

# MINUTES FOR THE ORDINARY COUNCIL MEETING HELD ON

## WEDNESDAY

15 June 2016

## SHIRE OF MINGENEW



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#### SHIRE OF MINGENEW

#### MINUTES FOR ORDINARY MEETING OF COUNCIL HELD IN COUNCIL 15<sup>th</sup> June 2016 COMMENCING AT 4.30pm

#### 1.0 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The President, Cr Bagley, declared the meeting open at 4.30pm and welcomed all in attendance.

#### 2.0 ATTENDANCE

| MA Bagley   |
|-------------|
| GJ Cosgrove |
| HM Newton   |
| LM Eardley  |
| KL Criddle  |
| CR Lucken   |
|             |

President Councillor Councillor Councillor Councillor Councillor Rural Ward Rural Ward Town Ward Rural Ward Town Ward

#### STAFF

| MG | Whitely |
|----|---------|
| NS | Jane    |

ly

Chief Executive Officer Deputy Chief Executive Officer

#### **APOLOGIES** Nil

LEAVE OF ABSENCE MP Pearce

Councillor

Town Ward

## 3.0 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE Nil

## 4.0 PUBLIC QUESTION TIME / PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS

There being no members of public the President proceeded with the meeting allowing a period of 15 minutes for questions from the public up until 4:45pm

#### 5.0 APPLICATIONS FOR LEAVE OF ABSENCE

#### 5.1 REQUEST FOR LEAVE OF ABSENCE

Nil.

#### 6.0 DECLARATIONS OF INTEREST

Nil.

#### 7.0 CONFIRMATION OF PREVIOUS MEETING MINUTES

#### 7.1 ORDINARY MEETING held 18<sup>th</sup> May 2016.

### COUNCIL DECISION – ITEM 7.1

Moved Cr Cosgrove

Seconded Cr Criddle

That the minutes of the ordinary meeting of the Shire of Mingenew held in the Council Chambers on 18<sup>th</sup> May 2016 be confirmed.

CARRIED: 6/0

#### 8.0 ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION

Nil

#### 9.0 OFFICERS REPORTS

### 9.1 CHIEF EXECUTIVE OFFICER

#### 9.1.1 ASBESTOS MANAGEMENT ASSESSMENT

| Location/Address:       | Shire of Mingenew                       |
|-------------------------|-----------------------------------------|
| Name of Applicant:      | lan Watkins, IW Projects                |
| Disclosure of Interest: | Nil                                     |
| File Reference:         | ADM0070                                 |
| Date:                   | 9 June 2016                             |
| Author:                 | Martin Whitely, Chief Executive Officer |

#### <u>Summary</u>

This report recommends the processes to be put in place for asbestos management at Reserve 9693, Mingenew.

#### <u>Attachment</u>

Assessment Management Report.

#### **Background**

At the April 2016 Concept Forum there were discussions regarding asbestos findings that had been reported to the Shire located in Reserve 9693, Mingenew. As an interim measure a 400m temporary fence with signage was installed in the area immediately south of the hockey oval and a consultant was engaged to conduct a site inspection of the Reserve to ascertain a procedure to address the issue.

#### **Comment**

A site inspection was carried out by Mr Ian Watkins, IW Projects on 25 May 2016 and his findings from the site inspection are tabled at **Attachment 9.1.1**.

An initial estimate to have the asbestos collected and removed offsite came in at around \$150k. Following the site inspection on 25 May 2016 it was agreed that the cost to address the situation will be substantially more than the original estimate simply due to the extensive area of potential asbestos contamination.

I have spoken with our insurers in relation to the matter and kept them informed. They have indicated that the Shire will not be able to recover any of the costs associated with cleaning up the asbestos through our general insurance cover. They are however satisfied with the proposed course of action in having the report prepared which will address any potential future liability issues. The Department of Environment Regulation have also been informed that a site inspection of the Reserve has been carried out as a result of the area being a potentially contaminated site.

I have spoken with the outside staff and the feedback is that the Shire has in general been following reasonable practices for the disposal of asbestos however it has highlighted that the processes in place and recording of asbestos disposal needs to be improved.

The report compiled from the site inspection includes several recommendations including;

- The establishment of an Asbestos Management Procedure
- Methodology for the Shire to address the potentially contaminated site, and
- A solution for future asbestos disposal

#### **Consultation**

Shire Councillors Nita Jane, Deputy Chief Executive Officer Monty Archdale, LGIS Regional Risk Co-ordinator Udam Wickremaratne, LGIS Ian Watkins, IW Projects Naomi Telford, Department of Environment Regulation

#### Statutory Environment

Contaminated Sites Act 2003 Environmental Protection Act 1986

#### **Policy Implications**

#### Policy No. 2013 - RISK MANAGEMENT POLICY

#### PURPOSE

The Shire of Mingenew ("the Shire") Risk Management Policy documents the commitment and objectives regarding managing uncertainty that may impact the Shire's strategies, goals or objectives.

#### POLICY

It is the Shire's Policy to achieve best practice (aligned with AS/NZS ISO 31000:2009 Risk Management), in the management of all risks that may affect the Shire, its customers, people, assets, functions, objectives, operations or members of the public.

Risk Management will form part of the Strategic, Operational, Project and Line Management responsibilities and where possible, be incorporated within the Shire's Integrated Planning Framework.

The Shire's Management Team will determine and communicate the Risk Management Policy, Objectives and Procedures, as well as, direct and monitor implementation, practice and performance.

Every employee within the Shire is recognized as having a role in risk management from the identification of risks to implementing risk treatments and shall be invited and encouraged to participate in the process.

Consultants may be retained at times to advise and assist in the risk management process, or management of specific risks or categories of risk.

#### DEFINITIONS (from AS/NZS ISO 31000:2009)

**Risk**: Effect of uncertainty on objectives.

Note 1: An effect is a deviation from the expected – positive or negative.

Note 2: Objectives can have different aspects (such as financial, health and safety and environmental goals) and can apply at different levels (such as strategic, organization-wide, project, product or process).

**Risk Management**: Coordinated activities to direct and control an organization with regard to risk.

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**Risk Management Process**: Systematic application of management policies, procedures and practices to the activities of communicating, consulting, establishing the context, and identifying, analysing, evaluating, treating, monitoring and reviewing risk.

#### **RISK MANAGEMENT OBJECTIVES**

- Optimise the achievement of our vision, mission, strategies, goals and objectives.
- Provide transparent and formal oversight of the risk and control environment to enable effective decision making.
- Enhance risk versus return within our risk appetite.
- Embed appropriate and effective controls to mitigate risk.
- Achieve effective corporate governance and adherence to relevant statutory, regulatory and compliance obligations.
- Enhance organizational resilience.
- Identify and provide for the continuity of critical operations.

#### **RISK APPETITE**

The Shire quantified its risk appetite through the development and endorsement of the Shire's Risk Assessment and Acceptance Criteria. The criteria are included within the Risk Management Procedures and are subject to ongoing review in conjunction with this policy.

All organizational risks to be reported a t a corporate level are to be assessed according to the Shire's Risk Assessment and Acceptance Criteria to allow consistency and informed decision making. For operational requirements such as projects or to satisfy external stakeholder requirements, alternative risk assessment criteria may be utilized; however these cannot exceed the organizations appetite and are to be noted within the individual risk assessment.

#### **ROLES, RESPONSIBILITIES AND ACCOUNTABILITIES**

The CEO is responsible for the allocation of roles, responsibilities and accountabilities. These are documented in the Risk Management Procedures (Operational Document).

#### MONITOR AND REVIEW

The Shire will implement and integrate a monitor and review process to report on the achievement of the Risk Management Objectives, the management of individual risks and the ongoing identification of issues and trends.

This policy will be kept under review by the Shire's Management Team and its employees. It will be formally reviewed within a three year cycle.

#### **Financial Implications**

There are likely to be substantial costs associated with addressing the potential contaminated site. It is suggested that provision is made during the budget review process to allocate an amount of \$50,000 towards addressing the issue in the 2016/17 financial year, with additional funds allocated in future years to implement a staged procedure to address the issue in line with Council's financial capacity to so.

#### Strategic Implications

Shire of Mingenew Community Strategic Plan Outcome 2.1.1 – Support and promote environmental practises Outcome 2.1.5 – Rehabilitate, protect and conserve Shire land Outcome 2.6.1 – Develop and implement a Waste Management Plan Outcome 4.5.1 – Ensure compliance with local, town planning, building and health and all other legislation

#### Voting Requirements

Simple Majority

#### **OFFICER RECOMMENDATION – ITEM 9.1.1**

That Council appoints IW Projects to develop an Asbestos Management Procedure and Waste Management Plan and that funds are allocated in the 2016/17 Budget to address the potential contaminated site at Reserve 9693, Mingenew in line with the Asbestos Management Procedure.

#### COUNCIL DECISION – ITEM 9.1.1

#### Moved Cr Newton

#### Seconded Cr Lucken

That Council appoints IW Projects to develop an Asbestos Management Procedure and Waste Management Plan and that funds are allocated in the 2016/17 Budget to address the potential contaminated site at Reserve 9693, Mingenew in line with the Asbestos Management Procedure.

CARRIED 6/0

#### 9.1.2 MINGENEW IRWIN GROUP SPONSORSHIP AGREEMENT

| Location/Address:       | Shire of Mingenew                         |
|-------------------------|-------------------------------------------|
| Name of Applicant:      | Sheila Charlesworth, Mingenew Irwin Group |
| Disclosure of Interest: | Nil                                       |
| File Reference:         | ADM0258                                   |
| Date:                   | 9 June 2016                               |
| Author:                 | Martin Whitely, Chief Executive Officer   |

Disclosure of Impartiality Interest – Item 9.1.2 – Cr Newton

Prior to any consideration of Item 9.1.2, Cr Newton declared an Impartiality Interest in this matter. Cr Newton disclosed an interest as a member of the Mingenew Irwin Group Board.

4.48pm – Cr Newton left the meeting and did not participate in discussion or vote on the matter.

#### **Summary**

This report recommends that Council enter into a new three year sponsorship agreement with the Mingenew Irwin Group.

#### **Attachment**

2013-2016 Sponsorship Agreement.

#### Background

At the July 2013 Ordinary Meeting Council resolved to enter into a three year sponsorship agreement with the Mingenew Irwin Group. The previous agreement was for an annual cash contribution of \$3,000 + GST and is due to expire on 30 June 2016. Details of the current sponsorship agreement are shown at **Attachment 9.1.2**.

#### <u>Comment</u>

Council provides support to the Mingenew Irwin Group in a number of ways including provision of the building, subsidised housing, an annual cash contribution and at times venues for various events are also provided free of charge.

The Mingenew Irwin Group is an important business entity in the community and the current sponsorship agreement is working well with the Shire of Mingenew acknowledged as a Diamond level sponsor.

Among other entitlements outlined within the attachment the agreement allows Council to nominate at their discretion a representative to the Mingenew Irwin Group Environmental Division Committee.

#### **Consultation**

Nil

<u>Statutory Environment</u> Nil

#### **Policy Implications**

## Policy No. 3005 - CASH CONTRIBUTIONS/SELF SUPPORTING LOANS TO CLUBS / ORGANISATIONS

Any application made to Council from any Club, or Organisation, seeking the provision of a cash contribution or self supporting loan shall be in accordance with, as well as accompanied by, the following information

 as a general principle, funds for any project will only be considered where maximum Government (State and Federal) funding has been obtained, the Club, or Organisation, is ineligible for Government funding, or Government funding has been refused (in whole or part).

Council will be seeking evidence of procurement of, or attempted procurement of, Government grant monies.

- it must be demonstrated that Council funding is necessary to the success of the project
- funds will only be permitted to be used for projects upon land under the care, or control, of Council, unless it otherwise determines.
- detailed project financial information including budget estimates, quotes etc. accompanied by project drawings and specifications, to a satisfactory standard, must be provided
- detailed financial information about the Club or Organisation will also need to be provided. Such information will need to include financial statements

Where Council considers the information as provided in accordance with the above to be satisfactory, the provision of any funds will be in accordance with the following;

- payment will only be made at the conclusion of the project, and then only in strict accordance with the determination as to amount and conditions as set by Council; unless otherwise agreed upon
- Council reserves the right to approve/decline any application irrespective of previous decisions of a similar nature and no prior decision in any way or manner can be construed as setting a precedent.

#### Financial Implications

An amount of \$3,000 would be allocated in the annual budget for the next three financial years.

#### **Strategic Implications**

Shire of Mingenew Community Strategic Plan

Outcome 1.4.2 – Support sustainable farming and other industry developments including mining Outcome 2.1.1 – Support and promote environmental practises

#### Voting Requirements

Simple Majority.

#### **OFFICER RECOMMENDATION – ITEM 9.1.2**

That Council enter into a three sponsorship agreement with the Mingenew Irwin Group for an annual contribution of \$3,000 + GST per annum with the sponsorship agreement to run for the period 1 July 2016 to 30 June 2019.

MINGENEW SHIRE COUNCIL ORDINARY MEETING MINUTES – 15 June 2016

COUNCIL DECISION – ITEM 9.1.2

Moved Cr Cosgrove

Seconded Cr Eardley

That Council enter into a three sponsorship agreement with the Mingenew Irwin Group for an annual contribution of \$3,000 + GST per annum with the sponsorship agreement to run for the period 1 July 2016 to 30 June 2019.

CARRIED 5/0

4.50pm – Cr Newton returned to the meeting

### 9.2 FINANCE

#### 9.2.1 FINANCIAL STATEMENTS FOR PERIOD ENDING 31 MAY 2016

| Location/Address:       | Shire of Mingenew                       |
|-------------------------|-----------------------------------------|
| Name of Applicant:      | Shire of Mingenew                       |
| Disclosure of Interest: | Nil                                     |
| File Reference:         | ADM0304                                 |
| Date:                   | 10 June 2016                            |
| Author:                 | Nita Jane, Deputy CEO                   |
| Senior Officer:         | Martin Whitely, Chief Executive Officer |

#### <u>Summary</u>

This report recommends that the Monthly Statement of Financial Activity report for the period ending 31 May 2016 is presented to Council for adoption.

#### <u>Attachment</u>

Finance Report for period ending 31 May 2016.

#### **Background**

The Monthly Financial Report to 31 May 2016 is prepared in accordance with the requirements of the Local Government Act and the Local Government (Financial Management) Regulations and includes the following:

- Statement of Financial Activity by Nature & Type
- Statement of Financial Activity by Program
- Statement of Capital Acquisitions and Capital Funding
- Explanation of Material Variances
- Net Current Funding Position
- Cash and Investments
- Budget Amendments
- Receivables
- Cash Backed Reserves
- Capital Disposals
- Rating Information
- Information on Borrowings
- Grants & Contributions
- Trust

#### **Comment**

| SUMMARY OF FUNDS – SHIRE OF MING          | ENEW    |
|-------------------------------------------|---------|
| Municipal Account                         | 67,844  |
| Business Cash Maximiser (Municipal Funds) | 627,365 |
| Trust Account                             | 104,556 |

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| Reserve Maximiser Account | 308,376 |
|---------------------------|---------|
|                           |         |

Debtor's accounts continue to be monitored with all efforts being made to ensure that monies are recovered. The following remains outstanding as at 31 May 2016:

|        | Current | 30+ Days | 60+ Days | 90+ Days | TOTAL  |
|--------|---------|----------|----------|----------|--------|
| Amount | 6,005   | 0        | 6,185    | 651      | 12,841 |

Rates Outstanding at 31 May 2016 were:

|         | Current | Arrears | TOTAL  |
|---------|---------|---------|--------|
| Rates   | 12,427  | 25,907  | 38,334 |
| Rubbish | 2,070   | 0       | 2,070  |
| TOTAL   | 14,497  | 25,907  | 40,404 |

The Statement of Financial Activities Report contains explanations of Councils adopted variances for the 2015/2016 financial year.

#### Consultation

Chief Executive Officer Senior Finance Officer

#### **Statutory Environment**

Local Government Act 1995 Section 6.4 Local Government (Financial Management) Regulations 1996 Section 34

- 34. Financial activity statement required each month (Act s. 6.4)
  - (1A) In this regulation —

*committed assets* means revenue unspent but set aside under the annual budget for a specific purpose.

- A local government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under regulation 22(1)(d), for that month in the following detail —
  - (a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c); and
  - (b) budget estimates to the end of the month to which the statement relates; and
  - (c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates; and
  - (d) material variances between the comparable amounts referred to in paragraphs (b) and (c); and
  - (e) the net current assets at the end of the month to which the statement relates.

- (2) Each statement of financial activity is to be accompanied by documents containing
  - an explanation of the composition of the net current assets of the month to which the (a) statement relates, less committed assets and restricted assets; and
  - an explanation of each of the material variances referred to in subregulation (1)(d); (b) and
  - such other supporting information as is considered relevant by the local government. (c)
- The information in a statement of financial activity may be shown (3)
  - according to nature and type classification; or (a)
  - (b) by program; or
  - (c) by business unit.
- A statement of financial activity, and the accompanying documents referred to in (4) subregulation (2), are to be --
  - (a) presented at an ordinary meeting of the council within 2 months after the end of the month to which the statement relates; and
  - recorded in the minutes of the meeting at which it is presented. (b)
- Each financial year, a local government is to adopt a percentage or value, calculated in (5) accordance with the AAS, to be used in statements of financial activity for reporting material variances.

#### **Policy Implications**

Nil

**Financial Implications** Financial implications are outlined in comments.

#### Strategic Implications Nil

#### **Voting Requirements**

Simple Majority

#### **OFFICER RECOMMENDATION – ITEM 9.2.1**

That the Monthly Statement of Financial Activity for the period 1 July 2015 to 31 May 2016 be received.

COUNCIL DECISION – ITEM 9.2.1

#### Moved Cr Eardley

#### Seconded Cr Newton

That the Monthly Statement of Financial Activity for the period 1 July 2015 to 31 May 2016 be received.

CARRIED 6/0

#### 9.2.2 ACCOUNTS FOR PAYMENT – MONTH ENDING 31 MAY 2016

| Location/Address:       | Shire of Mingenew                     |
|-------------------------|---------------------------------------|
| Name of Applicant:      | Shire of Mingenew                     |
| File Reference:         | ADM0042                               |
| Disclosure of Interest: | Nil                                   |
| Date:                   | 8 June 2016                           |
| Author:                 | Julie Borrett, Senior Finance Officer |
| Senior Officer:         | Nita Jane, Deputy CEO                 |

#### Summary 5

This report recommends that Council confirm the payment of creditors for the month of May 2016 in accordance with the Local Government (Financial Management) Regulations 1996 section 13(1).

#### Attachment

Copy of list of accounts due (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 rendition 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 1996, Section 6.4 Local Government (Financial Management) Regulations 1996, Sections 12, 13 and 15

#### **Policy Implications**

Payments have been made under delegation.

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#### Financial Implications

Funds available to meet expenditure.

Strategic Implications

Nil

#### Voting Requirements

Simple Majority

#### **OFFICER RECOMMENDATION – ITEM 9.2.2**

That Council confirm the accounts as presented for May 2016 from the Municipal Fund totalling \$334,603.27 represented by Electronic Funds Transfers of EFT 9820 to EFT9898, Direct Deduction DD7608.1, 2 and 3, DD7623.1 2 and 3 and Cheque numbers 8063 to 8069.

#### COUNCIL DECISION – ITEM 9.2.2

Moved Cr Cosgrove

Seconded Cr Newton

That Council confirm the accounts as presented for May 2016 from the Municipal Fund totalling \$334,603.27 represented by Electronic Funds Transfers of EFT 9820 to EFT9898, Direct Deduction DD7608.1, 2 and 3, DD7623.1 2 and 3 and Cheque numbers 8063 to 8069.

CARRIED 6/0

#### 9.3 ADMINISTRATION

#### 9.3.1 DISABILITY ACCESS AND INCLUSION PLAN

| Location/Address:       | Shire of Mingenew                       |
|-------------------------|-----------------------------------------|
| Name of Applicant:      | Shire of Mingenew                       |
| Disclosure of Interest: | Nil                                     |
| File Reference:         | ADM0193                                 |
| Date:                   | 10 June 2016                            |
| Author:                 | Nita Jane, Deputy CEO                   |
| Senior Officer:         | Martin Whitely, Chief Executive Officer |

#### **Summary**

This report recommends that the amended Shire of Mingenew Disability Access and Inclusion Plan (DAIP) with the inclusion of Outcome 7 as required by the Disability Services Act be submitted to the Commissioner.

#### **Attachment**

Nil

#### **Background**

The Shire of Mingenew Disability Access and Inclusion Plan 2013-2018 was reviewed in July 2013. The Disability Services Act has been reviewed, resulting in a key change for public authorities. The introduction of Outcome 7 into Disability Access and Inclusion Plans (DAIPs) requires agencies to include information in the DAIP about how they will improve employment opportunities for people with disability and break down existing barriers.

The Disability Services Amendment Regulations 2013 also included a change of procedure when carrying out public consultation. There is now a requirement to advertise for submissions in the printed media as well as on the website.

The reference to "disabilities" has also now been amended to "disability" and correct terminology is now people with disability.

#### <u>Comment</u>

The Shire of Mingenew DAIP has been reviewed and draft amendments made to include Outcome 7.

The required request Public Notice has been given and no comments or responses have been received.

The process to implement Outcome 7:

- Add strategies related to outcome 7 as an amendment to DAIP
- Circulate in draft format and place notification in printed media for at least two weeks
- Collate responses
- Amend DAIP to include Outcome 7
- Send amended DAIP to the Commission for endorsement
- Promote amendment in printed media and on website.

Following this meeting it is proposed that the amended Shire of Mingenew DAIP be sent to the Commission for endorsement.

#### **Consultation**

Martin Whitely, Chief Executive Officer Susan Henson – Senior Access & Inclusion Officer, Disability Services Commission

#### **Statutory Environment**

#### **DISABILITY SERVICES ACT 1993 - SECT 28**

- 28. Disability access and inclusion plans
  - (1) Each public authority must have a disability access and inclusion plan to ensure that in so far as its functions involve dealings with the general public, the performance of those functions furthers the principles in Schedule 1 and meets the objectives in Schedule 2.
  - (2) A disability access and inclusion plan must meet any prescribed standards.

(3) A public authority must lodge its disability access and inclusion plan with the Commission —

- (4) A public authority may amend its disability access and inclusion plan at any time.
- (5) A public authority may review its disability access and inclusion plan at any time.
- (6) After reviewing its disability access and inclusion plan, a public authority must lodge a report of the review with the Commission in accordance with subsection (7).
- (7) Not more than 5 years is to elapse
  - (a) between the day on which a public authority first lodges its disability access and inclusion plan with the Commission and the day it lodges a report of a review of the plan with the Commission; or
  - (b) between the lodgement of the report of one review of a plan and the lodgement of the report of another review of the plan.
- (8) After reviewing its disability access and inclusion plan, a public authority may amend the plan or prepare a new plan.
- (9) If at any time a public authority amends its disability access and inclusion plan or prepares a new plan, whether after a review or not, it must lodge the amended or new plan with the Commission as soon as practicable after doing so.
- (10) A public authority must undertake public consultation in accordance with the procedure specified in the regulations when preparing, reviewing or amending a disability access and inclusion plan.

#### **Disability Services Amendment Regulations 2013**

Schedule 1 — Public authorities to which Part 5 applies [r. 6]

7. People with disability have the same opportunities as other people to obtain and maintain employment with a public authority.

Policy Implications Nil Financial Implications Nil

#### **Strategic Implications**

Community Strategic Plan Outcome 4.5.1 – Ensure compliance with local, town planning, building and health and all other relevant legislation Outcome 4.5.2 – Maintain, review and ensure relevance of Council policies and local laws.

#### Voting Requirements

Simple Majority

#### **OFFICER RECOMMENDATION – ITEM 9.3.1**

That Council;

- 1. Note that no comments or responses were received during the Public Notice period;
- 2. That the Shire of Mingenew Disability Access and Inclusion Plan be forwarded to the commission for endorsement; and
- 3. That promotion of the updated Plan be undertaken in print media and on the website.

#### COUNCIL DECISION – ITEM 9.3.1

#### Moved Cr Lucken

#### Seconded Cr Eardley

That Council;

- 1. Note that no comments or responses were received during the Public Notice period;
- 2. That the Shire of Mingenew Disability Access and Inclusion Plan be forwarded to the commission for endorsement; and
- 3. That promotion of the updated Plan be undertaken in print media and on the website.

#### 10.0 ELECTED MEMBERS/MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

#### 11.0 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING

- 11.1 ELECTED MEMBERS
- 11.2 STAFF

The President advised the meeting that the CEO had sought leave to introduce an urgent item of business.

#### COUNCIL DECISION – ITEM 11.2.1

#### Moved Cr Newton

#### Seconded Cr Cosgrove

That the meeting consider the request from C & J Lucken Transport to obtain permission to operate short triple road trains on roads in the Mingenew Shire.

CARRIED 6/0

Disclosure of Financial Interest Item 11.2.1 – Cr Lucken

Prior to any consideration of Item 11.2.1, Cr Lucken declared a Financial Interest in this matter.

5.10pm – Cr Lucken left the meeting and did not participate in discussion or vote on this matter.

#### 11.2.1 C & J Lucken Transport – Short Triple Road Train Permit

| Location/Address:<br>Name of Applicant: | Roads in the Shire of Mingenew<br>Cris Lucken on behalf of C & J Lucken Transport |
|-----------------------------------------|-----------------------------------------------------------------------------------|
| Disclosure of Interest:                 | Cr Lucken                                                                         |
| File Reference:                         |                                                                                   |
| Date:                                   | 13 June 2016                                                                      |
| Author:                                 | Martin Whitely - CEO                                                              |

#### **Summary**

C & J Lucken Transport request approval to operate short triple road trains on roads in the Shire of Mingenew.

#### <u>Attachment</u>

Letter from C & J Lucken Transport.

#### **Background**

Application from C & J Lucken Transport has been received to operate short triple road trains on the following roads:

- Mingenew Mullewa Road from Eleanor Street to Depot Hill Road
- Depot Hill Road from Mingenew Mullewa Road for 8.5 kilometres
- Mooriary Road

#### **Comment**

There have been recent changes in the process for approving the operation of large vehicles initiated on roads by Main Roads. It is recommended that this request be referred to Main Roads for assessment.

#### **Consultation**

Nil.

Statutory Environment Nil.

Policy Implications Nil

Financial Implications Nil

Strategic Implications Nil

Voting Requirements Simple Majority

#### **OFFICER RECOMMENDATION – ITEM 11.2.1**

That the CEO request assessment by Main Roads of the proposed route for use by short triple road trains:

- Mingenew Mullewa Road from Eleanor Street to Depot Hill Road
- Depot Hill Road from Mingenew Mullewa Road for 8.5 kilometers
- Mooriary Road

#### It was agreed that:

The CEO request assessment by Main Roads of the proposed route for use by short triple road trains:

- Mingenew Mullewa Road from Eleanor Street to Depot Hill Road
- Depot Hill Road from Mingenew Mullewa Road for 8.5 kilometres
- Mooriary Road

5.22pm – Cr Lucken returned to the meeting.

#### 12.0 CONFIDENTIAL ITEMS

Nil

#### 13.0 TIME AND DATE OF NEXT MEETING

Next Ordinary Council Meeting to be held on Wednesday 20 July 2016 commencing at 4.30pm.

#### 14.0 CLOSURE

The Shire President thanked all for attending and declared the meeting closed at 5.25 pm.

| These minutes were confirmed at an Ordinary Council meeting on 20 July 2016. |  |
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|                                                                              |  |
| Signed<br>Presiding Officer                                                  |  |
| Date:                                                                        |  |