



# MINUTES

## Shire of Menzies **ORDINARY COUNCIL MEETING**

SHIRE OF MENZIES COUNCIL CHAMBERS  
THURSDAY JUNE 25th 2009 COMMENCED AT 9.30 AM

# SHIRE OF MENZIES

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SHIRE OF MENZIES



**ORDINARY COUNCIL MEETING  
JUNE 25<sup>TH</sup> 2009,  
IN COUNCIL CHAMBERS COMMENCED AT 9-30 AM**

## M I N U T E S

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

The Shire President welcomed all elected Members, Staff and Visitors and declared the meeting open at 9.30 am.

VISITORS:

Joan Tucker	
Alana Cameron	
Nadine Tucker	
Sam Mazza	
Kate McNamara	(BHP Billiton)
L T Ksham	(BHP Billiton)

Visitors vacated at 9.51am

**2 RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE PREVIOUSLY APPROVED**

PRESENT:	<i>Cr S. Tonkin</i>	<i>Shire President</i>
	<i>Cr G Stubbs</i>	<i>Deputy President</i>
	<i>Cr K Pusey</i>	<i>Councillor</i>
	<i>Cr J Dwyer</i>	<i>Councillor</i>
	<i>Cr G Dwyer</i>	<i>Councillor</i>
	<i>Cr A Kelly</i>	<i>Councillor</i>
	<i>Mr B Seale</i>	<i>Chief Executive Officer</i>

APOLOGIES:	<i>Cr I Tucker</i>	<i>Councillor</i>
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LEAVE OF ABSENCE	Nil
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**3 RESPONSES TO PREVIOUS PUBLIC QUESTION TIME TAKEN ON NOTICE**

Nil

**4 PUBLIC QUESTION TIME**

Nil

**5 DECLARATIONS OF INTEREST / APPLICATIONS FOR LEAVE OF ABSENCE.**

Nil

**'YEELIRRIE PROJECT'**

BHP Billiton representatives:

Project presented by Kate McNamara and Ms L T Ksham

**THE YEELIRRIE URANIUM PROJECT**

A comprehensive hand out was provided to acquaint the Council with the project details and provided an undertaking to keep Council informed on the progress of the project with regular update bulletins.

As a summary, the details include the fact of the mine site being 500 kilometres North of Kalgoorlie of an anticipated 5,000 tonne of yellow cake being produced p.a. and will be carted by truck through Menzies to Kalgoorlie by a few trucks per week, for transport to Darwin.

The project plans construction in 2011 and production in 2014 and will require 700 men for the construction phase and 300 for the operational stage.

The processing will take place on site and the mine has a likely life expectancy of 20 to 40 years. Comment was made that the toxicity is less than that of lead and stringent controls over the mining and transportation will be initiated.

The BHP Billiton group are committed to selling the product for "Electrical Power Generation" and will not enter into arrangements with clients involved in warfare.

The representatives assured Council they will provide update bulletins to Council on a regular basis and asked if council will consider the request for membership on the "Community Reference Group" committee, which is intended to be addressed later in the meeting.

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## 7 CONFIRMATION OF PREVIOUS MINUTES

7.1 Confirmation of the Previous Minutes of Council held **May 28th**, 2009, as presented be adopted, subject to the amendment reflecting Cr. Dwyer (J) was recorded as an 'expression of interest' in the Kookynie Project.

MOVED Cr	Cr Kelly
SECONDED Cr	Cr Pusey
CARRIED:	6/0

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## 8 ANNOUNCEMENTS BY PRESIDENT WITHOUT DISCUSSION / QUESTIONS ON NOTICE.

8.1 Announcements by the President without Discussion.

8.1.1 Tropicana Meeting in Perth

- Good progress made & document to issue in August.
- Diesel power to be used.
- Storage of waste being planned.

8.1.2 Lake Ballard Meeting

- Conducted on May 21<sup>st</sup> 2009.
- Good outcome achieved and progression made.

8.2 Questions on Notice

Nil

### COUNCIL RESOLUTION

ITEM 8.1

That the Presidents Report as presented be received.

MOVED Cr	Cr Dwyer (J)
SECONDED Cr	Cr Pusey
CARRIED:	6/0

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### QUESTIONS ON NOTICE

ITEM 8.2

Nil

## 9 REPORTS OF COMMITTEES AND OFFICERS

**Chief Executive Officer**

<b>SUBMISSION TO:</b>	Ordinary Meeting of Council
<b>LOCATION:</b>	Shire of Menzies
<b>APPLICANT:</b>	N/A
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	None
<b>DATE:</b>	June 25 <sup>th</sup> 2009
<b>AUTHOR:</b>	
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	Brian Seale, Chief Executive Officer
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**BACKGROUND:**

The Financial Reports (AAS27) are presented monthly, generated by our off-site Accountants, UHY Haines Norton and printed in our office.

**COMMENT:**

Included in these Financial Reports, (which are an equivalent of a quarterly financial report) are a rates report and a report on reserves funds

**CONSULTATION:**

Ms Mandy Wynne, Haines Norton.

**STATUTORY ENVIRONMENT:**

As per Local Government (Financial Management) Regulations 1996 Regulation 34

**34. Financial activity statement report - s. 6.4**

- (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 the 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); and*
  - (e) *The net current assets at the end of the month to which the statement relates.*

- (2) *Each statement of financial activity is to be accompanied by documents containing –*
- (a) *an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets;*
  - (b) *An explanation of each of the material variances referred to in sub regulation (1) (d); and*
  - (c) *Such other supporting information as is considered relevant by the local government.*
- (3) *The information in a statement of financial activity may be shown -*
- (a) *According to nature and type classification;*
  - (b) *By program; or*
  - (c) *By business unit.*
- (4) *A statement of financial activity, and the accompanying documents referred to in sub regulation (2), are to be –*
- (a) *presented to the council -*
    - (i) *At the next ordinary meeting of the council following the end of the month to which the statement relates; or*
    - (ii) *if the statement is not prepared in time to present it to the meeting referred to in subparagraph (i), to the next ordinary meeting of the council after that meeting;*
- And*
- (b) *Recorded in the minutes of the meeting at which it is presented.*
- (5) *Each financial year, a local government is to adopt a percentage or value, calculated in accordance with AAS 5, to be used in statements of financial activity for reporting material variances.*
- (6) *In this regulation -*
- } **committed assets**~ means revenue unspent but set aside under the annual budget for a specific purpose;*
  - } **restricted assets**~ have the same meaning as in AAS 27.*

*[Regulation 34 inserted in Gazette 31 Mar 2005 p. 1049-50.]*

**POLICY IMPLICATIONS:**

None

**FINANCIAL IMPLICATIONS:**

Reporting on Financial Activity

**VOTING REQUIREMENTS:**

Simple Majority required

<b>COUNCIL DECISION / OFFICER RECOMMENDATION</b>	<b>ITEM 9.1</b>
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That the Financial Statements to **May 30<sup>st</sup> 2009** as presented be adopted

MOVED Cr	Cr Stubbs
SECONDED Cr	Cr Kelly
CARRIED:	6/0

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**10.39 am**      ***Council Adjourns***

**11.11 am**      ***Council resumed***

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**11.11 am**      ***Police, Officer In Charge – Jason Rafferty, arrives and addresses Council***

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**Report from the Leonora Police O.I.C. - Sgt Jason Rafferty**

Sgt Jason Rafferty addressed Council at the request of President Tonkin and commented on the following points of current attention for the Police at Leonora.

The sad event in the recent demise of an Aboriginal Elder, Mr Wade from Warburton has initiated a control measure, where transport of detainees will in the future stop at Menzies for a rest and for water.

This tragic circumstance has required the introduction of the Police sharing the duties of transport with the contractors G.S.L.

Present issues of concern include speeding, petrol sniffing, substance abuse, seatbelts and drunkenness.

Furthermore, Station Patrols are to recommence shortly.

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**11.28 am**      ***Police Officer, Jason Rafferty vacates Chambers***

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<b>SUBMISSION TO:</b>	Ordinary Meeting of Council
<b>LOCATION:</b>	Shire of Menzies
<b>APPLICANT:</b>	N/A
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	None
<b>DATE:</b>	June 25 <sup>th</sup> , 2009
<b>AUTHOR:</b>	Brian Seale, Chief Executive Officer
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	Brian Seale, Chief Executive Officer
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**BACKGROUND:**

Associated reports requested by Council are attached

**COMMENT:**

Included in these reports are the Balance Sheet, Income Statement, Investment Register and Road reports.

**CONSULTATION:**

Council and the Chief Executive Officer.

**STATUTORY ENVIRONMENT:**

As per Local Government (Financial Management) Regulations 1996 Regulation 34

**Reg/34. Financial activity statement report - s. 6.4**

- (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 the 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); and*
  - (e) *The net current assets at the end of the month to which the statement relates.*
- (2) *Each statement of financial activity is to be accompanied by documents containing*
- (a) *an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets;*
  - (b) *An explanation of each of the material variances referred to in sub regulation (1)(d); and*

- (c) *Such other supporting information as is considered relevant by the local government.*
- (3) *The information in a statement of financial activity may be shown -*
  - (a) *According to nature and type classification;*
  - (b) *By program; or*
  - (c) *By business unit.*
- (4) *A statement of financial activity, and the accompanying documents referred to in sub regulation (2), are to be –*
  - (a) *presented to the council –*
    - (i) *At the next ordinary meeting of the council following the end of the month to which the statement relates; or*
    - (ii) *if the statement is not prepared in time to present it to the meeting referred to in subparagraph (i), to the next ordinary meeting of the council after that meeting;*
  - And:*
  - (b) *Recorded in the minutes of the meeting at which it is presented.*
- (5) *Each financial year, a local government is to adopt a percentage or value, calculated in accordance with AAS 5, to be used in statements of financial activity for reporting material variances.*
- (6) *In this regulation -*
  - } **committed assets**~ means revenue unspent but set aside under the annual budget for a specific purpose;*
  - } **restricted assets**~ have the same meaning as in AAS 27.*

*[Regulation 34 inserted in Gazette 31 Mar 2005 p. 1049-50.]*

<b>POLICY IMPLICATIONS:</b>	None
<b>FINANCIAL IMPLICATIONS:</b>	Reporting on Financial Activity
<b>VOTING REQUIREMENTS:</b>	Simple Majority required

<b>COUNCIL DECISION / OFFICER RECOMMENDATION</b>	<b>ITEM 9.2</b>
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That the Reports to the Financial Statements to **May 31<sup>st</sup>, 2009** as presented be received.

MOVED Cr	Cr Kelly
SECONDED Cr	Cr Dwyer (G)
CARRIED:	6/0

<b>SUBMISSION TO:</b>	Ordinary Meeting of Council
<b>LOCATION:</b>	Shire of Menzies
<b>APPLICANT:</b>	N/A
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	None
<b>DATE:</b>	June 25 <sup>th</sup> , 2009
<b>AUTHOR:</b>	Brian Seale, Chief Executive Officer
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	Brian Seale, Chief Executive Officer
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**BACKGROUND:**

Cheque numbers 6158 to 6245 including direct debits and bank statement transfers totalling \$979,457-27 are presented for payment as per the submitted lists as well as Receipts totalling \$2,168,972.39

**COMMENT:**

Nil

**CONSULTATION:**

Nil

**STATUTORY ENVIRONMENT**

Local Government (Financial Management) Regulations 1996 Regulation 13

**Reg/13. LIST OF ACCOUNTS**

- (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;*
  - (b) *The amount of the payment;*
  - (c) *The date of the payment; and*
  - (d) *Sufficient information to identify the transaction.*
- (2) *A list of accounts for approval to be paid is to be prepared each month showing –*
- (a) *For each account which requires council authorisation in that month –*
    - (i) *The payee's name;*
    - (ii) *The amount of the payment; and*
    - (iii) *Sufficient information to identify the transaction;*
  - And:
  - (b) *The date of the meeting of the council to which the list is to be presented.*

- (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.*

*[Regulation 13 inserted in Gazette 20 Jun 1997 p. 2838-9; amended in Gazette 31 Mar 2005 p. 1048.]*

**POLICY IMPLICATIONS:**

All signing of cheques were carried out as per Policy 3.8.  
(All amounts over \$15,000.00 were counter signed by a Council Member).

**FINANCIAL IMPLICATIONS:**

Reduction to the Municipal Fund Balance

**VOTING REQUIREMENTS:**

Simple Majority required

<b>COUNCIL DECISION / OFFICER RECOMMENDATION</b>
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<b>ITEM 9.3</b>
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That cheque numbers 6158 to 6245 including direct debits and bank statement transfers totalling **\$979,457-27** are presented for payment as per the submitted lists as well as Receipts totalling **\$2,168,972.39** be approved as submitted.

MOVED Cr	Cr Kelly
SECONDED Cr	Cr Dwyer (J)
CARRIED:	6/0

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**9.4 REPLACEMENT CHEQUE \$7,700 – BUDGET PROVISION REQUIRED**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	<b>N/A</b>
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25<sup>th</sup>, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider budget variation of \$7,700 to accommodate a budget provision to cover the replacement cheque issued in a previous financial year and written off the Municipal Revenue, being unclaimed and now restitution was being sought and paid.

**BACKGROUND:**

A Councillor raised this comment in the May meeting as to having identified that the Administration had debited a cost centre for which there was no budget provision and whilst the entry was legitimate, the action of incurring an expense without council approval is not.

**COMMENT:**

**CONSULTATION**

**STATUTORY ENVIRONMENT:** N/A

**POLICY IMPLICATIONS:**

None - Not Applicable

**FINANCIAL IMPLICATIONS:**

Whilst this issue may seem over administrative, the principle of maintaining a balanced budget is paramount and important and for that reason it is proposed to seek a budget variation of \$7,700 from the "Own Maintenance Resource" cost centre and convert that value to this item to cover the expense and maintain a balanced budget approach

**VOTING REQUIREMENTS:**

Simple Majority required

**COUNCIL DECISION / OFFICER RECOMMENDATION**

**ITEM 9.4**

To approve a budget variation in the 2008/09 financial year with the reduction of budget provision of \$7,700 from the "Own Maintenance Resources" cost centre and apply this budget provision to the cost centre titled "Replacement Cheque".

MOVED Cr                      Cr Kelly  
SECONDED Cr                Cr Pusey  
CARRIED:                      6/0

- Councillor Stubbs declares an interest in Item 9.5

<b>9.5 CULTURAL AWARENESS COURSE 2009/10 YEAR</b>
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<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	<b>N/A</b>
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider the budget provision of a "Cultural Awareness Course" for councillors and/or staff during the 2009/10 year in the sum of say \$2,000.

**BACKGROUND:**

This issue was raised at the May meeting, with the request for this item to be prepared for discussion at the June meeting.

**COMMENT:**

This is a valuable opportunity for non-indigenous personnel to be engaged in the sensitivities of cultural awareness in a community of largely indigenous people.

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:** None

**FINANCIAL IMPLICATIONS:**

Budget provision of approximately \$2,000 will be required in the 2009/10 budget year to accommodate this expenditure.

**VOTING REQUIREMENTS:** Simple Majority required

<b>COUNCIL DECISION / OFFICER RECOMMENDATION</b>	<b>ITEM 9.5</b>
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To make budget provision in the 2009/10 year for "Cultural Awareness" fees of \$2,000, as proposed at the May meeting of Council.

MOVED Cr	Cr Pusey
SECONDED Cr	Cr Kelly
CARRIED:	5/0

**9.6 FLAG POLE FOR THE INDIGENOUS FLAG**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider an additional flag pole at the Administration centre to fly the Indigenous flag, as suggested at the May meeting.

**BACKGROUND:**

Council presently has three flag poles for the Commonwealth Flag, the State Flag and the Shire Flag.

**COMMENT:**

Council raised this issue at the May meeting seeking that an item be raised at the June meeting for consideration in the 2009/10 year.

**CONSULTATION:** None

**STATUTORY ENVIRONMENT:** None

**POLICY IMPLICATIONS:** None

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.6**

To make budget provision of \$3,000 in the 2009/10 year to accommodate the supply and installation of a flag pole at the administration centre to accommodate the addition of the indigenous flag when issues arise to fly the Indigenous flag.

MOVED Cr	Cr Pusey
SECONDED Cr	Cr Kelly
CARRIED:	6/0

**9.7 BUDGET PROVISION – 2009/10 STAFF RESIDENCE**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY**

To consider the provision of say \$400,000 in the 2009/10 year to provide a residence of the Chief Executive Officer, in terms of a design to be presented to Council for approval and subject to budget adoption..

**BACKGROUND:**

Council supported the concept in principle recently at the May meeting requesting an item be presented to the June meeting for formal approval/discussion.

**COMMENT:**

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

Approximately \$400,000 (approximately) will be required in the 2009/10 year for this project.

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.7**

To make budget provision of \$400,000 in the 2009/10 year to accommodate the requirements of the “ Chief Executive Officer’s “ residence, subject to the following :

1. Design details, together with a proposed location plan to be presented to council.
2. Comprehensive cost analysis to be presented to Council
3. Budget adoption meeting supporting this proposal.
4. Council is to have significant involvement and decision making capacity in the residence design, colour scheme, standard of fittings, and shed/patio designs (e.t.c.)

**“LAPSED TO JULY MEETING FOR WANT OF MOVER AND SECONDER”**



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- 12.02 pm Councillor Stubbs vacates Council Chambers
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<b>9.8 PURCHASE OF U.C.L. LOT 171 ONSLOW STREET MENZIES.</b>
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<b>SUBMISSION TO:</b>	Ordinary Meeting of Council
<b>LOCATION:</b>	Shire of Menzies
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	None
<b>DATE:</b>	June 25th, 2009
<b>AUTHOR:</b>	Brian Seale, Chief Executive Officer
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	Brian Seale, Chief Executive Officer
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider support to Mr Ken Atkinson, who has expressed an interest in the acquisition / purchase of lot 171 Onslow Street from the Department of Planning an Infrastructure with the object of the constructing a dwelling thereon.

**BACKGROUND:**

The applicant has sought this particular lot as its location is adjacent to a lot owned by a long time friend. This matter was raised at the May meeting and deferred for further consideration at the June meeting.

**COMMENT:**

Temporary permission has been granted to Mr Atkinson to utilise the site for three months as a storage facility, in view of the urgent need.

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:** None.

**VOTING REQUIREMENTS:** *Simple Majority required*

<b>COUNCIL DECISION</b>
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<b>ITEM 9.8</b>
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To support the acquisition/purchase of the U.C.L. lot 171 in Onslow Street for Mr Ken Atkinson from the Department for Planning and Infrastructure for a residential construction, as requested by Mr Atkinson..

MOVED Cr Cr Pusey  
SECONDED Cr Cr Dwyer (J)  
CARRIED: 5/0

**9.9 W.A.L.G.A. REQUEST FOR RESPONSES.**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider responses to the request from the WALGA office in terms of the attachments relative to the following issue.

1. Rail Safety Bill 2009
2. Review state Local Government Public Library Framework Agreement
3. Citizenship Ceremonies
4. Review of the Town Planning Regulations 1967 and the Model Scheme Text

**BACKGROUND:** Requests for council responses are routine.

**COMMENT:** Previously, council has permitted the C.E.O. to respond to these requests on the basis that the response is made available to Council through the Information Bulletin.

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.9**

To provide response to the WALGA office requests in terms of advices provided to the C.E.O. during the meeting, relative to the attachments presented to council, for the following topic.

1. Rail Safety Bill 2009
2. Review state Local Government Public Library Framework Agreement
3. Citizenship Ceremonies
4. Review of the Town Planning Regulations 1967 and the Model Scheme Text

MOVED Cr                      Cr Pusey  
SECONDED Cr                Cr Kelly  
CARRIED:                      5/0

**9.10 DOG CONTROLS - BOUNTY**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider an approach for a strategy to control the ravages of the wild dog problem in the Shire of Menzies, as raised in Council at the May meeting.

**BACKGROUND:**

Significant concerns have been raised in recent times relative to the extent of carnage and loss of livestock in the Shire as a result of the wild dog issue.

**COMMENT:**

Council raised the suggest at the May meeting that perhaps a bounty per head may encourage professional shooters to assist the Dogging groups in controlling this ever increasing problem..

A recent "Bounty Trial" was conducted in Leonora art \$20 per head, though only 58 scalps were presented, accordingly the Agriculture Department don't feel the bounty strategy is effective. They recommend the "Dogging and Environmental groups, coupled with the Aerial Baiting concept.

**CONSULTATION:**

Agriculture Dept – Ken Rose 9368-3333

**STATUTORY ENVIRONMENT:** Not Applicable

**POLICY IMPLICATIONS:** Not Applicable

**FINANCIAL IMPLICATIONS:** A bounty will require funding.

**VOTING REQUIREMENTS:** *Simple Majority required*

**COUNCIL DECISION**

**ITEM 9.10**

To assist in contributing to the Wild Dog problem, to approve of a bounty of \$20 per head with a budget parameter of \$20,000 to be applied in the 2009/10 year for this purpose, subject to contact being made with the local dogging groups and encouragement of local business persons to assist in the control of the dog problem.

**“LAPSED FOR WANT OF A MOVER & SECONDER”**

**9.11 POLICY – GRADING OF ROADSIDE AIR-STRIPS FOR THE R.F.D.S.**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider the provision of a policy clause to accommodate the regular grading of road side air-strips for the purpose of access by the Royal Flying Doctor Service.

**BACKGROUND:**

Not applicable

**COMMENT:**

This matter was raised in Council at the May meeting with a request that this item be raised for discussion and consideration at the June meeting.

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**N/A.**

**POLICY IMPLICATIONS:**

Clause 7.7 (Works and Services)

**FINANCIAL IMPLICATIONS:**

None.

**VOTING REQUIREMENTS:**

*Simple Majority required*

**COUNCIL DECISION**

**ITEM 9.11**

To adopt a policy clause to be included at 7.7 in the Shire policy manual, to provide for the grading of roadside air-fields for the purpose of support to the Royal Flying Doctor Service, as an annual event, where the name of the air-field is to be included in the manual at clause 7.7.

**“LAPSED FOR WANT OF A MOVER & SECONDER”**

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- 
- 12.28pm - CR Stubbs returns to Council
- 

<b>9.12 BUDGET PROVISION – TOWN HALL RENOVATIONS/OVEN/KITCHEN</b>
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<b>SUBMISSION TO:</b>	Ordinary Meeting of Council
<b>LOCATION:</b>	Shire of Menzies
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	None
<b>DATE:</b>	June 25th, 2009
<b>AUTHOR:</b>	Brian Seale, Chief Executive Officer
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	Brian Seale, Chief Executive Officer
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider budget provision in the 2009/10 year of \$20,000 to accommodate the proposed renovations for the town hall to include the provision of an industrial size oven, replacement s chairs and painting.

**BACKGROUND:**

This proposal was supported at the May meeting with a request that an item be raised for the June meeting for council deliberation.

**COMMENT:**

It appears the existing oven is inadequate and some the chairs have failed and collapsed with age.

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** *Simple Majority required*

<b>COUNCIL DECISION</b>	<b>ITEM 9.12</b>
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To make budget provision of \$20,000 in the 2009/10 year to accommodate the design of some renovations to the Town Hall to include a replacement oven, kitchen renovation and chairs, subject to the following:

1. Submission to Council of a comprehensive cost listing of the requirements prior to expenditure.
2. Subject to budget adoption for the 2009/10 year.
3. Council to have the opportunity to have a significant involvement in the design, colour scheme and selection of items.

MOVED Cr                      Cr Dwyer (J)  
SECONDED Cr                Cr Kelly  
CARRIED:                      6/0

**9.13 R.O.W. CLOSURE AT WEBB ST. MENZIES**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider closure of the R.O.W. between lot 770 and 771 in Webb Street as proposed in the attached letter of application.

**BACKGROUND:**

**COMMENT:**

The surveyors plan and attached data details the proposal for Councils consideration.

**CONSULTATION:**

This item was raised at the May meeting with a deferment until to June meeting in order to determine the ownership of Lot 771 Webb Street. The owner is the Dept of Planning and Infrastructure and listed as reserve number 7024 (Excepted from Sale). Anthony Snelling is the owner of lot 770

**STATUTORY ENVIRONMENT:** **Land Administration Act – Section 58(3.)**

**POLICY IMPLICATIONS:** None

**FINANCIAL IMPLICATIONS:** None

**VOTING REQUIREMENTS:** *Simple Majority required*

**COUNCIL DECISION**

**ITEM 9.13**

To approve of the proposed application to close the R.O.W. between lot 770 and 771 in Webb Street as requested, in terms of the attached data.

MOVED Cr                      Cr Pusey  
SECONDED Cr                Cr Stubbs  
CARRIED:                      5/1

**9.14 GOVERNORS VISIT TO THE GOLDFIELDS**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

Council is in receipt of advices from the "Goldfields Esperance Development Commission" seeking Council views on the proposed Governors Visit, scheduled for Mid September 2009, in terms of the attached request.

**BACKGROUND:** Not applicable

**COMMENT:**

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:** Not applicable

**FINANCIAL IMPLICATIONS:**

There is no specific budget provision for this facility in the current budget.

**VOTING REQUIREMENTS:** *Simple Majority required*

<b>COUNCIL DECISION</b>	<b>ITEM 9.14</b>
-------------------------	------------------

To approve of a budget provision in the 2009/10 year to accommodate the Governors Visit, scheduled for Mid September 2009, with budget provision of \$1,000 for this function as proposed in the attached letter of request.

MOVED Cr	Cr Kelly
SECONDED Cr	Cr Dwyer (J)
CARRIED:	6/0

**9.15 TRAINING WORKSHOP FOR THE WORKS MANAGER**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider the approval for the Works Manager to attend a training workshop as part of his professional development in the sum of \$1,140.

**BACKGROUND:**

This matter was raised at the May meeting where the matter was deferred until the June meeting

**COMMENT:**

<b>CONSULTATION:</b>	None
<b>STATUTORY ENVIRONMENT:</b>	None
<b>POLICY IMPLICATIONS:</b>	None
<b>FINANCIAL IMPLICATIONS:</b>	None
<b>VOTING REQUIREMENTS:</b>	<i>Simple Majority required</i>

**COUNCIL DECISION** **ITEM 9.15**

To make budget provision to accommodate a Training Workshop for the Works Manager in the sum of \$1,140, as advised at the May meeting of Council.

MOVED Cr	Cr Pusey
SECONDED Cr	Cr Kelly
CARRIED:	6/0

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**9.16 MEMBERSHIP OF THE YEELIRRIE REFERENCE GROUP**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider the membership of the “Yeelirrie Reference Group” committee in terms of the attached request from the BHP Billiton group, seeking participation from a Councillor and a member of the community.

**BACKGROUND:**

Council is in receipt of the attached advices seeking support for membership in the committee, as proposed. These advices were forwarded to all councillors for consideration.

**COMMENT:**

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:** None

**FINANCIAL IMPLICATIONS:** None

**VOTING REQUIREMENTS:** *Simple Majority required*

**COUNCIL DECISION**

**ITEM 9.16**

To appoint Cr G Dwyer and Mr Jamie Mazza from the community as representatives on the Yeelirrie Reference Group committee, as proposed in terms of the attached application of request from the BHP Billiton office.

MOVED Cr Cr Pusey  
SECONDED Cr Cr Dwyer (J)  
CARRIED: 6/0

**9.17 DONATION REQUEST - THE REGIONAL DISPLAY AT THE ROYAL SHOW**

<b>SUBMISSION TO:</b>	Ordinary Meeting of Council
<b>LOCATION:</b>	Shire of Menzies
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	None
<b>DATE:</b>	June 25th, 2009
<b>AUTHOR:</b>	Brian Seale, Chief Executive Officer
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	Brian Seale, Chief Executive Officer
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider a donation for the Display at the Royal Show for the Goldfields display.

**BACKGROUND:**

Council is in receipt of advices form the City of Kalgoorlie Boulder seeking support from Menzies in the sum of \$2,000 to join with other Shires in a joint display, in terms of the attached request for support..

**COMMENT:**

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** *Simple Majority required*

**COUNCIL DECISION**

**ITEM 9.17**

To make budget provision in the sum of \$2,000 in the 2009/10 year as a donation to support the combined Goldfields display at the Royal Show, as proposed in the attached letter of request.

MOVED Cr                      Cr Dwyer (J)  
SECONDED Cr                Cr Kelly  
CARRIED:                      6/0

**9.18 LAKE BALLARD – MARKETING PLAN**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider the attached marketing plan for the Lake Ballard project in terms of the agreement as attached.

**BACKGROUND:**

It appears this has previously been approved, though not progressed to an execution with the Tourist Commission, for reasons which remain obscure.

The document was prepared by Tourism W.A.

**COMMENT:**

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

\$85,000 is available from this agreement, which I understand is still available.

**VOTING REQUIREMENTS:**            *Simple Majority required*

<b>COUNCIL DECISION</b>	<b>ITEM 9.18</b>
-------------------------	------------------

To approve and execute the Tourism Marketing “Funding Agreement” as attached for the Lake Ballard project, subject to the following:

- 1.) Support and agreement from Tourism W.A.to the agreement and in the provision of funds in the sum of \$85,000
- 2.) Amendments and variations in the agreement, as advised during the meeting.
- 3.) Budget provision for the revenue in the sum of \$85,000 in the 2009/10 year.

MOVED Cr                      Cr Dwyer (J)  
SECONDED Cr                 Cr Kelly  
CARRIED:                        6/0

**9.19 INTERIM AUDIT REPORT – JUNE 30<sup>TH</sup>, 2009.**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider and receive the auditor's report as the interim report for the year ended June 30<sup>th</sup>, 2009, as presented.

**BACKGROUND:**

It is customary and routine for the auditor to conduct the interim audit appraisal in February and the Annual audit in approximately August in each year.

**COMMENT:**

The report was presented to Council at the May meeting, where the council requested an item be prepared for the June meeting to address the report.

<b>CONSULTATION:</b>	None
<b>STATUTORY ENVIRONMENT:</b>	Not Applicable
<b>POLICY IMPLICATIONS:</b>	N/A
<b>FINANCIAL IMPLICATIONS:</b>	There are no financial implications attached to this item.
<b>VOTING REQUIREMENTS:</b>	Simple Majority required

**COUNCIL DECISION**

**ITEM 9.19**

To receive the Auditors Interim audit report for the year ended June 30<sup>th</sup>, 2009, as presented and for the Chief Executive Office to ensure the matters raised are addressed with a further report evidencing conclusion to these matters by the September meeting.

MOVED Cr                      Cr Pusey  
SECONDED Cr                Cr Kelly  
CARRIED:                      6/0

**9.20 TOWN ROADS – PLANNING FOR DEVELOPMENT**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider a planned approach for the road network to accommodate the future needs of the community.

**BACKGROUND:**

Councillor Stubbs raised this issue at the May meeting, suggesting it be raised as an item for consideration at the June meeting, in order that Council will be prepared for development in terms of the Road Network in the future

<b>COMMENT:</b>	None
<b>CONSULTATION:</b>	None
<b>STATUTORY ENVIRONMENT:</b>	None
<b>POLICY IMPLICATIONS:</b>	None
<b>FINANCIAL IMPLICATIONS</b>	None
<b>VOTING REQUIREMENTS:</b>	<i>Simple Majority required</i>

**COUNCIL DECISION** **ITEM 9.20**

To consider a planned approach for the development of the Road network, in order to accommodate the future needs of the community, in terms of advice provided to the Chief Executive Officer during the meeting, on an as required basis.

MOVED Cr	Cr Dwyer (J)
SECONDED Cr	Cr Kelly
CARRIED:	6/0

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1.22pm	Adjourned for Luncheon
2.20pm	Resumed Council

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- 
- **Councillors Pusey, J Dwyer & G Dwyer declare an interest in Item 9.21**
- 

<b>9.21 KOOKYNIE WALK TRAIL - (BROCHURE)</b>
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<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider the draft document of the Kookynie Interpretation Plan brochure as attached and presented by councils consultant (Jesse Brampton.) as the approved brochure for the Shire of Menzies.

**BACKGROUND:**

Council has engaged Jesse Brampton as the Shire consultant to design a Walk Trail for Kookynie and a brochure for this purpose.

**COMMENT:**

This item was raised at the May meeting but "Not Addressed" due to a loss of Quorum. Accordingly, it is raised again for Council consideration.

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:** Budget provision applies to this project in this financial year as required..

**VOTING REQUIREMENTS:** Simple Majority required

<b>COUNCIL DECISION</b>	<b>ITEM 9.21</b>
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To approve the brochure for the Kookynie Interpretation Plan as presented by Councils consultant (Jesse Brampton), subject to any amendments as advised to the Chief Executive Officer during the meeting.

**“ LAPSED FOR ‘LOSS OF QUORUM’ ”**

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**9.22 KOOKYNIE INTERPRETATIVE PLAN**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider the progressing of the interpretative plan, in terms of the submission presented by Councils consultant (Jesse Brampton) and this effectively calls for the following recommendations to be considered:

1. Accept the quote for the Entry statements in the sum of \$21,653 plus GST.
2. Accept the quote for the three Ghosts in the sum of \$6,865 plus GST.
3. Defer the remainder of the Ghosts
4. Delete the reference to the Web Page.

**BACKGROUND:**

This project has been well discussed over an extended period and councillors are well aware of the issues surrounding same.

**COMMENT:** The consultants' advices are attached.

**CONSULTATION:**

**STATUTORY ENVIRONMENT:** Not Applicable

**POLICY IMPLICATIONS:** None

**FINANCIAL IMPLICATIONS:** None

**VOTING REQUIREMENTS:** Simple Majority required

<b>COUNCIL DECISION</b>	<b>ITEM 9.22</b>
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To progress the interpretative plan, in terms of the submission presented by Councils consultant (Jesse Brampton) as follows, and as are attached advices.

1. Accept the quote for the Entry statements in the sum of \$21,653 plus GST.
2. Accept the quote for the three Ghosts in the sum of \$6,865 plus GST.
3. Defer the remainder of the Ghosts
4. Delete the reference to the Web Page.

**“ LAPSED FOR ‘LOSS OF QUORUM’ ”**

**9.23 CORPORATE PLAN – FIVE YEAR STRATEGY**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider the submission of the compilation of a “Five Year Corporate Plan” for the Shire of Menzies, as presented by Councils consultant (Red Ochre Consulting.).

**BACKGROUND:**

Whilst there is a statutory obligation to prepare a Five year Plan for the Shire, the current edition was designed in 2005 and requires amendment

**COMMENT:**

Council accepted the quote from the consultant for this purpose and this constitutes a major step forward in the management and controlled direction for the Shire into the future.

**CONSULTATION:**

Given the present importance attached to “Sovereignty” in view of the pressure being applied by the Minister relative to the amalgamations issue, now is indeed a crucial time to embrace corporate planning.

**STATUTORY ENVIRONMENT:**      **Local Government Act 1995 – Section 5.56 (1.) (2.)**

**POLICY IMPLICATIONS:**                      Not Applicable

**FINANCIAL IMPLICATIONS:**              \$30,000 has been accommodated within the current budget by an adopted resolution of “Budget Variation” as required in the 2008/09 year.

**VOTING REQUIREMENTS:**                      *Simple Majority required*

<b>COUNCIL DECISION</b>	<b>ITEM 9.23</b>
-------------------------	------------------

To adopt the “Corporate Plan” from the consultant as designed and compiled as an effective Five year Corporate Plan for the Future of the district, in terms of the attached submission.

MOVED Cr	Cr Stubbs
SECONDED Cr	Cr Dwyer (G)
CARRIED:	6/0



**9.24 DEPOT PERSON - (Employment)**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider the employment of a depot person to assist the works team in materials control, minor plant repairs, stock controls, ordering of goods and services, researching quotes and assisting with plant operating ( if required.)

**BACKGROUND:**

This proposed position is effectively the role previously occupied by Quinton Senior and would be a valuable aid to the Works Manager in the execution of the duties of the team. This officer will **not** be required to supervise the operations as this will remain the duty of the Works Manager.

**CONSULTATION:** Advices from the Works Manager attach.

**STATUTORY ENVIRONMENT:** Not Applicable

**POLICY IMPLICATIONS:** Not Applicable

**FINANCIAL IMPLICATIONS:** It is anticipated that a wage of \$35,000/\$40,000 is likely to be expected, as applied to Quenton Seignor

**VOTING REQUIREMENTS:** Simple Majority required

<b>COUNCIL DECISION</b>	<b>ITEM 9.24</b>
-------------------------	------------------

To approve an amendment to the "Organisational Structure" with the engagement of a Depot Person, subject to the following.

1. Wages to be equivalent to that which applied to Quenton Seignor ( Approx \$35,000)
2. Subject to budget adoption.
3. Appropriate Advertising to apply in terms of the Policy manual requirements.
4. Shire housing to apply at a weekly rental of \$25 per week.
5. Provision of P.D.F. to be approved by Council prior to advertising for this position.

MOVED Cr                      Cr Stubbs  
SECONDED Cr                Cr Pusey  
CARRIED:                      5/1

- Cr G Dwyer opposed.

**9.25 APPLICATION FOR A PROSPECTING LICENCE - YERILLA TOWNSITE**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider a Town Planning Scheme amendment for the Yerilla Town site to be zoned "Rural/Mining" over this town site in terms of the attached detail.

**BACKGROUND:**

This item was presented to the May meeting of Council and deferred to the June meeting, as much concern was raised over the potential of the rezoning of the town site to Rural//Mining.

**COMMENT:**

The attached application received; from the Department for Planning an Infrastructure indicates the area of interest is at the Yerilla town site for which the Department of Planning an Infrastructure has suggested council may wish to consider an amendment to reflect current usage of Rural / Mining.

**CONSULTATION:** None

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:** Not applicable

**FINANCIAL IMPLICATIONS:** None

**VOTING REQUIREMENTS:** *Simple Majority required*

<b>COUNCIL DECISION</b>	<b>ITEM 9.25</b>
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- To decline the suggestion from the Statutory Services division of the Department of Planning and Infrastructure for a town Planning Scheme amendment for the location of the Yerilla Town Site to be rezoned from "Town site to Rural/Mining", in terms of the attached details.

MOVED Cr	Cr Pusey
SECONDED Cr	Cr Dwyer (J)
CARRIED:	6/0

**9.26 ADVERTISING IN THE 4WD MAGAZINE**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider an advertisement in the Eastern Goldfields 4 WD magazine where Kalgoorlie, Norseman, Southern Cross and Coolgardie presently feature, at a proposed cost of \$970-00, though lesser costly options are also available.

**BACKGROUND:**

An extract from the current edition is appended to assist Council in this deliberation.

**COMMENT:**

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:** Budget provision of \$1000 will be required in the 2009/10 year, if this concept proceeds.

**VOTING REQUIREMENTS:** *Simple Majority required*

**COUNCIL DECISION**

**ITEM 9.26**

To make budget provision of \$1,000 in the 2009/10 budget year for an advertisement and editorial in the 4WD magazine of the Eastern Goldfields, in terms of the details presented and attached.

MOVED Cr	Cr Kelly
SECONDED Cr	Cr Pusey
CARRIED:	6/0

**9.27 POST CLOSURE PLAN FOR THE MENZIES REFUSE SITE**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To adopt the attached "Post Closure Plan for the Menzies Refuse Site", as presented, and to seek renewal of the existing licence from the Department of Environment and Conservation for a further current period.

**BACKGROUND:**

The present license expired on July 20<sup>th</sup>, 2004 and requires renewal.

**COMMENT:**

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

The Environmental Protection (Rural Landfill) Regulations 2002, Clause 17 refers to the requirement of the submission of a "Post Closure Plan" for the refuse site within 18 months of the issuance of the license.

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** *Simple Majority required*

**COUNCIL DECISION**

**ITEM 9.27**

"To adopt the "Post Closure Plan" for the Menzies Refuse site in terms of the attached submission, subject to any amendments or advices issued to the C.E.O. during the meeting and to seek renewal of the existing site for a further period from the Department of Environment and Conservation.

MOVED Cr                      Cr Pusey  
SECONDED Cr                Cr Dwyer (J)  
CARRIED:                      6/0

**9.28 EMERGENCY RISK MANAGEMENT PLAN**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To adopt the Emergency Risk Management Plan, as submitted and as attached, as the plan to accommodate resources and facilities to cope with Emergencies within the Shire boundary and as an assistance to neighbouring Shires..

**BACKGROUND:**

A draft of this document was recently presented to council and adopted in principle, subject to modifications.

**COMMENT:** None

**CONSULTATION:**

The compilation was arranged by contract through the office of the Shire of Leonora.

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:** Not Applicable

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** *Simple Majority required*

**COUNCIL DECISION**

**ITEM 9.28**

To adopt the Emergency Risk Management Plan, as submitted as the guideline for the Shire of Menzies to accommodate the event of an emergency.

MOVED Cr                      Cr Pusey  
SECONDED Cr                 Cr Kelly  
CARRIED:                      6/0

**9.29 FENCING AROUND NIAGARA DAM TO CONTAIN VISITORS**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider budget provision to erect fencing around Niagara Dam to contain visitors to specified areas adjacent to the Dam site and designated tourist facility locations

**BACKGROUND:**

This comment was raised at the May meeting suggesting an item be raised for Council consideration to contain visitors to specified areas and thus preventing them from wandering off into areas of potential hazard, or cultural sensitivity.

**COMMENT:**

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

Given the proposed area for this purpose is yet to be determined, the cost to provide fencing for this project has been estimated only and will require adjustment following a clear delineation of the parameter of the site required.

**VOTING REQUIREMENTS:** *Simple Majority required*

<b>COUNCIL DECISION</b>	<b>ITEM 9.29</b>
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To approve in **“Principle Only”** the fencing of an area of the Niagara Dam site specified for tourist activities, subject to the following:

1. A detailed map of the site with recommendations for the area to be presented to Council.
2. Budget provision of \$50,000 in the 2009/10 budget year, being endorsed at the budget adoption meeting
3. A quoted cost schedule to be prepared and presented to council for consideration prior to proceeding with any expenditure for this project.

**“LAPSED FOR WANT OF MOVER & SECONDER”**

**9.30 PROPOSAL TO IMPOSE DIFFERENTIAL RATES 2009/10**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To resolve to impose differential rates for the year to 30/6/10 and as required by clause 6.33(3.) of the Local Government Act (1995.) request of the Minister for Local Government and Regional Development authority to impose a differential rate for that financial year.

**BACKGROUND:**

This is a Statutory and annual requirement.

**COMMENT:**

Council for the Shire of Menzies has provided indicative advices to the administration to draft the budget for the 2009/10 year to incorporate a rate rise equivalent to the C.P.I. for the previous year. Thus, the attached schedule for the year to June 30<sup>th</sup> 2009 is provided to give historic basis to this request, which will be amended to reflect the C.P.I. increase percentage as advised by council.

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**Local Government Act 1995 – Section 6.33(3.)**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS**

*Simple Majority required*

**COUNCIL DECISION**

**ITEM 9.30**

To seek Ministerial approval to impose a differential rate for the year 2009/10 as follows:

	<u>2008/09</u>	<u>2009/10</u>
1. U.V. Mining (Except Pastoral)	\$0.1180	\$0.0714
2. G.R.V.	\$0.0599	\$0.0614
3. Pastoral U.V.	\$0.0414	\$0.0614
4. Minimum Rate GRV	\$171-00	\$171.00
5. Minimum Rates U.V.	\$192-00	\$192.00

MOVED Cr                      Cr Pusey  
 SECONDED Cr                Cr Kelly  
 CARRIED:                      6/0

**9.31 DONATION REQUEST – CHILDRENS CANCER INSTITUTE AUSTRALIA**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider the application from the Cancer Institute Australia group seeking free accommodation at the Menzies Caravan Park on July 21<sup>st</sup>, 2009, in terms of the attached letter of request in order to participate in a fund raising event for Children’s Cancer research.

**BACKGROUND:**

<b>COMMENT:</b>	The letter of request is attached, as required..
<b>CONSULTATION:</b>	None
<b>STATUTORY ENVIRONMENT:</b>	None
<b>POLICY IMPLICATIONS:</b>	None
<b>FINANCIAL IMPLICATIONS:</b>	Budget provision will be required 2009/10.
<b>VOTING REQUIREMENTS:</b>	Simple Majority required

<b>COUNCIL DECISION</b>	<b>ITEM 9.31</b>
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To approve the application from the Cancer Institute Australia group seeking free accommodation at the Menzies Caravan Park on July 21<sup>st</sup>, 2009, in terms of the attached letter of request in order to participate in a fund raising event for Children’s Cancer research.

MOVED Cr	Cr Dwyer (J)
SECONDED Cr	Cr Kelly
CARRIED:	6/0



**9.32 DONATION REQUEST – CEREBRAL PALSY AWARENESS WEEK**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider a donation of \$100 to support the endeavours of the Cerebral Palsy association during the “Awareness week”, scheduled to commence August 2<sup>nd</sup>, 2009.

**BACKGROUND:**

**COMMENT:**

Council is in receipt of the attached advices of request.

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

There is no specific budget cost centre for this type of event in the 2009/09 year.

**VOTING REQUIREMENTS:** Simple Majority required

<b>COUNCIL DECISION</b>	<b>ITEM 9.32</b>
-------------------------	------------------

To approve a donation in the sum of \$100 to assist the Cerebral Palsy Association in the Awareness Week” promotion in the 2008/09 year, in terms of the attached letter of request, as presented.

MOVED Cr	Cr Kelly
SECONDED Cr	Cr Dwyer (J)
CARRIED:	6/0

**9. 33 SALE OF LOT 364 COSMOS STREET - KOOKYNIE**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider the sale of Lot 364 Cosmos Street Kookynie to Marilyn Hansen of Kalgoorlie.

**BACKGROUND:**

The client visited the administration having sourced the site and sought approval to purchase this lot, with the object of constructing a home thereon. Whilst a formal letter of request to reflect this ambition, the letter to date has not been received.

**COMMENT:**

The property is owned by the Shire of Menzies and a search of the site is enclosed. The search displays the property is the subject of being "A Crown Grant - In Trust.", being "To Be Used Solely for the Purposes of Municipal Endowment." (Whilst I confess being unsure what that definition applies too,) enquiries with the Department for Planning and Infrastructure advised that the condition can be lifted by a request to the State Land Services division of the D.P.I., if required.

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.33**

To approve "**In Principle only**" the sale of the Shire owned site at lot 364 Cosmos Street, Kookynie W.A., subject to the following:

1. Council is to be in receipt of written advices from the applicant to include the price of the offer for this site before proceeding any further with this issue.
2. Approval from the Department of Planning and Infrastructure being received relative to the removal of the Grant condition.
3. Budget provision for the sale proceeds being included in the budget adoption meeting to reflect the proceeds of say \$5,000.

**"LAPSED FOR WANT OF A MOVER AND SECONDER"**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider the presentation of the draft budget document for the 2009/10 year, as presented for council consideration.

**BACKGROUND:**

It is customary practice to present Council with a draft budget so as to acquaint Councillors with the projects planned and the costs applicable, so as to provide council opportunity to amend the budget, decline inclusion of items, or to include items determined as more value to the community than others. Whilst that indeed was the intention for the May meeting the document was not available for presentation and the document for presentation to the June meeting may be used for adoption or recognized as a draft, as the Council determines.

**COMMENT:**

This is a "Balanced Budget" as has previously been the case with this office and includes an increase in rates, based on the assessment of C.P.I. for the previous period.

**CONSULTATION:****STATUTORY ENVIRONMENT:****POLICY IMPLICATIONS:****FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** *Absolute Majority required*

**COUNCIL DECISION****ITEM 9.34**

To receive the Statutory and operational budget for the year of 2009/10, subject to any amendments as issued to the Chief Executive Officer during the meeting, as presented to Council and as attached.

1. *Adoption of Valuations*  
That the Gross rental Value of \$179,920.00 and Unimproved value of \$653,414.00 and Mining values of \$12,837,812 as advised by the Valuer General as applicable from July 1<sup>st</sup>, 2009, be adopted by Council for the purpose of levying Rates and Charges for the year ended June 30<sup>th</sup> 2010.
2. *Minimum Rates*  
That the minimum rate for Gross Rental Value and Unimproved Value assessments be \$171.00 and \$192.00 for Mining assessments for the 2009/10 rateable year.
3. *Rate in the Dollar for G.R.V. and Unimproved Value*  
That the rate in the dollar for 2009/10 year be set at \$0.0614 for Gross Rental Value properties and \$0.0614 for unimproved value properties to apply for the Pastoral assessments and \$0.0714 to apply to mining assessments for the 2009/10 year.
4. *Discount Factor*  
That a discount rate of 5% be offered for the 2009/10 year in respect of rates paid by the due date (i.e. – 35 days after the issuance of the rate notice).
5. *Instalment Dates*  
That Council offer the option of one (1) payment due in full by *August 7<sup>th</sup> 2009* or 35 days after the date of service appearing on the rate notice, whichever is the latter or four equal or nearly equal instalments and that the instalment dates be set as follows:

<i>1<sup>st</sup> Instalment</i>	<i>August 7<sup>th</sup>, 2009</i>
<i>2<sup>nd</sup> Instalment</i>	<i>November 7<sup>th</sup>, 2009</i>
<i>3<sup>rd</sup> Instalment</i>	<i>February 7<sup>th</sup>, 2010</i>
<i>4<sup>th</sup> Instalment</i>	<i>May 7<sup>th</sup>, 2010</i>

That the administration charge imposed where the payment is made by instalment be set at \$20.00, (i.e. - \$6.67 per instalment for each of the last three (3) instalments).
6. *Schedule of Fees and Charges*
  - (a) That the present Schedule of Shires “Fees and Charges” as presented and discussed form part of this budget be adopted for the year ended *June 30<sup>th</sup> 2010*.
  - (b) Whilst the F.E.S.A. levies for E.S.L. are the subject to separate Legislation and do not form part of the Shires Municipal revenue, rates/levies are applied and it is recommended that council adopt the levy rate as applied to the Legislation as applicable for the F.E.S.A. levy for the year ended *June 30<sup>th</sup> 2010*.
7. *Adoption of the Annual Budget 2008/09*  
That Council, in accordance with the requirements of Section 6.2 of the Local Government Act 1995, adopt its Annual Budget as presented in the prescribed form.

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**“ABSOLUTE MAJORITY”**

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**BUDGET ADOPTION 2009/10**

**Item 9.34**

1. *Adoption of Valuations*  
That the Gross rental Value of \$179,920.00 and Unimproved value of \$653,414.00 and Mining values of \$12,837,812 as advised by the Valuer General as applicable from July 1<sup>st</sup>, 2009, be adopted by Council for the purpose of levying Rates and Charges for the year ended June 30<sup>th</sup> 2010.
2. *Minimum Rates*  
That the minimum rate for Gross Rental Value and Unimproved Value assessments be \$171.00 and \$192.00 for Mining assessments for the 2009/10 rateable year.
3. *Rate in the Dollar for G.R.V. and Unimproved Value*  
That the rate in the dollar for 2009/10 year be set at \$0.0614 for Gross Rental Value properties and \$0.0614 for unimproved value properties to apply for the Pastoral assessments and \$0.0714 to apply to mining assessments for the 2009/10 year.
4. *Discount Factor*  
That a discount rate of 5% be offered for the 2009/10 year in respect of rates paid by the due date (i.e. – 35 days after the issuance of the rate notice).
5. *Instalment Dates*  
That Council offer the option of one (1) payment due in full by *August 7<sup>th</sup> 2009* or 35 days after the date of service appearing on the rate notice, whichever is the latter or four equal or nearly equal instalments and that the instalment dates be set as follows:

<i>1<sup>st</sup> Instalment</i>	<i>August 7<sup>th</sup>, 2009</i>
<i>2<sup>nd</sup> Instalment</i>	<i>November 7<sup>th</sup>, 2009</i>
<i>3<sup>d</sup> Instalment</i>	<i>February 7<sup>th</sup>, 2010</i>
<i>4<sup>th</sup> Instalment</i>	<i>May 7<sup>th</sup>, 2010</i>

That the administration charge imposed where the payment is made by instalment be set at \$20.00, (i.e. - \$6.67 per instalment for each of the last three (3) instalments).
6. *Schedule of Fees and Charges*
  - (a) That the present Schedule of Shires “Fees and Charges” as presented and discussed form part of this budget be adopted for the year ended *June 30<sup>th</sup> 2010*.
  - (b) Whilst the F.E.S.A. levies for E.S.L. are the subject to separate Legislation and do not form part of the Shires Municipal revenue, rates/levies are applied and it is recommended that council adopt the levy rate as applied to the Legislation as applicable for the F.E.S.A. levy for the year ended *June 30<sup>th</sup> 2010*.
7. *Adoption of the Annual Budget 2008/09*  
That Council, in accordance with the requirements of Section 6.2 of the Local Government Act 1995, adopt its Annual Budget as presented in the prescribed form.

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**COUNCIL DECISION**

**Item 9.34**

**BUDGET ADOPTION 2009/10**

***Recommendations No. 1 – 7 (En Block) be adopted as presented.***

MOVED Cr	Cr Kelly
SECONDED Cr	Cr Stubbs
CARRIED:	6/0

**9.35 LOCAL PLANNING FEES DISCUSSION PAPER**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider councils views on the effectiveness and operations of the Planning Development (Local Planning Fees) regulations 2000, as presented.

**BACKGROUND:**

Council is in receipt advices from the Department for Planning and Infrastructure seeking the views of council as to the effectiveness of the present regulations, as attached.

**COMMENT:**

Response is not mandatory, though the opportunity is available and presented with request for intended responses to be submitted by July 10<sup>th</sup>, 2009.

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:** None

**VOTING REQUIREMENTS:** *Simple Majority required*

<b>COUNCIL DECISION</b>	<b>ITEM 9.35</b>
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To provide response to the Department for Planning and Infrastructure, as requested relative to Councils views on the operations and effectiveness of the Local Planning Fees regulations 2000, in terms of the advices issued to the Chief Executive Officer during the meeting.

MOVED Cr                      Cr Pusey  
SECONDED Cr                Cr Dwyer (G)  
CARRIED:                      6/0

**9. 36 TRUCK BAY ASSEMBLY AREA**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider the purchase of Lot 76 in Reid Street in the 2009/10 year, to complete the whole block for the truck bay assembly area where upon this would make the design of the location decidedly easier.

**BACKGROUND:**

Council resolved to construct a Heavy Duty Truck Bay Assembly Area opposite the Roadhouse where the block of twenty 1012 m2 lots constitutes the designated area. However, one of these is privately owned and thus far the owner has been recalcitrant but flippantly suggested a sale at \$20,000, which was seen as unacceptable at the time. Since then opportunity has been presented suggesting a sale at \$6,000 / \$7,000 may be possible.

**COMMENT:**

Whilst an initial design has been presented and adopted by Council without this site, it is indeed possible to continue without the location, though having a piece of freehold land in the midst of the truck bay assembly area is seen as obstructive.

**CONSULTATION:** Chris Fyson – The Professionals Kalgoorlie.

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.36**

To make budget provision of \$7,000 in the 2009/10 budget year to effect the purchase of lot 76 Reid Street for the purpose of completing the Truck Bay Assembly area, as planned, subject to Budget Provision being approved.

MOVED Cr                      Cr Pusey  
SECONDED Cr                Cr Kelly  
CARRIED:                      6/0

**9.37 SKATE RAMP PURCHASE**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider the purchase of a Skate Ramp in the sum of approximately \$20,000 for the town as an attraction and activity for the children, in the 2009/10 budget year.

**BACKGROUND:**

This facility is presently not available, in the town, not that that is a pre-supposition that the Town should have one either, but a statement of fact.

**COMMENT:**

This item has “**Not**” been raised by Council and is not intended to influence Councils thinking, but to highlight the opportunity, should Council feel this is an appropriate item for consideration.

**CONSULTATION:** None

**STATUTORY ENVIRONMENT:** Budget provision will be required, if this is to proceed.

**POLICY IMPLICATIONS:**  
**FINANCIAL IMPLICATIONS:** It is anticipated that approximately \$20,000 will be required.

**VOTING REQUIREMENTS:** Simple Majority required

<b>COUNCIL DECISION</b>	<b>ITEM 9.37</b>
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To approve in “**Principle only**” the provision of a Skate Ramp for Menzies in the 2009/10 year , subject to the following:

1. Budget of \$20,000 is approved in the budget adoption meeting.
2. Comprehensive costing schedule is provided to Council together with a map of the proposed location.
3. Evidence of public consultation supporting the provision of the facility, for council assessment prior to any expense is incurred.

MOVED Cr                      Cr Stubbs  
SECONDED Cr                Cr Dwyer (J)  
CARRIED:                      6/0



**9.38 RANGER FOR NIAGARA DAM**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider the provision of a ranger to monitor the activities of the Niagara Dam and provide Council with a monthly report for same.

**BACKGROUND:**

This item was raised at the May meeting for an item to be presented for council deliberation at the June meeting as the activities of anti-social behaviour, firing of weapons, litter, drug abuse, and reckless driving are becoming of a serious concern to council. Whilst the police have been notified of this conduct and have indeed been to visit the site, there is little that can be done as constant surveillance is not possible from the Police perspective.

**COMMENT:**

Perhaps in the initial stages a part time officer of the Shire could provide surveillance services at the site say for a period to June 30<sup>th</sup>, 2010, whereupon, Council could re-evaluate the position and make a new determination as to continuation or termination of the facility at the conclusion of the next financial year.

**CONSULTATION:** None

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

<b>COUNCIL DECISION</b>	<b>ITEM 9.38</b>
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To approve of a Ranger for Niagara, perhaps as a Contractor for three days per week to provide surveillance services, refuse collection/removal, ablution cleaning and maintenance to commence following the mandatory advertising for the position and for budget provision in the 2009/10 year to be based on the M.E.U. award provision of level 4A (\$16-77 per hour).

MOVED Cr                      Cr Dwyer (J)  
SECONDED Cr                Cr Kelly  
CARRIED:                      6/0

**9.39 APPLICATION FOR A GENERAL PURPOSE LEASE NO 29/21**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider an application by Jupiter Mines Limited for a General Purpose lease at Yunndaga in terms of the data presented.

**BACKGROUND:**

**COMMENT:**

Council in is receipt of the attached data, as required, seeking approval for a general purpose lease, which seem to relate to the storing and management of ore at the rail siding at Yunndaga.

<b>CONSULTATION:</b>	None
<b>STATUTORY ENVIRONMENT:</b>	N/A
<b>POLICY IMPLICATIONS:</b>	None
<b>FINANCIAL IMPLICATIONS:</b>	None
<b>VOTING REQUIREMENTS:</b>	Simple Majority required

**COUNCIL DECISION**

**ITEM 9.39**

To approve of the General Purpose lease application received from the Jupiter Mines Limited office for storage and management of the bulk ore stock pile at the Yunndaga location as presented and attached.

MOVED Cr	Cr Dwyer (G)
SECONDED Cr	Cr Stubbs
CARRIED:	6/0

**9.40 PLANT/EQUIPMENT/IMPROVEMENTS – BUDGET PROVISION 2009/10**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider a range of plant purchase for the 2009/10 budget year in the sum of \$20,000 approximately.

**BACKGROUND:**

Works Manager has presented a list of item for council consideration, as follows.

**COMMENT:**

The following are requested for Council consideration:

1. Shelving at the Depot	\$4,000	
2. Shed Alterations	\$3,000	
3. Patio and Concrete base	\$3,000	
4. Air Grease Reel	<u>\$3,000</u>	Total: <u>\$13,000</u>

**CONSULTATION:** None

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

<b>COUNCIL DECISION</b>	<b>ITEM 9.40</b>
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To make budget provision in the 2009/10 year in the sum of \$13,000 to accommodate the acquisition of the following:

1. Shelving	\$ 4,000
2. Shed Alterations	\$ 3,000
3. Patio and Concrete Base	\$ 3,000
4. Air Grease Reel	<u>\$ 3,000</u>
	<u>\$13,000</u>

MOVED Cr                      Cr Kelly  
SECONDED Cr                Cr Dwyer (J)  
CARRIED:                      6/0

**9.41 ROAD CLOSURE – YARRI ROAD AT EDJUDINA (SARACEN GOLD)**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To approve the road closure process for the Saracen Gold Mines Limited for a nine kilometre section of the Yarri road at Edjudina, as approved previously in principle and following the statutory advertising period for which there were no objections, it is proposed that approval to proceed be granted.

**BACKGROUND:**

Some months ago Council approved in principle the closure of a section of nine kilometres of the Yarri road in order to divert the traffic away from the potential hazard form the blast area of a mining operation. Appropriate entitles have been notified and no objections have been received.

**COMMENT:**

**CONSULTATION:** None

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.41**

To approve of the Road Closure process for the nine kilometre section of the Yarri road at Edjudina as advertised and notified to all associated entities, as required.

MOVED Cr                      Cr Kelly  
SECONDED Cr                Cr Pusey  
CARRIED:                      6/0

**9.42 TIDY TOWNS COMPETITION – 2009**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To plan the co-ordination and management of the competition through a committee structure for the management of the Tidy Towns competition for the 2009 year.

**BACKGROUND:**

Council participated in this prestigious event last year and was awarded the “Cultural Awareness award for therein.

**COMMENT:**

The administration is seeking advice from Council as to how best to proceed with this arrangement as it takes some planning, participation and management if we are keen to succeed in this event.

**CONSULTATION:** None

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.42**

To formalise the structure of a Council Committee to manage and promote the requirements and formalities of the Tidy Towns Competition for 2009, with the structure to include at the least the Chief Executive Officer, a councillor and two members of the community, with reports on the progress of the committee to issue council regularly

MOVED Cr                      Cr Pusey  
SECONDED Cr                Cr Kelly  
CARRIED:                      6/0

**9.43 LOCAL LAWS – STANDING ORDERS**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider adoption of a Local Law for Standing orders following the statutory advertising and process required for this Local Law to be enacted.

**BACKGROUND:**

This item supports the procedures and process for the conduct of the Council meetings and where most Shires and Municipalities in the State have adopted a local Law for this purpose.

**COMMENT:**

It is advised that this item was raised in August 2008 for consideration and where Council resolved to defer the item until June 2009 for further consideration in order to be prepared for the 2009 General Local Authority elections scheduled for October 2009, as it did not seem to represent a need for the council at the time.

**CONSULTATION:** None

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.43**

To adopt the Local Law for “Standing Orders 2009” as presented to Council subject to the required statutory advertising requirements and amendments as advised to the Chief Executive Officer during the meeting.

**“Defer until requested by Council”**

**9.44 COUNTRY LOCAL GOVERNMENT FUND – REGIONAL GROUPINGS**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider and address the request from the Department of Local Government and Regional Development as to Council’s preference as to where Menzies might feature in the distribution of funding under the “Country Local Government Fund” programme.

**BACKGROUND:**

Council is in receipt of the attached advices dated May 8<sup>th</sup>, 2009 for council consideration and response by September 1<sup>st</sup>, 2009.

**COMMENT:**

As council has embraced the concept of the function of the “Goldfields Voluntary Regional Organization of Councils” by adopting the “Memorandum of Understanding” and participating in the combined meetings of the consortium, would suggest this to be a logical vehicle for the management of the funding for the member shires.

**CONSULTATION:** None

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.44**

To respond to the enquiry received from the Department of Local Government and Regional Development advising that the preferred vehicle for the management and group participation of the funding distribution of the Country Local Government Fund is the “Goldfields Voluntary Regional Organisation of Councils, and to ensure response issues by September 1<sup>st</sup>, 2009.

MOVED Cr Cr Dwyer (G)  
SECONDED Cr Cr Kelly  
CARRIED: 6/0

**9.45 RATE DEBTOR RECOVERY OF ENTITLEMENTS.**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider the recovery process for three ratepayers, where the recovery process has thus far failed to achieve the recovery of the proceeds, as contracted.

**BACKGROUND:**

The following ratepayers have outstanding due to Shire and where all reasonable attempts have failed and continue to incur cost for council. I have thus cancelled the mercantile agent's contract for these ratepayers and support the reclamation of the landed asset to recover the Shire's entitlement.

- |                          |                                 |          |
|--------------------------|---------------------------------|----------|
| 1. Anthony Michael Wells | \$1,214.61 Lot 577 Suiter St.   | Ass 1178 |
| 2. Graham Cyril Phelps   | \$2,856-31 Lot 703 Nimrod St.   | Ass 1244 |
| 3. Robert Strowse        | \$1,586-94 Lot 678 Sheridan St. | Ass 1219 |

**COMMENT:**

Thus far, the court costs, legal fees and agent's costs have exceeded \$6,000 and with the outstanding rates for these three ratepayers amounting to \$5,656, coupled with the cost of recovery, conveyancing and advertising to reclaim these sites, it is doubtful council will recover the full value of the entitlements from these individual sites.

**CONSULTATION:** None

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.45**

To reclaim the landed assets associated with rate assessments numbered 1178, 1244, and 1219 and write of the value of the outstanding rate balances in the present sum of \$5,656, subject to an entry being recorded in the Bad Debts register , satisfaction of the statutory advertising as required and appropriate conveyance of the landed asset into the Shires name.

MOVED Cr                      Cr Dwyer (J)  
SECONDED Cr                Cr Kelly  
CARRIED:                      6/0



**9.46 ANNUAL DONATION TO THE ST JOHNS AMBULANCE SUB-CENTRE**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>B.W. Seale is a member / Ambulance Officer.</b>
<b>DATE:</b>	<b>June 25th, 2009</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	.....
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	.....

**SUMMARY:**

To consider making budget provision of \$4,000 in the 2009/10 year for the Menzies St John's Ambulance Sub – Centre on the basis of an annual donation of \$2,000 be budgeted for annual thereafter.

**BACKGROUND:**

Whilst it seems an annual budget provision of \$2,000 has been provided for in the past, this sum was not remitted in the 2007/08 year.

**COMMENT:**

Council is in receipt of a note of acknowledgement of thanks to the Shire for the continued support, in terms of the attached letter.

**CONSULTATION:** None

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

<b>COUNCIL DECISION</b>	<b>ITEM 9.46</b>
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To make budget provision of \$4,000 as a Donation to the Menzies Sub Branch of the St. Johns Ambulance association in the 2009/10 year, on the basis that the donation revert back to the standard and agreed sum to be determined hereafter.

MOVED Cr	Cr Dwyer (J)
SECONDED Cr	Cr Kelly
CARRIED:	6/0

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**3.58 pm**      **Adjournment of Council**  
**4.21 pm**      **Council Resumed**

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<b>10</b>	<b>ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN</b>
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10.1 Elected Members motions with previous notice.

Nil

10.2 Confidential Business to be held behind closed doors.

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**4.46 pm - Council voted to go 'BEHIND CLOSED DOORS'**

MOVED Cr	Cr Dwyer (J)
SECONDED Cr	Cr Pusey
CARRIED:	6/0

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**5.01 pm – Council voted to come 'OUT OF CAMERA'**

MOVED Cr	Cr Pusey
SECONDED Cr	Cr Kelly
CARRIED:	6/0

10.3 Reports of Councillors and Staff

*Councillors Report*

Cr Stubbs

1. Truck Dust stop – Kookynie Road/Highway
  - o Request Works Manager to address

Cr Pusey

1. Kookynie Road damage – potholes developing
  - o Request Works Manager to address
2. Kookynie – Theft & vandalism, represent a concern
3. Kookynie – Solar Street Lights
  - o Request Works Manager to address
4. Menzies Cemetery Rotunda – Budget provision 2009/10
5. Variety Club Visit – Confirm Shire is not involved.

Cr Kelly

- No comment

Cr Dwyer (G)

1. Lake Ballard Project
  - (a) Eze dump installed
  - (b) Shelter installed
  - (c) Sealed vault system  
*Environmental Health Office approval required.*
2. Motor Vehicle Accident (Mt Ida Road)  
*Chief Executive Officer to research and respond to Council*

Cr Dwyer (J)

<b>COUNCIL DECISION</b>
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Request to send flowers to Mrs Janet Henderson's on her 80<sup>th</sup> birthday to the value limit of \$100.00

MOVED Cr	Cr Dwyer (J)
SECONDED Cr	Cr Kelly
CARRIED:	6/0

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Cr Tonkin

1. Yarra Road – requiring work
  - o Chief Executive Officer to research & prepare item for July Meeting.

**Chief Executive Officers Report**

1. Request for 'Safe House'
2. Roadhouse – Subdivision
3. Mazza – S.A.T. telephone conference.
4. L/- of thanks from Victorian Fire Disaster
5. Yeelirrie Proposal
6. L/- from Saracen Gold
7. LAMB Finishing Guideline
8. Within the last twelve months in Western Australia a total of 63 Complaints against Councils
9. NEX Minerals in Kookynie
10. Plumridge Lakes – Gold Operation
11. Sale of 95 Cosmos Street,

12. Prospecting Licence 29/2128

**COUNCIL DECISION                      APPLICATION FOR PROSPECTING LICENCE 29/2128**

Approved, although with **“NO ACTIVITIES”** to be undertaken without prior Shire of Menzies approval.

MOVED Cr	Cr Pusey
SECONDED Cr	Cr Dwyer (J)
CARRIED:	6/0

**11      INFORMATION BULLETIN**

11.1      Information Bulletin as presented for discussion and resolutions (if required).

**12      NEXT MEETING / MEETING CLOSURE**

The next Meeting will be held on Thursday, July 23<sup>rd</sup>, 2009 in Council Chambers, Menzies, commencing at 9.00am.

There being no further business to discuss, the President declared the meeting closed at 7.25 pm.

These minutes were confirmed as a true and accurate record of proceedings at the Ordinary Meeting of Council, held Thursday, July 23<sup>rd</sup>, 2009.

Confirmed by the Shire of Menzies,  
President Cr Stephen Tonkin \_\_\_\_\_

