



Shire of Cunderdin

Minutes of an Ordinary Council Meeting

Dear Council Member,

The Ordinary Meeting of the Cunderdin Shire Council was held on **Thursday 16th May 2013** in the Council Chambers, Lundy Avenue Cunderdin commencing at 5:07 pm.

Peter Naylor
Chief Executive Officer

Table of Contents

1.	Declaration of opening	3
2.	Suspension of Clause 3.2 - Standing Orders	3
3.	Public Question Time	3
4.	Record of Attendance, Apologies and Approved Leave of Absence	4
5.	Petitions, Deputations, Presentations	4
6.	Announcements by President without discussion	4
7.	Confirmation of the Minutes of Previous Meetings	5
7.1	Ordinary Meeting of Council held on Thursday 18 April 2013 and Special Meeting of Council held on Tuesday 23 April 2013.....	5
8.	Finance & Administration	7
8.1.	Financial Report for April 2013	7
8.2	Accounts Paid – April 2013.....	9
8.3	Council Investments – At 30 th April 2013.....	10
8.4	Shire of Cunderdin Common Seal	12
8.5	Western Australian Local Government Association Annual General Meeting and Annual 2013 Local Government Convention	14
9	Environmental Health & Building Services	16
10	Works & Services	17
10.1	Works & Services Report.....	17
11	Planning & Development	19
11.1	Application for Exploration Licence 70/4486.....	19
11.2	Proposed Billboard Advertising Sign – Lot 10 Great Eastern Highway, Meckering	21
11.3	Application for Traders Licence – G & L Carpenter	28
12	Urgent Items	32
13	Matters for which the meeting may be closed	32
13.1	Offer to purchase Lot 1 Cubbine Street, Cunderdin	32
14	Closure of meeting	34

AGENDA

1. Declaration of opening

The President declared the meeting open at 5.07pm.Resolution

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”.

2. Suspension of Clause 3.2 - Standing Orders

Location:	Cunderdin
Applicant:	Not applicable
Date:	1 st May 2013
Author:	Peter Naylor
Item Approved by:	Chief Executive Officer

Resolution 2.0:

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

Moved: Cr Dennis Whisson

Seconded: Cr Dianne Kelly

Vote – Simple majority

Carried 7/0

3. Public Question Time

Response to previous public questions taken on notice

Declaration of public question time opened at

Declaration of public question time closed at

4. 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 GJ (Graham) Cooper	
Cr TE (Todd) Harris	
Cr DG (Dianne) Kelly	
Cr DB (Doug) Kelly	
Cr DA (Dennis) Whisson	

Apologies

On Leave of Absence

Staff

Peter Naylor	Chief Executive Officer
Paul Godfrey	Deputy Chief Executive Officer
Ian Bartlett	Manager Works & Services (Entered at 5.28pm)

Guests of Council

Members of the Public

Applications for leave of absence

Resolution 4.0

That Councillor Graham Cooper is granted Leave of Absence for the Ordinary Meeting of Council scheduled to be held on Thursday 20th June 2013.

Moved: Cr Doug Kelly Seconded: Cr Dianne Kelly

Vote – Simple majority Carried: 6/0

Declaration of Members and Officers Financial Interests

5. Petitions, Deputations, Presentations

Deputations

Presentations

6. Announcements by President without discussion

7. Confirmation of the Minutes of Previous Meetings

7.1 Ordinary Meeting of Council held on Thursday 18 April 2013 and Special Meeting of Council held on Tuesday 23 April 2013

Location:	Cunderdin
Applicant:	Administration
Date:	1 st May 2013
Author:	Peter Naylor
Item Approved by:	Chief Executive Officer
Disclosure of Interest:	N/A
File Reference:	
Attachment/s:	Nil

Proposal/Summary

Council to confirm the minutes of the Ordinary Council meeting held on Thursday 18 April 2013 and Special Meeting of Council held on Tuesday 23 April 2013.

Background

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

Comment

No business arising.

Consultation

Nil

Statutory Environment

Local Government Act 1995 Part 5 Division 2 Subdivision 3 - Section 5.22 (2)

The minutes of a meeting of a council or a committee are to be submitted to the next ordinary meeting of the council or the committee, as the case requires, for confirmation.

Policy Implications

Nil

Financial Implications

There are no financial implications in considering this item.

Strategic Implications

Nil

Resolution 7.1

That:

- 1. The minutes of the Ordinary Council meeting held on Thursday 18 April 2013, be confirmed as a true and correct record.**
- 2. The minutes of the Special Council meeting held on Tuesday 23 April 2013, be confirmed as a true and correct record.**

Moved: Cr Dennis Whisson

Seconded: Cr Dianne Kelly

Vote – Simple majority

Carried 7/0

Note to this item:

The President will sign the minute declaration.

8. Finance & Administration

8.1. Financial Report for April 2013

Location:	Cunderdin
Applicant:	Deputy Chief Executive Officer
Date:	10 th May 2013
Author:	Paul Godfrey/Darren Long
Item Approved by:	Chief Executive Officer
File Reference:	Nil
Attachment/s:	

Proposal/Summary

The financial position as at 30th April 2013 is presented for consideration.

Appendices – 30th April 2013 - 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 2013
- Municipal Bank Account Statement & Reconciliation 036-102 00-0030
- Municipal Business Cash Reserve Statement & Reconciliation 036-107 22-3647
- Municipal Term Deposit Statement & Reconciliation 036-107 22-6418
- Municipal Term Deposit Statement & Reconciliation 036-107 22-8704
- Municipal Term Deposit Statement & Reconciliation 036-107 22-8712
- Reserves Business Cash Reserve Statement & Reconciliation 036-107 22-3639
- Reserves Term Deposit Statement & Reconciliation 036-107 22-6311
- Working Trust Account Statements & Reconciliations 036-172 12-2981
- REBA Trust Account Statements & Reconciliations 036-172 12-3001

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 reports to 30th April 2013.

Moved: Cr Dennis Whisson

Seconded: Cr Clive Gibsone

Vote – Simple majority

Carried 7/0

8.2 Accounts Paid – April 2013

Location:	Cunderdin
Applicant:	Deputy Chief Executive Officer
Author:	Paul Godfrey
Report Date:	10 th May 2013
Item Approved By:	Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	3 Pages

Proposal/Summary

Council is requested to confirm the payment of Accounts totalling \$509,256.34 listed in the Warrant of Payments for the period 1st April to 30th April 2013.

Attachments

Warrant of Payments for 1st April – 30th April 2013.

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

Resolution 8.2

(a) That Council's payment of accounts amounting to \$509,256.34 for the period of 1st April – 30th April 2013 from the Municipal Fund be confirmed and noted.

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

Moved Cr Clive Gibsone

Seconded Cr Todd Harris

Vote – simple majority

Carried 7/0

8.3 Council Investments – At 30th April 2013

Location:	Cunderdin
Applicant:	Deputy Chief Executive Officer
Author:	Paul Godfrey
Report Date:	10 th May 2013
Item Approved By:	Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Nil

Proposal/Summary

To inform Council of its investments as at 30th April 2013.

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 30th April 2013				
Institution	Amount Invested	Investment type	Municipal Funds	Reserve Funds
Westpac Banking Corporation	\$96.43	Business Cash Reserve Bonus 22-3639 0.01%	\$0.00	\$96.43
Westpac Banking Corporation	\$2,247,809.05	Reserves Term Deposit 22-6311 4.50%	\$0.00	\$2,247,809.05
Westpac Banking Corporation	\$23.20	Business Cash Reserve Bonus 22-3647 3.00%	\$23.20	\$0.00
Westpac Banking Corporation	\$306,996.97	Muni Term Deposit 22-6418 4.10%	\$306,996.97	\$0.00
Westpac Banking Corporation	\$0.00	Muni Term Deposit 22-8704 4.45%	\$0.00	\$0.00
Westpac Banking Corporation	\$505,608.22	Muni Term Deposit 22-8712 4.10%	\$505,608.22	\$0.00
TOTAL INVESTMENTS	\$3,044,028.34		\$812,628.39	\$2,231,399.95

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 30th April 2013 be received and noted.

Moved Cr Graham Cooper Seconded Cr Clive Gibsone

Vote – Simple Majority Carried 7/0

8.4 Shire of Cunderdin Common Seal

Location:	Shire Administration
Applicant:	Chief Executive Officer
Date:	8 May 2013
Author:	Peter Naylor
Item Approved by:	Chief Executive Officer
File Reference:	
Attachment/s:	Nil

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.

Comment

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):

- 8 May 2013 – Sale of Lot 6 Centenary Place, Cunderdin, from the Shire of Cunderdin to Earthstyle Contracting Pty Ltd.

Consultation

Nil

Statutory Implications

Local Government Act 1995 – section 9.49A Execution of documents.

Policy Implications

Finance Policy #12.

Financial Implications

Nil

Strategic Implications

Nil

Resolution 8.4

That Council endorses the affixing of the Shire of Cunderdin Common Seal to the following document(s):

1. 8 May 2013 – Sale of Lot 6 Centenary Place, Cunderdin, from the Shire of Cunderdin to Earthstyle Contracting Pty Ltd.

Moved: Cr Graham Cooper

Seconded: Cr Doug Kelly

Vote: Simple majority

Carried 7/0

8.5 Western Australian Local Government Association Annual General Meeting and Annual 2013 Local Government Convention

Location:	Not applicable
Applicant:	Chief Executive Officer
Date:	8 May 2013
Author:	Peter Naylor
Item Approved by:	Chief Executive Officer
Disclosures of Interest:	Nil
File Reference:	29792 29801
Attachment/s:	4 Pages

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 7 August 2013, during the 2013 Annual WA Local Government Convention.

Background

The 2013 Annual WA Local Government Convention is to be held at the Perth Convention & Exhibition Centre commencing on Wednesday 7 August 2013 to Friday 9 August 2013 (inclusive).

The Annual General Meeting (AGM) will be held on Wednesday 7 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.

In 2012 Council resolved to register Cr's Carter and Gibsone as the Voting Delegates and Cr's Cooper and Whisson as the Proxy Voting Delegates.

A copy of the 2013 Annual WA Local Government Convention Information & Registration Brochure will be provided to all Councillors as soon as received.

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

Council has also been invited to submit agenda items for consideration at the Annual General Meeting. The closing date for agenda items is Monday 10 June 2013 (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.

In addition to the Convention the Shire President and Chief Executive Officer have registered to attend the Special State and Local Government Forum to be held at 8:30am on Wednesday 7 August 2013, prior to the Annual General Meeting. Ten minutes has been allocated for the Shire President and CEO to meet with the Department of Local Government, actual commencement time to be confirmed.

Consultation

Nil

Statutory Implications

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
 - (a) 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 8.5

That Council:

- 1. Attends the 2013 Annual WA Local Government Convention from Wednesday 7 August 2013 to Friday 10 August 2013, inclusive.**
- 2. Registers 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 7 August 2013.**
- 3. Registers Cr Graham Cooper and Cr Dennis Whisson as the Proxy Voting Delegates to the WALGA AGM.**
- 4. Reimburse Councillors for reasonable out of pocket expenses relating to travel and meals associated with attending the Local Government Convention.**

Moved Cr Doug Kelly

Seconded Cr Dianne Kelly

Vote – Simple majority

Carried 7/0

9 Environmental Health & Building Services

No Reports

10 Works & Services

10.1 Works & Services Report

Location:	Cunderdin
Applicant:	Manager Works & Services
Date:	8 th May 2013
Author:	Manager Works & Services
Item Approved by:	Chief Executive Officer
Disclosure of Interest:	Nil
Attachment/s:	Nil

Proposal/Summary

Council is to receive the Works and Services Report.

Construction

- Quelagetting Road: works completed.
- Mt Anne Road: re-sheeting works and flood way re-gravelled but not resealed.

General

Routine maintenance works being carried out throughout the Shire and on a as needs basis.

- Drain on Second Street cleaned out a working.
- Cleaning out of storm water drains ongoing.
- Bowls greens top dressed.
- Horticulturist carried out general maintenance to tennis courts and bowling green. Steve Stokes will join the works crew as soon as bowls and tennis maintenance slows down.
- Small sections of Sermon Road re-sheeted.
- Pot holes on Quellington and Three Mile Gate Roads have been repaired.

Parks and Gardens Meckering

Carried out general mowing, whipper snipping and clean-up of all parks, gardens and public open space.

Parks and Gardens Cunderdin

Carried out general mowing, whipper snipping and general clean-up of public open space.

Carried out general clean up of Sports Complex prior to the Football season.

Building and other Maintenance

Commenced upgrade works to the Cunderdin Early Learning Centre sand pit.

Plans submitted to CEO for approval for main street landscaping and planting.

Building and Other Maintenance

- Continued upgrade works to the Play Group sand pit.
- General upkeep and odd jobs carried out.
- No problems reported last month in relation to cleaning of Council buildings and public toilets.

Airfield Maintenance

- Spraying program started

- New fire suppression system now up and running.
- Wiring upgrade to wind sock completed.
- No other problems to report.

Plant Maintenance

- Carried out general servicing and minor repairs to all plant and equipment.
- No major breakdowns to report.

Waste Services

- General upkeep of the Cunderdin and Meckering Transfer Stations, everything running okay.
- General maintenance to Meckering golf, bowls and tennis clubs.
- Cunderdin Waste Transfer station has had three new recycle bays, including signage, for collection of white goods, steel and wire.

Works and Services Staff

Mr Andrew O'Brian of Cunderdin has joined the works crew on a casual basis in the short term pending him getting his HR Licence at which time he may be offered full time employment.

Statutory Implications

Local Government Act 1995

Financial Implications

Nil

Strategic Implications

Nil

Resolution 10.1

That Council receives the Works and Services Report.

Moved : Cr Dennis Whisson

Seconded: Cr Doug Kelly

Vote – Simple majority

Carried 7/0

11 Planning & Development

11.1 Application for Exploration Licence 70/4486

Location:	Shire of Cunderdin
Applicant:	M&M Walter Consulting on behalf of Newsearch Pty Ltd
Date:	1 st May 2013
Author:	Peter Naylor
Item Approved by:	Chief Executive Officer
File Reference:	29847
Attachment/s:	3 Pages

Proposal/Summary

Correspondence advising Council of new application for Mining Exploration Licence submitted to the Department of Mines and Petroleum (DMP).

This report recommends that Council acknowledges the application and recommends to the DMP that certain conditions be imposed.

Background

Correspondence from M&M Walter Consulting advising that on behalf of their clients, Newsearch Pty Ltd, application has been submitted to the Department of Mines and Petroleum for the abovementioned exploration licence.

The application has the capacity to impact on areas of land within the Shire.

Comment

Whilst Council has minimal power over whether the exploration licence is approved or not it is recommended that certain conditions be presented to the DMP for consideration during the approval process.

Consultation

Nil

Statutory Implications

Mining Act 1978

33. Application for mining tenement by permit holder

1) Subject to subsection (1a), where an application is made in accordance with this Act for a mining tenement that relates to private land notice of the application shall be given in the prescribed manner by the applicant to —

- a) the chief executive officer of the local government;
- b) the owner and occupier of the private land; and

c) each mortgagee of the land under a mortgage endorsed or noted on the title or land register or record relating to that land, but if there is no occupier of the land, or no such occupier can be found, the notice of the application shall be affixed in some conspicuous manner on the land.

Policy Implications

Nil

Financial Implications

Nil

Strategic Implications

Nil

Resolution 11.1

That Council acknowledges the application for Exploration Licence 70/4486, and requests the following conditions be imposed by the Department of Mines and Petroleum if the exploration licence is to be issued:

- **All surface holes drilled for the purpose of exploration are to be capped, filled or otherwise made safe after completion.**
- **All costeans and other disturbances to the surface of the land made as a result of exploration, including drill pads, grid lines and access tracks, being backfilled and rehabilitated to the satisfaction of the district mining engineer. Backfilling and rehabilitation being required no later than six (6) months after excavation unless otherwise approved in writing by the district mining engineer.**
- **Abandoned equipment and temporary buildings being removed from the mining tenement prior to or at the termination of exploration program.**
- **No activities taking place to the detriment of any roads, streets or verges.**
- **Minimum disturbance being made to natural vegetation.**
- **Adequate dust suppression control methods and practices being used.**
- **Except with the approval of the Shire of Cunderdin, all mining excavations or drilling operations being backfilled and the ground reinstated and revegetated at the completion of the operation to the satisfaction of the Shire of Cunderdin.**
- **All works comply with the Environmental Protection (Noise) Regulations 1997.**
- **All waste materials, rubbish and plastic sample bags to be removed within 60 days of placement.**

Moved: Cr Graham Cooper

Seconded: Cr Doug Kelly

Vote – Simple majority

Carried 7/0

11.2 Proposed Billboard Advertising Sign – Lot 10 Great Eastern Highway, Meckering

Location:	Lot 10 Great Eastern Highway, Meckering
Applicant:	Pinnacle Planning Services Pty Ltd
Date:	1 st May 2013
Author:	Town Planning Consultant
Item Approved by:	Chief Executive Officer
File Reference:	29778
Attachment/s:	9 Pages

Proposal/Summary

The Shire of Cunderdin has received a planning application seeking permission to erect an 8m x 2m advertising billboard on Lot 10 Great Eastern Highway, Cunderdin.

An assessment of the provisions of the Cunderdin Local Planning Scheme No. 3 has been carried out and it is recommended that approval be granted subject to the conditions listed at the end of this report.

Background

The site is located on the eastern boundary of the Meckering townsite on the Great Eastern Highway and is zoned General Agriculture under the provisions of the Scheme and is 11.788 hectares in area.

It is proposed to erect a double-sided advertising billboard with a dimension of 8 metres x 2 metres erected on 2 steel poles. It is proposed to setback the sign 2 metres from the property boundary. The applicant has advised that the content will change periodically and it is intended to gain Council approval prior to changing the content.

The proposed sign will replace the existing smaller sign located just east of the proposed location. The existing sign contains advertising for an agricultural product.

Comment

This advertising content must be regulated by Council. It is recommended that a condition be imposed to require Council approval for the content and design of the first and every subsequent advertising sign, together with Main Roads approval.

There are no economic, social or environmental implications associated with this proposal.

The applicant has advised that they have entered into an agreement with the landowner for use of the land.

There is no requirement for any clearing of native vegetation.

Consultation

As a 'use not listed' the planning scheme requires that the proposal be advertised in accordance with Clause 9.4 as part of the assessment of the application. However, as the proposal is located in a farming area and will not impact on any neighbouring landowners, it is considered that advertising is not necessary and will not contribute to the process.

It is recommended that the applicant consult with Main Roads prior to the erection of the sign.

Statutory Implications

Cunderdin Local Planning Scheme No. 3

The provisions of the Scheme have been considered as follows:

- a) *The aims and provisions of the Scheme and any other relevant town planning schemes operating within the Scheme area.*

Cunderdin Local Planning Scheme No. 3

The site is located in the gazetted boundary of the Meckering townsite and is zoned General Agriculture under the provisions of the Scheme. The site is located on the eastern side of the Meckering townsite on the Great Eastern Highway and is 11.788 hectares in area.

It is proposed to erect a double-sided advertising billboard with a dimension of 8 metres x 2 metres erected on 2 steel poles. It is proposed to setback the sign 2 metres from the property boundary. The applicant has advised that the content will change periodically and it is intended to gain Council approval prior to changing the content.

Advertisements are defined in the Scheme, but are not listed in the land use table and are therefore must be considered as a 'use not listed'. Uses not listed may only be considered by the local government if:

- (a) *Determine that the use is consistent with the objectives and purposes of the particular zone and is therefore permitted; or*
- (b) *Determine that the use may be consistent with the objectives and purpose of the zone and thereafter follow the advertising procedures of clause 9.4 in considering an application for planning consent; or*
- (c) *Determine that the use is not consistent with the objectives and purposes of the particular zone and is therefore not permitted.*

To determine if the use not listed is permissible, the objectives (listed as follows) of the General Agriculture zone must be considered.

- *To ensure the continuation of broad-acre farming as the principal land use in the District and encouraging where appropriate the retention and expansion of agricultural activities;*
- *To protect the potential of agricultural land for primary production and to preserve the landscape and character of the rural areas;*
- *To provide for a range of rural pursuits such as broad-acre and diversified farming which are compatible with the capability of the land and retain the rural character and amenity of the locality;*
- *To control the fragmentation of broad-acre farming properties through the process of subdivision;*
- *To consider non-rural uses where they can be shown to be of benefit to the District and not detrimental to the natural resources or the environment;*
- *To protect broad-acre agricultural land from land degradation and any further loss of biodiversity by:*
 - i. *minimising the clearing of remnant vegetation on public and private lands;*
 - ii. *encouraging the retention and protection of existing remnant vegetation;*
 - iii. *encouraging the development and protection of corridors of native vegetation;*
 - iv. *encouraging the development of environmentally acceptable surface and sub-surface drainage works;*
 - v. *encouraging the rehabilitation of salt affected land;*

- vi. *controlling the introduction and spread of alien species of flora and fauna;*
- vii. *encouraging soil conservation through the application of cultural vegetational land management measures.*

The proposed sign will not impact on the continuation of broad-acre farming or cause land degradation or loss of biodiversity and therefore is considered not inconsistent with the objectives of the zone and that the use may be consistent with the objectives and purpose of the zone objectives.

Accordingly, the application can be accepted and determined by Council, if the advertising procedures of clause 9.4 have been followed when considering this application for planning consent.

Clause 5.7 of the Scheme sets out the development requirements for each zone. This clause requires a minimum setback from the front boundary of 20 metres. It is proposed to setback the sign 2 metres, which does not comply with this clause. There is an existing sign located further east on the lot that is setback 3.5 metres. It would be appropriate to permit the new sign on the same setback on the proviso that the existing sign is removed (this intent has been indicated in the application).

Clause 5.10 of the Scheme sets out the provisions relating to proposals in the General Agriculture zone. These provisions, where applicable to the proposal, have been considered as follows:

- *5.10.1 Development in the General Agriculture zone shall comply with the objectives of the Commission's planning policies applicable at the time and the objectives for that zone as outlined in Part 4.*

The proposal is not inconsistent with the Commission's policies as it will not result in land use conflict or fragmentation of rural land. As previously indicated, the proposal may be consistent with the zone objectives.

- *5.10.4 All proposals for development in the General Agriculture zone must have regard to both on-site and off-site impacts and, where deemed necessary by the local government, such proposals must be accompanied by information identifying:*

- a) environmental values and any environmental risks;*
- b) the potential for land use conflict;*
- c) the potential impacts and restrictions on approved uses on adjacent or nearby locations;*
- d) the separation distances and/or buffers relating to a potentially incompatible land use which need to be provided on-site.*

The proposal does not require an environmental assessment; will not result in land use conflict or impact on adjacent or nearby location; and requirements for buffers or the like are not applicable to the proposal.

Clause 5.27 requires the visual amenity to be considered when assessing applications for development of lots abutting a major road reserve. This clause is applicable as the land abuts the Great Eastern Highway. The setting back of the sign 3.5 metres from the roadway will improve road safety and the visual amenity of road users on the highway. This is subject to approval from Main Roads.

Clause 5.32 prohibits the clearing of native vegetation in the Scheme area without a Clearing Permit first being obtained. Although the application does not indicate that clearing is required, this requirement should be enforced through a condition of approval.

Clause 10.1 enables consultation with other authorities as part of an assessment. It is considered appropriate that a condition of approval be imposed requiring the applicant to seek approval from Main Roads prior to the erection of the advertising structure and prior to the display, and change of advertising material.

Clause 10.2 sets out the matters to be considered during the assessment of a development proposal. The relevant matters have been considered throughout this report and it is considered that the proposal is consistent with the Scheme and can be granted conditional approval.

Clause 11.2 gives the Shire the power to require removal or repair of advertisements that have deteriorated or cease to be effective for which it was erected or displayed.

b) The requirements of orderly and proper planning including any relevant proposed new town planning scheme or amendment, which has been granted consent for public submissions to be sought.

There are no new schemes or amendments applicable to this proposal.

c) Any approved statement of planning policy of the Commission.

State Planning Policy 2.5 – Agricultural and Rural Land Use Planning

The SPP states that in the “General Agriculture” zone, the following land uses should be permitted: agriculture – extensive and a single dwelling; and the following should be discretionary uses: agriculture– intensive, industry–rural, animal husbandry–intensive, industry–extractive, and farm workers’ accommodation. The town planning scheme provisions should be included within the “General Agriculture” zone to allow tourist activities, including farm stay, chalets, and bed and breakfast, where these are complementary uses to agricultural use of the land. Impacts associated with these tourist activities should be contained on-site.

Although this proposal is not a permitted use, it can be considered as a ‘use not listed’ if it is consistent with the zone objectives.

d) Any approved environmental protection policy under the Environmental Protection Act 1986.

Environmental Protection Act 1986

A clearing permit may be required under the provisions of the Act to clear any vegetation on the roadside to improve exposure to the billboard. An exemption is provided under the Act following approval of a planning/building application for construction of a building or structure. The applicant is responsible for clarifying this with the Department of Environment and Conservation.

e) Any relevant policy or strategy of the Commission and any relevant policy adopted by the Government of the State.

Main Roads Act and the Main Roads (Control of Advertising) Regulations 1996

The Commissioner of Main Roads approval is required for all advertising devices on or in the vicinity of highways and main roads.

The applicant will be required to obtain Main Roads approval prior to the erection of the advertising structure.

f) Any Planning Policy adopted by the local government under clause 8.8, any policy for a designated heritage precinct adopted under clause 5.1.3, and any other plan or guideline adopted by the local government under the Scheme.

There are no local planning policies applicable.

g) In the case of land reserved under the Scheme, the ultimate purpose intended for the reserve.

The land is not reserved under the Scheme.

h) The conservation of any place that has been entered in the Register within the meaning of the Heritage of Western Australia Act 1990, or which is included in the Heritage List under clause 7.1, and the effect of the proposal on the character or appearance of a heritage precinct.

The place is not heritage listed.

i) The compatibility or a use or development with its setting.

The proposed billboard sign is not incompatible with the setting, particularly considering that it will replace an existing sign.

j) Any social issues that have an effect on the amenity of the locality.

Council must ensure that the signage does not contain any type of advertising that will visually impact the amenity of the locality. Flashing or illuminated signage is not permitted.

k) *The cultural significance of any place or area affected by the development.*

The place or area will not be affected by the erection of the sign.

l) *The likely effect of the proposal on the natural environment and any means that are proposed to protect or to mitigate impacts on the natural environment.*

The subject lot and roadside are vegetated with trees and shrubs. Vegetation on site may require removal for the construction of the sign, and possibly to access the site. Any tree removal may be subject to a clearing permit under the Native Vegetation Act, particularly if the exemptions relating to planning and building approvals do not apply.

m) *Whether the land to which the application relates is unsuitable for the proposal by reason of it being, or being likely to be, subject to flooding, tidal inundation, subsidence, landslip, bushfire or any other risk.*

There are no natural constraints that would prevent the approval of this application.

n) *The preservation of the amenity of the locality.*

The site is located east of the Meckering townsite. The proposal will not affect the amenity of the townsite.

o) *The relationship of the proposal to development on adjoining land or on other land in the locality including but not limited to, the likely effect of the height, bulk, scale, orientation and appearance of the proposal.*

The surrounding land uses are agricultural. The existing sign is smaller than the one proposed. However, it is considered that with a 3.5m setback the bulk and scale of the sign will be reduced and the appearance considered acceptable.

p) *Whether the proposed means of access to and egress from the site are adequate and whether adequate provision has been made for the loading, unloading, manoeuvring and parking of vehicles.*

Not applicable.

q) *The amount of traffic likely to be generated by the proposal, particularly in relation to the capacity of the road system in the locality and the probable effect on traffic flow and safety.*

Main Roads WA should be consulted prior to the erection of the sign to ensure that the sign does not impact on road safety and meets the requirements of their policy.

r) *Whether public transport services are necessary and, if so, whether they are available and adequate for the proposal.*

Not applicable.

s) *Whether public utility services are available and adequate for the proposal.*

Not applicable. No lighting proposed.

t) *Whether adequate provision has been made for access for pedestrians and cyclists (including end of trip storage, toilet and shower facilities).*

Not applicable.

u) *Whether adequate provision has been made for access by disabled persons.*

Not applicable.

v) *Whether adequate provision has been made for the landscaping of the land to which the application relates and whether any trees or other vegetation on the land should be preserved.*

Not applicable.

w) *Whether the proposal is likely to cause soil erosion and degradation.*

It is unlikely that the proposal will cause erosion or soil degradation.

x) *The potential loss of any community service or benefit resulting from the planning consent.*

No community services or benefits will be affected by this proposal.

y) *Any relevant submissions received on the application.*

No submissions were sought on the proposal.

z) *The comments or submissions received from any authority consulted under clause 10.1.1.*

Main Roads must be consulted prior to the erection of the billboard. It is recommended that a condition be imposed requiring the applicant to obtain Main Roads approval prior to the erection of the sign.

Main Roads have provided the following comments on a similar proposal in the Shire of York:

1. "No vegetation is to be removed from within the road reserve to increase the visibility of the sign;
2. The sign is to be set back a minimum of 3.5 metres from the road reserve boundary in order to meet the minimum distance of 15 metres from the road centre line;
3. The lot boundary will need to be surveyed prior to installation to ensure the correct placement of the sign;
4. That the proponent obtain authorisation from the Shire of York for all changes to the content of the sign prior to appearance to ensure the content does not potentially mislead road users, clash in colour or nature to other recognised regulatory signs and is not reflective in nature."

It is appropriate that these conditions are imposed on this application.

za) *any other planning consideration the local government considers relevant.*

Office of Road Safety

The Office of Road Safety have advised that they are not a party these applications submitted by the applicant.

Policy Implications

There are no policy implications associated with this proposal. However, it should be noted that these advertising structures may not be appropriate in all situations, such as within townsites areas.

Financial Implications

There are no financial implications associated with this proposal.

Strategic Implications

The Cunderdin's Community Strategic Plan 2011 goals are:

Social

- Grow and build the population base.
- Improve community spirit, collectively caring for each other.
- Build an active community, increasing participation and ownership.

Environmental

- Maintain and enhance the natural environment and resources.
- Maintain and enhance the area's infrastructure.

Economic

- Strengthen local business and employment capacity.
- Support and encourage sustainable business growth.
- Position the area as a regional strategic location and transport hub.

The proposal is not inconsistent with the goals of the Community Strategic Plan and therefore there are no strategic implications associated with this proposal.

Resolution 11.2

That Council approve the planning application for the erection of an advertising billboard on Lot 10 Great Eastern Highway, Meckering, subject to the following conditions of approval and advice notes:

1. Development must substantially commence within two (2) years from the date of determination.
2. Development must take place in accordance with the stamped approved plans.
3. Prior to the commencement of any works, an amended site plan drawn to scale shall be submitted to the Shire for approval showing the exact location of the sign located a minimum of 3.5 metres from the front property boundary and at least 15 metres from the centreline of the road.
4. Prior to the commencement of any works, approval shall be obtained from Main Roads WA for the erection of the advertising structure. A copy of the approval shall be submitted to the Shire prior to the commencement of any works.
5. Prior to the commencement of any works, the area shall be surveyed to determine the lot boundary and correct placement of the signage structure to ensure compliance with condition 3 of this approval.
6. Prior to the commencement of works, a Building Permit shall be obtained to ensure that the signage structure and associated footings have been certified by a practising Structural Engineer.
7. Prior to the display of any advertising material on the approved signage structure, the content and design shall be submitted to the Shire for approval.
8. Prior to the carrying out any changes to the advertising material on the approved signage structure, the content and design shall be submitted to the Shire for approval.
9. This approval does not permit the removal of any native vegetation within vicinity of the structure unless a Clearing Permit has been obtained.

Note 1: If the development the subject of this approval is not substantially commenced within a period of two (2) years, or such other period as specified in the approval after the date of the determination, the approval will lapse and be of no further effect.

Note 2: Where an approval has so lapsed, no development is to be carried out without the further approval of the local government having first been sought and obtained.

Note 3: If an applicant is aggrieved by this determination there is a right of review under Part 14 of the Planning and Development Act 2005. An application for review must be lodged within 28 days of the determination.

Note 4: In accordance with the provisions of the Building Act 2011, an application for a building permit must be submitted to, and approval granted by the local government prior to the commencement of the development hereby permitted."

Moved: Cr Clive Gibsone

Seconded: Cr Todd Harris

Vote – Simple majority

Carried 7/0

11.3 Application for Traders Licence – G & L Carpenter

Location:	Shire of Cunderdin
Applicant:	Glen & Lynne Carpenter
Date:	3 rd May 2013
Author:	Town Planning Consultant
Item Approved by:	Chief Executive Officer
File Reference:	29884
Attachment/s:	4 Pages

Proposal/Summary

The Shire of Cunderdin has received an application for a trader's permit seeking permission to sell food and drinks from a van on Shire controlled land and premises, including Forrest Street, the swimming pool car park and football grounds.

The application has been made in accordance with the provisions of the Cunderdin Local Laws relating to Trading in Thoroughfares and Public Places.

It is recommended that the application be approved, subject to the operating conditions and payment of the adopted annual fee.

Background

Council at its Ordinary Meeting held on 13 December 2012 in relation to this matter resolved:

1. *APPROVE the operation of the mobile food van by Glen and Lynne Carpenter in Forrest Street, Cunderdin on Shire controlled/owned land for a temporary period of 3 months from the date of determination, subject to the following conditions:*
 - a. *The mobile food van must be removed at the close of business each day.*
 - b. *No signage may be erected or displayed without the prior approval of Council, and the landowner (e.g. Main Roads). No illuminated or flashing signage is permitted.*
 - c. *The applicant is responsible for the removal of all wastes generated from the operation of the food van.*
 - d. *All required health approvals must be obtained prior to the commencement of trading.*
 - e. *Approval is required from the responsible agency authority, if it is proposed to operate the mobile food van on any land other than land under the control/ownership of the Shire of Cunderdin. Evidence of such an approval must be available upon request.*

2. *Advise the applicant that a planning application must be submitted to Council in accordance with the provisions of the Cunderdin Town Planning Scheme No. 2 prior to the expiration of the temporary period to continue to operate the mobile food van within the Shire of Cunderdin."*

Comment

The annual fee of \$1,200 for the Trader's Permit in accordance with the adopted Fees and Charges are applicable to this proposal. The applicant may also choose to pay the fee monthly or half-yearly. The applicant has requested in the application to reduce the annual fee to allow the business to grow, however it is considered that the adopted fee is applicable to cover the costs of use of community facilities in conjunction with this commercial activity.

There are no social and/or environmental implications associated with this proposal provided there is no requirement for any clearing of native vegetation.

There are 2 options available to Council under the Local Laws – a stall holder’s permit or a trader’s permit. Both are aimed at temporary situations and a stall is defined as a structure, whereas the trading definition specifically includes vehicle and the trader’s permit can be condition to require that the trader move on within a reasonable time after the last purchase (cl. 6.3(3)). Therefore, the trader’s permit is probably the most applicable. Clauses 6.5 and 6.6 outline the application requirements and conditions that can be imposed, including the thoroughfare or place trading is permitted, the hours and days of operation, goods that can be sold and the requirement for public liability insurance. The applicant has indicated that they would be prepared to move regularly if that is what the approval requires, although it would then be more difficult to require them to contribute to the upkeep of toilet facilities or the like.

Consultation

There are no consultation requirements under the provisions of the Local Laws.

Statutory Implications

The Cunderdin Local Laws for Trading in Public Places and Thoroughfares enables Council to issue a one-off, monthly or annual trader’s permit.

Trading is defined in the Local Laws and includes:

- (a) *“the selling or hiring of, the offering for sale or hire of or the soliciting of orders for goods of services in a public places;*
 - (b) *displaying goods in any public place for the purpose of –*
 - i. offering them for sale or hire;*
 - ii. inviting offers for their sale or hire;*
 - iii. soliciting orders for them; or*
 - iv. carrying out any transaction in relation to them; and*
 - (c) *the going from place to place, whether or not public places, and –*
 - i. offering goods or services for sale or hire;*
 - ii. inviting offers or soliciting orders for the sale or hire of goods or services; or*
 - iii. carrying out any other transaction in relation to goods or services.*
- but does not include –*
- (d) *the setting up of a stall or the conducting of a business at a stall under the authority of a stallholder’s permit;*
 - (e) *the selling or the offering for sale of goods and services to, or the soliciting of orders for goods and services from a person who sells those goods or services;*
 - (f) *the selling or the offering for sale or hire by a person of goods of her or his own manufacture or services which he or she provides; and*
 - (g) *the selling or hiring or the offering for sale or hire of –*
 - i. goods by a person who represents a manufacturer of the goods; or*
 - ii. services by a person who represents a provider of the services,**which are sold directly to consumers and not through a shop.”*

A Trading Permit means a permit issued to a trader. Council may impose a condition that a trader must move on as soon as practicable following the last sale. However, it is considered that this condition is

not applicable to this application, especially when the trader has been requested to trade at the swimming pool, football ground or special event.

The relevant considerations in determining an application for a permit are:

- *Any relevant policies of Council.* Comment: There are no policies of the Council, except the Local Laws, applicable to this proposal.
- *The desirability of the proposed activity.* Comment: The business contributes to the local economy and therefore could be considered desirable.
- *The location of the proposed activity.* Comment: The trial period has shown that particularly the Forrest Street location does not cause an issue to traffic or otherwise. The trader has been requested by the operators at the other proposed locations.
- *The principles set out in the Competition Principles Agreement.* Comment: The approval of this application by Council is not against the Agreement that aims to prevent government monopoly on services.
- *Such other matters as the local government may considered to be relevant in the circumstances of the case.* Comment: The adopted annual fee will cover costs associated with use of public facilities associated with the Forrest Street location.

The Local Laws outlines the conditions that may be imposed on an approval. These conditions have been assessed and the relevant conditions have been recommended in the resolution.

Policy Implications

There are no policy implications associated with this proposal.

Financial Implications

There are no financial implications associated with this proposal.

Strategic Implications

The Cunderdin's Community Strategic Plan 2011 goals are:

Social

- Grow and build the population base.
- Improve community spirit, collectively caring for each other.
- Build an active community, increasing participation and ownership.

Environmental

- Maintain and enhance the natural environment and resources.
- Maintain and enhance the area's infrastructure.

Economic

- Strengthen local business and employment capacity.
- Support and encourage sustainable business growth.
- Position the area as a regional strategic location and transport hub.

The proposal is not inconsistent with the goals of the Community Strategic Plan. The approval of the trader's permit would encourage and strengthen a local business.

Resolution 11.3

That Council approve the application for a trader's permit for Glen and Lynne Carpenter, subject to the following conditions:

1. The Trader's Permit is valid for a period of 12 months from the date of issue.
2. Trading shall not commence until payment of the adopted fee of \$1,200 is paid. The fee may be paid monthly, half-yearly or yearly.
3. Trading is permitted on Council owned/managed land in Forrest Street, the Cunderdin Swimming Pool (with the operator's prior consent), and the Cunderdin Recreation Grounds (with the responsible hirer groups' prior invitation or consent). Any other locations must be pre-approved by the local government, the property owner, and/or the responsible State/Federal Government agency.
4. The Trader's Permit is not transferrable.
5. The applicant is not permitted to use any signage, flashing lights, amplifiers or sound equipment in conjunction with the trading permitted under the Trader's Permit.
6. The Trader must have current public liability insurance at all times whilst trading.
7. Trading under the Trader's Permit is not permitted within 200 metres of a retail food premises.
8. The Trader is responsible for all waste generated as a result of the activity.
9. Trading is only permitted during daylight hours.

Moved: Cr Dennis Whisson

Seconded: Cr Todd Harris

Vote – Simple majority

Carried 7/0

12 Urgent Items

13 Matters for which the meeting may be closed

13.1 Offer to purchase Lot 1 Cubbine Street, Cunderdin

Location:	Lot 1 Cubbine Street, Cunderdin
Applicant:	Jay McEwen
Date:	8 May 2013
Author:	Peter Naylor
Item Approved by:	Chief Executive Officer
Disclosures of Interest:	Nil
File Reference:	29880
Attachment/s:	3 Pages

Proposal/Summary

To consider the sale of Lot 1 Cubbine Street, Cunderdin.

Background

Council has received an offer from Mr Jay McEwen to purchase Lot 1 Cubbine Street, Cunderdin, for amount of \$25,000, plus the cost of transfer fees, etc.

Mr McEwen intends to construct a residential premises on the property in the next two years or so.

The land is one of two properties held in Freehold Title by the Shire of Cunderdin, the other being Lot 254 (21) Margaret Street, Cunderdin.

The Shire purchased Lot 1 in December 2004.

The property whilst located within the town boundary of Cunderdin is zoned General Agriculture in Shire of Cunderdin Town Planning Scheme No 3.

Comment

Whilst the land is currently vacant Council has recognised in recent times that there is a lack of availability of staff housing and the Chief Executive Officer has proposed that this be addressed in the long term financial planning for the Shire.

Given that Council does only own the two lots (as identified above) it would seem prudent to retain the properties for future staff accommodation purpose rather than disposing of and then have to acquire land in the future to construct staff housing.

In addition to this, should Council desire to sell the property the provisions of the *Local Government Act 1995*, section 3.58, will need to be adhered to. Full details of which are included in this report under the heading of Statutory Implications.

It would also seem appropriate that Council obtain an independent market value for the property.

Consultation

Mr Jay McEwen

Should Council resolve to accept the offer the matter will need to be addressed in accordance with the provisions of section 3.58 (3) of the *Local Government Act 1995*.

Statutory Implications

Local Government Act 1995, s3.58 Disposing of Property

- (1) *In this section —*
dispose includes to sell, lease, or otherwise dispose of, whether absolutely or not;
property includes the whole or any part of the interest of a local government in property, but does not include money.
- (2) *Except as stated in this section, a local government can only dispose of property to —*
 - (a) *the highest bidder at public auction; or*
 - (b) *the person who at public tender called by the local government makes what is, in the opinion of the local government, the most acceptable tender, whether or not it is the highest tender.*
- (3) **A local government can dispose of property other than under subsection (2) if, before agreeing to dispose of the property —**
 - (a) **it gives local public notice of the proposed disposition —**
 - (i) **describing the property concerned; and**
 - (ii) **giving details of the proposed disposition; and**
 - (iii) **inviting submissions to be made to the local government before a date to be specified in the notice, being a date not less than 2 weeks after the notice is first given; and**
 - (b) **it considers any submissions made to it before the date specified in the notice and, if its decision is made by the council or a committee, the decision and the reasons for it are recorded in the minutes of the meeting at which the decision was made.**
- (4) *The details of a proposed disposition that are required by subsection (3)(a)(ii) include —*
 - (a) *the names of all other parties concerned; and*
 - (b) *the consideration to be received by the local government for the disposition; and*
 - (c) *the market value of the disposition —*
 - (i) *as ascertained by a valuation carried out not more than 6 months before the proposed disposition; or*
 - (ii) *as declared by a resolution of the local government on the basis of a valuation carried out more than 6 months before the proposed disposition that the local government believes to be a true indication of the value at the time of the proposed disposition.*
- (5) *This section does not apply to —*
 - (a) *a disposition of an interest in land under the Land Administration Act 1997 section 189 or 190; or*
 - (b) *a disposition of property in the course of carrying on a trading undertaking as defined in section 3.59; or*
 - (c) *anything that the local government provides to a particular person, for a fee or otherwise, in the performance of a function that it has under any written law; or*
 - (d) *any other disposition that is excluded by regulations from the application of this section.*

Policy Implications

Nil

Financial Implications

No proposed costs to Council as the proponent has indicated will pay all associated costs. Council will receive unbudgeted funding which will need to be allocated.

Strategic Implications

The Cunderdin's Community Strategic Plan 2011 goals are:

Social

- Grow and build the population base.
- Improve community spirit, collectively caring for each other.
- Build an active community, increasing participation and ownership.

Environmental

- Maintain and enhance the natural environment and resources.
- Maintain and enhance the area's infrastructure.

Economic

- Strengthen local business and employment capacity.
- Support and encourage sustainable business growth.
- Position the area as a regional strategic location and transport hub.

The proposal is not inconsistent with the goals of the Community Strategic Plan and therefore there are no strategic implications associated with this proposal.

Resolution 13.1

That Council:

- 1. Does not accept the offer of \$25,000, plus the cost of transfer fees, etc. from Mr Jay McEwen for purchase of Lot 1 Cubbine Street, Cunderdin.**
- 2. Informs Mr McEwen that the property is to be retained by the Shire of Cunderdin for future staff accommodation purposes.**

Moved: Cr Graham Cooper

Seconded: Cr Doug Kelly

Vote – Simple majority

Carried 6/1

14 Closure of meeting

There being no further business the Shire President declared the meeting closed at 6.10pm