

Minutes

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SHIRE OF CARNAMAH

Minutes

ORDINARY COUNCIL MEETING

HELD IN THE COUNCIL CHAMBERS, CARNAMAH

ON WEDNESDAY 15TH MARCH 2006

1

DECLARATION OF OPENING

President Cr. Heinrich welcomed members and declared the meeting open at 9:00am.

MOVED: CR. LAUNER

SECONDED: CR. MILLS

That in order to allow free flowing debate, that Standing Orders be suspended.

CARRIED: 6 - 0

2

RECORD OF ATTENDANCE

PRESENT

Councillors

B M Heinrich (President)

D. Forsyth (Deputy President)

D P Mills

E Cockin

R. Launer

M.Isbister

Chief Executive Officer

A G Nottle

Manager of Community Services G J Agnew (11:55am in – 11:20am out)

Andrea Njoku Environmental Health Officer (11:55am in – 11:20am out)

Executive Secretary

R V Miller

APOLOGIES

LEAVE OF ABSENCE (Previously Approved)

Cr. J. Read

3

RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

4 PUBLIC QUESTION TIME**5 APPLICATIONS FOR LEAVE OF ABSENCE**

MOVED: CR. FORSYTH

SECONDED: CR. COCKIN

That Councillor Heinrich be granted leave of absence from the April 2006 Ordinary meeting of Council.

CARRIED 5 - 0**6 PETITIONS, DEPUTATIONS AND PRESENTATIONS**

6.1 It was agreed that the owners of the 'Hayshed' be invited to the next ordinary meeting of Council in April

7 ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION.**8 CONFIRMATION OF MINUTES****313492 8.1. ORDINARY MINUTES OF COUNCIL MEETING HELD 15TH FEBRUARY 2006.**

MARKED APPENDIX A

MOVED: CR. COCKIN

SECONDED: CR. MILLS

That the minutes of the Ordinary meeting of Council held on the 15th February 2006 be accepted as a true and correct record.

VOTING REQUIREMENT: SIMPLE MAJORITY

CARRIED: 6 - 0

MOVED: CR. ISBISTER

SECONDED: CR. FORSYTH

That due to the Manager of Community Services, Mr. Garry Agnew, having to attend the Three Springs Council meeting, Council would go out of sequence of the Agenda and attend to the Manager of Community Services' report on his return to Carnamah

CARRIED: 6 - 0

9 MANAGEMENT REPORTS

- 9.2 MANAGER OF PARKS & GARDENS REPORT
9.3 WORKS ADMINISTRATION REPORT

9.4. ADMINISTRATION AND FINANCE REPORTS

**313493 9.4.1. W.A. Municipal Association: “Banners In The Terrace” –
Local Government Week 2006**

Applicant:	N/A
Location / Address:	N/A
File Ref:	L4/3
Disclosure of Interest:	Nil
Date:	3 rd March 2006
Author:	Roslyn Miller, Executive Assistant
Signature of Author:	
Attachments:	Nil

Summary

This report recommends Council’s participation in the annual “Banners in the Terrace” display and competition, conducted during Local Government Week 2006.

Background

Council has for some years participated in the “Banners in the Terrace” display and competition, conducted annually during Local Government Week. In previous years Council has purchased the banners, which have been completed by students from the Carnamah District High School and Eneabba Primary School.

Comment Nil

Consultation

Carnamah District High School
Eneabba Primary School

Statutory Environment Nil

Policy Implications Nil

Financial Implications

Both Carnamah District High School and Eneabba Primary School have a preference for a PVC banner this year at a cost of \$84.70 plus GST each, and country freight of \$30.00 plus GST, bringing the total cost to \$202.40 for which the 2005/06 budget provision for Members Expenses (Presentations and Other) may be utilised.

Voting Requirement

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION**ITEM 9.4.1.****MOVED: CR. FORSYTH****SECONDED: CR. MILLS**

That Council purchase two PVC banners at a cost of approximately \$202.40 (including postage), and register the Eneabba Primary and Carnamah District High Schools in the 2006 "Banners in the Terrace" display and competition.

CARRIED: 6 - 0

Council discussed the purchase of banners for Banners in the Terrace and agreed it was not necessary for approval to be given by Council each year and that a Policy be written giving the CEO delegated authority to approve this annual request.

MOVED: CR. FORSYTH**SECONDED: CR. ISBISTER**

That Council give the Chief Executive Officer delegated authority to purchase, for the two Shire of Carnamah schools, banners for the annual Local Government Banners in the Terrace competition.

CARRIED: 6 - 0

313494 9.4.2. CBH Request for Accommodation – Caravan Park

Applicant: N/A
Location / Address: N/A
File Ref: C13/2, C13/5
Disclosure of Interest: Nil
Date: 8th March 2006
Author: Tony Nottle, Chief Executive Officer
Signature of Author:
Attachments:

Summary

Council is requested to consider in principle the placing of accommodation units in the caravan park, Carnamah to be utilised by the Shire and CBH

Background

The CEO met with the Manager of Operations for the Morawa District of CBH to discuss accommodation plans for the future.

CBH are increasing the size of the facility in Carnamah and subsequently will require more accommodation units.

CBH have rented the units in the caravan park in the past. CBH were looking at locating their workers away from the CBH facility for comfort of the workers.

It was suggested to CBH that if they were to locate units within the caravan park, (and Council were able to lease them out in the off-season) then this may be utilised for their accommodation site.

Comment

Council has indicated that it plans to build further units in the Caravan Park to accommodate the increasing number of visitors to the region.

However at a cost of approximately \$70,000per unit this would take some time for the Council to achieve. It was indicated to CBH that the units must be of a tidy and neat standard, so as not to detract from the aesthetics of the Caravan Park.

A joint venture with CBH would be a positive step towards the development of the Caravan Park and the increase in revenue.

Proposed conditions have not been included in the recommendation as we are not at the stage to discuss these conditions. This would come later in the process.

The author only requests in principle support at this stage.

Consultation

In person meeting with CBH representatives Kevin Crouch and Lynsey McIntosh.

Statutory Environment Nil

Policy Implications

Council may consider (further on in the process) that a policy may need to be implemented for the care and maintenance of these on-site units.

Financial Implications

CBH are planning two extra units for Carnamah. The indication is that Carnamah would be able to rent out these units for approximately nine months of the year.

Provided CBH carry out the siteworks and directions of Council, it should not cost Council to have the units located in the caravan park.

It is likely that an annual income of approximately \$3 - \$5,000 from the renting of these units will occur.

Voting Requirement

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION**ITEM 9.4.2.****MOVED: CR. FORSYTH****SECONDED: CR. LAUNER**

That Council support in principle, the placement of accommodation units in the Carnamah Caravan Park by Co-Operative Bulk Handling for the purpose of accommodation, on the condition that the Shire of Carnamah be able to rent the units to the general public when not in use.

CARRIED: 6 - 0

313495 9.4.3. Delegation to Approve Minor Development
--

Applicant:	N/A
Location / Address:	N/A
File Ref:	Delegations Register, M4/1, S4/38
Disclosure of Interest:	Nil
Date:	6 th March 2006
Author:	Tony Nottle, Chief Executive Officer
Signature of Author:	
Attachments:	Nil

Summary

Council is requested to consider delegating authority to the CEO to approve minor development applications.

Background

At Council's February Meeting, it was discussed amongst the members that as Council Meetings are only held monthly, that some applications for development approval were being postponed.

Most of these applications were for ancillary buildings which complied with the Shire of Carnamah Town Planning Scheme No. 1.

Under the Shire of Carnamah Town Planning Scheme No. 1, all applications for development which are not residential require the matter to be presented and approved by Council.

Council requested the CEO to present an item to allow Council to delegate the above authority to the CEO.

Comment

Provided Council are clear with their delegation to the CEO, such a delegation will reduce the turn around time for the planning and application approval for people wishing to undertake improvements / development within the Carnamah Shire.

The purpose of the suggested delegation is to streamline the process.

A suggested delegation is to read:

Council delegates the power to approve applications for development under the Shire of Carnamah Town Planning Scheme No. 1, provided that the applications fully conform and comply with the Shire of Carnamah Town Planning Scheme No. 1.

Consultation Nil

Statutory Environment

Local Government Act 1995

5.42(1) A local government may delegate* to the CEO the exercise of any of its powers or the discharge of any of its duties under this Act other than those referred to in section 5.43.

** Absolute majority required.*

Town Planning and Development Act 1928
SOC Town Planning Scheme No 1

Policy Implications Nil

Financial Implications Nil

Voting Requirement Absolute Majority

Council discussed the Officer Recommendation and agreed that delegated power to the CEO, be included in the recommendation.

OFFICER RECOMMENDATION AND COUNCIL DECISION	ITEM 9.4.3.
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MOVED: CR. IBSITER

SECONDED: CR. MILLS

That Council delegates to the Chief Executive Officer, the power to approve applications for development under the Shire of Carnamah Town Planning Scheme No. 1, provided that the applications fully conform and comply with the Shire of Carnamah Town Planning Scheme No. 1 and Council Policy from time to time.

CARRIED: 6 - 0

313496 9.4.4. Local Government Compliance Audit Return 2005
--

Applicant:	N/A
Location / Address:	N/A
File Ref:	A4/10
Disclosure of Interest:	There may be a perceived conflict of interest as the CEO is the officer certifying having complied with statutory requirements, AND ALSO the officer recommending Council adoption of the Compliance Audit Return for 2005 as certified.
Date:	6 th March 2006
Author:	Tony Nottle, Chief Executive Officer
Signature of Author:	
Attachments:	9.4.4. Appendix B

Summary

Council is requested to adopt the Local Government Compliance Audit Return for the period 1st January 2005 to 31st December 2005

Background

A copy of the Local Government Compliance Audit return for the period 1st January 2004 - 31st December 2004 is appended (marked 9.4.4, Appendix B). The compliance audit return is to be –

- a) presented to the council at a meeting of the council;
- b) adopted by the council; and
- c) recorded in the minutes of the meeting at which it is adopted.

A certified copy of the return together with –

- a) a copy of the relevant section of the minutes (of adoption); and
- b) any additional information explaining or qualifying the compliance audit; is to be submitted to the Executive Director of the Local Government Department by 31st March next following the period to which the return relates.

The return is to be jointly certified by the CEO and the President, and the certification read aloud to the meeting.

Comment

The following items of non- (or partial) compliance are noted within the return:

LOCAL LAWS:

Section (a) 7

All reviews of Local Laws have been carried out within a period of 8 years.

Section 3.16 (1)

A review was never carried out within 8 years (fell due 2004) Consultant has been engaged to carry out this task.

THOROUGHFARES:

Section (b) 4

The local government has kept a register of gates and other devices constructed across public thoroughfares.

Uniform Local Provisions Regulation 9(8)

There has never been a register of gates for the Shire of Carnamah kept for the last 10 years. Last years agenda item stated that a register was in place however, no register was found. There is now a register in place kept in the safe.

MEETING PROCESS:**Section (f) 11**

Deputy presiding members of committees were elected by the members of the committee from amongst themselves in accordance with Schedule 2.3 Division 2 of the Act

s5.12(2)

There has never been a need to elect a Deputy as the President during the year, chaired every Committee meeting.

Section (f) 18

A minimum time of 15 minutes was allocated for questions to be raised by members of the public and responded to at:

every meeting of a committee to which the local government has delegated a power or duty.

Committee Meetings – No allowance was made for question time. No members of the Public were present.

Section (f) 25

At least once during the period covered by this return, the local government gave local public notice for the next twelve months of the date, time and place of:

those committee meetings that were required under the Act to be open to the public or that were proposed to be open to the public.

s5.25(g)

Admin Reg 12(1)

The meetings of the various Committees are held on a needs basis and therefore the annual advertising of meeting dates could not be undertaken.

Section (f) 28

The local government made available for public inspection unconfirmed minutes of all Council and committee meetings:

Within 5 business days after the committee meetings.

s5.25(1)

Admin Reg 13

The publishing of Committee Minutes within 5 days where no Council administration staff were involved was not carried out. Committees such as Cultivating Carnamah, Historical Society fall into this category

Consultation

Nil

Statutory Environment

Local Government (Audit) Regulations 1999 - Regulation 14

Policy Implications Nil

Financial Implications Nil

Voting Requirement

Simple Majority - (Prior to voting the Chief Executive Officer is to read aloud the joint certification of the Local Government Compliance Audit Return by the President and the Chief Executive Officer.)

OFFICER RECOMMENDATION AND COUNCIL DECISION	ITEM 9.4.4.
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MOVED: CR. FORSYTH

SECONDED: CR. MILLS

That Council adopt the Local Government Compliance Audit Return for the period 1st January 2005 to 31st December 2005 as certified by the Chief Executive Officer and the President, and qualifications relating to items (a)7 Local Laws, (b)4, Thoroughfares, (f) Meeting Process 11, 18, 25, 28.

CARRIED: 6 - 0

313497 9.4.5. Report on Executed Delegated Authority

Applicant:	N/A
Location / Address:	N/A
File Ref:	M4/1, S4/38
Disclosure of Interest:	See Comment
Date:	7 th March 2006
Author:	Tony Nottle, Chief Executive Officer
Signature of Author:	
Attachments:	

Summary

Council is provided with a report on decisions / approvals carried out by the CEO under Delegated Authority.

Background

Council has adopted a number of Delegations to the CEO and is revised annually.

Comment

In recent months, details of duties carried out under Delegated Authority include:

Delegation	Details
Approve crossover applications in accordance with Council Policy 10.6	Crossover application from Hay Shed Café & Restaurant was approved. Crossover now complete and in operation.
Private Coaching – Public Swimming Pools*	Application from Jolene Nottle to carry out private swimming lessons for toddlers was approved.
Approve applications for the consumption of alcohol on Shire premises.	Applications received and approved include: <ol style="list-style-type: none"> 1. Carol & Peter Rayner – Angel Flight fundraiser 2. Terry Walton (Masonic Lodge) Annual Installation Meeting 3. Carol & Peter Rayner – 18th Birthday Party
Call out and use of Shire vehicles in case of bushfire	2 x fires on 21 st February. Shire grader and water truck used.
Remove or Impound Goods	Impounded Holden Panelvan found abandoned in Sporting Complex area. Currently in Shire's top yard.

* Only the CEO is authorised to approve private swimming lessons in the Carnamah Swimming Pool. The CEO and the applicant are related by marriage and therefore the author advises of this possible conflict of interest. Council was informed of the possible application and subsequent interest in February's M/I Meeting.

Consultation

Nil

Statutory Environment

Section 5.42. Local Government Act 1995

Delegation of some powers and duties to CEO

- (1) A local government may delegate* to the CEO the exercise of any of its powers or the discharge of any of its duties under this Act other than those referred to in section 5.43.

Policy Implications

Council policies relating to crossovers and swimming pools were adhered to.

Financial Implications Nil

Voting Requirement Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION	ITEM 9.4.5.
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MOVED: CR. ISBISTER

SECONDED: CR. MILLS

That Council receive the report on executed delegated authority by the Chief Executive Officer for the period ending 8th March 2006.

CARRIED: 6 - 0

313498 9.4.6. Daylight Savings Time – WALGA Questionnaire
--

Applicant:	WALGA
Location / Address:	15 Altona Street WEST PERTH WA 6005
File Ref:	L4/7
Disclosure of Interest:	Nil
Date:	6 th March 2006
Author:	Tony Nottle, Chief Executive Officer
Signature of Author:	
Attachments:	9.4.6.A, 9.4.6.B Appendix B

Summary

The Western Australian Local Government Association (WALGA) are preparing a position statement on Daylight Savings Time (DST) and request Council's input.

Background

See attachment Item 9.4.6. Appendix B for background on DST in Australia and Western Australia.

Comment

WALGA asks the following questions (Attachment 9.4.6 Appendix B.):

1. Does your Council support the introduction of Daylight Savings Time in Western Australia? Why?
2. Does your Council oppose the introduction of Daylight Savings Time in Western Australia? Why?

Negatives and positives are highlighted in the same attachment.

Consultation Nil

Statutory Environment Nil

Policy Implications Nil

Financial Implications Nil

Voting Requirement Simple Majority

Council discussed WALGA's questionnaire on Daylight Savings and the following decision was made and the questionnaire will be filled in and returned with expanded explanation on Council's decision:

OFFICER RECOMMENDATION AND COUNCIL DECISION	ITEM 9.4.6.
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MOVED: CR. FORSYTH

SECONDED: CR. COCKIN

1. *That Council opposes the introduction of Daylight Savings Time in Western Australia and*
2. *That Daylight Saving Time is NOT a Local Government issue that they wish WALGA to pursue.*

CARRIED: 6 - 0

313499 9.4.7. Budget Review to 28 February 2006.

Applicant:	N/A
Location / Address:	N/A
File Ref:	A4/9, A4/9.1
Disclosure of Interest:	Nil
Date:	8 th March 2006
Author:	Samantha Appleton, Deputy Chief Executive Officer
Signature of Author:	
Attachments:	Item 9.4.7.A, 9.4.7.B

Summary

A Statement of Financial Activity and Rates Trial Balance is produced monthly as part of the Council meeting agenda. A Budget Review has been prepared for the period ending 28 February 2006. This requirement has replaced the need for Tri-annual or Quarterly reporting of budget variations.

Background

The attached financial report for the period 1 July 2005 to 28 February 2006 (marked 9.4.7.A, 9.4.7B, Appendix B) has been prepared in accordance with the Local Government Financial Management Regulations. This report is in the format of a budget review, which is required no later than 8 months after the start of the reporting period and between six and nine months of the financial year.

Comment

Included with this report is the following:

- Statement of Financial Activity for the period 1st July 2005 to 28th February 2006, including a review of the budget for this period;
- Rates Trial Balance Report as at 28th February 2006;

The Statement of Financial Activity/Budget Review has been prepared using a new template provided by the Department of Local Government and Regional Infrastructure. This is their recommended format.

Consultation Nil**Statutory Environment**

Regulation 33A (2)(3) of the Local Government (Financial Management) Regulations 1996 requires the results of the budget review to be submitted to Council within 30 days of the review.

Council is then to consider a review submitted to it and determine whether or not to adopt the review, any part of the review or any recommendations made in the review.

Regulation 33A (4) states that within 30 days after Council has made a determination, a copy of the review and determination is to be provided to the department.

Local Government (Financial Management) Regulations 1996 Regulation 34 prescribes which financial reports are to be presented to Council.

Policy Implications

Nil

Financial Implications

The presentation of the budget review gives a preliminary overview of the financial performance of the Local Government.

At the present time there have been overall savings of \$44,839 on capital projects completed.

Substantial grants income included in the budget for 2005/06 are unlikely to be received on the redevelopment of the Carnamah Town Hall. It is likely that the majority of these grants will be received during 2006/07 and expenditure on this project budgeted for the current year will be expended during 2006/07.

Other variations reported on are mainly due to timing variations, with major programs not being carried out evenly throughout the year.

Voting Requirement

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION**ITEM: 9.4.7.****MOVED: CR. ISBISTER****SECONDED: CR. MILLS***That Council:*

- 2) *Adopt the Budget Review to 28th February 2006 as presented; and*
- 3) *Receive the rates trial balance report.*

CARRIED: 6 - 0

313500 9.4.8. North Midlands VROC – Annual Contribution
--

Applicant:	N/A
Location / Address:	N/A
File Ref:	R10/8.1
Disclosure of Interest:	Nil
Date:	6 th March 2006
Author:	Tony Nottle, Chief Executive Officer
Signature of Author:	
Attachments:	9.4.8. Appendix B

Summary

Council has been requested to forward its \$20,000 contribution to the North Midlands Voluntary Regional Organisation of Councils, (NMVROC), to the administrating Council (Mullewa) as soon as practicable.

Background

At the recent NMVROC meeting held in Perenjori 9th February 2006, all Councils were requested to forward their \$20,000 contribution to the Mullewa Shire, to be used towards costs associated with the VROC to date.

As a result the following motion was carried by the NMVROC:

“It was resolved that the \$20,000 contribution of each Council for the RLG be invested in the trust account in Mullewa to cover expenses.”

The Shires of Perenjori, Morawa and Mingenew confirmed they would agree to forward their contribution to Mullewa.

The Shires of Three Springs, Coorow and Carnamah preferred that the Shire of Mullewa invoice the Councils for costs. (Council will retain the remaining amount in a reserve of their own, to be utilised the following financial year)

Comment

Concern was raised over the contribution of the \$20,000 by all Council’s considering the RLG or Wildflower County Regional Council is not yet established. Some Councils wished to retain these funds (as not all of them would be expended in 2005/06) and add the interest earned to the original amount.

Mingenew advised that by forwarding the \$20,000 contribution to Mullewa would show confidence in the group.

While the motion indicated above was carried, all decisions of the NMVROC are to be taken to individual Council’s for approval.

Consultation NMVROC

Statutory Environment Nil

Policy Implications

Policy 11.14 outlines the objectives and guidelines for the NMVROC.

Financial Implications

\$20,000 is budgeted to be spent on the NMVROC / RLG this financial year. However, this money was namely for the **established** RLG for the region.

Voting Requirement Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION	ITEM 9.4.8.
--	--------------------

MOVED: **CR. FORSYTH**

SECONDED: **CR. COCKIN**

That Council advise the North Midlands Voluntary Regional Organisation of Councils that it does not wish to forward the \$20,000 contribution to the Shire of Mullewa Trust Account and would prefer to pay invoices as and when presented.

CARRIED: 6 - 0

10:00AM **MOVED:** **CR. LAUNER**

SECONDED: **CR. COCKIN**

That Council adjourns for morning tea.

CARRIED: 6 - 0

10:37AM **MOVED:** **CR. MILLS**

SECONDED: **CR. ISBISTER**

That Council meeting resume.

CARRIED: 6 - 0

313501 9.4.9. Yarra Yarra Regional Local Government
--

Applicant:	Stan Scott, CEO – Shire of Perenjori
Location / Address:	PO Box 334, PERENJORI
File Ref:	L13/3.1
Disclosure of Interest:	Nil
Date:	6 th March 2006
Author:	Tony Nottle, Chief Executive Officer
Signature of Author:	
Attachments:	9.4.9 Appendix B

Summary

Council has been extended an invitation to reconsider its position regarding the Yarra Yarra Regional Local Government, and join the group for the purposes of Natural Resource Management.

Background

Council has been an active member of the Yarra Yarra Catchment Group for many years.

In July 2005 the Council considered an item presented by Acting CEO Bill Bond and resolved:

“That Council is only prepared to commit the \$2,100 it has in the 2005/06 Budget and are prepared to continue to donate these funds even if we are not a member of the Regional Local Government.”

Due to Council resolving to join the North Midlands Regional Local Government (NMRLG), members of the Yarra Yarra Catchment Group requested Council to also reconsider its position for the Yarra Yarra Catchment Regional Council (YYRC).

Council opted not to participate and resolved in November 2005:

“That Council advise the Yarra Yarra Catchment Group that it does not wish to be a member of the Yarra Yarra Regional Local Government.”

Comment

Council has made its position clear to the Yarra Yarra Catchment Regional Council, and will need to re-affirm its position as previously stated.

Consultation Nil

Statutory Environment

Section 3.61 of the Local Government Act deals with the establishment of a RLG.

Section 3.62 refers to the constitution of the RLG

Section 3.64 refers to the Establishment Agreement for a RLG

Policy Implications Nil

Financial Implications Nil (all expenses included in Shire Budget)

Voting Requirement

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION**ITEM 9.4.9.****MOVED: CR. MILLS****SECONDED: CR. LAUNER**

That Council re-affirm its decision made at the November Council Meeting 2005 the Shire of Carnamah does not wish to become a member of the Yarra Yarra Regional Local Government.

CARRIED: 6 - 0

313502 9.4.10 Investments, Operating and Cash Management Accounts as at 28th February 2006.

Applicant: N/A
Location / Address: N/A
File Ref: A4/9.1, B4/1
Disclosure of Interest: None
Date: 8 March 2006
Author: Samantha Appleton, Deputy Chief Executive Officer
Signature of Author:
Attachments: Investment Report

Summary

Every month a report on balances of investments, operating and cash management accounts is presented to Council.

Background

The attached investments, operating and cash management accounts report for February 2006 was prepared as per Council Policy and the Local Government Financial Management Regulations (marked 9.4.10, Appendix B).

Comment

Included with this report are the following:

- Report on Investments; and
- Cash Management and Operating Accounts,

at 28 February 2006.

Consultation Nil

Statutory Environment

Section 6.8 (1)(b) of the Local Government Act requires the authorization in advance of expenditure not included in the annual budget. In this instance funds budgeted for loan repayments are to be used to furnish the new unit.

Policy Implications

The reports were prepared in accordance with Policies:

- 13.3 - that reserve interest be transferred to the reserve account on which the interest was earned; and
- 14.2 – that authority to invest surplus funds is delegated by Council to the Chief Executive Officer, policy requiring that monthly investment reports include amount invested, interest rate, security provided and transactions during the period if any.

Financial Implications Nil

Voting Requirement

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION**ITEM 9.4.10.****MOVED: CR. ISBISTER****SECONDED: CR. FORSYTH***That Council receive the following reports as presented:*

- *Report on Investments as at 28 February 2006 as invested by the Chief Executive Officer under delegated authority of Council; and*
- *Operating and Cash Management Accounts as at 28 February 2006.*

CARRIED: 6 - 0

313503 9.4.11. Adoption of Policy on Materiality For Financial Reporting.

Applicant:	N/A
Location / Address:	N/A
File Ref:	A4-9
Disclosure of Interest:	None
Date:	10 th March 2005
Author:	Samantha Appleton, Deputy Chief Executive Officer
Signature of Author:	
Attachments:	

Summary

New reporting requirements for local governments were introduced during 2004/05. Finance Management Regulation 34(5) requires Council to set materiality levels for reporting of financial variances.

Background

When producing financial reports comparative figures are used for year to date budget amounts against actual amounts. These are then compared with a percentage variation listed. Finance Management Regulation 34(5) requires Council to set a materiality level beyond which information is given to Council as to the reason for the variation outside of the materiality level. The materiality level can be set as either a dollar amount or a percentage or both.

Comment

Expenditure and income flows are not spread evenly throughout the year and this is often a reason why there variances in expenditure when comparing actual expenditure against year to date budgets. Other variances can occur due to extraordinary events or budget estimates being incorrect. With budgets being prepared often many months prior to expenditure or income actually being incurred variations will often happen.

It is proposed to set the materiality level for reporting variances at 10%. This level will allow any items large enough to impact the financial position of Council to be reported, without having to report on the many minor variations that overall will have little impact on Council's position. Additionally guidance from Australian Accounting Standard 5 paragraph 4.1.6 states that variations of over 10% are material.

Consultation

Nil

Statutory Environment

Financial Management Regulation 34(5) requires Council to set annually a percentage or value calculated in accordance with AAS5, to be used in Statements of Financial Activity for reporting material variances.

Policy Implications

Nil

Financial Implications

Nil

Voting Requirement

Absolute Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION**ITEM 9.4.11****MOVED: CR. ISBISTER****SECONDED: CR. MILLS***That Council adopt the following Policy:*

For the purposes of Local Government (Financial Management) Regulations 1996, Regulation 34(5), Council determines the amount of 10% variance of the budget item to be regarded as its material variance.

This policy is to be reviewed annually.

CARRIED: 6 - 0

Councillor Forsyth declared an interest in Item 9.4.12. Councillor Forsyth was not required to leave the meeting but was not entitled to vote.

Note: The Chief Executive Officer will make enquiries through WALGA, on the requirements for Councillors declaring an interest, particularly in the case of Councillors Mills and Forsyth as their declarations of interest are on-going.

313504 9.4.12. Accounts For Payment

Applicant:	N/A
Location / Address:	N/A
File Ref:	A4/7
Disclosure of Interest:	None
Date:	8 March 2006
Author:	Samantha Appleton, Deputy Chief Executive Officer
Signature of Author:	
Attachments:	Cheque & EFT Listing

Summary

As part of the monthly reporting procedures a full listing of cheques and EFT payments made is submitted to Council.

Background

Attached is a listing of accounts paid since the last Council meeting in February 2006 (marked 9.4.12, Appendix B).

Comment Nil

Consultation Nil

Statutory Environment

Financial Management Regulations 12 (1) (a) provides that payment may only be made from the Municipal Fund or the Trust Fund when a local government has delegated to its CEO the power to make payments from those funds. Such delegation to the Shire of Carnamah's Chief Executive Officer exists.

Financial Management Regulation 13 (1) itemises the requirement for reporting to Council the payments made by the CEO.

Policy Implications Nil

Financial Implications Nil

Voting Requirement – Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION**ITEM 9.4.12****MOVED: CR. MILLS****SECONDED: CR. LAUNER**

That accounts totaling \$108,612.06 on Municipal vouchers: 25930 to 25932 and 25834 to 25972 and EFT1072 to EFT1080, EFT1085 to EFT1090;

and accounts totaling \$2589.95 on Trust voucher 219896 to 21989 and EFT 1081 - 1084;

as per the attached listing - 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 - be approved and passed for payment.

CARRIED: 5 - 0**9.5 CONFIDENTIAL REPORT.****9.5.1. MOTION TO CLOSE THE MEETING TO THE PUBLIC:
CONSIDERATION OF CONFIDENTIAL REPORT.****FILE:**

AUTHOR: A G NOTTLE, CHIEF EXECUTIVE OFFICER
DISCLOSURE OF INTEREST: NIL

DATE: 8TH MARCH 2006**BACKGROUND:**

Items 9.5.2 Appendix C of the Agenda of 15th March 2006 deals with matters affecting Council, of which the meeting may be closed to the public.

Council considered a separate confidential report, marked 9.5.2 Appendix C.

COMMENT: NIL

STATUTORY ENVIRONMENT:

Section 5.23(2)(a)(c)(d)(e) of the Local Government Act 1995.

POLICY IMPLICATIONS: NIL

FINANCIAL IMPLICATIONS: NIL

STRATEGIC IMPLICATIONS: NIL

OFFICER RECOMMENDATION AND COUNCIL DECISION:**MOVED: CR. FORSYTH****SECONDED: CR. ISBISTER**

That the meeting be closed to the public to consider Confidential Item of 15th March 2006 Agenda Item 9.5.2..

VOTING REQUIREMENT : SIMPLE MAJORITY**CARRIED: 6 - 0**

313505 9.5.2. HERITAGE COUNCIL AWARD 2006**FILE: H11/8**

AUTHOR: A G NOTTLE, CHIEF EXECUTIVE OFFICER
DISCLOSURE OF INTEREST: NIL

DATE: 8TH MARCH 2006

MOVED: CR. FORSYTH
SECONDED: CR. ISBISTER

That Council forward a nomination for the Heritage Council 2006 Awards.

VOTING REQUIREMENT : SIMPLE MAJORITY

CARRIED: 6 - 0**9.5.3. MOTION TO RE-OPEN THE MEETING:****FILE:**

AUTHOR: A.G. NOTTLE, CHIEF EXECUTIVE OFFICER
DISCLOSURE OF INTEREST: NIL.

DATE: 8TH MARCH 2006

MOVED: CR. MILLS
SECONDED: CR. FORSYTH

That the meeting be re-opened to the General Public and Council come 'out of camera'.

VOTING REQUIREMENT: ABSOLUTE MAJORITY

CARRIED: 6 - 0

11:55 am The Manager of Community Services, Mr. Garry Agnew and Ms. Andrea Njoku, Environmental Health Officer, joined the meeting.

MOVED: CR. FORSYTH
SECONDED: CR. LAUNER

That Council return to the Community and Development Report.

CARRIED: 6 - 0**9****MANAGEMENT REPORTS****9.1 COMMUNITY AND DEVELOPMENT REPORT****313506 9.1.1 Unlawful Building Works.**

Applicant:	John Hoare
Location / Address:	Lot 17 Railway Avenue Carnamah
File Ref:	B 13/2
Disclosure of Interest:	Nil
Date:	3 March 2006
Author:	Garry Agnew – Manager Community Services
Signature of Author:	
Attachments:	

Summary

Application for Council discretion in terms of non-compliance with requirements of the Local Government (Miscellaneous Provisions) Act 1960 and the Shire of Carnamah Town Planning Scheme No. 1.

Comment

Council is referred to Item 9.1.2 of its December 2005 Meeting.

Resolution 313461:

“That Mr. John Hoare of Lot 17 Railway Avenue is to be advised that if he does not advise the Manager Community Services of his willingness to address this illegal building work issue by Council’s February 2006 Ordinary Meeting the matter will be passed on to the Shire Solicitor for prosecution.”

Carried: 7-0

Mr. Hoare was advised of Council’s above determination by correspondence date the 19 December 2005.

Mr. Hoare was out of the State till late February 2006.

On his return to Carnamah late February 2006 he met with the Manager Community Services and provided the following letter.

Full Text:

*CEO
Shire of Carnamah
Mcpherson Street
Carnamah WA 6517*

Dear Sir,

Ref: Lot 17 Railway Avenue Carnamah

I refer to correspondence and Council’s decision with regard to the small building extension to my house at lot 17 Railway Avenue Carnamah.

It is with regret that I did not apply for a building licence for the structure prior to commencing work on it.

I would now like to seek dispensation from Council for the set back from the Cooragabba Street boundary (300mm).

Further, I advise that I will paint the wall cladding the same colour as the house within 1 week of Council’s acceptance of this request.

I also would assure Council that further planned building work on my property will not be started until I have the appropriate approvals from the Shire.

Yours faithfully

*Signed
John Hoare*

The Manager Community Services has explained to Mr. Hoare the legal options available to Council with respect unlawful building works, together with the requirements, obligations and penalties under the Town Planning Scheme.

Mr. Hoare is repentant for not gaining Shire approval in the first instance and enthusiastically seeks a resolution to the matter.

The Local Government (Miscellaneous Provisions) Act 1960 does not permit a Building Licence to be issued retrospectively; nevertheless I believe it appropriate if some form of recognition of the building work could be provided, subject to Council being receptive to Mr. Hoare's request.

Table 1 – General Requirements of the Residential Design Codes of Western Australia requires a minimum secondary street boundary setback of 3m however Figure 3: Side Boundary Setbacks for a single street frontage lot is only 1m. Council may give discretionary approval for the reduction of a boundary setback if it has taken account of all influencing factors and is satisfied that there will not be any conflict with requirements that relate to road safety (vehicle corner vision), amenity, building aesthetics and fire safety in respect to adjoining property.

In this instance the illegal building work does not jeopardise road safety or fire safety but it does impact on building aesthetics and the amenity of the area. It is therefore suggested that Mr. Hoare be given discretionary approval under the Residential Design Codes of Western Australia, conditional upon;

- he making formal application for a Building Licence for the structure; and
- the building extension being painted a colour to match and compliment the rest of the house.

Statutory Environment

Local Government (Miscellaneous Provisions) Act 1960
Shire of Carnamah Town Planning Scheme No. 2
Residential Design Codes of Western Australia

Policy Implications Nil

Financial Implications Nil.

Voting Requirement Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION	ITEM 9.1.1
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MOVED: CR. ISBISTER

SECONDED: CR. COCKIN

That:

1. *Mr. John Hoare is to apply for and obtain a formal Building Licence from the Shire of Carnamah for an extension to the residence situated on Lot 17 Railway Street Carnamah.*
2. *Discretionary approval is granted for the reduction of the Cooragabba Street boundary setback to 400mm for the building extension to the residence at Lot 17 Railway Street Carnamah, conditional upon the wall cladding being painted a colour to match and compliment the existing house on the lot.*
3. *Mr. Hoare is to be notified that should the above not be attended to within 21 days and to the satisfaction of the Manager of Community Services the MCS is to arrange for Council Solicitors to proceed with prosecution.*

CARRIED: 6 - 0

313507 9.1.2. Renewal of Building Licence
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Applicant:	David & Robyn Stuart, PO Box 925 Cannington
Location / Address:	Lot 84 Lucas Drive Carnamah
File Ref:	L 10/1.20
Disclosure of Interest:	Nil
Date:	8 March 2006
Author:	Garry Agnew – Manager Community Services
Signature of Author:	
Attachments:	

Summary

Application from David & Robyn Stuart for renewal of expired Building Licence (5/98) for residence at Lot 84 Lucas Drive Carnamah, originally issued on the 29 March 2000.

Comment

Council is reminded that Lot 84 Lucas Drive Carnamah was part of the Free Land Initiative.

On the 1 September 1998 Robyn Stuart made application for a Building Licence to construct a shed at Lot 84 Lucas Drive Carnamah. Building Licence 23/98 was issued on the 21 September 1998 – the shed has been constructed.

On the 30 November 1998 Robyn Stuart made application for a Building Licence as an ‘Owner-Builder’ to construct a residence at Lot 84 Lucas Drive Carnamah. Building Licence 5/99 was issued on the 29 March 2000.

Reg 15 of the Building Regulations 1989 states that a Building Licence is void if the work covered by that Building Licence is not substantially commenced within 12 months; but at any time after the expiry of 12 months the approval of the local government or the Building Surveyor, as the case may be, to the plans, drawings and specifications previously approved may, if those plans, drawing and specifications are still in conformity with the regulations, be again obtained subject to the payment of any further fees and the lodging of such further plans, drawings and specifications as the local government or Building Surveyor may at its discretion require.

Regulation 16 (1) of the Building Regulations 1989 states that where a licence is issued under these Regulations for the construction of a building that building shall be completed within 24 months of the date of the issue of the licence.

Regulation 16 (2) states: where work on the construction of a building commenced but not completed within the time prescribed by sub-regulation (1) the provisions of section 409A of the Act apply.

409A (1) of the Local Government (Miscellaneous Provisions) Act 1960 states: Where the erection of a building has been commenced but not completed within the time prescribed by the local laws, if any, made under section 433(39), that are applicable to the building, the local government may, by notice served on the owner of the building, require him to show cause, within 60 days of the service of the notice, why the building should not be demolished and removed.

I am advised that as the residence was not constructed within the time-frame stipulated in the conditions set for the Free Land Initiative David and Robyn Stuart forfeited their bond however they then purchased freehold title of the land on the 3 May 2002 for \$4,000.00.

At Council's February 2004 Ordinary Meeting an application from David & Robyn Stuart for an extension of time for Building Licence 5/99 was considered with it being resolved that;

1. *This extension will be the last to be granted by Council;*
2. *Should the house not be at 'lock-up' stage by March 2006, the building licence will be revoked and the applicant shall have to apply for a new licence.*

Building Licence 5/99 was originally issued to Robyn Stuart as an Owner-Builder under the Builder's Registration Act 1939; that Owner-Builder's Statutory Declaration will expire before the expiry of a renewed Building Licence, if issued.

Further, the plans and specifications for the original 5/99 Building Licence do not satisfy the current requirements of the Building Code and I refer specifically to the Energy Efficiency Section.

It is therefore concluded that renewal of Building Licence No. 5/99 not be granted and David & Robin Stuart be required to make application for a new Building Licence or show cause as to why the existing floor frame building work at the site should not be demolished and removed in accordance with Section 409A of the Local Government (Miscellaneous Provisions) Act 1960.

Statutory Environment

Local Government (Miscellaneous Provisions) Act 1960

Building Regulations 1989

Building Code of Australia

Builder's Registration Act 1939

Policy Implications

Nil

Financial Implications

Nil.

Voting Requirement

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION	ITEM 9.1.2
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MOVED: CR. ISBISTER

SECONDED: CR. FORSYTH

That

1. *Renewal of Building Licence 5/99 originally issued on the 29 March 2000 is **not granted** and David and Robyn Stuart C/o PO Box 925 Cannington WA 6987 are to be advised that a new Application for a Building Licence for the construction of a residence at lot 84 Lucas Drive Carnamah is to be submitted within 60 days from the 29 March 2006.*
2. *Should David and Robyn Stuart fail to make a compliant application for a new Building Licence to construct a residence at lot 84 Lucas Drive Carnamah within 60 days from the 29 March 2006 they are to show cause why the existing constructed house floor stumps, bearers and joists should not be demolished and removed from the site, pursuant to Section 409A of the Local Government (Miscellaneous Provisions) Act 1960.*

CARRIED: 6 - 0

11:20am Manager of Community Services and Ms. Andrea Njoku, Environmental Health Officer, left the meeting.

10 ORDERING THE COMMON SEAL.**11 REPORTS OF COMMITTEES AND MEMBERS****12 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN****13 NOTICE OF MOTIONS**

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

14 NEW BUSINESS OF AN URGENT NATURE ADMITTED BY COUNCIL**14.1. ELECTED MEMBERS**

Councillor Forsyth gave a report to Council on the Eneabba Progress meeting held Monday 13th March 2006.

- Mr. Adrian Price spoke at the meeting and offered ideas on recycling. Mr. Price had also visited the Eneabba rubbish site and was not impressed.
- At the recent Inter School Swimming Carnival, several comments were made on how well the swimming pool and surrounds were looking.
- Concerns about Erindoon House had been expressed to Ms. Jo Smith from Iluka. Ms. Smith has had a commitment from Iluka that something will be done to rectify the condition of this building and surrounds.
- Concerns about the water truck filling up at the stand pipe and the route taken.

14.2. OFFICERS**14.2.1 MOTION TO ADMIT LATE BUSINESS**

An Addendum to the Agenda for the Ordinary Meeting of 15th March 2006 was circulated to Council. Council may resolve that the late business be admitted to the meeting.

MOVED: CR ISBISTER
SECONDED: CR FORSYTH

That items 14.2.2., 14.2.3. & 14.2.4. be admitted to the meeting as late business.

VOTING REQUIREMENT: SIMPLE MAJORITY

CARRIED 6 - 0

313508 14.2.2. Cropping of Carnamah Airstrip.
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Applicant:	N/A
Location / Address:	N/A
File Ref:	C4/7
Disclosure of Interest:	Nil
Date:	13 th March 2006
Author:	Tony Nottle, Chief Executive Officer
Signature of Author:	
Attachments:	14.2.2

Summary

Council is requested to consider awarding the approval to crop the Carnamah Airstrip for a period of three (3) years.

Background

At Council's February Meeting it was resolved that:

"That Council advertise for expressions of interest for the cropping of the Carnamah Airstrip for the purposes of fundraising for local organizations."

Council opted to undertake the invitation of expressions of interest to allow all sporting / fundraising groups the opportunity to crop the airstrip to raise funds.

Expressions of interest were advertised in "On the Mat" for a period of two weeks, inviting submissions to the Council. These submissions closed 12.00pm Friday 10th March.

Comment

Council received one expression of interest (3.12pm 8th March 2006 via email) from the Carnamah / Perenjori Football Club.
See attached (attachment 14.2.2).

As the Carnamah / Perenjori Football Club are the only organization that have expressed interest in carrying out the activity Council has fulfilled its obligations as far as offering all organizations an opportunity.

The Carnamah / Perenjori Football Club have undertaken this activity over the past two (2) years in a proficient and unobtrusive manner. I therefore suggest that Council offer a three (3) year agreement to undertake this activity.

Consultation

Council invited written submissions from organizations to crop the Carnamah Airstrip for the purposes of fundraising. Local public notice of 14 days was given.

Statutory Environment Nil

Policy Implications Nil

Financial Implications

By cropping the airstrip, Council will save on chemicals required to control the weeds.

Voting Requirement

Simple Majority

OFFICER RECOMMENATION AND COUNCIL DECISION**ITEM 14.2.2****MOVED: CR. LAUNER****SECONDED: CR. FORSYTH**

That approval be granted for the Carnamah/Perenjori Football Club to crop the vacant land surround the Carnamah airstrip runways with the exception of that area of land used by the Carnamah Model Aero Club for a period of three (3) years at no charge on the following conditions:

- 1. Council will accept no responsibility for crop loss or damage from any means either mechanical or Act of God and*
- 2. The Carnamah/Perenjori Football Club to meet the conditions in accordance with Council's Fire Break Order.*

CARRIED 6 - 0

313509 14.2.3. Draft Plan For The Future of the District.

Applicant:	N/A
Location / Address:	N/A
File Ref:	B4/6
Disclosure of Interest:	None
Date:	13 March 2006
Author:	Samantha Appleton, Deputy Chief Executive Officer
Signature of Author:	
Attachments:	Draft Plan for the Future of the District

Summary

A Plan for the Future of the District is to be reviewed by a local government at least every two years, with the plan covering a period of no less than two years. A draft Plan for the Future of the District has been prepared for the period 2006/07 to 2009/10.

Background

The Plan for the Future of the District has been introduced to replace the Principal Activity Plan previously issued by Council. The plan for the period 2006/07 to 2009/10 is a continuation of the document prepared last year. It is written in accordance with the State Sustainability Strategy and includes all major aspects of Council's own Strategic Plan as well as a four-year forward financial plan.

The requirement to adopt a Plan for the Future of the District was part of the Local Government Amendment Act 2004.

Comment

There is no guidance as to the format of the Plan for the Future of the District; however the format used is that of the previous plan presented to Council last year.

Consultation

Input has been sought from the community during the initial stages of drawing up the plan during 2004/05.

Statutory Environment

Sections 5.56 to 5.58 of the Local Government Act, 1995, cover the compilation and consideration of the plan for the future of the district.

Policy Implications Nil

Financial Implications

The plan includes projects identified as principal activities (or major initiatives as they are to be referred to in the future) as follows:

- Town Dam, Niven Park and School Oval Reticulation;
- Fire & Emergency Services;
- Residential Housing;
- Self-funded retirement Housing;

- Dual use paths;
- Carnamah Townsite Upgrade;
- Coastal Development;
- Carnamah Community & Arts Centre;
- District Road Programme;
- Road Plant Purchases;

As in previous years each of these projects has been costed and incorporated into a four-year forward financial plan that is “affordable” in terms of estimated revenues and expenses.

Voting Requirement Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION	ITEM 14.2.3.
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MOVED: **CR. ISBISTER**

SECONDED: **CR. FORSYTH**

That Council receives the draft Plan for the Future of the District and gives local public notice of its proposed plan for the future of the district and invites public submissions over the next six weeks prior to its further consideration at its May 2005 meeting.

CARRIED 6 - 0

313510 14.2.4. Tender 01/06 - Supply of two sedans

Applicant: N/A
 Location / Address: N/A
 File Ref: P14/3
 Disclosure of Interest: None
 Date: 14 March 2006
 Author: Samantha Appleton, Deputy Chief Executive Officer
 Signature of Author:
 Attachments: Nil

Summary

As part of the budget for 2004/05 an allowance was made for the replacement of the two sedans after 1 year of operation. Tenders have been called for the vehicles. Tenders closed at 12.00pm on Tuesday 14 March 2006. Only one tender was received. Both vehicles were purchased at the end of March 2005.

Background

Only one tender was received. This was submitted by T & H Walton Stores Pty Ltd.

Tender details are as follows:

Manager of Works and Services		Deputy Chief Executive Officer	
1 2006 Holden Berlina V6 Sedan	\$36,674.00	1 2006 Holden Sedan.	\$28,600.00
Less Trade 2005 Holden Berlina 30,000 km's	\$22,000.00	Less Trade In 2005 Holden Commodore 40,000 km's	\$16,000.00
	\$ 14,674.00		\$15,460.00
Included in Price		Included in Price	
Alloy Roo Bar	\$1,200.00	Alloy Roo Bar	\$1,200.00
Changeover two-way set	\$ 450.00	Changeover two-way set (not requested)	\$450.00
Changeover tow bar and wiring	Not Given	Changeover tow bar and wiring	Not Given
Mud flaps	\$160.00	Mud flaps	\$160.00
Window Tint	\$300.00	Window Tint	\$300.00
	\$2,110.00		\$2,110.00
Plus 10% GST	\$211.00	Plus GST	\$ 211.00
	\$2,321.00		\$ 2,321.00

Comment

Council policy is to change the Manager of Works and Services vehicle every 40,000 km's and the Deputy Chief Executive's every 12 months.

The figures for the changeover of these vehicles are as follows:

	Budget (inc GST)	Tendered (inc GST)
Manager of Works and Services	\$8,800.00	\$14,674.00
Deputy Chief Executive Officer	\$7,700.00	\$15,460.00

Both amounts tendered exceed the budgeted amount for the changeovers.

Council has the following four options available:

- To accept the tender for both vehicles
- To accept the tender for the Manager of Work's and Services vehicle only
- To accept the tender for the Deputy Chief Executive Officer's vehicle only
- To reject the tender for both vehicles

With the changeovers being offered compared to the amount budgeted it is recommended that Council retain both vehicles for a further year, at which it would be estimated that the trade in value of the vehicles would not be significantly less than at present. Both vehicles will still be under warranty for the entire period.

Consultation Nil

Statutory Environment

Local Government Act Section 3.57 requires Council to call tenders for purchases over \$50,000. With numerous light vehicles being replaced throughout the year, the value of these purchases totals in excess of \$50,000.

Policy Implications Nil

Financial Implications

Should the vehicles not be changed over there will be net savings of \$15,000 on capital expenditure budgeted for 2005/06.

Voting Requirement Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION	ITEM 14.2.4.
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MOVED: CR. FORSYTH

SECONDED: CR. MILLS

That the Shire of Carnamah rejects all tenders offered on the supply of two new sedans and retains the Manager of Works and Services vehicle and the Deputy Chief Executive's vehicle for a further twelve months.

CARRIED 6 - 0

Note:

Discussion ensued on Council vehicles and Policy on smoking in vehicles. Mr. Tony Nottle, CEO, will update the policy on smoking in Council vehicles and the use of Council vehicles on gravel roads.

11:59am Cr. Isbister left the meeting.

15 CLOSURE OF MEETING.

Presiding Member Cr. Heinrich declared the meeting closed at 12:16pm.

SHIRE OF CARNAMAH

THESE MINUTES WERE CONFIRMED AT A MEETING ON THE 19TH APRIL 2006.

.....

PRESIDING PERSON AT THE MEETING
AT WHICH THE MINUTES WERE CONFIRMED

.....

Date