



MINUTES

ORDINARY COUNCIL MEETING

Menzies Council Chambers
Thursday June 24th 2010
Commencing At 9.15am

SHIRE OF MENZIES



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SHIRE OF MENZIES

ORDINARY COUNCIL MEETING
JUNE 24TH, 2010
In the Menzies Council Chambers commencing at 9.15 am

A G E N D A

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

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

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

Councillors	Cr Gregory Dwyer	President
	Cr Greg Stubbs	Deputy President
	Cr Kevin Pusey	Councillor
	Cr Ian Tucker	Councillor
	Cr Aileen Kelly	Councillor
	Cr Jill Dwyer	Councillor
Staff:	Mr Brian Seale	Chief Executive Officer
	Ms Carol McAllan	Deputy Chief Executive Officer
Apologies:	None	
Visitors:	Mr. Ian Bishop	
	Ms. Angela Leech	
	Ms. Rosa Tato	
	Mr. Alex Prado	

3 RESPONSES TO PREVIOUS PUBLIC QUESTION TIME TAKEN ON NOTICE

None

4 PUBLIC QUESTION TIME

None

5 DECLARATIONS OF INTEREST / APPLICATIONS FOR LEAVE OF ABSENCE.

Cr. Stubbs declared an interest in item: 9.24
Cr. Pusey declared an interest in item 9.24

6 PETITIONS / DEPUTATIONS / PRESENTATIONS

Mr. Ian Bishop, the Labor candidate for the seat of O'Connor addressed the Council and gave an outline of the things he will be standing for if elected. These include but are not restricted to Inequity in Medical Services (GP's in the bush) Indigenous Community Support, Roads, Phone and Internet in remote places.

Ms. Angela Leech, Ms. Rosa Tato and Mr. Alex Prado outlined what they would bring to Menzies as part of the Artists in Residence Program. These programs would be a Workshop at Menzies School, Family Afternoon in Menzies, Holiday program at Morapoi and a Farewell and reflection BBQ in Menzies over a 3 week period towards end of September 2010.

7 CONFIRMATION OF PREVIOUS MINUTES

7.1 Confirmation of the Previous Minutes of Council held May 27th, 2010 as presented, be adopted.

MOVED Cr Kelly

SECONDED Cr Dwyer (J)

Carried 6/0

8 ANNOUNCEMENTS BY THE SHIRE PRESIDENT WITHOUT DISCUSSION / QUESTIONS ON NOTICE.

8.1 Announcements by the President without Discussion.

8.2 Questions on Notice

QUESTIONS ON NOTICE

ITEM 8.2

None

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SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th, 2010
AUTHOR:	Carol McAllan, Deputy Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, 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

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 over the week-end and forwarded to Councillors in readiness for the meeting.

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
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MOVED Cr Pusey

SECONDED Cr Kelly

On the basis that the reports have issued to councillors in sufficient time to permit adequate reading time, as based on the details as attached from Councils Accountants, it is recommended:

That the Financial Statements and Reports to the statements to May 31st, 2010 be deferred to the next meeting due to being unavailable at the time of the meeting.

Carried 6/0

9.2 ACCOUNTS FOR PAYMENT TO MAY 31ST, 2010 .

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Carol McAllan, Deputy Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

BACKGROUND:

Cheque numbers to **insert cheque numbers**, including direct debits and bank statement transfers totalling \$ **insert amount** are presented for payment as per the submitted lists as well as Receipts totalling \$ **insert amount**.

COMMENT:

As at close of Business Friday **June 18th**, 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 during the week.

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

OFFICER RECOMMENDATION	ITEM 9.2
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MOVED Cr Kelly

SECONDED Cr Dwyer (J)

- a.) To approve Cheque numbers **numbers** to **numbers** including direct debits and bank statement transfers totalling \$ **amount** being presented for payment as per the submitted lists as well as Receipts totalling \$ **amount** as presented for approval as per the submitted lists.

-or-

That the Schedule of Accounts for Payment to May 31st, 2010 be deferred to the next meeting due to being unavailable at the time of the meeting

COUNCIL DECISION	ITEM 9.2
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That the Schedule of Accounts for Payment to May 31st, 2010 be deferred to the next meeting due to being unavailable at the time of the meeting.

Carried 6/0

9.3 BUDGET ADOPTION for the YEAR ENDED JUNE 30TH, 2011

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To adopt the Annual Budget for the year ended June 30th, 2011 as presented in terms of the specific recommendations as listed in the attachments.

BACKGROUND:

Whilst it is good management to present the budget as a draft prior to June to enable Councillors opportunity to provide views and editing, this was not possible on this occasion and we continue with the issues relative to the conversion to "Network One". Accordingly, whilst opportunity to edit, change or modify the budget is always available to councillors it is recommended the budget be adopted as proposed in order to process the rate issuance matter in July 1st, 2010 so the Cash flow generated will enable the prompt commencement of the projects without the need for borrowing or overdraft.

COMMENT.

This is a balanced Budget as has previously been the case in recent years with this office and includes cost centres as indicated by Council for inclusion and an increase of rates by 2.5% to represent C.P.I. incremental increase.

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: "Absolute" Majority required

OFFICER RECOMMENDATION	ITEM 9.3
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MOVED Cr Dwyer (J) SECONDED Cr Kelly
To adopt the Annual Statutory and Operational Budget for the year ended June 30th, 2011 as presented in terms of the specific recommendations as listed in the attachment hereto.

COUNCIL DECISION	ITEM 9.3
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Defer to a future date.
Explanation: The budget document was not available for the meeting.
Carried 6/0

9.4 ACCOMMODATION UNITS – HOLIDAY CHALETS FOR MENZIES

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer.
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider the support “ **In Principle**” for a businessman to provide accommodation units and Holiday chalets on the vacant land in Shenton behind the Police station.

BACKGROUND:

The Police Department have gifted the former Police Station to the Shire and have arranged for the residence to be converted to Freehold for the G.R.O.H office to enable that office to sell the residence to recover their outlay. The remainder of the site is a reserve, which is the subject of conjecture as the Department of Mines and Petroleum have declined amendment to the reserve due to the potential of being a mining resource. Council has however written to the minister seeking revision of that assessment and the outcome is awaited.

COMMENT:

CONSULTATION:

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION

ITEM 9.4

MOVED Cr Kelly

SECONDED Cr Tucker

To support “**In Principle**” the concept of a businessman to provide accommodation units and Holiday chalets on the vacant land in Shenton behind the Police station, subject to:

1.) Approval for the Department of minerals and Petroleum approving the free holding of the site.
2. The provisions of Section 3.58 of the Local Government Act being satisfied, if this Reserve is sold to the Shire.
3. Business Development Application being received by Shire for assessment prior to further consideration to the provision of the Land.
4. The Shire’s Building Surveyor approving of the facilities to be constructed thereon.
5. Appropriate Town Planning approvals being processed, as may be required.
6. Written application from the applicants setting out the proposed intentions to be received by council prior to further consideration of access to the land.

Carried 5/0

Cr. Stubbs returns to chambers at 10.26am

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24 th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider an amendment to the fee structure as applies to Councils current tariff for allowances and fees as applicable for the new financial year, as presented in terms of the following schedule.

PRESENT STRUCTURE	MINIMUM / MAXIMUM FEE.		PROPOSED STRUCTURE.
Meeting Fees (Councillor) \$140	\$60	\$140	\$140-00
Meeting Fees (President) \$280	\$120	\$280	\$280-00
Presidential Allowance. \$10,000	\$600 pa	\$12,000 pa	\$12,000
D/President Allowance \$ 2,500	\$150 pa	\$3,000 pa	\$3,000
Travelling Expenses. \$0-737c per km		\$	\$0-737 c/per kilometre
Other costs – Telephone, Facsimile, Child Care, Travel, Internet. \$50 per month i/net			\$50-00

BACKGROUND:

CONSULTATION

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

MOVED Cr Pusey

SECONDED Cr Tucker

To approve the amendment to the fee structure as applies to Councils current tariff for allowances and fees as applicable for the new financial year to June 30th, 2011, as presented in terms of the following schedule.

PROPOSED STRUCTURE.

Meeting Fees (Councillor)	\$140	
Meeting Fees (President)	\$280	
Presidential Allowance.	\$12,000	
D/President Allowance	\$3,000	
Travelling Expenses.	\$0-737c per km	\$
Other costs – Telephone, Facsimile, Child Care, Travel, Internet.	\$50 per month	i/net

Carried 6/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer.
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider the application for annual leave from the CEO to avail of two weeks leave from Monday July 5th, to July 16th, 2010.

BACKGROUND:

The C.E.O. accrues five weeks leave each year and to-date leave has not been availed of so adequate accrual time is available. Furthermore, temporary relief for Debra to avail of leave is also available with Katie Lenane for this time, if approved. The second semester of study commences later in July, so the ambitions here are to issue the rate notices on July 1st, 2010, avail of leave for two weeks, return in time to prepare the agenda for July 22nd, 2010, and recommence the Study programme on July 26th, 2010.

COMMENT:

Whilst two weeks of leave was graciously approved recently during June to assist in Study Leave for the exam as conducted on June 15th, 2010 some pressing issues (in one sense) prevented this from being effective leave, where this current application will enable the incumbent to avail of leave with the family in between study semesters and during school breaks.

CONSULTATION:

Whilst this comment was only recently raised with the President, it was requested that this item be brought to Council for consideration and there is no presumption of approval attached to this request and Councils decision will be respected either way.

STATUTORY ENVIRONMENT: Not Applicable.

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS: Not applicable.

VOTING REQUIREMENTS:

Simple Majority required

COUNCIL DECISION**ITEM 9.6**

MOVED Cr Dywer (J)

SECONDED Cr Kelly

To approve the application for annual leave from the CEO to avail of two weeks leave from Monday July 5th, to July 16th, 2010, with the Deputy C.E.O. to be appointed as the Acting CEO during this period with a Higher Duties allowance to apply at a pro-rata rate of \$75,000 pa and the Rates officer, to be appointed as the Deputy CEO during this term with a higher duties allowance of \$50,000pa during this term.

Carried 6/0

9.7 RAMPS AND STEPS FOR THE CARAVAN PARK ABLUTIONS.

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider 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.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

OFFICER'S RECOMMENDATION

ITEM 9.7

MOVED Cr Kelly

SECONDED Cr Dwyer (J)

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 July

Explanation : Plans not available for the Council meeting.

Carried 6/0

9.8 KOOKYNIE ROAD CATTLE GRIDS AND GRID REPLACEMENT PROGRAMME.

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer.
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider the Kookynie Road Cattle Grid budget provision and the Grid replacement programme concept.

BACKGROUND:

COMMENT:

Details from the Works Supervisor attaches to assist in this matter, where the following points are raised :

- a.) The modification of the Grid on the Morapoi Boundary at the Kookynie Road is anticipated to cost.\$22,000
- b.) The floodway restoration on the Kookynie Road at the Jeedamya is anticipated to cost \$16,000
- c.) The issue of the Policy as it applies to Grids may justify reconsideration and reference is to Clause 7.4.1. of the manual (a copy of which is attached.) presently applies.

CONSULTATION:

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

OFFICER RECOMMENDATION

ITEM 9.8

MOVED Cr Dywer (J)

SECONDED Cr Kelly

To approve budget provision of \$50,000 in the 2010/11 budget for the modification of the Kookynie Road Grid at the Morapoi Boundary and the floodway restoration of the Kookynie Road at Jeedamya, with editing of the Policy manual at clause 7.4.1 to be adopted in terms of advices as issued to the C.E.O. during the meeting.

To approve budget provision of \$50,000 in the 2010/11 budget for the modification of the Kookynie Road Grid at the Morapoi Boundary and the floodway restoration of the Kookynie Road at Jeedamya.

Explanation: Editing of the Policy Manual will be addressed at a later date.

Carried 6/0

Council adjourned at 10.48am

Council resumed at 11.11am

9.9 PUBLIC HOUSING – INSPECTIONS AND RENTALS.

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider the arrangements for regular property inspections of all public housing and public buildings, and to edit the policy manual to accommodate same and to revisit the rentals and bonds applicable to these properties.

BACKGROUND:

Whilst a property inspection was undertaken last year in readiness for the annual budget, it does not seem this is a routine event and it now seems as a result of a comment from a councillor that it should be a routine event.

COMMENT

It has been difficult to determine the reasonableness of an appropriate housing rental factor and whilst at present the \$25 per week may seem uneconomical, the provision of housing to attract staff is a critical requirement and determines if staff apply for employment with the Shire or not. In the past we have often elected to select local staff to avoid the issue of providing housing.

The concept of regular housing inspections is as follows:

- a.) To determine if there are any damages, replacements, carpeting or painting required.
- b.) Provides opportunity for the occupant to comment on a request for a patio, BBQ, paving, shed (e.t.c) and where these comments may be considered by Council.
- c.) It allows the Council to assess the standard of maintenance and cleanliness the tenant is affording the property.
- d.) It enables appropriate and adequate budget provision to be allocated in the forthcoming budget deliberations.

STATUTORY ENVIRONMENT:

Council needs to be cognizant of the provisions of the Residential Tenancies Act, which determines the reasonableness of Rental Increases, where even a \$10 per week increase represents a 40% increase, which may be seen as unreasonable and where Council may not be able to defend a claim against this proposal.

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.9

MOVED Cr Kelly

SECONDED Cr Dwyer (J)

To increase the current housing rental factor to \$35-00 per week for residential properties for the year ended 30/6/11, with a Bond of \$400 to apply and to edit the policy manual to reflect the requirement for quarterly Public building inspections to be undertaken with staff and councillor if appropriate.

Carried 6/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer.
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider the conduct of the August council meeting to be held at Tjuntjuntjara, as advised.

BACKGROUND:

President Dwyer raised this comment for consideration by Council and as advised by email to all councillors, five of the six responses supported the attendance at Tjuntjuntjara

COMMENT:

Contact with the Operations Manager (Gordon Jacob) confirmed a strong willingness and support for the council to conduct the meeting at the community

CONSULTATION:

All councillors were notified and the community were consulted and approved of the visit.

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION

ITEM 9. 10

MOVED Cr Kelly

SECONDED Cr Dwyer (J)

To approve of the conduct of the August Council meeting at the Tjuntjuntjara community, subject to the appropriate Statutory advertising being undertaken beforehand.

Carried 6/0

9.11 SPORTS SHED FACILITY (UNDER THE TOWN-HALL)

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider rescinding the previous Council resolution to construct sports shed under the Town Hall by creating an access door through the base on the South side and to consider the provision of a suitable alternative in the purchase of a Sea Tainer to be located adjacent thereto.

BACKGROUND:

Council resolved on 22/4/10 (item 9.26) to provide a sports shed facility under the town hall with external access from the South side to a cost of \$3,000. Whilst quotes were obtained these approximated \$5,000 and a Councillor suggested the alternative of a sea-tainer. Thus quotes were obtained for this also, and we were able to identify access to a suitable sea-tainer at the delivered to Menzies cost of \$2,500

CONSULTATION

All councillors were notified of this proposal and five of the six councillors confirmed support for this concept. Thus, this resolution is a formalizing of this approval.

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

All councillors were notified and five of the six councillors confirmed support for this concept Thus this resolution is a formalizing of this approval.

COUNCIL DECISION / OFFICER RECOMMENDATION	ITEM 9.11
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MOVED Cr Kelly

SECONDED Cr Dwyer (J)

To approve of the rescinding the previous Council resolution number 9.26 and dated April 22nd, 2010 to construct sports shed under the Town Hall by creating an access door through the base on the South side and to approve of the provision of a suitable alternative in the purchase of a Sea Tainer to be located adjacent thereto at a cost not exceeding \$3,000 to be effected in the 2010/11 year.

Carried 6/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer.
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

TO consider amendment to the M.O.U for the consortium of Councils constituting the “Goldfields Voluntary Regional Organization of Councils” relative to the matter of voting delegates, as evidenced by the attached extract from the GVROC Council minutes.

BACKGROUND:

Council has been a member of the GVROC for many years and this item is simply an amendment to the “Memorandum of Understanding” as it applies to the group of member Councils. A copy of the MOU can be provided to Councillors if required and is listed as item number 123 in the agreements register.

COMMENT:

President Dwyer attended the last Gvroc meeting as conducted in Menzies recently, where this item was discussed.

CONSULTATION:

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

None.

VOTING REQUIREMENTS:

Simple Majority required

COUNCIL DECISION

ITEM 9.12

MOVED Cr Kelly

SECONDED Cr Dywer (J)

To approve the proposed amendment to the M.O.U for the consortium of Councils constituting the “Goldfields Voluntary Regional Organization of Councils” relative to the matter of voting delegates, as evidenced by the attached extract from the GVROC Council minutes, as proposed.

Carried 6/0

9.13 BUDGET PROVISION 2010/11 – RESIDENCES.

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider budget provision for the 2010/11 year to accommodate some essential requirements to the residences at 39 Reid Street and 40 Mercer Street, in terms of the attached schedule of anticipated costs for each.

BACKGROUND:

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

Budget provision of \$65,000 for the Reid Street residence and \$55,000 for the Mercer Street residence is listed in the determined schedule of costs, as attached.

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.13

MOVED Cr Tucker

SECONDED Cr Kelly

To approve of budget provision for the 2010/11 year to accommodate some essential requirements to the residences at 39 Reid Street in the sum of \$80,000 and 40 Mercer Street in the sum of \$60,000, in terms of the attached schedule of anticipated costs for each.

Carried 6/0

9.14 BUDGET PROVISION - ROAD PROGRAMME – MERCER ST.

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer.
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider the provision of \$100,000 in the 2010/11 year for the construction and sealing of Mercer Street between Wilson Street and Brown Street, as provided in the attached detail.

BACKGROUND:

A compilation of anticipated costs is appended to assist Council in this matter.

COMMENT:

CONSULTATION:

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION

ITEM 9.14

MOVED Cr Kelly

SECONDED Cr Tucker

To approve the provision of \$100,000 in the 2010/11 year for the construction and sealing of Mercer Street between Wilson Street and Brown Street, as provided in the attached detail, subject to the budget adoption supporting this concept.

Carried 6/0

9.15 INTERAGENCY COMMITTEE MEETING.

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider termination of the conduct of the interagency meeting as a Shire committee, given the appearance of being ineffective as a result of struggling through in-attendance.

BACKGROUND:

It seems this committee commenced in August 2009, as a result of the council resolution of April 2009 promoting this concept, though it has frequently suffered through poor attendance in these meetings conducted at every second month.

COMMENT

With seven apologies noted at the last meeting, attended by the Shire, Ambulance and Nursing post representatives only, it seems the purpose of this meeting has elapsed with the items addressed having largely been addressed by Council with the Radar Trailer, Safety Plan , Artist in Residence and participation in the Northern Goldfields Sports and Recreation group. Accordingly, the purpose seems superfluous and therefore raised for Council consideration.

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

None.

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.15

MOVED Cr Kelly

SECONDED Cr Dwyer (J)

To approve of termination of the conduct of the interagency meeting as a Community Committee, given the appearance of being ineffective as a result of struggling through in-attendance and given the Shire has largely addressed the majority of the items being considered and where the Shire Community Development Officer is well suited to bring allied items to the attention of Council in due and normal course in the future.

Lost 0/6

9.16 BUDGET PROVISION – REPLACEMENT VEHICLE FOR THE C.E.O

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 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 replacement vehicle provision for the CEO in the 2010/11 budget, in terms of the attached indicative quote.

BACKGROUND:

It is customary to make budget provision of at least one vehicle per annum for the CEO in order to obtain the best opportunity to trade the existing vehicle at the optimum time.

COMMENT:

CONSULTATION:

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION

ITEM 9.16

MOVED Cr Pusey

SECONDED Cr Dwyer (J)

To approve a replacement purchase vehicle provision for the CEO in the 2010/11 budget of \$50,000 and an anticipated trade -in price of \$30,000 for the current vehicle in terms of the attached indicative quote, subject to the Standard process of Tender submissions to be presented to Council in due course, if budget provision is approved..

Carried 6/0

Cr. Stubbs vacates chambers at 12.02pm
Cr. Stubbs returns to chambers at 12.05pm

9.17 KOOKYNIE SCHOOL BUILDING PURCHASE

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider the purchase of the Kookynie School building premises as being presented for sale at \$40,000.

BACKGROUND:

Contact with the owner confirmed a "Fixed" not negotiable price at \$40,000. Furthermore, attempts to determine how the price was arrived at resulted in quite a terse and unpleasant discourse where Eddie Mc Kenzie intimated the price included fencing (although not installed) which allegedly cost him \$11,000 and a Donga (which is not onsite but at Porphyry or Edjudina) also allegedly cost him \$4,000, which he wants to recover. Accordingly, given the premises was purchase recently for \$8,000, I struggle with how to justify a sale price at \$40,000, especially when two components are not fixtures to the premises and one of these is apparently not even at the site.

CONSULTATION

Contact was made with the owner Eddie Mc Kenzies 0429-374 560

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS:

Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.17

MOVED Cr

SECONDED Cr

Decline the opportunity to purchase the former Kookynie School premises as offered at \$40,000.

Lost 2/4

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer.
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider the applications for sale of Lot 85 Reid Street, Menzies where there are three 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.

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 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.

CONSULTATION:

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION

ITEM 9.18

MOVED Cr Kelly

SECONDED Cr Dwyer (J)

To decline the sale of Lot 85 Reid Street as presented and as submitted in the attached proposals.

Carried 6/0

Council adjourned at 12.47pm
Council resumes at 1.45pm

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 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 for Road Train approvals so as to limited the potential damage caused by unlawful users and to develop e a list of roads acceptable to the Shire for raod train access and those where approval is required.

BACKGROUND:

The 200 kilometre section of the Connie Sue road in the shire of Menzies is often damaged by heavy traffic and the community at Tjuntjuntjara is regularly required to repair. Restore and maintain the road.

CONSULTATION

Russel Conklin from the Tjuntjuntjara Community raised this issue.

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION	ITEM 9.19
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MOVED Cr Kelly

SECONDED Cr Pusey

To include a Policy for Road Train approvals at item 7.5 (c.) so as to limited the potential damage caused by unlawful users and to develop a list of roads acceptable to the Shire for road train access and those where approval is required for consideration by Council by September 29010, and where the Connie Sue road users be limited to a 4.5 tonne load limit, otherwise Shire approval will be required and then only in dry weather, with Road Trains being prohibited.

Carried 6/0

9.20 FEE STRUCTURE FOR THE MENZIES MATTERS.

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 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 fee for the publication of the Menzies Matters publication, in view of the expense associated with the production.

BACKGROUND:

The publication is presently provided free of charge.

COMMENT:

An account from the supplier of the cartridges evidences the extra-ordinary cost associated with this facility.

CONSULTATION:

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION

ITEM 9.20

MOVED Cr Kelly

SECONDED Cr Tucker

To approve a fee structure for the sale of the "Menzies Matters" publication in an attempt to offset the cost of production of this organ, in view of the cost of the colour components included in the publication, where a fee of \$1-00 per copy is to apply from July 1st, 2010.

Lost 1/5

9.21 GOLDEN QUEST DISCOVERY TRAIL NETWORK PLAN.

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider the provision of this document to apply from July 1st, 2010, as submitted and as requiring Council support.

BACKGROUND:

Council was briefed on this concept recently and supported the concept in principle, subject to this submission, where I understand President Dwyer may have attended the most recent meeting and may be in a better position to elaborate on this concept than I.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

To support the provision of \$25,000 towards the marketing concept in this regard for the 2010/11 year, as proposed in the attached plan.

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.21

MOVED Cr Kelly

SECONDED Cr Pusey

To approve the provision of the "Goldfields Tourism Network Business Plan to apply from July 1st, 2010, as submitted and in support of the budget provision of \$25,000 in the 2010/11 year towards the Marketing concept as contained therein and as presented and attached.

Carried 6/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer.
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider the adoption of the “Community Safety Plan” for the three years commencing July 1st, 2010 to June 30th, 2013, as submitted and attached.

BACKGROUND:

The document as prepared by Justin Lee is appended for consideration.

COMMENT:

CONSULTATION:

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION

ITEM 9.22

MOVED Cr Stubbs

SECONDED Cr Kelly

To approve the adoption of the “Community Safety Plan” for the three years commencing July 1st, 2010 to June 30th, 2013, as submitted and attached, subject to bi-annual submissions to Council as to the success of the implementation of the Plan to commence in 2010 , with the first report to issue council by December 31st, 2010 and six-monthly thereafter.

Carried 6/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider the provision of the Endeavour Programme for the 2010/11 year and identify a suitable candidate for the provision of this facility.

BACKGROUND:

Council allocated \$2,000 in the budget year to June 30th, 2010, though suitable candidates were not identified to enable this provision to be activated. However, Council is anxious to ensure the opportunity is offered to candidates to assist in their development and growth in leadership and life skills.

CONSULTATION

Whilst previous advices were forwarded to the School in this regard, they were unable to accommodate this provision.

The recent evidence of the outstanding performance on the baseball field of a young fourteen year old in Remarley O’Donoghue promotes the provision of this award to assist him in his life development with leadership and in the development of essential life skills.

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

\$2,000 is required to be provisioned in the 2010/11 year.

VOTING REQUIREMENTS:

Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.23

MOVED Cr Kelly

SECONDED Cr Dwyer (J)

To approve of the provision of the Endeavour Programme for the 2010/11 year in the sum of \$6,000 for this purpose and support Remarley O’Donoghue as a suitable candidate for the provision of this facility.

Carried 6/0

Cr. Stubbs declares an interest in this item
Cr. Pusey declares an interest in this item.
Cr's Stubbs and Pusey vacate chambers at 2.33pm.

9.24 MORAPOI OUTBACK RODEO EVENT (Further submission) – (ANNUAL EVENT)

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	Thursday 24th June, 2010
AUTHOR:	Justin Lee, Community Development Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To further consider the facility of the Morapoi Muster in the 2010/11 year, in terms of the attached submission.

BACKGROUND:

Council was asked to consider the concept of the Morapoi Muster at its May meeting and agreed to 'in principle' to support it.

Council resolution 27th May, 2010 Item: 9.12
MOVED Cr Kelly SECONDED Cr J Dwyer

To approve "In Principle" the concept of providing an annual event in the "Morapoi Muster" as presented in the attached data for 2011/12 year subject to a further submission to Council determining, grant funding, sponsorship and cost and revenue schedule with research to be provided for opportunity to support the possibility for 2010/11 to be presented by June 2010.

Carried 4/0

At the request of Council, Greg Stubbs has prepared a letter of explanation and budget for the event. These are presented as attachments for Council consideration.

COMMENT:

CONSULTATION:

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

\$80,000 has been requested from the Shire in support the event and \$36,000 of "In- Kind" support.

VOTING REQUIREMENTS: Simple Majority required

OFFICER RECOMMENDATION

ITEM 9.24

MOVED Kelly

SECONDED Dwyer (J)

To approve/ decline to support the Morapoi Muster in terms of the attached data, being the letter of explanation and the budget provided, with the provision of \$80,000 to financially support the event in the 2010/11 year and to provide \$36,000 of "In-Kind" support, as proposed.

COUNCIL DECISION

ITEM 9.24

To approve support for the Morapoi Outback Rodeo Event in terms of the attached data, being the letter of explanation and the budget provided, with the provision of \$70,000 in total to incorporate both cash and in-kind support to financially support the event in the 2010/11 as proposed.

Explanation: Council may wish to support another event in the 2010/11 year.

Carried 4/0

Cr's Stubbs and Pusey return to chambers at 3.28pm.

9.25 WATER TANK CAPTURE OF RAIN WATER – ADMINISTRATION CENTRE

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 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 budget provision of \$50,000 to accommodate the provision of Water Tanks at the Administration Centre to capture rain water run-off for budget provision in the 2010/11 year.

BACKGROUND:

As raised by a councillor to consider this provision, this issue is highlighted to support the provision

COMMENT:

CONSULTATION:

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS:

Simple Majority required

COUNCIL DECISION

ITEM 9.25

MOVED Cr Kelly

SECONDED Cr Dwyer (J)

To approve a budget provision of \$50,000 to accommodate the provision of Water Tanks at the Administration Centre to capture rain water run-off for budget provision in the 2010/11 year, subject to a design and plan for the proposed infrastructure, with cost quotes to be provided to Council prior to commencement or commitment of expenditure of cost for this project.

Carried 6/0

9.26 RESOURCE CENTRE – FLAT RATE OF PAY FOR WEEK-END EMPLOYEE

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider the remuneration of wages for the week-end employee at the resource centre at \$21-00 per hour, as has been the historic rate from 2009.

BACKGROUND:

Robyn Mc Carthy was initially the resource centre officer and was remunerated at a rate of \$21-00 per hour, as indeed was her successor in Sandra Hunter.

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

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION**ITEM 9.26**

MOVED Cr Kelly

SECONDED Cr Dwyer (J)

To approve the remuneration of wages rate for the week-end employee at the resource centre at \$21-00 per hour, as has been the historic rate from 2009, and where the employee works for four hours on a Saturday and four hours on a Sunday during the tourist season.

Carried 6/0

9.27 BUDGET PROVISION 2010/11 – SEALING VARIOUS INTERSECTIONS OF ROAD JUNCTIONS WITHIN THE SHIRE.

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer.
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider the sealing of various road junction intersection for approximately 50 metres for the following locations: Donkey Rocks Road, Niagara Town site, (Waterfall Road.)and Kookynie Rubbish Tip road.

BACKGROUND:

This comment was raised by a councillor for deliberation by Council and is intended to be undertaken at the same time as the sealing programme of the Kookynie road project.

COMMENT:

CONSULTATION:

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION

ITEM 9.27

MOVED Cr Dywer (J)

SECONDED Cr Kelly

To approve the sealing of various road junction intersection for approximately 50 metres for the following locations: Donkey Rocks Road, Niagara Town site, (Waterfall Road.), and the Kookynie Rubbish Tip road., with budget provision of \$30,000 being provided in the 2010/11 year for this purpose, to be undertaken at the same time as the sealing of the Kookynie road is addressed.

Carried 6/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To receive the audit certificate from the Shire Auditors for the annual Audit for the year ended June 30th, 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 9.28

MOVED Cr Kelly

SECONDED Cr Tucker

To receive the audit certificate from the Shire Auditors, (Anderson, Munro and Wiley) for the annual Audit for the year ended June 30th, 2009, as presented.

Carried 6/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer.
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To reconsider this concept, where this Road is intended to be sealed in the 2010/11 year, though there is a view that perhaps the sealing will detract from the "Essence" of the experience of being at this historic location , where the provision of bitumen is anachronistic with the dam being over one hundred years old.

BACKGROUND:

Budget provision is made for the sealing of this three kilometre section of the road, though recent further consideration suggests that this may not necessarily be an appropriate expenditure of this facility and where this item is raised with the object of consideration in leaving this road as a prepared gravel road as formed and prepared this year.

COMMENT:

CONSULTATION:

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS:

Simple Majority required

OFFICER RECCOMENDATION

ITEM 9.29

MOVED Cr Kelly

SECONDED Cr Dwyer (J)

To reconsider the concept of sealing the Niagara Dam road, where the three kilometres was intended to be sealed in the 2010/11 year, and to leave the road in an unsealed state and maintain the road with bi-annual grading rather than sealing in order to retain the essence of being in an Historic location.

COUNCIL DECISION

ITEM 9.29

Defer to July
Explanation: Further Data Required.
Carried 6/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	Thursday 24th June, 2010
AUTHOR:	Justin Lee, Community Development Officer
SIGNATURE OF AUTHOR:
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:

SUMMARY:

Council has intimated a desire to construct a Water Park adjacent to the current children’s playground. A plan illustrating the approximate location is shown on the attachment: Town Oval Concept Plan (revised 09/06/10). A further attachment provides a proposal form with costing.

BACKGROUND:

An area was set aside in the Menzies Town Square for a Water Park. Council declined the resolution to proceed with this concept at its May meeting.

The desire for a water park has been raised on a number of levels including, Council, Our Place community consultation with Jesse Brampton & Sally Malone, Community Safety Plan review, Menzies AJA. It has also rated highly in the following community surveys:

- *Skate Ramp for Menzies (Community consultation) - February 2010*
 - 42 respondents 1st preference: Swimming Pool (22), 2nd preference: Water Park (7)
- *Community Needs Survey (Community consultation) - January 2009*
 - 27 respondents 1st preference: Swimming Pool (19) 2nd preference: Recreation Centre (13), 3rd preference: Go Cart Centre (8), 4th preference: Water Park (7)

COMMENT:

The need for public toilets in the vicinity of the multi-purpose courts is seen as a safety issue with the current public toilets hidden behind the Town Hall. With the further development of the Shire’s recreation facilities the opportunity for loitering behind the Town Hall needs to be addressed. A proposed location is also shown on the attachment: Town Oval Concept Plan (revised 09/06/10). This may be the subject of a further agenda item for Council. In the interim, a brochure & costing is available for Council’s perusal.

CONSULTATION:

Council & Community. Further consultation is required to ensure the type and design of water play equipment incorporated in to the Water Park is what the children want.

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

None

FINANCIAL IMPLICATIONS:

Approximately \$400,000 required.

Project will be required to go to public tender.

The potential of securing grant funding through the Department of Sport & Recreation's CSRFF grants program is possible with the process due to be advertised in July. Although a decision upon funding allocations would not be made until February/March 2011.

VOTING REQUIREMENTS:

Simple Majority required

COUNCIL DECISION	ITEM .9.30
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MOVED Cr Kelly

SECONDED Cr Stubbs

That a budget provision of \$400,000 be made in the 2010/2011 Shire budget for the construction of a Water Park subject to the following provisions:

- Location as shown on the 'Town Oval Concept Plan (revised 09/06/10)' (i.e.) adjacent to the current children's playground being adopted by Council.
- Public consultation process to be undertaken, with the children to be involved in choosing of the type and design of water play equipment, for subsequent submission to council.
- The infrastructure construction to be the subject of the public tender process.
- To be completed in readiness for the 2010/2011 summer holidays
- Consideration to be given to public toilets in the vicinity to eliminate the potential of loitering behind the Town Hall.
- Grant funding being provided.

Carried 6/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider the sale by Tender of the Howard Porter Side – Tipper as advertised by Tender, in terms of the attached details, and as presented.

BACKGROUND:

This item of plant was listed as surplus to Shires requirements and scheduled for sale.

CONSULTATION

Details of the submissions received are as appended, where only one submission was received for \$1,000

STATUTORY ENVIRONMENT:

Local Government Act 1995 – Section 3.58 determines the provisions for Disposal of a Shire Asset.

POLICY IMPLICATIONS:

Whilst not a policy comment per se, it has been advised by Council to bring all items of plant purchase or sale to Council for decision.

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION	ITEM 9.31
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MOVED Cr Dwyer (J)

SECONDED Cr Stubbs

To decline the sale by Tender of the Howard Porter Side – Tipper as advertised by Tender number 10/10, in terms of the attached details, as submitted and to enter into negotiations by “Private Treaty” for the sale of this item and present a subsequent submission to Council for consideration by September 2010. .

Carried 6/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24 th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer.
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider the sale of the Mitsubishi Tipper with Water Tanker as advertised in tender number 11/10, in terms of the attached details.

BACKGROUND:

This item of plant was listed as surplus to Shires requirements and scheduled for sale.

COMMENT:

CONSULTATION:

Details of the submissions received are as appended, where only two submissions were received for :

1. \$33,000 from Colin Allen, and
2. \$40,000 from Select Civil and Drainage.

STATUTORY ENVIRONMENT:

Local Government Act 1995 – Section 3.58 determines the provisions for Disposal of a Shire Asset.

POLICY IMPLICATIONS:

The CEO does not have the power to accept a Tender submission, only the delegated power from Council to “Call the Tender”

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION

ITEM 9.32

MOVED Cr Dwyer (J)

SECONDED Cr Stubbs

To accept the sale of the Mitsubishi Tipper with Water Tanker as advertised in tender number 11/10, in terms of the attached details, as submitted by Select Civil and Drainage for the sum of \$40,000, as presented.

Carried 6/0

9.33 TENDER NUMBER 12/10 – SALE OF PIG TRAILIER WITH WATER TANKER.

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider the sale of the Pig Trailer with Water Tanker as advertised in tender number 12/10, in terms of the attached details.

BACKGROUND:

This item of plant was listed as surplus to Shires requirements and scheduled for sale.

CONSULTATION

Details of the submissions received are as appended, where only one submission was received for \$500, as presented by Colin Allen and as attached.

STATUTORY ENVIRONMENT:

Local Government Act 1995 – Section 3.58 determines the provisions for Disposal of a Shire Asset.

POLICY IMPLICATIONS:

The CEO does not have the power to accept a Tender submission, only the delegated power from Council to “Call the Tender”

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.33

MOVED Cr Kelly

SECONDED Cr Tucker

To decline the sale by Tender of the “Pig Trailer with Water Tanker” as advertised by Tender number 12/10, in terms of the attached details, as submitted and to enter into negotiations by “Private Treaty” for the sale of this item and present a subsequent submission to Council for consideration by September 2010.

Carried 6/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer.
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider the sale of the Road West Plant Trailer as advertised in tender number 13/10, in terms of the attached details.

BACKGROUND:

This item of plant was listed as surplus to Shires requirements and scheduled for sale.

COMMENT:

Details of the submissions received are as appended, where only two submissions were received for:

1. \$10,000 from Colin Allen, and
2. \$10,000 from Select Civil and Drainage. (Refer Tender number 11/10, where this applicant made a submission for \$40,000 for the Mitsubishi Tipper and with this Tender received at \$50,000 incorporating this trailer, suggests his bid is for \$10,000 and may even allude to a suggestion that he may only want both or neither.)

CONSULTATION:

STATUTORY ENVIRONMENT:

Local Government Act 1995 – Section 3.58 determines the provisions for Disposal of a Shire Asset.

POLICY IMPLICATIONS:

The CEO does not have the power to accept a Tender submission, only the delegated power from Council to “Call the Tender”

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION

ITEM 9.34

MOVED Cr Kelly

SECONDED Cr Stubbs

To accept the sale of the Road West Plant Trailer as advertised in tender number 13/10, in terms of the attached details, as submitted by Select Civil and Drainage for the sum of \$10,000, as presented.

Carried 6/0

9.35. TENDER NUMBER 14/10 – SALE OF MITSUBISHI DUAL CAB TRUCK

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider the sale of the Mitsubishi Dual Cab Truck as advertised in tender number 14/10, in terms of the attached details.

BACKGROUND:

This item of plant was listed as surplus to Shires requirements and scheduled for sale.

CONSULTATION

Details of the Tender Register are appended reflecting that no submissions were received for this piece of Plant, as attached.

STATUTORY ENVIRONMENT:

Local Government Act 1995 – Section 3.58 determines the provisions for Disposal of a Shire Asset.

POLICY IMPLICATIONS:

The CEO does not have the power to accept a Tender submission, only the delegated power from Council to “Call the Tender”

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS:

Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.35

MOVED Cr Kelly

SECONDED CrTucker

To decline the sale by Tender of the “Mitsubishi Dual Cab Truck 2009” as advertised by Tender number 14/10, in terms of the attached details, as submitted and to enter into negotiations by “Private Treaty” for the sale of this item and present a subsequent submission to Council for consideration by September 2010.

.Carried 6/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	June 24th 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 range of provisions for the forth coming budget (i.e.) 2010/11, for Council deliberation, as presented and in terms of the attached detail.

BACKGROUND:

The Shire's Works Supervisor has compiled a schedule of items for Council consideration and where this is appended for council deliberation

COMMENT:

Works and Plant Items.

1. Replacement Back-hoe Loader in the sum of \$180,000, with a trade of \$30,000.
2. Kookynie Road – Form and Seal estimated at \$420,000
3. Evanston Black –Spot project \$150,000 (Previously approved with MRWA Funding)
4. Evanston Road – Gravel Re-sheeting of 2 kilometres \$100,000
5. Various Depot requirements including Training, first aid kits, sign rack (e.t.c) as attached in the sum of \$35,513-30

CONSULTATION:

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION

ITEM 9.36

MOVED Cr Kelly

SECONDED Cr Pusey

To approve a range of provisions for the forth coming budget (i.e.) 2010/11, for Council deliberation, as presented and in terms of the attached detail, as follows:

1. Replacement Back-hoe Loader in the sum of \$180,000, with a trade of \$30,000.
2. Kookynie Road – Form and Seal estimated at \$420,000
3. Evanston Black –Spot project \$150,000 (Previously approved with MRWA Funding)
4. Evanston Road – Gravel Re-sheeting of 2 kilometres \$100,000
5. Various Depot requirements including Training, first aid kits, sign rack (e.t.c) as attached in the sum of \$35,513-30

Carried 6/0

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

11 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

11.1 Elected Members motions with previous notice.

11.2 Confidential Business to be held behind closed doors.

11.3 Reports of Councillors and Staff

Cr Stubbs:

- 1.** Cr. Stubbs reported on the recent trip East with the Morapoi Baseball team and thanked Council for the donation towards this trip. The boys won 3 out of their 6 games and 2 of the other 3 games were very close.

Cr. Stubbs vacates chambers 4.05pm.

Cr Tucker:

Nothing to report.

Cr Pusey:

- 1.** The cover of the airconditioner is on the lower roof.
- 2.** One of the floodlights outside is loose.
- 3.** What is the update on the RedFM Radio Transmitter. Ensure it is returned and the licence renewed.
- 4.** Queried why the Telstra bill has both Satellite and 3G entries.
- 5.** Waiting for the Malcolm Road audit.
- 6.** Signage needed at the Kookynie Railway Crossing "Slow Down" or "Speed Limit Sign" At the moment it is only modified road ahead and it is not enough.

Cr Kelly:

- 1.** Thanks for allowing to attend the Women in Local Government Conference , it was very worthwhile.
- 2.** Attended the Tidy Towns Meeting.
Where are the Tidy Towns awards and why are they not on display on the town entry.

Cr Dwyer J:

- 1.** Thanks for allowing to attend the Women in Local Government Conference. I was very enjoyable.
- 2.** Attended the Tourism WA lunch in Kalgoorlie.
Some suggestions were to not worry about all the sidelines attached to visitors centres and concentrate on selling your area.
- 3.** Attended a meeting with Gordon Jacobs from Tjuntjuntjara, they would like their vehicles to show a belonging to Menzies. Suggest funding them for special series plates for 6 vehicles.

4. Would like to see the statistics from the Visitors Centre in the monthly reports.
5. Commented on staff members making offensive comments while representing the Shire of Menzies at conferences.
6. Shire of Menzies to consider provision of a photo frame to display photos of Tjuntjuntjara.

Cr Dwyer G:

1. Attended G.V.R.O.C meeting
2. Attended NAB breakfast
3. Attended meeting about the cattle on the road. Main Roads will contribute \$30,000 to fence Jeedamya Flats.
4. Attended CRG Uranium meeting relative to contractors.
5. Met with Gordon Jacobs from Tjuntjuntjara.
6. Attended Resource Centre meeting.

Mr Seale:

1. Tabled a letter from Allana Cameron seeking support for a netball function trophy night.
Moved Cr. Pusey
Seconded Cr. Dwyer (J) to reimburse the netball club in the sum of \$800 on the production of receipts.

12 INFORMATION BULLETIN

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

None

NEXT MEETING / MEETING CLOSURE

The next Meeting will be held on Thursday, July 22nd, 2010 in Council Chambers, Menzies, commencing at 9.00am.

There being no further business to discuss, the President declared the meeting closed at: 5.04pm.