



Western Australia

Minutes of the Ordinary Meeting of the Murchison Shire Council,  
held in the Council Chambers, Carnarvon Mullewa Road, Murchison,  
On Friday **19<sup>th</sup> February 2016**, commencing at 10.00 am.

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**1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS**

The meeting opened at 10:00 am

**2. RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE**

President Mark Halleen  
Deputy President Rossco Foulkes-Taylor  
Councillor Simon Broad  
Councillor Andrew Whitmarsh  
Councillor Miles Williams  
Councillor Emma Foulkes-Taylor  
Chief Executive Officer – Dianne Daniels  
Works Supervisor – Brian Wundenberg

**3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil.

**4. PUBLIC QUESTION TIME****4.1 Standing Orders*****Council Decision:***

**Moved: Councillor Williams**

**Seconded: Councillor Broad**

**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**

**For: 6**

**Against: 0**

**5. NEXT MEETING**

The next meeting is scheduled for 18 March 2016.

**6. APPLICATIONS FOR LEAVE OF ABSENCE*****Council Decision:***

**Moved: Councillor Broad**

**Seconded: Councillor Whitmarsh**

That Councillor Emma Foulkes-Taylor be granted Leave of Absence from the next Ordinary Meeting of Council on 18 March 2016.

**Carried**

**For: 6**

**Against: 0**

**7. NOTICE OF ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS**

There is one item to be discussed behind closed doors pursuant to s 5.23 (2) (a) of the Local Government Act 1995 – a matter affecting an employee or employees – CEO Annual Performance Review Process.

*Two more items will be introduced as Urgent Business, with the request to consider them behind closed doors.*

*22.2 Urgent Business - Request for Haulage Permit – Contract Power and Stance Regarding Future Such Permits related to MRO - pursuant to s 5.23 (2) (c) of the Local Government Act 1995 – a contract entered into or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.*

22.3 *Urgent Business – Replacement of Roadhouse Outside Payment Terminal - pursuant to s 5.23 (2) (e) (iii) of the Local Government Act 1995 – information about the business, professional, commercial or financial affairs of a person.*

22.4 *A fourth Item, for which an agenda item hasn't been prepared, will be discussed behind closed doors – pursuant to 5.23 (2) (b) of the Local Government Act – the personal affairs of any person.*

*The President noted that the Order of Business would be changed to discuss 'Items to be Discussed Behind Closed Doors' immediately following the Works Supervisors Report.*

## **8. CONFIRMATION OF MINUTES**

### **8.1 Ordinary Council Meeting – 17 December 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 17<sup>th</sup> December 2015 be confirmed as an accurate record of proceedings.

#### **Voting Requirements:**

Simple majority

#### **Council Decision:**

**Moved: Councillor R Foulkes-Taylor**

**Seconded: Councillor Whitmarsh**

That the Minutes of the Ordinary Council Meeting held on 17<sup>th</sup> December 2015 be confirmed as an accurate record of proceedings.

**Carried**

**For: 6**

**Against: 0**

### **8.2 Audit Committee Meeting – 17 December 2015**

#### **Background:**

Minutes of the Audit Committee meeting have previously been circulated to all Councillors.

#### **Recommendation:**

That the minutes of the Audit Committee meeting held on 17<sup>th</sup> December 2015 be confirmed as an accurate record of proceedings.

#### **Voting Requirements:**

Simple majority

#### **Council Decision:**

**Moved: Councillor E Foulkes-Taylor**

**Seconded: Councillor R Foulkes-Taylor**

That the Minutes of the Audit Committee Meeting held on 17<sup>th</sup> December 2015 be confirmed as an accurate record of proceedings.

**Carried**

**For: 6**

**Against: 0**

### **8.3 Special Council Meeting – 5 February 2016**

#### **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 5<sup>th</sup> February 2016 be confirmed as an accurate record of proceedings.

**Voting Requirements:**

Simple majority

<b>Council Decision:</b>		
<b>Moved: Councillor Williams</b>	<b>Seconded: Councillor Whitmarsh</b>	
That the Minutes of the Special Meeting of Council held on the 5 <sup>th</sup> February 2016 be confirmed as an accurate record of proceedings.		
<b>Carried</b>	<b>For: 6</b>	<b>Against: 0</b>

**9. ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION**

Nil

**10. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS**

Nil

**11. ACTION LIST**

No	Item	Action	Status
1	Establishment of Working Group for Accident Prevention.	Inaugural meeting held 24 <sup>th</sup> September. Group established.  CEO to organise a phone conference for a mutually suitable time in February/March	New Committee Members elected Nov OCM - Cr Emma Foulkes-Taylor is the new Council Rep along with the CEO. Community Nominee Jo Squires – 2 seats vacant, no applicants.
2	Community Project Officer	Inaugural meeting held 24 <sup>th</sup> September. Group established.  CEO to organise a phone conference for a mutually suitable time in February.	Office Extension and pro-rata salaries & wages allowed for in 2015-16 budget. New Committee Members elected Nov OCM - President Halleen and Cr E Foulkes-Taylor are the new Council Reps along with the CEO. Community Nominees Paul Squires and Frances Jones
3	Lawn Bowls		Complete
4	Laundry and Accommodation Units		Complete
5	Ballinyoo Bridge Tender		Complete – Certificate of Practical Completion Issued. Waiting on final invoices.
6	Cemetery and Remembrance Walk (walk)	Completion of the cemetery and names for the remembrance walk. Community to be contacted to suggest names for inclusion. Community Advisory Group to advise Council on these projects.	New CAG Committee Members elected Nov OCM – President Halleen and Cr Whitmarsh are the Council Reps along with the CEO, Works

		CEO to organise a phone conference for a mutually suitable time in February	Supervisor and Gardener. Community Nominees Nat Broad, Paul Lukitsh, Jo Squires
7	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 has been finalised – this was mainly to establish correct infrastructure values but will form a good basis from which to start.	Ongoing. Undesignated unsurveyed roads was bought up as a discussion point at the May zone meeting. ACEO, Paul Rosair did some preliminary work on this during January. This will be presented to Council at a Workshop during the March Meeting
8	Development of Draft Drug & Alcohol Policy	CEO to develop a draft Drug & Alcohol Policy to present to council for consideration	The CEO has asked LGIS if they have a pro-forma policy that can be adapted to suit our circumstances. They are currently working in conjunction with WALGA to develop one and it will be available in the short term. The President has forwarded a policy which is a WALGA template. If it is suitable, it refers to a Discipline Policy and a Grievance, Investigations and Resolutions Policy, which we will also need to develop. Yet to be actioned.

**Recommendation:**

That the Action List be accepted.

*The CEO updated the meeting on the status of the Ballinyoo Bridge – that there was some warranty work to be done, specifically: address scouring; paint piles; address contaminated bitumen issue on the southern approach.*

**Voting Requirements:**

Simple majority

<b>Council Decision:</b>		
<b>Moved: Councillor Broad</b>	<b>Seconded: Councillor E Foulkes-Taylor</b>	
That the Action List be accepted.		
<b>Carried</b>	<b>For: 6</b>	<b>Against: 0</b>

**12. DISCLOSURE OF INTERESTS**

*Councillors R Foulkes-Taylor and E Foulkes-Taylor declared an interest in Item 13.2, if there was to be a discussion regarding the concrete walls.*

**13. REPORTS OF OFFICERS****13.1 Monthly Plant Report – Works Supervisor**

December 15/January 16			Hours					YTD	
Plant Item	Year	Rego	1 July 15	Start Hrs/km	End Hrs/km	Total		Operating Costs	
						Month	YTD	Plant	Fuel
P.01 JD Grader	2011	MU 121	6236	6942	7108	166	872	9507.32	16014.84
P.02 Cat Grader 12H	2005	MU 141	12591	13390	13508	118	917	18731.16	13134.10
P.03 Cat Grader 12M	2008	MU 51	8672	9447	9528	81	856	14841.35	14141.34
P.04 N/H Ford Tractor	2006	MU 380	1831	1880	18922	17042	17091	893.80	174.33
P.05 Dolly 1-Red	2001	MU 2003	3488	12500	12500	0	9012	700.30	n/a
P.06 Mitsubishi Canter	2010	01 MU	138805	146384	148323	1939	9518	17796.72	2435.79
P.07 Nissan UD	2009	000 MU	189658	193488	196041	2553	6383	1487.98	4678.60
P.08 Dolly 2-Black	2000	MU 2009	27654	28006	28006	0	352	1599.51	n/a
P.09 Iveco P/Mover	2003	MU1065	304084	310380	311351	971	7267	3569.01	5991.80
P.10 Iveco Tipper Conv	2004	MU 00	174427	175723	176056	333	1629	6401.49	9829.59
P.11 Komatsu Dozer	1997		475	677	787	110	312	8773.38	8824.72
P.13 Tri-Axle L/L Float	2008	MU 663	0	4849	8413	3564	8413	1984.08	n/a
P.14 No. 2 Float P.14	2001	MU 2004	57198	57198		broken	57198	86.16	n/a
P.17 Side Tipper	2001	MU 662	10197	18729	19639	910	9442	3829.34	n/a
P.18 Side Tipper	2001	MU2010	65459	74290	74290	New clock	8831	5312.32	n/a
P.24 30000lt W/T Trailer	2005	MU 2024	43080	44682	45015	333	1935	4894.11	n/a
P.27 Volvo Loader	2006	MU 65	7088	7382	7483	101	395	9407.24	6219.23
P.28 Isuzu Dmax	2009	MU 300	194174	201170	202796	1626	8622	1157.84	1174.42
P.32 Construction Gen			20519	21910	22437	527	1918	1119.13	2918.09
P.33 Maintenance Gen			6371	7615	7732	117	1361	462.25	1250.83
P.34 Gen-set Perkins		Mechanic	18615	18615	18615	0	0	310.99	0.00
P.35 Generator 1-110kva	2011		19493	21091	21777.5	686.5	2284.5	4376.51	54182.47
P.35 Generator 2-110kva	2011		12221	14454	15299.9	845.9	3078.9		
P.37 Forklift			12268	12335	12354	19	86	250.32	123.80
P.40A Toyota Hilux	2014	MU 1018	26191	37896	44600	6704	18409	2660.66	3006.13
P.41 Cat 938G Loader	2004	MU 193	4940	5100	5113	13	173	1106.76	3221.21
P.43 Bomag Roller	2012	MU1027	2596	2745	2768	23	172	432.17	2740.96
P.48 Dog Fuel Trailer	1979	MU 2026	0	0	0	0	0	24.08	n/a
P.49 Dog Fuel Trailer	1972	MU 2005	0	0	0	0	0	0.00	n/a
P.54 Isuzu T/Top	2005	MU 1002	156000	165453	168288	2835	12288	3583.88	3460.52
P.55 Toyota Prado	2012	MU 0	39649	53458	58703	5245	19054	1191.81	1895.96
P.57 Great Wall	2012	MU 167	43094	49751	51717	1966	8623	3631.80	942.45
P.59 45ft Flat Top	1978	MU2044	0	0	0	0	0	1468.05	n/a
P.60 Mercedes PTV	2004	MU 1009	100695	101636	101743	107	1048	1348.63	92.83
P.61 Kenworth P/Mover	2004	MU 000	50736	61880	63730	1850	12994	9075.28	15330.42
P.63 RAV4	2013	MU 1011	28547	31535	33305	1770	4758	2097.97	192.15

<b>P.64 Isuzu Construction</b>	2013	MU 140	63361	80254	81461	1207	18100	5120.37	5264.56
<b>P.65 Generator 9KVA</b>	2013	H/ Maint	4350	4453	5130	677	780	92.00	1585.10
<b>P.66 Kubota 6kva Gen</b>	2012		6575	7949	8195	246	1620	2234.85	2811.32
<b>P.67 Roadwest S/Tipper</b>	2013	MU2042	33159	43376	44793	1417	11634	786.67	n/a
<b>P.68 Bomag Padfoot</b>	2013	MU1071	900	1156	1223	67	323	577.75	5194.37
<b>P.72 Isuzu Fire Truck</b>	2013	MU1068	754	1333	1344	11	590	157.50	278.76
<b>P.73 Toyota Fast Attack</b>	2014	MU1069	Milly Milly			0	0	245.00	164.27
<b>Caravans</b>				n/a	n/a	n/a	n/a	3351.85	n/a
<b>P11076 J Deere Mower</b>			607	671	707.7	36.7	100.7	309.81	182.15

### **13.2 Works Report – Works Supervisor 12/12/2015 – 13/02/2016**

Thursday 17<sup>th</sup> December was the last day worked by both the maintenance and construction crew before commencing annual leave for the year.

The staff and councillor Christmas party was held on Thursday evening with roast turkey and the works prepared by Anna from Glenburgh station and everyone agreed it was a great meal. Thanks to Anna for coming over on short notice and doing such a wonderful job.

#### **Construction Crew**

14<sup>th</sup> Decembe2015 was the last day of road works re-sheeting the section of road 500m south and 500m north of the Bullardoo station homestead turnoff on the Carnarvon-Mullewa road. The works consisted of re-sheeting with gravel and placing in a floodway (30m) north of the grid.

We were hoping to have all road works completed before the end of 2015 with only the sealing remaining to be done in late March/April 2016.

As the Bullardoo earth works were not quite finished in time for the Christmas break the caravans, gen-sets and fuel tanker were left at Bullardoo and all plant was returned to the depot for services to be carried out over the Christmas break.

#### **2016**

Due to not enough leave accrued Barry Panting and Mark Jones (new maintenance grader op) returned to work earlier than the rest of the crew and finished off the earth works at Bullardoo. The camp and equipment was then moved back to the shire depot.

January 25<sup>th</sup> all crew (including maintenance crew) returned to work.

January 27<sup>th</sup> crew started on the 4km section through the breakaway north of the settlement on the Carnarvon-Mullewa road. Within this 4km section blasting of two crests/hills will be required for a better line of sight. The blasting is scheduled to begin on the 24<sup>th</sup> February and completed by the 29<sup>th</sup>.

3 culverts will be put in place in a small wash-way – 1 x 300mm culvert and 2 x 450mm culverts.

This 4km section and the 1km section at Bullardoo will be sealed with a 7m wide seal at the completion of the earthworks on the 4km section.

Works are progressing well with 2 culverts in place and the detour/side tracks completed for the two sections to be blasted. All gravel has been pushed up for top ups.

#### **Maintenance Crew**

Neil was not due back until the 25<sup>th</sup> of January and as mentioned above Mark returned early and worked with Barry on completing the construction works at Bullardoo. Mark then started a maintenance grade from the south boundary on the Carnarvon-Mullewa road heading north to the bridge. Neil joined Mark on his return to work.

Neil & Mark have completed a grade to the bridge and then graded the 8km from the bitumen to Twin-Peaks (this was very corrugated due to traffic to and from the bridge works). From here they did a patch grade on Twin-Peaks/Wooleen road to the Meeberrie-Wooleen intersection (thunder storm damage). From the intersection a full grade was done on the Wooleen/Mt-Wittencoom road to the Wooleen/Booldardy intersection.

A full grade was also completed to the Settlement turnoff on the Wooleen/Meeberrie road



All streets and roads around the settlement as well as Erabiddy were graded and crew are now on the Carnarvon Mullewa road heading north from the Settlement.

A truck, float and loader were sent down the Butchers-Track road to redress a bad gutter just before the Muggon woolshed turn off. The remainder of the road is very good.

### **Grids**

All materials for the 5 new replacement grids - sand, aggregate and grid inserts has been carted and dropped off at each grid site on the Beringarra Pindar road. All the 1 ton x 15 cement bags have also been dropped off at the grid contractor's. This is in readiness for commencement in mid/late February.

A grid on the Boolardy/Kali road has had some extensive damage reported and has now had the insert removed and filled in with gravel to be redressed at a later date.

The shire grid contractor has also completed a run around the shire repairing grid inserts, wings, and pulling grids together on various roads in the north/east of the shire.

### **Plant**

The new maintenance truck an Isuzu 3 ton tray back and the new Broons Graderoll Duo Roller (for old JD grader now on maintenance) have been delivered.

The new construction John-Deere 672G grader (6 wheel drive) arrived at the shire on the 12/02/2016.

The two new 15,000ltr poly water tanks to replace the old 30,000ltr steel tank on the water truck have also been delivered to the settlement in readiness for placement on the trailer.

### **Staff Leave**

All outside staff including the work supervisor went on their Xmas/shut down break on the 18<sup>th</sup> of December 2015

Some of the crew return back to work on the 6<sup>th</sup> and 12<sup>th</sup> of January and rest of crew return back to work on the 25<sup>th</sup> of January.

Stuart back to work 8<sup>th</sup> January

Stuart day off 11<sup>th</sup> January

Brian 4hrs RDO 5<sup>th</sup> February

### **Works Supervisor General**

4<sup>th</sup> January back to work ☹

6<sup>th</sup> January bridge meeting

7<sup>th</sup> January meeting with ACEO/Tony WML flood damage reports

8<sup>th</sup> January road inspection for Mixy Mine and inspection of Heavy Maintenance works plus whilst in the area inspection of various roads in the south/east

11<sup>th</sup> January bridge meeting plus road inspection for Mixy Mine plus Heavy Maintenance.

13<sup>th</sup> Inspection of bridge plus pegging road through breakaway north of settlement

14<sup>th</sup> 15<sup>th</sup> January pegging road north of settlement

18<sup>th</sup> Construction grader 7hrs

19<sup>th</sup> Grader 7hrs

20<sup>th</sup> Grader 4hrs

21<sup>st</sup> Road inspection Mixy Mine plus Heavy Maintenance

22<sup>nd</sup> Pegging road north of settlement

27<sup>th</sup> 9hrs on construction north of settlement

28<sup>th</sup> 4hrs on construction north of settlement

29<sup>th</sup> 11hrs truck/float loader cleaning floodway's Beringarra-Cue road

2<sup>nd</sup> February road inspection Mixy Mine

3<sup>rd</sup> February Yarra-Yarra crossing getting level for new concrete crossing

8<sup>th</sup> February construction 7hrs loader putting in culverts

9<sup>th</sup> February inspection of damaged grid Boolardy/Kalli with Mark Halleen

## ROADS GRADED 13 DECEMBER 2015 - 13 JANUARY 2016

Name	Length of Road	SLK's Graded this month	Heavy Maintenance	Comments
Beringarra /Pindar	319.80km	70km		Pindar to 4km of Yuin – Contractor
Beringarra /Pindar				
Erong	63.12km			
Beringarra/Byro	90.89km			
Twin-Peaks/Wooleen	47.65km	8km		
Boolardy/Kalli	57.30km			
Byro/Woodleigh	71.00km			
New Forrest/Yallalong	36.18km			
M <sup>c</sup> Nabb/Twin-peaks	49.75km	1km		Patch graded creek crossing - Contractor
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	25km		
Mt Wittenoom	37.55km			
Woolleen/Mt Wittenoom	33.85km	15km		
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	2km		
Coolcalalaya road	36km			
Carnarvon-Mullewa	278.63km	60km		
Woolgorong-South	15.00km			
Errabiddy Bluff	12km	12km		
Air strip Graded				

Total this month graded – 122km + graded by contractor 71km

**Recommendation:**

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

*13.1 The Works Supervisor noted that the hours on the 12m grader were low as it hadn’t worked after Christmas, in readiness for trade-in and the radiator on the new Isuzu is very close to the ground, so need to be aware of that next time we purchase a truck. The meeting agreed that there didn’t seem to be alternatives and that a steel instead of alloy bar should have been put on the truck.*

*13.2 The Works Supervisor noted that he had instructed the Works Crew not to spend too much time on Muggon Road. Councillor Foulkes-Taylor is of the opinion that the road should be decommissioned. The CEO hopes to do review of road status for the March meeting.*

*The meeting turned to cement stabilising and concrete crossings.*

*10:42 am Councillor R Foulkes-Taylor and Councillor E Foulkes-Taylor declared an interest and left the meeting.*

*There was a discussion on whether or not to use concrete walls at crossings and whether the crossing or the wall should be done first.*

*The Works Supervisor is to do a costing for cement stabilising on the crossings to bring to the next meeting.*

*11:00 am Councillor R Foulkes-Taylor and Councillor E Foulkes-Taylor returned to the meeting.*

*Councillor Broad queried the method used to build the new bunds – ie cart the gravel in and place with side-tippers. He is a great advocate of doing the wings with a dozer and does not support the way they are being done at the moment.*

*The Works Supervisor considers that dumping gravel rather than pushing up with a bulldozer is cleaner and neater and does less damage environmentally.*

*Councillor Broad gave Notice of Motion for the next meeting - he will propose that all bunds be built with a bulldozer.*

*President Halleen and Councillor Williams agreed that a dozer does a better job, but the bunds don’t need to be too high.*

*Councillor R Foulkes-Taylor thought that a nice compromise would be to dump a couple of loads up against the road and then push up with the bulldozer. He would like a cost comparison between bunding with a dozer and bunding by dumping gravel.*

*The President would like the CEO and Works Supervisor to meet him at the ‘Ponding Banks’ which have been there since 2005 and are a good example of bulldozer bunding.*

**Voting Requirements:**

Simple majority

<b>Council Decision:</b>		
<b>Moved: Councillor Whitmarsh</b>	<b>Seconded: Councillor R Foulkes-Taylor</b>	
That the Work’s Supervisor’s report be accepted.		
<b>Carried</b>	<b>For: 6</b>	<b>Against: 0</b>

*11:05 am the meeting broke for morning tea*

*11:25 am the meeting resumed.*

*The Order of Business was amended to consider Urgent Business.*

## **14. ANNOUNCEMENTS CONCERNING MEETINGS ATTENDED**

### **14.1 Shire President**

*President Halleen brought to the meetings attention correspondence from the City of Subiaco requesting Councils support for its efforts to rebut a proposal by the City of Perth to re-align boundaries, capturing key commercial areas and public assets, but leaving the residential area. Councillor Broad noted that this had been brought up at the last State Council meeting by Mayor Heather Henderson. There was a discussion regarding the relevance of this request to the Shire of Murchison and the meeting agreed to leave it on the table.*

*President Halleen had attended the RRG Chairs meeting in Perth and the WA Transport and Roads Forum.*

*His notes from the meeting are below:*

*There was a regional road group chairs meeting in Perth Thursday last week which was set up by Ian Duncan and his crew at WALGA which was well attended with only one RRG chair attending briefly by phone. This is the second RRG chairs meeting and we all congratulated Ian on his initiative in getting this up and running.*

*I felt that there was a lot learnt from each region in regards to the way we operate in each region and very similar issues from truck ratings on roads to gravel pits and safety issues and road realignments.*

#### **Truck ratings on Roads**

*Since the closure of wheat bins and railway lines, the wheat belt people have come to realise how much we in the north have been putting up with in the way of restrictions, safety and RAV loading on our roads. Outcome is that a letter will be sent to the Minister for Transport, Dean Nalder, about these issues.*

#### **Clearing permits**

*There was a consensus that shires should be exempt from EPA permits especially with regards to gravel pits as we rehab the pits when we finish with them, also we don't clear flora for no reason. Ian and his team are going to take this on.*

#### **Black spot funding**

*Black spot funding is a big problem as this is the most under spent budget of any RRG. Reason being is that a lot of the projects have not organised their EPA's and other agency issues sorted before they apply.*

*Once the funding has been granted shires and cities have two years to quit the project and if it does not look like being finished in time the finance cannot be put into other projects or allocated to a new project so we lose the finance all together and never see it again.*

*We have left this in Main Roads hands.*

#### **Road condition reports**

*Roads condition reports was brought up and why a lot of shires had not done them as yet. What was said that there are a lot of roads that are not listed or delisted and not surveyed. Ian was going to talk to Landcorp regarding this issue and road reserves as well.*

*On the Friday I was asked to go to the WA Transport and Roads Forum which I found was very city orientated.*

- *Both our minister and shadow minister for transport spoke on nothing but city centric topics and when questioned both said this was where most of the population was.*
- *There was an up-roar when the country shires suggested that as we in the country are blamed for most deaths on our state roads that this was where a lot more money should be spent.*
- *The New Norcia by pass should be completed by the end of this year.*

#### **Stephen Troughton Director of Main Roads WA**

*Stephen Troughton was very critical regarding the fact that most of our funds come from the federal government and that state governments either Liberal/Nationals or Labour should be more proactive in trying to get more funding for our roads especially country roads. He also mentioned that we need to look more into making our own state road policies instead of copying or following eastern states type policies.*

**Ian Webb CEO Roads Australia**

- Ian's topic was on driverless cars
- In around 10-15 years it is predicted that nobody will own a car in any city in Australia as all that is needed to be done is call up a car like a taxi and it will arrive and deliver you to wherever you want to go and then return to its depo.
- There will be no drivers licence needed which means you can drink all you want or do whatever you like, even the kids could be on their own and be delivered wherever.
- Don't invest in any Wilson high rise car parks as these will be obsolete and still not payed for.
- No road signs, traffic lights, public transport or car parking on the sides of roads will be needed. This will be a cost saving of around 27 billion dollars to the Australian economy
- These cars will be made of plastic, lighter, smaller and go at any speed because the cars will have detectors so that when anything comes close they will slow down etc.

I asked him afterwards about us in the bush and he said it would take a lot longer to be put into place and a different type of vehicle will be needed, also we will still own our own machine.

Lynne, our WALGA president, said what will I do for 11hrs coming down or heading up to Newman and we said that she could knock off and sleep.

Driverless cars are already used in other parts of the world. In France they have 500km of solar panel roads to recharge their cars.

It is interesting how our roads and bridges will be designed in the future with more roundabouts to access and depart our freeways so no traffic lights which will have big savings in the long run.

Bridges will be designed so that traffic will cross over onto the opposite side, then once you have crossed you end up onto the side you were originally going via traffic lights. I will need to draw pictures to explain properly as it is quite hard to put into words. The main idea is stop head-on and t-bone collisions. With the new traffic movements cars will do more of a side swipe as they enter another road.

Some interesting facts and figures regarding roundabouts and intersections - a roundabout averages 8 crashes or conflicts with cars and or pedestrians in a week where-as at intersections the average is 32 cars and 24 pedestrians involved in crashes or conflicts in a week. So it is easy to see why the roundabouts are being used more and more.

Last section of the day was Mike House who took 2lt of water and an emergency box with matches, fishing line and a few other things and walked for two weeks in the Pilbara outback. He spoke about leadership and resilience and gave us a little puzzle to work out – what is the significance about these numbers: 8 51 42 9 63 2 0?

**14.2 Councillors**

Councillor R Foulkes-Taylor – no meetings attended

Councillor Whitmarsh attended a Rangelands NRM meeting. The Department of Water and Department of Lands were scheduled to attend, but did not. Shark Bay LCDC/NRM are considering some large scale projects and there was discussion about including Murchison in the projects.

Councillor E Foulkes-Taylor – no meetings attended

Councillor Broad – no meetings attended; mentioned that WALGAS' new offices, Building One70, had been selected in Best Office and Sustainable Development categories at the Property Council of Australia Innovation & Excellence Awards.

The next WALGA State Council meeting is in March, with elections being held for President and Deputy President. Lynne Craigie and Wayne Sanford (President – Collie) have nominated for President and Tracy Thompson and Doug Thompson (Fremantle) have nominated for Deputy President.

**15. REPORTS OF COMMITTEES**

Nil

**16. FINANCE**

**16.1 Financial Activity Statements December 2015**

File:	2.2
Author:	Dianne Daniels - CEO
Interest Declared:	No interest to disclose
Date:	13 <sup>th</sup> February 2016
Attachments:	Financial Activity Statements for 6 months to 31 December 2015 Statement of Financial Position Operating Statement by Program Operating Statement by Class Accounts Activity General Ledger Trial Balance

**Matter for Consideration:**

Council to consider adopting the Monthly Financial Statements for December 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 at 31 December 2015 is a surplus of \$4,440,743 against a YTD budget of (\$575,425) so up \$5,016,168.

**Variances – YTD Budget to YTD Actual**

Opening Funding Surplus(Deficit)	0.00
Plus Operating Revenues up	\$179,153
Plus Operating Expenditure down	\$3,410,892
Plus Funding Balance Adjustment	\$501,595
Less Capital Revenue down	(\$137,996)
Plus Capital Expenditure down	\$1,109,085
Less Reserve Transfers up	(\$46,561)
	<u>\$5,016,168</u>

Refer to December Financials for explanation of variances.

The following Term Deposits are currently held:

Beringarra- Cue Road Reserve TD	\$3,307,416.73	@ 2.38% Maturity 11/03/2016
Crosslands MCF Term Deposit	\$ 356,973.09	@ 2.38% Maturity 25/02/2016
Ballinyoo Bridge	\$1,015,777.03	@ 2.30% Maturity 27/01/2016

**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
- (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:**

Moore Stephens  
Midwest Financial

**Recommendation:**

That Council adopt the financial statements for the period ending 31 December 2015 as attached.

*Councillor Broad commented that the Reverse Osmosis system should not be called such as Council had yet to make a decision on the type of water filtration system that the Settlement would have.*

**Voting Requirements:**

Simple majority.

**Council Decision:**

**Moved: Councillor R Foulkes-Taylor**

**Seconded: Councillor A Whitmarsh**

That Council adopt the financial statements for the period ending 31 December 2015 as attached.

**Carried**

**For: 5**

**Against: 0**

**16.2 Financial Activity Statements January 2016**

File:	2.2
Author:	Dianne Daniels - CEO
Interest Declared:	No interest to disclose
Date:	13 <sup>th</sup> February 2016
Attachments:	Financial Activity Statements for 7 months to 31 January 2016 Statement of Financial Position Operating Statement by Program Operating Statement by Class Accounts Activity General Ledger Trial Balance

**Matter for Consideration:**

Council to consider adopting the Monthly Financial Statements for January 2016.

**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 at 31 January 2016 is a surplus of \$3,625,548 against a YTD budget of (\$389,123) so up \$4,014,671.

**Variances – YTD Budget to YTD Actual**

Opening Funding Surplus(Deficit)	0.00
Less Operating Revenues down	(\$1,153,692)
Plus Operating Expenditure down	\$4,029,242
Plus Funding Balance Adjustment	\$589,275
Less Capital Revenue down	(\$355,204)
Plus Capital Expenditure down	\$952,768
Less Reserve Transfers up	(\$47,718)
	<u>\$4,014,671</u>

Refer to January Financials for explanation of variances.

The following Term Deposits are currently held:

Beringarra- Cue Road Reserve TD	\$3,307,416.73	@ 2.38% Maturity 11/03/2016
Crosslands MCF Term Deposit	\$ 356,973.09	@ 2.38% Maturity 25/02/2016
Ballinyoo Bridge	\$1,017,502.46	@ 2.30% Maturity 27/02/2016

**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:**

Moore Stephens  
Mid West Financial

**Recommendation:**

That Council adopt the financial statements for the period ending 31 January 2016 as attached.



**Voting Requirements:**

Simple majority.

**Council Decision:****Moved: Councillor E Foulkes-Taylor****Seconded: Councillor Whitmarsh**

That Council adopt the financial statements for the period ending 31 January 2016 as attached.

**Carried****For: 5****Against: 0****16.3 Accounts Paid During December 2015**

File:	4.37.1
Author:	Dianne Daniels – Chief Executive Officer
Interest Declared:	No interest to disclose
Date:	13 <sup>th</sup> February 2016
Attachments:	EFT & Cheque Details for December 2015

**Matter for Consideration:**

Endorsement of accounts paid during the month of December 2015.

**Background:**

If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, then the CEO is to prepare a list of accounts paid by the CEO during the month to present to Council.

**Comment:**

Payments made during the month of December 2015 are attached.

**Statutory Environment:**

Local Government (Financial Management) Regulations 1996

Regulation 13 states:

- (1) If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared —
  - (a) the payee's name; and
  - (b) the amount of the payment; and
  - (c) the date of the payment; and
  - (d) sufficient information to identify the transaction.
- (3) A list prepared under sub regulation (1) or (2) is to be —
  - (a) presented to the council at the next ordinary meeting of the council after the list is prepared; and
  - (b) recorded in the minutes of that meeting.

**Strategic Implications:**

None

**Policy Implications:**

None

**Budget/Financial Implications:**

Payment from the Municipal and Trust and Reserve 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:**

Moore Stephens  
Mid West Financial Services

**Recommendation:**

That the accounts as per the attached Schedule presented to this meeting totalling \$3,234,853.61 which includes \$1,853,141.51 of intra account transfers for the month of December 2015, be endorsed by Council.

*December payments left to lay on the table. Comments in payments list did not line up with creditors name – CEO had done a sort by date on the spreadsheet, but the sort had not worked properly. CEO to review.*

**Voting Requirements:**

Simple majority

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

**16.4 Accounts Paid During January 2016**

File:	4.37.1
Author:	Dianne Daniels – Chief Executive Officer
Interest Declared:	No interest to disclose
Date:	13 <sup>th</sup> February 2016
Attachments:	EFT & Cheque Details for January 2016

**Matter for Consideration:**

Endorsement of accounts paid during the month of January 2016.

**Background:**

If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, then the CEO is to prepare a list of accounts paid by the CEO during the month to present to Council.

**Comment:**

Payments made during the month of January 2016 are attached.

**Statutory Environment:**

Local Government (Financial Management) Regulations 1996

Regulation 13 states:

- (1) If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared —
  - (a) the payee’s name; and
  - (b) the amount of the payment; and
  - (c) the date of the payment; and
  - (d) sufficient information to identify the transaction.
- (3) A list prepared under sub regulation (1) or (2) is to be —
  - (a) presented to the council at the next ordinary meeting of the council after the list is prepared; and
  - (b) recorded in the minutes of that meeting.

**Strategic Implications:**

None

**Policy Implications:**

None

**Budget/Financial Implications:**

Payment from the Municipal and Trust and Reserve 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:**

Moore Stephens  
Mid West Financial Services

**Recommendation:**

That the accounts as per the attached Schedule presented to this meeting totalling \$1,534,844.80 which includes \$800,305.34 of intra account transfers for the month of January 2016, be endorsed by Council.

*January payments left to lay on the table. Comments in payments list did not line up with creditors name – CEO had done a sort by date on the spreadsheet, but the sort had not worked properly. CEO to review.*

**Voting Requirements:**

Simple majority

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

**16.5 Temporary Transfer of Funds from Reserve for Flood Damage Works**

File:	12.25
Author:	Dianne Daniels – Chief Executive Officer
Interest Declared:	No interest to disclose
Date:	14 February 2016
Attachments:	Nil

**Matter for Consideration:**

Council to consider temporarily transferring up to \$3,000,000 from the Beringarra Cue Road Reserve to support cash flow during the start-up of flood damage repair works, until WANDRRA funds start flowing.

**Background:**

In February/March 2015 a severe weather event caused widespread damage to many roads within the Shire of Murchison. The Shire was granted \$7.7 million under the WA Natural Disaster Relief and Recovery Arrangements (WANDRRA) to repair the flood damaged roads.

**Comment:**

The Shire of Murchison will commence flood repair works in March 2016 and it's envisaged that the works will run through until August. Payments of approximately \$1.5 million per month will be needed to pay contractors in a timely manner. WANDRRA funds have been known to take two months or more to start flowing and in the meantime, the Shire's cash flow will not support the required payments.

The Shire of Murchison currently holds \$3,307,416 in Reserve for the purpose of extending the life of the bitumen on the Beringarra Cue Road. According to section 6.11 of the Local Government Act 1995, a local government can change the purpose of a Reserve (absolute majority required) and I suggest that we transfer up to \$3 million for the purpose of paying the contractors working on the flood damage repair works.

If Council endorses the temporary transfer of funds at today's meeting, we are required to give one month's local public notice of the proposed change of purpose prior to drawing on the funds. The first round of flood damage payments will be due to contractors on the 21<sup>st</sup> April and so we have time to do this before the funds will be required.

### **Statutory Environment:**

#### 6.11. Reserve accounts

(1) Subject to subsection (5), where a local government wishes to set aside money for use for a purpose in a future financial year, it is to establish and maintain a reserve account for each such purpose.

(2) Subject to subsection (3), before a local government —

(a) changes\* the purpose of a reserve account; or

(b) uses\* the money in a reserve account for another purpose,

it must give one month's local public notice of the proposed change of purpose or proposed use.

\* *Absolute majority required.*

(3) A local government is not required to give local public notice under subsection (2) —

(a) where the change of purpose or of proposed use of money has been disclosed in the annual budget of the local government for that financial year; or

(b) in such other circumstances as are prescribed.

(4) A change of purpose of, or use of money in, a reserve account is to be disclosed in the annual financial report for the year in which the change occurs.

(5) Regulations may prescribe the circumstances and the manner in which a local government may set aside money for use for a purpose in a future financial year without the requirement to establish and maintain a reserve account.

### **Strategic Implications:**

N/A

### **Sustainability Implications**

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

### **Policy Implications:**

N/A

### **Financial Implications:**

The Beringarra Cue Road Reserve Funds are currently invested in a Term Deposit earning just on 2% per annum. Assuming we draw down the \$1.5 million on a monthly basis as required, the Reserve will lose approximately \$2,500 in interest in the first month and \$5,000 in the second and ensuing months until the money is returned to the Reserve.

### **Consultation:**

N/A

### **Recommendation:**

That Council temporarily transfer funds as required to pay contractors working on the flood damage repair works, up to the value of \$3,000,000, said funds to be returned in full to the Reserve at the earliest possible time.

*Councillor Broad asked if the interest could be reimbursed with the CEO responding that interest is not claimable through WANDRRA.*

**Voting Requirements:**

Absolute Majority

**Council Decision:****Moved: Councillor Broad****Seconded: Councillor R Foulkes-Taylor**

That Council temporarily transfer funds as required to pay contractors working on the flood damage repair works, up to the value of \$3,000,000, said funds to be returned in full to the Reserve at the earliest possible time.

**Carried****For: 5****Against: 0**

*Councillor E Foulkes-Taylor left the meeting at 2:45 pm and returned at 2:48 pm.*

**17. DEVELOPMENT****17.1 Mt Augustus Paraburdoo Road Re-alignment & Upgrade**

File:	4.42
Author:	Dianne Daniels – Chief Executive Officer
Interest Declared:	N/A
Date:	15 February 2016
Attachments:	Draft letter of Support for Mount Augustus Paraburdoo Road Re-alignment & Up-Grade

**Matter for Consideration:**

Council to consider giving their written support to the Shire of Upper Gascoyne in their endeavour to source funding for the re-alignment and upgrade of the Mount Augustus Paraburdoo Road.

**Background:**

A proposal to realign the Mount Augustus Paraburdoo Road to shorten the distance by approximately 200 km's and to upgrade the standard of the road so the average self-drive tourist can safely navigate between Paraburdoo and Mount Augustus has long been talked about and numerous reports have recommended the re-alignment and upgrade.

**Comment:**

Each Development Commission within the Pilbara, Gascoyne & Mid West Region have produced their own Blueprints, with a key focus on developing the tourism industry within the local and broader regions. This is also evidenced through the development of the Upper Gascoyne Regional Tourist Strategy.

The re-alignment and upgrade of the road would encourage more visitors to travel between the iconic geological sites within the regions.

**Statutory Environment:**

Regional cooperation to acquire common benefits is well within Council's legislative boundaries.

**Strategic Implications:**

Tourism Development is one of the Strategies in the Shire of Murchison Strategic Community Plan to achieve Economic Objective 1– to promote and support a sustainable tourism industry in the Shire of Murchison.

**Policy Implications:**

N/A

**Financial Implications:**

N/A

**Sustainability Implications**

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

Tourism Development is one of the Strategies to achieve Economic Objective 1 in the Shire of Murchison Strategic Community Plan – to promote and support a sustainable tourism industry in the Shire of Murchison

- **Social:**  
There are no known significant social considerations

### Consultation:

John McCleary – CEO Shire of Upper Gascoyne

### Recommendation:

That Council endorse the request from the Shire of Upper Gascoyne to write a letter in support of their application for funding for the re-alignment and upgrade of the Mount Augustus Paraburdoo Road and instructs the CEO to do so on their behalf.

### Voting Requirements:

Simple Majority

#### **Council Decision:**

**Moved: Councillor R Foulkes-Taylor**

**Seconded: Councillor Broad**

That Council endorses the request from the Shire of upper Gascoyne to write a letter in support of their application for funding for the re-alignment and upgrade of the Mount Augustus Paraburdoo Road and instructs the CEO to do so on their behalf.

**Carried**

**For: 5**

**Against: 0**

## **17.2 Buy Local – Regional Price Preference Policy**

File:	4.40
Author:	Dianne Daniels – Chief Executive Officer
Interest Declared:	No interest to disclose
Date:	15 February 2016
Attachments:	Buy Local – Regional Price Preference Policy adopted May 2015 Buy Local – Regional Price Preference Policy v2

### Matter for Consideration:

Council to consider amending the wording of the Buy Local – Regional Price Preference Policy so that the definition of ‘Regional Tenderer’ in the policy mirrors the definition in the Local Government (Functions & General) Regulations 1996, to allow tenderers who don’t trade from premises within the Shire of Murchison to claim a preference for the goods and/or services identified in a tender as being supplied from regional sources.

### Background:

The Buy Local – Regional Price Preference Policy was adopted in May 2015 and included in the Shire of Murchison Purchasing Policy.

The following Definitions are included in the Policy:

#### **1.1 Definitions**

In this policy the following words have the following meanings:

- For the purpose of this Policy, the “Region” is specified as the geographical area which comprises the whole of the Shire of Murchison.
- Regional Tenderer is defined as a business/organisation/supplier that has been trading from a
- premises within the Shire of Murchison for at least six (6) months.

### Comment:

According to the Policy Definitions, no preference can be given to tenderers from outside the region who allow for local content in their tenders.

I suggest that we amend the definitions as follows:

### **1.1 Definitions**

In this policy the following words have the following meanings:

- (1) For the purpose of this Policy, the “Region” is specified as the geographical area which comprises the whole of the Shire of Murchison.
- (2) A supplier of goods or services who submits a tender is regarded as being a regional tenderer if —
  - (a) that supplier has been operating a business continuously out of premises in the region for at least 6 months; or
  - (b) some or all of the goods or services are to be supplied from regional sources.

Although goods or services that form a part of a tender submitted by a tenderer (who is a regional tenderer by virtue of regulation 2b) 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

The change to the definitions would negate the need for 2.2 Local Regional Content.

What this Policy would then allow, is the regional tenderer who has been operating a business within the Shire of Murchison continuously for 6 months would be allowed a preference for the whole of the tender, whether goods and/or services were sourced from within the Shire or not and the tenderer who doesn't operate from within the Shire would be allowed a preference for only those goods and services sourced from regional sources.

### **Statutory Environment:**

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

#### **Part 4A — Regional price preference**

##### **24A. Application of this Part**

The provisions of Part 4 may be varied in accordance with this Part, if the local government is located outside the metropolitan area and intends to give a regional price preference in accordance with this Part.

##### **24B. Terms used**

- (1) In this Part —

**regional price preference**, in relation to a tender submitted by a regional tenderer, involves assessing the tender as if the proposed tender price were discounted in accordance with regulation 24D;

**regional tenderer** means a supplier of goods or services who satisfies the criteria in subregulation (2).

- (2) A supplier of goods or services who submits a tender is regarded as being a regional tenderer for the purposes of this Part if —
  - (a) that supplier has been operating a business continuously out of premises in the appropriate region for at least 6 months before the time after which further tenders cannot be submitted; or
  - (b) some or all of the goods or services are to be supplied from regional sources.

##### **24C. Regional price preference may be given**

A local government located outside the metropolitan area may give a regional price preference to a regional tenderer in accordance with this Part.

##### **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).

*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.
- (3) An adopted policy cannot be applied until the local government gives Statewide notice that it has adopted that policy.
- (4) The local government is to ensure that a copy of an adopted regional price preference policy is —
  - (a) included with any specifications for tenders to which the policy applies; and
  - (b) made available in accordance with regulation 29 of the *Local Government (Administration) Regulations 1996*.

**24G. Adopted regional price preference policy, effect of**

A local government that has adopted a regional price preference policy in relation to a certain type of contract may choose not to apply that policy to a particular tender in the future for a contract of that type but, unless it does so, the policy is to apply to all like tenders.

**Strategic Implications:**

Nil

**Policy Implications:**

The amendment to the Policy will better reflect the intent of the Local Government (Functions & General) Regulations 1996.

**Financial 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.

**Consultation:**

The Department of Local Government

**Recommendation:**

That Council:-

- Resolves that it intends to amend its Buy Local – Regional Price Preference Policy and
- Resolves to give Statewide public notice of the intention to amend its 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.

**1.8 Buy Local – Regional Price Preference Policy v2**

**1. OBJECTIVE**

To promote local business partnerships within the Shire of Murchison by giving preferential consideration to regional suppliers in the procurement of goods and/or services.

**1.1 Definitions**

In this policy the following words have the following meanings:

- (1) For the purpose of this Policy, the “Region” is specified as the geographical area which comprises the whole of the Shire of Murchison.

- (2) A supplier of goods or services who submits a tender is regarded as being a regional tenderer if —
- (a) that supplier has been operating a business continuously out of premises in the region for at least 6 months; or
  - (b) some or all of the goods or services are to be supplied from regional sources.

Although goods or services that form a part of a tender submitted by a tenderer (who is a regional tenderer by virtue of definition 2b) 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.

## **2. POLICY**

The Price Preference Policy will apply to all tenders and quotations invited by the Shire of Murchison for the supply of goods and services and construction (building) services, unless Council resolves that this Policy does not apply to a particular tender or quotation.

### **2.1 Levels of Preference to be applied under this policy**

A preference will be given to a regional tenderer by assessing the tender submission as if the price bids were as prescribed below:

- a) Goods and services reduced by 10%, up to a maximum price reduction of \$50,000
- b) Construction (building) services, reduced by 5%, up to a maximum price reduction of \$50,000; or
- c) Goods and or services (including construction (building) services) up to 10% - where the contract is for goods or 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.

### **2.2 Competitive Purchasing**

Whilst price is a consideration in the provision of goods and/or services it is only one aspect of the tender evaluation process. Value for money principles, as described in section 4 of the Shire of Murchison Purchasing Policy will be employed by assessing the price component in conjunction with the tender selection criteria and requirements.

The tender that is determined to be both cost effective and advantageous to the Shire of Murchison will be the most likely to be accepted.

For the purchase of goods and/or services outside of the tender process, consideration should be given to Council's desire to purchase from local suppliers, where possible. The decision to purchase from a local supplier is to be left to the responsible officer's judgement, ensuring that the Shire's policies and guidelines are observed.

*There was a general consensus that during an evaluation the actual cost to Council could not be considered, otherwise there was no point giving a preference.*

*Councillor Broad hoped that the limit wouldn't be pushed to a maximum every time as the Policy was established in good faith.*

### **Voting Requirements:**

Absolute Majority

**Council Decision:****Moved: Councillor Whitmarsh****Seconded: Councillor R Foulkes-Taylor**

Council:-

- Resolves that it intends to amend its Buy Local – Regional Price Preference Policy and
- Resolves to give Statewide public notice of the intention to amend its 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.

**1.8 Buy Local – Regional Price Preference Policy v2****1. OBJECTIVE**

To promote local business partnerships within the Shire of Murchison by giving preferential consideration to regional suppliers in the procurement of goods and/or services.

**1.1 Definitions**

In this policy the following words have the following meanings:

- (1) For the purpose of this Policy, the “Region” is specified as the geographical area which comprises the whole of the Shire of Murchison.
- (2) A supplier of goods or services who submits a tender is regarded as being a regional tenderer if —
  - (a) that supplier has been operating a business continuously out of premises in the region for at least 6 months; or
  - (b) some or all of the goods or services are to be supplied from regional sources.

Although goods or services that form a part of a tender submitted by a tenderer (who is a regional tenderer by virtue of definition 2b) 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.

**2. POLICY**

The Price Preference Policy will apply to all tenders and quotations invited by the Shire of Murchison for the supply of goods and services and construction (building) services, unless Council resolves that this Policy does not apply to a particular tender or quotation.

**2.1 Levels of Preference to be applied under this policy**

A preference will be given to a regional tenderer by assessing the tender submission as if the price bids were as prescribed below:

- a) Goods and services reduced by 10%, up to a maximum price reduction of \$50,000
- b) Construction (building) services, reduced by 5%, up to a maximum price reduction of \$50,000; or
- c) Goods and or services (including construction (building) services) up to 10% - where the contract is for goods or 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.

**2.2 Competitive Purchasing**

Whilst price is a consideration in the provision of goods and/or services it is only one aspect of the tender evaluation process. Value for money principles, as described in section 4 of the Shire of Murchison Purchasing Policy will be employed by assessing the price component in conjunction with the tender selection criteria and requirements.

The tender that is determined to be both cost effective and advantageous to the Shire of Murchison will be the most likely to be accepted.

For the purchase of goods and/or services outside of the tender process, consideration should be given to Council's desire to purchase from local suppliers, where possible. The decision to purchase from a local supplier is to be left to the responsible officer's judgement, ensuring that the Shire's policies and guidelines are observed.

**Carried****For: 5****Against: 0****17.3 Shire of Dalwallinu's Proposal to Transfer part of Payne's Find and Adjacent Pastoral Stations from the Shire of Yalgoo to the Shire of Dalwallinu**

File:	4.42
Author:	Dianne Daniels – Chief Executive Officer
Interest Declared:	None
Date:	16 February 2016
Attachments:	LGAB Information Paper Shire of Dalwallinu Submission for Boundary Change

**Matter for Consideration:**

Council to consider a proposal by the Shire of Dalwallinu to transfer part of Paynes Find and adjacent pastoral stations from the Shire of Yalgoo to the Shire of Dalwallinu.

**Background:**

In September 2015, the Shire of Dalwallinu lodged a proposal with the Local Government Advisory Board (LGAB) to amend the Shire of Dalwallinu's district boundaries to include Paynes Find and adjacent pastoral stations currently in the Shire of Yalgoo.

The transfer of the portion of Paynes Find and the four adjacent pastoral properties subject to this proposal is broadly similar to the area formerly part of the Shire of Dalwallinu and transferred to the Shire of Yalgoo in 1963.

As part of the Board's inquiry, members of the public are invited to make written submissions or attend public hearings.

**Comment:**

The proposal has the potential to have significant impact on the Shire of Yalgoo given that 8% of the population, 20% of the electors and 26% of the Shire area would be transferred to the Shire of Dalwallinu.

If the proposal succeeds there is concern that the Shire of Yalgoo will no longer be financially viable, which may result in the area being broken up into smaller parcels and annexed to adjoining local governments, without the transfer of sufficient revenue streams to assist those local governments to service the new areas.

The Shire of Yalgoo, through their legal representative, has requested that the Shire of Murchison Make a submission to the LGAB, opposing the Shire of Dalwallinu's proposal.

**Strategic Implications:**

Nil

**Policy Implications:**

Nil

**Budget/ Financial Implications:**

Nil

**Sustainability Implications:**

- **Environmental**  
There are no known significant environmental implications associated with this decision
- **Economic**  
There are no known significant economic implications associated with this decision
- **Social**  
There are no known significant social considerations associated with this decision

**Consultation:**

Civic Legal

Warren Olsen, Shire of Mount Magnet

**Recommendation:**

That Council consider the proposal by the Shire of Dalwallinu to transfer part of Paynes Find and adjacent pastoral stations from the Shire of Yalgoo to the Shire of Dalwallinu and provide guidance on this matter.

**Voting Requirements:**

Simple Majority

**Council Decision:****Moved: Councillor Broad****Seconded: Councillor E Foulkes-Taylor**

Council considered the proposal by the Shire of Dalwallinu to transfer part of Paynes Find and adjacent pastoral stations from the Shire of Yalgoo to the Shire of Dalwallinu and resolved to forward a letter of support to the Shire of Yalgoo in their endeavours to rebut the proposal.

**Carried/Lost****For: 5****Against: 0****18. ADMINISTRATION****18.1 Road Inspection**

File:	12.24
Author:	Dianne Daniels – Chief Executive Officer
Interest Declared:	No interest to disclose
Date:	14 <sup>th</sup> February 2015
Attachments:	Nil

**Matter for Consideration:**

Council to re-consider the dates for the annual road inspection.

**Background:**

Each year, the Shire of Murchison undertakes a road inspection to prioritise works required and to help formulate the road works program for the following financial year. At the December 2015 meeting, it was decided to undertake the road inspection on the 4<sup>th</sup> and 5<sup>th</sup> of April.

**Comment:**

Since then, the date for the Regional Road Group Meeting has also been set for the 5<sup>th</sup> April and as President Halleen is the Chair of the meeting, he needs to attend. I propose that we re-consider the dates of the annual road inspection due to the changed circumstances.

**Strategic Implications:**

Nil

**Policy Implications:**

Nil

**Budget/ Financial Implications:**

Information gathered from the Annual Road Inspection will assist in the delivery of a Budget for the 2015-16 financial year that addresses the main areas of need in the road network.

**Sustainability Implications**

- **Environmental**  
There are no known significant environmental implications associated with this decision
- **Economic**  
There are no known significant economic implications associated with this decision
- **Social**  
There are no known significant social considerations associated with this decision

**Consultation:**

None

**Recommendation:**

That the dates for the Annual Road Inspection be changed from the 4<sup>th</sup> and 5<sup>th</sup> of April to (TBA).

**Voting Requirements:**

Absolute Majority

**Council Decision:****Moved: Councillor R Foulkes-Taylor****Seconded: Councillor Broad**

That the dates for the Annual Road Inspection be changed from the 4<sup>th</sup> & 5<sup>th</sup> of April 2016 to the 6<sup>th</sup> & 7<sup>th</sup> of April 2016.

**Carried****For: 5****Against: 0****18.2 Election of Committee and Working Group Community Members**

File:	4.70
Author:	Dianne Daniels – Chief Executive Officer
Interest Declared:	No interest to disclose
Date:	15 <sup>th</sup> February 2015
Attachments:	N/A

**Matter for Consideration:**

Council to endorse the membership of all Committees and Working Groups.

**Background:**

At the November Ordinary Meeting, Council decided on the following members for Committees and Working Groups and decided to put out a call for community members to fill vacant positions.

COMMITTEE/WORKING GROUP	MEMBER	MEMBER	MEMBER	STAFF	STAFF	COMMUNITY
Plant Working Group	Cr Broad	Cr R Foulkes-Taylor	Cr Whitmarsh	CEO	Works Supervisor	N/A
Settlement Building Working Group	Cr Williams	Cr E Foulkes-Taylor		CEO DCEO	Works Supervisor	N/A
COMMITTEE/WORKING GROUP	MEMBER	MEMBER	MEMBER	STAFF	STAFF	COMMUNITY
Accident Prevention Working Group	Cr E Foulkes-Taylor			CEO		To be advertised - 3 positions
Community Advisory Group	President Halleen	Cr Whitmarsh		CEO	Works Supervisor Gardener	To be advertised – 3 positions
Murchison Community Fund Management Committee	Shire President			CEO		To be advertised – 2 positions

Local Emergency Management Committee	President Delegated role to Cr R Foulkes-Taylor			CEO	Works Supervisor	Refer LEMA
Settlement Drinking Water Working Group (New)	Cr R Foulkes-Taylor	Cr Williams		CEO	Works Supervisor Health Officer	To be advertised – 1 position
Settlement Power Supply Working Group (New)	Cr Broad	Cr Williams	Cr Whitmarsh	CEO	Works Supervisor	To be advertised – 1 position
Wild Dog Control Working Group	Cr Whitmarsh			CEO		To be advertised – 2 positions
Project Officer Working Group	President Halleen	Cr E Foulkes-Taylor		CEO	Works Supervisor	To be advertised – 2 positions
<b>ORGANISATION</b>	<b>DELEGATE</b>	<b>DELEGATE</b>		<b>OBSERVER</b>	<b>OBSERVER</b>	<b>COMMUNITY</b>
Murchison Regional Road Group	President Halleen	Cr R Foulkes-Taylor		CEO	Works Supervisor	N/A
WALGA Zone Delegates	Cr Halleen	Cr Broad		CEO		N/A

At the December Meeting, Council decided to form a Bridge Opening Committee and decided on the following members:

COMMITTEE/WORKING GROUP	MEMBER	MEMBER	MEMBER	STAFF	STAFF	COMMUNITY
Bridge Opening Committee	President Halleen	Cr Broad	Cr E Foulkes-Taylor	CEO		To be advertised – 2 positions

### Comment:

The following community members have nominated for positions on the Working Groups & Committees:

COMMITTEE/WORKING GROUP	MEMBER	MEMBER	MEMBER	STAFF	STAFF	COMMUNITY
Accident Prevention Working Group	Cr E Foulkes-Taylor			CEO		Jo Squires 2 positions vacant
Bridge Opening Committee	President Halleen	Cr Broad	Cr E Foulkes-Taylor	CEO		Jo Squires Frances Jones
Community Advisory Group	President Halleen	Cr Whitmarsh		CEO	Works Supervisor Gardener	Nat Broad Paul Lukitsch Jo Squires
Murchison Community Fund Management Committee	Shire President			CEO		Quentin Fowler Sandy McTaggart
Settlement Drinking Water Working Group (New)	Cr R Foulkes-Taylor	Cr Williams		CEO	Works Supervisor Health Officer	No Community Applicants
Settlement Power Supply Working Group (New)	Cr Broad	Cr Williams	Cr Whitmarsh	CEO	Works Supervisor	Paul Squires
Wild Dog Control Working Group	Cr Whitmarsh			CEO		Sandy McTaggart Reg Seaman Paul Squires Frances Jones
Project Officer Working Group	President Halleen	Cr E Foulkes-Taylor		CEO	Works Supervisor	

There were no more applicants for positions on any Working Group or Committee.

There were no community applicants for the Settlement Drinking Water Working Group and Councillor Broad has asked if Council would consider another Councillor on that Working Group.

### Statutory Environment:

Local Government Act 1995 Part 5 Division 2 Subdivision 2

### Strategic Implications:

Nil

**Policy Implications:**

Nil

**Financial Implications:**

Nil

**Recommendation:**

1. That Council endorse the Community Members nominated to the Working Groups and Committees as listed below; and
2. That Council endorse Cr Broad’s membership on the Settlement Drinking Water Working Group.

COMMITTEE/WORKING GROUP	MEMBER	MEMBER	MEMBER	STAFF	STAFF	COMMUNITY
Accident Prevention Working Group	Cr E Foulkes-Taylor			CEO		Jo Squires 2 positions vacant
Bridge Opening Committee	President Halleen	Cr Broad	Cr E Foulkes-Taylor	CEO		Jo Squires Frances Jones
Community Advisory Group	President Halleen	Cr Whitmarsh		CEO	Works Supervisor Gardener	Nat Broad Paul Lukitsch Jo Squires
Murchison Community Fund Management Committee	Shire President			CEO		Quentin Fowler Sandy McTaggart
Settlement Drinking Water Working Group (New)	Cr R Foulkes-Taylor	Cr Williams	Cr Broad	CEO	Works Supervisor Health Officer	No Community Applicants
Settlement Power Supply Working Group (New)	Cr Broad	Cr Williams	Cr Whitmarsh	CEO	Works Supervisor	Paul Squires
Wild Dog Control Working Group	Cr Whitmarsh			CEO		Sandy McTaggart Reg Seaman
Project Officer Working Group	President Halleen	Cr E Foulkes-Taylor		CEO	Works Supervisor	Paul Squires Frances Jones

*Councillor E Foulkes-Taylor wondered if the Accident Prevention Working Group was justified as there was very little community interest in it. Councillor Broad responded that the community had requested it and so Council had a responsibility to make an effort in that area but Councillor R Foulkes-Taylor felt that the community needed to do a bit of work.*

*Councillor Whitmarsh queried if it could be combined with the LEMC. The CEO responded in the negative, saying that the LEMC completed a statutory function.*

**Voting Requirements:**

Absolute majority.

<p><b>Council Decision:</b></p> <p><b>Moved: Councillor R Foulkes-Taylor</b> <span style="float: right;"><b>Seconded: Councillor Whitmarsh</b></span></p> <ol style="list-style-type: none"> <li>1. That Council endorse the Community Members nominated to the Working Groups and Committees as listed below; and</li> <li>2. That Council endorse Cr Broad’s membership on the Settlement Drinking Water Working Group.</li> </ol>						
COMMITTEE/WORKING GROUP	MEMBER	MEMBER	MEMBER	STAFF	STAFF	COMMUNITY
Accident Prevention Working Group	Cr E Foulkes-Taylor			CEO		Jo Squires 2 positions vacant
Bridge Opening Committee	President Halleen	Cr Broad	Cr E Foulkes-Taylor	CEO		Jo Squires Frances Jones
Community Advisory Group	President Halleen	Cr Whitmarsh		CEO	Works Supervisor Gardener	Nat Broad Paul Lukitsch Jo Squires



Murchison Community Fund Management Committee	Shire President			CEO		Quentin Fowler Sandy McTaggart
Settlement Drinking Water Working Group (New)	Cr R Foulkes-Taylor	Cr Williams	Cr Broad	CEO	Works Supervisor Health Officer	No Community Applicants
Settlement Power Supply Working Group (New)	Cr Broad	Cr Williams	Cr Whitmarsh	CEO	Works Supervisor	Paul Squires
Wild Dog Control Working Group	Cr Whitmarsh			CEO		Sandy McTaggart Reg Seaman
Project Officer Working Group	President Halleen	Cr E Foulkes-Taylor		CEO	Works Supervisor	Paul Squires Frances Jones
<b>Carried</b> <span style="margin-left: 200px;"><b>For: 5</b></span> <span style="float: right;"><b>Against: 0</b></span>						

### **18.3 Request for Donation – Mid West Group of Affiliated Agricultural Societies**

File:	4.69
Author:	Dianne Daniels – Chief Executive Officer
Interest Declared:	N/A
Date:	15 February 2016
Attachments:	Letter of Request

#### **Matter for Consideration:**

Council to consider making a donation to the Mid West Group of Affiliated Agricultural Societies to assist them, retrospectively, with the cost of presenting the 2015 Mid West District Display at the Perth Royal Show.

#### **Background:**

In 2014, Council supported the Mid West Group with a donation of \$500 towards their Display at the 2014 Perth Royal Show. This was the first year that the donation was made, as the Shire of Murchison had previously been aligned with another Agricultural Group.

The Mid West Group includes only seven Agricultural societies, however, covers an area from Moora and Dalwallinu in the South, north to Shark Bay Shire and east to Sandstone and Meekatharra.

#### **Comment:**

The Mid West Group intend to make this request for donation on an annual basis. The contributions received from the Shire Councils in the Mid West assist the Group in promoting tourism and produce to the largest congregation of people in Western Australia, providing people from outside the district with an insight into what is on offer in our area.

#### **Statutory Environment:**

Assistance to Community Groups and Clubs is well within Council's legislative boundaries.

#### **Sustainability Implications**

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

#### **Strategic Implications:**

Promotion of Tourism

#### **Policy Implications:**

Nil

**Financial Implications:**

Council have budgeted \$5,000 in the 2015-16 financial year for donations and to date have donated \$4,700.

**Consultation:**

N/A

**Recommendation:**

That Council donate \$300 towards the Mid West Agricultural Group of Affiliated Agricultural Societies to assist, retrospectively, with costs incurred at the 2015 Perth Royal Show.

**Voting Requirements:**

Simple Majority

**Council Decision:**

**Moved: Councillor R Foulkes-Taylor**

**Seconded: Councillor Whitmarsh**

That Council donate \$300 towards the Mid West Agricultural Group of Affiliated Agricultural Societies to assist, retrospectively, with cost incurred at the 2015 Perth Royal Show.

**Carried**

**For: 5**

**Against: 0**

**18.4 Nominations for the Mid West Development Commission Board of Management**

File:	4.48
Author:	Dianne Daniels – Chief Executive Officer
Interest Declared:	N/A
Date:	15/02/2016
Attachments:	MWDC Local Government Vacancy Information and call for Nominations

**Matter for Consideration:**

Council to call for nominations to the Mid West Development Commission (MWDC) Board of Management from within Council Ranks.

**Background:**

A vacancy exists for a Local Government (x1) appointment on the board of the MWDC. The MWDC is a State Government statutory authority that strives to encourage the sustainable development of Western Australia's Mid West region to create a strong and vibrant region.

The Hon Terry Redman MLA, Minister for Regional Development will make the appointment to the Board.

**Comment:**

All Local Government nominees must be endorsed by the relevant Local Government Authority. Applicants will be judged on decision making abilities at an executive level; a demonstrated involvement in either the economic or social development of the region and the ability to work cooperatively to achieve agreed goals across a wide range of social and economic issues.

The term of appointment will be for a period of up to three years, with nominations closing on Friday 4 March 2016.

**Statutory Environment:**

Regional Development Commissions Act 1993 s16 Method of appointment of appointed members

(b) one third of those members are to be members of the council of a local government in the region and are to be nominated by local governments in the region in accordance with the regulations;

**Strategic Implications:**

Civic Leadership is one of the four community well-being priorities in the Shire of Murchison's Strategic Community Plan, with the objective being to provide good governance. Enhanced consultation and public participation falls under this well-being priority.

**Policy Implications:**

Nil

**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 social considerations

**Consultation:**

Nil

**Recommendation:**

TBA

*Councillor Foulkes-Taylor was keen to nominate but had heard that Councillor Whitmarsh was also nominating and so did not progress. Councillor Whitmarsh was keen for nomination, saying that he would like to help the region go forward and his diverse background would help him make good decisions.*

**Voting Requirements:**

Simple Majority

<b>Council Decision:</b>		
<b>Moved: Councillor Broad</b>		<b>Seconded: Councillor E Foulkes-Taylor</b>
Council endorses the nomination of Councillor Andrew Whitmarsh for Board Membership of the Mid West Development Commission.		
<b>Carried</b>	<b>For: 5</b>	<b>Against: 0</b>

**18.5 Disability Access and Inclusion Plan**

File:	6.1
Author:	Dianne Daniels – Chief Executive Officer
Interest Declared:	N/A
Date:	15 February 2016
Attachments:	Disability Access & Inclusion Plan 2016 - 2020

**Matter for Consideration:**

Council to consider adopting the Disability Access & Inclusion Plan 2016 - 2020

**Background:**

The Disability Access and Inclusion Plan (DAIP) was reviewed in late 2015. Public Notice was given that the DAIP had been reviewed and an invitation was extended to the community to offer advice, opinion or comment on the Plan. An advertisement was placed in the Geraldton Guardian on the 25<sup>th</sup> December 2015 calling for submissions. A draft version of the DAIP has been posted to our website and was included in the Annual Report 2014-15 which was adopted by Council on the 17<sup>th</sup> December 2015.

**Comment:**

The closing date for submissions was the 29<sup>th</sup> January and no submissions were received. The DAIP is now presented to Council for consideration, with no amendments.

**Statutory Environment:**

Disability Services Act 1993 Part 5

LG Act 1995 s5.53  
 WA Equal opportunity Act 1984

**Strategic Implications:**

Nil

**Policy Implications:**

7.1.13 Equal Opportunity Policy Statement

**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 social considerations

**Consultation:**

Nil

**Recommendation:**

That Council adopt the Disability Access & Inclusion Plan 2016 – 2020 as presented.

**Voting Requirements:**

Simple Majority

<b>Council Decision:</b>		
<b>Moved: Councillor E Foulkes-Taylor</b>	<b>Seconded: Councillor Whitmarsh</b>	
That Council adopt the Disability Access & Inclusion Plan 2016 – 2020 as presented.		
<b>Carried</b>	<b>For: 5</b>	<b>Against: 0</b>

**18.6 WALGA State Council Visit to the Murchison Zone**

File:	File 4.6
Author:	Dianne Daniels – Chief Executive Officer
Interest Declared:	No interest to disclose
Date:	15 February 2016
Attachments:	N/A

**Matter for Consideration:**

Council to consider attendance at the upcoming WALGA State Council visit to the Murchison Zone on the 5<sup>th</sup> and 6<sup>th</sup> May 2016.

**Background:**

At the May 2015 meeting of the Murchison Country Zone of WALGA, the Zone agreed to accept an offer from the WALGA State Council to host a joint meeting in May 2016. (Details were to be determined at the November 2015 Zone Meeting).

At the November 2015 Zone Meeting it was decided that the program for hosting the WALGA State Council be as set out hereunder:

**Thursday 5<sup>th</sup> May 2016**

10.00am Arrive Mount Magnet Airport (Buses on hand to convey guests on short trip into town and short tour of the town before arriving at Council Chambers Mount Magnet)

Morning Tea and welcome to the Murchison Country Zone by Zone President Cr Beth Walton

Forum

12.30pm Lunch

1.30pm Murchison Country Zone meeting

4.30pm Bus to Cue O/nite Accommodation and WALGA Dinner in Cue

**Friday 6<sup>th</sup> May 2016**

7.00am Breakfast and board buses to travel to Meekatharra

Arrive Meekatharra

State Council meeting in Council Chambers

Travel to Meekatharra airport and board plane to Perth

**Comment:**

All members of Council, as well as the two Zone Representatives, have been invited to attend. Under Shire of Murchison Policy it is necessary to discuss attending meeting, conference, seminar or training courses prior to attending the event to obtain council approval.

**Statutory Environment:****Local Government Act 1995**

Division 8 s 5.98

(2) A council member who incurs an expense of a kind prescribed as being an expense —

(a) to be reimbursed by all local governments; or

(b) which may be approved by any local government for reimbursement by the local government and which has been approved by the local government for reimbursement, is entitled to be reimbursed for the expense in accordance with subsection (3).

(3) A council member to whom subsection (2) applies is to be reimbursed for the expense —

(a) where the extent of reimbursement for the expense has been determined, to that extent; or

(b) where the local government has set the extent to which the expense can be reimbursed and that extent is within the range determined for reimbursement, to that extent.

**Local Government (Administration) Regulations 1996**

Part 8 Local government payments and gifts to members

32. Expenses that may be approved for reimbursement (Act s. 5.98(2)(b) and (3))

(1) For the purposes of section 5.98(2)(b), the kinds of expenses that may be approved by any local government for reimbursement by the local government are —

(a) an expense incurred by a council member in performing a function under the express authority of the local government; and

(b) an expense incurred by a council member to whom paragraph (a) applies by reason of the council member being accompanied by not more than one other person while performing the function if, having regard to the nature of the function, the local government considers that it is appropriate for the council member to be accompanied by that other person; and

(c) an expense incurred by a council member in performing a function in his or her capacity as a council member.

**Strategic Implications:**

Councillor involvement in meetings and conferences sits under the Objective 4 of the Strategic Community Plan - *Civic Leadership - To Provide Good Governance to the Murchison Shire.*

Development opportunities help Councillors to understand their respective roles and responsibilities in regard to the good governance of the Shire.

**Sustainability Implications**

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

**Policy Implications:**

Policy 8.1.1 Members Meeting Expenses

Policy 8.1.3 Accommodation

**Financial Implications:**

The reimbursement falls within the parameters of budgeted governance costs.

**Consultation:**

Nil

**Recommendation:**

That Council approve travel and/or accommodation costs for the following members to attend the WALGA State Council visit to the Murchison Country Zone of WALGA on the 5<sup>th</sup> and 6<sup>th</sup> of May 2016:  
(TBA)

*Cr Broad noted that WALGA were hoping that two delegates and the CEO would attend the State Council meeting and as he is on State Council, he would like someone to step into delegate position. It's an opportunity that happens rarely and not to be missed.*

**Voting Requirements:**

Simple majority

<b>Council Decision:</b>		
<b>Moved: Councillor</b>	<b>Seconded: Councillor</b>	
That Council approve the travel and accommodation costs for President Halleen, Councillor R Foulkes-Taylor, Councillor E Foulkes-Taylor and the CEO to attend the WALGA State Council visit to the Murchison Country Zone of WALGA on the 5 <sup>th</sup> and 6 <sup>th</sup> of May 2016.		
<b>Carried</b>	<b>For: 5</b>	<b>Against: 0</b>

**19. NOTICE OF MOTION**

**19.1 Volunteer Appreciation Award**

File:	4.2
Author:	Dianne Daniels – Chief Executive Officer
Interest Declared:	No interest to disclose
Date:	15 February 2016
Attachments:	N/A

**Matter for Consideration:**

Councillor R Foulkes-Taylor has indicated his intention to move the following Notice of Motion.

**Motion:**

That the Murchison Shire Council award a “volunteer appreciation award” to a member of the greater Murchison community at the end of each calendar year.

**Background:**

Some awards of outstanding community service within the Murchison have been bestowed upon a couple of people over the years, but these have been awarded on a very ad-hoc basis, often with many years in a row with no such acknowledgement at all.

In a community such as ours, voluntary work is critical to keep the district functioning in an era where the average net business incomes and population have both been dwindling.

I feel showing official appreciation on an annual basis would help the social fabric of our shire somewhat stronger, and would also allow recognition of some truly outstanding efforts over the years, many of which continue to this day.

**Some award guidelines for discussion.**

- Award to be decided by current Council?
- Elements such as period of service/amount of work/personal sacrifice/results of contribution/behind the scenes work would be considered?
- No formal nomination process – members of the community could be asked to mention potential recipients to their local member?
- No previous winner can be awarded again?

**Statutory Environment:**

LG Act s 2.7. Role of council

(1) The council —

- (a) governs the local government’s affairs; and
- (b) is responsible for the performance of the local government’s functions.

(2) Without limiting subsection (1), the council is to —

- (a) oversee the allocation of the local government’s finances and resources; and
- (b) determine the local government’s policies.

**Strategic Implications:**

Objective 3 in the Community Strategic Plan under the social well-being priority is to develop coordinate, provide and support services and facilities which enhance the quality of community life in the Shire.

**Policy Implications:**

Nil

**Budget/Financial Implications:**

There will be a small financial commitment depending on the type of award agreed upon.

**Sustainability Implications:**

- **Environmental:**  
There are no known significant environmental considerations
- **Economic:**  
There are no known significant economic considerations
- **Social:**  
Award ceremonies are a wonderful opportunity for communities to come together and celebrate individual and community achievements.

**Consultation:**

Nil

**Recommendation:**

That Council consider the Notice of Motion of Councillor R Foulkes-Taylor and provide guidance on this matter.

**Voting Requirements:**

Simple majority

<b>Council Decision:</b>		
<b>Moved: Councillor R Foulkes-Taylor</b>	<b>Seconded: Councillor Broad</b>	
That Council award a “Volunteer Appreciation Award’ to a member of the greater Murchison community at the end of each calender year.		
<b>Carried</b>	<b>For: 5</b>	<b>Against: 0</b>

**20. CEO ACTIVITY REPORT**

<b>Date</b>	<b>Activity</b>
14/12/2015	Admin Meeting
16/12/2015	Ballinyoo Bridge Site Meeting
17/12/2015	Phone Conference with President Halleen and Warren Olsen re Murchison Regional Vermin Council's decision to exclude Murchison Stations from the Vermin Cell.
17/12/2015	Council Meeting/Audit Committee Meeting
19/12/2015	Annual Meeting of Electors
4/01-29/01/2016	CEO on Annual Leave.
4/01/2016	Acting CEO Paul Rosair commenced.
5/01/2016	Introductory Meeting with President Halleen
6/01/2016	Phone Call with Branko Celler of CSIRO re Ngara – high data rate wireless point to point technology
6/01/2016	Ballinyoo Bridge Site Meeting
13/01/2016	Final Bridge Inspection with Superintendent/Main Roads/Works Supervisor
13/01/2016	Meeting with various people at MWDC
14/01/2016	Meeting with Nigel Sercombe Department Parks & Wild Life – pastoral discussion; Mark Adams re clearing regulations/Catherine Belcher WA Museum Geraldton re Interpretive Centre/Ron Shepard Fisheries re aquaculture possibilities
17/01/2016	Meeting with Pastoralists at Mt Narryer Station
20/01/2016	Phone discussion with Frances Jones regarding tourism
28/01/2016	Meeting with Frances Jones at Woolleen and Community Members at PIA.
29/01/2016	Final day for Paul Rosair. Met with Mullewa Shire Staff re condition of Carnarvon Mullewa Road. Flood Damage tenders opened by Superintendent, Tony Chisholm and LG rep. Handover by phone - Paul to Dianne
1/02/2015	CEO back from leave Admin meeting Works Supervisor meeting – CEO update after holidays OPT at Roadhouse still not functioning properly – pricing replacement for consideration
4/02/2015	Phone conversation with Scott Wyeth of DFES to confirm firefighting training on the 14 <sup>th</sup> & 15 <sup>th</sup> March and 29 <sup>th</sup> and 30 <sup>th</sup> August.
5/02/2015	Meeting of Assessment Panel and Special Meeting of Council to consider Flood Damage tenders – RFT 3.2015/16 Supervision awarded to Remote Roads and RFT 4.2015/16 Plant Hire with operators awarded to Quadrio Earthmoving (Parcels 1 & 2) and Squires Resources (Parcel 3)
8/02/2015	SKA Regional Stakeholders meeting in Geraldton
9/02/2015	Meeting with Works Supervisor

**Recommendation:**

That the CEO's Activity Report be accepted.

*President Halleen noted that Paul Rosair did an excellent job during his four weeks as Acting CEO.*

**Voting Requirements:**

Simple Majority

**Council Decision:**

**Moved: Councillor Broad**

**Seconded: Councillor Whitmarsh**

That the CEO's Activity Report be accepted.

**Carried**

**For: 5**

**Against: 0**



**21. URGENT BUSINESS*****Council Decision:*****Moved: Councillor R Foulkes-Taylor****Seconded: Councillor Williams**

That two Items of Urgent Business be accepted, to be considered behind closed doors.

**Carried****For: 6****Against: 0****22. ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS****Motion to close the meeting to the Public****Recommendation:**

That the meeting move behind closed doors to discuss one item.

**Voting Requirements:**

Simple Majority

***Council Decision:*****Moved: Councillor E Foulkes-Taylor****Seconded: Councillor Whitmarsh**

That the meeting go behind closed doors.

**Carried****For: 6****Against: 0****22.1 CEO Annual Performance Review Process*****Council Decision:*****Moved: Councillor R Foulkes-Taylor****Seconded: Councillor Whitmarsh**

That Council contacts John Phillips to facilitate the CEO review which is to be carried out at the ordinary meeting of Council in April 2016.

**Carried****For: 6****Against: 0****22.2 Urgent Business - CONFIDENTIAL - Request for Haulage Permit – Contract Power and Stance Regarding Future Such Permits related to MRO*****Council Decision:*****Moved: Councillor S Broad****Seconded: Councillor Williams**

1. Council endorses, in this instance, the Permit to Operate Heavy Vehicles – Contract Power, subject to the inclusion of a performance bond of \$30,000 and the inclusion of a clause enabling the Shire of Murchison to charge Contract Power for the time taken by the Shire's Representative to undertake road inspections at \$95 per hour; and

2. The CEO is to write to CSIRO (James Abbott) on behalf of Council notifying them that this is the last permit/agreement that will be negotiated with individual contractors in regard to the use of the road for development at the MRO site (including SKA) and that all future negotiations will be conducted with the Principal of the site, CSIRO.

**Carried****For: 6****Against: 0**

**22.3 Urgent Business - Roadhouse OPT**

<b>Council Decision:</b>		
<b>Moved: Councillor S Broad</b>	<b>Seconded: Councillor R Foulkes-Taylor</b>	
That Council bypass the outside payment Terminal at the Roadhouse and allow the lessee to manually serve fuel during business hours only, notifying community and external partners of the changes until we can investigate further options.		
<b>Carried</b>	<b>For: 6</b>	<b>Against: 0</b>

*A fourth item was considered by Council whilst behind closed doors.*

**22.4 Request for Apology by Mr & Mrs R Seaman**

<b>Council Decision:</b>		
<b>Moved: Councillor S Broad</b>	<b>Seconded: Councillor Williams</b>	
That no apology would be given as requested in phone conversations by Bridget and Reg Seaman on Thursday 18 <sup>th</sup> February 2016 in regard to the removal of Mrs Seaman’s personal items from chambers during a behind closed door session at the 20 <sup>th</sup> February 2015 Ordinary Council Meeting.		
<b>Carried</b>	<b>For: 6</b>	<b>Against: 0</b>

**Motion to open the meeting to the Public**

**Recommendation:**

That the meeting move out from behind closed doors.

**Voting Requirements:**

Simple Majority

<b>Council Decision:</b>		
<b>Moved: Councillor Broad</b>	<b>Seconded: Councillor R Foulkes-Taylor</b>	
That the meeting move out from behind closed doors.		
<b>Carried</b>	<b>For: 6</b>	<b>Against: 0</b>

*1:10 pm The meeting broke for lunch.*

*Councillor Williams did not return to the meeting after lunch.*

*The Order of Business returned to normal, picking up at Item 14 Announcements Concerning Meetings.*

**23. MEETING CLOSURE**

The meeting closed at 4:00 pm.

<p>These minutes were confirmed at the council meeting held on .....</p> <p>Signed..... Presiding Officer</p>
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