for the appropriate statutory provisions to assist in the consideration of land use planning with relation to bushfire risk mitigation in ensuring that the necessary bushfire protection measures are incorporated into land use planning across the Shire. It has become apparent that Part 8.2 of the Scheme requires modification to ensure that development within a Bushfire Prone Area is not exempt from requiring planning approval, consistent with the purpose and recommendations of Clause 5.9. In this respect, the following recommendation is made:

Deletion of:

(g) the development is located within a designated bushfire-prone area as provided for in Part 5.7 of the Scheme.

Insertion of the following text:

(j) the development of land for any new dwelling or building located within a designated bushfire – prone area as provided for in Part 5.7 of the Scheme.

2. Local Planning Strategy

The Local Planning Strategy recognises the various road linkages which form the regional and local road network which is essential in providing access to various community services, amenities, pastoral activities, tourists and emergency services. The Shire of Chapman Valley recommended in their submission that the road connection between the Dartmoor - Lake Nerramyne Road and Carnarvon - Mullewa Road be recognised within the strategy as a potential “other linkage” (under Part 4.7.2 of Part 2) given that the two Shires have had preliminary discussions with respect to the creation of this connecting alignment.

The inclusion of this potential linkage is supported and it is considered that the recognition of this connection is consistent with the direction and recommendations of the Strategy.

Planning and Development (Local Planning Scheme) Regulations 2014):

As a key step in Planning Reform Stage 2 in Western Australia, the *Planning and Development (Local Planning Scheme) Regulations 2014* have now been released in draft format. The new regulations, once finalised, are expected to come into effect on 1 July 2015.

The purpose of the draft regulations is to standardise town planning processes and requirements across all local governments within Western Australia. In terms of procedures relating to adopting new local planning schemes, the draft regulations propose to, for the most part, update and consolidate the existing provisions of the *Town Planning Regulations 1967* (‘existing regulations’). Further, the draft regulations propose several requirements reinforcing the obligation for local governments to periodically review their local planning schemes.

The Model Scheme Text (MST) has historically provided the preferred structure and content for preparing new local planning schemes. However, the draft regulations propose a revised MST as model provisions in accordance with section 256 of the Act. Under the existing regulations the preparation of new local planning schemes requires a local government to have due regard to the MST. However, the insertion of model provisions into the new Regulations will result in all new local planning schemes being legally obliged under the Act to be consistent with the structure and content of the revised MST, unless otherwise approved by the Minister for Planning.

The key changes incorporated into the revised MST are:

- Changes to land use definitions – this includes the modification of existing definitions, the addition of new definitions and the removal of some definitions.
- Transferring some text provisions from the MST to a new set of ‘Schedule 2 – Deemed Provisions’

In accordance with section 257B of the Act, a deemed provision is a provision designated under a set of regulations and that have effect as if they were part of each local planning scheme to which they apply. So, even if these provisions do not form part of the text of a local planning scheme they still apply as if they did. Further, if there are any inconsistencies between an existing provision in a local planning scheme and a deemed provision, the deemed provision prevails. Unlike the model provisions relating to the MST, which will only apply to new local planning schemes, deemed provisions will apply to all local planning schemes, future and existing, from the gazettal date of the relevant regulations.

The draft regulations propose the introduction of several deemed provisions, in accordance with the Act, that will apply to all local planning schemes within Western Australia. The deemed provisions proposed by the draft regulations will cover several key aspects of local planning schemes including:

- Local Planning Policies – content and status of a local planning policy and the procedure for making, amending and revoking a local planning policy.
- Heritage Protection – requirement for a heritage list, procedure for designating heritage areas and variations to development standards for heritage purposes.
- Structure Plans and Local Development Plans – procedure for preparing and advertising a structure plan/local development plan, reporting on a structure plan/local development plan by the local government, and the effect of a structure plan/local development plan including the duration of approval.

- Development Applications –
 - The types of development which are exempt from requiring approval;
 - The form of an application for development approval including material required to accompany an application;
 - The advertising of a development application (min. 14 days, no max. period);
 - The matters to be considered by a local government in determining a development application;
 - The duration of development approval; and
 - The time period in which a local government must determine a development application (60 days for applications that do not require advertising and 90 days for those which do).
- Bushfire – foreshadowing the inclusion of deemed provisions under Schedule 1 of the draft *Planning and Development (Bushfire Risk Management) Regulations 2014*, once finalised.
- Developer Contributions – land excluded from contribution calculations, liability for payment of developer contributions, and procedure for review, valuation and arbitration of contribution costs.

In the context of the Scheme and Strategy currently before Council, there is no need for specific action/response from the Shire at this time, beyond noting the release of the Regulations. Based on initial communications with the Department of Planning, it still remains open to Council to adopt the Scheme and Strategy at this time and for the documents, along with the submissions received during the advertising period, to be forwarded to the WA Planning Commission for formal consideration.

In coming months, depending on the relative timing of the Regulations and the Shire's Scheme and Strategy with the Western Australian Planning Commission., there may be the need for some minor updates to be made to the documentation ahead of gazettal. It is not anticipated that there would be any changes necessary that would alter the material intent of the Scheme and Strategy as they are presented.

Strategic Implications:

This is a statutory function.

Sustainability Implications:

- **Environmental**
There are no known significant environmental implications
- **Economic**
There are no known significant economic implications
- **Social**
There are no known significant social considerations.

Policy Implications:

A Local Planning Strategy and Scheme is part of the requirements under the Act. There are no direct policy implications for the Shire.

Financial Implications:

Nil

Recommendations:

That Council:

- (1) Note the submissions received during the advertising period for the Shire of Murchison Local Planning Scheme and Strategy.
- (2) Note the preliminary flowchart prepared to consider land use development within the Special Control Area.
- (3) Determine the submissions for Shire of Murchison Local Planning Scheme No.1 as outlined in the Schedule of Submissions pursuant to Regulation 17(1) of the *Town Planning Regulations 1967*.
- (4) Adopt the Shire of Murchison Local Planning Scheme No.1 subject to the modifications as outlined in the recommendations of the Schedule of Submissions and Attachment 3 and as detailed in this report.

- (5) Forward to the Western Australian Planning Commission the following, pursuant to Section 87 of the *Planning and Development Act 2005* and Regulation 18 of the *Town Planning Regulations 1967*:
 - (a) Notice of Council’s resolution to adopt Shire of Murchison Local Planning Scheme No.1
 - (b) Schedule of Submissions made on Shire of Murchison Local Scheme No.1
 - (c) Schedule of Recommended Modifications for the Shire of Murchison Local Planning Scheme No.1.

- (6) Adopt Shire of Murchison Local Planning Strategy subject to the modifications as outlined in the recommendations of the Schedule of Submissions and Attachment 3.

- (7) Forward to the Western Australian Planning Commission the following, pursuant to Regulation 12B(3) of the *Town Planning Regulations 1967* the Schedule of Submissions made on Shire of Murchison Local Planning Scheme and Strategy, including the recommended modifications to the Local Planning Strategy.

- (8) Note the release of the *Planning and Development (Local Government Schemes) Regulations 2014* ahead of an anticipated date of 1 July 2015 for the Regulations to come into operation/full effect.

Voting Requirements:
Simple Majority required.

Council Decision:		
Moved: Councillor	Seconded: Councillor	
Carried/Lost	For:	Against:

18. ADMINISTRATION

18.1 Road Inspection

File:	12.24
Author:	Jenny Goodbourn
Interest Declared:	No interest to disclose
Date:	20 th March 2014
Attachments:	Nil

Matter for Consideration:

Setting a date for the annual road inspection.

Background:

Council tries to carry out an annual road inspection to assess the conditions of the roads within the shire and formalise what works need to be undertaken. The last inspection was carried out on the 31st March and 1st of April 2014.

Comment:

This year it is suggested that a review of the roads in the south east of the shire be undertaken. This would include the Boolardy-Kalli, Meeberrie-Wooleen, Mt Wittenoorn, McNabb-Twin Peaks Road and Tardie Road so that the inspection goes south on the Beringarra-Pindar Road and back via the Carnarvon-Mullewa Road. The trip would be over two days and could over-night at Murchison Settlement. As with the past couple of years it is suggested that a bus is hired for the inspection and driven by the Works Supervisor. The inspection to be undertaken on a date to be set in either April or May.

Strategic Implications:

Nil

Policy Implications:

Nil

Budget/ Financial Implications:

Nil

Sustainability Implications:

- **Environmental:**
There are no known significant environmental considerations
- **Economic:**
There are no known significant economic considerations
- **Social:**
There are no known significant considerations

Consultation:

None

Recommendation:

That the Annual Road Inspection be held on XXXXX
 2 days inspection
 Overnight at Murchison Settlement
 Route to be roads in the south east of the shire
 Bus to be hired for transport
 Short meeting of council at the conclusion of the road inspection on day 2.

Voting Requirements:

Simple Majority

Council Decision:		
Moved:	Seconded:	
Carried/Lost:	For:	Against:

18.2 Banners in the Terrace

File:	11.18
Author:	Jenny Goodbourn
Interest Declared:	No interest to disclose
Date:	20 th March 2014
Attachments:	

Matter for Consideration:

Design for an entry in the Banners in the Terrace Competition.

Background:

The shire has previously had entries in the Banners in the Terrace Competition and the CEO sent out an expression of interest to the community to see if anyone was interested in designing an entry for this year.

Comment:

Last year a design was suggested which was added to and developed by the MAC members. Mrs Jano Foulkes-Taylor volunteered to paint the banner and the theme of the banner was the effect the drought was having on the region and the impacts it is having on the people and animals of the area. There is quite a tight timeline, entry forms need to be in by 26th March and the banner design emailed to the City of Perth by 1st May, with the banner completed and delivered by 3rd July.

Council would need to provide necessary paints and brushes and purchase a banner. We have the transportation case, which we purchased last year, which can be re-used.

All up costs should be \$500 - \$750 for the total project. There is sufficient funding available in the area promotion account.

The CEO contacted Mrs Foulkes-Taylor and she has indicated that she would like to paint another banner unless someone else in the community wants to have a go this year.

Full details of any expression of interest received will be available at the meeting.

Statutory Environment:

Nil

Strategic Implications:

Nil

Sustainability Implications

- **Environmental**
There are no known significant environmental implications
- **Economic**
There are no known significant economic implications
- **Social**
There are no known significant social considerations.

Policy Implications:

Nil

Financial Implications:

There are sufficient funds available within the 2014/15 budget.

Consultation:

Nil

Recommendation:

That Council supports entering into the Banners in the Terrace and authorises the CEO to purchase a banner and liaise with xxxxxx regarding completion of the project.

Voting Requirements:

Simple Majority

Council Decision:		
Moved: Councillor	Seconded: Councillor	
Carried/Lost	For:	Against:

19. NOTICE OF MOTION

20. CEO ACTIVITY REPORT

Date	Activity
19 th February	Spoke with Simon Wilkes – Urbis – Regarding LPS/S
24 th February	Worked with Christine Tolley, Synergy on uptake of opening balances into new system
25 th February	Teleconference with Simon Wiles- Urbis feedback on LPS/S and next steps
26 th February	Spoke with John McCleary – Cue- Regarding RRG – Murchison Sub Group
26 th February	Further work on trust and trial balances with Christine for Synergy conversion
3 rd March	CEO in Geraldton – Prado service
6 th March	Went through asset register – assigned codes etc, balanced for uptake to Synergy
9 th March	Completed assets
9 th March	Annual visit from LGIS – Dave Wood & Rachel Spence – completed renewal information for 2015-2016 insurance schemes.
12 th March	Workshop with Urbis and stakeholders re feedback on LPS/S
12 th March	Teleconference with Karl Roche – Greenfields and Brain Wundenberg, Works Supervisor re road data pick-up and finalisation of information collated.

Recommendation:

That the CEO's Activity Report be accepted.

Voting Requirements:

Simple Majority

Council Decision:		
Moved: Councillor	Seconded: Councillor	
Carried/Lost	For:	Against:

21. URGENT BUSINESS

22. ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS

23. MEETING CLOSURE