



MINUTES

ORDINARY COUNCIL MEETING

MENZIES COUNCIL CHAMBERS
Thursday March 25th, 2010
Commencing At 9.09 am

SHIRE OF MENZIES

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SHIRE OF MENZIES



ORDINARY COUNCIL MEETING
MARCH 25TH, 2010
In The Menzies Council Chambers commencing at 9.09 am

MINUTES

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Shire President (Cr. Greg 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

ATTENDANCE:

COUNCILLORS:	Cr G Dwyer	President
	Cr G Stubbs	Deputy President
	Cr K Pusey	Councillor
	Cr A Kelly	Councillor
STAFF:	Mr B Seale	Chief Executive Officer
	Ms Carol Mc Allan	Deputy Chief Executive Officer
	Mr Bradden Corlett	Works Supervisor
VISITORS:	Mr Joe Phillips	Macquarie Minerals
	Mr Allan Phillips	Macquarie Minerals
	Mr Andrew Spinks	Macquarie Minerals
	Mr Larry Hamilton	Education Department
APOLOGIES:	Cr I Tucker	Councillor
	Cr. M. Bandry	Councillor
	Cr J Dwyer	Councillor

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. G Stubbs declared an interest in item 9.18
Cr. K Pusey will have to leave the meeting at 5pm.

6 PETITIONS / DEPUTATIONS / PRESENTATIONS

- ❖ Presentation by Mr Joe Phillips - McArthur Minerals.
- ❖ **Deputy CEO vacates chambers at 9.49am.**

- ❖ **Meeting adjourned at 9.51 am**
 - ❖ Presentation by Larry Hamilton – Education Department.
- ❖ **Meeting resumes at 11.28 am with Deputy CEO in attendance.**

7 CONFIRMATION OF PREVIOUS MINUTES

- 7.1 Confirmation of the Previous Minutes of Council held February 25th, 2010 as presented, be adopted.
- 7.2 Confirmation of the Previous Minutes of Council held March 11th, 2010, as presented, be adopted.

MOVED Cr Kelly

SECONDED Cr Pusey

CARRIED 4/0

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

- 8.1 Announcements by the President without Discussion.
- 8.2 Questions on Notice

COUNCIL RESOLUTION

ITEM 8.1

MOVED Cr

SECONDED Cr

That the Presidents Report as presented be received.

QUESTIONS ON NOTICE

ITEM 8.2

Nil

None

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9.1 FINANCIAL STATEMENTS AND REPORTS TO THE STATEMENTS TO February 28th, 2010

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 2010
AUTHOR:	Carol Mc Allan, Deputy C.E.O.
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

As council is aware, at the time of preparation of the December agenda, the Accounting data files had not been received back from the Haines Norton group and was not be available for inclusion in that agenda, though this data was presented at the December meeting, it was quite unreasonable to expect Council to consider the report without opportunity to read it first and it was understandably deferred to the January 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

MOVED Cr Kelly

SECONDED Cr Stubbs

That the Financial Statements and Reports to the statements to **February 28th, 2009** as presented be adopted.

DEFER TO THE APRIL MEETING.

CARRIED 4/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 2010
AUTHOR:	Carol Mc Allan Deputy C.E.O.
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

BACKGROUND:

Cheque numbers 6998 to 7090, including direct debits and bank statement transfers totalling \$400,764.47 are presented for payment as per the submitted lists as well as Receipts totalling \$21,267.89.

COMMENT:

The schedule as deferred from the February meeting is appended, as required.

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
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MOVED Cr Kelly

SECONDED Cr Stubbs

To approve Cheque numbers 6998 to 7090 , including direct debits and bank statement transfers totalling \$400,764-47 as presented for payment as per the submitted lists as well as Receipts totalling \$21,267-89 as presented for approval in terms of the submitted lists.

CARRIED 4/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 2010
AUTHOR:	Carol Mc Allan, Deputy C.E.O.
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

BACKGROUND:

Cheque numbers 7092 to 7178 and 2502 to 2505, including direct debits and bank statement transfers totalling \$409,245-54 are presented for payment as per the submitted lists as well as Receipts totalling \$470,040-81.

COMMENT: The schedule is appended, as required.

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 9.3

MOVED Cr Kelly

SECONDED Cr Pusey

To approve Cheque numbers 7092 to 7178 and 2502 to 2505, including direct debits and bank statement transfers totalling \$409,245.54 as presented for payment as listed on the submitted lists as well as Receipts totalling \$470,040.81.

As presented for approval in terms of the schedule submitted

CARRIED 4/0

9.4 MEMBERSHIP ON THE NORTHERN GOLDFIELDS TOURISM GROUP

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider councillor representation on the committee of the Northern Goldfields Tourism committee.

BACKGROUND:

At resent Justin Lee attends these meetings representing Council and although council intimated that Cr. Stubbs should be the representative, this may not have been resolved and this matter is brought to Council for comment, clarification and resolution.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.4

MOVED Cr Kelly

SECONDED Cr Pusey

To appoint Cr. Greg Stubbs as the Council representative on the Committee of the "Northern Goldfields Tourism group", with immediate effect with Cr Greg Dwyer being proxy.

CARRIED 4/0

9.5 COUNCIL REPRESENTATION ON THE "GOLDEN QUEST DISCOVERY TRAIL (INC.) COMMITTEE OF MANAGEMENT

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider Councillor Representation on the Golden Quest Discovery Trail (Inc.) management committee.

BACKGROUND:

Presently Justin Lee is the Council representative, though it has been commented on that perhaps a Councillor should participate in this committee.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.5

MOVED Cr Kelly

SECONDED Cr Pusey

To appoint Councillor Greg Dwyer as the Shire Representative on the Golden Quest Discovery Trail (Inc.) management committee, with immediate effect with Cr G Stubbs being a proxy.

CARRIED 4/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 Menzies Walk Trail brochure as presented, with or without modifications.

BACKGROUND:

Council has embraced the concept of the Menzies Walk Trail and this brochure is a component of that project.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.6

MOVED Cr Stubbs

SECONDED Cr Pusey

To approve the "Menzies Walk Trail" Brochure, subject to editing following public consultation and to delete the street fighter.

CARRIED 4/0

❖ **Meeting adjourned at 12.25pm**

❖ **Meeting resumed at 1.01pm**

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 actions required as a result of the deputation from members of the community in terms of the issues as presented to Council regarding the Menzies Remote Community School.

BACKGROUND:

Details were presented to Council and at the last Council meeting a letter from the School was presented by President Dwyer, requesting the letter be tabled.

CONSULTATION

Council requested a visit from the Regional Director – Larry Hamilton and arrangements are in hand for him to visit on Thursday March 25th, 2010 at 9am.

Copies of data have been forwarded to each councillor under separate cover.

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION	ITEM 9.7
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MOVED Cr Kelly

SECONDED Cr Pusey

To approve the actions as resolved and required as a result of the deputation from members of the community in terms of the issues as presented to Council regarding the Menzies Remote Community School and in terms of the advices provided to the C.E.O. during the meeting and supported by the data presented to the councillors under separate cover.

CARRIED 4/0

- ❖ Deputy CEO vacates chambers 1.16pm

9.8 NETTING FOR THE TOWN HALL

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 provision of protective netting for the Town Hall in terms of the quote attached in order to protect the ceiling from damage resulting from Ball sports.

BACKGROUND:

Council raised this issue some time ago requesting a net be provided to prevent damage to the ceiling of the Hall resulting from the use of Ball Sports.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

Whilst this is not a large expense, it has also not been specifically budgeted for and Council has not approved of this expense.

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION
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ITEM 9.8

MOVED Cr Kelly

SECONDED Cr Pusey

To approve the provision of a facility for the provision of protective netting for the Town Hall in terms of the quote attached in order to protect the ceiling from damage resulting from Ball sports, with Budget provision of \$10,000 to be made in the 20010/11 Budget year for this purpose.

CARRIED 4/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider applicants for the prestigious WALGA Honours Awards for 2010 from the Elected Membership for the Shire of Menzies.

BACKGROUND:

This opportunity is promoted annually and made public at the Annual "Local Government Conference" in Perth, usually in August.

CONSULTATION President Dwyer

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.9

MOVED Cr Stubbs

SECONDED Cr Kelly

To nominate for the WALGA 2010 Honours Awards the candidates from the Elected Membership list from the Shire of Menzies in terms of the advices as provided to the C.E.O. during the meeting and to invite the nominee/s with their spouse/s to attend the Annual Local Government Week Conference held in August 2010 in Perth at Shire expense.

CARRIED 4/0

❖ Deputy CEO returns 1.27pm

9.10 BUDGET VARIATION 2009/10 YEAR. (MAINTNENANCE GRADING)

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 variation in the sum of \$62,000 for an unbudgeted expense for Maintenance Grading undertaken by Gary Miller prior to his Motor Vehicle accident in June 2008.

BACKGROUND:

Gary Miller was the Shires Grader Driver and suffered an awful motor vehicle accident resulting in significant surgery and hospitalization. He has recovered from the injuries and is returning to normal life and the accounts presented are legitimate and incurred prior to the accident which prevented him from presenting these earlier. The administration has confirmed the accounts align with the previously paid accounts.

CONSULTATION

Copies of the accounts are enclosed.

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

Whilst Council has approved a budget provision for Maintenance Grading, this contract has issued to Breakaway Earth moving and he is progressing through that contract, though we did not make provision for this

VOTING REQUIREMENTS:

Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.10

MOVED Cr Kelly

SECONDED Cr Stubbs

To approve a budget variation in the sum of \$62,000 for an unbudgeted expense for Maintenance Grading undertaken by Gary Miller prior to his Motor Vehicle accident in June 2008, to be accommodated from the existing budget provision of the "Heavy Duty Truck Bay" Assembly Area.

CARRIED 4/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 unit at the Caravan Park, formerly utilized as the caravan Park Manager's residence, in terms of the letter of request as attached.

BACKGROUND:

With the upgrade of the Caravan Park, the former residence of the Caravan Park manager has been highlighted as being not suited to the new facility. Furthermore, the approved Camp Kitchen facility is intended to be located in that vicinity with a lawn area set aside for tent accommodation. Accordingly, it seems this unit may be surplus to Council requirements. A map of the site is appended to assist in this matter.

Council has resolved that one of the Disabled facilities in the ablutions is to be converted to the "Caretakers Office", thus the suggestion that this unit could be utilized as an office seems spurious.

Whether or not Council sees the offered price as acceptable remains to be seen, though the restoration cost and/or relocation cost of this item constitutes a potential concern and unless Council has a purpose for the unit, a sale at any price is likely to represent value and furthermore, is likely to encourage the purchasers to renovate this item for their own accommodation and this secures tenure of employment.

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

VOTING REQUIREMENTS: Simple Majority required

MOVED Cr Kelly

SECONDED Cr Stubbs

To approve of the sale of the accommodation unit at the Caravan Park at a price of \$1,000 to Greg and Christine Clark, as proposed in the attached letter of request, on the following conditions:

1. The purchaser is to remove the unit at their costs.
2. Any damage incurred to Shire property/assets is to be rectified by the purchasers.
3. Disconnection costs attributed to Power, water, telephone, Gas (e.t.c.) is at the Purchasers expense.
4. Purchaser to indemnify the Shire against any loss or damage incurred to public or private property.
5. Building plans approvals remains the responsibility of the purchaser.
6. Relocation to an acceptable and approved site is to occur within three months of purchase.
7. Basic clearance of litter and tidying of the site following removal is at the Purchasers cost.

CARRIED 4/0

9.13 SEALING OF REID STREET, MENZIES

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 Reid Street, between Wilson Street and Brown Street in the 2009/10 financial year at an estimated cost of \$50,000 as displayed in the attached, map and in terms of the attached schedule of costs.

BACKGROUND:

This Street is at the rear of the Hotel and all available sites have been sold (bar one) and three enquirers have expressed interest in that location. Accordingly, as one ratepayer has planned to build a fence and around his two lots, build a house and business on the other,

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

- Should Council; prefer not to attempt this project in this financial year, this can be deferred to the new financial year 2010/11.

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.13

MOVED Cr Kelly

SECONDED Cr Pusey

To approve the sealing of Reid Street between Wilson St and Brown St in the 2009/10 year at an estimated cost of \$50,000, as presented in the attached data, to be accommodated from existing Budget parameters.

CARRIED 4/0

9.14 COUNCIL CONTRIBUTION TO COUNCILLORS USE OF THE INTERNET

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 financial contribution towards Councillors use of the Internet with the object of improving the communications between all Councillors.

BACKGROUND:

This issue was raised by a Councillor for consideration and is intended to improve the speed of effective communications with all councillors.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS: Moderate impact only

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

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.14

MOVED Cr Kelly

SECONDED Cr Stubbs

To approve a financial reimbursement fee of \$50 per month for each councillor providing the Shire with details of having been connected to the Internet and accessible through Email in normal course.

DEFER TO APRIL MEETING.

Explanation:

Loss of absolute majority.

9.15 STAFF UNIFORMS- ANNUAL ALLOWANCE

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 options available to Council and staff in the provision of the Uniform allowance by considering the following:

1. In terms of the present policy, the \$300 annual allowance applies to the "L.G" Logo being displayed representing Local Government as an Industry. Should this be the intention of Council then the current allowance is inadequate, where the suggestion is to increase this provision to \$500 p.a.,

However,

2. Alternatively, should Council be willing to consider the Shire of Menzies Logo and/or the Lake Ballard logo to be emblazoned on shirts and blouses, and then the existing allowance of \$300 is suitably adequate.

Accordingly, clarity in this matter is sought.

BACKGROUND:

Copy of the current policy item number 5-13 is appended together with details as provided by the Resource Centre to assist in this matter.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS: Clause 5.13 applies to this issue

FINANCIAL IMPLICATIONS: Annual budget provision supports this Allowance.

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.15

MOVED Cr Stubbs

SECONDED Cr Kelly

To approve the increase in the uniform allowance for administrative staff to \$500 p.a. where the present "L.G." Logo may be displayed representing Local Government as an Industry and where the Shire of Menzies Logo and/or the Lake Ballard logo may also be emblazoned on shirts and blouses, as evidenced in the attached data.

CARRIED 4/0

9.16 NEW RESIDENCE IN MERCER STREET.

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 at the new residence at the Builders expense in terms of the plans provided.

BACKGROUND:

This item was deferred from the February meeting pending further consideration into the question of whether or not the residence should have been built on a concrete slab or raised on stumps.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.16

MOVED Cr Kelly

SECONDED Cr Pusey

To approve of the Builder (Fortress Home Building Systems Pty Ltd.) providing the ramps and stumps to the new residence in Mercer Street, at their cost, in terms of the attached email advice confirming there was reference in his tender submission to the construction being on a concrete slab and therefore there is an element of guilt on their behalf.

CARRIED 4/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 ramp configuration for the Lady Shenton Ablutions premises as proposed in the attached maps.

BACKGROUND:

This item was presented to the February meeting and deferred to March to enable opportunity to assess the options available to adequately resolve this matter.

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

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION**ITEM 9.17**

MOVED Cr Kelly

SECONDED Cr Pusey

To approve the provision of a ramp at the Lady Shenton Premises to accommodate the Disabled facility, in terms of the attached plans as presented, with the modifications as advised to the C.E.O. during the meeting.

CARRIED 4/0

- ✓ Cr. Stubbs has declared an interest in this item

9.18 CULTURAL AWARENESS TRAINING

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 programme of cultural Awareness training as proposed in the attached data.

BACKGROUND:

Council has approved a sum of \$2,000 in this financial year for the purposes of Cultural Awareness for the Councillors and staff to become acquainted with this aspect of our relationship.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

\$2,000 has been approved in this current budget for this purpose.

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.18

MOVED Cr

SECONDED Cr

To approve of attendance at the Cultural Awareness training course for the candidates as approved and selected by Council to attend at a cost of \$398 per person, scheduled for April 7th, and April 8th, 2010, in terms of the attached data.

DEFER TO APRIL MEETING

Explanation:

Loss of quorum.

9.19 SULLAGE TRAILER AND PUMPING EQUIPMENT

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 acquisition of a Sullage Trailer and appropriate Pumping equipment in terms of the attached data as presented.

BACKGROUND:

This item was presented in December and deferred pending receipt of collected statistics so as to determine the size of the facility required for this purpose. The December data is appended together with recent statistics of the data

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

\$63,000 is provided for in the current budget for this purpose.

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.19

MOVED Cr Kelly

SECONDED Cr Pusey

To approve of the purchase of a Sullage Trailer from Ditch Witch Australia in the sum of \$10,000 (approximately) in terms of the attached quote and also purchase the appropriate pumping equipment for the trailer in terms of the attached quote in the sum of \$53,000 (approximately) for the purposes of sullage pump outs at Lake Ballard, Niagara Dam, Ularring Rock and potentially at Credo station.

DEFER TO APRIL MEETING

Explanation:

To obtain more quotes.

- ❖ Council adjourned at 2.32 pm
- ❖ Council resumes at 2.48 pm

9.21 RESTORATION / REMOVAL OF THE RESIDENCE – Lot 10 SHENTON ST.

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 issue of restoration or removal of the premises at Lot 10 Shenton Street in Menzies, in view of the Chemists report confirming the property contains Asbestos in the cladding.

BACKGROUND:

This issue has been previously raised with Council with the request that further details from the Building Surveyor be sought as to the viability of restoration or removal of the premises. Whilst the premises has some intrinsic issues, it could effectively be restored by replacing the cladding and repairing the sunken floor joists.

A quote from Butson Building Services has been obtained in the sum of \$68,200.00 as attached.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

Funding is not available in this financial year to accommodate this cost and it is recommended that this item be considered for budget provision in the 2010/11 year

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION	ITEM 9.21
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MOVED Cr Kelly

SECONDED Cr Stubbs

To consider the issue of restoration of the premises at Lot 10 Shenton Street in Menzies, in view of the Chemists report confirming the property contains Asbestos in the cladding with Budget provision of \$80,000 in the 2010/11 financial year

CARRIED 4/0

9.23 LAKE BALLARD – IMPLEMENTATION OF THE MARKETING PLAN

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 2010
AUTHOR:	
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

BACKGROUND:

This component of the project has been funded for the design of the Marketing Plan and the Project Management component of the plan.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.23

MOVED Cr Kelly

SECONDED Cr Pusey

To approve the Marketing Plan as attached for the promotion of the Lake Ballard project, as presented, with budget provision of \$50,000 being provided as Grant Revenue from Lottery west for the design of the Marketing Plan in the 2010/11 year and \$70,000 as Grant Revenue for the 2010/11 year for the implementation of the Plan in the 2010/11 year with \$20,000 being contributed from Shire resources in a total cost provision of \$140,000 in the 2010/11 financial year budget deliberations.

CARRIED 4/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 proposal as submitted by Councils Heritage Consultant regarding the restoration of the Railway station building in the recommendation to engage Carrick and Wills Architects in terms of their quote in the sum of \$17,776 (incl. G.S.T.).

BACKGROUND:

This important iconic landmark for Menzies has been the subject of consideration in the past and the restoration is very important for this Heritage recognition and this Conservation Plan is crucial to the development and preservation of the asset.

CONSULTATION

Other considerations to be applied in this regard are as follows:

1. Current tenant to be asked to relocate to the former Police station building, to enable the restoration process to commence.
2. Lottery West Grant funding to be sought.
3. Surveyor may be required to define to the capture area.

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.24

MOVED Cr Kelly

SECONDED Cr Stubbs

To approve the proposal as submitted by Councils Heritage Consultant regarding the restoration of the Railway station building in the recommendation to engage Carrick and Wills Architects in terms of their quote in the sum of \$17,776 (incl G.S.T.), with budget provision to be made in the 2010/11 year of \$18,000 for this purpose.

CARRIED 4/0

- ❖ Cr Stubbs vacates chambers 3.16 pm
- ❖ Cr Stubbs returns to chambers 3.19pm

9.25 GOLDEN QUEST DISCOVERY TRAIL – PROVISION OF MOTOR VEHICLE

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider support of the management of the Golden Quest discovery Trail in the provision of a Motor Vehicle expected to cost approximately \$30,000 to operate as a leased facility.

BACKGROUND:

The vehicle provided in the past was provided by the Minara Resources Limited, but has had to terminate, leaving the Manager without a vehicle.

CONSULTATION

Explanatory letter of request from the G.Q.D.T. Manager is appended, as required.

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

There is no budget provision for this facility in the 2009/10 year

VOTING REQUIREMENTS:

Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION	ITEM 9.25
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MOVED Cr Stubbs

SECONDED Cr Kelly

To approve support of the management of the Golden Quest discovery Trail in the provision of a Motor Vehicle expected to cost approximately \$30,000 to operate as a leased facility, with budget provision of \$6,000 p.a. commencing July 1st, 2010 for the 2010/11 financial year to include entering into a Memorandum of Understanding with the other four Shires participating in this .agreement for the provision of a Motor Vehicle for use by the Manager of the Golden Quest Discovery Trail (Inc.) management committee.

CARRIED 4/0

9.26 ACQUISITION OF LANDED ASSETS (VACANT LAND.)

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 acquisition of vacant land lots within the town site of Menzies in order to provide for future demands and accommodate housing development projects in the future from the following lists.

1. List of owners where the ratepayer is deceased, unable to be located, or disinterested in retaining the land. (List attached.)
2. Reserves within the town site. Where the purpose appears to have expired. (List attached.)
3. "Unallocated Crown Land" (this list is not provided and remains a list of last resort, where the State Government is unlikely to permit the release of U.C.L. land where other vacant land is available, though this extensive list can be extracted if required, but a huge task, with hundreds of entries).

BACKGROUND:

CONSULTATION

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 the acquisition of vacant land lots within the town site of Menzies in order to provide for future demands and accommodate housing development projects in the future from the following lists.

1. List of owners where the ratepayer is deceased, unable to be located, or disinterested in retaining the land. (List attached.)
2. Reserves within the town site. Where the purpose appears to have expired. (List attached.)
3. "Unallocated Crown Land" lots, where the location is strategically valuable for the shire and/or represents a potential value for growth or development into the future.

"Subject to"

1. No financial commitment to be made or expense incurred without Council assessing the individual lot proposals, following the completion of the appropriate research.
2. Further submission to be made to Council by May 2010 in order for Council to consider budget provision for the 2010/11 year to accommodate this proposal of acquisitions.

CARRIED 4/0

9.27 SURVEY ON THE IMPACT OF THE ABORIGINAL JUSTICE AGREEMENT

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 survey as attached on the Impact of the Aboriginal Justice Agreement.

BACKGROUND:

Council has entered into the agreement and a Representative from the Attorney General's Department recently visited Council (Cheryl Soggee) and thus the survey was deferred until this visit had concluded.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

- *Whilst the C.E.O. would ordinarily complete these surveys, this is a sensitive issue and the involvement of Council is preferred, in order to ensure the views of Council are accurately reflected.*

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.27

MOVED Cr Kelly

SECONDED Cr Stubbs

To provide a response to the request received from the Attorney General's Department as to the Impact form the Aboriginal Justice Agreement, as attached and in terms of the advices issued to the C.E.O. during the meeting.

CARRIED 4/0

9.28 REVIEW OF BAD DEBTS AND WRITE-OFFS

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To address the review of bad debts and write-offs recorded during the year, where Council has approved of the write-off of a Bad Debt, on the condition that it is recorded in the register in order for future follow up in case recovery is possible.

BACKGROUND:

Copies of the pages of the register are appended, as required.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.28

MOVED Cr Kelly

SECONDED Cr Pusey

To adopt the review of the Bad Debts register as presented as at December 31st, 2009, as required annually.

CARRIED 4/0

9.29 TEMPORARY CLOSURE OF THE NIAGARA DAM ROAD

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 temporary closure of the road to Niagara Dam for a week whilst the team cart gravel to the location for the restoration of the road

BACKGROUND:

Council has approved a Budget Provision to restore the road and eliminate the hazards thereon. In the process of this project, there will be a need for a temporary closure for the purpose of safety and to avoid mishap with the travelling public.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.29

MOVED Cr Kelly

SECONDED Cr Pusey

To approve of a temporary closure of the road to Niagara Dam for a week whilst the team cart gravel to the location for the restoration of the road at a time to be determined by the newly appointed works supervisor.

CARRIED 4/0

9.30 GOV'T INQUIRY INTO THE PROVISION AND USE OF CARAVAN PARKS.

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 submission into the State Government Inquiry into the provision and use of Caravan Parks and Camping Grounds in W.A., in terms of the attached data.

BACKGROUND:

Details relative to this enquiry and terms of reference are appended.
The closing date for the submission is May 1st, 2010.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.30

MOVED Cr Kelly

SECONDED Cr Stubbs

To compile a submission into the State Government Inquiry into the provision and use of Caravan Parks and Camping Grounds in W.A., in terms of the attached data, and in terms of the advices provided to the C.E.O. during the meeting, on the basis that the submission in "Draft" is to be provided to all councillors prior to despatch.

CARRIED 4/0

9.31 WEB-SITE Re-DESIGN

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider making budget provision of approximately \$2,000 for the WALGA Group to redesigning the Shire Web Site in the 2010/11 year.

BACKGROUND:

The Shire Web Site was designed some years ago and it appears the time has come to redesign a new image.

CONSULTATION

Marcel at W.A.L.G.A.

STATUTORY ENVIRONMENT:**POLICY IMPLICATIONS:****FINANCIAL IMPLICATIONS:****VOTING REQUIREMENTS:**

Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION**ITEM 9.31**

MOVED Cr Kelly

SECONDED Cr Pusey

To approve of making budget provision of approximately \$2,000 for the WALGA Group to redesign the Shire Web Site in the 2010/11 year, with opportunity being provided to Council during the process to comment on the progress and design of same so that Council input is captured.

CARRIED 4/0

9.32 INCREASED HOURS AT THE RESOURCE CENTRE.

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 2010
AUTHOR:	
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider an amendment to the existing arrangements at the Resource Centre in order to accommodate support for the Resource Centre Co-ordinator with increased hours from a support officer for two days per week.

BACKGROUND:

The resource Centre has been operating for approximately three years and during that time, the volume of trade, visitors. Meetings and attendances the Co-ordinator has had to accommodate has increased markedly and where now overtime is being incurred and additional administrative support is being sought from the administration centre on a regular basis.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.32

MOVED Cr Kelly

SECONDED Cr Stubbs

To approve the additional support for the Resource Centre with increased support of two days per week to commence April 1st, 2010, to be accommodated from within current budget parameters with appropriate provision being noted in the 2010/11 budget as required, subject to appropriate advertising being undertaken as required for a candidate to provide this service.

CARRIED 4/0

9.33 SEPARATE TITLES FOR THE ADMIN CENTRE AND DEPOT.

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider separating the Title Deed currently constituting the location for the Administration Centre and Depot in order to separate the power facilities to reduce the power loadings. Furthermore, it is evident that "Right of Way" to the North of the Administration Centre, is no longer utilized as a R.O.W, and should be formally closed, though this "Closure" has not been processed.

BACKGROUND:

Copy of the Title is enclosed to assist Council.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

Some moderate fees will be incurred.

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.33

MOVED Cr Kelly

SECONDED Cr Stubbs

1. To approve separating the Title Deed currently constituting the location for the Administration Centre and Depot into two separate titles in order to separate the power facilities so as to reduce the power loadings at this facilities.
2. Furthermore, to approve of the closure of the R.O.W. adjacent to the administration Centre, subject to the statutory obligations of formal advertising and notification to the appropriate offices, as required for a "Road Closure"

CARRIED 4/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 nominations of two candidates for the position on the “Community Resource Centre Committee” as required to evidence the Resource Centre has a functional management committee overseeing the activities and this supports Grant Applications made on behalf of the Centre.

BACKGROUND:

The Resource Centre is progressing through the process of accreditation into the Visitors Centre Membership group and this membership committee is a strategic part of that strategy.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.34

MOVED Cr Stubbs

SECONDED Cr Kelly

To recommend the nominations for the positions as members of the Community Resource Centre Committee as:

1. Allana Cameron, and
2. Laurianne Bonney

DEFER TO APRIL MEETING

CARRIED 4/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To consider editorial support to glean a benefit from the Extra-Ordinary Taxi Ride event travelling through Menzies.

BACKGROUND:

Some essential details are attached to support.

CONSULTATION

STATUTORY ENVIRONMENT:

Section 2.8 (1.) (d.) of the Local Government Act 1995 provides for the President to speak on behalf of Council.

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.35

MOVED Cr Kelly

SECONDED Cr Stubbs

To engage in some publicity support through the Kalgoorlie Miner for the Extra-Ordinary Taxi ride to support the promotion of the Shire in Area Promotion, subject to approval from President Dwyer, in terms of the data as presented.

CARRIED 4/0

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To proceed with the programme of the Niagara Dam road with the restoration and formation component only, eliminating the hazards, and improving the visibility aspect, but not sealing.

BACKGROUND:

Schedule of costs for the restoration of the Niagara Dam road is appended in the sum of approximately \$150,000

It is clear the sealing of the remainder of the sections of the Kookynie road is a Shire priority and funds should be applied to this consideration.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

Existing budget provision is included in the current budget.

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.36

MOVED Cr Kelly

SECONDED Cr Stubbs

To proceed with the Budget approved project of the restoration of the Niagara Road to eliminate the Hazards, improve visibility but not including the sealing component to a revised sum of \$150,000 in the 2009/10 year.

CARRIED 4/0

9.37 WORKS SUPERVIORS MOBILE TELEPHONE ACCOUNT.

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 2010
AUTHOR:	Brian Seale, Chief Executive Officer
SIGNATURE OF AUTHOR:	
SENIOR OFFICER:	Brian Seale, Chief Executive Officer
SIGNATURE OF SENIOR OFFICER:	

SUMMARY:

To determine clearly the concept of the provision of the Mobile Phone for the Works Supervisors' and the limit attached thereto for the purposes of accurate control.

BACKGROUND:

An extract of the contract of employment for the officer is appended, which displays the provision of \$520 per annum for the officer and since that aspect is not particularly clear with the current supervisor and with the new supervisor commencing on March 22nd, 2010 it is timely to address the matter in the interest of clarity.

Accordingly, it seems the intention of Council was in the provision of this facility to provide the supervisor with a mobile phone, where it is reasonable to expect the shire to pay for the business phone calls and we "**Presume**" the shire was also intending to contribute \$520 towards the private use calls, where the officer would pay for the surplus after that threshold was reached.

The inclusion in the contract suggests this facility is a reimbursement, suggesting the officer pays the account in full and claims "reimbursement" from the shire to a maximum of \$520 p.a., though that does not then accommodate the payment of the business calls. Thus, the reason for the item is to seek clarity to conclude the current supervisor and to appropriately guide the replacement Supervisor with Councils confirmed position in this matter.

CONSULTATION

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.37

MOVED Cr Kelly

SECONDED Cr Pusey

In the interest of clarity, the provision of the mobile phone for the Works supervisor, is intended for the shire to pay for all Shire business related calls, plus \$520 towards the private component with the officer paying for the surplus over the threshold of \$520 p.a.

CARRIED 4/0

9.38 MENZIES COMMUNITY MEETING PLACE - CONCEPTS.

SUBMISSION TO:	Ordinary Meeting of Council
LOCATION:	Shire of Menzies
APPLICANT:	N/A
FILE REF:	
DISCLOSURE OF INTEREST:	None
DATE:	MARCH 25TH, 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 "Concept" of the Menzies Community Meeting Place, in terms of the attached plan as provided by Sally Malone and recently presented to a select few who were available at the time. In view of same, this concept may require some clarification and elaboration to bring all councillors to the same level of understanding.

BACKGROUND:

This component of the Town Square concept has attracted \$500,000 in funding and focus' on three lots on the Western Side of Shenton Street, as depicted on the attached map of the area representing – Lot 1094 (being the Shire owned tea-rooms and Butcher shop), Lot 26 (adjacent and being the Shire owned site containing the bakers Oven), and Lot 1109 being a vacant piece of "U.C.L" land.

Accordingly, this concept accommodates use of the three sites and these are delineated on the attached schematic plan by a dotted line, where the UCL lot is intended to provide largely the Water Play-ground and Car-Parking facilities.

Accordingly, should it take some time to access control over this site, then the development at that site can effectively be left to the end of the project.

CONSULTATION

Sally Malone designed this concept, as follows:

The concept revolves around development of these three sites with the following aspects:

1. A Mural to be painted on the South Wall of the Tea-Rooms (sample provided)
2. Shade Sails, as depicted at number two on the schematic plan.
3. Water Playground/potentially conjoint with a skate park at Number 3.
4. Shaded Playground for 5 to 10 year olds.
5. Gazebo type shelter with BBQ's and picnic facilities and drink fountain.
6. Restoration of the Bakers Oven with Steel cut-out installed in front with interpretative signage provided to present the history.
7. The central feature being the Hexagonal meeting place where interpretative data and films could be shown and located in front of the Bakers Oven.
8. Public Ablution to be located in close proximity to the meeting place at the South West edge of central facility.
9. Native Plants Garden with bird bath.
10. Street Banners and reticulated plants and trees.

STATUTORY ENVIRONMENT:

POLICY IMPLICATIONS:

FINANCIAL IMPLICATIONS:

VOTING REQUIREMENTS: Simple Majority required

COUNCIL DECISION / OFFICER RECOMMENDATION

ITEM 9.38

MOVED Cr Kelly

SECONDED Cr Pusey

To approve - ***“In Principle”***:

The concept of the “Community Meeting Place” as depicted in the attached schematic map to be located on the three sites on the West side of Shenton Street and South of the Roadhouse, (ie.) Lot 1094, lot 26 and the Vacant UCL lot being contiguous lots, to incorporate the following:

1. A Mural to be painted on the South Wall of the Tea-Rooms (sample provided)
2. Shade Sails, as depicted at number two on the schematic plan.
3. Water Playground/potentially conjoint with a skate park at Number 3.
4. Shaded Playground for 5 to 10 year olds.
5. Gazebo type shelter with BBQ's and picnic facilities and drink fountain.
6. Restoration of the Bakers Oven with Steel cut-out installed in front with interpretative signage provided to present the history.
7. The central feature being the Hexagonal meeting place where interpretative data and films could be shown and located in front of the Bakers Oven.
8. Public Ablution to be located in close proximity to the meeting place at the South West edge of central facility.
9. Native Plants Garden with bird bath.
10. Street Banners and reticulated plants and trees.

Approval for the concept is subject to the following:

1. Detailed cost schedule to be submitted to Council for consideration, prior to incurring cost.
2. Budget provision to be accommodated in a three staged approach commencing in the years 2010/11, 2011/12, and 2012/13 where the staged submission is to be presented to Council by May 2010.
3. Council to have a strong involvement in the design, colour scheme and concept
4. The sum of \$500,000 be tentatively included in the draft budget for council consideration in the 2010/11 year, where a clear determination is to be resolved by Council in advance as to the staging of the project.

CARRIED 4/0

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

None

10.2 Confidential Business to be held behind closed doors.

None

10.3 Reports of Councillors and Staff

Cr Stubbs:

1} *T ball seniors in the final on 26/03/2010*

2} *Dog baiting around the town remains a concern*

Cr Pusey:

None

Cr Kelly:

None

Cr J Dwyer

N/A

Cr G Dwyer:

1} *Attended and facilitated the Uranium Public Consultation Meeting on Wednesday 17th March*

2} *Consider road link to Newman.*

Mr B Seale :

1} *Suggested donating the old photocopier to St. Johns Ambulance Menzies as it is surplus to shire needs and has expired its value.*

Moved Cr. Pusey

Seconded Cr Kelly

To donate the Kyocera Photocopier to St John's Ambulance Menzies.
CARRIED 4/0

2} *CEO Review to be undertaken by June 2010. Gary Martin to be engaged for this purpose.*

3} *The Toll/lpec contract has been cancelled by the Roadhouse*

Moved Cr Pusey

Seconded Cr Kelly

To take over the Toll lpec contract to ensure the service is not lost to the town.
CARRIED 4/0

4} *Suggested that after comments from Council to include the Status Report Index in the Agenda leaving the actual Status report in the Information Bulletin*

11 INFORMATION BULLETIN

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

12 NEXT MEETING / MEETING CLOSURE

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

There being no further business to discuss, the President declared the meeting closed at: 4.58pm.

**These minutes were confirmed
As a true and accurate record of proceedings at the
Ordinary Meeting of Council, held Thursday, April 22nd, 2010**

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

