CONTENTS PAGE

1.0 OPENING & ANNOUNCEMENT OF VISITORS ................................................................. 5

2.0 ATTENDANCE RECORD .............................................................................................. 5
   2.1 Present .................................................................................................................. 5
   2.2 Apologies ............................................................................................................. 5
   2.3 Leave Of Absence Previously Granted ................................................................. 5

3.0 PUBLIC QUESTION TIME ......................................................................................... 6

4.0 APPLICATIONS FOR LEAVE OF ABSENCE ............................................................ 7

5.0 MINUTES OF PREVIOUS MEETINGS ..................................................................... 7
   5.1 Ordinary Council Meeting – 18 December 2012 .................................................... 7

6.0 NOTICES OF URGENT BUSINESS .......................................................................... 7

7.0 MOTIONS OF WHICH NOTICE HAS BEEN RECEIVED ............................................. 7

8.0 PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS ................................. 7

9.0 MEMBERS REPORTS ............................................................................................... 7
   9.1 Declarations of Interest ....................................................................................... 7

10.0 MATTERS FOR CONSIDERATION – WORKS ........................................................ 8
   10.1 Goodlands Road – Long Term Strategy (Unsealed Section) ................................. 8
   10.2 Dalwallinu Oval Recycled (Effluent) Water Re-Use Scheme – Irrigation Audit ... 13
   10.3 Hourigan Road – Long Term Strategy ................................................................ 16
   10.4 Proposed Council Policy – Sealing Intersections with Sealed Roads ................... 19
   10.5 Proposed Purchase of a New Backhoe With Trade-In ........................................... 21

11.0 MATTERS FOR CONSIDERATION – COMMUNITY SERVICES ......................... 23
   11.1 Use of Performing Arts Room at the Dalwallinu Discovery Centre ....................... 23
   11.2 Tender 01/13 – 3 3x1 1/2 dwellings - Lot 615 Leahy Street, Dalwallinu ............... 25
12.0 MATTERS FOR CONSIDERATION – TOWN PLANNING 

12.1 Application for Planning Consent to Erect a Trade Sign on the Roof of the Building at Lot 599 Park Drive, Dalwallinu

12.2 Application for Planning Consent: Lot 72 Woodhouse St., Wubin

12.1 Subdivision: Lot 2437 Bell Road, Dalwallinu

13.0 MATTERS FOR CONSIDERATION – HEALTH AND BUILDING

13.1 Building Approvals

13.2 Old Telecentre Building

13.3 Dalwallinu Town Hall Damp Issues

13.4 Application for Itinerant Permit

14.0 MATTERS FOR CONSIDERATION – ECONOMIC DEVELOPMENT

15.0 MATTERS FOR CONSIDERATION – FINANCE

15.1 Monthly Financial Statements for December 2012

15.2 Monthly Financial Statements for January 2013

15.3 Accounts for Payment for December 2012

15.4 Accounts for Payment for January 2013

15.5 Outstanding Rates Debtors Report for December 2012

15.6 Outstanding Rates Debtors Report for January 2013

15.7 Request For Donation – Red Card for Red Fox Programme

15.8 Request For Donation – Isolated Children’s Parent’s Association

15.9 Write off Of Bad Debt Debtor 11687

15.10 Bad Debts

15.11 Request To Waive Fees – Dalwallinu Police Fire & Ice Ball

15.12 Appointment of Auditors for the Financial Years ending 30 June 2013 - 2015

15.13 Review of 2012/13 Schedule of Fees & Charges – Sullage Collections & Septic Tank Pumpouts

15.14 Round 2 – Community Grants Scheme Allocation
16.0 MATTERS FOR CONSIDERATION - ADMINISTRATION ..................................... 86
16.1 Proposed Winding-Up of Miling Land Conservation District Committee ..........86
16.2 Development Assessment Panels - Local Government Nominations ...............88
16.3 Citizenship Awards .........................................................................................91
16.4 Commencement of the Adoption of Shire of Dalwallinu Local Laws .............94

17.0 URGENT BUSINESS BY DECISION OF THE MEETING ............................ 103
17.1 Amendment to the Adopted Schedule of Fees and Charges ............................ 103
17.2 Change of Meeting Time for March 2013 ...................................................... 106

18.0 CONFIDENTIAL BUSINESS - AS PER LOCAL GOVERNMENT ACT 1995,
SECTION 5.23(2) .................................................................................................. 108

19.0 SCHEDULING OF MEETING ........................................................................... 108

20.0 CLOSURE ........................................................................................................... 108

21.0 CERTIFICATION ............................................................................................... 108
SHIRE OF DALWALLINU

MINUTES of the Ordinary Meeting of Council held at the Council Chambers, Shire Administration Centre, Dalwallinu, on Tuesday 26 February 2013.

1.0 OPENING & ANNOUNCEMENT OF VISITORS

The Chairperson (President) opened the meeting at 3.31 pm.

The Chairperson acknowledged and thanked Mr Allister Butcher for the last three years that he has been Manager of Works, as this will be his last Council Meeting.

2.0 ATTENDANCE RECORD

2.1 Present

Shire President

Cr RS Nixon
Cr WM Dinnie OAM JP
Cr IW Hyde
Cr J Martin
Cr KL Carter
Cr KM McNeill JP
Cr AR Dickins
Cr GH Sanderson JP

Public

Mr P Morgan (until 4.48 pm)
Mr A Russell (until 4.51 pm)
Mrs D Russell (until 4.51 pm)
Ms A Crnobrnja (until 4.51 pm)

IN ATTENDANCE

Chief Executive Officer  Mr PJ Crispin
Acting Chief Executive Officer  Mr KT Jones
Community Services Manager  Miss DA Fortuin
Manager of Works  Mr AG Butcher
Economic Development &
Marketing Officer  Miss T Slot
Executive Support Officer  Mrs BGC Matias (from 3.32pm)

2.2 Apologies

Nil

2.3 Leave Of Absence Previously Granted

Cr SC Carter
3.0 PUBLIC QUESTION TIME

Mr A Russell (on behalf of Mrs A Crnobrnja) asked the following questions:

Q1: Would it be possible to have an approval process in place that would allow issues (such as the variations to the food vans itinerant traders license) to be dealt with between Council Meetings?

President: Can relate the issue but unfortunately these variations cannot be approved outside of Council as there is no delegated authority to allow this.

Q2: Will Shire continue to investigate all complaints made by Councillors as all have been proven to be unfounded?

President: The Shire has the responsibility to investigate all complaints (whether raised by a Councillor or not) to establish if there is an evidence to verify the complaint.

Q3: Due to the recent history, does not believe that their application will receive a fair and just hearing?

President: All Councillors are unbiased and all decisions and applications are based on merit and legalities.
4.0 APPLICATIONS FOR LEAVE OF ABSENCE

Nil

5.0 MINUTES OF PREVIOUS MEETINGS

5.1 Ordinary Council Meeting – 18 December 2012

MOTION 7626

Moved    Cr WM Dinnie
Seconded Cr J Martin

That the Minutes of the Ordinary Meeting of Council held 18 December 2012 be confirmed.

CARRIED 8/0

6.0 NOTICES OF URGENT BUSINESS

There are two items of late business to be dealt with:

7.1 Amendment to the Adopted Schedule of Fees and Charges
7.2 Change of Meeting Time for March 2013.

7.0 MOTIONS OF WHICH NOTICE HAS BEEN RECEIVED

Nil

8.0 PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

Nil

9.0 MEMBERS REPORTS

9.1 Declarations of Interest

Cr KM McNeill - Item 16.3
Cr AR Dickins - Item 16.3
Ms DA Fortuin – Item 11.1
10.0 MATTERS FOR CONSIDERATION – WORKS

10.1 Goodlands Road – Long Term Strategy (Unsealed Section)

Applicant: Shire of Dalwallinu
File No: RO/14
Previous Meeting Reference: Works and Plant Committee Meeting 19 February 2013
Attachments: Previously supplied Works and Plant Committee Meeting
Author: Mr Allister Butcher
Disclosure of Interest: Nil
Date of Report: 12 February 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
The purpose of this report is to determine the long term strategy of the unsealed section of Goodlands Road.

Background
In 1989 the Kalannie Community Association (KCA) approached (then) Department of Lands Administration (DOLA) to initiate a survey of Goodlands Road alignment to Great Northern Highway (GNH). The KCA believed that the extension of Goodlands Road to GNH would:

1. Improve access to the Mt Gibson Mine site for transportation of Sodium Cyanide from Kalannie;
2. Lead to a possible upgrading of the telephone service to Goodlands; and
3. Attract tourists to the area.

In 1990 the Shire of Dalwallinu developed a proposal to extend Goodlands Road (approximately) 32 kilometres northwards to GNH at a point north of the Mt Gibson Station turn off in the Yalgoo Shire. The Mt Gibson Station lessees, Mt Gibson Mine, Shire of Yalgoo, Main Roads Western Australia and DOLA were consulted with regards to the proposal. Concerns were raised by the Mt Gibson Station lessees with regards to the proposed alignment (unable to find any record of the details of the concerns raised). The Shire of Dalwallinu was supportive of the proposal as it believed it would enhance tourism opportunities, offer an alternative heavy haulage route to Kalannie and assist in promoting the Kalannie area.

In 1991 Main Roads WA suggested keeping the road extension within the Shire of Dalwallinu’s municipal boundary.

The following 1992 the Shire of Dalwallinu put the project on hold with a view to liaising with the Mt Gibson Station lessees with regards to constructing the extension of Goodlands Road through Mt Gibson Station which was acceptable to the lessees.
Main Roads WA embarks on a Roads 2020 Regional Road Development Strategy. This was initiated to identify the States road network requirements for the next 25 years. Each Local Authority had two delegates to the Working Group and each Shire was invited to submit the roads within their area which needed construction or major upgrading because of their significance. The Shire of Dalwallinu submitted nine (9) roads, one of which was the Goodlands Road extension. Because of future funding implications, most local authorities submitted as many roads as they could justify as “significant” roads. Main Roads WA, through its Working Groups judged all proposals on a given criteria to determine which roads actually had regional significance. The roads finally given this classification were generally established roads linking towns or highways and which carried local and non-local traffic. In the Strategy, development needs up to the Goodlands grain receival point from Kalannie was considered.

In November 1996, a petition was presented to the Council bearing some 48 signatures in which the petitioners objected strongly to the proposed extension of Goodlands Road. Council saw this as an opportunity to call a Community Meeting to discuss the proposal, inform all who attend as to the background and reasons for the proposed extension and to clarify any matters in relation to same.

In December 1996, Main Roads WA advised the Shire of Dalwallinu that:

Goodlands Road - This route may have significance in the future once it is built. The Working Group considered that it would be appropriate to review the regional significance of the route after it has been constructed. Your comments that it could form part of a route to the north and form part of the tourist route from Southern Cross-Mukinbudin-Cadoux and Kalannie were also considered.

Council believed that if the road was put through, that ongoing funding from the State Government to maintain the entire length of Goodlands road on a 2:1 (State Government: Shire) basis could be attracted.

In 2007/2008 the extension of Goodlands Road to Great Northern Highway was completed with a contribution of $60,000 from the State Government.

Over the last three years there have been some community members that have sought to upgrade the existing surface from a paved (gravel) surface to a sealed surface. The reasons behind this is the opening of the Mt Gibson Hematite (and Magnetite) mining operation to the north of the Shire of Dalwallinu as a way of servicing the mining operations. The discussions that have been held with the Asia Iron mining management has lead to nought to this point in time with regards to the upgrade of Goodlands Road and any contributions that may arise from Asia Iron (or subsidiaries) for the upgrade.

In 2010 desktop costings were submitted to the KCA pertaining to upgrading the sealed surface from gravel to a single lane seal (3.7m wide) and the future maintenance costs for that section of road (SLK 48.99 to 70.92). The (conservative) costs were:

- Initial construction cost of $1.25 to $1.6 million (includes gravelling and sealing works);
- Annual maintenance costs (approximate) of $30,000 ($23,000pa for resealing to be completed every 15 years; $7,000pa for shoulder maintenance including grader and water truck based on a requirement to be undertaken every two years); and
- Pavement renewal in 40 years time as per Life of Asset for pavements as designated for the Shire of Dalwallinu, which is another $1.25 to $1.6 million to replace the pavement and sealed surface at today’s prices.
Historically the last two traffic counts for this section of road have been:

- 22.2 vehicles per day (20km north of Leeson Road, 5 September 2005 to 19 September 2006);
- 17.3 vehicles per day (5km north of Leeson Road, 26 August 2005 to 8 September 2005).

The minimum traffic volume for sealing a road is not less than 100 vehicles per day by Main Roads WA standards for sealing roads.

The entire length of Goodlands Road (Dalwallinu-Kalannie Road intersection to Great Northern Highway) is categorised as a ‘Category A’ road in the current State Government (Regional Road Group’s) Roads 2025 list meaning it is eligible for State government funding (2:1 State Government: Shire). This is the highest category of road.

Goodlands Road is currently classified as a Class ‘A’ road under Council Policy 5.9 Road Classification with Class ‘A’ roads having the following work criteria:

- **Class A – Regional Distributor**
  - Links communities
  - Major arterial route
  - Designated as a Roads 2025 road
  - Minimum Standard – 6m wide sealed carriageway, 1.5m wide shoulders each side, 3% cross-fall & back slopes to be clear of suckers annually.
  - Long Term Development – seal to 7m wide bitumen carriageway (11m wide formation)

Under Council Policy 5.9 Attachment 5.9A ‘Road Classification Listings’ it states the following:

<table>
<thead>
<tr>
<th>Goodlands Rd (0003)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Leeson Rd to GNH (only to be upgraded if and when required) (Yalgoo portion by arrangement with Shire of Yalgoo)</td>
</tr>
</tbody>
</table>

There have been some instances where we have had to hold traffic off of Goodlands Road after a rainfall event as the road surface is too slippery and any traffic on it would damage the road.

**Comment**

There are some community members that would like to see Goodlands Road sealed from Great Northern Highway to the end of seal approximately 5km north of the Leeson Road intersection. This is mainly due to the same factors as listed above:

1. Improve access to the Mt Gibson Mine site (now Asia Iron mine site further to the north of the old Mt Gibson gold mine site);
2. Lead to a possible upgrading of the telephone service to Goodlands; and
3. Attract tourists to the area.

The old Mt Gibson mine site has since closed down by with the opening of the Asia Iron project just north of the old Mt Gibson gold mine site there may be opportunities to service some of the mine from Kalannie in consultation with management at the Asia Iron mine site.
At this point in time, after discussion with the mine site the upgrading of Goodlands Road to a sealed road would need to be funded by the Shire of Dalwallinu. Even though Goodlands Road is designated as a Category 'A' Roads 2025 road; any works that could be applied for with 2:1 funding would need to go through an application process and be scored through the Multi-Criteria Assessment (MCA) form for the Moora Sub-Group of the Avon Regional Road Group. That means that the project would be scored and compared to other projects from the Sub-Group which contain the Shires of Gingin, Chittering, Victoria Plains, Moora, Wongan Hills and Dandaragan. As it stands at the moment the MCA score would be 63. For the projects for the 2013/14 financial as approved in February 2013 for the Moora Sub-Group (in the 2013/14 funding round) the minimum score for a project to receive a funding allocation was 103. Traffic data makes up the vast majority of the MCA score with most projects receiving funding being over 90 vehicles per day with a good percentage being heavy haulage vehicles.

The cost to install the 3.7m seal equates to approximately half of the Shire’s Capital Roadworks Budget for 2012/13.

By sealing Goodlands Road it may open up Goodlands Road as a thoroughfare for heavy Haulage traffic looking for a short cut from a Federally funded highway (GNH) to a Local Government road with limited opportunity for receiving 2:1 State Government funding.

Upgrading Goodlands Road to a sealed surface from Kalannie to GNH would be expected to lead an increase in tourist traffic, especially during wildflower season.

For the period of 2009/10 to 2011/12 (three previous financial years) the Shire has spent on average $6,401.42 annually on maintenance grading the unsealed section of Goodlands Road.

Policy Requirements
Council Policy 5.9 – Road Classification

Legislative Requirements
Local Government Act 1995

Strategic Implications
The upgrading of Goodlands Road may lead to increased through traffic by heavy haulage vehicles using it as a shortcut from a Federally funded highway (Great Northern Highway) on to a Local Government funded road (unless RRG funds can be obtained) to head south. The upgrading of Goodlands Road would make it an all weather road for heavy haulage vehicles and tourist traffic during the wildflower season.
Sustainability Implications

*Environment*
Extending the seal would reduce the environmental impact by reducing dust on the unsealed section and increasing the period between sourcing gravel for resheeting the pavement surface.

*Economic*
Signed petition received in 1996 with 48 signatures leading to a Community Meeting being held.

*Social (Community Consultation)*
Signed petition received in 1996 with 48 signatures leading to a Community Meeting being held.

Financial Implications
Nil

Voting Requirements
Simple Majority

Officer/Committee Recommendation/Resolution

**MOTION 7627**

Moved  Cr GH Sanderson  Seconded  Cr KL Carter

That the current standard of the unsealed section of Goodlands Road (SLK 48.99 to 70.92) be retained for the foreseeable future.

**CARRIED 8/0**
10.2 Dalwallinu Oval Recycled (Effluent) Water Re-Use Scheme – Irrigation Audit

Applicant: Shire of Dalwallinu  
File No: CS/18  
Previous Meeting Reference: Works and Plant Committee Meeting 19 February 2013  
Attachments: Previously supplied Works and Plant Committee Meeting  
Author: Mr Allister Butcher  
Disclosure of Interest: Nil  
Date of Report: 13 February 2013  
Senior Officer: Mr Peter Crispin

---

**Purpose of Report**  
To receive the Irrigation Audit Report prepared by Irri-Tec Pty Ltd.

**Background**  
In August 2011 The Government of Western Australia passed the Guidelines for the Non-Potable Uses of Recycled Water in Western Australia. These guidelines bring Western Australia in line with the nationally recognised risk management approach pertaining to the use of recycled water. Recycled water is defined as water generated from sewage (including grey water, yellow water, and black water) or from industry that is treated to provide fit-for-purpose water quality for its intended beneficial use.

The Guidelines assist planners, designers, developers and engineers in the areas of development, construction, installation, approval, operation, monitoring and auditing with the ultimate aim of establishing safe and sustainable reuse of waste water. The Guidelines are more stringent than the Guidelines that were in place at the time of the irrigation installation at the Dalwallinu Oval (2006).

On 24 April 2012 Leger Martin of Irri-Tec Pty Ltd was engaged by the Shire to undertake an independent audit on the Shire of Dalwallinu's Effluent Water Re-Use (Irrigation) Scheme. This Audit was undertaken on 2 May 2012 and a subsequent report received at the Shire on 13 June 2012. The audit was undertaken so as to take a pro-active approach with regards to meeting the 'new' Guidelines for the Non-Potable Uses of Recycled Water in Western Australia (2011) so that the Shire of Dalwallinu could be fully informed before any Department of Health audits are undertaken.

The scope of the audit was to provide an irrigation audit and report including upgrade recommendations required on the existing irrigation effluent re-use system to ensure it conforms to the current WA Health Department Standards, Regulations and Guidelines and is efficient in operation with minimum maintenance issues. Irri-Tec are one of the main companies at the forefront dealing with recycled water and have extensive experience in inspecting, installing and upgrading recycled water schemes to Department of Health standards.
The Shire of Dalwallinu has had an indication from the Department of Health that at some point in time in the near future the Department of Health will be carrying out audits on all Shire’s that have an agreement with them for the use of recycled water. The Shire of Dalwallinu has an agreement with the Department of Health regarding the use of recycled water.

Comment
It is recommended that Council make themselves fully aware of all aspects of the Irrigation Audit Report supplied by Irri-Tec as the Department of Health will have the same recommendations (if not more) that the Shire of Dalwallinu will be made to comply with when their report is submitted.

By engaging an independent auditor for the Shire’s recycled water system for the Dalwallinu Ovals the Shire has been pro-active in identifying the deficiencies in the current system (from a health and general efficiency stance) before the Department of Health Western Australia undertakes and submits their own audit and report. The audit and subsequent report was submitted in time for the 2012/13 draft budget deliberations. Funds were included in the Draft 2012/13 Budget for the upgrade of the existing recycled water irrigation system (as per the recommendations in the report) but were withdrawn during budget deliberations.

The Dalwallinu Ovals are used by a large range of community groups including football teams, hockey teams, Dalwallinu District High School, cricket teams and the general public. The Shire of Dalwallinu is obligated to ensure that everything is done to guarantee that the users of the ovals that are irrigated by recycled water are not having their health compromised by the using Shire infrastructure (ovals).

Policy Requirements
Nil

Legislative Requirements
Guidelines for the Non-Potable Uses of Recycled Water in Western Australia (2011); refer attached.

The Health Act 1911 contains a number of provisions that regulate the use of recycled water:

- Section 98 – prohibits sewage being put anywhere unless it is authorised.
- Section 107 – prohibits the use of any apparatus for the treatment of sewage unless approved by the Executive Director of Public Health.
- Section 129 – prohibits the pollution of any water supply.

The Health Act 1911 also contains a number of provisions that regulate the use of recycled water supplies:

- Section 94 - prohibits chemical refuse or any waste that is injurious to health to be disposed in sewers or drains.
- Section 98 – prohibits sewage being put anywhere unless it is authorised.
- Section 107 – prohibits the use of any apparatus for the treatment of sewage unless approved by the Executive Director of Public Health.
- Section 129 – prohibits the pollution of any water supply.
- Section 130 – Riparian rights - Power to prevent water pollution and prosecute people responsible for water pollution.
- Section 131 - The power to close off a water supply that is considered polluted or unfit for human consumption.
Strategic Implications
The submitted report from Irri-Tec provides recommendations that will bring the current recycled water system up to the appropriate health standards and improve the efficiency of the current irrigation system at the Dalwallinu Oval so as to efficiently use the recycled water produced as the Dalwallinu town grows and the recycled water volume produced subsequently increases.

Sustainability Implications

Environment
The submitted report from Irri-Tec provides recommendations that will bring the current recycled water system up to the appropriate health standards and improve the efficiency of the current irrigation system at the Dalwallinu Oval so as to efficiently use the recycled water produced as the Dalwallinu town grows and the recycled water volume produced subsequently increases.

Economic
If the recommendations in the submitted report are addressed that the Shire will have a newly enhanced asset that should have a reduced maintenance cost than the existing infrastructure due to improving the efficiency of the current irrigation system.

Social (Community Consultation)
Nil

Financial Implications
There is no budget in 2012/13 to improve the recycled water irrigation system as per the recommendations in the submitted Irri-Tec report.

Voting Requirements
Simple Majority

Officer/Committee Recommendation/Resolution

MOTION 7628

Moved Cr KL Carter
Seconded Cr GH Sanderson

That the Irrigation Audit and Report as submitted by Irri-Tec dated 18 May 2012 be received.

CARRIED 8/0
10.3 Hourigan Road – Long Term Strategy

Applicant: Shire of Dalwallinu
File No: RO/10
Previous Meeting Reference: October 2012 Works & Plant Committee Meeting Item 6.2 (Discussion Item), Works and Plant Committee Meeting 19 February 2013
Attachments: Previously supplied Works and Plant Committee Meeting
Author: Mr Allister Butcher
Disclosure of Interest: Nil
Date of Report: 14 February 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
The purpose of this report is to determine the long term strategy for Hourigan Road.

Background
Hourigan Road is a road that extends between the Shire of Dalwallinu and the Shire of Wongan – Ballidu. The length of Hourigan Road in the Shire of Dalwallinu is 12.72km (starting at Pithara East Road intersection and finishing at the Shire boundary, 2.60km south of Damboring East Road intersection) with approximately 9.5km in the Shire of Wongan-Ballidu. Hourigan Road is located in the locality of East Damboring.

The current Road Classification as per Council Policy 5.9 (Road Classification) is Class ‘B’ with the following work criteria:

- **Class B – Local Distributor**
  - Arterial route that links Regional Distributors or other high volume heavy haulage routes (unofficial lime routes, a road that is the culmination of Roads of Local Significance, etc)
  - Minimum Standard – 3.7m wide sealed surface, 3m wide shoulders each side of seal, 3% cross-fall & back slopes to be clear of suckers annually.
  - Long Term Development – 3.7m wide seal and 3m wide shoulders each side (10m wide formation)

Hourigan Road is classed as a Roads 2025 road (able to apply for Regional Road Group funding) with a Class ‘B’ designation (the Shire of Wongan-Ballidu’s section of Hourigan Road is also Roads 2025 with a Class ‘B’ designation).

The current standard of Hourigan Road is:

- First 6.12 km (SLK 0.00 to 6.12) from Pithara East Road, is a 10m wide formation with a 9m wide pavement and was last resheeted in 2004.
- The next 4.00km (SLK 6.12 to 10.12) is a 10m wide formation and pavement with a 3.7m wide seal on top. The pavement was constructed in 2005 with the last reseal occurring in 2008.
- The remaining 2.60km (SLK 10.12 to 12.72) is a 10m wide formation and pavement and was last resheeted in 2009.
Hourigan Road had all of the gravel in the unsealed section (total of 8.72km) remixed and water bound (with grader and water truck) commencing 11 September 2012 to improve the shape (bring up to 4-5% cross fall) and improve the rideability of the running surface.

A traffic count was put out for the 2012/13 harvest season (started 12 November 2012 and finished 8 January 2013; located 1km south of Pithara East Road) to gain a peak count. There was a total 1,214 vehicles during the 57 day count, averaging 21.3 vehicles per day (of those 21.3 vehicles per day; 5.1 vehicles were heavy haulage vehicles, semi-trailers and heavier).

Correspondence has been entered in to with the Shire of Wongan-Ballidu with regards to their future plans for their section of Hourigan Road. A number of options were submitted as to which direction the Shire of Wongan-Ballidu wanted to take with Hourigan Road. The response from the Shire of Wongan-Ballidu is that their long term plan for Hourigan Road is to keep the status quo (refer attachment).

Hourigan currently serves as a connecting road between Pithara East Road and Ballidu East Road consequently forming a link for heavy haulage (and smaller vehicles) between Ballidu and Pithara (and/or Kalannie) and town sites (and CBH bins) further out.

The following amount was spent on maintaining Hourigan Road (maintenance grading):

- $0 for 2011/12;
- $7,573.80 for 2010/11; and

Comment
The minimum standard for this road as per the Shire’s Council Policy 5.9 is for Hourigan Road to have a 3.7m wide seal on the entire length. It currently has 4 kilometres sealed to 3.7m wide with the remaining 8.72 kilometres being unsealed to a paved (gravel) surface.

Policy Requirements
Council Policy 5.9 Road Classification.

Legislative Requirements
Local Government Act 1995

Strategic Implications
Hourigan Road currently links Ballidu with Pithara and Kalannie, the upgrade (or downgrading) of Hourigan Road could affect (positive or negative) the volume of traffic that uses this road. Upgrading the road to a 3.7m wide sealed road for Dalwallinu’s section could see a vast increase in traffic using Hourigan Road, or adversely if Hourigan Road is downgraded the traffic volumes would be expected to deteriorate. Dependant on the direction that the Shire takes with the long term strategy could either increase or decrease the maintenance costs for this road in the future.
Sustainability Implications

Environment
The upgrade, or downgrading, of Hourigan Road could affect (positive or negative) the volume of traffic that uses this road. Upgrading the road to a 3.7m wide sealed road for Dalwallinu’s section could see a vast increase in traffic using Hourigan Road, or adversely if Hourigan Road is downgraded the traffic volumes would be expected to deteriorate). As the traffic volume’s increase or decrease affects the environment with less affect on the environment as the traffic volume decreases and vice versa as the traffic volume increases. Sealing the entire length of Hourigan Road (in the Dalwallinu Shire) would greatly decrease the environmental impact (dust reduction and pavement renewal less frequent than resheeting an unsealed road).

Economic
Extending the sealed surface would increase the amount of sealed asset and therefore increase the annual requirements for sealing works (for resealing). Generally, for an unsealed road, as the traffic volumes increase the more maintenance is required (mainly due to loss of fine particles in the gravel by increased dust from extra vehicles).

Social (Community Consultation)
Minimal

Financial Implications
There is no allocation in the 2012/13 Budget for any works for Hourigan Road other than maintenance grading (and sign maintenance).

Voting Requirements
Simple Majority

Officer/Committee Recommendation/Resolution

MOTION 7629
Moved Cr GH Sanderson
Seconded Cr KL Carter

That the current standard of Hourigan Road in the Shire of Dalwallinu be retained and be reviewed on a regular basis.

CARRIED 8/0
10.4 Proposed Council Policy –Sealing Intersections with Sealed Roads

Applicant: Shire of Dalwallinu
File No: RO/5
Previous Meeting Reference: Works & Plant Committee Meeting 19 February 2013
Attachments: Previously supplied Works and Plant Committee Meeting
Author: Mr Allister Butcher
Disclosure of Interest: Nil
Date of Report: 14 February 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
The purpose of this report is to consider a new Council Policy for Sealing Intersections at Sealed Roads.

Background
When vehicles (especially heavy vehicles) come up to and pull away from intersections on unsealed roads as they come from sealed roads the forces placed on the unsealed roads cause Damage to the pavement resulting in corrugations.

Comment
One way of managing the corrugations at these intersections is to install a section of seal on the unsealed road as it approaches the sealed road (refer attachment).

The sealing works for the unsealed roads should only occur at the time of resheeting of the unsealed road to reduce mobilisation and demobilisation costs.

Policy Requirements
This a proposed new Council Policy, no Policy currently exists for this item.

Legislative Requirements
Local Government Act 1995

Strategic Implications
By sealing unsealed roads at intersections with sealed roads will reduce the ongoing maintenance costs.
Sustainability Implications

Environment
By sealing unsealed roads at intersections with sealed roads will reduce the environmental impact by reducing dust and subsequent damage to pavement.

Economic
By sealing unsealed roads at intersections with sealed roads there will be a reduction in maintenance costs for these sections of road.

Social (Community Consultation)
Nil

Financial Implications
There is no current allocation in the 2012/13 budget for these unsealed road upgrade works

Voting Requirements
Simple Majority

Officer Recommendation
That the attached Council Policy - Sealing Intersections at Sealed Roads be adopted.

Committee Recommendation/Resolution

MOTION 7630

Moved   Cr GH Sanderson
Seconded Cr KM McNeill

That this be deferred to the 19 March 2013 Works & Plant Committee Meeting.

CARRIED 8/0
10.5 Proposed Purchase of a New Backhoe With Trade-In

Applicant: Shire of Dalwallinu
File No: PS/7 – Fleet Management (Purchases – Heavy Vehicles
Previous Meeting Reference: Nil
Attachments: Collated Data from Quoting Companies (PRIVATE & CONFIDENTIAL)
Author: Mr Allister Butcher
Disclosure of Interest: Nil
Date of Report: 14 February 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
For Council to determine the successful quoting company for the supply and delivery of one new backhoe with a trade-in vehicle.

Background
On 31 January 2013 quotes were called for the supply and delivery of one new backhoe with a trade-in loader from the Shire. Quotes were called with the E-Quote system from the Western Australian Local Government Association (WALGA) as per the Preferred Suppliers Contract Number TPS 0814 & 0816. Quotes closed on Thursday 15 February 2013 at 5pm.

Quotes were received from the following companies (in no particular order):
- Hitachi (John Deere);
- Komatsu (Komatsu);
- CJD (Volvo);
- Westrac (Caterpillar);
- McIntosh & Son (Case); and
- JCB Construction Equipment (JCB).

Comment
All quotes submitted adhered to the specifications as per the request for quote.

All quotes submitted were outside the amount allocated in the 2012/13 Budget (nett change-over) for the replacement of the Shire’s Backhoe.

Policy Requirements
Council Policy 3.5 – Purchasing Policy

Legislative Requirements
Local Government Act 1995

Strategic Implications
Purchasing of a new backhoe provides the Shire with a new asset with reduced running (and repair) costs when compared to holding on to aging plant.
Sustainability Implications

Environment
The new backhoes are producing fewer emissions (Tier 3) than the older style wheel loaders, making them more environmental friendly.

Economic
The new backhoes are producing fewer emissions (Tier 3) than the older style wheel loaders, making them more environmental friendly.

Social (Community Consultation)
Nil

Financial Implications
Budgeted for in the 2012/13 fiscal year in the Plant Replacement Program, all quotes submitted were outside the allocated budget amount for the nett change-over for the replacement of the Shire’s Backhoe.

Voting Requirements
Simple Majority

Officer Recommendation/Resolution

**MOTION 7631**

Moved Cr KL Carter
Seconded Cr GH Sanderson

That:
1. the Shire of Dalwallinu purchase the Volvo BL71B Backhoe (with hydraulic side shift of backhoe arm) from CJD Equipment Pty Ltd (at 52 Great Eastern Highway, South Guildford W.A. 6055) for the price of $173,477.70 (including GST) with the trade-in of the Shire’s Volvo BL71 Backhoe of $52,800.00 (including GST) for a nett change-over of $120,677.70 (including GST) as per the quote submitted (Ref: 7251.13);

AND

That the Chief Executive Officer be authorised to sign the purchase order for the purchase the Volvo BL71B Backhoe (with hydraulic side shift of backhoe arm) from CJD Equipment Pty Ltd with the trade-in of the Shire’s Volvo BL71 backhoe as per point 1 of this recommendation.

**CARRIED 8/0**
Mr P Morgan returned the Council Chambers at 3.51pm.
Ms DA Fortuin declared an impartiality interest and left Council Chambers at 3.51pm.

11.0 MATTERS FOR CONSIDERATION – COMMUNITY SERVICES

11.1 Use of Performing Arts Room at the Dalwallinu Discovery Centre

Applicant: Rev Dr Gail Smit
File No: CU/1 Customer Service - Requests
Previous Meeting Reference: Community Services & Economic Development Committee Meeting 19 February 2013
Attachments: Previously Supplied in the CS & ED Committee Meeting
Author: Mr Allister Butcher

Disclosure of Interest: Nil
Date of Report: 14 February 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
To consider allowing a casual, non-denominational Christian group to use the Performing Arts Room at the Dalwallinu Discovery Centre in lieu of the Dalwallinu Town Hall.

Background
The Rev Dr Gail Smit is requesting that a casual, non-denominational Christian group (‘the group’) be allowed to use the Performing Arts Room at the Dalwallinu Discovery Centre as the Dalwallinu Town Hall is currently not available.

‘The group’ has been meeting at a private residence for approximately two years and has outgrown this arrangement. The preference for ‘the group’ is to use the Dalwallinu Town Hall which is currently under repair. They have also expressed a desire to conduct youth activities and wish to be able to access and use the three (3) youth space rooms at the front of the Dalwallinu Town Hall.

Comment
Currently it is free to use the Dalwallinu Town Hall for community groups when there is no alcohol involved and no membership or entry fee charged. Given that this facility is not able to be used currently, Council could consider providing the Performing Arts Room under the same conditions in the interim until the Dalwallinu Town Hall is again usable. The existing fees for the Performing Arts Room is $32.50 (including GST) per day.

As no youth activities are currently being undertaken, there are community benefits in the renewed use on the youth rooms for youth meetings and activities

Policy Requirements
Nil
Legislative Requirements
Nil

Strategic Implications
Nil

Sustainability Implications

Environment
There are no known environmental implications.

Economic
There are no known economic implementations.

Social (Community Consultation)
The fees for community use of halls (e.g. Free) was set to encourage usage of these facilities.

Financial Implications
It could be argued that the fee of $32.50 per day is being foregone.

Voting Requirements
Simple Majority

Officer/Committee Recommendation/Resolution

MOTION 7632

Moved Cr IW Hyde
Seconded Cr AR Dickins

That the Rev Dr Gail Smit be advised

1. that the Performing Arts Room at the Dalwallinu Discovery Centre can be used at the same fee scale as the Dalwallinu Town Hall for casual, non-denominational Christian group meetings provided that no other paying bookings have been received (until such times as the Dalwallinu Town Hall is available for use again); and

2. that approval is given for the three (3) youth offices located at the front of the Dalwallinu Town Hall to be used for youth meetings and activities.

CARRIED 8/0
Ms Debbie Fortuin returned to the Council Chambers at 3.54pm.

11.2 Tender 01/13 – 3 3x1 1/2 dwellings - Lot 615 Leahy Street, Dalwallinu

Applicant: Shire of Dalwallinu
File No: CP/1 Council Properties – Dev & Sales
Previous Meeting Reference: Full Council meeting 22 May 2012
Attachments: See separate package
Author: Mr Peter Crispin
Disclosure of Interest: Nil
Date of Report: 21 February 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
For Council to consider the tenders received for the construction of three 3 bedroom, 1 1/2 bathroom dwellings (Tender 01/13).

Background
Council has previously authorised the Chief Executive Officer to prepare appropriate tender documentation and the calling of tenders for the construction of three 3x1 1/2 dwellings. The tender specifications were broadly based to allow for the greatest number of options to be received.

These tenders are presented as part of the tender (01/13) process

Comment
The tender for the construction of the three dwellings at lot 615 Leahy, Street Dalwallinu was advertised in the West Australian on 5 January 2013 closing at 4pm on Wednesday 13 February 2013.

At the closing of the advertising period the Shire had received 11 tenders for the construction of the 3 dwellings, these being from:

- DIXON CONSTRUCTIONS
- TRI NATION STEEL
- FAMLONGA BUILDING
- RUSSELL CLARKE (2 options)
- GOODTHING UNITED
- FORTRESS HOME BUILDING
- RURAL BUILDING COMPANY
- TR HOMES
- HUT CITY PORTABLES
- A & Z PAINTING & DECORATING
- PARADA PTY LTD
The tenders need to be assessed in accordance with the following criteria:

- Relative Experience: 30%
- Key Personnel Skills & Experience: 15%
- Tenderer’s Resources: 35%
- Demonstrated Understanding: 20%

The 2012/13 Budget has allowed the amount of $710,000 plus GST for this project (including connection to services as required)

This includes the Shire allocation from the Royalties for Regions program of $444,735 from the 2011/12.

**Policy Requirements**
Nil

**Legislative Requirements**
Compliance with the Local Government Act and subsidiary legislation

**Strategic Implications**
The 3 dwellings have the potential to be an aid to local business in providing accommodation for their increasing workforces.

**Sustainability Implications**

- **Environment**
  The dwellings will achieve a minimum 6 star energy efficiency with some tenders achieving 8.5 stars.

- **Economic**
  The three dwellings will help to attract further people to the community.

- **Social (Community Consultation)**
  The community have been raising the issue of a shortage of rental house for a number of years.

**Financial Implications**
The 2011/12 budget has provided for $710,000 excluding GST including $444,735 from Royalties for Regions.

**Voting Requirements**
Simple Majority

**Officer Recommendation**
That Tender 01/13 be awarded to ________________________________ for a total cost of $____________ plus GST.
Resolution

MOTION 7633

Moved Cr IW Hyde
Seconded Cr AR Dickins

That Tender 01/13 be awarded to Rural Building Company for a total cost of $945,800.00 (including GST).

CARRIED 8/0
12.0 MATTERS FOR CONSIDERATION – TOWN PLANNING

12.1 Application for Planning Consent to Erect a Trade Sign on the Roof of the Building at Lot 599 Park Drive, Dalwallinu

Applicant: Natalie Campbell
File No: LP/10
Previous Meeting Reference: Community Services & Economic Development Committee Meeting 19 February 2013
Attachments: Previously Supplied in the CS & ED Committee Meeting
Author: Miss Debbie Fortuin
Disclosure of Interest: Nil
Date of Report: 01 February 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
For Council to consider granting planning consent to Natalie Campbell for the erection of a Trade sign on top of the building otherwise known as the “Railway House” Lot 599 Park Drive, Dalwallinu.

Background
The Shire of Dalwallinu has received an application for planning consent from Natalie Campbell who wishes to advertise her food takeaway business from the roof top of the “Railway House” which is now known as the Whistlestop.

Comment
Under the provisions of the Shire of Dalwallinu Town Planning Scheme no.1, any business wishing to advertise in a place other than under the awning of the building is required to seek planning consent from Council. The proposed positioning of the signage will be on top of the roof facing the Park. This will be the business’ main form of advertising for motorists within the townsite. The signage is not within a road reserve therefore Roadside advertising requirements do not apply. The proposed size of the signage is 3.125 square metres. The applicant has not indicated whether or not she wishes to illuminate the sign.

It would be prudent to give consideration to the placement of conditions on any illumination of the signage to address amenity and possible distraction to motorists. Illumination is not likely to cause distraction if the illumination is static and lit in a manner such as uplighting. The applicant would need to seek permission from PTAWA as the property falls within the Railway Reserve. PTAWA have indicated to the applicant that approval would need to be sought from them following Council’s decision.

The proposed signage is in keeping with the general trade signage in the area.
Council has previously given approval for a similar sign to be erected on the east side of the building facing the highway, this request is for the erecting of a sign on the west side of the building facing the park.
Policy Requirements
Nil

Legislative Requirements
Compliance with Shire of Dalwallinu Town Planning Scheme No.1

Strategic Implications
This proposed signage would assist in attracting patronage to the food business and strengthen the economic viability of the business with the resultant flow on benefit to the community. This fits well with Council’s objectives to increase economic capacity and continue to support growth and improvement of amenity.

Sustainability Implications

Environment
There are no known environmental implications.

Economic
The proposed signage would attract travellers to the food business which will strengthen the economic potential of the business.

Social (Community Consultation)
There are no known social implications from this application.

Financial Implications
A planning fee of $152.90 has been received for this application.

Voting Requirements
Simple Majority

Officer/Committee Recommendation/ Resolution

**MOTION 7634**

 Moved Cr IW Hyde
 Seconded Cr J Martin

That Planning Consent be granted to Natalie Campbell to erect a second sign not exceeding 3.125 square meters on the roof of the building situated at lot 599 Park Drive, Dalwallinu, subject to the following conditions:

a. Approval be obtained from PTAWA for the erection of the signage
b. Any illumination proposal be submitted to the Community Service Manager for approval.

CARRIED 8/0
Mr P Morgan left the Council Chambers at 4.04pm and returned at 4.05pm.

12.2 Application for Planning Consent: Lot 72 Woodhouse St. Wubin

Applicant: Greg Rowe and Associates  
File No: LP/10  
Previous Meeting Reference: Community Services & Economic Development Committee Meeting 19 February 2013  
Attachments: Previously Supplied in the CS & ED Committee Meeting  
Author: Debbie Fortuin

Disclosure of Interest: Nil  
Date of Report: 4 February 2013  
Senior Officer: Mr Peter Crispin

Purpose of Report
For Council to consider granting planning consent to Greg Rowe and Associates for the development of a Transport Depot at Lot 72 Woodhouse Street, Wubin.

Background
The Shire of Dalwallinu has received an application for planning consent from Greg Rowe and Associates on behalf of Linfox Property Group Pty Ltd to develop a Truck Depot at Lot 72 Woodhouse Street, Wubin.

Comment
The proposed Transport Depot will constitute the following:
- Site Office (transportable building with office and ablutions)
- Amenities
- Shade Sail
- Hardstand area to be used for road train parking, truck/trailer storage and transfer
- Fuel storage area, comprising 80 000L diesel self bunded tank
- Five drainage swales to capture and distribute water runoff
- Road base, bitumen and concrete paved areas for vehicular access and egress and to facilitate manoeuvrability within the site
- Lighting
- Landscaping
- Perimeter fencing with 3 access gates

Lot 72 Woodhouse street, Wubin, is zoned a townsite under the Shire of Dalwallinu’s Town Planning Scheme no.1. Accordingly, the activity of a Transport Depot is permitted at Council’s discretion. The town planning scheme lists the objectives of the activity use within the zone as follows:
- To maintain a small town atmosphere
- To maintain the status quo of uses within the zone
- To allow a variety of uses necessary to service the normal functions of a small townsite.

The proposed activity meets these objectives as it does not detract from the general activity within the townsite and is in close proximity to the Road Train Assembly area.
The proposed development is on the fringe of the town, and the activity would not significantly alter the current activities within the Town. Rather, it strengthens the current transport servicing industry 'flavour' of the town.

The proposal outlines the mitigation measures to control noise and dust by retaining a 10 m buffer that will be landscaped along the Woodhouse street side of the boundary. The prevailing wind is a westerly wind, which will additionally direct any noise away from the residential areas. The proposed development is in close proximity to the MRWA road train assembly area and the proposed activity will not be adding additional trucking traffic to the area but simply redirecting their trucks to their own depot rather than using MRWA road train assembly area. Vehicle access from the Greater Northern Highway will also assist in mitigating these factors.

Currently Lot 72 Woodhouse Street, Wubin, is a Reserve 17931 and is a total land area of 3.966 hectares. It is land belonging to the Department for Planning and Infrastructure and has a managing order favouring the Shire of Dalwallinu for the purposes of Recreation and Caravan Park. The Shire has indicated it has no intention of utilising this land as a Caravan Park. Linfox Property Group Pty Ltd is therefore negotiating the purchase of Lot 72 Woodhouse Street, Wubin. The Department of Regional Development and Lands, has endorsed the Planning Application form as the current landowner.

The Shire has indicated during initial discussions with the applicant that the water tank and standpipe on the northern boundary is to be retained and continued to be made available for public use. A condition has been recommended to ensure that this requirement is upheld.

**Policy Requirements**
Nil

**Legislative Requirements**
Compliance with Shire of Dalwallinu Town Planning Scheme No.1

**Strategic Implications**
The proposed development fits well with Council's objectives to increase economic capacity and continue to support the transport industry within the town of Wubin.
Sustainability Implications

Environment
The development is incorporating mitigating measures to ensure noise, dust and light spill remains within acceptable limits.

Economic
The development will improve the economic potential of the area as it has potential to attract additional support services and housing for staff.

Social (Community Consultation)
There are no known social implications from this application.

Financial Implications
This application attracts a planning fee of $9830.00

Voting Requirements
Simple Majority

Officer/Committee Recommendation
That Planning Approval be granted to Greg Rowe and Associates acting on behalf of Linfox Property Group Pty Ltd, for the development of a Transport Depot at Lot 72 Woodhouse Street, Wubin as per the planning application submitted on 25 January 2013, subject to the following:

- The water tank and standpipe be retained with continued easy accessibility for public use

Resolution

**MOTION 7635**

Moved Cr IW Hyde
Seconded Cr KL Carter

That Planning Approval be granted to Greg Rowe and Associates acting on behalf of Linfox Property Group Pty Ltd, for the development of a Transport Depot at Lot 72 Woodhouse Street, Wubin as per the planning application submitted on 25 January 2013, subject to the following:

- The water tank and standpipe be retained with continued easy accessibility for public use
- A noise management, dust management and landscape plan be submitted to the Council prior to development commencing.

CARRIED 8/0
Mr P Morgan left the Council Chambers at 4.07pm.

12.3 Subdivision: Lot 2437 Bell Road, Dalwallinu

Applicant: Western Australian Planning Commission
File No: LP/11
Previous Meeting Reference: Ordinary Council Meeting (20 December 2011);
Community Services & Economic Development Committee Meeting 19 February 2013
Attachments: Previously Supplied in the CS & ED Committee Meeting
Author: Miss Debbie Fortuin
Disclosure of Interest: Nil
Date of Report: 31 January 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
For Council to consider an application by Crossland and Hardy PTY LTD to the Western Australian Planning Commission to subdivide Lots 11, 2437 and 1892 Bell Road, McLevie.

Background
Crossland and Hardy PTY LTD have applied to the Western Australian Planning Commission on behalf of Co-operative Bulk Handling LTD and McNeill and Son PTY LTD to subdivide Lots 11, 2437 and 1892 Bell Road, McLevie. This is to accommodate the extension of the Bulk Bins undertaken in December 2011.

Comment
During the 20 December 2011 Full Council meeting, Council approved the application for planning consent by CBH LTD to construct additional bulk bins on Lot 1892 Bell Road, which is land belonging to McNeill and Son PTY LTD. This request is to subdivide the land on which the Bulk Bins are situated, onto a separate Lot namely Lot 2437 Bell Road, McLevie.

Policy Requirements
Nil

Legislative Requirements
Planning and Development Act 2005
Planning and Development (Consequential and Transitional Provisions) Act 2005

Strategic Implications
Nil
Sustainability Implications

Environment
As the development of this land has already taken place, there are no environmental implications.

Economic
There are no known economic implications.

Social (Community Consultation)
There are no known social implications from this application.

Financial Implications
Nil

Voting Requirements
Simple Majority

Officer Recommendation
That the Western Australian Planning Commission be advised that the Shire of Dalwallinu has no objection to the proposed subdivision of Lots 11, 2437 and 1892 Bell Road, McLevie

Committee Recommendation/Resolution

<table>
<thead>
<tr>
<th>MOTION 7636</th>
</tr>
</thead>
<tbody>
<tr>
<td>Moved       Cr IW Hyde</td>
</tr>
<tr>
<td>Seconded    Cr AR Dickins</td>
</tr>
</tbody>
</table>

That the Western Australian Planning Commission be advised that the Shire of Dalwallinu has no objection to the proposed subdivision of Lots 11, 2437 and 1892 Bell Road, McLevie into lots 12 and 9002 Bell Road McLevie.

CARRIED 8/0
13.0 MATTERS FOR CONSIDERATION – HEALTH AND BUILDING

13.1 Building Approvals

Applicant: Shire of Dalwallinu
File No: DB/1 Development & Building Controls
Previous Meeting Reference: CS and ED Committee Meeting
Attachments: Previously supplied at the CS & ED Committee Meeting
Author: Miss Debbie Fortuin

Disclosure of Interest: Nil
Date of Report: 03 February 2012
Senior Officer: Mr Peter Crispin

Purpose of Report
For Council to consider receiving building approvals report made by the Shire of Dalwallinu Building Surveyor under Councils delegated authority.

Background
The Shire’s Building Surveyor has received delegated authority to approve building applications on behalf of Council. The Shire of Dalwallinu’s Building Surveyor has a responsibility to advise Council on a regular basis on the building approvals issued under this delegated authority.

Comment
A list of building approvals for the months of December 2012 and January 2013 is herewith attached for Council information.

Building running totals are as follows:

Residential: $1,654,561.00
Industrial: $164,319.00

Policy Requirements
Nil

Legislative Requirements
Section 374 Local Government (Miscellaneous Provisions) Act 1960

Strategic Implications
Nil
Sustainability Implications

Environment
Nil

Economic
Nil

Social (Community Consultation)
Nil

Financial Implications
Nil

Voting Requirements
Simple Majority

Officer/Committee Recommendation/Resolution

**MOTION 7637**

Moved Cr IW Hyde
Seconded Cr KM McNeill

That the report detailing building approvals for the months of December 2012 and January 2013 be received.

CARRIED 8/0
13.2 Old Telecentre Building

Applicant: Shire of Dalwallinu
File No: CP 12/ Council Properties - Maintenance
Previous Meeting Reference: Community Services and Economic Development Committee Meeting 19 February 2013
Attachments: Previously Supplied CS & ED Committee Meeting
Author: Debbie Fortuin

Disclosure of Interest: Nil
Date of Report: 21 January 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
For Council to consider whether to upgrade the power board in the Old Telecentre Building or to disallow the use of the building altogether.

Background
The Shire of Dalwallinu owns the Old Telecentre Building which it currently offers free of charge for use by the members of the community to run an opshop.

Comment
Recently it was reported by one of the opshop volunteers that there was no power to the old telecentre. The electrician was asked to attend and ascertain the problem which turned out to be a faulty switch which was repaired at minimum cost. The electrician however, raised the concern that the power board does not meet current standards and does not have RCD’s installed. It was also pointed out that should a fire break out under the current circumstances, that Council would be held liable as we have permitted occupation of a building that does not meet the code. Council needs to consider whether to close the building and not permit occupancy or whether to upgrade the power board at a cost of $980.15.

Policy Requirements
Nil

Legislative Requirements
Compliance with the Australian New Zealand Standard Electrical Rules

Strategic Implications
Nil
Sustainability Implications

*Environment*
There are no known environmental implications.

*Economic*
There are no known economic implications.

*Social (Community Consultation)*
A local not-for-profit community group currently use the building twice a week and would be impacted by a closure.

Financial Implications
It would cost $980.15 to upgrade the power board.

Voting Requirements
Absolute Majority

Officer Recommendation
That the power board at the Old Telecentre be upgraded at an unbudgeted cost of $980.15

Or
The Old Telecentre be closed to public use and the opshop operators be given notice to vacate.

Committee Recommendation/Resolution

<table>
<thead>
<tr>
<th>MOTION 7638</th>
</tr>
</thead>
<tbody>
<tr>
<td>Moved</td>
</tr>
<tr>
<td>Seconded</td>
</tr>
</tbody>
</table>

That the power board at the Old Telecentre be upgraded at an unbudgeted cost of $980.15

CARRIED BY ABSOLUTE MAJORITY 8/0
13.3 Dalwallinu Town Hall Damp Issues

Applicant: Shire of Dalwallinu
File No: CP12V2
Attachments: Building Surveyor’s Report, Excerpt from the Heritage Plan for Dalwallinu Town Hall
Author: Debbie Fortuin
Disclosure of Interest: Nil
Date of Report: 01 February 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
For Council to consider the engaging of the Heritage Architect, Laura Gray to provide an updated report on remedial action to be taken to repair the Dalwallinu Town Hall.

Background
The Dalwallinu Town Hall’s floor began lifting some months ago due to what was thought to be a problem with dampness. The floor boards were lifted and repaired and confirmed very damp soil below the floor and the growth of mould on the underside of the floor boards. Further investigation noted the downpipes from the roof of the hall had not been piped away from the building and the sub-floor ventilation had been built in when the amphi-theatre was built and the whole area paved. Allowance had been made in the budget to redirect the water from the downpipes and to install subsurface drainage to drain away any water coming off the incline from the amphi-theatre. However, before any of this work could be undertaken, the problem with the floor buckling has re-occurred only months after the initial event.

A number of actions have been undertaken following on from the 21 August 2012 and 18 September 2012 Community Services and Economic Development Committee Meetings, and the Full Council Meeting of 25 September 2012, 23 October 2012 and 27 November 2012, namely:

- Floor Boards have been lifted
- Dehumidifier Fans had been installed for a period of 10 days
- Floor Air vents have been re-installed
- Quotes have been obtained from a Damp expert
- A Building Surveyor Report has been submitted
- The Heritage Advisor to the Wheatbelt has been consulted
- Water pH and Salinity tests have been taken
- The closed stormwater system has been investigated by the local plumber
- The down pipes to the north of the hall has been connected to stormwater
- The down pipes to the south of the building have been redirected to street stormwater
- The stormwater system to the north of the building has been redirected to bypass a suspected leaking pipe.
While the closed stormwater system appeared not to be leaking during initial investigations, it was subsequently discovered after a dry spell followed by a wet spell that the system had indeed lost its pressure indicating a leak. The paving along the side where the leak was suspected to be was lifting indicating damp clay conditions below. The local plumber was consulted and was in agreement that this was the case. A plan was then devised to cap and bypass the suspected leaking pipe which would work out cheaper than digging the pipe up and relaying. The Maintenance Team has now fixed that problem.

Laura Gray, the Heritage Architect has been contacted and the issues currently being experienced with the building discussed with her. She advised that she would need to undertake a site visit and provide an updated report which Council would then be able to submit as part of an application to the Lotteries West Grant Funding Scheme. Her quote includes the fees of her associate consultants who will accompany her and have experience in Heritage Restoration projects in terms of building and engineering. The focus of Laura and her associates is to rehabilitate and restore heritage buildings and I attach a copy of her credentials for consideration. Laura has quoted us $7370.00 which includes travel for three, expert advice and the compilation of a detailed report.

Council deferred a decision at the 27 November 2012 Full Council Meeting as follows:

**MOTION 7587**

Moved Cr IW Hyde  
Seconded Cr AR Dickins

That the previous motion (MOTION 7565) that Quotes be obtained to employ the services of a Leak Detection Plumber to ascertain whether the fire hydrant is leaking and the possible cause of the damp issues be rescinded.

**CARRIED BY ABSOLUTE MAJORITY 9/0**

**MOTION 7588**

Moved Cr IW Hyde  
Seconded Cr AR Dickins

That Laura Gray be engaged at an unbudgeted cost of $7370.00 (incl.GST) to prepare an updated Heritage plan for the reinstatement of the Town Hall.

**PROCEDURAL MOTION 7589**

Moved Cr SC Carter  
Seconded Cr GH Sanderson

That this item be deferred to the February 2013 Ordinary Meeting of Council

**CARRIED 7/2**
Comment
While we feel we have identified the main source of the water ingress, the remaining issue of the safety and stability of the building and whether or not further damp proofing will be required are yet to be addressed and expert advice is required to confirm or discount these matters. The author of this report has certain legal obligations under the Health Act 1911 to ensure public safety, as follows:

Section 79 of the Health Act 1911 states the following:
(3) If it appears to an authorised person that –
(dd) whether or not a valid certificate of approval is issued in respect of a public building, the public building is unsafe or unsuitable for the use to which it is being put, or is about to be put, then the authorised person may do any one or more of the following:
(a) Close, or cause the closing of the doors of the public building;
(d) direct the occupier, owner or person in charge of the public building to comply with the following requirement –
(i) to close the public building;

The author of this report is an Authorised person under the Health Act 1911 and as such is of the opinion, following discussions with and a report by the Building Surveyor and personal observations of the state of the building that there is a strong possibility that the structural stability has been significantly compromised. It is therefore in the author’s view not safe in terms of Section 79(3)(dd) and would require an expert opinion to confirm or discount this assessment prior to us permitting public access. A copy of the Building Surveyors Report is attached for Council’s Consideration.

Of note the Dalwallinu Town Hall Conservation Management Plan that had been developed in June 2008, by the Heritage Architect, Laura Gray, outlined the issues relating to damp rising. That plan recommended that a closed storm water system be installed, and it was that system that had subsequently failed, leading to the current condition of the Hall. The plan also outlines the need to facilitate sub-floor ventilation and to regrade the perimeter to ensure the fall is away from the building and that subsoil drains be installed. The plan recommended that the rising damp situation be fully investigated. The relevant section from this plan is attached for your information.

The hiring of the services of the Heritage Architect, Laura Gray, would be beneficial from the point of view, that she undertakes site visits with engineering and building consultants who would not only be able to provide expert opinion on the structural integrity of the building but the best way to fix it. She would provide us with an updated report, that would be acceptable to the Lotteries West Grant Funding Scheme, which would assist in meeting the criteria necessary to attract funding. Laura Gray has undertaken a Heritage Assessment previously for the Shire, in 2008, but given that the building has had significant water damage and movement, an updated report would be required.

Policy Requirements
Nil

Legislative Requirements
Compliance with Heritage requirements
Strategic Implications
Nil

Sustainability Implications

Environment
There are no known environmental implications.

Economic
Improved land value.

Social (Community Consultation)
The Hall is used for a number of community functions and as such should be preserved.

Financial Implications
The additional cost of getting a report completed on the condition and required action would be $7,370 (including GST).

Voting Requirements
Absolute Majority

Officer/Committee Recommendation/Resolution

**MOTION 7639**

Moved Cr IW Hyde
Seconded Cr WM Dinnie

That Heritage consultant Laura Gray be engaged at an unbudgeted cost $7370.00 (including GST) to prepare an updated Heritage plan for the re-instatement of the Dalwallinu Town Hall.

CARRIED BY ABSOLUTE MAJORITY 8/0
13.4  Application for Itinerant Permit

Applicant:  Mrs A. Crnobrnja  
File No:  PH 21 Permits – Itinerant Food Vendor  
Previous Meeting Reference:  Community Services & Economic Development Committee Meeting 19 February 2013  
Attachments:  Previously Supplied in the CS & ED Committee Meeting  
Author:  Miss Debbie Fortuin  
Disclosure of Interest:  Nil  
Date of Report:  05 February 2013  
Senior Officer:  Mr Peter Crispin

---

Purpose of Report
For Council to consider granting an amendment to the itinerant permit held by Amanda Crnobrnja to trade take aways foods from a food van.

Background
The Shire of Dalwallinu has received 4 letters requesting 4 amendments to the itinerant trade permit held by Amanda Crnobrnja to trade take away foods from a food van. The amendments sought were:

1. To trade on the Main Roads Parking Bay, with amended permit conditions (letter dated 31/01/2013).
2. To trade in the industrial areas, the residential areas, any building sites, and anywhere else in the Shire (letter dated 31/01/2013).
3. To permit a delivery service (letter dated 31/01/2013).
4. To extend the trading hours to beyond the 8pm stipulated in the current permit (letter dated 08/02/2013).
Comment
During the Full Council Meeting on 20 December 2012, Council passed the following motion with regards to the itinerant trade permit:

MOTION 7609
Moved Cr KM McNeill
Seconded Cr AR Dickins
1). That a permit be granted to Mrs A. Crnobrnja to trade a food take aways mobile van unit at the following locations:
I. The Dalwallinu Industrial Area,
II. The Pithara and McLevie Wheat Bins,
III. The recreational areas within the Shire of Dalwallinu
Between the hours of 6am to 8pm, 7 days a week subject to the following conditions:
(a) The food van meets the provisions of the Food Act 2008;
(b) The applicant provides each employee with a letter of authority to trade on her behalf, when employing someone;
(c) The applicant is prohibited from placing signage, or lighting or music that could cause a distraction to motorists;
(d) The applicant submits a management plan acceptable to the Community Services Manager to deal with potential litter and staff toileting matters;
(e) That the applicant is permitted to trade within the Recreational Areas of the Shire of Dalwallinu by invitation only;
(f) That written permission is obtained from any business in the Industrial and Wheatbins sites where the van will be in close proximity to that business; and
(g) The applicant holds current risk insurance.
AND
2). That the applicant seeks Main Road approval for trading at parking bay locations along the Great Northern Highway prior to those locations being added to the permit.

One of the trading locations that the applicant initially sought, namely to trade at the Wheatbins and at parking bays along the Greater Northern Highway, has officially been declined by Main Roads. On further discussions with Main Road, by the applicant and subsequently by the reporting officer, Main Roads have explained that as a blanket rule of thumb they never approve any application to trade on the Road Reserves. One of the reasons for this is that they do not want to be seen to bias any one particular trader. They are happy to permit trading on the highway unofficially, as it has the benefits of encouraging people to stop and rest and helps alleviate driver fatigue. They will however, follow up any complaints in relation to traders on a road reserve and will stop the activity if the trader is not abiding by their requirements. Main Roads suggested we change the wording on our conditions to the effect that traders are permitted to trade in the areas requested within the road reserve, provided they comply with the Main Roads WA requirements.

Further to this the applicant wishes to be able to trade in any area including industrial, commercial areas, residential areas, building sites and anywhere else within the Shire without restriction. The applicant wishes to be able to deliver any ready made goods to any property within the Shire.

In terms of the ability to trade anywhere within the Shire within the Public Domain, Council have discretion on this as per the Shire of Dalwallinu’s Activities on thoroughfares and trading in thoroughfares and public places local law.
The Shire of Dalwallinu’s Activities on thoroughfares and trading in thoroughfares and public places local law applies. This bylaw states that Council is to have regard to the following in determining the application for a permit:

a) Any relevant policies of the local government
b) The desirability of the proposed activity
c) The location of the proposed activity
d) The principles set out in the Competition Principles Agreement and
e) Such other matters as the local government may consider to be relevant in the circumstances of the case.

The local government may refuse to approve an application for a permit under the Division on any one or more of the following grounds –

a) That the applicant has committed a breach of any provision of this local law or of any written law relevant to the activity in respect of which the permit is sought;
b) That the applicant is not a desirable or suitable person to hold a permit;
c) That –
   I. The applicant is an undischarged bankrupt or is in liquidation
   II. The applicant has entered into any composition or arrangement with creditors or
   III. A manager, an administrator; a trustee, a receiver, or a receiver and manager
        has been appointed in relation to any part of the applicant’s undertakings or
        property, or
   d) Such other grounds as the local government may consider to be relevant in the circumstances of the case.

6.6 Conditions of permit

1) If the local government approves an application for a permit under this Division subject to conditions, those conditions may include:
   a. The place, the part of the district, or the thoroughfare to which the permit applies
   b. The days and hours during which a permit holder may conduct a stall or trade
   c. The number, type, form and construction as the case may be or any stand, table, structure or vehicle which may be used in conducting a stall or in trading;
   d. The goods or services in respect of which a permit holder may conduct a stall or trade
   e. The number of persons and the names of persons permitted to conduct a stall or trade
   f. The requirement for personal attendance at the stall or the place of trading by the permit holder and the nomination of assistants, nominees or substitutes for the permit holder
   g. Whether and under what terms the permit is transferable
   h. Any prohibitions or restrictions concerning the-
      i. Causing or making of any noise or disturbance which is likely to be a nuisance to persons in the vicinity of the permit holder
      ii. The use of amplifiers, sound equipment and sound instruments
      iii. The use of signs and
      iv. The use of any lighting apparatus or device
   i. The manner in which the permit holders name and other details of valid permit are to be displayed
   j. The care, maintenance and cleansing of the stall or any structure used for trading and the place of the stall or any structure
   k. The vacating of the place or a stall or trading when the stall is not being conducted or trading is not being carried on,
   l. The acquisition by the stall holder or trader of public risk insurance
   m. The period for which the permit is valid and
   n. The designation of any place or places where trading is wholly or from time to time prohibited by the local government.
2) Where a permit holder by reason of illness, accident or other sufficient cause is unable to comply with this local law, the local government may at the request of that permit holder authorize another person to be a nominee of the permit holder for a specific period, and this local law and the conditions of the permit shall apply to the nominee as if he or she was the permit holder.

Council has the ability to determine the place, the part of the district, or the thoroughfare to which the permit applies in terms of public places where trade is permitted. Council has approved a number of locations as per the previous resolution and it is a reasonable undertaking for Council to outline the public places it wishes to permit trade. It is therefore reasonable that the previously approved locations remain unchanged, given that the applicant is able to trade on any private property within the Shire as outlined below.

In terms of the delivery of ready-made items to any private property, there is nothing in the Local Laws to state that this cannot be done. This is because essentially the transaction takes place on the private property not on the van which may or may not be stationary and parked in a public place. Essentially the permit holder could make the goods at an approved location and deliver it to any private property in the Shire provided the transaction takes place on that property. The van itself is set up to be able to undertake deliveries while keeping food at the desired temperatures and therefore would not be contravening the Food Act 2008.

In addition to this if the applicant were to stand on private property and trade there, that is also something that is outside the constraints of the local law and the applicant is entitled to do that. Basically by trading on private property the applicant is able to trade on any residential, commercial or building site as requested in their correspondence and this distinction is not required to be captured in the permit as the permit only relates to public places.

Furthermore the applicant also wishes to extend the trading hours originally approved to beyond the 8pm deadline. It is the reporting officer's proposal that the trading hours be extended to midnight, 7 days a week so as to permit the applicant to service the passing trucks after existing businesses have closed.

Policy Requirements
Nil

Legislative Requirements
Compliance with Shire of Dalwallinu’s Activities on thorough fares and trading in thorough fares and public places local law.

Strategic Implications
Nil
Sustainability Implications

Environment
The applicant has submitted a management plan to deal with any potential littering issues.

Economic
There are no known economic implications.

Social (Community Consultation)
There are no known social implications from this application.

Financial Implications
Nil

Voting Requirements
Simple Majority

Officer Recommendation
1). That a permit be granted to Mrs A. Crnobrnja to trade a food take aways mobile van unit at the following locations:
   I. The Dalwallinu Industrial Area,
   II. The Pithara and McClevie Wheat Bins
   III. The recreational areas within the Shire of Dalwallinu
   IV. Main Roads controlled Parking Bays and Reserves within the Shire of Dalwallinu
   V. Delivery only of any ready made goods to private properties within the Shire

   Between the hours of 6am to midnight, 7 days a week subject to the following conditions:
   I. The food van meets the provisions of the Food Act 2008
   II. The applicant provides each employee with a letter of authority to trade on her behalf, when employing someone;
   III. The applicant is prohibited from placing signage, or lighting or music that could cause a distraction to motorists
   IV. The applicant submits a management plan acceptable to the Community Services Manager to deal with potential litter and staff toileting matters.
   V. That the applicant is permitted to trade within the Recreational Areas of the Shire of Dalwallinu by invitation only
   VI. That written permission is obtained from any business in the Industrial and Wheatbins sites where the van will be in close proximity to that business.
   VII. The applicant holds current risk insurance.
   VIII. The applicant may deliver ready-made food to any property within the Shire of Dalwallinu, provided the transaction takes place on the private property
   IX. Transactions undertaken within the terms of a delivery service to be undertaken on private property only

AND

2). That the any trade on Main Roads Reserves must comply with Main Roads WA requirements.
MOTION 7640

Moved Cr IW Hyde
Seconded Cr WM Dinnie

1). That a permit be granted to Mrs A. Crnобрнja to trade a food take aways mobile van unit at the following locations:
   I. The Dalwallinu Industrial Area,
   II. The Pithara and McClevie Wheat Bins
   III. The recreational areas within the Shire of Dalwallinu
   IV. Delivery only of any ready made goods to private properties within the Shire

Between the hours of 6am to midnight, 7 days a week subject to the following conditions:

   I. The food van meets the provisions of the Food Act 2008
   II. The applicant provides each employee with a letter of authority to trade on her behalf, when employing someone;
   III. The applicant is prohibited from placing signage, or lighting or music that could cause a distraction to motorists
   IV. The applicant submits a management plan acceptable to the Community Services Manager to deal with potential litter and staff toileting matters.
   V. That the applicant is permitted to trade within the Recreational Areas of the Shire of Dalwallinu by invitation only (such as the host/event organizer).
   VI. That written permission is obtained from any business in the Industrial and Wheatbins sites where the van will be in close proximity to that business.
   VII. The applicant holds current risk insurance.
   VIII. The applicant may deliver ready-made food to any property within the Shire of Dalwallinu, provided the transaction takes place on the private property
   IX. Transactions undertaken within the terms of a delivery service to be undertaken on private property only

AND

2). That any trade on Main Roads Reserves must comply with Main Roads WA requirements.

CARRIED 8/0
14.0 MATTERS FOR CONSIDERATION – ECONOMIC DEVELOPMENT

There were no agenda items for this section
Mr P Morgan returned to the chambers at 4.14pm.

15.0 MATTERS FOR CONSIDERATION – FINANCE

15.1 Monthly Financial Statements for December 2012

Applicant: Shire of Dalwallinu
File No: FM/6 - Expenditure Reports
Previous Meeting Reference: Finance & Audit Committee 19 February 2013
Attachments: Previously Supplied F& A Committee Meeting
Author: Miss Hanna Kirveslahti
Disclosure of Interest: Nil
Date of Report: 25 January 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
For Council to receive the Financial Reports for the month ending 31 December 2012.

Background
There is a statutory requirement that Financial Reports be recorded in the Minutes of the meeting to which they are presented. The Financial Reports, as circulated, give an overview of the current financial position of the Shire and the status of capital income and expenditure.

Comment
Financial Reports as at last day of business of the previous month are appended, for the period ending 31 December 2012.

Attached for Council’s consideration are:

- Statement of Financial Activity
- Variance Reports
- Investments Held
- Bank Reconciliations

As per Council resolution, all items that have a variance of more than $5,000 have been noted on the variance reports.

Policy Requirements
Nil

Legislative Requirements
Local Government Act 1995 s1.3 (2) (c)
Local Government (Financial Management) Regulations 1996, s34 (1)
Local Government (Financial Management) Regulations 1996, s19 (1) (2)
Local Government (Financial Management) Regulations 1996, s34 (2)

Strategic Implications
Nil

Sustainability Implications
Nil

Environment
Nil

Economic
Nil

Social (Community Consultation)
Nil

Financial Implications
Nil

Voting Requirements
Simple Majority

Officer/Committee Recommendation/Resolution

**MOTION 7641**

Moved Cr KL Carter

Seconded Cr KM McNeill

That the Financial Reports as submitted for the six (6) months ending 31 December 2012 be accepted.

CARRIED 8/0
15.2 Monthly Financial Statements for January 2013

Applicant: Shire of Dalwallinu
File No: FM/6 - Expenditure Reports
Previous Meeting Reference: Finance & Audit Committee 19 February 2013
Attachments: Previously Supplied F& A Committee Meeting
Author: Miss Hanna Kirveslahti
Disclosure of Interest: Nil
Date of Report: 15 February 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
For Council to receive the Financial Reports for the month ending 31 January 2013.

Background
There is a statutory requirement that Financial Reports be recorded in the Minutes of the meeting to which they are presented. The Financial Reports, as circulated, give an overview of the current financial position of the Shire and the status of capital income and expenditure.

Comment
Financial Reports as at last day of business of the previous month are appended, for the period ending 31 January 2013.

Attached for Council’s consideration are:

- Statement of Financial Activity
- Variance Reports
- Investments Held
- Bank Reconciliations

As per Council resolution, all items that have a variance of more than $5,000 have been noted on the variance reports.

Policy Requirements
Nil

Legislative Requirements
Local Government Act 1995 s1.3 (2) (c)
Local Government (Financial Management) Regulations 1996, s34 (1)
Local Government (Financial Management) Regulations 1996, s19 (1) (2)
Local Government (Financial Management) Regulations 1996, s34 (2)
Strategic Implications
Nil

Sustainability Implications

    Environment
    Nil

    Economic
    Nil

    Social (Community Consultation)
    Nil

Financial Implications
Nil

Voting Requirements
Simple Majority

Officer/Committee Recommendation/Resolution

|MOTION 7642|

Moved       Cr KL Carter  
Seconded    Cr KM McNeill  

That the Financial Reports as submitted for the seven (7) months ending 31 January 2013 be accepted.  

CARRIED 8/0
Mr A Butcher left the Council Chambers at 4.16pm.

15.3 Accounts for Payment for December 2012

<table>
<thead>
<tr>
<th>Applicant:</th>
<th>Shire of Dalwallinu</th>
</tr>
</thead>
<tbody>
<tr>
<td>File No:</td>
<td>Accounts for Payment for December 2012</td>
</tr>
<tr>
<td>Previous Meeting Reference:</td>
<td>Finance &amp; Audit Committee 19 February 2013</td>
</tr>
<tr>
<td>Attachments:</td>
<td>Previously Supplied F&amp;A Committee Meeting</td>
</tr>
<tr>
<td>Author:</td>
<td>Miss Hanna Kirveslahti</td>
</tr>
<tr>
<td>Disclosure of Interest:</td>
<td>Nil</td>
</tr>
<tr>
<td>Date of Report:</td>
<td>8 January 2013</td>
</tr>
<tr>
<td>Senior Officer:</td>
<td>Mr Peter Crispin</td>
</tr>
</tbody>
</table>

**Purpose of Report**
For Council to consider the acceptance and approval of the Schedule of Accounts for Payment

**Background**
A list of invoices paid for the month of December 2012 from the Municipal Account, to the sum of $83,534.29 & $10.00 paid by cheque and $508,555.66 paid by EFT are attached, together with a list of Bank Fees, Payroll and Direct Debit Payments. These payments total $750,941.90. In addition, payments of $61,269.90 were made from the Trust Account. The total payments from all accounts being $812,211.80 have been listed for Council’s ratification.

**Comment**
In accordance with the requirements of the Local Government Act 1995 a list of accounts paid, by approval of the Chief Executive Officer under the Council’s delegated authority, is to be completed for each month showing:

- The payees names
- The amount of the payments
- Sufficient information to identify the payment
- The date of the payment

The attached list meets the requirements of the Financial Regulations.

In addition to the above statutory provisions, Financial Management Regulation Section 13(4) requires “the total of other outstanding accounts be calculated and a statement be presented to Council at the next Council meeting”.

**Policy Requirements**
Nil

**Legislative Requirements**
Local Government (Financial Management) Regulations Act 1996, Regulation 12; and Regulations 13(3) (a) (b); 13(1); and 13(4).

**Strategic Implications**
Nil
Sustainability Implications

*Environment*
Nil

*Economic*
Nil

*Social (Community Consultation)*
Nil

Financial Implications
Account payments are in accordance with the adopted budget for 2012/13 or authorized by separate resolution.

Voting Requirements
Simple Majority

Officer/Committee Recommendation/Resolution

**MOTION 7643**

Moved Cr KL Carter
Seconded Cr KM McNeill

That in accordance with the requirements of section 13(1), 13(3) and 13(4) of the Local Government (Financial Management) Regulations 1996 a list of payments made in December 2012 under the CEO’s delegated authority is endorsed in respect to the following Bank accounts:

(a) Municipal Fund Account totalling $750,941.90 consisting of

- Cheque Numbers 33918-33942 $83,534.29
- Cheque Number (Nov 2012) 33917 $10.00
- Electronic Fund Transfers 781-849 $508,555.66
- Electronic Fund Transfers Payroll $158,375.00
- Bank Fees $466.95

(b) Trust Account payments totalling $61,269.90 consisting of

- Cheque Numbers $0.00
- Direct Debits $61,269.90

*CARRIED 8/0*
Mr A Butcher returned to the Council Chambers at 4.17pm.

15.4 Accounts for Payment for January 2013

Applicant: Shire of Dalwallinu
File No: FM/6 - Expenditure Reports
Previous Meeting Reference: Finance & Audit Committee Meeting 19 February 2013
Attachments: Previously Supplied F&A Committee Meeting
Author: Miss Hanna Kirveslahti

Disclosure of Interest: Nil
Date of Report: 12 February 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
For Council to consider the acceptance and approval of the Schedule of Accounts for Payment

Background
A list of invoices paid for the month of January 2013 from the Municipal Account, to the sum of $142,361.58 paid by cheque and $492,129.42 paid by EFT are attached, together with a list of Bank Fees, Payroll and Direct Debit Payments. These payments total $882,110.94. In addition, payments of $104,759.40 were made from the Trust Account. The total payments from all accounts being $986,870.34 have been listed for Council’s ratification.

Comment
In accordance with the requirements of the Local Government Act 1995 a list of accounts paid, by approval of the Chief Executive Officer under the Council’s delegated authority, is to be completed for each month showing:

e) The payees names
f) The amount of the payments
g) Sufficient information to identify the payment
h) The date of the payment

The attached list meets the requirements of the Financial Regulations.

In addition to the above statutory provisions, Financial Management Regulation Section 13(4) requires “the total of other outstanding accounts be calculated and a statement be presented to Council at the next Council meeting”.

Policy Requirements
Nil

Legislative Requirements
Local Government (Financial Management) Regulations Act 1996, Regulation 12; and Regulations 13(3) (a) (b); 13(1); and 13(4).
Strategic Implications
Nil

Sustainability Implications

*Environment*
Nil

*Economic*
Nil

*Social (Community Consultation)*
Nil

Financial Implications
Account payments are in accordance with the adopted budget for 2012/13 or authorized by separate resolution.

Voting Requirements
Simple Majority

Officer/Committee Recommendation/Resolution

<table>
<thead>
<tr>
<th>MOTION 7644</th>
</tr>
</thead>
<tbody>
<tr>
<td>Moved       Cr KL Carter</td>
</tr>
<tr>
<td>Seconded    Cr KM McNeill</td>
</tr>
</tbody>
</table>

That in accordance with the requirements of section 13(1), 13(3) and 13(4) of the Local Government (Financial Management) Regulations 1996 a list of payments made in January 2013 under the CEO’s delegated authority is endorsed in respect to the following Bank accounts

(a) Municipal Fund Account totalling $882,110.94 consisting of

Cheque Numbers 33943-33987 $142,361.58
(Cheque Number 33982 Cancelled)
Electronic Fund Transfers 850-933 $492,129.42
Electronic Fund Transfers Payroll $233,098.00
Direct Debits (Loan 64) $13,903.56
Bank Fees $618.38

(b) Trust Account payments totalling $104,759.40 consisting of

Cheque Numbers 328-329 $261.00
Direct Debits $104,498.40

CARRIED 8/0
15.5 Outstanding Rates Debtors Report for December 2012

Applicant: Shire of Dalwallinu
File No: FM/6 - Expenditure Reports
Previous Meeting Reference: Finance & Audit Committee Meeting 19 February 2013
Attachments: Previously Supplied F& A Committee Meeting
Author: Ms Christie Andrews
Disclosure of Interest: Nil
Date of Report: 22 January 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
For Council to receive the Outstanding Rates Debtors Reports as at 31 December 2012.

Background
Council’s Policy Clause 3.6(vi) requires a report to be submitted at each Ordinary Council meeting detailing the current outstanding rates and the progress made towards their collection.

Reports on Rates Debtors contain totals for Rates, Rubbish, Sewerage and Emergency Services Levy (ESL). The ESL is a State Government charge for provision of emergency services which, due to legislation, the Shire is required to collect and forward on to the Fire & Emergency Services Authority (FESA).

Comment
Report on Outstanding Rates Debtors as at 31 December 2012 appends.

The 2012/13 Rates were raised and issued on 3 August 2012.

Important dates are as follows:
Rates due date 7 September 2012
Instalment option selection date 7 September 2012
Final Notices issued 10 October 2012
Second instalment due 9 November 2012
Third instalment due 11 January 2013
Fourth instalment due 8 March 2013

Breakdown of outstanding rates debtors as at 31 December 2012

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rates</td>
<td>212,977.81</td>
</tr>
<tr>
<td>Rubbish</td>
<td>13,395.88</td>
</tr>
<tr>
<td>Sewerage</td>
<td>16,878.21</td>
</tr>
<tr>
<td>ESL</td>
<td>6,120.01</td>
</tr>
<tr>
<td>Paid in Advance</td>
<td>-2,841.80</td>
</tr>
<tr>
<td>Total Outstanding</td>
<td>246,530.11</td>
</tr>
</tbody>
</table>
There are eight (8) separate claims currently with our debt collection agencies, Austral Mercantile and AMPAC Debt Recovery for further recovery action. These properties are currently at various stages of recovery.

As we achieved an outstanding rates percentage of 1.85% as at 30 June 2012, we aim to have a similar percentage as at the 30 June 2013, notwithstanding that 3% outstanding is an acceptable industry average. We will strive to better this figure and at the close of the 2012/13 financial year aim to have an outstanding rates percentage no higher than 1.5%.

**Policy Requirements**
Nil

**Legislative Requirements**
Nil

**Strategic Implications**
Nil

**Sustainability Implications**

*Environment*
Nil.

*Economic*
Nil

*Social (Community Consultation)*
Nil

**Financial Implications**
As at 30 November 2012 rates outstanding were $274,794.20 in respect to collectable rates of which $55,498.59 has been carried forward from 2011/12 or prior rating years, with 2012/13 rates raised being $505,293.38.

\[
\text{Ratio} = \frac{\text{Total Outstanding}}{\text{Collectable}}
\]

\[
= \frac{246,530.11}{3,241,910.58} = 7.6\%
\]

\[
\text{Ratio} = \frac{\text{Total Overdue}}{\text{Collectable}}
\]

\[
= \frac{82,644.20}{3,241,910.58} = 2.55\%
\]
The total rates overdue figure is the figure that we are currently trying to recover.

Voting Requirements
Simple Majority

Officer/Committee Recommendation/Resolution

MOTION 7645

Moved Cr WM Dinnie
Seconded Cr KL Carter

That the Outstanding Rates Debtors Reports as at 31 December 2012 for ratepayers with outstanding balances be accepted.

CARRIED 8/0
15.6 Outstanding Rates Debtors Report for January 2013

Applicant: Shire of Dalwallinu
File No: FM/6 - Expenditure Reports
Previous Meeting Reference: Finance & Audit Committee Meeting 19 February 2013
Attachments: Previously Supplied F&A Committee Meeting
Author: Ms Christie Andrews

Disclosure of Interest: Nil
Date of Report: 5 February 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
For Council to receive the Outstanding Rates Debtors Reports as at 31 January 2013

Background
Council’s Policy Clause 3.6(vi) requires a report to be submitted at each Ordinary Council meeting detailing the current outstanding rates and the progress made towards their collection.

Reports on Rates Debtors contain totals for Rates, Rubbish, Sewerage and Emergency Services Levy (ESL). The ESL is a State Government charge for provision of emergency services which, due to legislation, the Shire is required to collect and forward on to the Fire & Emergency Services Authority (FESA).

Comment
Report on Outstanding Rates Debtors as at 31 January 2013 appends.

The 2012/13 Rates were raised and issued on 3 August 2012.

Important dates are as follows:
- Rates due date: 7 September 2012
- Instalment option selection date: 7 September 2012
- Final Notices issued: 10 October 2012
- Second instalment due: 9 November 2012
- Third instalment due: 11 January 2013
- Fourth instalment due: 8 March 2013

Breakdown of outstanding rates debtors as at 31 January 2013

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rates</td>
<td>142,361.47</td>
</tr>
<tr>
<td>Rubbish</td>
<td>8,787.44</td>
</tr>
<tr>
<td>Sewerage</td>
<td>13,557.71</td>
</tr>
<tr>
<td>ESL</td>
<td>4,390.49</td>
</tr>
<tr>
<td>Paid in Advance</td>
<td>-2,716.60</td>
</tr>
<tr>
<td>Total Outstanding</td>
<td>166,380.51</td>
</tr>
</tbody>
</table>
As there has been no response to previous correspondence there are four properties (A248, A249, A501 and A567) we wish to send to our debt collection agency Ampac Debt Recovery for further recovery action.

There are eleven (11) separate claims currently with our debt collection agencies, Austral Mercantile and AMPAC Debt Recovery for further recovery action. These properties are currently at various stages of recovery.

As we achieved an outstanding rates percentage of 1.85% as at 30 June 2012, we aim to have a similar percentage as at the 30 June 2013, notwithstanding that 3% outstanding is an acceptable industry average. We will strive to better this figure and at the close of the 2012/13 financial year aim to have an outstanding rates percentage no higher than 1.5%.

Policy Requirements
Nil

Legislative Requirements
Nil

Strategic Implications
Nil

Sustainability Implications

Environment
Nil

Economic
Nil

Social (Community Consultation)
Nil

Financial Implications
As at 31 January 2013 rates outstanding were $166,380.51 in respect to collectable rates of which $55,498.59 has been carried forward from 2011/12 or prior rating years, with 2012/13 rates raised being $505,293.38.

\[
\text{Ratio} = \frac{\text{Total Outstanding}}{\text{Collectable}} = \frac{166,380.51}{3,241,910.58} = 5.13\%
\]

\[
\text{Ratio} = \frac{\text{Total Overdue}}{\text{Collectable}} = \frac{72,611.26}{3,241,910.58}
\]
The total rates overdue figure is the figure that we are currently trying to recover.

**Voting Requirements**

**Simple Majority**

**Officer/Committee Recommendation/Resolution**

<table>
<thead>
<tr>
<th>MOTION 7646</th>
</tr>
</thead>
<tbody>
<tr>
<td>Moved</td>
</tr>
<tr>
<td>Seconded</td>
</tr>
</tbody>
</table>

- That the Outstanding Rates Debtors Reports as at 31 January 2013 for ratepayers with outstanding balances be accepted.
- That four properties (A248, A249, A501 and A567 be sent to our debt collection agency Ampac Debt Recovery for further recovery action.

CARRIED 8/0
15.7 Request For Donation – Red Card for Red Fox Programme

Applicant: Cadoux Traders
File No: CU/1 Customer Service – Requests
Previous Meeting Reference: Finance & Audit Committee Meeting 19 February 2013
Attachments: Previously Supplied F&A Committee Meeting
Author: Mr Peter Crispin
Disclosure of Interest: Nil
Date of Report: 23 January 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
To consider the request from Cadoux Traders (as co-ordinators of the Red Card for Red Fox programme) for the Shire of Dalwallinu to provide assistance to the shire farmers to purchase 1080 bait for rabbit control (by way of a donation).

Background
The Red Card for Red Fox programme is again being co-ordinated by Val Dew from Cadoux Traders. The programme encourages farmers in the Shires of Dalwallinu, Koorda and Wongan-Ballidu to participate in the fox shoot and rabbit baiting.

They are enquiring whether the Shire would consider contributing towards the cost of the rabbit baits for within the Shire of Dalwallinu only.

Comment
What is being requested is essentially a subsidy for the Dalwallinu Shire farmers to purchase rabbit baits at a cheaper than normal rate.

No donation has previously been made to this programme.

Policy Requirements
Nil

Legislative Requirements
Nil

Strategic Implications
The removal and control of feral and pest animals is crucially important to the agriculture industry.
Sustainability Implications

*Environment*
Feral animals have a significant impact on the environment.

*Economic*
Feral animal (particularly when reaching plague proportions) affect both local and national agriculture production.

*Social (Community Consultation)*
The Red Card for Red Fox programme is well known and has been running for a number of years with the aim to reduce the numbers of feral animals by a co-ordinated effort.

Financial Implications
Account E041195 (Donations & Grants) has a budget of $2,000 with approximately $1,600 already committed.

Voting Requirements
Simple Majority

Officer Recommendation
That a donation of ________ be given to Cadoux Traders (as co-ordinators of the Red Card for Red Fox programme) to subsidise the cost of 1080 rabbit baits for farmers within the Shire

OR

That Cadoux Traders (as co-ordinators of the Red Card for Red Fox programme) be advised that the Shire of Dalwallinu is unable to provide assistance at this time due to budgetary constraints.

Committee Recommendation/Resolution

**MOTION 7647**

Moved Cr GH Sanderson
Seconded Cr KL Carter

That a donation of $500 be given to Cadoux Traders (as co-ordinators of the Red Card for Red Fox programme) to subsidise the cost of 1080 rabbit baits for farmers within the Shire of Dalwallinu.

CARRIED 8/0
Mr D Russel left the Council chambers at 4.27pm.
Mr A Butcher left the Council Chambers at 4.28pm and returned at 4.29pm.

15.8 Request For Donation – Isolated Children’s Parent’s Association

Applicant: Isolated Children’s Parent’s Association
File No: CU/1 Customer Service – Requests
Previous Meeting Reference: Finance & Audit Committee Meeting 19 February 2013
Attachments: Previously Supplied F& A Committee Meeting
Author: Mr Peter Crispin

Disclosure of Interest: Nil
Date of Report: 25 January 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
To consider the request from the Isolated Children’s Parent’s Association of WA (ICPA WA) for the Shire of Dalwallinu to provide financial support to help pay for the guest speaker at the annual State Conference.

Background
The ICPA WA has represented rural and remote families to access and maintain the most appropriate education for their children. Membership of this association includes shire residents.

The ICPA WA is enquiring whether the Shire would consider contributing towards the cost of providing a guest speaker at the annual State Conference to be held 14 March 2013.

Comment
It appears that no donation has previously been made to this association.

Policy Requirements
Nil

Legislative Requirements
Nil

Strategic Implications
This association provides lobbying and advice for families who are in rural and remote locations regarding the educational needs of their children.
Sustainability Implications

Environment
There are no known environmental implications.

Economic
There are no known economic implications.

Social (Community Consultation)
Families in the shire are members of this association.

Financial Implications
Account E041195 (Donations & Grants) has a budget of $2,000 with approximately $1,600 already committed.

Voting Requirements
Simple Majority

Officer Recommendation
That a donation of ________ be given to the Isolated Children’s Parent’s Association of WA as a contribution towards a guest speaker at the annual State Conference

OR

That the Isolated Children’s Parent’s Association of WA be advised that the Shire of Dalwallinu is unable to provide assistance at this time due to budgetary constraints.

Committee Recommendation/Resolution

**MOTION 7648**

 Moved  Cr KL Carter  
 Seconded  Cr J Martin

That the Isolated Children’s Parent’s Association of WA be advised that the Shire of Dalwallinu is unable to provide assistance at this time due to budgetary allocation being fully expended.

CARRIED 6/2
15.9 Write off Of Bad Debt Debtor 11687

Applicant: Shire of Dalwallinu
File No: FM/14 Debt Recovery
Previous Meeting Reference: Finance & Audit Committee Meeting 19 February 2013
Attachments: Nil
Author: Miss Hanna Kirveslahti

Disclosure of Interest: Nil
Date of Report: 14 February 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
For Council to consider writing off a debt of $16,685.39 for debtor 11687

Background
Tax Invoices 1919, 1952, 1953, 2069 and 2123 were raised between 29 June 2010 to 25 October 2010 for accommodation at Dalwallinu Caravan Park. Debtor has not responded to any of the reminders or the letters sent by shire. Case was forwarded to Austral Mercantile for further recovery action on 11 January 2011. As they were unsuccessful with recovering the debt, Shire closed the account 25 October 2012. On the same day the details were sent to Ampac Debt Recovery for further action. Ampac Debt Recovery has had no response from the debtor despite several attempts. We have also been informed that the debtor is not a legal entity and there is no ASIC (Australian Securities and Investments Commission) listing of the company.

Comment
Ampac Debt Recovery has indicated they are not sure who they or the Shire can legally proceed against as the debtor is not a legal entity. The next step is to take legal action against the person who we believe is the person who has incurred the debt. Shire doesn’t have any agreement with the debtor. Taking legal action would mean extra expenditure and as per attached confidential email from Ampac Debt Recovery this debt cannot be recovered. The debt is now at the point where council

Policy Requirements
Nil

Legislative Requirements
Nil

Strategic Implications
Nil
Sustainability Implications

*Environment*
There are no known environmental implications.

*Economic*
There are no known economic impacts.

*Social (Community Consultation)*
There has been no community consultation.

Financial Implications
The Shire will not be able to collect the amount of $16,685.39.

Voting Requirements
Absolute Majority

Officer/Committee Recommendation/Resolution

**MOTION 7649**

Moved Cr IW Hyde
Seconded Cr KM McNeill

That the debt of $16,685.39 for debtor 11687 be written off.

CARRIED BY ABSOLUTE MAJORITY 6/2
15.10 Bad Debts

Applicant: Shire of Dalwallinu
File No: FM/14 Debt Recovery
Previous Meeting Reference: Finance & Audit Committee Meeting 19 February 2013
Attachments: Previously Supplied F& A Committee Meeting
Author: Miss Christie Andrews
Disclosure of Interest: Nil
Date of Report: 25 January 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
The purpose of this report is to consider referring debts totalling $1,858.45 to the debt collection agency for further action.

Background
There are five debtors who have been outstanding for some time, no effort has been made to pay or contact the Shire and approval is sort to refer these to the debt collection agency.

Comment
There are debtors that need further action or write-off.

13222 $778.80

# 3134 Breakage of glass door at Dalwallinu Rec Centre
- 30/07/12 Invoice issued
- 22/10/12 First Reminder letter issued
- 22/11/12 Second Reminder letter issued
- 18/01/13 Legal Action letter issued
- Legal Action phone call to be made prior to sending to debt collection agency

10028 $75.00

# 3073 Lease of highway sign 01 July 2012 - 30 June 2013
- 30/07/12 Invoice issued
- 22/10/12 First Reminder letter issued
- 22/11/12 Second Reminder letter issued
- 18/01/13 Legal Action letter issued
- Legal Action phone call to be made prior to sending to debt collection agency
# 3140 Grease trap pump-out 28 August 2012

- 31/08/12 Invoice issued
- 22/10/12 First Reminder letter issued
- 22/11/12 Second Reminder letter issued
- 18/01/13 Legal Action letter issued
- Legal Action phone call to be made prior to sending to debt collection agency

# 3157 Septic tank pump-out September 2012

- 26/09/12 Invoice issued
- 22/11/12 First Reminder letter issued
- 18/01/13 Second Reminder letter issued
- Legal Action letter issued to be issued February
- Legal Action phone call to be made prior to sending to debt collection agency

# 3177 Septic tank pump-out September 2012

- 10/09/12 Invoice issued
- 22/11/12 First Reminder letter issued
- 18/01/13 Second Reminder letter issued
- Legal Action letter issued to be issued February
- Legal Action phone call to be made prior to sending to debt collection agency

## Policy Requirements
Nil

## Legislative Requirements
Nil

## Strategic Implications
Nil

## Sustainability Implications

### Environment
There are no known environmental implications.

### Economic
There are no known economic implications.

### Social (Community Consultation)
There has been no community consultation.
Financial Implications
There may be some legal costs if all efforts to collect this debt fail

Voting Requirements
Simple Majority

Officer Recommendation
That the outstanding debtors 10028, 13222, 10028, 11937 and 12589 be referred to our debt collection agency for further recovery action.

Committee Recommendation
That the outstanding debtors 10028, 10028, 11937 and 12589 be referred to our debt collection agency for further recovery action.

*Committee were informed that debtor 13222 had entered into an agreement to pay by instalments.*

Resolution

<table>
<thead>
<tr>
<th>MOTION 7650</th>
</tr>
</thead>
<tbody>
<tr>
<td>Moved</td>
</tr>
<tr>
<td>Seconded</td>
</tr>
</tbody>
</table>

That the outstanding debtors 10028, 11937 and 12589 be referred to our debt collection agency for further recovery action

CARRIED 8/0
15.11 Request To Waive Fees – Dalwallinu Police Fire & Ice Ball

Applicant: Dalwallinu Police
File No: CU/1 Customer Service – Requests
Previous Meeting Reference: Finance & Audit Committee Meeting 19 February 2013
Attachments: Previously Supplied F&A Committee Meeting
Author: Mr Peter Crispin

Disclosure of Interest: Nil
Date of Report: 13 February 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
To consider the request from the Dalwallinu Police for the Shire of Dalwallinu to provide the Dalwallinu Recreation Centre free on charge for the running of the final Dalwallinu Police Fire & Ice Ball.

Background
Mr Paul World, Officer In Charge of the Dalwallinu Police Station, is requesting that the Dalwallinu Recreation Centre be made available for the running of the final Dalwallinu Police Fire & Ice Ball.

The Ball will be held on Saturday 16 March 2013 and will be the last (of three) balls that have raised significant funds for local and surrounding Emergency Services, Police Legacy and Community Groups.

Due to the setup and cleanup required, they are requesting access to the Dalwallinu Recreation Centre from Wednesday 13 March 2013 to Sunday 17 March 2013.

Comment
In the past, requests for waiving of hire fees have been catered by donating the value of the hire fee (effectively a zero result). The cost for hiring the Dalwallinu Recreation Centre is $560 (including GST) with liquor, or $262 including GST (without liquor). Alcohol will be sold at this event.

On both occasions when the Dalwallinu Police Ball has been run, Council have donated the hire of the Dalwallinu Recreation Centre.

Many local groups, including the Dalwallinu Medical Centre have benefited from the funds raised from the running of these balls.

Policy Requirements
Nil

Legislative Requirements
Nil
Strategic Implications
Nil

Sustainability Implications

Environment
There are no known environmental implications.

Economic
There are no known economic implications.

Social (Community Consultation)
Many community members have attended the balls and many local group have received funding from the money raised.

Financial Implications
For the Recreation Centre Hire there is a nil effect with expenditure taken from account E041195 (Donations & Grants) and income put into account I113044 (Dalwallinu Recreation Centre Hire Fees). Account E041195 (Donations & Grants) has a budget of $2,000 with approximately $1,100 already committed.

Voting Requirements
Simple Majority

Officer/Committee Recommendation/Resolution

MOTION 7651

Moved Cr IW Hyde
Seconded Cr J Martin

That the hire fees for the Dalwallinu Recreation Centre for the Dalwallinu Police Fire & Ice Ball on 16 March 2013 be donated and funded from account E041195 (Donations & Grants).

CARRIED 8/0
Mr P Morgan returned to the Council Chambers at 4.37pm.

15.12 Appointment of Auditors for the Financial Years ending 30 June 2013 - 2015

Applicant: Shire of Dalwallinu
File No: FM/7 Financial Management
Previous Meeting Reference: Finance & Audit Committee Meeting 19 February 2013
Attachments: Previously Supplied F& A Committee Meeting
Author: Mr Keith Jones
Disclosure of Interest: Nil
Date of Report: 14 February 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
To consider the appointment of the Shire of Dalwallinu’s Auditors for the financial year ended 30 June 2013 and the following years 30 June 2014, 30 June 2015.

Background
The contract with Anderson Munroe & Wyllie for the provision of audit services expired at the completion of the audit of the financial year ended 30 June 2012. As such, the Audit Committee must consider the appointment of an Auditor for the year ended 30 June 2013.

While there doesn’t appear to be a statutory deadline for the appointment of the Shire Auditor, there is an implied deadline, in that the appointed auditor has to be able to complete the interim audit within a reasonable time frame.

There also needs to be sufficient time for the consideration of an audit scope, which would ideally be considered at the March 2013 Audit and Finance Committee meeting.

The Local Government (Audit) Regulations 1996 state the functions of an Audit committee:

16. Audit committee, functions of
An audit committee —

(a) is to provide guidance and assistance to the local government —

(i) as to the carrying out of its functions in relation to audits carried out under Part 7 of the Act; and

(ii) as to the development of a process to be used to select and appoint a person to be an auditor; and

(b) may provide guidance and assistance to the local government as to —

(i) matters to be audited; and

(ii) the scope of audits; and

(iii) its functions under Part 6 of the Act; and

(iv) the carrying out of its functions relating to other audits and other matters related to financial management; and

(c) is to review a report given to it by the CEO under regulation 17(3) (the CEO’s report) and is to —
(i) report to the council the results of that review; and
(ii) give a copy of the CEO’s report to the council.

Comment
The Shire of Dalwallinu has engaged Anderson Munroe & Wyllie as the Shire’s Auditor for the past three years. It is the officer’s opinion that a review of the provision of audit services should occur and test the market.

Additional quotes have been received from UHY Haines Norton and AMD Chartered Accountants, the firm who provided the Financial Management Systems Review in 2012 which are attached as a separate confidential document.

Anderson Munro & Wyllie provided a quote previously which covers the years ended 30 June 2013 and 30 June 2014.

Audit scopes, regardless of the auditor appointed, need to set clear guidelines as to how requests for information are received from the Auditor, and deadlines for receiving them.

Policy Requirements
Nil

Legislative Requirements
Local Government Act 1995 s7.3
Local Government (Audit) Regulations 1996 s9, s16

Strategic Implications
Nil

Sustainability Implications

Environment
Nil

Economic
Nil

Social (Community Consultation)
Nil

Financial Implications
Nil

Voting Requirements
Simple Majority
Officer Recommendation
That ______________ be appointed as the Shire Auditor for the years ended 30 June 2013, 30 June 2014 and 30 June 2015.

Committee Recommendation/Resolution

**MOTION 7652**

Moved   Cr KL Carter  
Seconded Cr IW Hyde

That Mr Tim Partridge and Ms Maria Cavallo from AMD Chartered Accountants be appointed as the Shire Auditors for the years ending 30 June 2013, 30 June 2014 and 30 June 2015.

CARRIED 8/0
15.13 Review of 2012/13 Schedule of Fees & Charges – Sullage Collections & Septic Tank Pumpouts

Applicant: Shire of Dalwallinu
File No: FM/19
Previous Meeting Reference: Works & Plant Committee Meeting 19 February 2013
Attachments: Previously Supplied W & P Committee Meeting
Author: Mr Allister Butcher
Disclosure of Interest: Nil
Date of Report: 14 February 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
The purpose of this report is to review the 2012/13 Schedule of Fees & Charges relating to Sullage Collection & Septic Tank Pumpouts.

Background
The current budget for 2012/13 (as of 14 February 2013) for the items pertaining to Sullage Collection & Septic Tank Pumpouts (income and expenditure) is:
- I103046 (income) Septic Tank Cleaning Fees $14,927
- E103378 (expenditure) Septic Tank Cleaning -$27,502

This means that income versus expenditure the Shire is underallocated in the Fees and Charges for Sullage Collection & Septic Tank Pumpouts as there is a discrepancy of -$12,575. The income should be more than the expenditure.

The current Schedule of Fees & Charges relating to Sullage Collection & Septic Tank Pumpouts are:

<table>
<thead>
<tr>
<th>Sullage Collection &amp; Septic Tank Pumpouts</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Sullage Within Prescribed Sewerage Area</strong></td>
</tr>
<tr>
<td>- Initial Charge</td>
</tr>
<tr>
<td>- Sullage Waste Removal Charge</td>
</tr>
<tr>
<td><strong>Sullage Outside Prescribed Sewerage Area</strong></td>
</tr>
<tr>
<td>- Initial Charge</td>
</tr>
<tr>
<td>- Sullage Waste Removal Charge</td>
</tr>
<tr>
<td>- Travel Inside Shire (One Way Only)</td>
</tr>
<tr>
<td>- Travel Outside Shire (Both Ways)</td>
</tr>
<tr>
<td><strong>Septic Tank Within Prescribed Sewerage Area</strong></td>
</tr>
<tr>
<td>- Initial Charge</td>
</tr>
<tr>
<td>- Septic Tank Pumpout</td>
</tr>
<tr>
<td><strong>Septic Tank Outside Prescribed Sewerage Area</strong></td>
</tr>
<tr>
<td>- Initial Charge</td>
</tr>
<tr>
<td>- Septic Tank Pumpout</td>
</tr>
<tr>
<td>- Travel Inside Shire (One Way Only)</td>
</tr>
<tr>
<td>- Travel Outside Shire (Both Ways)</td>
</tr>
<tr>
<td><strong>Portable Toilet Pumpout</strong></td>
</tr>
<tr>
<td>- Portable Toilet Pumpout</td>
</tr>
<tr>
<td>- Travel (Both Ways)</td>
</tr>
</tbody>
</table>
Comment
The reason for the discrepancy is that the Fees and Charges for Sullage Collection & Septic Tank Pumpouts at the time of adoption of the 2012/13 budget were based on one employee undertaking the pump outs. On 31 August 2012 there was an incident where a staff member was undertaking a sewerage inspection and had a turn (due to low sugar levels) and luckily the Works Supervisor was on hand to assist (normally the inspections are carried out by this staff member only). After this incident a memo was circulated to staff informing them that sewerage inspections and sullage pumpouts must be undertaken by two people, hence the increase in the cost to undertake pumpouts. This was instigated for Occupational Safety and Health reasons.

Policy Requirements
Nil

Legislative Requirements
Local Government Act 1995

Strategic Implications
Nil

Sustainability Implications

Environment
Minimal

Economic
There is now an increase in the cost to perform pump outs.

Social (Community Consultation)
Minimal

Financial Implications
Minimal

Voting Requirements
Absolute Majority
MOTION 7653

Moved Cr KL Carter  
Seconded Cr WM Dinnie

That the 2012/13 Schedule of Fees & Charges relating to Sullage Collection & Septic Tank Pumpouts (1103046) be amended to (all exclusive of GST):

<table>
<thead>
<tr>
<th>Sullage Collection &amp; Septic Tank Pumpouts</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Sullage Within Prescribed Sewerage Area</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>- Initial Charge</td>
<td>220.00</td>
<td></td>
</tr>
<tr>
<td>- Sullage Waste Removal Charge</td>
<td>Per 450 litres</td>
<td>29.25</td>
</tr>
<tr>
<td><strong>Sullage Outside Prescribed Sewerage Area</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>- Initial Charge</td>
<td>165.50</td>
<td></td>
</tr>
<tr>
<td>- Sullage Waste Removal Charge</td>
<td>Per 450 litres</td>
<td>18.75</td>
</tr>
<tr>
<td>- Travel Inside Shire (One Way Only)</td>
<td>Per km</td>
<td>3.50</td>
</tr>
<tr>
<td>- Travel Outside Shire (Both Ways)</td>
<td>Per km</td>
<td>3.50</td>
</tr>
<tr>
<td><strong>Septic Tank Within Prescribed Sewerage Area</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>- Initial Charge</td>
<td>220.00</td>
<td></td>
</tr>
<tr>
<td>- Septic Tank Pumpout</td>
<td>Per pumpout</td>
<td>150.00</td>
</tr>
<tr>
<td><strong>Septic Tank Outside Prescribed Sewerage Area</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>- Initial Charge</td>
<td>165.50</td>
<td></td>
</tr>
<tr>
<td>- Septic Tank Pumpout</td>
<td>Per pumpout</td>
<td>118.50</td>
</tr>
<tr>
<td>- Travel Inside Shire (One Way Only)</td>
<td>Per km</td>
<td>3.50</td>
</tr>
<tr>
<td>- Travel Outside Shire (Both Ways)</td>
<td>Per km</td>
<td>3.50</td>
</tr>
<tr>
<td><strong>Portable Toilet Pumpout</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>- Portable Toilet Pumpout</td>
<td>Per Toilet</td>
<td>94.50</td>
</tr>
<tr>
<td>- Travel (Both Ways)</td>
<td>Per km</td>
<td>3.50</td>
</tr>
</tbody>
</table>

CARRIED BY ABSOLUTE MAJORITY 7/1
15.14 Round 2 – Community Grants Scheme Allocation

Applicant: Shire of Dalwallinu
File No: CU/1 Customer Service Requests
Previous Meeting Reference: Nil
Attachments: Various Application Forms & Previous
Author: Mr Keith Jones
Disclosure of Interest: Nil
Date of Report: 20 February 2013
Senior Officer: Mr Peter Crispin

---

**Purpose of Report**
For Council to consider the allocation of the second portion ($10,000) of community grant scheme funding for the 2012/13 financial year.

**Background**
Council have previously agreed to provide $20,000 this financial year for community project grants to be allocated twice yearly at $10,000 each time.

The first round of grants issued a total of $9,754.80 to two applicants

<table>
<thead>
<tr>
<th>Applicant</th>
<th>Cash</th>
<th>In Kind / Other</th>
<th>Shire</th>
<th>Total</th>
<th>% Funded</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kalannie Bowling Club</td>
<td>$2,600</td>
<td>$4,000</td>
<td>$6,600</td>
<td>$13,200</td>
<td>50%</td>
</tr>
<tr>
<td>Dalwallinu Football &amp; Hockey Club</td>
<td>$200</td>
<td>$250</td>
<td>$3,154.80</td>
<td>$3,604.80</td>
<td>87.5%</td>
</tr>
</tbody>
</table>
Out of the total annual budget of $20,000 there is still a balance of $10,245.20. Applications from community groups were called in the second round seeking projects worthy of financial assistance, and which are consistent with Council’s policy objective. At the closing date, six (6) applications were received, namely:

<table>
<thead>
<tr>
<th>Applicant</th>
<th>Cash</th>
<th>In Kind / Other</th>
<th>Shire</th>
<th>Total</th>
<th>% Funded</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kalannie Sporting &amp; Recreation Club (Inc)</td>
<td>$40,000</td>
<td>$ 0</td>
<td>$10,000</td>
<td>$50,000</td>
<td>20%</td>
</tr>
<tr>
<td>Kalannie Community Resource Centre</td>
<td>$ 1,500</td>
<td>$4,000</td>
<td>$ 2,500</td>
<td>$ 8,500</td>
<td>29.4%</td>
</tr>
<tr>
<td>Dalwallinu Netball Association</td>
<td>$ 0</td>
<td>$1,000</td>
<td>$ 665</td>
<td>$ 1,665</td>
<td>40%</td>
</tr>
<tr>
<td>Dalwallinu St John Ambulance</td>
<td>$ 0</td>
<td>$7,260</td>
<td>$ 3,500</td>
<td>$10,760</td>
<td>32.5%</td>
</tr>
<tr>
<td>Dalwallinu Clubhouse Early Learning Centre</td>
<td>$ 2,000</td>
<td>$ 0</td>
<td>$7,762.50</td>
<td>9,762.50</td>
<td>79.5%</td>
</tr>
<tr>
<td>Dalwallinu Football &amp; Hockey Club</td>
<td>$ 200</td>
<td>$ 0</td>
<td>$3,250 max</td>
<td>3,550 max</td>
<td>91.5%</td>
</tr>
</tbody>
</table>

**Comment**

The six (6) applications for grants (being a total of $27,677.50) are detailed below:

**Kalannie Sporting & Recreation Club (Inc)**

Replace existing asbestos roof. (Total $50,000)

The Kalannie Sporting & Recreation Club (Inc) has a current membership of 145 members. The group is asking for the Shire to provide 20% of the costs to replace the existing asbestos roof. This group has received a community grant in 2009/10 of $2,000 which was 31% of the total project and in 2010/11 $2,000 which was 26% of the total project.

Based on the Shire of Dalwallinu Policy 2.4, the Shire will make available 50% of projects costing up to $10,000 and as such the officer is only able to recommend the maximum contribution of $5,000.

**Kalannie Community Resource Centre**

townscape plans and renovation suggestions (Total $8,500)

The Kalannie Community Resource Centre provides a resource for the Kalannie community. They are asking for 29.4% funding to produce plans of the Kalannie townscape which will include the community renovation desires. This group has received a community grant in 2009/10 of $2,000 which was 6% of the total project.

**Dalwallinu Netball Association**

purchase Country Week uniforms (Total $1,665)

Based on the Shire of Dalwallinu Policy 2.4, this request is not a capital improvement and as such does not fall within the guidelines.
**Dalwallinu St John Ambulance**  
Luminous plaques and numbers to highlight house numbers to aid emergency services  
(Total $10,760)

The Dalwallinu St John Ambulance provides valuable emergency services for the whole community. They are asking for 32.5% funding to provide luminous plaques and numbers to ensure swift identification of a property. This group has received a community grant in 2008/09 of $4,000 which was 45% of the total project and in 2009/10 $2,000 being 46% of the total.

**Dalwallinu Clubhouse Early Learning Centre**  
Removal of existing sandpit edging and replace with limestone block edging (Total $9,762.50)

The current enrolment of the Dalwallinu Clubhouse Early Learning Centre is 21 children and playgroup has 30 children.

Based on the Shire of Dalwallinu Policy 2.4, the officer can only recommend up to 50% of the total project costs but Council may use its discretion to approve a different amount. 50% of the total project would amount to $4,881.25.

This group has received three community grants in 2007/08 of $5,000 which was 10% of the total project; in 2008/09 $3,500 being 33% of the total project and in 2009/10 $2,000 which was 26% of the total project.

**Dalwallinu Football & Hockey Club**  
Replacement of hockey goals (Total $3,550max)

The Dalwallinu Football & Hockey Club has 51 senior male, 30 junior male, 35 senior female and 30 junior members. They are asking for 91.5% funding to purchase replacement hockey goals used for training on the football oval.

Based on the Shire of Dalwallinu Policy 2.4, the officer can only recommend up to 50% of the total project costs but Council may use its discretion to approve a different amount. 50% of the maximum total project (depending on which quote was accepted – the officer has looked at the maximum case scenario) would amount to $1,625.

This group has already received a community grant in round one of 2012/13 of $3,154.80 which was 87.5% of the total project.
Policy Requirements
Policy 2.4 Community Grants Scheme

The Shire will make available a provision in its annual budget to provide for a community grants scheme for local projects costing up to $10,000.

Guidelines
Applications, in writing, to be received and approved prior to commencement of project;
Applicants to provide financial documentation, together with full details and the actual or estimated cost;
Expenditure to be on Capital improvements only;
Voluntary labour content will be considered at the discretion of Council;
Grants will be up to 50% of total costs net of other grants, subsidies or donation;
Payment of approved grants to be on receipt of paid

Legislative Requirements
Nil

Strategic Implications
Nil

Sustainability Implications

Environment
Nil

Economic
Nil

Social (Community Consultation)
The community grants help the smaller community groups (usually volunteers) who are not always able to fund projects that can improve and enhance lifestyle and liveability in the community.

Financial Implications
A provision of $20,000 is available in the 2012/13 budget

Voting Requirements
Simple Majority
Officer Recommendation
That community grant scheme funding (from the second round of applications) be allocated to the following projects:

$5,000 to Kalannie Sporting & Recreation Club (Inc) - replace existing asbestos roof
$2,500 to Kalannie Community Resource Centre - townscape plans and renovation suggestions
$3,500 to Dalwallinu St John Ambulance - luminous plaques and numbers to highlight house numbers to aid emergency services

Resolution

**MOTION 7654**

Moved Cr GH Sanderson
Seconded Cr KL Carter

That community grant scheme funding (from the second round of applications) be allocated to the following projects:

$7,500 to Kalannie Sporting & Recreation Club (Inc) - replace existing asbestos roof
$3,500 to Dalwallinu St John Ambulance - luminous plaques and numbers to highlight house numbers to aid emergency services

LOST 2/6

Resolution

**MOTION 7655**

Moved Cr AR Dickins
Seconded Cr IW Hyde

That community grant scheme funding (from the second round of applications) be allocated to the following projects:

$7,500 to Kalannie Sporting & Recreation Club (Inc) - replace existing asbestos roof
$3,500 to Dalwallinu St John Ambulance - luminous plaques and numbers to highlight house numbers to aid emergency services
$2,500 to Dalwallinu Clubhouse Early Learning Centre - removal and replacement of sandpit edging.

CARRIED 8/0
Mr A Russell, Mrs D Russel and Ms A Crnobrnja left the Council Chambers at 4.51pm and did not return.

16.0 MATTERS FOR CONSIDERATION - ADMINISTRATION

16.1 Proposed Winding-Up of Miling Land Conservation District Committee

Applicant: Department of Agricultural and Food
File No: EM/6 Land Conservation District Committees
Previous Meeting Reference: Nil
Attachments: Letter from Andrew Watson, Commissioner of Soil and Land Conservation
Author: Mr Peter Crispin
Disclosure of Interest: Nil
Date of Report: 21 January 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
To consider supporting the move by the Officer of the Commissioner of Soil and Land Conservation to have the Miling Land Conservation District Committee (LCDC) wound up.

Background
The Miling LCDC was established in 1991 but ceased to exist when the members’ term of appointment expired on 30 September 2001. The Officer of the Commissioner of Soil and Land Conservation has written to the Shire seeking support for winding-up the Miling LCDC due to an apparent lack of interest in its continuance.

Comment
As can been seen from the attached letter there appears to have been no interest running in the Miling LCDC since 2001. Without evidence to the contrary, there would appear to be no grounds for not supporting the winding-up on the Miling LCDC.

Policy Requirements
Nil

Legislative Requirements
Soil and Land Conservation Act 1945

Strategic Implications
Nil
Sustainability Implications

Environment
There may be less focus on land conservation in the area, but the group has not operated since 2001..

Economic
There are no known economic implications.

Social (Community Consultation)
There has been no community consultation at this stage.

Financial Implications
Nil

Voting Requirements
Simple Majority

Officer Recommendation/Resolution

**MOTION 7656**

Moved Cr KM McNeill
Seconded Cr AR Dickins

That the Department of Food and Agriculture, Office of the Commissioner of Soil and Land Conservation, be advised that the Shire of Dalwallinu supports the winding-up of the Miling Land Conservation District Committee.

CARRIED 8/0
16.2 Development Assessment Panels - Local Government Nominations

Applicant: Shire of Dalwallinu
File No: LP/6 Town Planning
Previous Meeting Reference: Ordinary Meeting – 27 April 2011 – Motion 7053
Ordinary Meeting – 22 November 2011 – Motion 7295
Attachments: Letter from Eric Lumsden – Director General, Email
Author: Mr Peter Crispin
Disclosure of Interest: Nil
Date of Report: 22 January 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
For Council to nominate four (4) Councillors as Local Government Development Assessment Panel Members (2 DAP members and 2 alternate DAP members) to the Minister for Planning as current nominations expire on 26 April 2013.

Background
Changes to the Planning and Development Act 2005 and new Planning and Development (Development Assessment Panels) Regulations 2011 came into effect on 24 March 2011.

On 2 May 2011 the ministerial order creating 15 Development Assessment Panels was formally gazetted. Cr Nixon and Cr Hyde were nominated as DAP members and Cr Carter and Cr McFarlane were nominated as alternate DAP members at the 27 April 2011 Ordinary meeting of Council.

New nominations were made on 22 November 2013 as the confirmation was required on nominees. The following resolution was passed:

MOTION 7295

Moved Cr GH Sanderson
Seconded Cr KM McNeill

That the following elected members be nominated to the Minister for Planning as Shire of Dalwallinu Development Assessment Panel members;
1. Cr Robert Nixon
2. Cr Ian Hyde

That the following elected members be nominated to the Minister for Planning as Shire of Dalwallinu Alternate Development Assessment Panel members;
1. Cr Steven Carter
2. Cr Anita Dickins

CARRIED 9/0

As these nominations expire on 26 April 2013, new nominations need to be made. A follow up email has requested these by 28 February 2013.
Comment

The Planning and Development (Development Assessment Panels) Regulations 2011 require local governments to submit to the minister nominations for 2 Development Assessment Panel members and 2 alternate Development Assessment Panel members.

The Development Assessment Panel members will be required to provide local community input as part of the development application assessment process. The Development Assessment Panel members will be required to attend and complete mandatory training prior to undertaking their role as Development Assessment Panel members. The Development Assessment Panels are needed when any development exceeds the regulated estimated value, currently set at $7,000,000.

Cr Nixon and Cr Carter have completed the training.

Policy Requirements

Nil

Legislative Requirements

Planning and Development Act 2005
Planning and Development (Development Assessment Panels) Regulations 2011

Strategic Implications

Nil

Sustainability Implications

Environment
There are no known environmental implications.

Economic
There are no known economic implications as the Shire has yet to have a development application over $7,000,000.

Social (Community Consultation)
There are no known social implications.

Financial Implications

Nil

Voting Requirements

Simple Majority
Officer Recommendation
That the following elected members be nominated to the Minister for Planning as Shire of Dalwallinu Development Assessment Panel members;
1. Cr ____________________
2. Cr ____________________

and the following elected members be nominated to the Minister for Planning as Shire of Dalwallinu Alternate Development Assessment Panel members;
1. Cr ____________________
2. Cr ____________________

Resolution

**MOTION 7657**

Moved Cr WM Dinnie
Seconded Cr J Martin

That the following elected members be nominated to the Minister for Planning as Development Assessment Panel members for the Shire of Dalwallinu;
1. Cr RS Nixon
2. Cr SC Carter

and the following elected members be nominated to the Minister for Planning as Alternate Development Assessment Panel members for the Shire of Dalwallinu;
1. Cr AR Dickins
2. Cr IW Hyde

CARRIED 8/0
Cr AR Dickins disclosed an impartiality interest and left the Council Chambers at 5.08pm. Cr KM McNeill disclosed an impartiality interest and left the Council Chambers at 5.08pm. Ms DA Fortuin left the Council Chambers at 5.12pm and returned at 5.14pm.

16.3 Citizenship Awards

Applicant: Shire of Dalwallinu  
File No: CR/1 Community Awards  
Previous Meeting Reference: Nil  
Attachments: Application Forms x 5  
Author: Mr Peter Crispin  
Disclosure of Interest: Nil  
Date of Report: 20 February 2013  
Senior Officer: Mr Peter Crispin

Purpose of Report
For Council to judge the nominations put forward to Shire of Dalwallinu for the Australia Day Active Citizenship awards and decide the winners.

Background
The Australia Day Council of WA holds the Premier's Australia Day Active Citizenship Awards each year and assists Local Governments to run their own awards. The awards are designed to reward local residents and groups for their sustained and outstanding achievements and contribution to community life through active participation in local projects. The awards focus on Community contribution rather than personal achievement.

Council previously agreed to proceed with the calling of nominations for the following awards:

- Citizenship Award for a person of 25 years or older
- Citizenship Award for a person under 25 years
- Citizenship Award for a community group or event

on the basis of each award being for whole of Shire.

Calls for nominations were advertised throughout the Shire, through Totally Locally newsletter, posters around Dalwallinu Township and emailed to community members. As advertising did not allow sufficient time for the nominations to be considered by Council at the December 2012 meeting, advice was sought from the Australia Day Council of WA. This advice confirmed that the awards could still be advertised and winners selected at the 26 February 2013 meeting.

Previous winners were:

- 2008 Gary Butcher - Miss Brooke Painter - Dalwallinu Lions Club
- 2009 Kevin Ashby - Miss Bec Wilson - Wubin Progress Association
- 2010 Marilyn Brown - Miss Adele Harris - Dalwallinu District Centenary Committee
- 2011 Sue McCreery - Miss Adele Harris - Dalwallinu Junior FESA Brigade
Comment
At close of nomination, we received 5 nominations for the following award categories:

✧ 1 x Australia Day Active Citizenship Award for a person of 25 years or older
   ○ Two (2) nominations received
     ▪ Beryl SOUTHCOTT
     ▪ Kevin & Shirley ASHBY

✧ 1 x Australia Day Active Citizenship Award for a person under 25 years
   ○ No nominations received.

✧ 1 x Australia Day Active Citizenship Award for a Community Group or event
   ○ Three (3) nominations received
     ▪ Dalwallinu School Centenary Committee 1912-2012
     ▪ Wattle Week Festival
     ▪ Dalwallinu District Tourism Inc

In making the awards, Council will need to consider whether it wishes to;

   Award a Certificate for each category Winner only. (These are printed and free of charge from Australia Day Council at no cost to the Shire of Dalwallinu).

   Or

   Award a Certificate of Appreciation for each nominee AND an Award Certificate for each category Winner. A certificate of appreciation would be a way of acknowledgement of the nominations that met the selection criteria and recognition by Council of the contribution made by the nominee to the community.

Policy Requirements
Nil

Legislative Requirements
Nil

Strategic Implications
Nil
Sustainability Implications

Environment
There are no known environmental implications.

Economic
There are no known economic implications.

Social (Community Consultation)
These awards recognise community members who contribute through active participation in local projects.

Financial Implications
Council contribution to the costs associated with any catering and advertising of the event to be costed to General Ledger No. E041170 - Refreshments and Receptions

Voting Requirements
Simple Majority

Officer Recommendation
That the Australia Day Active Citizenship Award for “persons of 25 years or older” be awarded to ____________________________ and the award for “community group or event” be awarded to ____________________________ with the winners to be invited to afternoon tea with the Council on ____________________________ to accept their awards.

Resolution

MOTION 7658

Moved Cr IW Hyde
Seconded Cr J Martin

That the Australia Day Active Citizenship Award for “persons of 25 years or older” be awarded to Beryl Southcott and the award for “community group or event” be awarded to Dalwallinu School Centenary Committee 1912-2012 with the winners to be invited to afternoon tea with the Council on 23 April 2013 at 3.00pm to accept their awards.

CARRIED 6/0
Cr AR Dickins returned to the Council Chambers at 5.14pm.
Cr KM McNeill returned to the Council Chambers at 5.14pm.
Ms T Slot left Council Chambers at 5.24pm.

16.4 Commencement of the Adoption of Shire of Dalwallinu Local Laws

Applicant: Shire of Dalwallinu
File No: LE/5 Local Laws
Previous Meeting Reference: Nil
Attachments: Draft Local Laws
Author: Mr Philip Swain
Disclosure of Interest: Nil
Date of Report: 20 February 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
For Council to commence, in accordance with the Local Government Act 1995, and other relevant Acts, local law adoption of new and amendment local laws for the Shire of Dalwallinu.

Background
The Shire of Dalwallinu’s existing Local Laws were gazetted at various dates, dating back to 1986, with most local laws made in the period 1996-2000. A review of the Shire of Dalwallinu Local Laws was commenced following the resolution of Council in 22 March 2011 as follows:

MOTION 7019
Moved Cr IW Hyde
Seconded Cr BE McAlpine

That;
A. Statewide and local public notice be given of its intention to review the following Local Laws, pursuant to the Local Government Act 1995 and the principles of National Competition Policy;
  Local Government Act 1995
   1) Local Government Property Local Law
   2) Activities in Thoroughfares and Trading in Thoroughfares and Public Places Local Law
   3) Standing Orders Local Law
   4) Fencing Local Law
   5) Parking and Parking Facilities Local Law
  Dog Act 1976
   6) By-laws Relating to Dogs
  Cemeteries Act 1986
   7) Cemeteries Local Law
  Health Act 1911
   8) Health By-Laws 1996
B. Copies of the notice and local laws be made available upon request from the Shire of Dalwallinu Administration Centre.

CARRIED BY ABSOLUTE MAJORITY 8/0
On 27 September 2011, in relation to the review, Council resolved the following:

**MOTION 7210**

Moved     Cr IW Hyde  
Seconded  Cr J Martin

That Council:

1. Receives the report of review in relation to the Shire of Dalwallinu local laws as advertised on 26 March 2011, and following the closure of the submission period on the 17 May 2011;

2. Resolves to retain the following local laws  
   a) Local Government Property Local Law  
   b) Activities in Thoroughfares and Trading in Thoroughfares and Public Places Local Law  
   c) Fencing Local Law  
   d) Parking and Parking Facilities Local Law  
   e) Management and Control of Dalwallinu Cemetery

3. Directs Administration to prepare the necessary amendments for the following local laws;  
   a) Local Government Property Local Law  
   b) Activities in Thoroughfares and Trading in Thoroughfares and Public Places Local Law  
   c) Fencing Local Law  
   d) Parking and Parking Facilities Local Law  
   e) Management and Control of Dalwallinu Cemetery

4. Directs Administration to prepare draft local laws to replace the following existing local laws;  
   a) By-laws Relating to Dogs  
   b) Standing Orders Local Law  
   c) Health By-Laws 1996

5. Directs Administration to prepare a new draft Waste Local Law  

*CARRIED BY ABSOLUTE MAJORITY 9/0*
In accordance with guidelines issued by the Western Australian Local Government Association (WALGA) the Shire’s local laws should aim to satisfy the following objectives:

a) the use of plain English in all local laws that they are easy to read and readily understandable to both the public and the members of Administration;

b) relevance to the needs of the Shire of Dalwallinu;

c) compliance with the Local Government Act 1995 (WA) and other legislation;

d) deletion of legislative duplication;

e) avoidance of legislative inconsistency between other local laws, State and Federal legislation;

f) the creation of laws that are able to stand alone without the need to be cross-referenced.

Furthermore, all local laws are required to be consistent with the National Competition Policy and unless justified under the Public Benefit Test, should not contain provisions that restrict competition. Generally new local laws are adopted following models developed by the WALGA to minimise legal costs and the complications of the benefit tests. The Shire needs to initiate the process of adoption for both the amendments and new local laws by giving local and state-wide public notice and seeking comments on the proposed legislation.

Comment

Amendment Local Law

An amendment local law has been prepared, to undertake minor alterations and changes of local laws relating to:

1. Local Government Property Local Law;
2. Activities in Thoroughfares and Trading in Thoroughfares and Public Places Local Law;
3. Fencing Local Law;
4. Parking and Parking Facilities Local Law; and
5. Management and Control of Dalwallinu Cemetery

1. Local Government Property Local Law (Gazetted 17 January 2000)

The Local Government Property Local Law is based on the WALGA model local law with minor amendments to suit the locality. The local law enables various activities to be permitted or prevented on land

(a) which belongs to the local government;

(b) of which the local government is the management body under the Land Administration Act 1997; or

(c) which is an 'otherwise unvested facility' within section 3.53 of the Local Government Act;

The local law has served the needs of the Shire since its adoption to assist in the management of Shire lands. Minor amendments are needed in relation to legislative changes. Minor increases to the modified penalties have also been included in the draft amendment.

The Activities in Thoroughfares and Trading in Thoroughfares and Public Places Local Law is based on the WALGA model local law with various minor amendments. A review of the Shire’s existing local law has revealed a need for minor amendments due to various grammatical errors, omissions and/or legislative changes. The local law has served the needs of the Shire since its adoption to assist in the management of activities on thoroughfares and will continue to do so with the minor amendments. The amendment local law includes amendments to definitions and correct terminology due to legislative changes. The amendments will also bring the local law into alignment with the Road Traffic Code and proposes increases to the modified penalties.

3. Fencing Local Law (Gazetted 17 January 2000)

The Shire of Dalwallinu Fencing Local Law is based on a previous WALGA model, which has been used by a number of local governments to provide minimum standards for the construction of fencing within municipalities. Licensing provisions under the proposed model are limited to dangerous fencing such as electric and razor wire fencing.

It is proposed that the local law be amended to ensure that design and construction standards for fencing have been uniformly applied, in most circumstances, throughout the state. The draft amendment contains minor alterations to address grammatical errors, omissions and/or legislative changes.

4. Parking and Parking Facilities Local Law (Gazetted 17 January 2000)

The parking facilities local law is based on the WALGA model with various minor amendments. The WALGA model has changed substantially over time to assist local governments with the management of “stopping” vehicles, signage requirements and requirements for the disabled. A review of the Shire’s existing local law has revealed a need for a number of amendments due to various grammatical errors, omissions and/or legislative changes. The local law has served the needs of the Shire since its adoption to assist in the management of parking. The draft amendments are proposed to correct the deficiencies contained in this local law, assist in better managing parking activities and provide for marginal increases to modified penalties. The proposed changes would bring the local law into line, for the most part, with the current WALGA model.


The cemeteries local law is based on the WALGA model cemeteries local law with various minor amendments. The review of the Shire’s existing local law revealed a need for minor amendments due to various grammatical errors omissions and/or legislative changes. The changes include a series of amendments to rectify the errors and delete provisions now covered by regulation.
Dogs Local Law 2013

The existing Dogs Local Law, (Gazetted 31 October 1986), was made pursuant to the Dogs Act 1976 however pre-dates the Local Government Act 1995. Consequently, the local law is comparatively rudimentary compared to current models. A draft local law to repeal and replace the existing law has been drafted, based on the current WALGA model, to better provide for the management of dogs within the Shire. This model local law has not changed substantially over time other than affirming provisions relating to dangerous dogs, areas prohibited for dogs and exercise areas.

Many issues relating to dog control are provided for within the Act and Regulations and it is proposed that the new local laws are utilised to manage impounding, the numbers of dogs kept on a property, kennel establishments, dog exercise areas and implementing enforcement provisions.

Local Government (Council Meetings) Local Law 2013

The Shire’s Standing Orders Local Law, Gazetted 30 October 1998, is not consistent with the more recently developed WALGA model Local Government (Council Meetings) Local Law. Whilst the existing local law has served the Shire well, there have been changes to governance requirements and community expectations in regard to issues such as public participation in Council Meetings, petitions and other aspects. The continued development of the WALGA local law in line with the various accountability requirements of the Act and community expectations means that this document with minor amendments would better serve the Shire in the management and control of meetings.

The draft Shire of Dalwallinu Local Government (Council Meetings) Local Law 2013 is based on the WALGA Model. The local law addresses those matters not already dealt with under the Act and Regulations in relation to Committees, Council meeting procedures and the preparation of agendas and minutes.

Once adopted, the local law will be formatted, along with all the relevant Act and Regulation provisions, to assist Councillors to comply with the relevant governance requirements at all times, in the conduct of meetings.

Health Local Law 2013

Contemporary health local laws, such as those adopted by the Shire in 1996, (Gazetted 4 October 1996), were the result of a significant consolidation, led by the City of Perth, and undertaken by local governments in the 1990’s, to modernise health local laws. Many of the provisions serve to maintain basic sanitary conditions for dwellings, establishing maintenance standards and control community nuisance issues. Other provisions assist the Shire in the control of pests and certain noxious trades, as well as provision for the control of certain infectious diseases. Controls include the creation of offences with penalties and licensing and registration of activities such as offensive trades and lodging houses.
The Department of Health has advised Local Governments that the current Act, (Health Act 1911), is likely to be repealed following the development of more modern public health legislation at some time in the future. Whilst the progress of a new Bill has been repeatedly delayed, it has been highlighted in discussions with the Department, that many of the nuisance type provisions in the current Health Local Laws will not be adopted under the new Act. The new Act proposes different mechanisms for the implementation and enforcement of public health policy. Advice to date has confirmed that the various nuisance type provisions will most likely be adopted under the Local Government Act 1995, and that the various licensing and registration provisions will be protected under public health policies or be transferred to other legislation, such as the recently adopted Food Act.

Irrespective of the new Act development, and the issues associated with local laws in this regard, it will be advantageous to the Shire to have currently amended local laws should the new Health Bill be enacted. There have been a number of state-wide amendments and numerous referencing changes to the currently utilised version of the original City of Perth Health Local Laws. In addition, the Shire’s Health By-laws 1996 requires substantial amendments due to the waste provisions now requiring adoption pursuant to the Waste Avoidance and Resource Recovery Act. Consequently, from a drafting perspective and in discussions with the CEO, it is proposed that the Shire adopt a new local law and repeal the existing 1996 law, rather than amend the same.

**Waste Local Law**

Waste provisions now require adoption pursuant to the Waste Avoidance and Resource Recovery Act 2007. Hence, adoption of a Waste Local Law in accordance with the requirements of the Department of Environment and Conservation will be required. Administration has prepared a draft Waste Local Law for consultation, based on similar legislation, adopted by other local governments. There have been a number of complications with the adoption procedure for waste local laws including the need for the Department of Environment and Conservation to approve the final law prior to Council making the same. At this stage, however, the Waste Local Law must be subjected to the normal local law requirements relating to public consultation.

Council is therefore requested to resolve the commencement of adoption of the draft amendment local law, the various replacement local laws and a new waste local law for the Shire and give state-wide public, and local, notice of the same. The proposed local laws and amendments and copies of the report of the review and the draft amendment are to be made available upon request to members of the public. The consultation period will also include referral of the local law drafts to relevant government agencies for comment. The consultation period must be for six (6) weeks after which time a report on the outcomes will be forwarded to Council along with recommendations for adoption.

**Policy Requirements**

Nil
Legislative Requirements

It is a requirement of the Local Government Act that at a council meeting the person presiding is to give notice to the meeting of the purpose and effect of any proposed local law including any amendment. The Local Government (Functions and General) Regulations 1996 Part 1A-Local Laws, prescribe the following:

**Notice of purpose and effect of proposed local law - s. 3.12(2)**

*For the purpose of section 3.12, the person presiding at a council meeting is to give notice of the purpose and effect of a local law by ensuring that -*

(a) the purpose and effect of the proposed local law is included in the agenda for that meeting; and

(b) the minutes of the meeting of the council include the purpose and effect of the proposed local law.

The intended Purpose and Effect of the Shire of Dalwallinu General Amendment Local Law 2013 are:

**Purpose:** The purpose of the local law is to provide for the repeal and amendment of the Shire of Dalwallinu Local Laws to provide for the good governance of the district of the Shire of Dalwallinu.

**Effect:** The effect of the local law is to repeal and amend existing local laws within the district of the Shire of Dalwallinu to provide for the good governance of the municipality.

The intended Purpose and Effect of the Shire of Dalwallinu Dogs Local Law 2013 are:

**Purpose:** The purpose of the local law is to provide for the regulation, control and management of the keeping of dogs within the district of the Shire of Dalwallinu.

**Effect:** The effect of the local law is to establish the requirements with which owners and occupiers of land within the district of the Shire of Dalwallinu must comply in order to keep dogs and provides the means of enforcing the local law.

The intended Purpose and Effect of the Shire of Dalwallinu Local Government (Council Meetings) Local Law 2013 are:

**Purpose:** The purpose of the local law is to provide for rules and guidelines which apply to the conduct of meetings of the Council and its Committees and to the meetings of electors within the district of the Shire of Dalwallinu.

**Effect:** The effect of the local law is to establish requirements for better decision making by the Council and Committees, the orderly conduct of meetings, better understanding of the processes of conducting meetings and the more efficient and effective use of time at meetings, within the district of the Shire of Dalwallinu.
The intended Purpose and Effect of the Shire of Dalwallinu Health Local Law 2013 are:

**Purpose:** The purpose of the local law is to provide for the regulation, control and management of activities and issues relating to public health within the district of the Shire of Dalwallinu.

**Effect:** The effect of the local law is to control activities and manage influences on community public health within the district of the Shire of Dalwallinu.

The intended Purpose and Effect of the Shire of Dalwallinu Waste Local Law 2013 are:

**Purpose:** The purpose of the local law is to provide for the regulation, control and management of activities and issues relating to waste collection, recycling, reuse and disposal within the district of the Shire of Dalwallinu.

**Effect:** The effect of the local law is to control activities and manage influences on waste collection, recycling, reuse and disposal within the district of the Shire of Dalwallinu.

Where Council has determined that a local law should be adopted or amended, a local government is required to give state-wide notice of the proposed local law. Submissions must be accepted for a period of six (6) weeks. The Council must consider any submissions made before making or amending a local law. In some cases such as a, waste local law, health local law or dogs local law the laws require the approval under other Acts, and hence consultation with the Departments of the relevant Ministers.

**Strategic Implications**
The Shire of Dalwallinu Plan for the Future 2009-2014 outlines various Priorities, relating to the provision of infrastructure and services. These priorities can only be addressed where proper protocols and framework are established and maintained for administration and governance. Local Government Act compliance through the review and maintenance of local laws contributes to this organisational framework and the review of the Shire of Dalwallinu Local Laws is both a legislative and consultative process.

**Sustainability Implications**

*Environment*
There are no known environmental implications.

*Economic*
There are no known economic implications.

*Social (Community Consultation)*
Any changes to local laws need to be advertised and any submissions taken into account.
Financial Implications
Direct costs associated with this report will be limited to consultant fees to draft the local laws and reports. These costs will be borne via budgeted expenditure. Draft Amendment local laws and new local laws will attract additional advertising costs associated with the state-wide and local public notice of the same. Following the discussion period, and depending upon any submissions, further amendment review and legal advice may be incurred. Once the local law adoption has been finalised by Council, there will be gazettal costs.

Voting Requirements
Absolute Majority

Officer Recommendation
That local public notice and state-wide public notice be given, in accordance with section 3.12 of the Local Government Act 1995, seeking public comment for the following attached local law:

a. the draft Shire of Dalwallinu Amendment Local Law 2013;
b. the draft Shire of Dalwallinu Dogs Local Law 2013 (Dog Act 1976);
c. the draft Shire of Dalwallinu Local Government (Council Meetings) Local Law 2013;
d. the draft Shire of Dalwallinu Health Local Law 2013 (Health Act 1911);
e. the draft Shire of Dalwallinu Waste Local Law 2013 (Waste Avoidance & Resource Recovery Act 2007);

Resolution

**MOTION 7659**

Moved    Cr IW Hyde
Seconded Cr WM Dinnie

That local public notice and state-wide public notice be given, in accordance with section 3.12 of the Local Government Act 1995, seeking public comment for the following attached local law:

a. the draft Shire of Dalwallinu Amendment Local Law 2013;
b. the draft Shire of Dalwallinu Dogs Local Law 2013 (Dog Act 1976);
c. the draft Shire of Dalwallinu Local Government (Council Meetings) Local Law 2013;
d. the draft Shire of Dalwallinu Health Local Law 2013 (Health Act 1911);
e. the draft Shire of Dalwallinu Waste Local Law 2013 (Waste Avoidance & Resource Recovery Act 2007);

**CARRIED BY ABSOLUTE MAJORITY 8/0**
Ms T Slot returned to the Council Chambers at 5.25pm.

17.0 URGENT BUSINESS BY DECISION OF THE MEETING

Resolution

MOTION 7660

Moved Cr IW Hyde
Seconded Cr J Martin

That the two late item be considered as urgent business. CARRIED 8/0

17.1 Amendment to the Adopted Schedule of Fees and Charges

Applicant: Shire of Dalwallinu
File No: FM/22 Fees and Charges
Previous Meeting Reference: Nil
Attachments: Nil
Author: Mr Peter Crispin
Disclosure of Interest: Nil
Date of Report: 26 February 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
To consider amending the Schedule of Fees and Charges as adopted to reduce the current weekly rate of the Dowie Street 2 Bedroom Units (located at the Dalwallinu Caravan Park).

Background
The Schedule of Fees and Charges currently contains a weekly fee for lease of the Dowie Street 2 Bedroom Units at the Dalwallinu Caravan Park ($300.00 per week). This includes electricity which is estimated at approximately $25 per week.

Currently only one on the units is leased (to a couple who are both working and one is receiving a rental subsidy from the Shire).

These units (and the 4 bedroom, 2 bathroom house in Dungey Road) were funded as “Housing Expansion for the Regional Repopulation Project” and purported to be affordable housing for new residents to the Shire (not Shire employees).
Comment
Many prospective tenants have inspected the units but in all cases they have stated that the units are too expensive for their size and they have now been vacant for over 3 months without generating any income.

It has been suggested (by prospective tenants) that a more affordable rent would be $200 per week plus electricity (a total of $225 per week).

Policy Requirements
Nil

Legislative Requirements
Local Government Act 1995

Strategic Implications
Nil

Sustainability Implications

Environment
There are no known environmental impacts.

Economic
There are no known economic impacts.

Social (Community Consultation)
All community and potential renters have stated that these units are too expensive to lease.

Financial Implications
Currently no income has been received from two units, and unless the others are leased, the Shire’s income could be down by up to $12,000.

Voting Requirements
Absolute Majority

Recommendation
That the Schedule of Fees and Charges adopted for the 2012/13 financial year be amended to change the Dowie Street – 2 bedroom units to be $250.00 per week (including water and electricity).
Resolution

MOTION 7661

Moved    Cr J Martin
Seconded Cr AR Dickins

That the Schedule of Fees and Charges adopted for the 2012/13 financial year be amended to change the Dowie Street – 2 bedroom units to be $250.00 per week (including water and electricity).

CARRIED BY ABSOLUTE MAJORITY 8/0
17.2 Change of Meeting Time for March 2013

Applicant: Shire of Dalwallinu
File No: CU/1 Requests
Previous Meeting Reference: Nil
Attachments: Nil
Author: Mr Peter Crispin
Disclosure of Interest: Nil
Date of Report: 26 February 2013
Senior Officer: Mr Peter Crispin

Purpose of Report
To consider bring the 26 March 2013 meeting forward by one hour to allow participation in a joint meeting of the Shire of Dalwallinu, Moora and Wongan-Ballidu Councils.

Background
The Shires of Dalwallinu, Moora and Wongan-Ballidu have been looking at developing a regional housing strategy and as part of this have been meeting with a consultant (Ray Davy from Conway Highbury Pty Ltd) to investigate ways of getting more value for money.

Ray has completed his report and at a recent meeting (attended by the President and Chief Executive Officer) it was suggested that this report be presented to a joint meeting of all Councillors in Dalwallinu (maybe with a joint tea afterwards). The suggested date and time for the meeting was 26 March 2013 at 5.00pm.

As this is the Full Council meeting day, the President has suggested starting the meeting at 2.30pm instead of the normal 3.30pm.

Comment
If the meeting date or time is changed, the Shire must give local public notice of the change.

Policy Requirements
Nil

Legislative Requirements
Local Government Act 1995

Strategic Implications
Nil
Sustainability Implications

Environment
There are no known environmental impacts.

Economic
There are no known economic impacts.

Social (Community Consultation)
There is a full month available to advertise the change of starting time.

Financial Implications
Nil

Voting Requirements
Simple Majority

Recommendation
That the 26 March 2013 Council meeting be rescheduled to commence at 2.30pm with the change advertised as required under the Local Government Act 1995.

Resolution

MOTION 7662

Moved Cr J Martin
Seconded Cr AR Dickins

That the 26 March 2013 Council meeting be rescheduled to commence at 2.30pm with the change advertised as required under the Local Government Act 1995.

CARRIED 8/0
18.0 CONFIDENTIAL BUSINESS - As per Local Government Act 1995, Section 5.23(2)

Nil

19.0 SCHEDULING OF MEETING

MOTION 7663

Moved     Cr GH Sanderson
Seconded  Cr KM McNeill

That an Ordinary Meeting of Council be held on 26 March 2013 at Council Chambers, Dalwallinu commencing at 2.30pm.

CARRIED 8/0

20.0 CLOSURE

There being no further business, the Chairperson closed the meeting at 5.36pm.

21.0 CERTIFICATION

I, Robert Stanley NIXON, certify that the Minutes of the meeting held on the 26 February 2013, as shown on page numbers 1 to 108 were confirmed as a true record at the meeting held on the 26 March 2013.

____________________  ____________________
CHAIRPERSON          DATE