



# MINUTES

## ORDINARY COUNCIL MEETING

Menzies Council Chambers  
Thursday July 22nd, 2010

# SHIRE OF MENZIES



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**SHIRE OF MENZIES**

**ORDINARY COUNCIL MEETING**  
**JULY 22<sup>ND</sup>, 2010**  
Menzies Council Chambers commencing at 9.18 am

## M I N U T E S

### 1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Shire President (Cr. Gregory Dwyer) declared the meeting open, welcomed the attendees and proceeded with the agenda, as planned.

#### 1.1 SWEARING IN OF NEWLY ELECTED COUNCILLOR – Lloyd Lansdown

Councillor Lloyd Lansdown was sworn in as required, with Brian W Seale (CEO) witnessing the declaration as a Justice of the Peace as required by the Regulation 13 (1.) (c.) of the Local Government (Constitution) Regulations 1998.

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

*Attendance:*

Councillors	Cr Gregory Dwyer	President
	Cr Greg Stubbs	Deputy President
	Cr Kevin Pusey	Councillor
	Cr Aileen Kelly	Councillor
	Cr Jill Dwyer	Councillor
	Cr Lloyd Lansdown	Councillor
Staff:	Mr Brian Seale	Chief Executive Officer
	Ms Carol McAllan	Deputy Chief Executive Officer
Apologies	Cr Ian Tucker	Councillor

### 3 RESPONSES TO PREVIOUS PUBLIC QUESTION TIME TAKEN ON NOTICE

No

### 4 PUBLIC QUESTION TIME

No.

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

Cr. Pusey requests a leave of absence for the August meeting. The request was approved by President Dwyer.

### 6 PETITIONS / DEPUTATIONS / PRESENTATIONS

Paul Breman from the Haines Norton Group attended the meeting from 9.40 am and addressed Council in terms of the conversion to the Network One system.

### 7 CONFIRMATION OF PREVIOUS MINUTES

7.1 Confirmation of the Previous Minutes of Council held June 24<sup>th</sup>, 2010 as presented, be adopted.

MOVED Cr Kelly

SECONDED Cr Pusey

**“Carried 6/0”**

<b>8</b>	<b>ANNOUNCEMENTS BY THE SHIRE PRESIDENT WITHOUT DISCUSSION / QUESTIONS ON NOTICE.</b>
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8.1	Announcements by the President without Discussion. To be addressed in Councillor Reports.
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8.2	<b>QUESTIONS ON NOTICE</b>	<b>ITEM 8.2</b>
	None.	

<b>9</b>	<b>REPORTS OF COMMITTEES AND OFFICERS</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>July 22nd, 2010</b>
<b>AUTHOR:</b>	<b>Carol McAllan, A/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>	

**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

We have experienced some difficulties with the production of the Financial Reports for the end of May and with Mandy Wynne from the Haines Norton group being absent may have contributed to this delay.

Accordingly, at the time of writing this item, the reports were not available and we are hopeful of receiving these so these can be prepared for inclusion on the agenda and the Haines Norton group have assured this office that this will occur.

**CONSULTATION:**

Ms Mandy Wynne, Haines Norton. Reporting on Financial Activity

**STATUTORY ENVIRONMENT:**

Local Government (Financial Management) Regulations 1996 Regulation 34

**POLICY IMPLICATIONS:** None

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION / OFFICER RECOMMENDATION**

**ITEM 9.1**

MOVED Cr Dwyer (J.)

SECONDED Cr Kelly

- a.) That the Financial Statements and Reports to the statements to May 31<sup>st</sup>, 2010 as presented be adopted.

**“Carried 6/0”**

9.40am - Paul Breman from the Haines Norton group attends the meeting.

**9.2 ACCOUNTS FOR PAYMENT TO MAY 31<sup>st</sup>, 2010 .**

<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>July 22nd 2010</b>
<b>AUTHOR:</b>	<b>Carol McAllan, A/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>	

**BACKGROUND:**

Cheque numbers from 7398 to 7455 and 0003 to 0004 including direct debits and bank statement transfers totalling \$200,455.07 are presented for payment as per the submitted lists.

**COMMENT:**

**CONSULTATION:** Ms Mandy Wynne, Haines Norton.

**STATUTORY ENVIRONMENT**

Local Government (Financial Management) Regulations 1996 Regulation 13, 34

**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

**COUNCIL DECISION / OFFICER RECOMMENDATION**

**ITEM 9.2**

MOVED Cr Kelly

SECONDED Cr Dwyer

To approve Cheque numbers 7398 to 7455 and 0003 to 0004 including direct debits and bank statement transfers totalling \$200,455.07 being presented for payment as per the submitted lists

**“Carried 6/0”**

**9.3 FINANCIAL STATEMENTS AND REPORTS TO JUNE 30<sup>th</sup>, 2010**

<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>July 22nd, 2010</b>
<b>AUTHOR:</b>	<b>Carol McAllan, A/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>	

**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

We have experienced some difficulties with the production of the Financial Reports for the end of May and with Mandy Wynne from the Haines Norton group being absent may have contributed to this delay.

Accordingly, at the time of writing this item, the reports were not available and we are hopeful of receiving these so these can be prepared for inclusion on the agenda and the Haines Norton group have assured this office that this will occur.

**CONSULTATION:**

Ms Mandy Wynne, Haines Norton. Reporting on Financial Activity

**STATUTORY ENVIRONMENT:**

Local Government (Financial Management) Regulations 1996 Regulation 34

**POLICY IMPLICATIONS:** None

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION / OFFICER RECOMMENDATION**

**ITEM 9.3**

MOVED Cr Stubbs

SECONDED Cr Kelly

- a.) That the Financial Statements and Reports to the statements to June 30th, 2010 as presented be adopted.

**“Carried 6/0”**

**9.4 ACCOUNTS FOR PAYMENT TO JUNE 30<sup>th</sup> 2010**

<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>July 22nd 2010</b>
<b>AUTHOR:</b>	<b>Carol McAllan, A/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>	

**BACKGROUND:**

Cheque numbers 7356 to 7446 and cheque numbers 005 to 0129, including direct debits and bank statement transfers totalling \$2,281,580-29 are presented for payment as per the submitted lists submitted.

**COMMENT:**

As at close of Business Friday July 3<sup>rd</sup>, 2010, the accounting data had not been received from the Accountants to include in the agenda.

Every effort will be made to provide this data to Councillors as inclusions in the agenda

**CONSULTATION:**

Ms Mandy Wynne, Haines Norton.

At the time of preparation of this agenda, the Accounting data files had not been received back from the Haines Norton group and may not be available for inclusion on this agenda, though it is possible this will be forwarded during the week.

**STATUTORY ENVIRONMENT**

Local Government (Financial Management) Regulations 1996 Regulation 13, 34

**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

**COUNCIL DECISION / OFFICER RECOMMENDATION**

**ITEM 9.4**

MOVED Cr Kelly

SECONDED Cr Dwyer

Cheque numbers 7356 to 7446 and cheque numbers 005 to 0129, including direct debits and bank statement transfers totalling \$2,281,580-29 are presented for payment in terms of the submitted list.

**“Defer this item to the August Meeting for further deliberation.”**

**“Carried 6/0”**

*Explanation: For not adopting the officer’s recommendation is as a result of the errors as submitted in the schedule of Accounts for payment.*



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10.14am - Cr Lansdown vacates Chambers  
10.16am - Cr Lansdown returns to Chambers

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***COUNCIL ADJOURNMENT***

10.49 am Council adjourns  
11.09 am Council resumes

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**OFFICER'S RECOMMENDATION****ITEM 9.16**

MOVED Cr Dwyer (J.)

SECONDED Cr Kelly

To endorse the second review of the performance of the incumbent CEO, Mr Brian W Seale, as presented by the Shire's consultant, Mr Gary Martin, for the second year to July 17<sup>th</sup>, 2010, as required, subject to modification as advised to the CEO during the meeting.

**COUNCIL DECISION****ITEM 9.16**

Discussion on the draft Review of the performance of the C.E.O. was conducted with feedback from the Shire President to be provided through the consultant as soon as possible for further deliberation at a subsequent meeting.

**"Carried 6/0"**

***Explanation:** The reason for not accepting the officer's recommendation was due to the fact that the draft submission had not yet been completed and that the intention of the item was for discussion purposes only and not intended to address the completed draft and Council awaits receipt of same from the Consultant, which the President will monitor.*

**COUNCIL RESOLVED TO "COME OUT FROM BEHIND CLOSED DOORS".**

MOVED Cr Dwyer (J.)

SECONDED Cr Kelly

**"Carried 6/0"**

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12.01 pm - Chief Executive Officer returns to Chambers

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## 9.5 COUNCILLORS FEES AND ALLOWANCES

<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>July 22nd 2010</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 clause 5.98 of the Local Government Act 1995, and specifically clause 6 as it applies to attendance to allied meetings of council

### **BACKGROUND:**

Whilst the fee structure was reviewed at the June meeting for the year ended June 30<sup>th</sup>, 2011, it seems the provisions of clause 5.98 of the Act require further consideration.

It seems that the recent amendment to this section of the Act at clause 5-98 (2a) gives support to a payment of a fee for attending an allied meeting, but as there is no Regulations yet approved by Parliament for the regulations supporting this amendment, the provision is unsubstantiated and therefore I recommend, that only approved meetings of Council and Committees of Council should attract the attendance fee.

### **CONSULTATION**

The Department of Local Government in terms of the attached detail received from Matthew Hayes and as attached.

### **STATUTORY ENVIRONMENT:**

Local Government Act 1995 – Clause 5.98 and 5.99

Local Government (administration) Regulations 1996 – Clause 30, 31, 32, 33, 33A, and 34 as attached to assist Council in this deliberation.

### **POLICY IMPLICATIONS:**

### **FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** “Absolute” Majority required

## **COUNCIL DECISION / OFFICER RECOMMENDATION**

**ITEM 9.5**

MOVED Cr Kelly

SECONDED Cr Pusey

Only those approved meetings of Council and Committees of Council should attract the attendance fee for Councillors attending a meeting on behalf of Council, though clearly Travel re-imburement should apply, if requested to attend an allied meeting and where a private vehicle is used for that purpose in terms of Council policy.

**“Lost 1/5”**

**9.6 W.A.L.G.A. REQUEST FOR RESPONSE ON GOVERNMENT TRADING ENTITIES**

<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>July 22nd 2010</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 response to the WALGA group relative to "Government Trading Entities", as presented in the attached data.

**BACKGROUND:**

Council is in receipt of the attached data for consideration, where a response by July 30<sup>th</sup>, 2010 is requested.

**COMMENT:**

This proposal opens the opportunity for a Local Government to own, operate and manage a Business venture (e.g.) a Roadhouse or Fuel station, under a board of management. Given the Shire of Menzies participation in the G.V.R.O.C membership, it is suggested, the Shire of Menzies would probably use that structure to manage a Business Venture, if ever called upon to do so.

Whilst has permitted the CEO to respond to these requests in the past, this opportunity does not require response until July 30<sup>th</sup>, 2010 and therefore time permits Council to consider this response.

The WALGA group is seeking legislative amendment to the Act in order to provide this opportunity for this Industry to accommodate this opportunity should it be required to do so.

**CONSULTATION:**

**STATUTORY ENVIRONMENT:** Not Available at present

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:** Not applicable.

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.6**

MOVED Cr Kelly

SECONDED Cr Pusey

To provide a response to the WALGA group request relative to "Government Trading Entities", as presented in the attached data, in terms of the advices provided to the CEO during the meeting.

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***ADJOURNMENT OF COUNCIL***

- 12-30 pm - Council adjourns for Luncheon
  - 1-23 pm - Council reconvenes
-

**9.7 RAMPS AND STEPS FOR THE CARAVAN PARK ABLUTIONS**

<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>July 22nd 2010</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 endorse the provision of Ramps and Steps for the Caravan Park ablutions in terms of the attached plan of design for this purpose, as required.

**BACKGROUND:**

It has been requested that the design of this facility will be available to present to Council, as the Engineer has been asked to provide this urgently.

Accordingly, should this basic design not be provided in time for the meeting, Council may defer further consideration or adopt a design of your own direction and we will be able to proceed accordingly, though the Administration acknowledges the advices received from the Council at the June meeting where in avoidance of timber in the construction was noted.

This item was presented at the June meeting and deferred for further consideration at the July meeting due to the fact that the design had not been received from the Engineers.

**CONSULTATION**

Simon De been from the Duncan Jack Consulting group.

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

**OFFICER RECOMMENDATION**

**ITEM 9.7**

MOVED Cr Kelly

SECONDED Cr Stubbs

To approve the provision of Ramps and Steps for the Caravan Park ablutions in terms of the attached plan of design for this purpose, as required, subject to adequate budget provision for the 2010/11 being provided.

**COUNCIL DECISION**

**ITEM 9.7**

**“Defer to the August meeting”  
“Carried 6/0”**

**Explanation:** As a result of the plan not being available for presentation to Council, as hoped for.

**9.8 TENDER 1/11 – SEALING OF THE KOOKYNIE ROAD**

<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>July 22nd 2010</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 Tender submissions for the sealing of the Kookynie Road in terms of the advertisement and specifications as provided in Tender 1/11.

**BACKGROUND:**

Budget provision is planned for in the 2010/11 budget year for this purpose and a Tender Schedule for this provision is appended having closed on Friday July 16<sup>th</sup>, 2010.

**COMMENT:**

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

The provision of the Local Government (Function and General) Regulations 1996, clause 11 determines where the contract is likely to exceed the threshold of \$100,000 a Tender is to be applied.

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

Budget provision is planned for in the 2010/11 budget year for this purpose.

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.8**

MOVED Cr Kelly

SECONDED Cr Dwyer (J.)

To approve the Tender submission for the sealing of the Kookynie Road in terms of the advertisement and specifications as provided in Tender 1/11, as provided by Total Asphalt in the sum of \$175,285-00, in terms of the details as provided and as attached.

**“Carried 6/0”**



<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
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<b>APPLICANT:</b>	<b>N/A</b>
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>July 22nd 2010</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 Audit services for the triennium commencing July 1<sup>st</sup>, 2010 to June 30<sup>th</sup>, 2013, as proposed and is statutorily required.

**BACKGROUND:**

An Audit Specification has been determined and provided to interested parties to prepare their submissions, as required.

**COMMENT**

Whilst this submission is less than the Tender Threshold, for the purposes of prudence and balance, it is customary to advertise for Auditing by Tender.

Accordingly, Tenders for this service closed on July 16<sup>th</sup>, 2010 and where a schedule of submissions is attached, where the present Auditors of Anderson Munro and Wiley have provided a splendid service for many years to Menzies and continuation is supported.

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

Suitable budget provision has been noted in the attached budget for Council consideration.

**VOTING REQUIREMENTS:** Simple Majority required

<b>COUNCIL DECISION / OFFICER RECOMMENDATION</b>	<b>ITEM 9.9</b>
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MOVED Cr Kelly

SECONDED Cr Lansdown

To approve the provision of Audit services for the Shire of Menzies for the triennium commencing July 1<sup>st</sup>, 2010 to June 30<sup>th</sup>, 2013, as proposed and is statutorily required and as submitted by Anderson Munro and Wiley, in terms of the submission attached.

**“Carried 6/0”**

<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>July 22nd 2010</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 contents of the attached report as reflecting the views and comments made at a meeting on Tuesday June 22<sup>nd</sup>, 2010 relative to the Tjuntjuntjara community and to identify support for these comments, to consider including this report format in the Council monthly agenda as a method of ensuring Council is kept regularly informed of the progress being made by the administration in fulfilling the comments made.

**BACKGROUND:**

Whilst President Dwyer was in attendance at the meeting, as where Cr's. Dwyer (J) and Kelly were also in attendance, the Council has not been given prior opportunity to comment on this proposal and President Dwyer has not approved of this provision as he has not yet been asked to consider this aspect.

**COMMENT:**

Contact with the Operations Manager (Gordon Jacob) confirmed a strong willingness and support for the council to cooperate with this office.

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.10**

MOVED Cr Kelly

SECONDED Cr Dwyer

To approve of the contents of the attached Status report as reflecting the views and comments made at a meeting on Tuesday June 22<sup>nd</sup>, 2010 relative to the Tjuntjuntjara community and to identify support for these comments, as advised and modified in terms of advises provided to the CEO during the meeting and to approve of including this report format in the Council monthly agenda as a method of ensuring Council is kept regularly informed of the progress being made by the administration in fulfilling the comments made relative to this community.

**“Carried 6/0”**

**9.11 POLICY MANUAL AMENDMENT – CLAUSE 5.1**

<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>July 22nd 2010</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 amendment to clause 5.1 relative to the “Outside Team Members” clothing Allowance” where there seems an anomaly between the policy listing the allowance at \$250 and the Induction Manual at \$300.

**BACKGROUND:**

**CONSULTATION**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

Adequate annual provision is provided for this facility to accommodate this amendment.

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION / OFFICER RECOMMENDATION**

**ITEM 9.11**

MOVED Cr Kelly

SECONDED Cr Dwyer (J.)

To approve an amendment to clause 5.1 of the Shire of Menzies Policy Manual relative to the “Outside Team Members” clothing Allowance” increasing the allowance to \$300 p.a. In order to be consistent with the Induction Manual, in terms of the extracts from both the Policy manual and the Induction Manual, as attached.

**“Carried 6/0”**

**9.12 NIAGARA DAM ROAD - BITUMENISING**

<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>July 22nd 2010</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 sealing of the Niagara Dam road or retaining the present unsealed nature of the existing road.

**BACKGROUND:**

This item was raised at the June meeting and deferred until the July meeting to allow for the provision of further data to be made available.

**COMMENT:**

Copy of the Previous Agenda item is appended to assist Councillors in this deliberation.

**CONSULTATION:**

The Works Supervisor has been asked to comment on the access, cost and availability of the "Red Stone" to be used as the aggregate in the construction of the Road, so as to give the impression of the unsealed condition as presently exists.

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:** None.

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.12**

MOVED Cr Kelly

SECONDED Cr Lansdown

To approve the sealing of the three kilometres of the Niagara Dam road and make suitable budget provision of \$300,000 in the 2010/11 year with the use of the "Red Stone" to provide the image of the unsealed nature of the road as has been the condition since the Dam was constructed.

**"Carried 6/0"**

**9.13 SALE OF LOT 85 REID STREET, 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>July 22nd 2010</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 applications for sale of Lot 85 Reid Street, Menzies where there are four applicants seeking consideration.

**BACKGROUND:**

Council will recall having recently approved of the sale of this site to Aileen Kelly, though the applicant has subsequently elected to not pursue this endeavour. Accordingly, the site remains a Shire asset, where there are three written applications held for this consideration and another verbal proposal also received.

Council will also recall this item was presented to Council at the June meeting and deferred to consider the former application as received from Jim Pianto in order to represent balance and fairness given Mr Pianto expressed a written request for consideration at the May meeting, where the resolution supported Aileen Kelly, being the first request received.

**COMMENT:**

Given all the vacant land in the town-site has been sold, the opportunity for growth and development by the Shire is now limited, although the "Reserve Land" at lot 165/166 Onslow Street is a available and planning has commenced for the construction of a new residence at that site for the C.E.O. Accordingly it seems vacant land is at a premium and therefore it may be sensible to retain this site, in case of future developmental needs.

Notwithstanding these views, Council will want to consider the precedent created in this matter.

**CONSULTATION:**

Advices received from Mr Pianto confirms he is no longer interested in purchasing this site, but advises his preference is for Council to retain the site for future Staff Housing..

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.13**

MOVED Cr Kelly

SECONDED Cr Dwyer

To decline the sale of Lot 85 Reid Street as presented and as submitted in the attached proposals and retain this site for future Shire Housing.

**"Carried 6/0"**

**Explanation:**

*As this item was presented to the June meeting and being reconsidered within three months of that date, it requires three councillors to approve of the revisiting of the item before consideration can be provided to the item.*

**REVISIT:** Crs. Kelly, Dwyer (J.) and Stubbs agreed to revisit this item.

**9.14 KOOKYNIE SCHOOL BUILDING PURCHASE**

<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>July 22nd 2010</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 the Kookynie School building premises as being presented for sale at \$36,000.

**BACKGROUND:**

This item was raised at the June meeting and deferred for further consideration as it seems the price is negotiable and Council may be interested in acquiring this location.

**CONSULTATION**

Contact was made with the owner Eddie McKenzie 0429-374 560 for the June meeting and also attempts were made on July 3<sup>rd</sup>, 2010, where a negotiated figure of \$36,000 was determined.

Copy of the previous item is appended to assist council in this deliberation.

**STATUTORY ENVIRONMENT:** Not Applicable

**POLICY IMPLICATIONS:** Not Applicable

**FINANCIAL IMPLICATIONS:**

\$40,000 in Budget Provision will be required, if approved.

**VOTING REQUIREMENTS:** Simple Majority required

**OFFICER'S RECOMMENDATION**

**ITEM 9.14**

MOVED Cr Pusey

SECONDED Cr Stubbs

To Decline the opportunity to purchase the former Kookynie School premises as offered at \$.36, 000-00, as proposed at this time, subject to suitable budget provision being made to accommodate this purchase.

**"Lost 3/4"**

⊕ With the President casting a deciding vote.

MOVED Cr Dwyer (J.)

SECONDED Cr Stubbs

To “Approve” of the opportunity to purchase the former Kookynie School premises, subject to:

- a.) An assessment of the integrity of the building being provided by the shire’s building Surveyor.
- b.) A satisfactory response from a period of Public Consultation being presented to Council.
- c.) Market Valuation assessment being provided to council for consideration.

**“CARRIED 5/1”**



**9.15 REVIEW OF THE REGIONAL DEVELOPMENT COMMISSIONS**

<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>July 22nd 2010</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 response to the request from the Minister regarding the opportunity to submit a comment on the Review of Regional Development Commissions, as detailed in the attached data.

**BACKGROUND:**

Council is in receipt of the attached data from the Minister relative to the opportunity make a submission on the Review of Regional Development Commissions.

**COMMENT**

The Deadline for submissions has been extended from July 7<sup>th</sup>, 2010 to July 31<sup>st</sup>, 2010 and this enables the Council opportunity to comment, if it chooses to do so.

<b>STATUTORY ENVIRONMENT:</b>	Not Applicable
<b>POLICY IMPLICATIONS:</b>	Not Applicable.
<b>FINANCIAL IMPLICATIONS:</b>	None.
<b>VOTING REQUIREMENTS:</b>	Simple Majority required

**COUNCIL DECISION / OFFICER RECOMMENDATION**

**ITEM 9.15**

MOVED Cr Kelly

SECONDED Cr Dwyer (J.)

To provide a response to the request from the Minister regarding the opportunity to submit a comment on the Review of Regional Development Commissions, as detailed in the attached data, in terms of the advices issued to the Chief Executive Officer during the meeting with the draft submission to be reviewed by Councillors prior to despatch, and to be presented by July 31<sup>st</sup>, 2010 to the Minister, as required.

**“Carried 6/0”**

<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>	July 22nd 2010
<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 the applications received for the sale of the Fuso Truck, as presented for consideration as a Sale by Private Treaty.

**BACKGROUND:**

Council considered this item at the June meeting at item 9.35 and declined to accept the Tender submissions as presented under Tender number 14/10 and resolved to sell the item by Private Treaty, in terms of Section 3.58 of the Local Government Act 1995.

**COMMENT:**

Two submissions were received following negotiations by the Works Supervisor as follows:

1. Purcher International in the sum of \$40,000 (Plus GST)
2. Select Civil and Drainage Pty Ltd \$23,000 (Incl GST)

**CONSULTATION:**

**STATUTORY ENVIRONMENT:** Clause 3.58 of the Local Government Act 1995

**POLICY IMPLICATIONS:** Not Applicable

**FINANCIAL IMPLICATIONS:** Budgeted for in the Draft for 2010/11

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION****ITEM 9.17**

MOVED Cr Kelly

SECONDED Cr Dwyer

To approve of the sale by "Private Treaty" application received for the sale of the Fuso Truck, as presented by Purcher International for \$40,000 plus GST.

**"Carried 6/0"**

**9.18 SALE OF SURPLUS PLANT – FORMER RUBBISH TRUCK**

<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>July 22nd 2010</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 received from Allan Taylor for the sale of the former Rubbish Truck in the sum of \$4,500 (Incl GST.) as submitted.

**BACKGROUND:**

This item is the chassis resulting from the Compactor being removed recently for installation onto the new vehicle.

**COMMENT:**

Email advices attach for this sale by “Private Treaty” and it is felt that this value is reasonable and Works Supervisor recommends a Sale at this figure.

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

Clause 3.58 of the Local Government Act 1995 governs the sale of assets.

**POLICY IMPLICATIONS:** Not Applicable

**FINANCIAL IMPLICATIONS**

Budget Provision accommodates this sale proceed in the Draft Budget

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.18**

MOVED Cr Kelly

SECONDED Cr Lansdown

To approve of the sale of the former Rubbish Truck in the sum of \$4,500 (Incl GST.) as submitted in the application as received from Allan Taylor as presented to Council and appended.

**“Carried 6/0”**

**9.19 RELOCATION OF THE COUNCIL CHAMBERS AND USE OF  
CONFERRING FACILITIES FROM THE VISITORS CENTRE.**

<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>	July 22nd 2010
<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 relocation of the Council Chambers to the Visitors Centre Conference room, once restored and utilising the facilities of Video conferencing from that location.

**BACKGROUND:**

It seems the existing facilities are too cramped for effective conduct of the Council meetings, especially if Guests are invited.

Furthermore, with the need to encompass the Tjuntjuntjara Community in to Council meeting process, the use of electronic facilities available through the Visitors Centre would be very valuable for Councils Effective communications with others especially Tjuntjuntjara.

**CONSULTATION**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

Whilst costs as attached reflect a potential cost of \$30,000 (approximately), this could effectively be accommodated through the Visitors Centre Grant for equipment, if required.

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION / OFFICER RECOMMENDATION**

**ITEM 9.19**

MOVED Cr Stubbs

SECONDED Cr Kelly

To approve ***"In Principle"*** of the relocation of the Council Chambers to the Visitors Centre once the Renovations have been effected and make use of Video Conferencing facilities, once the Accreditation process has taken place, without any action being effected without consultation with Council.

**"Carried 6/0"**

**9.21 AUDIT CERTIFICATE FOR YEAR ENDED 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>N/A</b>
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>July 22nd 2010</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 receive the audit certificate from the Shire Auditors for the annual Audit for the year ended June 30<sup>th</sup>, 2009, as presented.

**BACKGROUND:**

Whilst the audit was conducted, the certificate had not been received and recent contact with the auditor has been made with the object of this being presented to Council for the June meeting. At the time of writing this item, the report had not been received, though it is hoped this will be available for receipt by resolution for the June meeting, otherwise, the item will have to be deferred until the July meeting.

**CONSULTATION** Chris Mc Laughlin – Anderson, Munro and Wiley.

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:** None.

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION / OFFICER RECOMMENDATION**

**ITEM 9.21**

MOVED Cr Kelly

SECONDED Cr Pusey

To receive the audit certificate from the Shire Auditors, (Anderson, Munro and Wiley) for the annual Audit for the year ended June 30<sup>th</sup>, 2009, as presented, subject to any comments presented to the CEO during the meeting.

**“Carried 6/0”**

**9.22 POLICY ON ROAD WIDTHS, CURBING AND CAMBERS**

**SUBMISSION TO:** Ordinary Meeting of Council  
**LOCATION:** Shire of Menzies  
**APPLICANT:**  
**FILE REF:**  
**DISCLOSURE OF INTEREST:** None  
**DATE:** July 22nd 2010  
**AUTHOR:** Brian Seale, Chief Executive Officer  
**SIGNATURE OF AUTHOR:**  
**SENIOR OFFICER:** Brian Seale, Chief Executive Officer.  
**SIGNATURE OF SENIOR OFFICER:**

**SUMMARY:**

To consider a Policy to determine the Factors relative to Local Road Widths, Curbing and Cambers.

**BACKGROUND:**

This issue was raised at the June meeting as a result of recent discussion over the curbing of Wilson Street, where Council felt a Policy should be formulated.

**COMMENT:**

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.22**

MOVED Cr Kelly

SECONDED Cr Dwyer (J.)

To approve a Policy determining the Factors relative to Local Road Widths, Curbing and Cambers, as follows, as representing "Minimum Dimensions":

<i>Local Road Widths to be ...</i>	<i>8 metres</i>
<i>Curbing to be .....</i>	<i>7 metres</i>
<i>Cambers to reflect.....</i>	<i>2 degrees</i>

**"Carried 6/0"**

**9.23. CEO RESIDENCE – 39 REID STREET, 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>July 22<sup>nd</sup> 2010</b>
<b>AUTHOR:</b>	<b>Justin Lee, Community Development 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:**

It is proposed to construct a new Chief Executive Officer residence on Lots 165/166 Onslow Street Menzies in the 2010/2011 financial year.

**BACKGROUND:**

Council approved 'in principle only' the construction of a new residence for the CEO in a resolution at its March meeting in 2010. An allocation of \$400,000 has been made in the 2010/2011 budget for this purpose.

**COMMENT:**

In the attachment provided is a brochure of a home with a design that is recommended for construction on Lots 165/166 Onslow Street. Also, as an attachment is the floor plan illustrated in the brochure and an alternate floor plan (with study).

The project to include provision for:

- Water wise gardens landscaped for both front & rear of property
- Garden shed
- Double carport
- Grey water reuse system for gardens
- Waste water treatment plant
- Rain water tanks to maximise capture from roofs
- Paving
- Fencing
- Solar hot water system
- Sufficient shelter on west side of residence from the severe heat of summer sun
- Power, water, phone connections
- Reverse cycle air-conditioning

**CONSULTATION:** **Brian Seale, CEO**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:** None

**FINANCIAL IMPLICATIONS:**

\$400,000 has been committed in the 2010/2011 budget. Project will be required to go to public tender.

**VOTING REQUIREMENTS:** Simple Majority required

**OFFICER'S RECOMMENDATION****ITEM 9.23**

MOVED Cr Dwyer (J.)

SECONDED Cr Kelly

That the new Chief Executive Officer's residence be built within the 2010/2011 financial year with a budget allocation of \$400,000 on Lots 165/166 Onslow Street, Menzies in terms of the design as shown in the attachment.

Also, that the construction of the residence be adopted by public tender for the construction thereof and additional provision be made for the following as independent factors from the tender documents:

- Water wise gardens landscaped for both front & rear of property
- Garden shed
- Double carport
- Grey water reuse system for gardens
- Waste water treatment plant
- Rain water tanks to maximise capture from roofs
- Paving
- Fencing
- Solar hot water system
- Sufficient shelter on west side of residence from the severe heat of summer sun
- Power, water, phone connection
- Reverse cycle air-conditioning

**"Lost 0/6"****COUNCIL DECISION****ITEM 9.23**

Moved Cr. Dwyer (J.)

Seconded Cr. Kelly

That Council appoint a committee of Council to Facilitate the deliberations over the construction of the new Staff Residence to be built within the 2010/11 year, subject to a budget provision of \$400,000 being approved and included in the budget for the purpose of the construction on lot 165 Onslow Street in terms of the further advices as to design and cost schedule to issue to Council by October 2010, with Crs. Kelly, Lansdown, Dwyer (J.) and the Chief Executive Officer to constitute the committee.

**"Carried 6/0"**

3.59 pm - Council adjourned  
4.17 pm - Council reconvened



**9.24 ABLUTIONS FOR KOOKYNIIE TOWNSITE**

<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>July 22nd 2010</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 ablutions at Kookynie as previously planned for and where Grant Funding has been obtained, but not expensed.

**BACKGROUND:**

It appears that Grant funding of \$45,000 was obtained through the Golden Quest Discovery Tail facility, but only two were constructed and the third is awaiting installation.

**CONSULTATION:** Arianne Webb

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

\$20,000 in Budget Provision will be required if this facility is approved.

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION / OFFICER RECOMMENDATION**

**ITEM 9.24**

MOVED Cr Lansdown

SECONDED Cr Kelly

To make budget provision of \$20,000 in the 2010/11 year for the purpose of construction of an Ablution facility in Kookynie at the Information Bay with equipment already held and awaiting installation.

**“Carried 6/0”**

**9.25 THE ENDEAVOUR FOUNDATION POLICY CRITERIA**

<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>July 22nd 2010</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 adoption of A Policy item to accommodate the required criteria for the Endeavour programme.

**BACKGROUND:**

Council has promoted the facility to encourage candidates in the 2010/11 year and where it is clear that guidelines are required.

**COMMENT:**

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.25**

MOVED Cr Dwyer (J.)

SECONDED Cr Kelly

To provide a Policy Guideline for the Administration in the selection of suitable candidates for the Endeavour Foundation in terms of advices issues to the Chief Executive Officer during the Meeting.

**“Defer to the August Meeting for further Consideration”**

**“Carried 6/0”**

**Explanation:** The reason for not adopting the Officer’s recommendation is Council requested details be provided by the Foundation as to a guidance for the eligibility criteria to be presented to Council.

**9.26 MENZIES – EVANSTON ROAD CLEARANCE REQUIREMENTS**

<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>July 22nd 2010</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 provision of an indemnity to the State Government to enable the progress of the Clearance of the area required for the Menzies Evanston Road job to proceed, in terms of the attached data.

**BACKGROUND:**

This construction job was approved in 2007 with State Government funding, but not proceeded with.

**CONSULTATION**

Terri Newman from the Department of Regional Development and Lands,

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION / OFFICER RECOMMENDATION**

**ITEM 9.26**

MOVED Cr Kelly

SECONDED Cr Pusey

To approve of provision of an indemnity to the State Government to enable the progress of the Clearance of the area required for the Menzies Evanston Road job to proceed, in terms of the attached data.

**“Carried 6/0”**

**9.27 AGREEMENT – MENZIES DOGGING GROUP**

<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>July 22nd 2010</b>
<b>AUTHOR:</b>	<b>Carol McAllan Acting Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	
<b>SENIOR OFFICER:</b>	<b>Carol McAllan Acting Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	

**SUMMARY:**

To sign an agreement with the Menzies Shire Dogging Group this is a subsidiary of the Wiluna Central Dogging Group to contribute \$10,000.00 in the 2010/11 financial year.

**BACKGROUND:**

Council agreed at Item 9.24 at the April 22<sup>nd</sup> 2010 meeting to approve a proposal submitted by the Menzies Dogging group for funding of \$10,000.00 in the 2010/11 financial year subject to a business plan and an endorsed agreement between all participating parties being approved by the Shire.

**CONSULTATION:**

**Kathy Boladeros**, Co-ordinator  
Menzies Dogging Group

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.27**

MOVED Cr Kelly

SECONDED Cr Lansdown

To approve the signing of the agreement between the Menzies Dogging Group (a subsidiary of the Wiluna Central Dogging Group) and to make budget provision of \$10,000 in the 2010/11 financial year.

**“Carried 6/0”**

4.58 pm - Cr Pusey vacates Chambers



## 10 STATUS REPORTS

### 10.1 SHIRE OF MENZIES STATUS REPORT

Presented, in case there are any Council resolutions to be addressed from this report.

### 10.2 TJUNTJUNTJARA COMMUNITY STATUS REPORT

Presented to ensure appropriate action has been initiated from the comments made and that the Community views have been noted.

## 11 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

### 11.1 ELECTED MEMBERS MOTIONS WITH PREVIOUS NOTICE

No

### 11.2 CONFIDENTIAL BUSINESS TO BE HELD BEHIND CLOSED DOORS

No

7.37 pm - Cr Kelly vacates Chambers

### 11.3 REPORTS OF COUNCILLORS AND STAFF

**Cr Stubbs:** No

**Cr Tucker:** N/A

**Cr Pusey:** No

**Cr Kelly:** No

**Cr Dwyer J:**

1. *It is requested the administration prepare Chambers and kitchen when quests and meetings are planned so as to provide a welcoming effect to the guests of Council.*

**Cr Lansdown L** No

**Cr Dwyer G:**

1. *Reported that Shire documents are loose and blowing around the tip.*
2. *Please comment on why the method of disposal of refuse at the Tip in Menzies has changed with the prohibiting of vehicles to access the tip face.*
3. *Council has been contacted by the Union over a Safety audit, a Plan for regular assessments and Committee to address occupational health and safety issues.*
4. *Please research "Custom Milling Subsidy" and advise.*
5. *Attended the Golden Quest Discovery Trail Business planning meeting recently.*
6. *Met with Wendy Duncan over the Royalty fro regions aspect of funding.*
7. *Attended a meeting n Perth for Indigenous issues which was very valuable.*

8. *Attended the Regional Development planning meeting recently in Chambers.*

**Mr Seale: B.**      *No*

<b>12    INFORMATION BULLETIN</b>
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12.1    Information Bulletin as presented for discussion and resolutions (if required).

<b>NEXT MEETING / MEETING CLOSURE</b>
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❖ *The next Meeting will be held on Thursday, August 26<sup>th</sup>, 2010 at the Tjuntjuntjara Community, commencing at 9.00am.*

There being no further business to discuss, the President declared the meeting closed at 7-53 pm.

<b>PLEASE NOTE TO BE CONFIRMED AT THE NEXT MEETING ON AUGUST 26<sup>TH</sup> 2010</b>
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**These minutes were confirmed  
As a true and accurate record of proceedings at the  
Ordinary Meeting of Council, held Thursday, July 22<sup>nd</sup> 2010**

**Confirmed by the Shire of Menzies,  
President Gregory Dwyer** \_\_\_\_\_

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