

**Shire of Cunderdin**

**Minutes of an Ordinary Council Meeting**

Dear Council Member,

The Ordinary Meeting of the Cunderdin Shire Council was held on **Thursday 17th May 2012** in the Council Chambers, Lundy Avenue Cunderdin commencing at 5:03 pm.

Peter Naylor

**Chief Executive Officer**

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**MINUTES**

# Declaration of opening

**The President declared the meeting open at** **5:03pm.**

**The Shire of Cunderdin disclaimer was read aloud.**

The Local Government Act 1995 Part 5 Division 2 Section 5.25 and Local Government (Administration) Regulations 1996 Regulation 13

“No responsibility whatsoever is implied or accepted by the Shire of Cunderdin for any act, omission or statement or intimation occurring during this meeting. It is strongly advised that persons do not act on what is heard at this Meeting and should only rely on written confirmation of Council’s decisions, which will be provided within ten working days of this meeting”.

# Suspension of Clause 3.2 - Standing Orders

|  |  |
| --- | --- |
| Location: | Cunderdin  |
| Applicant: | Not applicable  |
| Date: | 4 May 2012 |
| Author: | Peter Naylor |
| Item Approved by: | Chief Executive Officer |

**Resolution:**

Council suspends clause 3.2 – Order of Business – of the Shire of Cunderdin Standing Orders Local Law 2001

Moved: Cr Doug Kelly Seconded: Cr Dianne Kelly

Vote – Simple majority Carried: 7/0

#

# Public Question Time

**No public questions were taken on notice.**

**Declaration of public question time opened at 5:03pm.**

**Declaration of public question time closed at 5:03pm.**

# Record of Attendance, Apologies and Approved Leave of Absence

**Record of attendances**

###### Councillors

Cr RL (Rod) Carter Shire President

Cr RC (Clive) Gibsone Deputy Shire President

Cr DT (David) Beard

Cr DG (Dianne) Kelly

 Cr DB (Doug) Kelly

Cr TE (Todd) Harris

Cr DA (Dennis) Whisson

**Apologies**

Cr GJ (Graham) Cooper

**On Leave of Absence**

Nil

**Staff**

Peter Naylor Chief Executive Officer

Loren Clifford Manager of Finance & Administration

Mark Burgess Manager of Works & Services

**Guests of Council**

None

**Members of the Public**

None

**Applications for leave of absence**

That Cr Clive Gibsone and Cr Graham Cooper be granted for leave of absence from the June 2012 Ordinary Council Meeting to attend the National General Assembly in Canberra.

Moved: Cr Dennis Whisson Seconded: Cr David Beard

 Carried: 7/0

**Declaration of Members and Officers Financial Interests**

# Petitions, Deputations, Presentations

**Deputations**

Nil

**Presentations made prior to Council Meeting**

2:00pm Mr Ric Dawson, Australia Minerals & Mining Group Ltd.

3:00pm Mrs Jillian Booth, considering new business opportunity in Cunderdin.

#  Announcements by President without discussion

# Confirmation of the Minutes of Previous Meetings

**7.1 Confirmation of Minutes of Previous Meetings**

|  |  |
| --- | --- |
| **Location:** | Cunderdin  |
| **Applicant:** | Administration |
| **Date:** | 4 May 2012 |
| **Author:** | Peter Naylor |
| **Item Approved by:****Disclosure of Interest:****File Reference:** | Chief Executive OfficerN/A |

**Proposal/Summary**

Council to confirm the minutes of the Ordinary Council meeting held on 19 April 2012.

**Background**

The minutes have been circulated to all Councillors and they have been made available to the public.

**Comment**

No business arising.

**Statutory Environment**

*Local Government Act 1995 Part 5 Division 2 Subdivision 3 - Section 5.22 (2)* Regulations requires minutes of all meetings to be kept and submitted to the next full council meeting for confirmation.

**Financial Implications**

There are no financial implications in considering this item.

**Resolution 7.1**

That the minutes of the;

Ordinary Council meeting held on 19 April 2012, be confirmed as a true and correct record.

Moved: Cr Doug Kelly Seconded: Cr David Beard

Vote – Simple majority Carried: 7/0

**Note to this item:**

The President will sign the minute declaration.

# Finance & Administration

## Financial Report for April 2012

|  |  |
| --- | --- |
| Location: | Cunderdin  |
| Applicant: | Manager of Finance & Administration |
| Date: | 9th May 2012 |
| Author: | Peter Naylor |
| Item Approved by:File Reference: | Chief Executive Officer |

**Proposal/Summary**

The financial position as at 30th April 2012 is presented for consideration.

**Appendices – 30th April 2012 - Financial Statements**

* Statement of Financial Activity
* Councillor EOY Estimate
* Operating Statement
* Statement of Surplus or Deficit
* Statement of Financial Position
* Statement of Cash Flows
* Details by Function & Activity
* Reserves Account Summary
* Loan Repayment Schedule
* Financial Activity Statement projected to 30th April 2012
* Municipal Bank Account Statement & Reconciliation (036-102 000030)
* Restricted Cash Account Statement & Reconciliation (036102 123263)
* Licensing Trust, Working Trust and REBA Trust Account Statements & Reconciliations

**Statutory Environment**

The Local Government Act 1995 Part 6 Division 3 requires that a monthly financial report be presented to Council.

**Commentary**

Nil

**Policy Implications**

Nil

**Financial Implications**

All financial implications are contained within the reports

**Strategic Implications**

Nil

**Resolution 8.1**

That council receive the financial report to 30th April 2012.

Moved: Cr Dennis Whisson Seconded: Cr Dianne Kelly

Vote – Simple majority Carried: 7/0

Attachments: 49 Pages

## Accounts Paid – April 2012

|  |  |
| --- | --- |
| **Location:** | Cunderdin |
| **Applicant:****Author:** | Manager of Finance & AdministrationClare Passells |
| **Report Date:****Item Approved By:** | 9th May 2012Chief Executive Officer |
| **Disclosure of Interest:** | Nil |
| **File Reference:** |  |

**Proposal/Summary**

Council is requested to confirm the payment of Accounts totalling $349,026.42 listed in the Warrant of Payments for the period 1st April 2012 – 30th April 2012.

**Attachments**

Warrant of Payments for 1st April 2012 – 30th April 2012.

**Statutory Environment**

Financial Management Regulations 12 & 13

**Commentary on Statutory Environment**

In accordance with Financial Management Regulations 12 & 13, a List of all accounts paid or payable shall be presented to Council (Refer Warrant of Payments attached).

**Policy Implications**

Nil

**Financial Implications**

All financial implications are contained within the reports

**Strategic Implications**

Nil

The accounts paid and payable are summarised as follows for 1st April 2012 – 30th April 2012.

1.0 Accounts Already Paid

 1.1 Municipal Fund –

|  |  |
| --- | --- |
| CHEQUE NUMBERS | AMOUNT |
| 009571 | $ 9,120.00  |
| 009572 – 009594 Cancelled (system error)009595 - 009619 | $ 67,234.92 |
| Electronic Payments - Various | $ 272,671.50 |
|  |  |

|  |  |
| --- | --- |
| 1.2 Other Funds – Recoup of Municipal Fund Expenditure and Term Investment |  |
|  |  |
|  Nil. |  |
|  |  |

|  |  |
| --- | --- |
| CHEQUE NUMBERS | AMOUNT$ |
|  |  |
| 2.0 Accounts to be passed for payment |  |
|  |  |
|  2.1 Municipal Fund -  |  |
|  |  |
|  Nil |  |
|  |  |
|  TOTAL MUNICIPAL FUNDS | $ 349,026.42 |

3. Trust Fund – Accounts Already Paid

|  |  |  |  |
| --- | --- | --- | --- |
| DATE | CHEQUE NUMBER | DETAILS | AMOUNT$ |
| Nil |  |  | 0.00 |

**Resolution 8.2**

(a) That Council’s payment of accounts amounting to $349,026.42 for the period of 1st April 2012 – 30th April 2012 from the Municipal Fund be confirmed and noted.

(b) The Payments List as presented where incorporated in the Minutes of the Meeting.

Moved: Cr Todd Harris Seconded: Cr Dennis Whisson

Vote – Simple majority Carried: 7/0

|  |
| --- |
| **Payments List -April 2012** |
| **Date** | **Reference** | **Creditor** |  **Amount**  |
| 2/04/2012 | Bank Charges | Westpac Banking Corporation | -13.00 |
| 2/04/2012 | Bank Charges | Westpac Banking Corporation | -13.00 |
| 2/04/2012 | Bank Charges | Westpac Banking Corporation | -22.00 |
| 2/04/2012 | Bank Charges | Westpac Banking Corporation | -13.80 |
| 2/04/2012 | Bank Charges | Westpac Banking Corporation | -162.77 |
| 2/04/2012 | Bank Charges | Westpac Banking Corporation | -96.09 |
| 2/04/2012 | Bank Charges | Westpac Banking Corporation | -58.00 |
| 2/04/2012 | Bank Charges | Westpac Banking Corporation | -169.44 |
| 3/04/2012 | Bank Charges | Westpac Banking Corporation | -18.75 |
| 3/04/2012 | Bank Charges | Westpac Banking Corporation | -5.50 |
| 3/04/2012 | Bank Charges | Westpac Banking Corporation | -20.00 |
| 5/04/2012 | 9571 | Cunderdin Co-Op Fuel | -9120.00 |
| 11/04/2012 | Staff Pays | Staff Salaries & Wages | -35697.88 |
| 16/04/2012 | Bank Charges | Westpac Banking Corporation | -30.22 |
| 16/04/2012 | EFT-453 | sgfleet | -1653.95 |
| 18/04/2012 | EFT-454 | HI Constructions | -15610.20 |
| 18/04/2012 | EFT-455 | Landgate | -58.00 |
| 18/04/2012 | EFT-456 | WA Local Government Association | -1014.70 |
| 18/04/2012 | EFT-457 | Jasol Australia | -123.87 |
| 18/04/2012 | EFT-458 | Thompson Signs | -594.00 |
| 18/04/2012 | EFT-459 | Austral Mercantile Collections Pty Ltd | -55.00 |
| 18/04/2012 | EFT-460 | The Wheeler Superannuation Fund | -47.20 |
| 18/04/2012 | EFT-461 | Australian Institute of Management | -930.00 |
| 18/04/2012 | EFT-462 | Hempel, Loren | -71.45 |
| 18/04/2012 | EFT-463 | Megafix | -187.30 |
| 18/04/2012 | EFT-464 | McLeods Barristers & Solicitors | -788.16 |
| 18/04/2012 | EFT-465 | The Cunderdin Mob | -395.00 |
| 18/04/2012 | EFT-466 | Cunderdin Football Club Inc. | -1646.73 |
| 18/04/2012 | EFT-467 | Bibby Financial Services Australia Pty Ltd | -107.80 |
| 18/04/2012 | EFT-468 | Bandicoot Express | -20.00 |
| 18/04/2012 | EFT-469 | LGIS Risk Management | -3361.60 |
| 18/04/2012 | EFT-470 | Northam Garden Centre | -411.16 |
| 18/04/2012 | EFT-471 | Northam Toyota | -23.00 |
| 18/04/2012 | EFT-472 | RBE Internet Services | -20.00 |
| 18/04/2012 | EFT-473 | Courier Australia | -21.52 |
| 18/04/2012 | EFT-474 | Martion, James | -200.00 |
| 18/04/2012 | EFT-475 | Corporate Express | -270.53 |
| 18/04/2012 | EFT-476 | Donovans Engineering | -682.00 |
| 18/04/2012 | EFT-477 | WA Local Government Superannuation Plan | -7695.65 |
| 18/04/2012 | EFT-478 | Cunderdin Community Resource Centre | -10.40 |
| 18/04/2012 | EFT-479 | Passells, Clare | -47.00 |
| 18/04/2012 | EFT-480 | Air Liquid Pty Ltd | -123.79 |
| 18/04/2012 | EFT-481 | Safeway Building and Renovations Pty Ltd | -103124.01 |
| 18/04/2012 | EFT-482 | Av-Sec Security | -180.20 |
| **Date** | **Reference** | **Creditor** | **Amount** |
| 18/04/2012 | EFT-483 | Stanley, Phil | -1100.00 |
| 18/04/2012 | EFT-484 | Startrack Express | -138.77 |
| 18/04/2012 | EFT-485 | CDA Air Conditioning & Refrigeration | -12015.00 |
| 18/04/2012 | EFT-486 | Elders Limited | -97.90 |
| 18/04/2012 | EFT-487 | Cody Express Transport | -22.96 |
| 18/04/2012 | EFT-488 | Orica Australia Pty Ltd | -77.75 |
| 18/04/2012 | EFT-489 | Shire of Tammin | -20115.00 |
| 18/04/2012 | EFT-490 | Naylor, Mr. Peter | -91.54 |
| 18/04/2012 | EFT-491 | Brickmart Northam | -27200.64 |
| 18/04/2012 | 9595 | TW & M & BW Jasper | -2750.00 |
| 18/04/2012 | 9596 | Suncorp WealthSmart | -313.28 |
| 18/04/2012 | 9597 | Pitstop Diner | -212.50 |
| 18/04/2012 | 9598 | Cunderdin Newsagency | -480.85 |
| 18/04/2012 | 9599 | Abbott & Co Printers | -698.50 |
| 18/04/2012 | 9600 | Telstra (Bigpond) | -96.13 |
| 18/04/2012 | 9601 | Australia Post | -305.83 |
| 18/04/2012 | 9602 | DF & JE Fulwood | -210.00 |
| 18/04/2012 | 9603 | Avdata Australia | -693.99 |
| 18/04/2012 | 9604 | Meckering Action Group | -60.00 |
| 18/04/2012 | 9605 | Avon Waste | -4936.92 |
| 18/04/2012 | 9606 | Signs Plus | -31.00 |
| 18/04/2012 | 9607 | Goodfield Quality Meats | -79.50 |
| 18/04/2012 | 9608 | BGC Quarries | -10723.44 |
| 18/04/2012 | 9609 | Synergy | -9842.15 |
| 18/04/2012 | 9610 | Water Corporation | -8917.55 |
| 18/04/2012 | 9611 | Hostplus | -244.21 |
| 18/04/2012 | 9612 | Wayne Davies | -1100.00 |
| 18/04/2012 | 9613 | Novus Auto Glass | -895.80 |
| 18/04/2012 | 9614 | Westscheme Superannuation | -958.20 |
| 18/04/2012 | 9615 | Telstra Corporation Limited | -1664.82 |
| 18/04/2012 | 9616 | Australian Communications and Media Authority | -96.00 |
| 18/04/2012 | 9617 | BT Super for Life | -74.25 |
| 19/04/2012 | 9618 | Australian Taxation Office (Bas) | -7037.00 |
| 23/04/2012 | 9619 | Country Ford | -14813.00 |
| 24/04/2012 | Staff Pays | staff Salaries & Wages | -36017.27 |
|  |  | **Total** | **-$ 349,026.42**  |

## Council Investments – April 2012

|  |  |
| --- | --- |
| **Location:** | Cunderdin |
| **Applicant:****Author:** | N/APeter Naylor |
| **Report Date:****Item Approved By:** | 8 May 2012Chief Executive Officer |
| **Disclosure of Interest:** | Nil |
| **File Reference:** |  |

**Proposal/Summary**

To inform Council of its investments as at 30 April 2012.

**Background**

The authority to invest money held in any Council Fund is delegated to the Chief Executive Officer. Council Funds may be invested in one or more of the following:

* Fixed Deposits
* Commercial Bills
* Government bonds
* Other Short-term Authorised Investments

Council funds are to be invested with the following financial institutions.

* Major Banks & Bonds Issued by Government and/ or Government Authorities.

**Commentary**

|  |
| --- |
| **COUNCIL INVESTMENTS AS AT 30 APRIL 2012** |
| **Institution** | **Amount** | **Investment type** | **Municipal** | **Reserve** |
| **Invested** | **Funds** | **Funds** |
| Westpac Banking Corporation | $1,118.54 | Business Cash Reserve Bonus13-7729 4.10% | $0.00 | $1,118.54 |
| Westpac Banking Corporation | $566,858.18 | Business Cash Reserve Bonus22-3639 4.10% | $0.00 | $566,858.18 |
| Westpac Banking Corporation | $67,577.45 | Business Cash Reserve Bonus22-3647 4.10% | $67,577.45 | $0.00 |
| Westpac Banking Corporation | $257,254.27 | Term Deposit14-7310 5.50%(Maturity Date: 31/05/12) | $0.00 | $257,254.27 |
| **TOTAL INVESTMENTS** | **$892,808.44** |  | **$67,577.45** | **$825,230.99** |

**Statutory Implications**

Financial Management Regulation 19.

**Policy Implications**

Delegation #18 – Investments.

**Financial Implications**

There are no financial implications in considering this item.

**Strategic Implications**

There are no strategic implications in considering this item.

**Resolution 8.3**

That the report on Council investments as at 30 April 2012 be received and noted.

Moved: Cr Dianne Kelly Seconded: Cr Dennis Whisson

Vote – Simple Majority Carried: 7/0

## Western Australian Local Government Association Annual General Meeting and Annual 2012 Local Government Convention

|  |  |
| --- | --- |
| **Location:** | Not applicable |
| **Applicant:** | Administration |
| **Date:** | 4 May 2012 |
| **Author:** | Peter Naylor |
| **Item Approved by:****Disclosure of Interest:****File Reference:** | Chief Executive OfficerNil |

**Proposal/Summary**

Invitation extended to Council to formally nominate its voting delegates (2) for the Western Australian Association (WALGA) Annual General Meeting to be held on Wednesday 1 August 2012, during the 2012 Annual WA Local Government Convention.

**Background**

The 2012 Annual WA Local Government Convention is to be held at the Perth Convention & Exhibition Centre commencing on Wednesday 1 August 2012 to Friday 3 August 2012 (inclusive).

The Annual General Meeting (AGM) will be held on Wednesday 1 August commencing at 1:30pm.

**Comments**

Pursuant to the WALGA Constitution, Council is entitled to register two (2) voting delegates for the AGM. Voting delegates may be either elected members or serving officers. Council can also register proxy delegates in the event that a voting delegate is unable to attend the AGM.

A copy of the 2012 Annual WA Local Government Convention Information & Registration Brochure was emailed to all Councillors on Friday 4 May 2012 and hard copy provided with the Ordinary Council Meeting Agenda document.

As in previous years an invitation is extended to all Councillors and their partners to attend the Convention.

Registration deadline is Tuesday 3 July 2012.

The underpinning focus/theme for the 2012 Convention is “New Opportunities New Ground”.

Council has also been invited to submit agenda items for consideration at the Annual General Meeting. The closing date for agenda items is Monday 4 June 2012 (close of business).

A tentative accommodation booking for nine (9) rooms has been made for the Shire of Cunderdin at the Medina Grand which is adjacent to the Perth Convention & Exhibition Centre.

**Consultation**

Nil

**Statutory Environment**

***The Local Government Act 1995 Part 5 Division 8***

*Section 5.98 (extract) Fees etc. for council members*

*(2) A council member who incurs an expense of a kind prescribed as being an expense*

*(b) which may be approved by any local government for reimbursement by the local government and which has been approved by the local government for reimbursement, is entitled to be reimbursed for the expense in accordance with subsection (3).*

*(3) A council member to whom subsection (2) applies is to be reimbursed for the expense*

*(b) where the local government has set the extent to which the expense can be reimbursed and that extent is within the prescribed range (if any) of reimbursement, to that extent*

***Local Government (Administration) Regulations 1996***

*Regulation 32 Expenses that may be approved for reimbursement*

1. *For the purposes of section 5.98(2) (b), the kinds of expenses that may be approved by any local government for reimbursement by the local government are*
2. *an expense incurred by a council member in performing a function under the express authority of the local government;*

*(c) an expense incurred by a council member in performing a function in his or her capacity as a council member.*

*(2) The extent to which an expense referred to in subregulation (1) can be reimbursed is the actual amount, verified by sufficient information.*

Council can resolve to reimburse Councillors for reasonable expenses associated with Local Government week. These expenses may include travel and meals.

**Policy Implications**

Nil

**Financial Implications**

Council makes provision on the annual budget for Councillors to attend the Local Government Convention.

**Strategic Implications**

Nil

|  |
| --- |
| **Resolution 8.4**That Council resolves to:1. Attend the 2012 Annual WA Local Government Convention from Wednesday 1 August 2012 to Friday 3 August 2012, inclusive.
2. Register Cr Rod Carter and Cr Clive Gibsone as the Voting Delegates for the Shire of Cunderdin at the Western Australian Local Government Association Annual General Meeting on Wednesday 1 August 2012.
3. Register Cr Graham Cooper and Cr Dennis Whisson as the Proxy Voting Delegates to the WALGA AGM.
4. Reimburse Councillors attending the Local Government Convention for reasonable expenses associated with the Convention.
5. Reimbursable expenses being Travel and Meals.

Moved: Cr Todd Harris Seconded: Cr David Beard Vote - Simple majority Carried:7/0 |

## Shire of Cunderdin Common Seal

##

|  |  |
| --- | --- |
| **Location:** | Not applicable |
| **Applicant:** | Not applicable |
| **Date:** | 4 May 2012 |
| **Author:** | Peter Naylor |
| **Item Approved by:****Disclosure of Interest:****File Reference:** | Chief Executive OfficerNil |

**Proposal/Summary**

Seeking Council endorsement for the affixing of the Shire of Cunderdin Common Seal on various documents in accordance with Council Policy #12 adopted 19 April 2007.

**Background**

Shire of Cunderdin Policy #12 authorises the Chief Executive Officer to affix the Common Seal to documents to be executed by the Shire where such documents are consistent and in accord with Council resolution.

Council is then to be notified of executed documents via a report to be submitted to a Council meeting.

**Comments**

During the previous month the Shire President and/or Chief Executive Officer witnessed the affixing of the Shire of Cunderdin Common Seal to the following document(s):

* 13 April 2012 – Lease Agreement between the Shire of Cunderdin and Taurus Aviation (Scott Powell) for portion of Cunderdin Airfield (Bellman Hangar) at the Cunderdin Airfield.
* 20 April 2012 – Real Estate Property Sale Documents for purchase of Lot 44 Yilgarn Street, Cunderdin, by the Shire of Cunderdin from JH & JF Harris.
* 20 April 2012 – Real Estate Property Sale Documents for purchase of Lot 49 Yilgarn Street, Cunderdin, by the Shire of Cunderdin from JH & JF Harris.

**Consultation**

Nil

**Statutory Implications**

*Local Government Act 1995 – Section 9.49A*

**Policy Implications**

Nil

**Financial Implications**

Nil

**Strategic Implications**

Nil

**Resolution 8.5**

That Council endorses the affixing of the Shire of Cunderdin Common Seal to the following documents:

1. 13 April 2012 – Lease Agreement between the Shire of Cunderdin and Taurus Aviation (Scott Powell) for portion of Cunderdin Airfield (Bellman Hangar) at the Cunderdin Airfield.
2. 20 April 2012 – Real Estate Property Sale Documents for purchase of Lot 44 Yilgarn Street, Cunderdin, by the Shire of Cunderdin from JH & JF Harris.
3. 20 April 2012 – Real Estate Property Sale Documents for purchase of Lot 49 Yilgarn Street, Cunderdin, by the Shire of Cunderdin from JH & JF Harris.

Moved: Cr Clive Gibsone Seconded: Cr David Beard

Vote – Simple Majority Carried: 7/0

## Shire of Cunderdin Strategic Community Plan

##

|  |  |
| --- | --- |
| **Location:** | Not applicable |
| **Applicant:** | Not applicable |
| **Date:** | 8 May 2012 |
| **Author:** | Peter Naylor |
| **Item Approved by:****Disclosure of Interest:****File Reference:** | Chief Executive OfficerNil |

**Proposal/Summary**

The Shire of Cunderdin Strategic Community Plan has been prepared as part of the Integrated Planning process now required of all Local Governments in Western Australia.

This report recommends Council adopts the Shire of Cunderdin Strategic Community Plan as prepared.

**Background**

On 26 August 2010, the Minister for Local Government introduced regulations which establish new requirements for the Plan for the Future under the Local Government Act 1995. The new regulations require all local governments in Western Australia to develop and adopt the following two key documents by 30 June 2013: a Strategic Community Plan and a Corporate Business Plan – supported and informed by resourcing and delivering certain strategies. It is proposed that the plans will drive the development of each local government’s 2013/2014 Annual Budget and will ultimately assist local governments in the planning for the future of their communities.

**Comment**

The Strategic Community Plan is an integral component of the overall planning for the future for local government which will include asset management plans, workforce plans, service delivery plans, 10 year financial plans, corporate business plans, annual budgets, forward capital plans and other specific strategies/plans such as road and plant to provide an overall projection into the future, and to assess sustainability realities and to provide for bench marking provisions. The South East Avon Regional Transition Group has received high level financial support from the Department of Local Government to undertake the majority of the above plans for the Shires of Beverley, Cunderdin, Quairading Tammin and York.

A Draft Strategic Community Plan was presented to the 15 March 2012 Ordinary Meeting of Council for consideration. At the meeting Council resolved:

*That Council receives the Cunderdin Strategic Community Plan, as presented, and advertise that public submissions may be made within 28 Days of the advertisement.*

Notice of the Strategic Community Plan was advertised in the Avon Advocate on Wednesday 4 April 2012, with submission period closing at 4:00pm on Friday 4 May 2012. The advertisement was also displayed on the notice board at the Shire Administration building. At the close of the submission period no submissions were received.

**Consultation**

Community

Consultants

**Statutory Implications**

*Local Government Act 1995* – Local Government (Administration) Amendment Regulations (No. 2) 2011

Section 19C – Planning for the future: strategic community plans – s. 5.56

(1) A local government is to ensure that a strategic community plan is made for its district in accordance with this regulation in respect of each financial year after the financial year ending 30 June 2013.

(2) A strategic community plan for a district is to cover the period specified in the plan, which is to be at least 10 financial years.

(3) A strategic community plan for a district is to set out the vision, aspirations and objectives of the community in the district.

(4) A local government is to review the current strategic community plan for its district at least once every 4 years.

(5) In making or reviewing a strategic community plan, a local government is to have regard to –

(a) the capacity of its current resources and the anticipated capacity of its future resources; and

(b) strategic performance indicators and the ways of measuring its strategic performance by the application of those indicators; and

(c) demographic trends

(6) Subject to subregulation (9), a local government may modify its strategic community plan, including extending the period the plan is made in respect of.

(7) A council is to consider a strategic community plan, or modifications of such a plan, submitted to it and is to determine\* whether or not to adopt the plan or the modifications.

\*Absolute majority required.

(8) If a strategic community plan is, or modifications of a strategic community plan are, adopted by the council, the plan or modified plan applies to the district for the period specified in the plan.

(9) A local government is to ensure that the electors and ratepayers of its district are consulted during the development of a strategic community plan and when preparing modifications of a strategic community plan.

(10) A strategic community plan for a district is to contain a description of the involvement of the electors and ratepayers of the district in the development of the plan or the preparation of modifications of the plan.

**Policy Implications**

Nil

**Financial Implications**

Nil (the consultants costs for the community consultation, research and plan production has been met through the structural reform funding provided to the South East Avon Regional Transition Group).

**Strategic Implications**

To develop a framework to facilitate planning and decision-making in order to identify and meet community needs, develop opportunities and implement change.

To provide leadership for the long term benefit of the Shire of Cunderdin communities, and to develop

leadership in the community.

To achieve community involvement and partnership in achieving the vision for the Shire.

To achieve effective two-way communication between council and community.

To pursue involvement in regional cooperation with other local authorities.

To have in place the infrastructure to enable the community to develop.

To foster community leadership and a mutually supportive and inclusive community.

To assist and encourage community groups and volunteerism.

To develop community pride.

To celebrate community achievement.

|  |
| --- |
| **Resolution 8.6**That Council:1. Adopts the Shire of Cunderdin Strategic Community Plan as presented without modification.

 Moved: Cr Doug Kelly Seconded: Cr Dianne KellyVote – Absolute majority Carried: 7/0 |

## 8.7 Operation Pilgrimage Group – In the Company of Heroes 1915-2015

|  |  |
| --- | --- |
| Location: | Cunderdin |
| Applicant/s: | Mr Allan Miles – Operation Pilgrimage Group |
| Date: | 8 May 2012 |
| Author: | Michelle Samson, CDO |
| Item Approved by:File Ref: | Chief Executive Officer |

**Proposal/Summary**

Correspondence from Operation Pilgrimage seeking Council support and financial assistance to host the travelling exhibition as part of a national tour.

This report recommends Council consider financial support for the proposal as part of 2012/2013 Budget deliberations.

**Background**

Operation Pilgrimage is a voluntary organisation seeking to commemorate the contribution of the ANZAC forces throughout the service in military campaigns abroad. The Operations Pilgrimage Group was formed in 1992 when members of the Australian Defence Forces who served together during the period on 1960-1977, decided to arrange some adventurous activities together that served the national interest.

**Comment**

Operation Pilgrimage is requesting assistance from the Shire of Cunderdin to host the travelling exhibition as part of a national tour, which will be undertaken during November 2012 to April 2015, the centenary of the landing of ANZAC forces.

In order to stage this travelling exhibition the Operation Pilgrimage group are seeking assistance from the Shire of Cunderdin amongst others in the following capacity:-

1. Financial Sponsorship of any amount
2. Provision of a suitable venue for exhibition display
3. Physical support from Council for the duration of the visit within council boundaries
4. The allocation of a Council Officer to act as Exhibition Liaison between Operation Pilgrimage and the many community groups in our area

**Consultation**

Nil

**Statutory Implications**

Nil

**Policy Implications**

Nil

**Financial Implications**

* Financial Sponsorship support of $500 - $1,000 (2012/2013 Budget)
* Venue hire for duration of exhibition in Cunderdin (cost to be determined)
* In kind support for the exhibition

**Strategic Implications**

Nil

**Resolution 8.7**

That Council

1. Considers financial support of up to $1,000 for the Operation Pilgrimage Group’s ‘In the Company of Heroes 1915-2015’ travelling exhibition during 2012/2013 Budget deliberations.
2. Assists the proponents to find a suitable venue for the display of the exhibition.
3. Authorises the Chief Executive Officer to undertake further consultation with the Operation Pilgrimage Group and local community groups to help progress the proposal.

Moved: Cr Todd Harris Seconded: Cr Dennis Whisson

 Vote – Simple majority Carried: 7/0

# Environmental Health & Building Services

## Nil

# Works & Services

## Manager of Works & Services Report – April-May 2012

|  |  |
| --- | --- |
| **Location:** | Cunderdin |
| **Applicant:** | Manger Works and Services |
| **Date:** | 9 May 2012 |
| **Author:** | Mark Burgess |
| **Item Approved by:****Disclosure of Interest:****File Reference:** | Chief Executive OfficerNil |

**Proposal/Summary**

Council is to receive the Manager of Works and Services Report for April-May 2012

**Comment**

Please find below a brief update in relation to the Works Program, and proposed works

***Construction***

All major construction has been completed

***Gravel Sheeting Works***

Throssell Rd – Completed

Eight Mile Gate Rd – will be completed at time of this report

Rabbit Proof Fence Rd – To be completed

***Maintenance Grading***

We have graded all roads east of Doodenanning Rd and will be making our way into the North East corner of the shire. Unfortunately some roads are dry when graded as we have not had the rainfall to sustain moisture.

***General***

We now have removed top soil for the subdivision lots at the Industrial site and the Residential site.

**Consultation**

Nil

**Statutory Implications**

Nil

**Financial Implications**

Nil

**Strategic Implications**

Nil

**Resolution 10.1**

That the Manager of Works and Services Report for April-May 2012 be received.

Moved: Cr Clive Gibsone Seconded: Cr Doug Kelly

Vote – Simple majority Carried: 7/0

## Contribution Request – Detailed Road Costing Study Grain Freight Network Routes

**Location:** Not applicable

**Applicant:** Max Trenorden MLC and Phillip Gardiner MLC

**Date:** 15 May 2012

**Author:** Peter Naylor

**Item approved by:** Chief Executive Officer

**Disclosure of Interest:** Nil

**File Reference:**

**Proposal/Summary**

Correspondence received from Philip Gardner MLC, and Max Trenorden MLC, both Members for the Agriculture Region, seeking Council consideration to help fund a detailed road costing study as an alternative to the Strategic Grain Network Report (SGNR) to confirm to Government that the SGNR is a flawed report.

This report recommends that Council considers the funding request as part of budget deliberations for the 2012/2013 financial year.

**Background**

Extract of the correspondence from Mr Gardner & Mr Trenorden follows:

*“The Meeting of the Railway Retention Alliance held at York on Friday 30/3/2012 discussed the need for an alternative report to the Strategic Grain Network Report (SGNR) to be prepared to confirm to Government that the SGNR is a flawed report. Although no formal motion was passed by the meeting there was general consensus that this was the necessary pathway forward.*

*Max Trenorden addressed the meeting and informed members that an indicative quote for the preparation of a road specific report for roads which would be affected by the closure of the Tier 3 Network had been obtained from Cardno Eppell Olsen (‘Cardno”). Cardno had prepared the “Local Government Grain Freight Network Heavy Vehicle Strategic Pathway Mapping and Access Policy. June 2011” for WALGA. The indicative quote is $250,000 inclusive of GST.*

*In a discussion with Bill Cowan subsequent to the meeting, Bill was comfortable for Max and I to co-ordinate preparation of the report.*

*We believe that a road specific report is necessary to demonstrate that the SGNR, which was a desktop analysis, is a flawed document. The decision by the Government to close the Tier 3 Network was based on the choice of expenditure between road or rail. The desktop analysis of expenditure required on the upgrade of roads which will be affected by the closure of the Tier 3 network is flawed. It will require a road specific report to prove the extent of the flaw. What is required is information which will provide the realistic best outcome for both rail and road, which is not contained within the SGNR.*

*We have already sourced an indicative $50,000 towards the cost of the report and hope to access a further $50,000. A $5,000 contribution by each of the Shires within the Alliance will provide the balance. Cardno have informed us that the $250,000 is at the top end of the price range. The terms of reference, roads to be covered and information which they already possess in compiling the WALGA Report may reduce the quote of $250,000. Should this be the case a proportional rebate would be made to the Shires. However the standing of the report will be determined by the accuracy of the costing of upgrading of the roads. This in turn requires a road specific analysis.*

*The extension which the Government’s 2011 small bridging facility, consistent with the SGNR recommendation to keep Tier 3 usable until roads were completed, provided Brookfield Rail to carry out sufficient repairs to allow use of Tier 3 until 31/10/2012. It is essential if a report is to be prepared prior to this deadline that it be completed by 30/9/2012 to allow the required time for deliberation of it’s findings. We ask that the Shires consider this proposal as a matter of urgency.*

*On reaching a decision could you notify Brian Christie; email* *brian.christie@mp.wa.gov.au* *or telephone 0416 275 888.*

*We would suggest the formation of a small working party.”*

**Comment**

Brian Christie is the Research Officer to the Hon Phillip Gardiner MLC Member for the Agriculture Region and has followed up with Local Governments to coincide with their May round of Ordinary Meetings and to coincide with Budgets being prepared.

It is problematical as to the amount requested should be the full contribution amount in regards to the detailed road cost study to prove that local government is receiving inadequate funding for the Grain Freight Network. In summary, the Government has “capped” its allocation of Grain Freight Route Funding as one dollar over this amount will tip back the economic argument that Rail will be cheaper to invest in ie $120m vs a potential $250m for the road upgrades. At the moment the State Government has allocated $118.9m (or $105m whichever is the actual figure for dedicated grain freight roads).

Cr Stephen Strange Bruce Rock Shire President and Cr Sam Wainwright City of Fremantle have recently and successfully been nominated to serve on the Local Government Grain Infrastructure Group (coordinated by WALGA)

The Wheatbelt Railway retention Alliance (WRRA) has now twenty five (25) Local Government Members with the Shires of Dalwallinu and Gnowangerup showing increased support to the Alliance in recent times.

This is a very important matter for Council to consider, the impact on rural roads should the Tier 3 Railway Lines be closed, from both a construction and maintenance perspective, will be extremely costly and time consuming, not to mention the road safety impact it will also have on local traffic, both rural and urban, the Cunderdin District High School, and the Cunderdin District Hospital.

The unfortunate scenario is that the amount of funding that is being allocated to all of the reports/studies being done could have been directly allocated to the railway lines and/or roads and had a substantial effect on the quality of the services being provided.

In addition to the above comment, the Wheatbelt Councils, Wheatbelt Railway Retention Alliance, and some Government representation have spent considerable time and resources in an attempt to keep the Tier 3 Railways Lines open. It is difficult to recommend that Council allocate additional resources and funding to the preparation of another report/study without any guarantees or commitment from Cooperative Bulk Handling or Government that should the railway lines remain open grain will be carted by rail and not on road.

**Consultation**

Brian Christie

**Statutory Implications**

**Local Government Act 1995 (as amended)**

##### Section 2.7. The role of the council

 (1) The council —

 (a) directs and controls the local government’s affairs; and

 (b) is responsible for the performance of the local government’s functions.

 (2) Without limiting subsection (1), the council is to —

 (a) oversee the allocation of the local government’s finances and resources; and

 (b) determine the local government’s policies.

##### Section 3.1. General function

 (1) The general function of a local government is to provide for the good government of persons in its district.

 (2) The scope of the general function of a local government is to be construed in the context of its other functions under this Act or any other written law and any constraints imposed by this Act or any other written law on the performance of its functions.

**Policy Implications**

Nil

**Financial Implications**

2012/2013 Budget Document

– general operating expense; Donations and Contributions

* **Local Government Act 1995 (as amended)**

##### Section 6.2. Local government to prepare annual budget

 (1) During the period from 1 June in a financial year to 31 August in the next financial year, or such extended time as the Minister allows, each local government is to prepare and adopt\*, in the form and manner prescribed, a budget for its municipal fund for the financial year ending on the 30 June next following that 31 August.

 *\* Absolute majority required.*

**Strategic Implications**

Nil

**Resolution 10.2**

That Council:

1. Requests the offices of Philip Gardner MLC and Max Trenorden MLC to seek a commitment from Cooperative Bulk Handling (CBH) that should the endeavours by the Wheatbelt Railway Retention Alliance to keep the Tier 3 Railway Lines open be successful then CBH will utilise rail (where the service is available) as much as possible to transport grain in preference to road transport.
2. Subject to dot point 1 above, considers a Donation/Contribution of $500.00 to the detailed Road Cost Study in reference to the Tier 3 Railway being retained and enhanced as promoted by and supported by the Wheatbelt Railway Retention Alliance, as part of the 2012/2013 Budget deliberations.

Moved: Cr Todd Harris Seconded: Cr David Beard

Vote – Simple majority Carried: 7/0

# Planning & Development

## Nil

# Urgent Items

# Meckering Sporting Club – Goodbye to the Grass

The CEO tabled a letter of response from Mrs Anne Carter – Goodbye to the Grass committee.

**Resolution 12.1**

Council Resolved that the letter be received and contents noted.

Moved: Cr Clive Gibsone Seconded: Cr Dianne Kelly

Carried: 7/0

# Matters for which the meeting may be closed

None

# Closure of meeting

The President closed the meeting at 6:04pm.