

MINUTES

Ordinary Meeting of Council

21 November 2018

SHIRE OF CARNAMAH
ORDINARY MEETING OF COUNCIL – 21 November 2018
MINUTES

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SHIRE OF CARNAMAH

DISCLAIMER

No responsibility is implied or accepted by the Shire of Carnamah for any act, omission or statement or intimation occurring during Council or committee meetings.

The Shire of Carnamah disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during Council or committee meetings.

Any person or legal entity who acts or fails to act in reliance upon any statement, act or omission made in a Council or committee meeting does so at that person's or legal entity's own risk.

In particular and without detracting in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a licence, any statement or intimation of approval made by any member or officer of the Shire of Carnamah during the course of any meeting is not intended to be and is not taken as notice of approval from the Shire of Carnamah.

The Shire of Carnamah advises that anyone who has any application lodged with the Shire of Carnamah shall obtain and should only rely on **WRITTEN CONFIRMATION** of the outcome of the application, and any conditions attaching to the decision made by the Shire of Carnamah in respect of the application.

Signed: _____

CHIEF EXECUTIVE OFFICER

SHIRE OF CARNAMAH

MINUTES

ORDINARY MEETING OF COUNCIL

Held at the Council Chambers – 33-37 Macpherson Street, Carnamah
on Wednesday 21 November 2018
Commencing at 4:04pm

1. DECLARATION OF OPENING

The President welcomed those in attendance and declared the meeting open at 4:04pm.

2. RECORD OF ATTENDANCE

Present

Cr Merle Isbister	President
Cr Dwayne Wooltorton	Deputy President
Cr Ian Bowman	
Cr Ian Stirling	
Cr Con Kikeros	
Cr Andrew Bowman-Bright	
Cr Luke Risinger	

Ms Karen Oborn	Chief Executive Officer
Mr Ian Walsh	Deputy Chief Executive Officer
Mr Phil Casbolt	Acting Manager of Works and Services
Ms Jennie Benson	Executive Support Officer

Mr Lawrence Ovens	Member of the public
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Miss Andrea Collins	Carnamah District High School – Teacher
Miss Laura Kerr	Carnamah District High School – Teacher
Maddi Forrester	Carnamah District High School – Student Councillor
Jordan Bentley	Carnamah District High School – Student Councillor
Paige Bentley	Carnamah District High School – Student Councillor
Jorja Brown	Carnamah District High School – Student Councillor
Ashton Broun	Carnamah District High School – Student Councillor

** Miss Collins and Miss Kerr, together with members of the Student Council were in attendance to view and observe the Council meeting.

Apologies

Nil

Leave Of Absence (Previously Approved)

Nil

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

4. PUBLIC QUESTION TIME

Nil

5. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

6. DISCLOSURE OF INTEREST

Cr Ian Bowman and Cr Andrew Bowman-Bright declared an interest in Item 10.3.2.

Mr Ian Walsh declared an interest in Item 10.3.1.

Ms Karen Oborn declared an interest in Item 10.2.2

7. PETITIONS, DEPUTATIONS AND PRESENTATIONS

Mr Ovens addressed Council with regard to his concerns about noise levels resultant of heavy haulage vehicles using engine braking along Bowman Street. Mr Ovens queried why the 'Residential Area – Do not use Engine Brakes' sign was installed and then removed from Bowman Street.

Cr Isbister informed that the sign was installed without community consultation. It was agreed at the Annual Electors' Meeting (held in December 2017) that, in the interest of safety for all road users, the sign be removed. Cr Isbister offered that public comment on the issue had been invited and that the subject of similar signage, ie: indicating to heavy vehicle drivers that they are approaching a residential area, had been discussed and was being considered by Council.

8. ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION

Nil

9. CONFIRMATION OF MINUTES

9.1 Minutes of Ordinary Meeting of Council held 24 October 2018

As Circulated

VOTING REQUIREMENT

Simple Majority

Council Resolution 20181101

Item 9.1

Moved: Cr Risinger

Seconded: Cr Stirling

That the Minutes of the Ordinary Meeting of Council held on 24 October 2018 be accepted as a true and correct record.

CARRIED 7-0

10. MANAGEMENT REPORTS

10.1 FINANCE REPORTS

10.1.1 Accounts for Payment

Applicant:	N/A
Location / Address:	N/A
File Ref:	ADM0075
Disclosure of Interest:	Nil
Date:	15 November 2018
Author:	Ian Walsh - Deputy Chief Executive Officer
Attachments:	10.1.1 - Cheque & EFT Listing

SUMMARY

Council to confirm the payment of creditors for the period 18 October 2018 to 14 November 2018, in accordance with the Local Government (Financial Management) Regulations 1996 section 13(1).

ATTACHMENT

Copy of list of accounts paid (EFT & cheque payments), which will enable Council to confirm the payment of its creditors in accordance with Local Government (Financial Management) Regulations 1996, Section 13(1).

BACKGROUND

Financial Regulations require a schedule of payments made through the Council bank accounts to be presented to Council for their inspection. The list includes details for each account paid incorporating the payee's name, amount of payment, date of payment and sufficient information to identify the transaction.

COMMENT

Invoices supporting all payments are available for inspection. All invoices and vouchers presented to Council have been certified as to the receipt of goods and the provision of services and as to prices, computations and costings, and that the amounts shown were due for payment.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995, Section 6.4 *Financial Report*
Local Government (Financial Management) Regulations 1996 -
Section 12 Payments from municipal fund or trust fund;
Section 13 Lists of accounts; and
Section 15 Rounding off figures

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

VOTING REQUIREMENT

Simple Majority

Council Resolution 20181102

Item: 10.1.1

Moved: Cr Kikeros
Seconded Cr Bowman-Bright

That payment listed as Attachment 10.1.1. List of Accounts Due and Paid for the period 18 October 2018 to 14 November 2018; and paid by the Chief Executive Officer under delegated authority of Council, or by the Deputy CEO (in the Chief Executive Officer's absence) as delegated by the Chief Executive Officer including:

<i>Manual Municipal cheques:</i>	<i>022566 – 022571</i>
<i>Municipal cheques:</i>	<i>28133 – 28134</i>
<i>Municipal EFT's:</i>	<i>11765 – 11850</i>
<i>Trust Cheques:</i>	<i>Nil</i>
<i>Payroll direct debits:</i>	<i>#09 - #10</i>
<i>Municipal Direct Debits</i>	<i>31/10/2018</i>

Totalling \$ 892,536.28 be approved and passed for payment.

CARRIED 7-0

10.1.2 Financial Reports to 31 October 2018

Applicant:	N/A
Location / Address:	N/A
File Ref:	ADM0075
Disclosure of Interest:	Nil
Date:	15 November 2018
Author:	Ian Walsh - Deputy Chief Executive Officer
Attachments:	10.1.2 Monthly Statement of Financial Activity

SUMMARY

A Statement of Financial Activity and other supplementary financial information is produced monthly as part of the Council meeting agenda.

BACKGROUND

The attached financial report for the period 1 July 2018 to 31 October 2018 (Attachment 10.1.2) has been prepared in accordance with the Local Government Financial Management Regulations.

COMMENT

Included with this report is the following:

- Statement of Financial Activity for the period 1 July 2018 to end of 31 October 2018;
- Summary Rates Trial Balance Report as at 31 October 2018;
- Cash and Investment Listing;
- Debtors Listing;
- Other Supplementary Information;

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government (Financial Management) Regulation 34 - *Financial activity statement report* — s. 6.4

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

VOTING REQUIREMENT

Simple Majority

Council Resolution 20181103

Item: 10.1.2

Moved: Cr Bowman

Seconded: Cr Wooltorton

That Council receive the Statement of Financial Activity for the period 1 July 2018 to 31 October 2018; and other supplementary financial information as presented.

CARRIED 7-0

10.2 ADMINISTRATION REPORTS

10.2.1 Ordinary Meeting of Council – 2019 Calendar

Applicant:	N/A
Location / Address:	N/A
File Ref:	ADM0198
Disclosure of Interest:	Nil
Date:	25 October 2018
Author:	Karen Oborn, Chief Executive Officer
Attachments:	Nil

SUMMARY

This report recommends that the scheduled dates for Ordinary Meetings of Council for 2019 be adopted and advertised.

BACKGROUND

The scheduled time for Ordinary Meetings of Council is the third Wednesday of each month.

COMMENT

The proposed meeting times for Ordinary Meetings of Council for 2019 are set on the third Wednesday of each month. Council may amend these throughout the year if need be.

STATUTORY ENVIRONMENT

LGA s. s. 5.3 *Ordinary and special council meetings*

Convening council meetings

5.5. (1) The CEO is to convene an ordinary meeting by giving each council member at least 72 hours' notice of the date, time and place of the meeting and an agenda for the meeting.

STRATEGIC IMPLICATIONS Strategic Community Plan 2017 - 2027

Civic Leadership Objective 4:

To be a professional, customer focussed organisation, which

- *effectively engages (with) the community to determine strategic direction,*
- *responsibly manages the organisation's assets and financial resources....*

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

VOTING REQUIREMENT

Simple majority

**Council Resolution 20181104
10.2.1**

Item:

**Moved: Cr Bowman-Bright
Seconded: Cr Risinger**

That Council approve –

1. *The scheduled dates for Ordinary Meetings of Council during 2019;*

2019 COUNCIL MEETING DATES

<i>20 February</i>	<i>Carnamah Council Chambers</i>
<i>20 March</i>	<i>Eneabba Sportsman's Club</i>
<i>17 April</i>	<i>Carnamah Council Chambers</i>
<i>15 May</i>	<i>Carnamah Council Chambers</i>
<i>19 June</i>	<i>Carnamah Council Chambers</i>
<i>17 July</i>	<i>Carnamah Council Chambers</i>
<i>21 August</i>	<i>Carnamah Council Chambers</i>
<i>18 September</i>	<i>Eneabba Sportsman's Club</i>
<i>16 October</i>	<i>Carnamah Council Chambers</i>
<i>20 November</i>	<i>Carnamah Council Chambers</i>
<i>18 December</i>	<i>Carnamah Council Chambers</i>

***All meetings held at Eneabba commence at 3:00pm, unless otherwise advised.
All meetings held at Carnamah will now commence at 4:00pm, unless
otherwise advised.***

and

2. *These matters are advertised locally.*

CARRIED 7-0

10.2.2 Waste to Energy Initiatives

Applicant:	N/A
Location / Address:	N/A
File Ref:	ADM0224
Disclosure of Interest:	CEO (Karen Oborn) declared an interest as she would benefit from paid travel opportunity
Date:	2 November 2018
Author:	Karen Oborn – Chief Executive Officer
Attachments:	Nil

SUMMARY

This report recommends that Council give their approval for the CEO to seek grant funding, for future peer to peer learning opportunities and to conduct research into eco-friendly Waste Incineration, in order to ascertain the viability of developing a regional Waste to Energy industry in the Shire of Carnamah, which is also designed to be a tourist attraction.

BACKGROUND

Planning for and implementing, Waste to Energy initiatives, is needed for a sustainable future. A part of sustainable waste management is the burning of rubbish for energy, as a viable alternative to landfill. Contemporary waste-to-energy systems involve burning rubbish to produce electricity, potentially reducing the amount of waste going to landfill by up to 90%, resulting in "broad support" for waste-to-energy technology over landfill. <http://www.abc.net.au/news/2018-02-26/waste-for-energy-plant-for-melbourne-proposed/9482850>.

A key concern of the 2017 UN Environment Assembly was "the mountains of solid waste produced by humanity, with fifty of the "anti-pollution actions" contained in their report, relating directly to solid waste. One of the Cities showcased at the 2017 UN Environment Assembly, was Osaka, Japan.

Osaka has embraced burning rubbish, as an alternative to landfill. Utilising a massive waste incinerator, "styled by Austrian architect and eco-activist Friedensreich Hundertwasser", Japan's second-biggest city has transformed itself from a pollution hotspot to a frontrunner in environmental care. Along with tighter regulations, strict environmental planning and a drive to create green urban spaces, rather than landfill, most waste is burned in high-tech plants, and used "to produce electricity for an estimated 125,000 households". <https://www.unenvironment.org/news-and-stories/story/solid-approach-waste-how-5-cities-are-beating-pollution>

COMMENT

I particularly like Osaka Japan's incinerator, as Osaka was a pollution hot spot in the 1970's, and has now become a frontrunner in environmental care. Most of their waste is now burned in high-tech plants, and used "to produce electricity for an estimated 125,000 households". As a result Osaka was one of the eco - champion Cities showcased at the 2017 UN Environment Assembly.

This plant is now also a major international tourist attraction. As Carnamah is in the middle of our region, and has key power infrastructure running through it, I think it's worth investigating if this technology and waste practices, could be modified for us to use rubbish and meet demand for low cost energy. It could also power desalination and other high energy initiatives

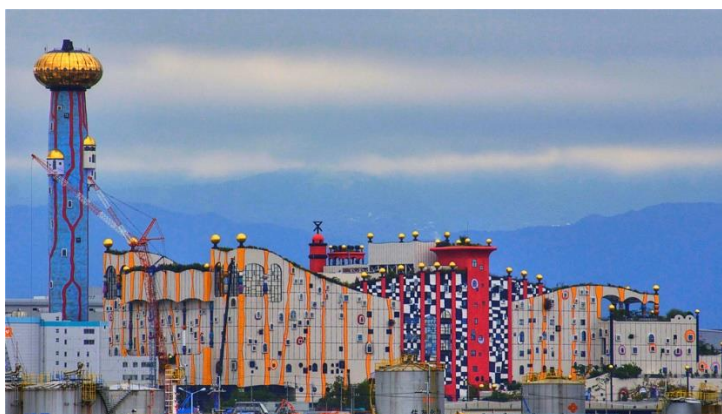
in the future. As an added bonus, if there was one here in a regional area, it too could become a major tourist attraction. Perth is also getting a “metro” incinerator at Kewdale, so in the future there will be fewer obstacles in the way of this type of power generation.
<https://arena.gov.au/news/australias-first-energy-from-waste-plant-to-be-built-in-wa/>

I am submitting travel scholarship applications, but in addition to submitting these applications as an individual, I would also like Council to consider giving their approval for me to submit grant applications, to undertake this research.

The project would be to provide an opportunity for peer to peer learning overseas, to conduct research into Osaka, Japan’s Waste Incineration plant. Osaka is providing eco-friendly waste to energy solutions and greening initiatives, not readily available in Australia, which have also become major tourism attractions. In addition, the project will include undertaking an economic benefit analysis of implementing a similar initiative in Regional WA, as a model for the enrichment of the regional economy and waste management practices.

Return Travel to Osaka Japan	\$ 4,500
1 weeks accommodation	\$ 2,100
1 weeks meals	\$ 1,400
Draft of report and findings (~20hrs \$1,500)	<i>in-kind</i>
Development of Strategy & Action (Consultant)	\$11,400

Total \$19,240 *grant funding*



CONSULTATION

Shire President
 MWDC

STATUTORY ENVIRONMENT

Nil

STRATEGIC COMMUNITY PLAN 2017-2027 IMPLICATIONS

Environment Objective 2: *To provide sustainable management of resources and the protection and enhancement of biodiversity, land, air and water:* **Waste Management** -*To identify future development and ongoing maintenance requirements at Shire waste disposal sites, & Recycling* -*To identify future recycling options.*

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Officer time

VOTING REQUIREMENT

Simple Majority

Council Resolution 20181105

Item: 10.2.2

Moved: Cr Bowman-Bright

Seconded: Cr Stirling

That Council gives approval for the CEO to seek grant funding, for future opportunities to conduct research into eco-friendly Waste Incineration, in order to ascertain the viability of developing a regional Waste to Energy industry in the Shire of Carnamah, which can also be designed to be a tourist attraction.

CARRIED 6-1

10.2.3 Development Application – L & B Haeusler - “Home Occupation” Assessment (Catering)

Applicant:	L & B Haeusler
Location / Address:	1270 Turner Road
File Ref:	ADM0270
Disclosure of Interest:	Nil
Date:	12 November 2018
Author:	Karen Oborn, Chief Executive Officer
Attachments:	Att 10.2.3 a) Town Planning Application Att 10.2.3 b) Letter to the Shire of Carnamah

SUMMARY

An application has been received from L & B Haeusler, Turner Farms Pty Ltd, to operate a “Home Occupation” being a catering business, from their ‘rural’ property, which is an “A” use. This is a discretionary use, with special notice requirements. This report recommends that Council approve the application.

BACKGROUND

An application was received from L & B Haeusler, Turner Farms Pty Ltd, to operate a “Home Occupation” being a catering business, from their property. The property is zoned “Rural” and the Shire of Carnamah’s Town Planning Scheme Zoning Table provides that a “Home Occupation” is a “A” use (vis. the use is not permitted unless the local government has exercised its discretion by granting planning approval after giving special notice.). The Shire may therefore permit a Home Occupation in a “Rural” zone if it believes that is appropriate to do so.

COMMENT

Home Occupations come in many forms. This request is for a home business to prepare food in the home, for the purposes of providing catering services to the community. The Health Inspector Mr Gordon Houston has engaged with the applicant, to ensure all related aspects of the health and food acts will be adhered to, at all times. This includes ensuing the preparation and storage areas are compliant with the relevant legislation.

CONSULTATION

EHO
DCEO
Shire President

STATUTORY ENVIRONMENT

The Local Government Act 1995 at section 3.1 outlines that the general Function of Local Government is to provide for the good government of people in its district.

The property is zoned ‘Rural’ and the Shire of Carnamah’s Town Planning Scheme Table 1 - Zoning Table provides that a “Home Occupation” is a “A” use (vis. the use is not permitted unless the local government has exercised its discretion by granting planning approval following it being advertised prior to being presented to Council.

The Planning and Development (Local Planning Schemes) Regulations 2015 defines a Home Occupation as follows –

means a dwelling or land around a dwelling used by an occupier of the dwelling to carry out an occupation if the carrying out of the occupation that —

(a) does not involve employing a person who is not a member of the occupier's household;

and

(b) will not cause injury to or adversely affect the amenity of the neighbourhood; and

(c) does not occupy an area greater than 20 m²; and

(d) does not involve the display on the premises of a sign with an area exceeding 0.2 m²;

and

(e) does not involve the retail sale, display or hire of any goods unless the sale, display or hire is done only by means of the Internet; and

(f) does not —

(i) require a greater number of parking spaces than normally required for a single dwelling; or

(ii) result in an increase in traffic volume in the neighbourhood; and

(g) does not involve the presence, use or calling of a vehicle of more than 4.5 tonnes tare weight; and

(h) does not include provision for the fuelling, repair or maintenance of motor vehicles; and

(i) does not involve the use of an essential service that is greater than the use normally required in the zone in which the dwelling is locate.

STRATEGIC COMMUNITY PLAN 2017-2027 IMPLICATIONS

Economic Objective 3: *Business* - *Retain existing industries and encourage the establishment of new industries to broaden the district's economic base.*

POLICY IMPLICATIONS

Policy 2.10 (Community Engagement) outlines the various forms of community engagement options available to the Shire.

FINANCIAL IMPLICATIONS

There is a small fee for the provision of the Home Occupation License if one is issued. The properties 'Rating' category may change, subject to review.

VOTING REQUIREMENT

Simple Majority

Moved: Cr Risinger
Seconded: Cr Wooltorton

That Council approve the application for L & B Haeusler to operate a “Home Occupation”, being a catering business, from their ‘Rural’ property on Turner Road, Carnamah WA, subject to the planning application fee being paid in full.

CARRIED 7-0

10.2.4 Indigenous Statement

Applicant:	N/A
Location / Address:	N/A
File Ref:	ADM0063
Disclosure of Interest:	Nil
Date:	12 November 2018
Author:	Karen Oborn – Chief Executive Officer
Attachments:	10.2.4 - Uluru Statement

SUMMARY

This report recommends that Council notes the Indigenous community's objectives outlined in the 'Uluru Statement from the Heart'.

BACKGROUND

A convention, convened by a bipartisan-appointed Referendum Council, met from 23 to 26 May 2017 to discuss and agree on an approach to constitutional reform to recognise Aboriginal and Torres Strait Islander peoples. The majority resolved, in the 'Uluru Statement from the Heart', to call for two objectives for reform—the establishment of a First Nations Voice and a Makarrata Commission. These objectives reflect the nature of reform desired rather than specifying the fine detail of any proposed changes to the Australian Constitution.

COMMENT

Recently the Shire of Carnamah engaged an Economic Development consultant to develop an Economic Development Plan. As a part of that process, it has been proposed that the Shire of Carnamah give consideration to the Uluru Statement, in order to ensure the whole community is included in this. The statement is attached for your reference. It is believed that this has the potential to play a beneficial role in economic projects and community cohesion.

CONSULTATION

Shire President
EDP Consultant

STATUTORY ENVIRONMENT

Nil

STRATEGIC COMMUNITY PLAN 2017-2027 IMPLICATIONS

Civic Leadership Objective 4: To be a professional, customer focussed organisation, which - *is a strong advocate for the community.*

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

VOTING REQUIREMENT

Simple Majority

Council Resolution 20181107

Item: 10.2.4

Moved: Cr Kikeros

Seconded: Cr Bowman-Bright

That Council notes the Indigenous community's objectives outlined in the 'Uluru Statement from the Heart'.

CARRIED 5-2

10.3 CONFIDENTIAL REPORTS

Motion to close the meeting to the public: Consideration of confidential reports

Applicant:	N/A
Location / Address:	N/A
File Ref:	N/A
Disclosure of Interest:	
Date:	15 November 2018
Author:	Executive Support Officer
Attachments:	Nil

BACKGROUND

Items 10.3.1 and 10.3.2 of the Agenda of 21 November 2018, deals with matters affecting Council, of which the meeting may be closed to the public.

COMMENT

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995 Section 5.23 (2) (a) (c) (d) (e) Meetings generally open to the public.

STRATEGIC IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

VOTING REQUIREMENT

Simple Majority

Council Resolution 20181108

Moved: Cr Risinger

Seconded: Cr Bowman

That the meeting be closed to the public to consider Confidential Items 10.3.1 and 10.3.2 of the 21 November 2018 Agenda.

CARRIED 7-0

4.31pm

Mr Ian Walsh, Mr Lawrence Ovens, Miss Andrea Collins, Miss Laura Kerr, and the members of the CDHS Student Council, left the meeting.

10.3.1 CONFIDENTIAL ITEM

File: PER#101
Author: Karen Oborn – Chief Executive Officer

Date: 15 November 2018

Moved: Cr Bowman
Seconded: Cr Kikeros

VOTING REQUIREMENT
Simple Majority

CARRIED 7-0

4.35pm

Cr Ian Bowman and Cr Andrew Bowman-Bright left the meeting.
Mr Ian Walsh returned to the meeting.

10.3.2 CONFIDENTIAL ITEM

File:
Author: Karen Oborn – Chief Executive Officer

Date: 15 November 2018

Moved: Cr Wooltorton
Seconded: Cr Kikeros

VOTING REQUIREMENT
Simple Majority

CARRIED 5-0

Motion to re-open the meeting

Applicant:	N/A
Location / Address:	N/A
File Ref:	N/A
Disclosure of Interest:	Nil
Date:	15 November 2018
Author:	Executive Support Officer
Attachments:	Nil

VOTING REQUIREMENT

Simple Majority

Council Resolution 20181111

Moved: Cr Risinger
Seconded: Cr Bowman-Bright

That the meeting be re-opened to the public.

CARRIED 5-0

4.45pm

Cr Ian Bowman, Cr Andrew Bowman-Bright, Miss Andrea Collins, Miss Laura Kerr, and members of the CDHS Student Council returned to the meeting.

Mr Ovens did not return to the meeting.

11. ORDERING THE COMMON SEAL

12. REPORTS OF COMMITTEES AND MEMBERS

13. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

14. NOTICE OF MOTIONS

(For consideration at the following meeting, if given during the meeting)

15. NEW BUSINESS OF AN URGENT NATURE ADMITTED BY COUNCIL

15.1 Motion to admit late business

An Addendum to the Agenda for the Ordinary Meeting of Council (21 November 2018) was circulated to Council. Council may resolve that the late business be admitted to the Meeting.

Council Resolution 20181112

Item: 15.1

Moved: Cr Woollorton

Seconded: Cr Risinger

That item 10.2.5 be admitted to the meeting as late business.

CARRIED 7-0

10.2 ADMINISTRATION REPORT

10.2.5 Northern Country Zone Agenda - November 2018

Applicant:	N/A
Location / Address:	N/A
File Ref:	ADM0059
Disclosure of Interest:	Nil
Date:	21 November 2018
Author:	Karen Oborn – Chief Executive Officer
Attachments:	Nil

Northern Country Zone Agenda NOVEMBER 2018 –

Flying Minute Meeting

(Responses by COB 26/11/2018)

RECOMMENDATIONS:

Item 2. CONFIRMATION OF MINUTES

Recommendation: That the Minutes of the meeting of the Northern Country Zone of WALGA held on 27 August 2018 be confirmed as a true and accurate record of proceedings.

Item 3. REPORT FROM THE CHAIR / STATE COUNCILLOR – NOVEMBER 2018

Recommendation: That the Northern Country Zone of WALGA notes the report from the Chair/State Councillor for November 2018.

Item 4. FINANCE

4.1 Recommendation: That the Northern Country Zone of WALGA receives the Detailed Income Statement and Bank Reconciliation for the period ending 31 October 2018.

4.2 Recommendation: That the Audit Report for the Northern Country Zone of WALGA for the period ended 30th June 2018 be received.

4.3 Recommendation: That the Northern Country Zone of WALGA pays a biennial fee (currently \$96) to 2V.NET IT for the Domain name 'northerncountryzone.com.au'; and That the Northern Country Zone of WALGA pays a monthly fee (currently \$7) to 2V.NET.IT for hosting the mailbox 'eo@northerncountryzone.com.au'.

Item 5. STATE COUNCIL AGENDA - MATTERS FOR DECISION

5.1 Proposed Removal by Main Roads WA of the “Letter of Approval” Restricted Access Vehicle Operating Condition (05-006-03-0001 MB)

Recommendation: That WALGA:

1. Opposes withdrawal of the “Letter of Approval” Restricted Access Vehicle Operating Condition until an acceptable alternative is developed;
2. Supports the position that Local Governments not use provision of the Letter of Authority to charge transport operators to access the Restricted Access Vehicle network;
3. Supports the development of standard administrative procedures including fees and letter formats; and
4. Supports the practice of Local Governments negotiating maintenance agreements with freight owners/ generators in cases where the operations are predicted to cause extraordinary road damage.

5.2 Bus Stop Infrastructure Partnership Agreement 2018/19-2022/23 (05-001-03-0037 MM)

Recommendation: That the Bus Stop Infrastructure Partnership Agreement be endorsed.

5.3 2019-20 State Budget Submission (05-001-03-0006 DM)

Recommendation: That WALGA’s submission to the State Government in advance of the 2019-20 Budget be endorsed.

5.4 Interim Submission: Cost Recovery for Clearing Permits and Water Licences and Permits – DWER Discussion Paper (05-064-02-0022 MB)

Recommendation: That the WALGA interim submission which opposes increased cost recovery for clearing permits and water licences and permits by the Department of Water and Environmental Regulation be endorsed.

5.5 Waste Levy Policy Statement (05-037-04-0001 RNB)

Recommendation: That the Waste Levy Policy Statement 2018 be endorsed.

5.6 Standard Development Conditions Guidelines (05-036-04-0005 AR)

Recommendation: That the Standard Development Conditions Guideline, be endorsed and that WALGA recommends use of the resource by Local Governments when reviewing and/or preparing standard development conditions.

5.7 WALGA Paper – Off Road Vehicles and Local Government (05-053-03-008 EDR)

Recommendation: That WALGA advocates for the State Government to:

1. Conduct a review of current legislation to align registration and licensing of Off Road Vehicles (ORVs) with other vehicle types and users.
2. Allocate funding for feasibility studies to identify suitable sites for new ORV Permitted Areas throughout the State, which considers environmental values, future land use planning impacts, public safety, amenity and environmental issues and Local Government risk and liability issues.

3. Develop and implement, in collaboration with WALGA and ORV stakeholders, educational resources and training suitable to the specific needs of ORV users, stakeholders and Local Governments. Resources should include; guidance on compliance and enforcement arrangements aligned with the Control of Vehicles (Off-road Areas) Act 1978 and other relevant legislation, user and permitted area operational safety, signage standards, insurance and liability mitigation strategies.

4. Develop and implement, in collaboration with ORV vendors, resources and practices that ensure ORV buyers are informed at the point of sale about ORV registration, regulation and restrictions applicable to ORV vehicle use and consequences of non-compliance.

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5. Consider and consult on the regulation of the vendor's role in providing information to buyers regarding ORV registration, regulation and restrictions.

6. Develop and implement, in collaboration with stakeholders and industry representatives, resources to educate and raise community awareness about the proper use of ORVs, ORV permitted and prohibited areas, and the consequences of non-compliance.

7. Ensure that the WA Police Force allocates resources to address unlawful ORV use in consultation with Local Government law enforcement.

5.8 Submissions – Public Health Act 2016 Regulation Review Program (05-031-01-0001 EDR)

Recommendation: That the interim submissions provided to the Department of Health *Public Health Act 2016* Discussion Papers on Regulations for Construction Sites Facilities, Temporary Toilets and Cloth Materials be endorsed.

5.9 Aboriginal Advocacy and Accountability Office Interim Submission

Recommendation: That the interim submission to An Office for Advocacy and Accountability in Aboriginal Affairs in Western Australia: Discussion paper be endorsed.

5.10 Royal Commission into Institutional Responses to Child Sexual Abuse (05-086-03-0004 KD)

Recommendation: That the interim submission: Royal Commission into Institutional Responses to Child Sexual Abuse: A Local Government Response to the Western Australian State Government Child Safety Implementation Plan be endorsed.

5.11 Partnering with Local Government for Youth (05-065-04-0001 KD)

Recommendation:

That the following amended policy statement be endorsed:

The Local Government sector supports the development and well-being of children and young people through strategic partnerships and a combination of services and facility provision. The Association advocates that the State and Commonwealth should continue to invest in the wellbeing of young West Australians.

5.12 Managing Alcohol in our Communities Guide (06-045-01-0001 EB)

Recommendation: That the Managing Alcohol in our Communities (MAIOC) Guide be endorsed.

VOTING REQUIREMENT

Simple Majority

Council Resolution 20181113

Item: 10.2.5

Moved: Cr Stirling

Seconded: Cr Kikeros

That Council adopt the Northern Country Zone - November 2018 recommendations as stated in the Flying Minute Meeting Agenda, presented above.

CARRIED 7-0

Item 6: STATE COUNCIL AGENDA - MATTERS FOR NOTING / INFORMATION

6.1 Local Government Act Review (05-034-01-0001 TB)

Recommendation: That State Council note the update on the Local Government Act Review process.

6.2 Economic Development Project (05-088-03-001 DM)

Recommendation: That State Council note the WALGA's Economic Development Project update.

6.3 Report: Review of Local Government Car Parking Requirements in Western Australia (05-036-03-0063 AR)

Recommendation: That State Council note the report: Review of Local Government Car Parking Requirements in Western Australia.

6.4 Event for Elected Members – Health Services in Regional Areas (05-031-01-0001 EDR)

Recommendation: That State Council note that WALGA will host an event on Wednesday, 6 March 2018, to provide information on the current situation and future opportunities in regional health to Elected Members and CEOs.

6.5 Government Regional Officer Housing (GROH) (05-018-04-0004 KD)

Recommendation: That State Council note the findings from research into the Government Regional Officer Housing (GROH) Initiative.

6.6 National Redress Scheme (05-086-03-0004 KD)

Recommendation: That State Council note the emerging discussions between WALGA, the Department of Local Government, Sport and Cultural Industries and the Department of Premier and Cabinet about the National Redress Scheme.

6.7 Family and Domestic Violence (05-086-03-0004 KD)

Recommendation: That State Council notes the Association's ongoing activity in family and other domestic violence legislative reviews and resource development.

6.8 Report Municipal Waste Advisory Council (MWAC) (01-006-03-0008 RNB)

Recommendation: That State Council notes the resolutions of the Municipal Waste Advisory Council at its 29 August and 24 October meetings.

6.9 Draft National Biosecurity Statement (05-028-03-0011 NM)

Recommendation: That State Council notes the WALGA submission on the draft National Biosecurity Statement.

6.10 Release of the Better Urban Forest Planning Guide (05-038-04-2211 CP)

Recommendation: That State Council notes the release of the Better Urban Forest Planning Guide on 8 November 2018.

6.11 WALGA Reconciliation Action Plan (03-047-01-0001 RA)

Recommendation: That the update relating to WALGA's Reflect Reconciliation Action Plan be noted.

VOTING REQUIREMENT

Simple Majority

Council Resolution 20181114

Item: 10.2.5

Moved: Cr Kikeros

Seconded: Cr Risinger

That State Council Agenda Items numbers 6.1 to 6.11 be noted, as presented above.

CARRIED 7-0

16. CLOSURE OF MEETING

There being no further business the meeting was closed at 4:48pm.