
SHIRE OF MENZIES

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF MENZIES, HELD AT THE COUNCIL CHAMBERS, MENZIES ON FRIDAY 19th MAY 2006 COMMENCING AT 9.26AM

1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS:

The Shire President welcomed all elected members and declared the meeting open at 9.26am. He extended a special welcome to the visitors present and said he looked forward to their respective presentations.

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

Present:	Cr S Tonkin	Shire President
	Cr A Kelly	Deputy Shire President
	Cr J Dwyer	Member
	Cr I McGregor	Member
	Cr I Tucker	Member
Staff:	Mr P Crawford	Chief Executive Officer
	Mr B Pepper	Minutes
Apologies:	Cr P Kennedy	Member
	Cr K Purchase	Member
Visitors:	Paul Bashall	Planwest
	Richard Buchanan	Menzies Police
	Janet Mazza	Menzies Nursing Post

3. PUBLIC QUESTION TIME:

Snr Cons Richard Buchanan.

Senior Constable Richard Buchanan reported on the happenings of the local police and touched on LEMAC requirements and the new act. The Department was still trying to attract a permanent officer to the town but in the interim, an officer from Kalgoorlie would be in attendance. Other items were the crime prevention strategy which would attract funding to implement.

Janet Mazza

Ms Mazza spoke on the need for St John's to replace the current ambulance.

Mr Paul Bashall

Paul Bashall delivered a presentation on the Menzies Town Plan and outlined suggestions on how to arrive at a Town Plan and how to implement that plan. He also gave a demonstration on a GIS programme called NVision.

CEO left the room at 10.13am.

CEO returned to the room at 10.20am.

4. APPLICATIONS FOR LEAVE OF ABSENCE:

Nil

5. ANNOUNCEMENTS BY SHIRE PRESIDENT WITHOUT DISCUSSION

The President advised the Meeting that he had attended meetings with the CEO Support Group, attended a meeting with the Tjuntjuntjarra Advisory Board, was present at the GEDC meeting in Kalgoorlie concerning health and Chaired a meeting in Menzies with Minister Kim Chance concerning the wild dog problem.

COUNCIL DECISION / OFFICER RECOMMENDATION	ITEM 5.
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MOVER Cr J Dwyer

SECONDED Cr A Kelly

That the President's report be received

CARRIED 5/0

6. CONFIRMATION OF MINUTES OF PREVIOUS MEETING:

6.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL, HELD FRIDAY, 19 May 2006

COUNCIL DECISION / OFFICER RECOMMENDATION	ITEM 6.1
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MOVED Cr A Kelly

SECONDED Cr J Dwyer

That the minutes of the Ordinary Meeting held on Friday 19 May 2006 as previously circulated be confirmed as a true and accurate record.

CARRIED 5/0

7. STATUS REPORT:

COUNCIL DECISION / OFFICER RECOMMENDATION	ITEM 7.1
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MOVED Cr I McGregor

SECONDED Cr I Tucker

That the Status Report as at 19 May 2006, be received.

CARRIED 5/0

The CEO reported on the items in the Status Report.

No Resolution of Council was made.

8. FINANCIAL REPORTS

8.1 Financial Statements to 30 April 2006
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SUBMISSION TO:	Ordinary Meeting of Council Friday, 19 May 2006
LOCATION:	Menzies
APPLICANT:	N/A
FILE REF:	103a
DISCLOSURE OF INTEREST:	None

DATE: 11 May 2006
AUTHOR: Peter Crawford, Chief Executive Officer
SIGNATURE OF AUTHOR:

BACKGROUND:

The Financial Reports (AAS27) are presented monthly, generated by our off-site Accountants, 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 (i) (e)

POLICY IMPLICATIONS: None

FINANCIAL IMPLICATIONS: Reporting on Financial Activity

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION	ITEM 8.1
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MOVED Cr I McGregor

SECONDED Cr J Dwyer

That the Financial Statements to 30 April 2006 as presented, be adopted

CARRIED 5/0

8.2	Accounts for Payment
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SUBMISSION TO: Ordinary Meeting of Council Friday,
19 May 2006
LOCATION: Menzies
APPLICANT: N/A
FILE REF: 103
DISCLOSURE OF INTEREST: The author has an interest to the extent that he is a co-owner
of a the local roadhouse, one of the creditors
DATE: 11 May 2006
AUTHOR: Peter Crawford, Chief Executive Officer
SIGNATURE OF AUTHOR:

BACKGROUND:

Cheque numbers 3589 to 3633 and bank statement transfers totalling \$190,081.51 are presented for payment as per the submitted lists.

COMMENT:

None required.

CONSULTATION:

Ms Mandy Wynne, Haines Norton

STATUTORY ENVIRONMENT: Local Government (Financial Management)
Regulations 1996 Regulation 13(2)

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 8.2
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MOVED Cr J Dwyer

SECONDED Cr I McGregor

That cheques numbered 3589 to 3633 and direct bank payments totalling \$190,081.51 which have been paid by the Chief Executive Officer under delegated authority, be adopted.

CARRIED 5/0

8.3	Investments – April 2006
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SUBMISSION TO: Ordinary Meeting of Council Friday,
19 May 2005
LOCATION: Menzies
APPLICANT: N/A
FILE REF: 103a
DISCLOSURE OF INTEREST: None
DATE: 4 May 2006
AUTHOR: Peter Crawford, Chief Executive Officer
SIGNATURE OF AUTHOR:

SUMMARY:

This item is to advise Council of the investment transaction for the month of April 2006.

BACKGROUND:

The Chief Executive Officer is currently delegated authority to invest funds into interest bearing accounts under Delegation 043 – Investments and Policy No 3.9 Investments details the reporting requirements

COMMENT:

The Reserve funds currently invested with the National Bank matured on 8 April 2006.

The total of the funds invested were \$1,211,645.76 which accumulated an amount of interest on maturity of \$16,730.68 giving an investment total of \$1,228,376.44

The following transaction has been actioned on 8 January 2006:

Place of investment	National Bank
Term of investment	90 days (Mature 8 July 2006)
Interest rate	5.64% pa
Name of funds invested	Reserve Account
Amount	\$1,228,376.44

Attached are the supporting documents for that transaction.

Current balance of all accounts as at 3 May 2006 is as follows:

Municipal Acct.	\$127,376.84	Interest rate 3.55% pa
Sweeper Acct.	\$707,988.98	Interest rate 5.20% pa
Reserve Acct.	\$1,228,376.44	Interest rate 5.64% pa

CONSULTATION:

None

STATUTORY ENVIRONMENT: As per Local Government (Financial Management) Regulations 1996 Regulation 19

19. Management of investments

(1) A local government is to establish and document internal control procedures to be followed by employees to ensure control over investments.

(2) The control procedures are to enable the identification of —

- (a) the nature and location of all investments; and*
- (b) the transactions related to each investment.*

POLICY IMPLICATIONS:

Policy No. 3.9 - INVESTMENTS

The Chief Executive Officer be authorised to invest monies, not required for immediate need, in short term interest bearing deposits, thereby securing the best advantage to Council. This action should be cognisant of the need to ensure that sufficient operating funds are available to offset day to day expenses.

The Chief Executive Officer is to prepare a monthly report to be presented to Council showing details of all previous month's transactions including:

- a) place of investment*
- b) term of investment*
- c) interest rate*
- d) name of funds invested (eg. municipal, sweeper, reserve, trust)*

FINANCIAL IMPLICATIONS: Reporting on Financial Activity

VOTING REQUIREMENTS: Simple Majority required

MOVED Cr I Tucker

SECONDED Cr A Kelly

That Council receive the above report detailing investment transactions for the month of April 2006.

CARRIED 5/0

9. WORKS REPORT:

9.1 WORKS SUPERVISORS REPORT

9.1.1 Roadworks and General Report

SUBMISSION TO: Ordinary Meeting of Council, Friday
19 May 2006

LOCATION: Menzies Shire

APPLICANT: N/A

FILE REF: 405a

DISCLOSURE OF INTEREST: None

DATE: 11 May 2006

AUTHOR: Brad Pepper, Works Supervisor

SIGNATURE OF AUTHOR:

SENIOR OFFICER: Peter Crawford, Chief Executive Officer

SIGNATURE OF SENIOR OFFICER:

Comment:

The Black Spot Section at the lake on Sandstone Road is finished except for the guideposts and signs. The grader, roller and water truck are working on the road between the lake crossing and the gravel pit, which became corrugated when the trucks were carting gravel. There is not a lot of water left in the dam for the roads.

The sand has been carted onto the sports field and spread ready to be graded.
Gary Miller has nearly finished in Kookynie and hopes to start the Evanston Road next week some time after grading the sports field.

The mack truck is in our workshop getting its fuel tank replaced. The rubbish truck is getting the ram on bin lift repaired. The Mitsubishi service truck has to have a new exhaust fitted. The loader needs seat bracket repaired and the stud has broken off of the air conditioner.

For Councillors to consider and comment.

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: Currently contained within the present Budget

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION
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ITEM 9.1.1

MOVED Cr A Kelly

SECONDED Cr J Dwyer

That the Works Supervisor's report, as presented, be received.

CARRIED 5/0

10. HEALTH, BUILDING AND TOWN PLANNING BUSINESS:

10.1.1 Building Application – John McCarthy - Kookynie

SUBMISSION TO: Ordinary Meeting of Council Friday,
19 May 2006
LOCATION: Menzies
APPLICANT: N/A
FILE REF: H2
DISCLOSURE OF INTEREST: None
DATE: 4 May 2006
AUTHOR: Gary Goldsworthy, Principle Environmental Health
Officer / Building Surveyor
SIGNATURE OF AUTHOR:
SENIOR OFFICER: Peter Crawford, Chief Executive Officer
**SIGNATURE OF SENIOR
OFFICER:**

SUMMARY:

This Item is to advise Council of the approval of a building licence for a carport in Kookynie.

BACKGROUND:

The attached plans are for a carport at Lot 184 in Kookynie and are to be constructed by the owner.

COMMENT:

The plans have been approved by the Principal Environmental Health Officer / Building Surveyor and there is no reason that Council should object.

CONSULTATION:

Mr John McCarthy – Kookynie, Mr Gary Goldsworthy – Principal Environmental Health Officer / Building Surveyor.

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS: None
FINANCIAL IMPLICATIONS: None
VOTING REQUIREMENT: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION
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ITEM 10.1.1

That Council Resolve to ratify the approval by the Principal Environmental Health Officer / Building Surveyor of a building licence to Mr John McCarthy, for the construction of a carport at Lot 184 Kookynie.

CARRIED 5/0

10.1.2 Principal Environmental Health Officer / Building Surveyor’s Report

SUBMISSION TO: Ordinary Meeting of Council Friday,
19 May 2006

LOCATION: Menzies

APPLICANT: N/A

FILE REF: H2

DISCLOSURE OF INTEREST: None

DATE: 4 May 2006

AUTHOR: Gary Goldsworthy, Principle Environmental Health
Officer / Building Surveyor

SIGNATURE OF AUTHOR:
SENIOR OFFICER: Peter Crawford, Chief Executive Officer

**SIGNATURE OF SENIOR
OFFICER:**

PRINCIPAL ENVIRONMENTAL HEALTH OFFICER / BUILDING SURVEYOR’S REPORT

SUMMARY:

This Item is to present Council with the activity report from the Principal Environmental Health Officer / Building Surveyor for the month of April 2006.

COMMENT:

Herewith my report for April 2006.

1.1 Premise Inspections

Menzies hotel
 Menzies Roadhouse
 Kookynie Hotel
 Footings and pad inspection for a dwelling and duplex in
 Gregory St Menzies

1.2 Licences Issued

Two

61 Haynes St Kookynie – Double carport
 167 Champion St Kookynie - Residence

1.3 General Business

I have received one notifiable disease for the Shire of Menzies and that was a case of Ross River Virus. The recent wet

conditions have seen a large number of cases of Ross River Virus being reported throughout the State.

As required by the Health Department the patient has been contacted and the follow up form has been completed and faxed back to the Health Department of WA.

CONSULTATION:

Mr Peter Crawford, CEO- Shire of Menzies.

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS: None

FINANCIAL IMPLICATIONS: None

VOTING REQUIREMENT: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION	ITEM 10.1.2
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MOVED Cr I McGregor

SECONDED Cr J Dwyer

That Council Receive the activity report from the Principal Environmental Health Officer / Building Surveyor for the month of April 2006.

CARRIED 5/0

11. CHIEF EXECUTIVE OFFICER'S REPORT:

11.1 Tender MN 132 – Irrigation
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SUBMISSION TO: Ordinary Meeting of Council Friday,
21 April 2006

LOCATION: Menzies

APPLICANT: N/A

FILE REF: 408

DISCLOSURE OF INTEREST: The author has an interest to the extent that a section of the tender for reticulation refers to the CEO's house, part of his salary package

DATE: 9 May 2006

AUTHOR: Peter Crawford, Chief Executive Officer

SIGNATURE OF AUTHOR:

SUMMARY:

As per Section 3.58 of the Local Government Act 1995, Council is required to advertise for public tender for goods and services if the supply is expected to exceed the \$50,000 threshold.

COMMENT:

Tender MN 132 - Reticulation was advertised in the West Australian and Kalgoorlie Miner newspapers on Saturday, 1 April 2006 and closed at 4.00 pm on Tuesday, 18 April 2006.

However, due to a request from a tenderer for an extension of the closing date, the closing date was deferred until 4.00 pm on Monday, 24 April 2006. All tenderers were notified by telephone of the change of closing date.

Tenders were opened in the Shire of Menzies Council Office at 11.17 am on Thursday, 27 April 2006 in the presence of:

Mr Keith Purchase	Councillor
Mr Peter Crawford	Chief Executive Officer
Mr Brad Pepper	Works Supervisor / Finance Officer

and in the following order:

Turf Guru
Elliot's Irrigation
Toro Australia

Contact was made with both tenderers to clarify the following:

ELLIOTTS IRRIGATION:

Clarification of the details of the tender were obtained to certify that the tender included installation of the equipment.

The planting of the grass was not recommended during the cooler months. The tenderer gave an undertaking to return to site in September to plant grass when the weather had warmed up slightly and would agree to a retention of monies (\$9,350) until that service was carried out.

ELLIOTTS IRRIGATION & TURF GURU:

Both tenderers were contacted to review their prices for the design, supply and installation of reticulation to both Shire houses as the original designs would not comply with Water Corporation Policies. The resulting reviewed price was also well over the budget allocation, however, there is available funding in the housing maintenance schedule as it is considerably under expended.

TORO AUSTRALIA:

Toro Australia did not tender for the works but provided information on the company and their products for Council consideration

A summary of the tender is below:

COMPANY	OVAL	HOUSES	TOTAL
Turf Guru	115,000	14,850	129,850
Elliot's Irrigation	58,140	16,867	75,007
Toro Australia	N/A	N/A	N/A

All prices include GST.

CONSULTATION:

None

STATUTORY ENVIRONMENT: Sections 2.7 and 3.1 of the Local Government Act 1995 relating to general functions provisions and Section 3.58 relating to tendering for purchases or services supplied to Council that will exceed \$50,000.

POLICY IMPLICATIONS: None

FINANCIAL IMPLICATIONS: Oval reticulation is provided for in the current Budget, housing reticulation exceeds Budget allocation

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION
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ITEM 11.1

MOVED Cr I McGregor

SECONDED Cr I Tucker

That Council Resolve the following:

- (i) To ratify the decision to call Tender MN 132 - Irrigation,
- (ii) To award Tender MN 132 – Reticulation to Elliott’s Irrigation for a total contract price of \$75,007 noting that a portion of the contract price will be with held until the completion of the contract in September 2006, and,
- (iii) To approve the over expenditure of installing reticulation to Shire houses

CARRIED 5/0

11.2 Proposal to Impose Differential Rates

SUBMISSION TO: Ordinary Meeting of Council Friday,
19 May 2006
LOCATION: Menzies Shire
APPLICANT: N/A
FILE REF: 302
DISCLOSURE OF INTEREST: None
DATE: 12 May 2006
AUTHOR: Peter Crawford, Chief Executive Officer
SIGNATURE OF AUTHOR:

SUMMARY:

This Item is to advise Council of the proposal to impose differential rates and the Statutory Requirements when considering such a proposal.

BACKGROUND:

There is provision in the Local Government Act 1995 for a Local Government to impose differential rates within it’s boundaries. In any consideration of this imposition, there are certain Statutory obligations that the Local Government must comply as per the following:

- Before any consideration of its Budget, the Local Government is required to give local public notice of it’s intention to impose differential rates,

- The Local Government must provide information of the amount of each rate or minimum payment,
- Electors or ratepayers are invited to make submissions in respect of the proposed rate or minimum payment. This submission period must be for a minimum of 21 days.

COMMENT:

Council has confined its general rates increases to approximately 3% per annum over the past four years, as can be seen from the table below.

Area	Valuation	2002/03	2003/04	2004/05	2005/06
Menzies Townsite	GRV	4.63c in \$	4.77c in \$	4.91c in \$	5.082c in \$
Mining Sector	UV	6.17c in \$	6.36c in \$	6.77c in \$	7.447c in \$
Kookynie T/site-Pastoral	UV	3.9c in \$	3.29c in \$	3.39c in \$	3.51c in \$
Minimums (All Cat).	Minimum	\$130	\$130	\$135	\$140

The exception to this 3% per annum increase has been the raising of the minimum values which have only been increased by \$5 over the past four years and the mining sector being raised by 10%.

The below is the proposed new rates for the Shire:

Area	Valuation	2006/2007
Menzies Townsite	GRV	5.285c in \$
Mining Sector	UV	8.1917c in \$
Kookynie T/site-Pastoral	UV	3.650c in \$
Minimums (All Cat).	Minimum	\$145

This proposal would see all rates increase by the CPI factor of approximately 4% with the mining sector rates again increasing by 10%.

The UV Mining Sector rates are still well below the level of other Local Authorities as can be seen from the table below and it is important that in future years this rate is gradually brought up to a level that is sustainable to this Shire.

MINING:

Local Government	UV	GRV	MINIMUM
Carnarvon	14.577	7.36	495
Coolgardie	14.49	9.574	380
Cue	16.00	7.00	250
Derby/West Kimberley	14.322	10.0915	478
Dundas	6.524	14.037	215
East Pilbara	10.5997	8.7265	430
Halls Creek	10.60	10.08	468
Laverton	9.00	8.00	190
Kal/Boulder	12.088	6.353	525
Leonora	9.75	7.00	175
Meekatharra	9.1962	8.446	130
Mt Magnet	19.50	6.30	265
Sandstone	17.025	3.95	206
Wiluna	10.00	6.00	200
Wyndham/East Kimberley	8.3883	9.8733	750

Yilgarn	8.00	11.20	295
Average Rates of above	11.8788	8.5620	341
Menzies (Proposed)	7.745	5.285	145
Percentage	65.20%	61.73%	42.52%

An increase in the mining rates must be considered in the coming years to enable the rates to conform to some sort of equality with the market.

Should this rates increase be supported this year, the following is an example of what could be received in the next Financial Year:

GRV	\$ 9,319
UV	\$487,520
GRV Minimum	\$ 16,674
UV MINIMUM	<u>\$ 77,140</u>
Total	<u>\$590,654</u>

CONSULTATION:

M Wynne – Haines Norton.

STATUTORY ENVIRONMENT:

***SECT 6.33 LOCAL GOVERNMENT ACT 1995 -
Differential general rates***

6.33 . Differential general rates

(1) A local government may impose differential general rates according to any, or a combination, of the following characteristics —

- (a) the purpose for which the land is zoned under a town planning scheme in force under the Town Planning and Development Act 1928 ;*
- (b) the predominant purpose for which the land is held or used as determined by the local government;*
- (c) whether or not the land is vacant land; or*
- (d) any other characteristic or combination of characteristics prescribed.*

(2) Regulations may —

- (a) specify the characteristics under subsection (1) which a local government is to use; or*
- (b) limit the characteristics under subsection (1) which a local government is permitted to use.*

(3) In imposing a differential general rate a local government is not to, without the approval of the Minister, impose a differential general rate which is more than twice the lowest differential general rate imposed by it.

(4) If during a financial year, the characteristics of any land which form the basis for the imposition of a differential general rate have changed, the local government is not to, on account of that change, amend the assessment of rates payable on that land in respect of that financial year but this subsection does not apply in any case where section 6.40(1)(a) applies.

LOCAL GOVERNMENT ACT 1995 - SECT 6.36

Local government to give notice of certain rates

6.36 . Local government to give notice of certain rates

(1) Before imposing any differential general rates or a minimum payment applying to a differential rate category under section 6.35(6)(c) a local government is to give local public notice of its intention to do so.

(2) A local government is required to ensure that a notice referred to in subsection (1) is published in sufficient time to allow compliance with the requirements specified in this section and section 6.2(1).

(3) A notice referred to in subsection (1) —

(a) may be published within the period of 2 months preceding the commencement of the financial year to which the proposed rates are to apply on the basis of the local government's estimate of the budget deficiency;

(b) is to contain —

(i) details of each rate or minimum payment the local government intends to impose;

(ii) an invitation for submissions to be made by an elector or a ratepayer in respect of the proposed rate or minimum payment and any related matters within 21 days (or such longer period as is specified in the notice) of the notice; and

(iii) any further information in relation to the matters specified in subparagraphs (i) and (ii) which may be prescribed;

and

(c) is to advise electors and ratepayers of the time and place where a document describing the objects of, and reasons for, each proposed rate and minimum payment may be inspected.

(4) The local government is required to consider any submissions received before imposing the proposed rate or minimum payment with or without modification.

(5) Where a local government —

(a) in an emergency, proposes to impose a supplementary general rate or specified area rate under section 6.32(3)(a); or

(b) proposes to modify the proposed rates or minimum payments after considering any submissions under subsection (4),

it is not required to give local public notice of that proposed supplementary general rate, specified area rate, modified rate or minimum payment.

POLICY IMPLICATIONS: None

FINANCIAL IMPLICATIONS: Financial Management standards in relation to the delivery of Council Services

VOTING REQUIREMENTS: Single Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 11.2

MOVED Cr I McGregor

SECONDED Cr J Dwyer

That Council Resolve to:

- (i) Impose differential Rates in the 2006/2007 Financial Year as follows:

Menzies Townsite	GRV	5.285c in \$
Mining Sector	UV	8.1917c in \$
Kookynie Townsite & Pastoral	UV	3.650c in \$
Minimum (All categories)	Minimum	\$145

- (ii) Request the Minister for Local Government and Regional Development to approve an application for the imposition of differential general rates in accordance with Section 6.33 (3) of the Local Government Act 1995.

CARRIED 5/0

11.3 Ordinary Meeting of Council – June 2006 – Change of Meeting Date
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SUBMISSION TO: Ordinary Meeting of Council Friday,
19 May 2006
LOCATION: Menzies
APPLICANT: N/A
FILE REF: 109
DISCLOSURE OF INTEREST: None
DATE: 9 May 2006
AUTHOR: Peter Crawford, Chief Executive Officer
SIGNATURE OF AUTHOR:

SUMMARY:

This Item is to advise Council of the absence of the Chief Executive Office from the Ordinary Meeting of Council to be held Friday, 16 June 2006.

BACKGROUND:

At the Ordinary Meeting of Council, held Friday, 17 June 2005, Council Resolved to set the dates for Ordinary Council Meetings for the following twelve months.

COMMENT:

The scheduled date for the June 2006 Ordinary Meeting of Council is Friday, 16 June.

The Chief Executive Office will be on leave from Monday, 12 June until Friday, 16 June inclusive. In view of this, it is proposed that Council defer the June Meeting until Friday, 23 June 2006.

It is however, Council's prerogative to continue to hold the Meeting on the designated day as the Agenda will be circulated to Councillors as usual before hand.

CONSULTATION:

None

**STATUTORY ENVIRONMENT: LOCAL GOVERNMENT ACT 1995 –
SECT 5.25**

Regulations about council and committee meetings and committees

5.25 (g). Regulations about council and committee meetings and committees

(1) Without limiting the generality of section 9.59, regulations may make provision in relation to —

(g) the giving of public notice of the date and agenda for council or committee meetings;

[Section 5.25 amended by No. 64 of 1998 s.28.]

POLICY IMPLICATIONS: None

FINANCIAL IMPLICATIONS: None

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 11.3

MOVED Cr I McGregor

SECONDED Cr P Kennedy

That Council Resolve to reschedule the date of the June 2006 Ordinary Meeting of Council from Friday 16 June to Friday, 23 June.

CARRIED 5/0

11.4 Principal Activities Plan 2006 / 2007 to 2009 / 2010

SUBMISSION TO: Ordinary Meeting of Council Friday,
19 May 2006
LOCATION: Menzies Shire
APPLICANT: N/A
FILE REF: 108
DISCLOSURE OF INTEREST: None
DATE: 11 May 2006
AUTHOR: Peter Crawford, Chief Executive Officer
SIGNATURE OF AUTHOR:

SUMMARY:

This Item is to advise Council that the principal Activities Plan from 2006/2007 to 2009/2010 is now ready for adoption (See attached Appendix “A”).

BACKGROUND:

Council was presented with the draft principal Activities Plan 2006/2007 to 2009/2010 at the Ordinary Meeting of Council, held Friday 17 March 2006.

As per the requirements of the Sections 5.56 and 5.57 of the Local Government Act 1995, the plan has been advertised and available for public comment for a period of 42 days.

COMMENT:

As of today, 11 May 2007, no submissions have been received regarding the proposed Principal Activities Plan.

It now remains for Council to Adopt the Plan.

CONSULTATION:

All Statutory requirements have been met in regards to public consultation.

STATUTORY ENVIRONMENT: LOCAL GOVERNMENT ACT 1995 - SECT 5.56
Planning principal activities

5.56 . Planning principal activities

(1) Each financial year, a local government is to prepare a plan for the next 4 or more financial years.

(2) The plan is to contain details of —

- (a) the principal activities that are proposed to be commenced or to be continued in each financial year affected by the plan;*
- (b) the objectives of each principal activity;*
- (c) the estimated cost of, and proposed means of funding, each principal activity;*
- (d) how the local government proposes to assess its performance in relation to each principal activity;*
- (e) the estimated income and expenditure for each financial year affected by the plan; and*
- (f) such other matters as may be prescribed.*

LOCAL GOVERNMENT ACT 1995 - SECT 5.57
Notice of proposed plans for principal activities

5.57 . Notice of proposed plans for principal activities

(1) After preparing a plan under section 5.56, the local government is to —

- (a) give local public notice in accordance with subsection (2); and*
- (b) make available for public inspection copies of the proposed plan at the local government offices and at each local government library in the district.*

(2) The local public notice is to contain —

- (a) notification that a plan for the local government's principal activities for the next 4 or more years has been prepared;*
- (b) details of where and when the plan may be inspected; and*
- (c) an invitation for submissions in relation to the plan to be made by members of the public within 42 days of the day on which local public notice was first given.*

POLICY IMPLICATIONS: None

FINANCIAL IMPLICATIONS: The Plan provides a basis for the 2006/2007 Financial Budget

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 11.4

MOVED Cr I Tucker

SECONDED Cr I McGregor

That the Principal Activities Plan 2006 / 2007 to 2009 / 2010 as presented, be Adopted.

CARRIED 5/0

11.5 Application for Prospecting Licence

SUBMISSION TO: Ordinary Meeting of Council Friday,
19 May 2006
LOCATION: Goongarrie
APPLICANT: McMahon Mining Title Services Pty Ltd
FILE REF: 213
DISCLOSURE OF INTEREST: None
DATE: 11 May 2006
AUTHOR: Peter Crawford, Chief Executive Officer
SIGNATURE OF AUTHOR:

SUMMARY:

This Item is to advise Council of an application for a prospecting licence in the Goongarrie area (See attached).

BACKGROUND:

An application has been received from McMahon Mining Services Pty Ltd, acting on behalf of Cazaly Resources Ltd, for a Prospecting Licence 29/1884 for an area which covers the entire old Goongarrie townsite.

COMMENT:

It is imperative that when the application is considered by the Mining Registrar, that the existing heritage listed buildings in Goongarrie are protected from any disturbances by an order.

Discussions with the Mining Registrar's office in Kalgoorlie have revealed that the licence holder is subject to a range of orders that prohibit certain activities without the permission of the Minister.

In this instant, the granting of the licence will not permit activities in the vicinity of our heritage buildings without our prior knowledge and consent.

CONSULTATION:

Mining Registrar's Office - Kalgoorlie

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 11.5

MOVED Cr I McGregor

SECONDED Cr J Dwyer

That Council Receive the report on the application for a prospecting licence in the Goongarrie area

CARRIED 5/0

11.6 Goldfields Esperance Country Zone

SUBMISSION TO: Ordinary Meeting of Council Friday,
19 May 2006
LOCATION: Menzies
APPLICANT: N/A
FILE REF: 136b
DISCLOSURE OF INTEREST: None
DATE: 12 May 2006
AUTHOR: Peter Crawford, Chief Executive Officer
SIGNATURE OF AUTHOR:

SUMMARY:

For Council to receive an update as to the status of the Shared Service Project subsequent to the last meeting of the Shared Service Working Group (SSWG) held on 5 May 2006.

BACKGROUND:

At the SSWG meeting held on 23 February 2006, it was resolved to revisit the membership composition of the SSWG through the Goldfields-Esperance Country Zone, and the following resolution was subsequently passed:

“THAT THE GECZ OF WALGA SEEKS THE SUPPORT OF ITS MEMBER LOCAL GOVERNMENTS AND THE SHIRES OF YILGARN AND RAVENSTHORPE TO ESTABLISH A REGIONAL ORGANISATION OF COUNCILS WITH THE INITIAL PURPOSE OF UNDERTAKING SHARED SERVICE FUNCTIONS.”

As a result, the Shires of Wiluna and Laverton expressed their interest to become involved, and joined the City of Kalgoorlie-Boulder and the Shires of Coolgardie, Dundas, Menzies, Leonora and Yilgarn as members of the SSWG.

COMMENT:

The SSWG last met on 5 May 2006, in part to discuss the Local Government Advisory Board Report into Local Government Structural and Electoral Reform. Particular emphasis was placed on the LGAB’s support of the shared service project as detailed within the report, and the suggestion that the project should be looked upon favourably for State Government financial support.

As a result of that meeting, the following recommendation was passed:

“THAT THE SHARED SERVICE WORKING GROUP:

1. SEEK THE SUPPORT OF ITS MEMBER COUNCILS TO REINFORCE THE NEED TO ESTABLISH A REGIONAL LOCAL GOVERNMENT TO INITIALLY UNDERTAKE SHARED CORPORATE SERVICES FOR ITS MEMBERS, WITH A VIEW TO POSSIBLY EXPANDING THE SCOPE OF THE SERVICES IT PROVIDES IN THE FUTURE.
2. REQUEST THAT EACH MEMBER LOCAL GOVERNMENT MAKE A PROVISION OF \$10,000 IN THEIR 2006/07 BUDGET TO HELP COVER THE ADMINISTRATIVE OVERHEADS ASSOCIATED WITH THE ESTABLISHMENT OF A REGIONAL LOCAL GOVERNMENT.
3. REQUEST THAT EACH MEMBER LOCAL GOVERNMENT AUTHORISE ITS CEO (OR A NOMINATED OFFICER) TO PARTICIPATE IN A WORKING PARTY TO DEVELOP AN ESTABLISHMENT AGREEMENT FOR THIS PURPOSE.”

Essentially, the SSWG wants its member Councils to give an indication that it is prepared to contribute financially to this process. The Department of Local Government and Regional Development (DLGRD) has indicated that there may initially be \$80,000 available for the SSWG to further progress this initiative, which may be used to engage a consultant to conduct a detailed feasibility study for the project within the region, as well as cover the administrative overheads associated with the establishment of a Regional Local Government.

Should the funding from the DLGRD become available then further monies from member Councils may not be required at this stage for the purposes detailed above. The budget provision is merely a firm indication that Council is prepared to contribute financially to the success of this project should the need arise.

CONSULTATION:

No community consultation was considered necessary in relation to the recommendations of the report.

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: Any financial implications as a consequence of the Officer’s Recommendation will be considered during budget deliberations.

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION	ITEM 11.6
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MOVED Cr I McGregor

SECONDED Cr J Dwyer

That Council give due consideration during its 2006/07 budget deliberations to making a provision of \$10,000 as a commitment to further develop the Shared Service Project.

CARRIED 5/0

12. REPORTS:

12.1 REPORTS FROM COUNCILLORS:

Cr Kelly:

- Asked that the CEO send a letter to Mr Larry Hamilton in support of the Menzies Remote Community School. School Principal to supply details.
- Reported that the Hot Water system is not working in the kitchen.

Cr McGregor:

- The Cranky Jack Road sign is missing at the Yarri Road end.
- There could be some other arrangement investigated in the kitchen to allow a dining type area and considered in the future budget.

Cr J Dwyer:

- Reminded Councillors of next weeks “Biggest morning tea ever” in Kookynie.

12.2 CHIEF EXECUTIVE OFFICER’S SUPPLEMENTARY REPORT:

- A request has been received from the Menzies Hotel to create a Public Road into Reserve No 24144, CEO will commence action as the applicant has agreed to accept all costs involved.
- Presented an article from the Kalgoorlie Miner which disagreed with comments regarding the report on the recent meeting with Minister Chance over the wild dog problems
- Advised that he would be commissioning a structural report on the condition of the Niagara Dam wall.
- Gave an overview of the workshop on asset management held in Kalgoorlie recently.
- Gave Councillors the agendas for Local Government week and requested that all applications be in his office by lunch time on Tuesday, 23 May to enable early bookings to be made.
- Advised Council of a crime prevention survey and the opportunity to be involved with the Police that can attract funding to implement strategies.
- Advised that a survey had been carried out and plotted on a plan that showed the actual Kookynie Road from the roundabout out towards the Goldfields Highway through the residential area.
- Advised that St John Ambulance had requested that the Shire keep a regular check on their ambulance to ensure that the unit was operating OK. CEO advised that he would require a letter of authority and liability indemnification for Council prior to any agreement being reached.
- Presented Council with a drawing of the proposed new ablution block for the caravan park and advised that a costing would be sought for the new budget.

12.15 The President adjourned the Meeting for lunch.

12.48 The President reconvened the Meeting

- Discussion continued regarding the caravan park and future upgrading proposals.

13 NEW BUSINESS OF AN URGENT NATURE:

13.1 ELECTED MEMBERS

Nil

13.2 CHIEF EXECUTIVE OFFICER

Nil

14. CONFIDENTIAL BUSINESS TO BE HELD BEHIND CLOSED DOORS:

Nil

15. NEXT MEETING:

The next Ordinary Council Meeting is scheduled for Friday 23 June 2006 at the Council Chambers, Menzies, commencing at 9.00 am

16. CLOSURE:

There being no further business to discuss, the Shire President declared the Meeting closed at 1.13 pm

These Minutes were confirmed as a true and accurate record of proceedings, at the Ordinary Council Meeting held on 23 June 2006

UNCONFIRMED

SHIRE PRESIDENT.....