



MINUTES FOR THE  
ORDINARY COUNCIL MEETING  
HELD ON  
WEDNESDAY  
**19<sup>TH</sup> OCTOBER 2011**



## TABLE OF CONTENTS

PAGE NO.	AGENDA	ITEM	MINUTE NO.
3	1.1	Swearing of newly elected Councillors	
3	1.2	Election of Shire President	
3	1.3	Election of Shire Deputy President	
4	3.0	Confirmation of Minutes from Previous Meeting	111001
12	9.1.1	Overview and Actions Associated with the New Building Act	111002
14	9.1.2	Temporary Building – 3 Broad Street	111003
16	9.3.1	Council Committee Delegates	111004
19	9.3.2	Manager of Finance & Administration	111005
22	9.3.3	Christmas / New Year Office Closure	111006
22		Council Christmas Party Function	111007
25	9.3.4	Royalties for Regions Review	111008
28	9.3.5	Russell Goodrick’s Best Country Towns Program	111009
31	9.3.6	Small Business Centre – Proposed Rural & Regional Service Delivery Plan	111010
33	9.3.7	Department of Water – Water Allocation Policy Review	111011
35	9.6.1	Financial Statements for Month Ending 30 <sup>th</sup> September 2011	111012
37	9.6.2	Accounts for Payment – September 2011	111013
39		Chief Executive Officer – Position Vacancy & Remuneration Package	111014
40		Karara Mining Stockpile Proposal	111015
40	13.0	Councillor Reports	
43	14.0	Time & Date of Next Meeting	
43	15.0	Closure	

**SHIRE OF MINGENEW**  
**MINUTES OF THE ORDINARY MEETING HELD IN THE COUNCIL CHAMBERS,**  
**MINGENEW, ON WEDNESDAY THE 19<sup>TH</sup> OCTOBER 2011**

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**1.0 DECLARATION OF OPENING/ ANNOUNCEMENT OF VISITORS**

The Chief Executive Officer, Ian Fitzgerald declared the meeting open at 2:01pm.

**1.1 SWEARING IN OF NEWLY ELECTED COUNCILLORS**

**Declaration of Councillors**

Cr MA Bagley, Cr GJ Cosgrove, Cr HM Newton and Cr AT Sobey undertook the Declaration Oath before Mr Ian Fitzgerald JP.

**1.2 ELECTION OF SHIRE PRESIDENT**

**Declaration of President**

Cr MA Bagley was elected unopposed as Council President and undertook the Declaration Oath before Mr Ian Fitzgerald JP.

**1.3 ELECTION OF DEPUTY PRESIDENT**

**Declaration of Deputy President**

Cr PJ Gledhill was elected unopposed as Deputy President and undertook the Declaration Oath before Mr Ian Fitzgerald JP.

**2.0 ATTENDANCE**

**2.1 PRESENT**

MA Bagley	President	Rural Ward
PJ Gledhill	Deputy President	Town Ward
MP Pearce	Councillor	Town Ward
PJ Ward	Councillor	Rural Ward
GJ Cosgrove	Councillor	Rural Ward
HM Newton	Councillor	Town Ward
AT Sobey	Councillor	Town Ward

**STAFF**

IB Fitzgerald	Chief Executive Officer	
E Greaves	Community Development Officer	
WL Borrett	Works Manager	3:30pm – 3:36pm

**2.2 APOLOGIES**

Nil

**2.3 LEAVE OF ABSENCE**

Nil

**3.0 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil

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

Nil

**5.0 APPLICATIONS FOR LEAVE OF ABSENCE**

Nil

**6.0 DECLARATIONS OF INTEREST**

Nil

**7.0 CONFIRMATION OF PREVIOUS MEETING MINUTES**

111001

**MOVED: Cr MP Pearce**

**SECONDED: Cr PJ Ward**

**That the Minutes of the Ordinary Meeting of Council held on Wednesday, 15<sup>TH</sup> September 2011, be confirmed as a true and accurate record of proceedings subject to amendment as advised by Cr MP Pearce.**

**CARRIED**  
**Voting 7/0**

**8.0 ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION**

Nil

**9.0 OFFICERS REPORTS**

## 9.1 HEALTH, BUILDING AND TOWN

### 9.1.1 OVERVIEW AND ACTIONS ASSOCIATED WITH THE NEW BUILDING ACT

<b>Agenda Reference:</b>	EHO 10/11 - 01
<b>Location/Address:</b>	Shire of Mingenew
<b>Name of Applicant:</b>	Shire of Mingenew
<b>File Reference:</b>	
<b>Disclosure of Interest:</b>	Nil
<b>Date:</b>	3 <sup>rd</sup> October 2011
<b>Author:</b>	Trevor Brandy, EHO

#### SUMMARY

A new Building Act was passed on 23 June 2011 and will come into operation from 31 October 2011 with a proposed phased implementation over a period of 12 months.

The new Building Act has been developed to replace the *Building Regulations 1989* and parts of the *Local Government (Miscellaneous Provisions) Act 1960*. The *Building Act 2011* covers all building and the whole State of Western Australia, it introduces permit issuing authorities, enables private certification of design compliance and is designed to streamline and clarify the building process.

This report has been prepared to provide Councillors with an overview of the changes that are proposed in the new Building Act and also to seek its approval for a number of actions that the Shire needs to implement in order to ensure that the Building Section can continue to operate under the provisions of new Act to as close to the same extent as it currently does under the existing Act, including amendments to the schedule of fees and charges.

#### ATTACHMENT

Existing Delegations

Proposed Delegations and Proposed Fees

#### BACKGROUND

The Government has undertaken a Building Regulation Reform package that is planned to deliver the most significant transformation to Western Australian building legislation in over 50 years. The existing building approvals process was established by the Local Government Act of 1960, and reflects the way buildings were designed in the 1950's, relying on builders registered under the *Builders' Registration Act 1939*. Building policy and legislation has been fragmented between local and state government departments since then, with practitioner registration managed by individual boards. Reviews of building regulations undertaken by the former Housing and Works and Consumer Protection portfolios recommended that the legislation be updated to reflect modern building practices in Western Australia. Reviews also suggested that the legislation be managed in one place, by a single entity, and as a result the Building Commission was established.

The Building Commission was established as a division of the Department of Commerce in July 2009 and brings together building practitioner registration, building standards, complaints processes and building policy and is leading the implementation of the Government's Building Regulation Reform package which comprises the following bills:

- [The Building Services \(Complaint Resolution and Administration\) Act](#)
- [The Building Services \(Registration\) Act](#)
- [The Building Services Levy Act](#), and
- [The Building Act](#)

This new legislation abolishes the Builders' Registration Board, the Painters' Registration Board, the Building Surveyors Qualifications Committee and the Building Disputes Tribunal and replaces them with a more streamlined and integrated system.

The Building Act, which has the most significant impact for Local Government was passed on 23 June 2011 and is planned to come into operation from 31 October 2011 with a proposed phased implementation over 12 months.

The new Building Act has been developed to replace the *Building Regulations 1989* and parts of the *Local Government (Miscellaneous Provisions) Act 1960*. The *Building Act 2011* covers all building and the whole State of Western Australia, it introduces permit issuing authorities, enables private certification of design compliance and is designed to streamline and clarify the building process, including:

- Whole of state coverage;
- All buildings to be covered, including those owned by the Crown;
- Giving a clearer definition of what constitutes a building and clear exemptions from the building permit process;
- Nominating Permit Authorities - confirms local government's role issuing building permits, also enables State Government or special permit authorities are able to issue building and occupancy permits and to enforce building control;
- Enables private registered building surveyors to certify design compliance;
- Introducing separate and streamlined processes for approving domestic and commercial buildings;
- Retaining the option for owners to use the current local government combined certification and permit issuing function for residential construction houses and minor building work (class 1 and 10);
- Taking a risk-based approach to inspection requirements so that registered building professionals require less independent checking than lay designers and owner-builders;
- Providing a clear end-point to the construction process, and certification that the building complies with the building permit issued;
- Registering a wider range of industry practitioners to certify compliance;
- Implementing a nationally agreed accreditation framework for building surveyors; and
- Implementing a process for the assessment and approval of building works carried out without a building permit.

The desired outcome of these reforms is intended to be a more responsive and modern building regulatory system that meets the changing needs and aspirations of all building industry participants and consumers.

These reforms are likely to have a significant impact on the operation of the Shire however these impacts are likely to occur over a 12-24 month period.

### **COMMENT**

The Building approval process in Western Australia is about to undergo significant change. The changes have been talked about for many years however the Building Act has now been passed by the Government in June 2011 and is set to commence operation on 31 October 2011. The Regulations supporting this Act, (at the point of preparing this report) have not been released and are expected to be introduced at the beginning of October 2011 which has made it difficult to determine the full impact on Local Government. While this Act has been on the table for the last 20 years or so, the introduction of the current version of the Act and supplementary guidance information has been very quick. The speed with which it has been implemented and the lack of supporting information such as the Regulations has made it difficult to prepare this report in a timely fashion as we are still endeavouring to understand the full implications of the Building Act for Local Government.

One of the key factors of the new Building Act for Local Governments is that it enables privatisation of the Building Surveying function that was previously provided by Local Government. It is now open to competition from private approval providers which a relatively new industry in WA, though has been established in other states for some time. It is expected however, that in a short period of time this industry will grow rapidly and will have a greater impact on Local Government's ability to attract and retain suitably qualified personnel to undertake its statutory responsibilities, as well as have some expected impact in respect to income previously generated by Building applications as a greater percentage of these will be picked up by private certifiers.

### **CONSULTATION**

Nil

### **STATUTORY ENVIRONMENT**

The Building Act sets up a different framework to the approvals process for building work than what was previously provided in the Local Government (Miscellaneous Provisions) Act. The Building Commission has produced a "Guide for Local Government Permit Authorities in Western Australia" which outlines the changes to the approvals process as well as the many other changes.

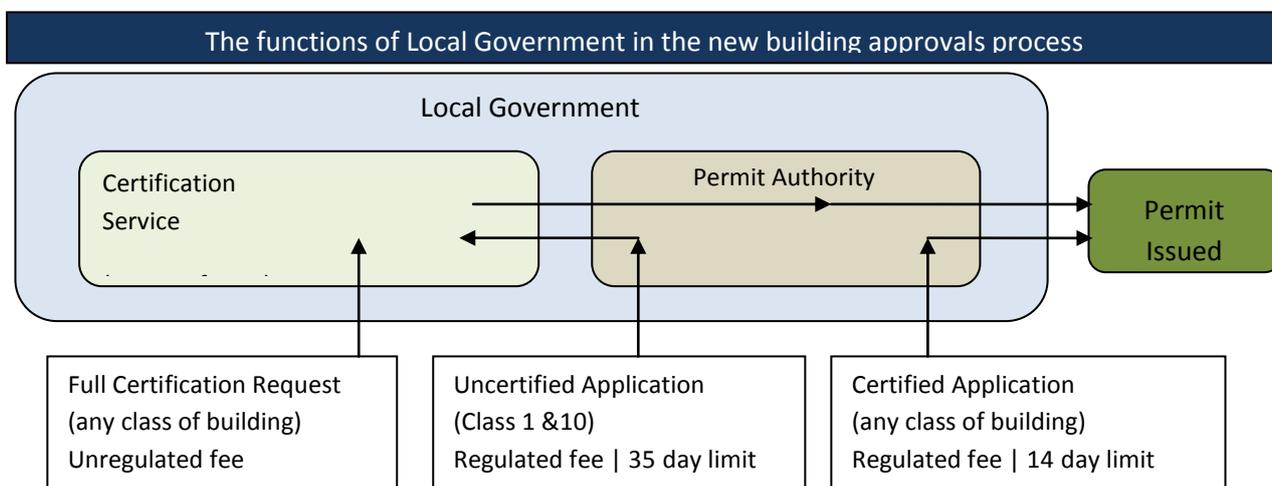
The minimum functions that Local Governments are required to perform under the Building Act include;

- Issue prescribed permits (Permit Authority)
- Ensure building works within its district achieve statutory compliance,
- Undertake assessment and issue Certificate of Design Compliance for class 1 (single houses) and 10 (sheds & patios etc)

The key change to the building approvals system is the introduction of the ability to have the building design certified by a building surveyor who no longer needs to be an employee of the local government within which district the building is proposed to be built.

Currently if someone undertakes building work within the district of the Shire, they have only one way to obtain a building permit and that is by submitting an application for building licence to the Shire. An appropriately qualified Building Surveyor employed by the Shire would then assess the application and once satisfied that the application satisfies the relevant legislation, a building licence can then be issued.

Under the proposed system, a person who is planning to build can seek the services of any qualified Building Surveyor who may be employed by the Shire, or a Private Building Surveyor or who may be employed by another local government or other agency. The Building Surveyor would then issue what is now to be called a “Certificate of Design Compliance”, (CDC). Once the owner or builder has obtained the CDC, they may then submit an application for a Building Permit that must include the CDC together with the necessary plans and specifications to the Local Government who then have 14 days in which to issue the “Building Permit”. The diagram below provides a summary of the new process.



While Local Governments only have to provide the minimum services specified above, they may also be able to consider providing other services and be able to charge a fee to recover the cost of those services. Before doing so, local governments will need to ensure they do not breach the provisions of the Local Government Act and other legislation such as the National Competition Policy. These other services might include:

- Provide Certificate of Design Compliance, (Certification Services for all classes of buildings)
- Provide Certificate of Construction Compliance, (Inspection and Certification of various portions of a building during construction work that is within the scope of skills and qualifications available)
- Provide Certificate of Building Compliance, (coordinate, inspect and certify that a completed building is compliant)

Shire Staff believe that to begin with it should endeavour to maintain the services to at least an equivalent level to that currently provided, but at the same time position itself to be able to

either extend or contract that business over time (likely over the 2 years) as the development industry come to understand the systems provided by the Building Act.

In order to do this, there are two possible options provided under the Local Government Act that may be considered which include, the set up of a “business unit” under s3.59 of the Local Government Act or merely add it to the current service the local government provides, (an “adjusted services model”) as set out by s3.18 of the Local Government Act. The Shire staff are concerned that there may be some legal issues with both systems and will continue to seek surety from the Building Commission, Department of Local Government and if necessary, its own legal advice before commencing such operation.

There seems to be a view that little will change in the first 12-24 months as the building industry gains an understanding of the new system. At some point beyond 12 months we believe that competition will become quite aggressive as new businesses (private certifiers) claim their place.

It is likely that initially large projects will be sort after by the private certification industry in order to be profitable, and with time, residential buildings will be picked up by the private sector. Residential buildings are currently the Shires primary business, with 70 – 80% of income currently derived from this source, so if this portion of the work was to be picked up by private certifiers, it would have a significant impact on the income of the Shire’s Building Surveyor. The model and fee structure proposed by the Building Act does not appear to serve the project home market that well, and so it is anticipated that most residential applications will continue to be process by Local Governments unless regulatory changes are made. In any event, the Shire will ensure that it sets a fee structure for residential building work within Shire at the same rate as it is under the current Act to ensure as simple a transition as possible.

The Building Act now covers all work and provides that the Certificate of Design Compliance must be issued by a person who is not associated with the building owner. This means that State Buildings must be certified by a building surveyor who is not employed by the state, and also means that a building development proposed by a local government will no longer be able to be certified by the local government building surveyor. This means that we will now need to seek this certification externally from a private certifier or other permit authority. Local Governments will still need to issue a permit.

### Delegations

The Shire currently has the following delegations under the provisions of the Local Government (Miscellaneous Provisions) Act 1960:

- Determination of Application for Building Licence and Building Approval Certificates
- Classification of Buildings
- Notices – Part XV Local Government (Miscellaneous Provisions) Act 1960
- Demolition Licences

With the full introduction of the Building Act 2011, the above delegations will become redundant in that the head of power will shift from the Local Government (Miscellaneous Provisions) Act 1960 to the Building act 2011.

New delegations are therefore needed under the Building Act 2011. Given the relevant provisions relating to delegations under the Building Act 2011 have not come into operation, the functions of the new delegations cannot be performed by officers until such time as the relevant provisions are proclaimed. It is therefore proposed that officers continue to perform such functions in accordance with existing delegations with Council adopting the new delegations to be implemented at such future time as these provisions are proclaimed. The ability to do this is referred to under section 25 of the Interpretations Act 1984.

Section 127 of the Building Act 2011 enables local governments the ability to delegate any powers or duties to an employee.

Council is requested to approve the following new delegations as provided under the following sections of the Building Act:

- s20 – Approve or refuse a Building Permit
- s21 – Approve or refuse a Demolition Permit
- s58 - Issue an Occupancy Permit and a Building Approval Certificate
- s65 - Consider Extending the period of duration of an Occupancy permit or a Building approval Certificate.
- s110 - Issue Building Orders
- s117 - Revoke Building Orders

#### Authorisations

The Shire currently has one Authorisation under the Local Government (Miscellaneous Provisions) Act 1960, which provides Authority for its Building Surveyor to inspect private swimming pools within the Shire.

With the introduction of the Building Act 2011, existing authorisations will not be affected; however additional authorisations are needed for Officers to carry out the relevant provisions under the Building Act 2011. Given these relevant provisions have not yet come into operation; the new authorisations cannot be undertaken by officers until such time as this occurs. It is therefore proposed that Council appoint an authorised officer and adopt the new authorisations to be implemented at such future time as the relevant provisions of the Building Act are proclaimed.

Under s.96 of the Building Act 2011, permit authorities (local governments) may also designate employees as authorised persons.

The following new authorisations are therefore proposed under different sections of the Building Act:

- s100 - Entry Powers
- s101 - Powers after entry for compliance
- s102 - Obtaining information and documents
- s103 - Use of force and assistance
- s106 - Apply for an entry warrant

### Revisions to Schedule of Fees and charges

Most of the fee changes are statutory changes that will be set by the proposed new Building Regulations to be adopted under the Building Act. These proposed statutory fees have been published in draft by the Building Commission to assist the Building Industry prepare for the implementation of the Act. These fees have been marked with a # on the attached proposed schedule of fees and charges, and since the regulations are only in draft may change, and will be revised on the Shire's Schedule of Fees and Charges accordingly.

Comments have been added against the other fee changes in the attached Schedule to provide explanation for their inclusion. Because of the implications of s3.18 of the Local Government Act, the proposed new fees have to be based on cost recovery only of the services that can be provided and as such are based on the fee's set under the Current Local Government (Miscellaneous Provisions) Act. Where a new service is proposed, it has been based on an hourly rate of the Shire's costs to employ an appropriately qualified person, including overheads.

Council are advised to consider the implications the Building Act 2011 will have on the Shire and support the directions the Shire proposing in this report.

Council are also requested to approve the new delegations needed to ensure that business can operate in the same manner that it currently does under the current Local Government (Miscellaneous Provisions) Act, and also to adopt the changes to the Schedule of Fees and Charges.

### **POLICY IMPLICATIONS**

Nil

### **FINANCIAL IMPLICATIONS**

It is expected that over time, the income generated within the Building Services will decrease relative to the level of building work conducted within the Shire. It is difficult to determine the staffing needs at this point given the lack of Regulations and response to the new provisions by the development industry and this will need to be carefully managed. It is likely, based on what has occurred in other states that have implemented similar Acts that the number of staff within the building section may also decrease to what has been required under the current Act, again relative to the volume of building work within the Shire.

### **STRATEGIC IMPLICATIONS**

Depends on the future acceptance of the new Building Act

### **VOTING REQUIREMENTS**

Absolute Majority

**111002 OFFICER RECOMMENDATION & COUNCIL RESOLUTION 9.1.1**

**MOVED: Cr PJ Gledhill**

**SECONDED: Cr MP Pearce**

**That Council:**

- 1. Receive this report**
- 2. Support the directions set out in this report**
- 3. Revoke delegations shown in Attachment 1 and adopt new delegations as shown in Attachment 2 at such future time as the relevant provisions of the Building Act 2011 is proclaimed;**
- 4. Council adopts the new authorisations and appoint the relevant position to these authorisations as 'Authorised Officers' in accordance with s96 of the Building Act 2011 and as set out in Attachment 3.**
- 5. Approve the attached Schedule of Fees and Charges to be implemented at the commencement of the Building Act 2011.**

**Absolute Majority - CARRIED**

**Voting 7/0**

**9.1.2 Temporary Building 3 Broad Street Mingenew**

**Agenda Reference:** EHO  
**Location/Address:** 3 Broad Street Mingenew  
**Name of Applicant:** Mr Ben Christianson  
**File Reference:**  
**Disclosure of Interest:** Nil  
**Date:** 03.09.2011  
**Author:** Trevor Brandy, EHO

**SUMMARY**

Council is in receipt of an application from Mr B Christianson to place a temporary building on 3 Broad Street Mingenew. The purpose of the building is to provide an on-site toilet facility and storage whilst the main Dwelling is being constructed.

**ATTACHMENT**

Nil

**BACKGROUND**

Council has approved these types of applications in the past; providing the plans for the Dwelling are submitted before approval is given.

**COMMENT**

Nil

**CONSULTATION**

Owner Mr Ben Christianson.

**STATUTORY ENVIRONMENT**

Nil

**POLICY IMPLICATIONS**

As per Council Policy on buildings permitted on town lots prior to Domestic Dwellings.

**FINANCIAL IMPLICATIONS**

Building and Health fees are applicable in this situation.

**STRATEGIC IMPLICATIONS**

Nil

**VOTING REQUIREMENTS**

Simple Majority

**111003 OFFICER RECOMMENDATION & COUNCIL RESOLUTION 9.1.2**

**MOVED: Cr PJ Ward**

**SECONDED: Cr MP Pearce**

**That Mr B Christianson be granted approval to place a transportable building on 3 Broad Street, Mingenew for the purposes of providing a toilet and storage facilities for a maximum of 2 years and then it is to be removed.**

**That approval is granted upon receipt of the appropriate building plans and associated fees.**

**CARRIED**

**Voting 7/0**

**NOTE: Council included the time limitation to align with building licence requirements.**

### 9.3 CHIEF EXECUTIVE OFFICER

#### 9.3.1 COUNCIL COMMITTEE DELEGATES

**Agenda Reference:** CEO 07/11 - 01  
**Location/Address:** Shire of Mingenew  
**Name of Applicant:** Shire of Mingenew  
**File Reference:**  
**Disclosure of Interest:** Nil  
**Date:** 12<sup>th</sup> October 2011  
**Author:** Ian Fitzgerald

#### SUMMARY

Following the recent Local Government Elections and with changes in Elected Members Council is required to appoint their delegates to the various committees.

#### ATTACHMENT

A copy of the current appointments listing is attached.

#### BACKGROUND

Nil

#### COMMENT

Nil

#### CONSULTATION

Councillors

#### STATUTORY ENVIRONMENT

Local Government Act 1995 – section 5.8 – 5.11

#### POLICY IMPLICATIONS

Nil

#### FINANCIAL IMPLICATIONS

Councillors receive a Sitting Fee payment for attendance at meetings where they are the nominated Council delegate. Provision is included in the budget for these payments.

#### STRATEGIC IMPLICATIONS

Nil

**VOTING REQUIREMENTS**

Absolute Majority

**111004 OFFICER RECOMMENDATION & COUNCIL RESOLUTION 9.3.1**

**MOVED: Cr PJ Gledhill**

**SECONDED: Cr PJ Ward**

**That Council appoint delegates to the various committees as listed below for 2011 – 2013;**

COMMITTEE	DELEGATE	DELEGATE	PROXY	PROXY
Northern Country Zone of WALGA	MA Bagley	MP Pearce	PJ Gledhill	-
WALGA Conference	MA Bagley	PJ Gledhill	-	-
Tourist & Promotions Committee	MP Pearce	-	CEO	-
Lions Expo Liaison Committee	PJ Ward	-	GJ Cosgrove	-
MRWA Regional Road Group	MA Bagley	PJ Ward	-	-
Silver Chain Branch Committee	AT Sobey	-	HM Newton	-
Mid West Regional Council	MA Bagley	PJ Gledhill	MP Pearce	-
CRC Management Committee	HM Newton	-	GJ Cosgrove	-
Autumn Centre Committee	MP Pearce	-	AT Sobey	-
LEMC & Crime Prevention Committee	GJ Cosgrove	PJ Gledhill	-	-
LG Reform / Alliance Group	MA Bagley	PJ Gledhill	-	-
Audit Committee	<b>ALL OF COUNCIL</b>			
Sports Advisory Committee	GJ Cosgrove	-	AT Sobey	-
MWLGSA Governance Team	MA Bagley	-	PJ Ward	-
MIG Environmental Division Committee	Not Currently Applicable			
Executive Management Committee	MA Bagley	PJ Gledhill	GJ Cosgrove	-
Development Assessment Panels	MA Bagley	PJ Gledhill	AT Sobey	GJ Cosgrove
Small Business Community Meetings	PJ Ward	-	HM Newton	-

**Absolute Majority - CARRIED**  
**Voting 7/0**

**9.3.2 MANAGER OF FINANCE AND ADMINISTRATION**

**Agenda Reference:** CEO 10/11 - 02  
**Location/Address:** Shire of Mingenew  
**Name of Applicant:** Shire of Mingenew  
**File Reference:**  
**Disclosure of Interest:** Nil  
**Date:** 12<sup>th</sup> October 2011  
**Author:** Ian Fitzgerald

**SUMMARY**

Council is requested to accept the recommendation from the Chief Executive Officer that Mr Cameron Watson be appointed to the Manager of Finance and Administration position.

**ATTACHMENT**

Nil

**BACKGROUND**

Council has previously resolved to engage a full time senior finance person to fill the role previously filled on a part-time basis with most services provided remotely.

**COMMENT**

The Local Government Act 1995 outlines a process that needs to be followed in the appointment of a new Senior Employee (this position is designated as a Senior Employee) and this is detailed below:

**5.37. Senior Employees**

*(1) A local government may designate employees or persons belonging to a class of employee to be senior employees.*

*(2) The CEO is to inform the council of each proposal to employ or dismiss a senior employee, other than senior employee referred to in section 5.39(1a), and the council may accept or reject the CEO's recommendation but if the council rejects a recommendation, it is to inform the CEO of the reasons for its doing so.*

*(3) If the position of a senior employee of a local government becomes vacant, it is to be advertised by the local government in the manner prescribed, and the advertisement is to contain such information with respect to the position as is prescribed.*

The position was advertised both locally and in a local government job guide that goes to every local government in Australia.

A total of 3 applications were received and from that a short list of 2 were selected for interview.

Following the interview process (with Councillor Bagley) and reference checks Mr Cameron Watson was offered and subsequently accepted the position. Mr Watson will commence on Monday 17<sup>th</sup> October 2011 on a 3 year contract with an initial remuneration package of \$119,900. The appointment is subject to satisfactory completion of a 3 month probation period.

Mr Watson has considerable experience in local government including some 10 years in senior finance roles and is seen as an ideal candidate for this position.

### **STATUTORY ENVIRONMENT**

Local Government Act 1995

### **POLICY IMPLICATIONS**

Nil

### **FINANCIAL IMPLICATIONS**

The remuneration package is within budget provisions

### **STRATEGIC IMPLICATIONS**

This position will concentrate on the finance administration and statutory compliance areas of Council's operations providing assistance to CEO and Councillors.

### **VOTING REQUIREMENTS**

Simple Majority

**111005 OFFICER RECOMMENDATION & COUNCIL RESOLUTION 9.3.2**

**MOVED: Cr PJ Ward**

**SECONDED: Cr MP Pearce**

**That Council accept the recommendation from the Chief Executive Officer that Mr Cameron Watson be appointed to the Manager of Finance and Administration position.**

**CARRIED**

**Voting 7/0**

**9.3.3 CHRISTMAS / NEW YEAR OFFICE CLOSURE**

**Agenda Reference:** CEO 10/11 - 03  
**Location/Address:** Shire of Mingenew  
**Name of Applicant:** Shire of Mingenew  
**File Reference:**  
**Disclosure of Interest:** Nil  
**Date:** 11<sup>th</sup> October 2011  
**Author:** Ian Fitzgerald

**SUMMARY**

Council approval is sought for the closure of the Shire of Mingenew office over the Christmas – New Year period.

**ATTACHMENT**

Nil

**BACKGROUND**

Council has, in previous years, permitted closure of the Shire Office over the Christmas – New Year period with staff utilising public holidays, days in lieu of Public Holidays, Rostered Days Off or Annual Leave to cover absences.

**COMMENT**

This year Christmas and New Year's days fall on a Sunday. The Public Holidays are;

Monday	26 <sup>th</sup> December 2011	Christmas Day Public Holiday
Tuesday	27 <sup>th</sup> December 2011	Boxing Day Public Holiday
Monday	2 <sup>nd</sup> January 2012	New Years Day Public Holiday

Normal work days would be;

Friday	23 <sup>rd</sup> December 2011
Wednesday	28 <sup>th</sup> December 2011
Thursday	29 <sup>th</sup> December 2011
Friday	30 <sup>th</sup> December 2011

The period between Christmas and New Year is traditionally very quiet and Council has received no complaints due to office closures during this period. It is an opportunity for staff to have a break ready for the New Year.

It is proposed that this year the Shire Office close on Friday 23<sup>rd</sup> December 2011 at midday and re-open on Tuesday the 3<sup>rd</sup> January 2012.

Friday	23 <sup>rd</sup> December 2011	Office closes at midday
Monday	26 <sup>th</sup> December 2011	Public Holiday
Tuesday	27 <sup>th</sup> December 2011	Public Holiday
Wednesday	28 <sup>th</sup> December 2011	Office closed – day in lieu
Thursday	29 <sup>th</sup> December 2011	Office closed – staff RDO
Friday	30 <sup>th</sup> December 2011	Office closed – day in lieu
Monday	2 <sup>nd</sup> January 2012	Public Holiday

#### **STATUTORY ENVIRONMENT**

Local Government Act 1995

#### **POLICY IMPLICATIONS**

Nil

#### **FINANCIAL IMPLICATIONS**

Nil

#### **STRATEGIC IMPLICATIONS**

Nil

#### **VOTING REQUIREMENTS**

Simple Majority

**111006 OFFICER RECOMMENDATION & COUNCIL RESOLUTION 9.3.3**

**MOVED: Cr MP Pearce**

**SECONDED: Cr PJ Gledhill**

That Council approve that the Shire office close at midday on Friday the 23<sup>rd</sup> December 2011 and re-open on Tuesday the 3<sup>rd</sup> January 2012 and that the appropriate advertising of closure be initiated by staff.

**CARRIED**

**Voting 7/0**

**111007 COUNCIL RESOLUTION 9.3.3**

**MOVED: Cr HM Newton**

**SECONDED: Cr GJ Cosgrove**

That the Council Christmas function be held on Thursday the 22<sup>nd</sup> December 2011 and the Sports Club be approached to provide the venue and catering needs. Advertising of the event to take place locally once details are confirmed.

**CARRIED**

**Voting 7/0**

### 9.3.4 ROYALTIES FOR REGIONS REVIEW

**Agenda Reference:** CEO 10/11 - 04  
**Location/Address:** Shire of Mingenew  
**Name of Applicant:** Shire of Mingenew  
**File Reference:**  
**Disclosure of Interest:** Nil  
**Date:** 13<sup>th</sup> October 2011  
**Author:** Ian Fitzgerald

#### **SUMMARY**

The Minister for Regional Development and Lands has announced a review of the Country Local Government Fund component of the Royalties for Regions scheme. A submission has been prepared and is presented for Council's endorsement prior to being submitted.

#### **ATTACHMENT**

Shire of Mingenew submission to the Country Local Government Fund review.

#### **BACKGROUND**

Following the last state government election the Royalties for Regions grant scheme was announced. The Shire of Mingenew has received nearly \$1m from this scheme (including 2011/12 allocation) to assist in reducing the infrastructure backlog.

#### **COMMENT**

The Royalties for Regions scheme has provided great benefit to the shire and our community. With the funds allocated it has been possible to refurbish some of the public infrastructure including the sporting facilities.

The regional component of the Country Local Government Fund is about to be used to upgrade the Depot Hill Road crossing which will benefit all users of this road.

Whilst in the first year we received 100% of the allocation to spend on our projects however the scheme has changed to now having 50% received direct and the other 50% is allocated to regionally significant projects. Our regional group is Mingenew, Morawa, Perenjori and Three Springs, and projects such as the Depot Hill crossing, tourism trail and the new dental clinic in Three Springs have been funded. It may become more difficult in the future to find projects that are truly regionally significant and is agreed upon by the four shires and the Department of Regional Development and Lands.

There has been some talk that the allocations in future years may become 100% for regional projects. It is important that clarification is given as part of this review for the importance of at least 50% of the allocation comes direct to the shire as it is these funds that will help to improve our infrastructure for the benefit of the community and without the need for major rate increases.

## **CONSULTATION**

Members of our regional group

## **STATUTORY ENVIRONMENT**

Royalties for Regions Act 2009

## **POLICY IMPLICATIONS**

Nil

## **FINANCIAL IMPLICATIONS**

The funds received through the Country Local Government Fund have assisted in addressing the infrastructure backlog and allowed for new projects to be progressed.

## **STRATEGIC IMPLICATIONS**

The maintenance and refurbishment of our community infrastructure is a major and expensive component of Council's budget and the Country Local Government Fund has allowed for projects, such as; refurbishment of the recreation centre and tennis club and the re-roofing of the Sports Club, to proceed thus extending their lives and helping to reduce maintenance costs.

## **VOTING REQUIREMENTS**

Simple Majority

**111008 OFFICER RECOMMENDATION & COUNCIL RESOLUTION 9.3.4**

**MOVED: Cr HM Newton**

**SECONDED: Cr MP Pearce**

**That Council endorse the draft submission to the review of the Country Local Government Fund and approve its presentation to the Western Australian Regional Development Trust.**

**CARRIED**

**Voting 7/0**

**9.3.5 RUSSELL GOODRICK'S BEST COUNTRY TOWNS PROGRAM**

**Agenda Reference:** CEO 10/11 - 05  
**Location/Address:** Shire of Mingenew  
**Name of Applicant:** Shire of Mingenew  
**File Reference:**  
**Disclosure of Interest:** Nil  
**Date:** 13<sup>th</sup> October 2011  
**Author:** Ian Fitzgerald

**SUMMARY**

Council has been invited to participate in Russell Goodrick's Best Country Towns television series which would help promote Mingenew. As well as airing on free-to-air television and Foxtel, a DVD would be provided that could be used for further promotional purposes.

**ATTACHMENT**

A brief outline of the program is attached.

**BACKGROUND**

An initial approach was received in August with a quoted cost of \$10,000 and was rejected due to the unbudgeted expense.

**COMMENT**

A revised proposal has now been received as they have located some excellent film vision on Mingenew which could be used to prepare a 3 – 4 minute segment for Russell Goodrick's Best Country Towns.

Council would work with the presenter to write the script and would be able to edit until 100% satisfied with the content.

A number of towns have already appeared on air and the presentation was professional and promoted the towns well.

The film segments can be viewed at;

[www.youtube.com/user/MRGInternational](http://www.youtube.com/user/MRGInternational)

I have requested feedback from my colleagues at Narembeen and Goomalling, and hopefully will be able to present that to Council at the meeting.

The DVD that is provided would be added to our webpage and any visitors to the site would be able to view the 3-4 minute segment and it would hopefully encourage people to visit and stay longer in our community.

The latest proposal has been reduced in cost by nearly 50% and whilst still unbudgeted would be easier to find and has potential to provide benefit to our community and in particular our small businesses.

## **CONSULTATION**

MRG TV

Goomalling and Narembeen CEO's

## **STATUTORY ENVIRONMENT**

Local Government Act 1995

## **POLICY IMPLICATIONS**

Nil

## **FINANCIAL IMPLICATIONS**

This is an unbudgeted expense that could come from the Area Promotion area of the budget.

## **STRATEGIC IMPLICATIONS**

Participation in the program and development of a DVD would help promote Mingenew as a great place to visit, work and live.

## **VOTING REQUIREMENTS**

Absolute Majority

**111009 OFFICER RECOMMENDATION & COUNCIL RESOLUTION 9.3.5**

**MOVED: Cr PJ Gledhill**

**SECONDED: Cr PJ Ward**

**That Council agree to participate in Russell Goodrick's Best Country Towns program at a cost of \$5,500.**

**Absolute Majority - CARRIED**

**Voting 7/0**

**NOTE: The Expo Committee to be approached to contribute towards the program.**

**9.3.6 SMALL BUSINESS CENTRE – PROPOSED RURAL & REGIONAL SERVICE DELIVERY PLAN**

**Agenda Reference:** CEO 10/11 - 06  
**Location/Address:** Shire of Mingenew  
**Name of Applicant:** Small Business Centre – Mid West Office  
**File Reference:**  
**Disclosure of Interest:** Nil  
**Date:** 13<sup>th</sup> October 2011  
**Author:** Ian Fitzgerald

**SUMMARY**

Council has been requested to contribute \$13,000 per annum for a minimum of three years to support a proposed Rural & Regional Service Delivery Plan 2012 – 2014. The plan would see a greater presence of the Small Business Centre in Mingenew.

**ATTACHMENT**

A copy of the Proposed Rural & Regional Service Delivery Plan 2012 – 2014 as provided by the Small Business Centre (Mid West).

**BACKGROUND**

Council has been working with the local business community to try and build relationships and establish a small version of a Chamber of Commerce. A meeting was hosted by Council to initiate this process and was attended by representatives from the Mid West Chamber of Commerce and Industry and Small Business Centre.

**COMMENT**

Following that initial meeting hosted by Council there has been some minor contact from the Mid West Chamber of Commerce and Industry and the Small Business Centre.

The Community Resource Centre has agreed to take on the role of co-ordinating future meetings of the small businesses. Council, whilst fully supportive of this group, does not believe its role is to be the driver of this process.

Unfortunately a meeting scheduled for Wednesday the 12<sup>th</sup> October had to be postponed due to a lack of response from invited participants. It had been hoped to discuss the Small Business Centre proposal at this meeting to help inform this report to Council.

Mingenew has a limited number of small businesses and the benefit that could potentially be gained from participating in this proposal as compared to the cost is considered low. Colleagues in Morawa, Perenjori and Three Springs, who have received a similar request, are of the same mind.

This proposal was received through the mail without any prior discussion and also comes after Council has adopted their 2011/12 Budget. To find \$13,000 so early into the new financial year would be difficult.

### **CONSULTATION**

Morawa, Perenjori and Three Springs CEO's

### **STATUTORY ENVIRONMENT**

Nil

### **POLICY IMPLICATIONS**

Nil

### **FINANCIAL IMPLICATIONS**

Council has not previously been advised of this proposal and has not considered any contribution in the 2011/12 Budget.

### **STRATEGIC IMPLICATIONS**

Council is keen to support and work with our local business community but benefits to be gained from participating in this proposal would likely be minimal.

### **VOTING REQUIREMENTS**

Simple Majority

**111010 OFFICER RECOMMENDATION & COUNCIL RESOLUTION 9.3.6**

**MOVED: Cr PJ Ward**

**SECONDED: Cr MP Pearce**

**That Council advise the Small Business Centre (Mid West) that, whilst it is supportive of the proposed Rural & Regional Service Delivery Plan, it is not in a position to financially contribute to the project.**

**CARRIED**

**Voting 7/0**

**NOTE: Staff to advise the Small Business Centre that further information regarding the benefits for our community is required and that another approach could be made to Council prior to preparation of the 2012 / 2013 Budget.**

**9.3.7 DEPARTMENT OF WATER – WATER ALLOCATION POLICY REVIEW**

**Agenda Reference:** CEO 10/11 - 07  
**Location/Address:** Shire of Mingenew  
**Name of Applicant:** Shire of Mingenew  
**File Reference:**  
**Disclosure of Interest:** Nil  
**Date:** 13<sup>th</sup> October 2011  
**Author:** Ian Fitzgerald

**SUMMARY**

The Minister for Water has announced a review of the current “first-in first-served” water allocation policy. During the discussions and debate on the Karara Mining application for a water licence, Council requested a review of the policy be undertaken. A draft submission on the review of the policy is attached for Council’s consideration.

**ATTACHMENT**

- 1) Extracts from the Department of Water Discussion Paper into the review of the water allocation policy
- 2) Draft submission to the review panel

**BACKGROUND**

There has been much public debate on the current water allocation policy as a result of the Karara Mining application for water licence and as a part of that debate Council requested a review of the policy.

**COMMENT**

The Karara Mining water licence application generated much discussion and debate within our community and attracted a great deal of media attention.

Whilst Council did not take a formal position on the Karara Mining application it did write to the Minister for Water and stated in the media the need for a review of the “first-in first-served” water allocation policy.

The discussion paper outlines alternatives and options for allocating water. A draft paper has been prepared addressing these issues and is presented for Council’s consideration.

**CONSULTATION**

Nil on this draft paper

**STATUTORY ENVIRONMENT**

Rights in Water and Irrigation Act 1914

**POLICY IMPLICATIONS**

Nil

**FINANCIAL IMPLICATIONS**

Nil

**STRATEGIC IMPLICATIONS**

The methods of allocating water licences in the future may impact on Council who has a licence for water to irrigate recreation and parks and gardens facilities within our community.

**VOTING REQUIREMENTS**

Simple Majority

**111011 OFFICER RECOMMENDATION & COUNCIL RESOLUTION 9.3.7**

**MOVED: Cr PJ Gledhill**

**SECONDED: Cr MP Pearce**

**That Council submit the comments on the review of the “first-in first-served” water allocation policy to the Department of Water.**

**CARRIED**  
**Voting 7/0**

**9.6 FINANCE**

**9.6.1 FINANCIAL STATEMENTS FOR MONTH ENDING 30<sup>th</sup> SEPTEMBER 2011**

**Agenda Reference:** CEO 10/10 - 04  
**Location/Address:** Shire of Mingenew  
**Name of Applicant:** Shire of Mingenew  
**File Reference:**  
**Disclosure of Interest:** Nil  
**Date:** 12<sup>th</sup> October 2011  
**Author:** Ian Fitzgerald

**SUMMARY**

The Monthly Statement of Financial Activity report for the month ending 30<sup>th</sup> September 2011 is presented to Council for adoption.

**ATTACHMENT**

Finance Report ending 30<sup>th</sup> September 2011

**BACKGROUND**

Financial Regulations require a monthly statement of financial activity report to be presented to Council.

**COMMENT**

Council's current operating surplus as at the 30<sup>th</sup> September 2011 is \$1,628,706

<b>SUMMARY OF FUNDS – SHIRE OF MINGENEW</b>	
Municipal Account	\$710,229.00
Business Cash Maximiser (Municipal Funds)	\$312,068.91
Trust Account	\$85,155.60
Reserve Maximiser Account	\$527,850.92

Debtor's accounts continue to be monitored with all efforts being made to ensure that monies are recovered. \$200,624.78 remains outstanding as at 10<sup>th</sup> October 2011, with approximately \$33,000 outstanding for 30 days or more. The bulk of the outstanding debtors are Main Roads and Mid West Regional Council (Main Roads contract).

The total outstanding rates debt is approximately \$239,800 as at 30<sup>th</sup> September 2011 with good rates payments received during September.

The Statement of Financial Activities Report contains explanations of Council's adopted variances for the 2011 / 2012 financial year. It should be noted that due to the unavailability of finance staff not all internal re-allocations have been completed for September.

#### **CONSULTATION**

No consultation required

#### **STATUTORY ENVIRONMENT**

Local Government Act 1995

Local Government (Financial Management) Regulations 1996 Section 34

#### **POLICY IMPLICATIONS**

Nil

#### **FINANCIAL IMPLICATIONS**

Financial implications are outlined in comments.

#### **STRATEGIC IMPLICATIONS**

Nil

#### **VOTING REQUIREMENTS**

Simple Majority

#### **111012 OFFICER RECOMMENDATION & COUNCIL RESOLUTION 9.6.1**

**MOVED: Cr HM Newton**

**SECONDED: Cr PJ Ward**

**That Council adopts the Monthly Statement of Financial Activity for the month ending the 30<sup>th</sup> September 2011.**

**CARRIED**  
**Voting 7/0**

**9.6.2 ACCOUNTS FOR PAYMENT – SEPTEMBER 2011**

**Agenda Reference:** AO 10/11 - 01  
**Location/Address:** Shire of Mingenew  
**Name of Applicant:** Shire of Mingenew  
**File Reference:**  
**Disclosure of Interest:** Nil  
**Date:** 14<sup>th</sup> October 2011  
**Author:** Julie Borrett

**SUMMARY**

Council to confirm the payment of creditors for the month of September 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 1995, Section 6.4

Local Government (Financial Management) Regulations 1996, Sections 12, 13 and 14

**POLICY IMPLICATIONS**

Payments have been made under delegation

**FINANCIAL IMPLICATIONS**

Funds available to meet expenditure

**STRATEGIC IMPLICATIONS**

Nil

**VOTING REQUIREMENTS**

Simple Majority

**111013 OFFICER RECOMMENDATION & COUNCIL RESOLUTION 9.6.2**

**MOVED: Cr PJ Ward**

**SECONDED: Cr MP Pearce**

**That Council confirm the accounts as presented for September 2011 from the Municipal Fund totalling \$591,414.34 represented by Electronic Funds Transfers of EFT5428 to EFT5520 and Cheque Nos 7431 – 7447.**

**CARRIED**  
**Voting 7/0**

## **OFFICER REPORTS – INFORMATION BULLETIN**

The Chief Executive Officer summarised his CEO Report included in the Information Bulletin.

The Chief Executive Officer also advised that Mr Brian Morrison handed in his resignation today effective immediately.

In the Environmental Health Officer's absence, the Chief Executive Officer summarised the EHO Report.

President MA Bagley announced and accepted the resignation of the Chief Executive Officer and advised that his final day of work would be the 7<sup>th</sup> December 2011. The Chief Executive Officer advised that he had prepared remuneration options for Council consideration.

**3:04pm Meeting convened for afternoon tea with the newly appointed Manager of Finance and Administration – Cameron Watson and Community Emergency Services Officer – Rick Ryan.**

**3:30pm Meeting reconvened with Work's Manager – Mr Warren Borrett addressing Council with a verbal Report.**

### **Works Manager's Report (verbal)**

Boundary Road is currently receiving maintenance grading.

Erangy Springs next scheduled road for maintenance, due to begin in a week's time.

The main line of the race track reticulation has been installed. It is anticipated that the system will be operating by the end of next week.

The sporting ovals have been verti-mowed and are in very good condition.

The Bowling Green surrounds have been completed and they look fantastic. The green mower has been away for repairs however it is expected back within the next 3 weeks.

Private Works have been undertaken for Bernie Soullier – gravel re-sheeting, Water Corporation – firebreak preparation and Downer Mouchel – slashing Mingenew/Morawa Rd.

The new trucks have been ordered and are expected to arrive in about 3 weeks. The trailer will take an additional 2 weeks to build. The old trucks will be sold by auction.

Cr GJ Cosgrove enquired as to where the auction would take place. The Chief Executive advised that Manheim is responsible for the auction which will take place at the warehouse in Perth and online.

President MA Bagley enquired as to whether the one day of assistance from the Turf Club Committee was sufficient for ground preparation of race track? Mr Borrett advised it was and if further assistance is required the Club will be informed.

Cr PJ Ward enquired whether the bore installed by Karara Mining is supplying sufficient water and the savings we are currently seeing. Mr Borrett advised that the new bore is relieving the pressure from the Rec Centre bore, saving two days work per fortnight.

Cr PJ Ward provided feedback that the Yandanooka roads being used by mining contractors are in poor condition and enquired as to who is responsible for inspecting them. Mr Borrett advised that the roads are inspected by the Shire and the contracting companies are expected to maintain the roads to satisfactory standards as specified by the Shire.

Cr PJ Ward enquired as to the outcome of the Wasley's complaint regarding the Nanekine / Coalseam Rd intersection. Mr Borrett advised that the corner has been built to engineering standards set out by Main Roads. The intersection has been engineered and built to the same measurement as the Morawa / Coalseam Rd intersection. Staff are currently working on a response to Mr Wasley.

**3:36pm Mr Warren Borrett exited the meeting.**

### **Chief Executive Officer Remuneration Package**

The Chief Executive Officer provided a CEO remuneration package for consideration by Council.

President MA Bagley firstly requested that Council consider whether the recruitment process is to be done in-house or through a recruitment agency or organisation such as WALGA. Due to the high up-front cost requested by such agencies Council made the decision to proceed in-house at first and to consider a recruitment agency if not successful.

The salary range of the CEO package was discussed with Council wanting to ensure quality applicants are attracted while maintaining the opportunity for new personnel to a CEO role.

An attractive package is to be advertised as soon as this Saturdays West Australian that strongly promotes Mingenew as a great place to live. It is a statutory requirement that applicants have a minimum of 2 weeks to submit their applications.

#### **111014 COUNCIL RESOLUTION**

**MOVED: Cr GJ Cosgrove**

**SECONDED: Cr MP Pearce**

**That Council direct staff to advertise the CEO vacancy in The West Australian on Saturday the 22<sup>nd</sup> October with a salary range of approximately \$160,000 - \$190,000.**

**The advertisement is to include the President MA Bagley as the person to receive applications and a closing time of 5pm on the 14<sup>th</sup> November 2011.**

**CARRIED**  
**Voting 7/0**

### **Karara Mining Iron Ore Stockpile Proposal**

Negotiations with Karara Mining have began between the Chief Executive Officer and Mark Gell – General Manager – Operation in regards to the land use charge for Lot 303 Eleanor Street Mingenew - the proposed site for the Iron Ore Stockpile.

**111015 COUNCIL RESOLUTION**

**MOVED: Cr GJ Cosgrove**  
**SECONDED: Cr PJ Gledhill**

The Chief Executive Officer be instructed to renegotiate, on Council's behalf, Karara Mining's offer for land use rental and per tonnage charge within the limits set by Council.

**CARRIED**  
**Voting 7/0**

**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**

Nil

**12.0 CONFIDENTIAL ITEMS**

Nil

**13.0 COUNCILLOR REPORTS**

**COUNCILLOR MEETING ATTENDANCE**

President MA Bagley

22/09/11 Yandanooka CWA Birthday and Wind Up Luncheon  
04/10/11 Regional Road Sub-Group Meeting at Coorow  
06/10/11 Interviews for Manager of Finance and Administration

Deputy President PJ Gledhill

No meetings attended

Cr PJ Ward

04/10/11 Regional Road Sub-Group Meeting at Coorow  
17/10/11 Expo Wrap Up Meeting

Cr PJ Ward advised Expo made a profit of approximately \$10,000 for 2011 and the pay rate has thereby increased to \$18 per hour for volunteer hours. The Committee resolved to contribute \$20,000 towards the power upgrade at the Recreation Centre. The Committee is investigate options for purchasing land as a security investment.

Cr MP Pearce

No meetings attended

**INFORMATION SESSION**

President MA Bagley

President MA Bagley advised Council that Murray and Marg Pearce had generously offered to take the seniors to the Annual Lions Club Picnic in Dongara in their Bus at no cost. Request that Council support M & M Pearce by providing a refuel of the bus upon return of the event. All in favour.

Deputy President PJ Gledhill

Cr PJ Gledhill advised that, in consultation with the Environmental Health Officer - Trevor Brandy, a draft plan has been devised for a ramp at the NAB Bank building for disabled access. Cr PJ Gledhill to provide a formal Plan and Quote for Council consideration at the next meeting.

Cr PJ Gledhill requested the Water Park Project to be considered for inclusion on the list of projects funded through money raised from the Karara stockpile project.

Cr PJ Ward

Cr PJ Ward advised that he had spoken with owners of property in the industrial area and had been informed that Lucken's intend to erect a shed on their property and Jack Western is looking to restart a concreting business.

Cr MP Pearce

Cr MP Pearce made several enquiries;

Signage at Bride Street does not specify facilities – could we incorporate when including signage of war memorial.

Have the requests for funding assistance from mining companies been sent in regards to the Eco Toilet proposal? Correspondence is currently being worked on.

Note in the Mingenew Matters regarding Mrs Gregory's property award has not been done. The Community Development Officer to prepare for the next Matters issue.

What is the progress on the "Welcome Package"? The Community Development Officer is currently working on a Community & Sporting Group Directory to be included.

Has feedback from the community survey been received? Council have a workshop scheduled for the 27<sup>th</sup> October 2011 which involves reviewing the information.

Cr GJ Cosgrove

Cr GJ Cosgrove advised he had been approached by Rick Starick in regards to the progress of his titles for Eleanor Street. The Chief Executive Officer advised that communication has been ongoing with Starick's to ensure they are aware of the status of the project. Starick's

have included a query for this in their submission to Council for the Electors meeting and a response has been prepared outlining the requirements to be met before titles are released.

Cr GJ Cosgrove enquired about having a slip road installed at the Mullewa Rd / Morawa Rd intersection. The Chief Executive Officer advised that this has been suggested to Main Roads however not supported due to funding not being available. Council representatives to remind Main Roads at the next Regional Road Group.

Cr AT Sobey

Cr AT Sobey wishes to see a Men's Shed established in Mingenew. He has contacts within Westpac who are a major sponsor of this initiative. Cr AT Sobey to liaise with the Community Development Officer to investigate options.

Cr PJ Ward

Cr PJ Ward has received feedback from the community that there is a strong demand for a footpath from the school to the main street on William Street. \$20,000 is available in this year's budget and this footpath could be considered the priority for works.

Cr MP Pearce

Cr MP Pearce enquired as to whether Peter Teakle had responded with plans for the shade structure or housing plans. The Chief Executive Officer advised that draft plans have been received for the shade structure and is currently being reviewed after feedback from Cr PJ Gledhill.

Cr PJ Ward

Harry Gough from Extension Hill is currently drilling for coal at Irwin River. An approach had been made for the lease of land for a community crop however the intention is for the land to be leased for commercial use.

The Chief Executive Officer provided detail into the progress of projects as listed in the Status Report.

**ELECTORS MEETING – QUESTIONS RECEIVED IN ADVANCE**

Mrs Jill Thomas requested further information regarding the following;

- 1) Telstra Phone Towers and reception within the Shire
- 2) Shire staffing arrangements now that amalgamation is not proceeding and salaries
- 3) Information regarding the terms and conditions placed on Karara for land use with their Stockpile Project and benefits to the Shire.

A response has been prepared in writing and outlined to Council by the Chief Executive Officer. The response will be provided to the correspondent at the Electors Meeting.

Mr & Mrs Starick requested further information regarding;

- 1) Their previous correspondence to Council regarding the Karara stockpile

2) Industrial land subdivision and release of Title Certificates for Starick Tyres

The Chief Executive Officer has also prepared a written response and outlined to Council. Mr & Mrs Starick have previously received a response from Council following their original request and require further clarification. An update on the Industrial land issue was also addressed in detail.

**14.0 TIME AND DATE OF NEXT MEETING**

**That the next Ordinary Council Meeting be held on Wednesday, the 17<sup>th</sup> November 2011 at 2:00pm.**

**15.0 CLOSURE**

The Shire President thanked all for attending and declared the meeting closed at 5:15pm.

These minutes were confirmed at a meeting on 17<sup>th</sup> November 2011.

Signed: \_\_\_\_\_

Presiding Officer

Date: 17<sup>th</sup> November 2011