

Shire of Menzies



MINUTES

**MINUTES OF THE ORDINARY
COUNCIL MEETING HELD ON
THURSDAY 16 AUGUST 2007, AT
THE COUNCIL CHAMBERS,
MENZIES**



Talks a look around!

COMMENCING AT 5.03 pm



SHIRE OF MENZIES

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The Shire President welcomed all elected members and declared the meeting open at 5.03 pm.

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

Present:	Cr S Tonkin Cr A Kelly Cr J Dwyer Cr I McGregor Cr K Purchase	Shire President Deputy President Member Member (After 5.12 pm) Member
Staff:	Mr P Crawford Mr B Pepper Mr R Pepper	Chief Executive Officer Deputy Chief Executive Officer Manager of Works and Services
Apologies	Cr I Tucker	Member
Visitors	Nil	

3 PUBLIC QUESTION TIME

Nil

4 APPLICATIONS FOR LEAVE OF ABSENCE

Nil

5 DECLARATIONS OF INTEREST

Nil

6 ANNOUNCEMENTS BY PRESIDENT WITHOUT DISCUSSION

1. The President went to Perth with various other local government bodies to attend a forum to discuss the contents of the Carbon Trading Act.
2. He also attended a meeting along with the other Councils that are losing their Police Stations.
3. He and the CEO attended a meeting with WALGA regarding the changes to funding being proposed by FASCIA

COUNCIL DECISION **ITEM 6**

Moved Cr Dwyer

Seconded Cr Purchase

That the Presidents Report as presented be received.

Carried 4 / 0

7 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

7.1 MINUTES OF ORDINARY MEETING OF COUNCIL 18 MAY 2007

COUNCIL DECISION

ITEM 7.1

MOVED Cr Dwyer

SECONDED Cr Purchase

That the minutes of the Ordinary Meeting held on Friday 15 June 2007 as previously circulated be confirmed as a true and accurate record.

CARRIED 4 / 0

Cr McGregor arrived and entered the meeting at 5.12 pm

7.2 MINUTES OF THE AUDIT COMMITTEE MEETING HELD FRIDAY 20 JULY 2007

COUNCIL DECISION

ITEM 7.2

MOVED Cr Kelly

SECONDED Cr Purchase

That the minutes of the Audit Committee Meeting held on Friday 20 July 2007 as previously circulated be received as a true and accurate record.

CARRIED 5 / 0

7.3 MINUTES OF THE ROADWISE COMMITTEE MEETING THURSDAY 12 JULY 2007

COUNCIL DECISION

ITEM 7.3

MOVED Cr McGregor

SECONDED Cr Dwyer

That the minutes of the Roadwise Committee Meeting held on Thursday 12 July 2007 as previously circulated be received as a true and accurate record.

CARRIED 5 / 0

8 STATUS REPORT

8.1 STATUS REPORT TO 31 JULY 2007

COUNCIL DECISION / OFFICER RECOMMENDATION ITEM 8.1

Moved Cr Kelly

Seconded Cr McGregor

That the Status Report to 30 June 2007 be received.

Carried 5 / 0

The CEO commented on various issues contained in the Status Report.

9. FINANCIAL REPORTS

9.1 Financial Statements to 31 July 2007

SUBMISSION TO: Ordinary Meeting of Council Thursday,
16 August 2007

LOCATION: Menzies

APPLICANT: N/A

FILE REF: 103a

DISCLOSURE OF INTEREST: None

DATE: 8 August 2007

AUTHOR: Brad Pepper, Deputy Chief Executive Officer

SIGNATURE OF AUTHOR:

SENIOR OFFICER: Peter Crawford, Chief Executive Officer

SIGNATURE OF SENIOR OFFICER:

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) is 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~ has 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

COUNCIL DECISION / OFFICER RECOMMENDATION	ITEM 9.1
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Moved Cr Purchase

Seconded Cr McGregor

That the Financial Statements to 31 July 2007 as presented, be adopted

Carried 5 / 0

9. Financial Reports Continued.
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9.2 Accounts for Payment – July 2007

SUBMISSION TO: Ordinary Meeting of Council Thursday,
16 August 2007

LOCATION: Menzies

APPLICANT: N/A

FILE REF: 103

DISCLOSURE OF INTEREST: The Senior Officer has an interest to the extent that he is the co-owner of the local roadhouse, one of the creditors and is also in receipt of a reimbursement cheque.

DATE: 8 August 2007

AUTHOR: Brad Pepper, Deputy Chief Executive Officer

SIGNATURE OF AUTHOR:

SENIOR OFFICER: Peter Crawford, Chief Executive Officer

SIGNATURE OF SENIOR OFFICER:

BACKGROUND:

Cheque numbers 4622 to 4682, direct debits and bank statement transfers totalling \$240,364.37 are presented for payment as per the submitted lists.

COMMENT:

Attached is Cheque No 4675 to the Menzies St John Ambulance has been cancelled due to the cheque being lost.

The following cheques have not been presented to the bank and are now stale. The bank will be instructed to cancel them.

Cheque Number 3003 written on 30/6/05 to Alljay Contracting & Plant Hire \$8471.38

Cheque Number 3669 written on 8/5/06 to Truckpower \$5877.40

Cheque Number 3791 written on 29/6/06 to Barmenco P/L \$2066.26

Cheque Number 4199 written on 21/12/06 to Local Govt Insurance \$0.99c

CONSULTATION:

Ms Mandy Wynne, Haines Norton

STATUTORY ENVIRONMENT: Local Government (Financial Management) Regulations 1996 Regulation 13

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 were counter signed by a Council Member).

FINANCIAL IMPLICATIONS: Reduction to the Municipal Fund Balance

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION	ITEM 9.2
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Moved Cr Kelly

Seconded Cr Dwyer

That cheques numbered 4622 to 4682 and direct bank payments totalling \$240,364.37 which have been paid by the Chief Executive Officer under delegated authority, be adopted.

Carried 5 / 0

10.	WORKS REPORT
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10.1	Manager of Works and Services Report
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SUBMISSION TO: Ordinary Meeting of Council, Thursday
16 August 2007
LOCATION: Menzies Shire
APPLICANT: N/A
FILE REF: 405a
DISCLOSURE OF INTEREST: None
DATE: 6 August 2007
AUTHOR: Ray Pepper, Manager of Works and Services
SIGNATURE OF AUTHOR:
SENIOR OFFICER: Peter Crawford, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:

SUMMARY:

Nil

COMMENT

ROADS

Marked out an 8.5Km section of Mt Ida road to apply for black spot funding.

Have pegged some of Kookynie road section to be reformed and resheeted, construction work will be starting on Monday the 6th of August.

Maintenance works have been carried out on Cranky Jack road, some of the flood crossings and rocky sections needed attention.

Gary has maintenance graded Pianto road and cleaned up a couple of bends around the lakes to make a bit safer.

A verbal ok has been given by the Main Roads to start the entry statement parking bays after the lodgement of low complexity works application and traffic management plan.

GRAVEL PITS

Went on a gravel pit inspection looking for suitable gavel material to use for sealing, The MRD gravel pit just north of Menzies has some gravel left but is short in quantity. The amount of overburden to remove is too much for the small layer of gravel beneath.

The first gravel pit on Mt Remarkable road looked as if their was quite a lot of material, but when the dozer started pushing the gravel ran out very quickly.

A number of gravel pits along Kookynie road are not suitable material to seal over, plus a few others had a very thin layer of gravel, which you would have to clear a huge area for minimal amount of gravel.

Kookynie – Malcom road gravel pit look to have too much clay in it, but seemed to be a reasonable amount of material in the area.

There is a gravel pit along the Consolidated Gold haul road which could be very promising, will get some soil testing done, gravel deposits are in a couple of spots.

TREE PLANTING

Tree planting has been carried around the streets of Menzies town site with the endeavour to create a more greener and more shade around the town precinct

OTHER MATTERS

The police have been informed about motor vehicles and motor bikes driving on the Kookynie air strip.

Police were also called to investigate the forced enter to the back door of the Shire hall; nothing seems to have gone missing though.

A vehicle came to grief on the Menzies North West road.

Also a vehicle hit a horse on the Kookynie Malcom road.-

CARAVAN PARK

Partitioning in the ablutions both male and female had come separated from the wall and had to be refixed to prevent the doors from collapsing, (pop rivets pulled out of wall)

PLANT

Replacement of the hydraulic ram on the side tipper trailer has been completed and is back in action.

The 12H cat grader had a hair line crack in the head behind the heui pump which was leaking oil, had to send into Westpac for work to be completed. Westpac told me they would cover the repair costs for the head.

Replaced the brushes on the road broom.

MEETINGS

Had a meeting with Bob Garton, He came up to put a safety audit together for the section on Mt Ida road.

Jim Williams from Weeds and Seeds came up to do an environmental report for the new entrance access to the camping area at Lake Ballard.

Peter Breese and David Mayo from Desert Ore Contracting Discussed hauling ore out of Green Hills Mine, plus re-sheeting a section of road.

Attended a Road Wise meeting at the shire chambers.

Had a discussion with Janice Kendall trying to chase up a water grant for a more permanent supply of water for oval reticulation.

STAFF

Staff Development and Performance Reviews have been conducted with the depot employees.

STATUTORY ENVIRONMENT: As per Sections 2.7 and 3.1 of the Local Government Act 1995 relating to General Functions provisions.

POLICY IMPLICATIONS: None

FINANCIAL IMPLICATIONS: None

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION	ITEM 10.1.1
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Moved Cr Dwyer

Seconded Cr McGregor

That the Manager of Works & Services report, as tabled, be received

Carried 5 / 0

11. HEALTH / BUILDING / TOWN PLANNING / RANGERS REPORT

11.1 Principal Environmental Health Officer / Building Surveyor's Report

Nil

11. HEALTH / BUILDING / TOWN PLANNING / RANGERS REPORT

11.2 Ranger's Report

Nil

12. Chief Executive Officer's Report.
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12.1 Sale of Land Menzies and Kookynie

SUBMISSION TO: Ordinary Meeting of Council Thursday,

16 August 2007

LOCATION: Menzies Shire

APPLICANT: N/A

FILE REF: 116a & 116b

DISCLOSURE OF INTEREST: None

DATE: 3 August 2007

AUTHOR: Peter Crawford, Chief Executive Officer

SIGNATURE OF AUTHOR:

SUMMARY:

This Item is to present Council with some options regarding the proposed sale of land in Menzies and Kookynie.

BACKGROUND:

This matter has been ongoing since February 2007 when Council commenced action to have a number of lots of land in Menzies and Kookynie vested in the Council for the non payment of rates.

A number of challenges, both legal and statutory have been overcome in this exercise and the time has now come for Council to decide on what incentives they can offer for the public to purchase these lots of land.

COMMENT:

The President and Chief Executive Officer have visited Council's solicitors to discuss the issues and gain advice on what the implications are in various offerings that could be made available to the prospective buyers.

At the recent Ordinary Meeting of Council, it was suggested that the following incentives could be offered with the three categories of land:

Serviced Lots, Menzies townsite and Rural:

A reserve price of \$5,000 per lot to apply to each lot. Reimbursements of up to \$2,000 if the Shire Health / Building officer has approved the completed installation of a septic system on the property within three years from date of auction.

Unserviced Lots, Menzies / Kookynie townsites :

A reserve price of \$3,000 per lot to apply to each lot. Reimbursements of up to \$1,500 if the Shire Health / Building officer has approved the completed installation of a septic system on the property within three years from date of auction.

Unserviced Lots, Rural:

A reserve price of \$3,000 per lot to apply to each lot. Reimbursements of up to \$1,500 if the Shire Health / Building officer has approved the completed installation of a septic system on the property within three years from date of auction

CONCLUSION:

Recent advice from the Solicitors has suggested that this method of rebates would not create any adverse problems for Council.

In relation to the **Unserviced Lots, Rural**, It could be considered that the \$3,000 price tag on rural lots is a broad disincentive to anyone purchasing this land and may not be in line with the original goals that were set, that is, to have persons buying the land and that the land then be rateable.

These rural lots are nothing more than vacant bush with no prospect of the land being serviced in the future. The price tag will almost assuredly guarantee that no sale of these lots will eventuate. It may be more prudent to not place a reserve price on these lots in the hope that some will find an owner.

In the event that they are sold and some owners decide to amalgamate a few of the lots, it will not be of any substantial loss to Council.

CONSULTATION:

Messrs Lee Rossetto and Mark Gregory- Minter Ellison, Mr Stephen Tonkin-Shire President.

STATUTORY ENVIRONMENT:

LOCAL GOVERNMENT ACT 1995 - SECT 6.64

Actions to be taken

6.64 . Actions to be taken

(1) If any rates or service charges which are due to a local government in respect of any rateable land have been unpaid for at least 3 years the local government may, in accordance with the appropriate provisions of this Subdivision take possession of the land and hold the land as against a person having an estate or interest in the land and —

- (a) from time to time lease the land;*
- (b) sell the land;*
- (c) cause the land to be transferred to the Crown; or*
- (d) cause the land to be transferred to itself.*

(2) On taking possession of any land under this section, the local government is to give to the owner of the land such notification as is prescribed and then to affix on a conspicuous part of the land a notice, in the form or substantially in the form prescribed.

(3) Where payment of rates or service charges imposed in respect of any land is in arrears the local government has an interest in the land in respect of which it may lodge a caveat to preclude dealings in respect of the land, and may withdraw caveats so lodged by it.

POLICY IMPLICATIONS: None

FINANCIAL IMPLICATIONS: Will incur some costs which have been budgeted for.

VOTING REQUIREMENTS: Simple Majority Required

OFFICER RECOMMENDATION

ITEM 12.1

That Council Resolve that, in accordance with Section 6.64 of the Local Government Act 1995, to conduct a public auction for land on which unpaid rates are due with the following criteria:

(i) Serviced Lots, Menzies townsite and Rural:

A reserve price of \$5,000 per lot to apply to each lot. Reimbursements of up to \$2,000 if the Shire Health / Building officer has approved the completed installation of a septic system on the property within three years from date of auction.

(ii) Unserviced Lots, Menzies / Kookynie townsites :

A reserve price of \$3,000 per lot to apply to each lot. Reimbursements of up to \$1,500 if the Shire Health / Building officer has approved the completed installation of a septic system on the property within three years from date of auction.

(iii) Unserviced Lots, Rural:

A reserve price of \$3,000 per lot to apply to each lot. Reimbursements of up to \$1,500 if the Shire Health / Building officer has approved the completed installation of a septic system on the property within three years from date of auction

AMENDMENT	ITEM 12.1
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Moved Cr McGregor
that the following Amendment be considered:

Seconded Cr Dwyer

(iii) Unserviced Lots, Rural:

A reserve price of \$1,500 per lot to apply to each lot with no reimbursements applicable.

Carried 5 / 0

COUNCIL DECISION	ITEM 12.1
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Moved Cr McGregor

Seconded Cr Dwyer

That Council Resolve that, in accordance with Section 6.64 of the Local Government Act 1995, to conduct a public auction for land on which unpaid rates are due with the following criteria:

(i) Serviced Lots, Menzies townsite and Rural:

A reserve price of \$5,000 per lot to apply to each lot. Reimbursements of up to

\$2,000 if the Shire Health / Building officer has approved the completed installation of a septic system on the property within three years from date of auction.

(ii) Unserviced Lots, Menzies / Kookynie townsites :

A reserve price of \$3,000 per lot to apply to each lot. Reimbursements of up to \$1,500 if the Shire Health / Building officer has approved the completed installation of a septic system on the property within three years from date of auction.

(iii) Unserviced Lots, Rural:

A reserve price of \$1,500 per lot to apply to each lot with no reimbursements applicable

Carried 5 / 0

Reason for the change was that Council wished to encourage the public to purchase more than one unserviced rural lot at a time.

12. Chief Executive Officer's Report Continued.
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12.2 Disability Access and Inclusion Plan 2006 - 2010
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SUBMISSION TO:	Ordinary Meeting of Council Thursday, 16 August 2007
LOCATION:	Menzies Shire
APPLICANT:	N/A
FILE REF:	229
DISCLOSURE OF INTEREST:	None
DATE:	10 August 2007
AUTHOR:	Peter Crawford, Chief Executive Officer
SIGNATURE OF AUTHOR:	

SUMMARY:

This item is to present Council with the updated Disability Access and Inclusion Plan for the period 2006 to 2010 (See attached Appendix "A").

BACKGROUND:

Local Governments are required to produce and adopt a Disability Access and Inclusion Plan prior to 31 July 2007. This plan is to supersede the previous Disability Services Plan that was formerly Adopted by Council on 20 December 1995.

COMMENT:

The Western Australia Disability Services Act requires all Local Governments to prepare a Disability Access and Inclusion Plan by 31 July 2007.

This plan has been advertised for public comment and as no submissions have been received, the plan is now presented to Council for Adoption.

CONSULTATION:

Mr Brian Willoughby – Consultant, Officers from the Disability Services Commission.

STATUTORY ENVIRONMENT: As per Sections 2.7 and 3.1 of the Local Government Act 1995 relating to General Functions provisions.

POLICY IMPLICATIONS: None

FINANCIAL IMPLICATIONS: Some improvements have been budgeted for this year.

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION	ITEM 12.2
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Moved Cr McGregor

Seconded Cr Dwyer

That Council Adopt the Disability Access and Inclusion Plan as attached as Appendix “A”.

Carried 5 / 0

13. REPORTS

13.1 COUNCILLORS REPORTS

- Cr Purchase - Some corners on the Pianto Road need widening and re-aligning
- The name plates on the Cranky Jack Road have been stolen
- Cr McGregor - Gave a brief overview on the happenings of the new Vermin Proof Fence
- Cr Dwyer - Expressed concerns about some of the buildings being built in Kookynie and have they been approved.
- Cr Tonkin - Have the “Drive With Your Lights On” signs been ordered yet.
- What is the progress on the Yarri Rd corners.

13.2 CHIEF EXECUTIVE OFFICERS SUPPLEMENTARY REPORT

1. Heron Resources have requested Council support them in them in their opposition to the proposal by the state to convert all former pastoral stations to conservation parks.
2. Simon de Been from Duncan Jack Consulting had indicated a preliminary costing of \$1.1M to upgrade the main street.

3. Ablution Block, a unit is currently being hired to service the caravan park, It may well be prudent to consider purchasing this unit and sell when the new extensions are complete. CEO to present an Agenda Item at the next Meeting.
4. Annual Returns, reminder to Councillors that they are due by August 31.
5. Pianto Rd update, CEO and MWS will carry out a survey of blind corners.

14. NEW BUSINESS OF A URGENT NATURE
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14.1 ELECTED MEMBERS

Nil

14.2 CHIEF EXECUTIVE OFFICER

COUNCIL DECISION

ITEM 14.2

Moved Cr Dwyer

Seconded Cr Kelly

That Council Move into New Business of an Urgent Nature.

Carried 5 / 0

14.2.1 Tender MN 141 – Plant Hire
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SUBMISSION TO: Ordinary Meeting of Council Thursday,
16 August 2007

LOCATION: Menzies Shire

APPLICANT: N/A

FILE REF: 204

DISCLOSURE OF INTEREST: None

DATE: 14 August 2007

AUTHOR: Peter Crawford, Chief Executive Officer

SIGNATURE OF AUTHOR:

SUMMARY:

This Item is to provide Council with the results of Tender MN 141 – Plant Hire

BACKGROUND:

The Tjuntjuntjara community previously won Tender MN Hire of Plant to carry out road construction and maintenance in the Tjuntjuntjara area. Following the completion of a one year extension of the contract, tenders now need to be called again.

COMMENT:

Tender MN 141 – Plant Hire was advertised in the West Australian newspaper on Saturday, 14 July 2007 and closed at 4 pm on Friday, 10 August 2007.

Tenders were opened in the Shire of Menzies Council Office at 2.46 pm on Tuesday,

14 August 2007 in the presence of;

Ms Aileen Kelly	Deputy Shire President
Mr Peter Crawford	Chief Executive Officer
Mr Brad Pepper	Deputy Chief Executive Officer

There was only one tender received, that being from the Paupiyala Tjarutja Aboriginal Corporation.

A summary of that tender is as follows:

Plant Item	Hourly Rate
Motor Grader	\$115 per Hour plus GST
Front end Loader	\$105 per Hour plus GST
Semi-side Tipper	\$105 per Hour plus GST
Water Tanker	\$105 per Hour plus GST
Roller	\$105 per Hour plus GST
Bull dozer	\$115 per Hour plus GST

CONSULTATION:

None

STATUTORY ENVIRONMENT:

As per Sections 2.7 and 3.1 of the Local Government Act 1995 relating to General Functions provisions.

POLICY IMPLICATIONS: None

FINANCIAL IMPLICATIONS: None

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION	ITEM 14.2.1
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Moved Cr Kelly

Seconded Cr Dwyer

That Council Move to vote on Item 14.2.1

Carried 5 / 0

COUNCIL DECISION / OFFICER RECOMMENDATION	ITEM 14.2.1
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Moved Cr Kelly

Seconded Cr Dwyer

Council Resolve to award Tender MN 141 – Plant Hire to the Paupiyala Tjarutja Aboriginal Corporation for the following plant and hire rates;

- 1) A Motor Grader at a rate of \$115 per hour plus GST
- 2) A Front end Loader at a rate of \$105 per hour plus GST
- 3) A Semi side Tipper at a rate of \$105 per hour plus GST

- 4) A Water Tanker at a rate of \$105 per hour plus GST
- 5) A Roller at a rate of \$105 per hour plus GST
- 6) A Bull dozer at a rate of \$115 per hour plus GST

for the period 30 September 2007 to 30 June 2009.

Carried 5 / 0

14.2	Chief Executive Officer's Report Cont.
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14.2.2	Replacement Rubbish Truck
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SUBMISSION TO: Ordinary Meeting of Council, Thursday
16 August 2007

LOCATION: Menzies Shire

APPLICANT: N/A

FILE REF: 404

DISCLOSURE OF INTEREST: None

DATE: 15 August 2007

AUTHOR: Peter Crawford, Chief Executive Officer

SIGNATURE OF AUTHOR:

SUMMARY:

This Item is to present Council with an alternative option to the budgeted plans for the upgrading of the rubbish truck.

BACKGROUND:

The 2007/2008 Budget made provision for the current rubbish truck (Cab/chassis) to be replaced with a second hand unit and for the compactor bin to be sent away to be rebuilt/reconditioned.

Unfortunately, a recent malfunction with the rubbish truck has seen this project become a priority rather than a necessity.

As a consequence of this, our Manager-Works and Services travelled to Perth to source a replacement unit.

COMMENT:

The following is a report from the Manager-Works and Services on the results of his investigations:

I took a flight to Perth on Monday morning looking for a replacement cab chassis truck to fit under the shires rubbish compactor. This will replace the Mercedes truck which is under the rubbish compactor at the moment.

I visited a number of truck dealers and came up with a lot of different scenarios, price, wheel base, distance of chassis from back of cab to centre of back axle, length of chassis past centre of back axle and whether they had a hydraulic pump or one needed to be fitted.

Bus & Truck Brokers WA in Bassendean have an Isuzu NPR 300 crew cab with a rubbish compactor as a complete unit.

This truck has been well looked after, the body is in very good condition, the compactor has been serviced by Waste Masters and it has minimal damage to the side walls of the compactor bin. It has the bin side loading mechanism similar to the one we have, it comes with a water tank and pump on the right hand side, a hose reel on left side plus tool box.

The truck is a 1998 model fitted with a diesel motor, 5 speed manual transmission and has 249,600 kilometres on the odometer. The interior is also in good condition as is the outside.

I took the unit on a test run, the gear box is firm not sloppy, there were no unusual noises through out the vehicle including the motor, steering was ok and the brakes pulled the truck up even.

Maintenance items that will be carried out are replace old batteries with new, flush radiator or replace if needed, replace recap tyres with new tyres, have the vehicle inspected for any defects and have the compactor serviced by Waste Masters.

The cost of this vehicle is \$36,000.00 plus GST and licensing.

Following the Manager-Works and Services report, an review of the budget was carried out in relation to the capital expenditure and maintenance allocations.

Initially, the budget made allowance for a capital purchase of \$25,000 and a maintenance factor of some \$20,000.

The purchase of this unit would be under budget by some \$8,000, provided that Council authorise the increase in capital expenditure of some \$13,000 from the maintenance budget.

This would ensure that the new unit would be ready for pickup within about seven days from today.

STATUTORY ENVIRONMENT:

Local Government Act 1995

Part 6-Financial management

Division 4-General financial provisions

6.8. Expenditure from municipal fund not included in annual budget

(1) A local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure —

(a) is incurred in a financial year before the adoption of the annual

budget by the local government;

(b) is authorised in advance by resolution*; or

(c) is authorised in advance by the mayor or president in an emergency.

* *Absolute majority required.*

POLICY IMPLICATIONS: None

FINANCIAL IMPLICATIONS: Total expenditure for this item has been provided for in the budget in two different sections.

VOTING REQUIREMENTS: Absolute Majority required

COUNCIL DECISION	ITEM 14.2.2
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Moved Cr McGregor

Seconded Cr Dwyer

That Council Move to vote on Item 14.2.2

Carried 5 / 0

COUNCIL DECISION / OFFICER RECOMMENDATION	ITEM 14.2.2
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Moved Cr McGregor

Seconded Cr Dwyer

That Council authorise the purchase of the second hand Isuzu rubbish truck by approving the increased capital expenditure funds which are to be taken from the maintenance and repairs section for this previously approved item.

Carried 5 / 0

15. CONFIDENTIAL BUSINESS TO BE HEARD BEHIND CLOSED DOORS.

COUNCIL DECISION	ITEM 15.
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Moved Cr Kelly

Seconded Cr Dwyer

That Council move behind closed doors to conduct confidential business.

Carried 5 / 0

The DCEO and MWS left the Chambers at 6.32 pm

COUNCIL DECISION	ITEM 15.
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Moved Cr McGregor

Seconded Cr Dwyer

