



SHIRE OF LAVERTON

MINUTES

**FOR THE ORDINARY MEETING OF COUNCIL
HELD**

27 JUNE 2013

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MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD AT THE SHIRE OF LAVERTON COUNCIL CHAMBERS ON 27 JUNE 2013, COMMENCING AT 5.00 PM.

1. DECLARATION OF OPENING

The President, Cr R Wedge declared the meeting open at 5.23pm and read the disclaimer as printed in the Agenda.

2. ANNOUNCEMENT OF VISITORS

3. RECORD OF ATTENDANCE

3.1 PRESENT

Cr Rob Wedge	President
Cr Rex Ryles	Deputy President
Cr Patrick Hill	Councillor
Cr Shaneane Weldon	Councillor
Cr Leslee Hawkins	Councillor
Cr Beatrice Fuamatu	Councillor
Mr Steven Deckert	Chief Executive Officer
Mr David McKinley	Executive Manager Technical Services
Mrs Deanne Prior	Exec Mgr Corporate & Comm Services
Mrs Lynda Barnes	Executive Assistant
Ms Joanna Seczkowski	Community Development Manager
Mr Bill Taiki	Works Manager
Mr Graham Stanley	Finance Project Officer in at 5.50pm

3.2 APOLOGIES

Nil.

3.3 LEAVE OF ABSENCE PREVIOUSLY APPROVED

Cr Beatrice Fuamatu Councillor

Cr Beatrice Fuamatu was previously granted a Leave of Absence for this meeting, however due to a change of circumstances is now able to attend.

4. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil.

5. PUBLIC QUESTION TIME

Nil.

6. APPLICATIONS FOR LEAVE OF ABSENCE

OC0601 6.1 APPLICATION FOR LEAVE OF ABSENCE	File Ref: 210
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Cr S Weldon made a verbal request for a Leave of Absence from the July 2013 Ordinary Meeting of Council as she will be on study leave.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0601 COUNCIL'S DECISION:

Moved Cr L Hawkins, Seconded Cr B Fuamatu.

That Cr S Weldon's application for a Leave of Absence from the Ordinary Meeting of Council on 18 July 2013, as she will be out of the District, be approved.

CARRIED 6/0

OC0602 6.2 APPLICATION FOR LEAVE OF ABSENCE	File Ref: 210
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Cr R Ryles made a verbal request for a Leave of Absence from the July 2013 Ordinary Meeting of Council as he will be on leave.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0602 COUNCIL'S DECISION:

Moved Cr S Weldon, Seconded Cr L Hawkins.

That Cr R Ryles' application for a Leave of Absence from the Ordinary Meeting of Council on 18 July 2013, as he will be out of the District, be approved.

CARRIED 6/0

7. NOTICE OF ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS

Nil.

8. CONFIRMATION OF MINUTES

OC0603 8.1 ORDINARY COUNCIL MEETING – 23 MAY 2013	File Ref: 793
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VOTING REQUIREMENTS:

Simple majority decision required.

OFFICER'S RECOMMENDATION:

That the Minutes of the Ordinary Meeting of Council held on 23 May 2013 be confirmed as a true and accurate record.

OC0603 COUNCIL'S DECISION:

Moved Cr L Hawkins, Seconded Cr B Fuamatu.

That the Minutes of the Ordinary Meeting of Council held on 23 May 2013 be confirmed as a true and accurate record.

CARRIED 6/0

9. PETITIONS / DEPUTATIONS / PRESENTATIONS

Nil.

10. ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

10.1 PRESIDENT'S REPORT	File Ref: 198
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The President Cr R Wedge provided a verbal report to Council on his activities for the month of June 2013.

Mrs L Barnes entered the meeting at 5.25pm.

The President, Cr R Wedge determined a break in proceeding's to undertake the CEO's Performance Review and requested all staff leave the meeting.

Mr S Deckert, Mr D McKinley, Mrs L Barnes, Ms J Seczkowski, Mr B Taiki and Mrs D Prior left the meeting at 5.25pm.

The meeting resumed at 5.50pm with all those being present before the break in proceeding's returning to the meeting with the inclusion of Mr G Stanley, Finance Project Officer.

On resuming the Meeting, the President advised that no decisions were made by Council while staff were not present and a report on the CEO's Performance Review will be presented to the July Ordinary Meeting for adoption.

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11. REPORTS OF COMMITTEES AND OFFICERS

11.1 HEALTH, BUILDING AND TOWN PLANNING BUSINESS

Declaration of Interest

Cr R Wedge declared a Financial Interest, pursuant to the *Local Government Act 1995*, in the following Item 11.1.1 as owner of a comparable business that may be financially impacted by the approval of this Agenda Item.

Cr R Wedge left the meeting at 5.50pm.

On the departure of the President, the Deputy President, Cr R Ryles assumed the chair.

OC0604	11.1.1	PLANNING APPLICATION – LOT 573 (No 1) HILL STREET, LAVERTON.	File Ref: 459
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SUBMISSION TO: Ordinary Meeting of Council, 27 June 2013.

DISCLOSURE OF INTEREST: The author has no financial interest in this matter.

OWNER/APPLICANT: Patrick Thomas.

AUTHOR: Liz Bushby, Gray & Lewis Landuse Planners.

SIGNATURE OF AUTHOR: Not applicable.

SENIOR OFFICER: Steven J Deckert, Chief Executive Officer.

PREVIOUS MEETING REF: Not applicable.

MATTER FOR CONSIDERATION:

To consider a planning application lodged for an industrial shed and second hand accommodation building (four rooms) and separate amenity building (shower/ toilet/ kitchen) on Lot 573 (No 1) Hill Street, Laverton.

The industrial shed has already been issued with a building licence however separate retrospective planning approval is also required for the shed.

ATTACHMENTS:

Attachment 11.1.1 "A" – Applicants letter and application.

Attachment 11.1.1 "B" – Photographs of buildings.

Attachment 11.1.1 "C" – Site and Elevation Plans.

APPLICANT'S SUBMISSION:

Refer to Attachment 11.1.1 "A".

BACKGROUND:

A building licence was issued for an industrial shed on Lot 573 in April 2010 and it has been constructed. The existing shed is constructed out of trim deck in a paperbark colour with a floor area of 180m².

The applicant has provided a photograph of the existing shed as part of Attachment 11.1.1 “B”.

STATUTORY ENVIRONMENT:

Shire of Laverton Town Planning Scheme No. 2 (“the Scheme”).

POLICY IMPLICATIONS:

There are no local planning policies relative to the application. Council has a Health and Building Policy No 9.1 on ‘Relocation of second hand buildings within the Laverton Townsite’.

The Policy requires the applicant to pay for an inspection of the buildings by the Shire Health Officer / Building Surveyor so a list of required work can be made. The policy indicates that a bank guarantee / bond can be required.

FINANCIAL IMPLICATIONS:

The recommendation of this report has no financial implications for Council. The business may generate employment opportunities in the local community.

STRATEGIC IMPLICATIONS:

Not applicable.

CONSULTATION:

Under Clause 9.4.1 of the Scheme the local government is not to grant approval for a ‘use not listed’ unless notice has been given in accordance with Clause 9.4.3. Clause 9.4.3 requires a 14 day advertising period.

COMMENT:

- ***Description of Application***

The applicant seeks retrospective planning approval for the existing industrial shed. The shed will be used as a base for an electrical company and for storage of electrical materials / equipment.

The applicant also seeks planning approval to erect two second hand buildings. The first building measures 12 metres by 2.88 metres and will be divided into four accommodation rooms.

The second building will measure 6 metres by 2.88 metres and will provide shared amenities for the proposed accommodation.

Gray & Lewis has liaised with the applicant who has verbally confirmed that the accommodation units will house workers associated with the mining industry, and the company will contract services to mining companies in the surrounding region. Initially workers will likely be fly in and fly out. Once the business is established workers may drive out to mining sites and use Laverton as a base.

- ***Zoning***

The subject property is zoned ‘Industrial’ under the Scheme. The objectives of the Industrial zone are to:

- Provide for the needs of light and general industry to support the community.

- To provide appropriate buffers between industry and adjacent landuses, so as to avoid landuse conflicts.
- To provide appropriate buffers to the industrial area along Beria Road and the main entry into Laverton.
- To avoid non-industry related landuses establishing in industrial zones.

- **Landuse Classification**

The Shires Scheme includes a number of landuse definitions and Council has to determine which landuse definition ‘best fits’ or describes the uses proposed as part of the development. The applicant has confirmed that they aim to contract services directly to the mining industry and employees will be engaged in the mining industry via electrical contracts. The applicant has indicated that no current contracts are secured however they will be offering contract services to the mining industry.

As the accommodation is essentially for staff involved in servicing the mining industry, Council has discretion to consider the landuse as “mining workforce accommodation” which “*means a building or buildings used for the accommodation of staff engaged in the mining industry and any spouse, partner or dependent child of a person engaged in the mining industry. Mining Workforce Accommodation may include a range of associated facilities which need not be for the exclusive use of staff including, but not limited to, catering or the provision of meals, sporting, open space, recreational or laundry facilities, car parking and bus parking, but does not include a Dwelling or Residential Building as defined in the Residential Design Codes.*”

The intention of the mining workforce accommodation was likely to allow for accommodation by fly in and fly out workers and other workers employed directly by mining companies. However, the ‘mining workforce accommodation’ definition is reasonably broad as it only refers to ‘staff engaged in the mining industry’ and does not exclude staff engaged by contract services.

If Council is not satisfied that the accommodation can be reasonably construed as ‘mining workforce accommodation’ because the staff are employed directly by an electrical company rather than a mining company, then there are limited other options available such as caretakers dwelling.

Council can seek legal advice on the landuse permissibility if concerned over whether to apply the “mining workforce accommodation” definition to companies offering contract services to the mining industry.

Council can request additional written advice from the applicant on the use of accommodation if deemed necessary.

- **Landuse Permissibility**

The Scheme includes a Zoning Table which lists landuses which can be considered by Council in different zones.

The proposed ‘mining workforce accommodation’ landuse is defined in the Scheme however is ‘not listed’ in the Scheme zoning table. Essentially this means that Council has to consider the use as a ‘Use Not Listed’ and assess whether the use meets the objectives of the Industrial zone.

Council has three options as to how to process any 'use not listed' under the Scheme as follows;

- Option 1 - Determine that the use (mining workforce accommodation) is consistent with the objectives of the Industrial zone and is permitted.
- Option 2 - Determine that the use (mining workforce accommodation) may be consistent with the objectives of the Industrial zone and advertise it for public comment.
- Option 3 - Determine the use (mining workforce accommodation) is not consistent with the objectives of the Industrial zone and is not permitted.

Council can pursue Option 1 and determine that the use is consistent with the objectives of the Industrial zone and therefore treat it as a 'permitted' use. If Option 1 is pursued it will set a precedent for future 'mining workforce accommodation' applications to be dealt with as a permitted use.

There may be cases where accommodation is not be suitable in the Industrial zone or compatible with surrounding industrial landuses. Accordingly Gray & Lewis recommend that Council pursue Option 2 and advertise the application for public comment.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0604 COUNCIL'S DECISION/STAFF (CONSULTANT PLANNER) RECOMMENDATION:

Moved: Cr P Hill, Seconded Cr B Fuamatu.

That Council:

- 1. Determine that the use (mining workforce accommodation) may be consistent with the objectives of the Industrial zone and advertise it for public comment.**
- 2. Authorise the Chief Executive Officer to write to owners of land near and adjacent to Lot 573 (No 1) Hill Street, Laverton and provide them with an opportunity to comment on the application within 14 days in accordance with Clause 9.4.1 and 9.4.3(a) of the Shire of Laverton Town Planning Scheme No 2.**
- 3. That a report on the application be referred to a future Council meeting following advertising.**

CARRIED 5/0

Mrs L Barnes left the meeting at 5.55pm and re-entered at 5.58pm.

Cr R Wedge returned to the meeting at 6.01pm.

Cr R Ryles advised Cr R Wedge of the decision made by Council while he was not present, and then vacated the Chair.

Cr R Wedge assumed the Chair.

11.2 FINANCE AND ADMINISTRATION BUSINESS

OC0605	11.2.1	ACCOUNTS PAID AS AT 31 MAY 2013	File Ref: 39
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SUBMISSION TO: Ordinary Meeting of Council, 27 June 2013.

DISCLOSURE OF INTEREST: The author has no financial interest in this matter.

OWNER/APPLICANT: Shire of Laverton.

AUTHOR: Tamara Hill, Administration Assistant.

SENIOR OFFICER: Deanne Prior, Executive Manager Corporate & Community Services.

PREVIOUS MEETING REF: Not applicable.

MATTER FOR CONSIDERATION:

The presentation of a list of accounts paid in the preceding month in accordance with Council Delegation 21.

ATTACHMENTS: Nil.

APPLICANT'S SUBMISSION: Not applicable.

BACKGROUND:

In accordance with Delegation 21, the Chief Executive Officer has approved the following accounts for payment:

Creditors	Trans #	Type	Date	Num	Amount
Airfuels WA Pty Ltd - EFT	73,493	Bill Pmt -	17/05/201		
		Cheque	3		-40,580.00
AMS Australia - EFT	73,913	Bill Pmt -	28/05/201		
		Cheque	3		-75,515.00
Apollo Contracting Services - EFT	73,051	Bill Pmt -	01/05/201		
		Cheque	3		-198.00
		Bill Pmt -	17/05/201		
		Cheque	3		-17,048.71
Aurecon - EFT	73,914	Bill Pmt -	28/05/201		
		Cheque	3		-5,720.60
Australia Post - EFT	73,052	Bill Pmt -	01/05/201		
		Cheque	3		-18,867.75
Australian Comm & Media Author - EFT	73,053	Bill Pmt -	01/05/201		
		Cheque	3		-346.96
		Bill Pmt -	17/05/201		
Australian Taxation Office - EFT	73,495	Cheque	3		-211.29
		Bill Pmt -	28/05/201		
Blackwoods Atkins - EFT	73,915	Cheque	3		-164.00
		Bill Pmt -	17/05/201		
Blackwoods Atkins - EFT	73,496	Cheque	3		-116,631.00
		Bill Pmt -	17/05/201		
Blackwoods Atkins - EFT	73,497	Cheque	3		-718.08

Boc Limited - EFT		Bill Pmt - Cheque	17/05/201 3	
	73,498			-155.20
Breakaway Earth Moving (Key Factors) -EFT		Bill Pmt - Cheque	01/05/201 3	
	73,054			-288,965.05
	73,916	Bill Pmt - Cheque	28/05/201 3	-309,979.45
Built by Geoff Fencing - EFT		Bill Pmt - Cheque	17/05/201 3	
	73,499			-462.00
Bunnings Group Limited - EFT		Bill Pmt - Cheque	01/05/201 3	
	73,055			-77.02
	73,500	Bill Pmt - Cheque	17/05/201 3	-6,760.39
	73,917	Bill Pmt - Cheque	28/05/201 3	-283.79
C&A Taylor Grading Pty Ltd - EFT		Bill Pmt - Cheque	17/05/201 3	
	73,501			-40,645.00
Cardno (WA) Pty Ltd - EFT		Bill Pmt - Cheque	01/05/201 3	
	73,056			-8,800.00
Christine Stubberfield - EFT		Bill Pmt - Cheque	17/05/201 3	
	73,502			-2,000.00
City of Kalgoorlie-Boulder - EFT		Bill Pmt - Cheque	01/05/201 3	
	73,057			-5,087.50
Civic Legal - EFT		Bill Pmt - Cheque	01/05/201 3	
	73,058			-1,254.00
Coastal Midwest Transport - EFT		Bill Pmt - Cheque	01/05/201 3	
	73,059			-309.02
Coates Hire - EFT		Bill Pmt - Cheque	01/05/201 3	
	73,060			-13,733.50
Coca-Cola Amatil (Aust) Pty Ltd - EFT		Bill Pmt - Cheque	01/05/201 3	
	73,061			-448.51
	73,908	Bill Pmt - Cheque	28/05/201 3	-33.13
Coffee & Tea Supplies - EFT		Bill Pmt - Cheque	01/05/201 3	
	73,062			-67.65
	73,503	Bill Pmt - Cheque	17/05/201 3	-928.64
Complete Services Pty Ltd - EFT		Bill Pmt - Cheque	01/05/201 3	
	73,063			-291.50
	73,504	Bill Pmt - Cheque	17/05/201 3	-291.50
	73,918	Bill Pmt - Cheque	28/05/201 3	-395.45
Concept Media - EFT		Bill Pmt - Cheque	17/05/201 3	
	73,505			-444.40
Conplant Ammann Australia - EFT		Bill Pmt - Cheque	17/05/201 3	
	73,506			-288.33
Courier Australia - EFT		Bill Pmt - Cheque	01/05/201 3	
	73,064			-228.52
	73,507	Bill Pmt - Cheque	17/05/201 3	-971.21
	73,919	Bill Pmt - Cheque	28/05/201 3	-188.23
Covs Auto, Mining & Industrial - EFT		Bill Pmt -	01/05/201	
	73,065			-772.95

		Cheque	3		
	73,508	Bill Pmt - Cheque	17/05/201 3		-132.19
	73,920	Bill Pmt - Cheque	28/05/201 3		-279.84
Custom Service Leasing Pty Ltd - EFT					
	73,921	Bill Pmt - Cheque	28/05/201 3		-202.52
Dad & Deej R&M Trust					
	73,509	Bill Pmt - Cheque	17/05/201 3		-3,200.00
DAPHNE FLORIST KALGOORLIE - EFT					
	73,510	Bill Pmt - Cheque	17/05/201 3		-704.00
Dell Australia Pty Ltd - EFT					
	73,066	Bill Pmt - Cheque	01/05/201 3		-4,631.75
	73,909	Bill Pmt - Cheque	28/05/201 3		-1,695.75
Dept Fire & Emergency Services - EFT					
	73,511	Bill Pmt - Cheque	17/05/201 3		-3,977.10
Dept of Transport					
	74,178	Bill Pmt - Cheque	02/05/201 3	Debit	-261.40
	74,179	Bill Pmt - Cheque	07/05/201 3	Debit	-242.25
	74,180	Bill Pmt - Cheque	08/05/201 3	Debit	-523.75
	74,181	Bill Pmt - Cheque	10/05/201 3	Debit	-500.20
	74,182	Bill Pmt - Cheque	13/05/201 3	Debit	-149.75
	74,183	Bill Pmt - Cheque	14/05/201 3	Debit	-3,272.20
	74,184	Bill Pmt - Cheque	15/05/201 3	Debit	-185.70
	74,185	Bill Pmt - Cheque	17/05/201 3	Debit	-45.70
	74,186	Bill Pmt - Cheque	20/05/201 3	Debit	-1,392.00
	74,187	Bill Pmt - Cheque	21/05/201 3	Debit	-1,489.65
	74,188	Bill Pmt - Cheque	22/05/201 3	Debit	-875.45
	74,189	Bill Pmt - Cheque	23/05/201 3	Debit	-398.70
	74,190	Bill Pmt - Cheque	24/05/201 3	Debit	-176.55
	74,191	Bill Pmt - Cheque	27/05/201 3	Debit	-802.45
	74,167	Bill Pmt - Cheque	29/05/201 3	Debit	-519.80
	74,193	Bill Pmt - Cheque	30/05/201 3	Debit	-121.85
	74,194	Bill Pmt - Cheque	31/05/201 3	Debit	-457.85
Desert Inn Hotel - EFT					
	73,512	Bill Pmt - Cheque	17/05/201 3		-589.00
Desert Sands Cartage - EFT					
	73,513	Bill Pmt - Cheque	17/05/201 3		-24,816.62
Dr Ramendra Mitra - EFT					
	73,922	Bill Pmt - Cheque	28/05/201 3		-18,700.00
Eagle Petroleum (WA) - EFT					
	73,514	Bill Pmt - Cheque	17/05/201 3		-28,190.80
Earth-Trac Tyres - EFT					
	73,067	Bill Pmt - Cheque	01/05/201 3		-330.00
Earthtrack Mine Supplies - EFT					

	73,515	Bill Pmt - Cheque	17/05/201 3		-935.00
	73,923	Bill Pmt - Cheque	28/05/201 3		-5,246.56
Eastgold Dairy Distributors - EFT					
	73,068	Bill Pmt - Cheque	01/05/201 3		-346.38
	73,516	Bill Pmt - Cheque	17/05/201 3		-651.44
	73,924	Bill Pmt - Cheque	28/05/201 3		-136.75
Elissa Stout - EFT					
	73,517	Bill Pmt - Cheque	17/05/201 3		-2,000.00
Elite Gym Hire - EFT					
	73,069	Bill Pmt - Cheque	01/05/201 3		-660.00
	73,925	Bill Pmt - Cheque	28/05/201 3		-440.00
Express Yourself Printing - Eft					
	73,910	Bill Pmt - Cheque	28/05/201 3		-94.10
First National Real Estate - EFT					
	73,070	Bill Pmt - Cheque	01/05/201 3		-2,087.16
	73,926	Bill Pmt - Cheque	28/05/201 3		-2,087.16
FORMAN BROTHERS - EFT					
	73,071	Bill Pmt - Cheque	01/05/201 3		-1,875.50
	73,518	Bill Pmt - Cheque	17/05/201 3		-737.00
Fostinelli Engineering - EFT					
	73,519	Bill Pmt - Cheque	17/05/201 3		-200.20
Fuel Fix Management					
	73,094	Bill Pmt - Cheque	01/05/201 3	12111	-5,280.00
Glen Prior & Hayley Ford - EFT					
	73,520	Bill Pmt - Cheque	17/05/201 3		-2,166.66
Gold Road Resources Ltd					
	73,896	Bill Pmt - Cheque	28/05/201 3	12127	-789.79
Goldfields Commercial Security - EFT					
	73,521	Bill Pmt - Cheque	17/05/201 3		-479.94
Goldfields Four Wheel Drive - EFT					
	73,072	Bill Pmt - Cheque	01/05/201 3		-100.00
	73,522	Bill Pmt - Cheque	17/05/201 3		-1,826.00
Goldfields Image Works - EFT					
	73,927	Bill Pmt - Cheque	28/05/201 3		-1,760.00
Goldfields Sport & Leisure					
	73,559	Bill Pmt - Cheque	17/05/201 3	12118	-545.00
Goldfields Truck Power - EFT					
	73,073	Bill Pmt - Cheque	01/05/201 3		-355.80
	73,523	Bill Pmt - Cheque	17/05/201 3		-1,244.54
Goldline Distributors - EFT					
	73,074	Bill Pmt - Cheque	01/05/201 3		-646.34
	73,524	Bill Pmt - Cheque	17/05/201 3		-1,563.41
	73,928	Bill Pmt - Cheque	28/05/201 3		-472.56
Goldrush Tours - EFT					

	73,075	Bill Pmt - Cheque	01/05/201 3		-524.45
	73,525	Bill Pmt - Cheque	17/05/201 3		-663.00
Gray & Lewis Land Use Planners - EFT					
	73,076	Bill Pmt - Cheque	01/05/201 3		-687.50
Haines Norton - EFT					
	73,526	Bill Pmt - Cheque	17/05/201 3		-7,040.00
Hitachi Construction Machinery - Eft					
	73,077	Bill Pmt - Cheque	01/05/201 3		-1,166.81
	73,527	Bill Pmt - Cheque	17/05/201 3		-321,692.45
Horizon Power					
	73,560	Bill Pmt - Cheque	17/05/201 3	12119	-4,108.59
Ian Diffen Tyre & Mufflers - Eft					
	73,078	Bill Pmt - Cheque	01/05/201 3		-1,040.00
Instant Transportable Offices - EFT					
	73,174	Bill Pmt - Cheque	06/05/201 3		-65,506.54
Investec Asset Finance & Leasing Pty Ltd					
	73,809	Bill Pmt - Cheque	15/05/201 3	Debit	-4,608.53
Jason Signmakers - Eft					
	73,079	Bill Pmt - Cheque	01/05/201 3		-3,773.00
JT & WL Tully - EFT					
	73,911	Bill Pmt - Cheque	28/05/201 3		-135.00
Kiddies Korner Playgroup.					
	73,739	Bill Pmt - Cheque	22/05/201 3	12124	-300.00
Kirsten Fleming - Eft					
	73,528	Bill Pmt - Cheque	17/05/201 3		-2,000.00
Lauren Jones - Eft					
		Bill Pmt - Cheque	31/05/201 3		-275.87
Landgate - EFT					
	73,080	Bill Pmt - Cheque	01/05/201 3		-72.00
	73,529	Bill Pmt - Cheque	17/05/201 3		-784.10
	73,929	Bill Pmt - Cheque	28/05/201 3		-232.64
Leonora Investments Pty Ltd - EFT					
	73,530	Bill Pmt - Cheque	17/05/201 3		-50,000.00
Link Energy - EFT					
	73,531	Bill Pmt - Cheque	17/05/201 3		-1,847.70
Lynas Corporation - EFT					
	73,532	Bill Pmt - Cheque	17/05/201 3		-300.00
MCMAHON BURNETT TRANSPORT - EFT					
	73,081	Bill Pmt - Cheque	01/05/201 3		-330.23
National Australia Bank					
	73,712	Bill Pmt - Cheque	01/05/201 3	Debit	-40.00
	73,713	Bill Pmt - Cheque	01/05/201 3	Debit	-42.95
	73,714	Bill Pmt - Cheque	01/05/201 3	Debit	-82.73
	74,199	Bill Pmt - Cheque	06/05/201 3	Debit	-5,688.09
	73,715	Bill Pmt -	09/05/201	Debit	-52.94

		Cheque	3		
	74,156	Bill Pmt - Cheque	31/05/201 3	Debit	-40.00
	74,159	Bill Pmt - Cheque	31/05/201 3	Debit	-40.00
	74,162	Bill Pmt - Cheque	31/05/201 3	Debit	-76.86
National Australia Bank - EFT					
		Bill Pmt - Cheque	1/05/2013		-80,906.30
		Bill Pmt - Cheque	15/05/201 3		-78,374.81
		Bill Pmt - Cheque	29/05/201 3		-78,482.67
National Tyres - EFT					
	73,930	Bill Pmt - Cheque	28/05/201 3		-11,055.00
On-Line Business Equipment - Eft					
	73,082	Bill Pmt - Cheque	01/05/201 3		-677.15
Optus Billing Services					
	73,897	Bill Pmt - Cheque	28/05/201 3	12128	-221.43
Orica Australia Pty Ltd - Eft					
	73,083	Bill Pmt - Cheque	01/05/201 3		-77.75
	73,533	Bill Pmt - Cheque	17/05/201 3		-75.24
Outback Parks & Lodges - EFT					
	73,534	Bill Pmt - Cheque	17/05/201 3		-150.00
	73,931	Bill Pmt - Cheque	28/05/201 3		-300.00
Peerless Jal Pty Ltd - EFT					
	73,084	Bill Pmt - Cheque	01/05/201 3		-1,277.69
	73,535	Bill Pmt - Cheque	17/05/201 3		-179.72
PENNS CARTAGE CONTRACTORS - EFT					
	73,932	Bill Pmt - Cheque	28/05/201 3		-2,640.00
Peter Brownlie - EFT					
	73,932	Bill Pmt - Cheque	16/05/201 3		-1,640.00
PETTY CASH TIN - SHIRE OF LAVERTON					
	73,478	Bill Pmt - Cheque	16/05/201 3		-457.85
	73,898	Bill Pmt - Cheque	28/05/201 3	12129	-412.45
PFD Food Services Pty Ltd - Eft					
	73,085	Bill Pmt - Cheque	01/05/201 3		-173.00
Pivotel Satellite Pty Limited					
	73,899	Bill Pmt - Cheque	28/05/201 3	12130	-573.25
	73,942	Bill Pmt - Cheque	28/05/201 3	12136	-84.00
Poseidon Nickel Ltd					
	73,900	Bill Pmt - Cheque	28/05/201 3	12131	-551.98
Powerchill - EFT					
	73,086	Bill Pmt - Cheque	01/05/201 3		-3,138.30
	73,536	Bill Pmt - Cheque	17/05/201 3		-1,334.30
	73,912	Bill Pmt - Cheque	28/05/201 3		-7,954.10
Prestige Universal Mining Pumps - EFT					
	73,095	Bill Pmt - Cheque	01/05/201 3	12112	-4,496.27
	73,537	Bill Pmt - Cheque	17/05/201 3		-2,319.90

Quick Corporate - EFT					
	73,087	Bill Pmt - Cheque	01/05/201 3		-744.07
	73,538	Bill Pmt - Cheque	17/05/201 3		-417.70
	73,933	Bill Pmt - Cheque	28/05/201 3		-1,116.61
Redstone Resources Ltd					
	73,901	Bill Pmt - Cheque	28/05/201 3	12132	-1,912.52
Regina Sullivan.					
	73,740	Bill Pmt - Cheque	22/05/201 3	12125	-469.50
Reliance Petroleum					
	73,824	Bill Pmt - Cheque	21/05/201 3	Debit	-214.10
RNR Contracting Pty Ltd - EFT					
	73,841	Bill Pmt - Cheque	27/05/201 3		-405,492.66
Rod Hill Painting & Decorating - EFT					
	73,088	Bill Pmt - Cheque	01/05/201 3		-2,600.00
Royal Flying Doctor Service - EFT					
	73,741	Bill Pmt - Cheque	22/05/201 3	12126	-2,500.00
Rubicon Resources Ltd					
	73,902	Bill Pmt - Cheque	28/05/201 3	12133	-254.72
Salomi Varkey					
	73,561	Bill Pmt - Cheque	17/05/201 3	12120	-2,000.00
Seeley Auto Electrical Pty Ltd - Eft					
	73,539	Bill Pmt - Cheque	17/05/201 3		-43.25
Shire of Laverton - Muni Acc -EFT					
	73,994	Bill Pmt - Cheque	29/05/201 3	12137	-100.00
Shire of Leonora - Eft					
	73,089	Bill Pmt - Cheque	01/05/201 3		-1,736.24
	73,540	Bill Pmt - Cheque	17/05/201 3		-2,626.88
	73,934	Bill Pmt - Cheque	28/05/201 3		-2,354.62
Site Ware Direct - EFT					
	73,090	Bill Pmt - Cheque	01/05/201 3		-1,060.95
	73,935	Bill Pmt - Cheque	28/05/201 3		-110.00
Squire Sanders - EFT					
	73,541	Bill Pmt - Cheque	17/05/201 3		-962.39
St John Ambulance - Kalgoorlie					
	73,562	Bill Pmt - Cheque	17/05/201 3	12121	-288.95
Staples Australia Pty Limited - EFT					
	73,542	Bill Pmt - Cheque	17/05/201 3		-122.61
Star Track Express - EFT					
	73,543	Bill Pmt - Cheque	17/05/201 3		-157.88
	73,936	Bill Pmt - Cheque	28/05/201 3		-2,148.18
Stratco					
	73,096	Bill Pmt - Cheque	01/05/201 3	12113	-291.84
Sunny Sign Company Pty - EFT					
	73,544	Bill Pmt - Cheque	17/05/201 3		-3,087.19
Telstra					

	73,097	Bill Pmt - Cheque	01/05/201 3	12114	-2,499.82
	73,903	Bill Pmt - Cheque	28/05/201 3	12134	-3,272.28
Thompson Diesel Services - EFT					
	73,937	Bill Pmt - Cheque	28/05/201 3		-2,379.52
Tjukayirla Roadhouse - Eft					
	73,091	Bill Pmt - Cheque	01/05/201 3		-3,076.45
Tjukurba Pty Ltd - EFT					
	73,357	Liability Cheque	14/05/201 3		-1,000.00
Total Eden - EFT					
	73,545	Bill Pmt - Cheque	17/05/201 3		-2,070.82
Toyota Financial Services - EFT					
	73,765	Bill Pmt - Cheque	22/05/201 3	Debit	-679.28
Truckline - EFT					
	73,546	Bill Pmt - Cheque	17/05/201 3		-198.00
	73,938	Bill Pmt - Cheque	28/05/201 3		-555.90
WA Local Government Association - EFT					
	73,092	Bill Pmt - Cheque	01/05/201 3		-1,838.70
	73,547	Bill Pmt - Cheque	17/05/201 3		-913.00
	73,939	Bill Pmt - Cheque	28/05/201 3		-232.31
WA TREASURY CORPORATION - EFT					
	72,853	Bill Pmt - Cheque	10/05/201 3		-798,578.20
Water Corporation					
	73,098	Bill Pmt - Cheque	01/05/201 3	12115	-5.85
	73,563	Bill Pmt - Cheque	17/05/201 3	12122	-179.40
	73,904	Bill Pmt - Cheque	28/05/201 3	12135	-1,498.45
Westate Publishers Pty Ltd - EFT					
	73,548	Bill Pmt - Cheque	17/05/201 3		-612.41
Westrac Pty Ltd - EFT					
	73,093	Bill Pmt - Cheque	01/05/201 3		-728.27
	73,549	Bill Pmt - Cheque	17/05/201 3		-616.81
	73,940	Bill Pmt - Cheque	28/05/201 3		-5,570.63
Wright Express (Motorpass) - EFT					
	73,941	Bill Pmt - Cheque	28/05/201 3		-256.96
				Total	-3,103,736.50

STATUTORY ENVIRONMENT:

Local Government (Financial Management) Regulations 1996

Reg.34(2) – Provides a local government may require such other supporting information as is considered relevant by the local government.

POLICY IMPLICATIONS:

Council has no policies in respect to this matter.

FINANCIAL IMPLICATIONS:

The recommendation of this report has no financial implications for Council.

STRATEGIC IMPLICATIONS:

Not applicable.

CONSULTATION:

Not applicable.

COMMENT:

Not applicable.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0605 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr L Hawkins, Seconded Cr S Weldon.

That Council acknowledges receipt of the list of payments made under Delegation 21 as per the submitted list and summarised as following:

Municipal Fund payments including cheque numbers 12118 to 12137, electronic funds transfers and lease payments totalling \$3,103,736.50.

CARRIED 6/0

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OC0606 11.2.2 OUTSTANDING DEBTORS REPORT AS AT 31 MAY 2013 File Ref: 33

SUBMISSION TO: Ordinary Meeting of Council, 27 June 2013.

DISCLOSURE OF INTEREST: The author has no financial interest in this matter.

OWNER/APPLICANT: Shire of Laverton.

AUTHOR: Tamara Hill, Administration Assistant.

SENIOR OFFICER: Deanne Prior, Executive Manager Corporate & Community Services.

PREVIOUS MEETING REF: Not applicable.

MATTER FOR CONSIDERATION:

The presentation of a report indicating the outstanding Debtor Balances as at the end of May 2013.

ATTACHMENTS: Nil.

APPLICANT'S SUBMISSION: Not applicable.

BACKGROUND:

Council has requested a report of the Outstanding Debtors of the Shire of Laverton as at the preceding month end.

STATUTORY ENVIRONMENT:

Local Government (Financial Management) Regulations 1996

Reg.5(1)(a) – The Chief Executive Officer is to establish efficient systems and procedures for the proper collection of all money owing to the local government.

POLICY IMPLICATIONS:

Council has no policies in respect to this matter.

FINANCIAL IMPLICATIONS:

The recommendation of this report has no financial implications for Council.

STRATEGIC IMPLICATIONS:

Not applicable.

CONSULTATION:

Not applicable.

COMMENT:

The balance of Outstanding Debtors at 31 May 2013 is \$536,246.85.

The total debtor balance includes:

	<u>Current</u>	<u>1 - 30</u>	<u>31 - 60</u>	<u>61 - 90</u>	<u>> 90</u>	<u>TOTAL</u>
General Debtors	0.00	61,646.51	4,303.34	95.00	428,182.94	494,227.79
Doubtful Debt	0.00	0.00	0.00	0.00	-120,000.00	-120,000.00
Rates	<u>-3,217.56</u>	<u>-8,371.78</u>	<u>3,666.78</u>	<u>35,969.98</u>	<u>133,971.64</u>	<u>162,019.06</u>
TOTAL	<u>-3,217.56</u>	<u>53,274.73</u>	<u>7,970.12</u>	<u>36,064.98</u>	<u>442,154.58</u>	<u>536,246.85</u>

VOTING REQUIREMENTS:

Simple majority decision required.

OC0606 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr B Fuamatu, Seconded Cr R Ryles.

That the report of Outstanding Debtors as at 31 May 2013, be received.

CARRIED 6/0

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OC0607 11.2.3 BANK RECONCILIATION REPORT AS AT 31 MAY 2013 File Ref: 613

SUBMISSION TO: Ordinary Meeting of Council, 27 June 2013.

DISCLOSURE OF INTEREST: The author has no financial interest in this matter.

OWNER/APPLICANT: Shire of Laverton.

AUTHOR: Deanne Prior, Executive Manager Corporate & Community Services.

SENIOR OFFICER: Steven Deckert, Chief Executive Officer.

PREVIOUS MEETING REF: Not applicable.

MATTER FOR CONSIDERATION:

The report presented reflects the reconciliation of the Council's bank accounts, including invested funds, as at 31 May 2013.

ATTACHMENTS:

Attachment 11.2.3 "A" – Bank Reconciliation Report as at 31 May 2013.

APPLICANT'S SUBMISSION: Not applicable.

BACKGROUND:

Each month Council's financial accounting system and the various bank accounts operated by Council are reconciled as a means of determining the completeness and integrity of transaction processing.

STATUTORY ENVIRONMENT:

Local Government (Financial Management) Regulations 1996

Reg.34(2) – Provides a local government may require such other supporting information as is considered relevant by the local government.

POLICY IMPLICATIONS:

Policy 3.2 – Investments.

FINANCIAL IMPLICATIONS:

The recommendation of this report has no financial implications for Council.

STRATEGIC IMPLICATIONS:

Not applicable.

CONSULTATION:

Not applicable.

COMMENT:

The balance of the bank statement does not identify any outstanding receipts or payments that have not been received by the bank. This will generally mean that the balance on the bank statement will differ from the balance in the financial statements. The Bank Reconciliation

Report provides information of any outstanding receipts or payments so that a true picture is provided in relation to the balance of the various bank accounts.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0607 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr P Hill, Seconded Cr R Ryles.

That the Bank Reconciliation as at 31 May 2013 (Attachment 11.2.3 "A") be received.

CARRIED 6/0

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OC0608 11.2.4 FINANCIAL STATEMENTS FOR THE PERIOD TO 31 MAY 2013 File Ref: 612

SUBMISSION TO: Ordinary Meeting of Council, 27 June 2013.

DISCLOSURE OF INTEREST: The author has no financial interest in this matter.

OWNER/APPLICANT: Not applicable.

AUTHOR: Deanne Prior, Executive Manager Corporate & Community Services.

SENIOR OFFICER: Steven Deckert, Chief Executive Officer.

PREVIOUS MEETING REF: Not applicable.

MATTER FOR CONSIDERATION:

To receive the Financial Activity Statements for the period to 31 May 2013.

ATTACHMENTS:

Attachment 11.2.4 "A" – Financial Report for Period to 31 May 2013.

BACKGROUND:

Regulation 34 of the *Local Government (Financial Management) Regulations 1996* requires the preparation of a statement of financial activity each month, reporting on revenue and expenditure. Material variances (as determined by the Council annually) between actual and budgeted figures must be commented on.

Variances between budgeted and actual expenditure, including the required Material Variances of plus or minus 10% and \$10,000, which is the limit set as per Council Resolution, should be reported on.

STATUTORY ENVIRONMENT:

Local Government (Financial Management) Regulation 1996
Regulation 34

POLICY IMPLICATIONS:

Council has no policies in respect to this matter.

FINANCIAL IMPLICATIONS:

The recommendation of this report has no financial implications for Council.

STRATEGIC IMPLICATIONS:

Not applicable.

CONSULTATION:

Not applicable.

COMMENT:

The Financial Reports are presented monthly, generated by our off-site Accountants, UHY Haines Norton and printed in our office.

Once the reports are received from Haines Norton, comments are then added to various sections of the report to provide additional information or explanations. Note 13 Major Variances provides explanations for any material variance identified in the reports.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0608 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr L Hawkins, Seconded Cr B Fuamatu.

That the Financial Activity Statements for the month ending 31 May 2013, as presented and appended (Attachment 11.2.4 "A"), be received.

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OC0609 11.2.5 PROPOSED SCHEDULE OF FEES AND CHARGES 2013/14

File Ref: 46

SUBMISSION TO: Ordinary Meeting of Council, 27 June 2013.

DISCLOSURE OF INTEREST: The author has no financial interest in this matter.

OWNER/APPLICANT: Shire of Laverton.

AUTHOR: Deanne Prior, Executive Manager Corporate & Community Services.

SENIOR OFFICER: Steven Deckert, Chief Executive Officer.

PREVIOUS MEETING REFERENCE: None.

MATTER FOR CONSIDERATION:

Council to consider the proposed Schedule of Fees and Charges for the 2013/14 financial year.

ATTACHMENTS:

Appendix Attachment 11.2.5 “A” – 2013/14 Schedule of Fees and Charges.

APPLICANT’S SUBMISSION: Nil.

BACKGROUND:

Council’s Policy 3.8 “Budget – Preparation”, provides for the review, preparation and approval of the draft schedule of Fees and Charges prior to the budget meeting. Once this schedule has been approved (for the purpose of inclusion in the draft budget provisions), Council must adopt it, however this will not formally occur until the annual budget itself is adopted.

STATUTORY ENVIRONMENT:

Local Government Act 1995

Section 6.2 – Requires that each year a local government prepare and adopt an annual budget.

Section 6.2(4)(c) – The annual budget is to incorporate a schedule of fees and charges.

POLICY IMPLICATIONS:

Policy 3.8 Budget – Preparation.

FINANCIAL IMPLICATIONS:

The Fees and Charges when adopted will determine the amount of revenue to be received during the 2013/14 financial year for certain areas.

STRATEGIC IMPLICATIONS:

Not applicable.

CONSULTATION:

Input from various staff members.

COMMENT:

Over the past two years changes have been made to the formatting of the Fees and Charges Schedule mainly to clarify whether GST is applicable or not on the various fees. This formatting will continue to be used for the 2013/14 Schedule of Fees and Charges

Most fees and charges will not change. However, where fees have been increased or decreased, an explanation to these is provided below.

Governance

Photocopying

Comment: There hasn't been any increase in the charges however, a few extra items have been included to include colour copying and double sided copying. These fees are the same as what is shown in the Economic Services section but are used for any photocopying that may be done at the Shire Administration office.

Rates Payment Arrangement

Comment: This fee applies to anyone entering into a payment arrangement or paying their rates by instalments. The fee applies to each instalment, not including the first. No variation proposed.

Rate Enquiries

Comment: It is proposed to increase the fee for Account enquiries - including Orders and Requisitions from \$40.00 to \$75.00. The reason for this is to closely reflect costs involved to respond to an account enquiry. These enquiries are made when a property is being sold. It is necessary to check the Rates Records, Building Records and Town Planning requirements and applications for a particular property to ensure that the purchaser of the property is aware of any outstanding amounts payable or any conditions that have been placed on the property. The process involves several officers to provide the relevant information.

Electoral Rolls

Comment: This was a new item added in 2012/12. No variation proposed.

Sale of Documents

Comment: These fees have not been altered since 2006/07. No variation proposed.

Payment Related Fees

Comment: This was a new item in 2011/12 and relates to the administrative and bank costs of dealing with returned cheques. No variation proposed.

Law, Order and Public Safety

Emergency Services Levy

The levy is prescribed by the Emergency Services Levy Act 2002 and is generally reviewed each year. The proposed fees for 2013/14 are outlined in the table below:

ESL Category	ESL Rate (Per \$GRV)	Minimum and Maximum ESL Charges By Property Use			
		Residential, Farming and Vacant Land		Commercial, Industrial and Miscellaneous	
		Minimum	Maximum	Minimum	Maximum
4	\$0.0043	\$60	\$110	\$60	\$62,000
5	Fixed Charge \$60	\$60	\$60	\$60	\$60
Mining Tenements	Fixed Charge \$60	\$60	\$60	\$60	\$60

Impounding and Other Fees – Dogs.

Comment: These fees are as set in the Dog Local Law. No variation proposed.

Dog Registration

Comment: These fees are set by Regulation and have remained unchanged since 1995. A review is currently under way and is expected to be completed before registrations fall due in October.

Cat Fees

Comment: These fees are still to be determined by the State Government with the implementation of the Cat Act 2011. Fees for cat traps and deposits for cat traps have been removed from the Fees and Charges Schedule.

Education and Welfare

Community Bus Hire

Comment: No variation proposed.

Community Amenities

Sanitation Charges

Comment: Prior to 2011/12, the Rubbish Removal Service was not listed as an item in the Schedule of Fees and Charges.

Standard practice across most local governments in Western Australia is that revenue income for rubbish services, should recover the cost of providing the service. In most cases this would also cover a substantial part of the tip maintenance costs.

However, Laverton is a small remote town and economy of scale simply does not readily enter our parameters. Nevertheless, a substantive rise in the rubbish collection charge was introduced in 2011/12 as a major effort towards cost recovery.

Currently the Shire is handling 495 services. For the 2013/14 service, it is recommended to increase the charge from \$196.00 to \$200.00. There may be a reduction in the cost of delivering the rubbish service once the new truck is in use as it will only require one operator. For this reason the proposed charge is merely to round the charge to the nearest ten dollars.

Rubbish Bins

Comment: Currently \$132 each and no variation proposed for 2013/14.

Sewerage

Comment: These fees are set by Regulation and in accordance with State Government policy, have been indexed. Currently there doesn't appear to be any change for 2013/14.

Liquid Waste Disposal

Comment: No further variation proposed.

Tipping Fees

Comment: These fees have been unchanged since 2001/02 and because the Tip is unmanned, rely on an honour system. No variation proposed.

Town Planning

This was a new item in 2011/12. Town Planning Fees will come up from time to time and it is appropriate for the Shire to set fees in line with those described in Schedule 2 of the Planning and Land Development Regulations 2009. There has not been any change since May 2011.

Cemetery Charges

Comment: A revision of the Cemetery charges has occurred over the last two years. No change to the fees is proposed for 2013/14.

<u>Grave preparation and burial fee</u>	2013/14		
	Fee	GST	Total
Standard burial	\$900.00	\$90.00	\$990.00
Infant/Still born	\$830.00	\$83.00	\$913.00

<u>Second Internment in existing grave</u>	2013/14		
	Fee	GST	Total
Standard burial	\$600.00	\$60.00	\$660.00
Infant/Still born	\$415.00	\$41.50	\$456.50
Re-opening grave for exhumation	\$450.00	\$45.00	\$495.00
Re-internment in new grave after exhumation	\$900.00	\$90.00	\$990.00

All other cemetery fees should remain unchanged.

Recreation and Culture

Hall Hire Charges

Comment: No variation proposed.

Community Gymnasium

Comment: No variation to membership fees proposed. Since the works were carried out on the gymnasium, in 2007 by Focus Minerals Ltd (formerly Crescent Gold Ltd), employees and contractors of Focus have not been required to for gym membership. It is now proposed that any new membership applications from Focus employees or contractors are subject to the same fees as everyone else. The reason for this is that the Shire now pays for the lease of

gym equipment and has also purchased weights and other equipment. The equipment originally provided by Focus is no longer in use. There are other costs involved in the operation of the gym such as cleaning costs, electricity and general maintenance. As Focus have gone into Care and Maintenance they only have a small number of employees on contractors on site. This will make it easier to implement the change from the Shire's perspective. If Council approves this change, a letter will be sent to any remaining employees of Focus Minerals who are members of the gym advising them that a fee will now apply. This will not have an impact on revenue raised in the coming year but may generate additional revenue in the long term to help cover the operational costs of the gym.

Oval Hire

Comment: No variation proposed.

Library Charges

Comment: In November 2010 Policy 3.19 was introduced to establish a process to assist staff with the recovery of unreturned books. No variation proposed.

Santa Suit Hire

Comment: The cost of GST was added in 2011/12. No variation proposed.

Swimming Pool Charges

Comment: Revenue from this source is quite minor. It is recommended that the fees for people paying cash are rounded for adults and children to the nearest dollar. This should reduce the need to give small amounts of coin as change.

The proposed fees are:

Pool Entry Fees

Adult per entry	1.82	0.18	2.00
Child (5 to 17 years) per entry	0.91	0.09	1.00
Spectator (non swimmers) Adult	0.91	0.09	1.00
Spectator (non swimmers) Child	0.45	0.05	0.50
Child under five with responsible adult	FREE	N/A	FREE

There is no change proposed to the season tickets.

Airport Landing Fees

Comment:

The aircraft landing fees were reviewed and changed in 2012/13. There is no proposal to change the fees for 2013/14.

An annual fee for Private Aircraft based at Laverton Airport, was introduced in 2011/12. No proposal to change the fee.

Crossovers

Comment: This was a new item in 2011/12, however merely reflects the Local Government Act requirement that the Shire bear 50% of the cost of the 1st Crossover.

Community Resource Centre

Comment: Basically charges levied for the community Resource Centre have mostly remained unchanged since 2008/09. A rationalisation exercise was carried out in 2011/12 to better reflect current usage and a fairer basis of fees.

New charges were introduced in 2012/13 for advertising in colour. There is no proposal to increase the charges however people will be encouraged to receive their copy of the Sturt Pea electronically so that the printing costs can be reduced.

All other CRC fees and charges are satisfactory.

Great Beyond

Comment: These fees have been unchanged since they first appeared in the Schedule of Fees and Charges in 2008/09. No variation proposed.

Old Police Complex

Comment: The fee was changed to \$2.00 in 2012/13. No variation is proposed for 2013/14.

Private Works

Comment: Figures were revised in 2012/13 to “round” the charges. These fees are still being reviewed by the Executive Manager Technical Services and may need to change to reflect the cost of salaries, wages and plant costs.

Building Application Fees.

Comment: The fees listed under building application fees reflect what is charged throughout the State under the Building Act.

Miscellaneous

Comment: No variation proposed.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0609 COUNCIL’S DECISION/OFFICER’S RECOMMENDATION:

Moved Cr S Weldon, Seconded Cr L Hawkins.

That Council:

- 1. Approve the “Recommended 2013/14 Fees and Charges” as outlined in Appendix Attachment 11.2.5 “A” for inclusion in the 2013/14 Budget.**
- 2. Approve that there is no longer a concession available to employees and contractors of Focus Minerals Ltd for membership of the Community Gym.**

CARRIED 6/0

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11.3 WORKS AND SERVICES BUSINESS

Nil.

11.4 COMMUNITY DEVELOPMENT BUSINESS

Nil.

11.5 MANAGEMENT AND POLICY BUSINESS

OC0610	11.5.1	COUNCILLORS' INFORMATION ITEMS 05/13	File Ref: 635
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SUBMISSION TO: Ordinary Meeting of Council, 27 June 2013.

DISCLOSURE OF INTEREST: The author has no financial interest in this matter.

OWNER/APPLICANT: Not applicable.

AUTHOR: Steven Deckert, Chief Executive Officer.

PREVIOUS MEETING REF: Not applicable.

MATTER FOR CONSIDERATION:
Receiving of the Information Items for the period ended 31 May 2013 by Council.

CONFIDENTIAL ATTACHMENTS:
Shire of Laverton Councillors' Information Items 05/13 circulated on 11 June 2013 under separate cover and is deemed to be a "Confidential" document for Councillors information only.

APPLICANT'S SUBMISSION:
Not applicable.

BACKGROUND:
Councillors' Information Items 05/13 for period ending 31 May 2013 was completed and circulated to Councillors.

STATUTORY ENVIRONMENT:
Local Government Act 1995
Section 2.7(2) – Provides that Council is to oversee the allocation of local government finances and resources and to determine the local government policies; and
Section 3.1 – Provides that the general function of the local government is to provide for the good government of persons in its district.

POLICY IMPLICATIONS:
Council has no policies in respect to this matter.

FINANCIAL IMPLICATIONS:
There are no financial implications in respect to this matter.

STRATEGIC IMPLICATIONS:

Keeping Councillors updated and informed in respect to matters impacting on their role as Councillor.

CONSULTATION:

Not applicable.

COMMENT:

The Councillors' Information Items is produced to provide Councillors with information that is relevant to their role as a Councillor for the Shire of Laverton, but not requiring a decision of Council.

The Councillors' Information Items was never intended to be a public document. Now with the inclusion of confidential information it is important that the Information Items be circulated to Councillors and Senior Staff only and not released to the general public.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0610 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr S Weldon, Seconded Cr P Hill.

That the Councillors' Information Items 05/13 for the period ended 31 May 2013, as previously circulated to Councillors, be received.

CARRIED 6/0

The rest of this page has been left blank intentionally.

OC0611/12 11.5.2	ADOPTION OF THE SHIRE OF LAVERTON INTEGRATED STRATEGIC PLANNING (ISP) FRAMEWORK FOR THE PERIOD COMMENCING 1 JULY 2013	File Ref: 10
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SUBMISSION TO: Ordinary Meeting of Council, 27 June 2013.

DISCLOSURE OF INTEREST: The author has no financial interest in this matter.

OWNER/APPLICANT: Not applicable.

AUTHOR: Steven Deckert, Chief Executive Officer.

SENIOR OFFICER: Not applicable.

PREVIOUS MEETING REF: Minute OC1123, OMC 22 November 2012.

MATTER FOR CONSIDERATION:

To receive and consider the latest versions of the various plans that comprise the Shire of Laverton's Integrated Strategic (ISP) Framework that will come into operation from 1 July 2013, and if deemed appropriate to adopt the ISP with or without modification.

ATTACHMENTS:

- Attachment 11.5.2 "A" – Strategic Community Plan
- Attachment 11.5.2 "B" – Corporate Business Plan
- Attachment 11.5.2 "C" – Long Term Financial Plan
- Attachment 11.5.2 "D" – Asset Management Plan
- Attachment 11.5.2 "E" – Workforce Plan

Please Note: At the time of preparing this agenda, not all ISP Framework plans were available. Every effort will be made to circulate the plans to Councillors before the Council Meeting.

APPLICANT'S SUBMISSION:

Not applicable.

BACKGROUND:

At the November 2012 Ordinary Meeting, Council received the draft Integrated Strategic Planning (ISP) Framework as had been prepared by KPMG at that point in time. The Shire's ISP had been prepared as part of a regional project in conjunction with the GVROC, however the plans were not finalised by KPMG.

Subsequently, UHY Haines Norton and TMS Consulting have been engaged to complete the Shire's ISP Framework that is required to be in place to be implemented from 1 July 2013.

This report is to present the Shire's ISP for consideration and to be considered for adoption, with or without modification.

STATUTORY ENVIRONMENT:

Local Government Act 1995

Section 2.7(2) – Provides that Council is to oversee the allocation of local government finances and resources and to determine the local government policies; and

Section 3.1 – Provides that the general function of the local government is to provide for the good government of persons in its district.

Local Government (Administration) Regulations 1996

Regulation 19C provides that 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 as well as other relevant procedural matters in preparing and reviewing strategic community plans.

POLICY IMPLICATIONS:

Council has no policies in respect to this matter.

FINANCIAL IMPLICATIONS:

The recommendation of this report has no financial implications for Council. The consultant's costs associated with the preparation of these plans have been provided for in the 2012/13 Budget and recent grant funds from the Department of Local Government. The various goals, actions and strategies contained within the various ISP plans will be incorporated into the draft 2013/14 Budget for further consideration.

STRATEGIC IMPLICATIONS:

The final ISP framework will provide guidance for Council's decision making over the next 10 years.

CONSULTATION:

UHY Haines Norton;
TMS Consulting;
Executive Manager Corporate & Community Services;
Executive Manager Technical Services.

COMMENT:

Once adopted, the Shire's ISP Framework, will provide the primary source of guidance for Council's decision making over the next 10 years, both from capital and operational perspectives. Essentially, if a matter, issue or project is not contained within the ISP, then Council cannot consider it. However, the ISP plans will be constantly under review, so anything not covered currently, could be incorporated into the ISP plans after a formal review by Council.

Senior staff have been working with consultants from UHY Haines Norton and TMS Consulting to take the KPMG draft plans and ready them for adoption at this meeting. It is acknowledged that the process has not enabled ongoing involvement with Councillors; however time has been of the essence and the final outcomes have basically been driven by the draft Strategic Community Plan adopted by Council in November 2012.

While not ideal, it is hoped that Council sees fit to adopt the various plans as presented, with or without modification in order to be in place by 1 July 2013 and to provide direct input into the formulation of the 2013/14 Budget.

It is also acknowledged, that once adopted, this first version of the ISP will be required to undergo regular review and refinement during the year, so that it becomes more integrated into our decision making and over time becomes a key document to clearly articulate what the Shire intends to do and how it is going to achieve it.

The ISP Framework documents presented to Council at this meeting comprise:

Strategic Community Plan (SCP)

This is the high level, strategic document that has been prepared based on community input and consultation. It provides a 10 year vision for the Shire and articulates a number of high level goals with strategies to work towards.

The Goals of the SCP are broken into 4 main themes, being:

1. Proud, spirited, harmonious and connected community
A community with the mindset of “This is Laverton – expect the best”. Community members are proud of their town and actively organise and participate in sporting and recreational activities.
2. Prosperous local economy attracting businesses and people
An industrial hub for transportation and related goods and services, with thriving and sustainable local businesses.
3. Revitalised, green, welcoming and safe natural and built environment
The environment reflects the Shire’s heritage, culture and values, whilst welcoming and sharing with visitors the stunning sights and attractions.
4. A financially strong and knowledgeable Shire, leading an empowered community
A sustainable and innovative Shire working as an advocate for the community, with skilled and dedicated staff.

The SCP is a statutory document that must be adopted by Absolute Majority by Council.

Corporate Business Plan (CBP)

The Corporate Business Plan articulates a number of actions over a 4 year period that helps achieve the goals and strategies of the SCP. The CBP is ‘informed’ by a number of informing strategies that consider the assets (Asset Management Plan), staffing (Workforce Plan), and financial (Ten Year Financial Plan) resources required in order to achieve the objectives. Year 1 of CBP then effectively becomes the basis for the Budget.

The CBP is a statutory document that must be adopted by Absolute Majority by Council.

Long Term Financial Plan (LTFP)

The LTFP provides an overview of the Shire’s anticipated financial performance over a 10 year period. The LTFP takes into account the actions identified in the CBP and also the financial implications coming from the Workforce Plan and the Asset Management Plan needed to achieve the CBP outcomes.

The LTFP is not a statutory requirement and therefore does not require formal adoption by Council; however it is recommended that Council receive the document.

Asset Management Plan (AMP)

The principal purpose of the AMP is to enable Council to make informed decisions that enable the Shire to sustainably manage its assets. The AMP will look at the assets we have and may have in the future, determine the whole of life cost including future asset renewal or replacement then determine how to fund the anticipated cost. Invariably, there is a significant gap between what we should spend and what we are actually spending and then this gap becomes the focus of Council decision making to bring these figures closer together.

The AMP is not a statutory requirement and therefore does not require formal adoption by Council; however it is recommended that Council receive the document.

Workforce Plan (WFP)

The Workforce Plan looks at the actions included in the Corporate Business Plan and determines what staffing and other resources are required to achieve the objectives. It is the result of a continuous process involving consideration of determining what is needed, what we have now and working out strategies to deal with the gap. This could involve employing more staff, using short-term contracts, up-skilling existing staff or even reducing service levels.

The AMP is not a statutory requirement and therefore does not require formal adoption by Council; however it is recommended that Council receive the document.

Some key messages coming out of the ISP process to date include:

- that subject to strategic funding becoming available, there is a fairly ambitious capital works programme over the next 3 to 5 years,
- We need to do a lot of further work in coming to terms with our asset management and the implications of properly managing our assets into the future to achieve sustainability;
- There is still a need to fully understand the resourcing requirements to meet the various strategies and actions, as it seems that we are taking on more with no additional resources. An outcome of this process could result in more staff, reduced services, review of strategies/actions or a combination of these.
- There will need to be additional resources provided just to manage the ISP. There will a requirement to manage the review process, a need to drive the implementation of the strategies/actions and then there will be regular reporting.

The introduction of the ISP Framework is a work in progress and will take time to come to grips with and for us to be comfortable with working with it. However, ISP is here to stay so this is now the way of the future.

The recommendation of this report is broken into two parts. The first part requires an absolute majority decision as it is for the adoption of the statutory component of the ISP Framework, being the Strategic Community Plan and the Corporate Business Plan. The second part only requires a simple majority decision as the informing strategies only require Council to receive them.

VOTING REQUIREMENTS:

- Absolute majority decision required for Recommendation 1.
- Simple majority decision required for Recommendation 2.

OC0611 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION 1:

Moved Cr P Hill, Seconded Cr S Weldon.

That Council:

- 1. Receives the Strategic Community Plan and Corporate Business Plan as tabled at this meeting;**
- 2. Adopts the "Shire of Laverton Strategic Community Plan" as appended (Attachment 11.5.2 "A") as the Shire of Laverton's Strategic Community Plan for the period commencing from 1 July 2013;**
- 3. Adopts the "Shire of Laverton Corporate Business Plan" as appended (Attachment 11.5.2 "B") as the Shire of Laverton's Corporate Business Plan for the period commencing from 1 July 2013.**

CARRIED BY ABSOLUTE MAJORITY 6/0

OC0612 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION 2:

Moved Cr P Hill, Seconded Cr S Weldon.

That Council receives the Long Term Financial Plan as appended (Attachment 11.5.2 "C"), the Asset Management Plan as appended (Attachment 11.5.2 "D") and the Workforce Plan as appended (Attachment 11.5.2 "E") and acknowledges these plans are informing documents to the Strategic Community Plan and Corporate Business Plan.

CARRIED 6/0

Ms J Seczkowski left the meeting at 6.22pm and re-entered at 6.24pm.

The rest of this page has been left blank intentionally.

OC0613 11.5.3 FORWARD CAPITAL WORKS PLAN FOR THE FIVE YEARS COMMENCING 1 JULY 2013 - DRAFT FOR ADOPTION File Ref: 787
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SUBMISSION TO: Ordinary Meeting of Council, 27 June 2013.

DISCLOSURE OF INTEREST: The author has no financial interest in this matter.

OWNER/APPLICANT: Not applicable.

AUTHOR: Steven Deckert, Chief Executive Officer.

SENIOR OFFICER: Not applicable.

PREVIOUS MEETING REF: Minute OC1223, OMC 16 December 2010.

MATTER FOR CONSIDERATION:

To consider the Draft Forward Capital Works Plan for 2013 to 2018 and to determine whether to adopt the plan with or without amendment.

ATTACHMENTS:

Attachment 11.5.3 "A" – Draft Forward Capital Works Plan for 2013 to 2018.

Please note: At the time of preparing this Agenda, the Draft Forward Capital Works Plan for 2013 to 2018 was not available. Every attempt will be made to circulate the Plan to Councillors prior to meeting day.

APPLICANT'S SUBMISSION:

Not applicable.

BACKGROUND:

In order to be considered for and receive monies under the Royalties for Regions Country Local Government Fund program, each local government is required, by the Department of Regional Development (RDL) to prepare a 5-year Forward Capital Works Plan (FCWP).

Council adopted its first FCWP at the Ordinary Meeting held on 16 December 2010. RDL now require the Plan to be reviewed and have allowed some surplus grant funding remaining from the preparation of the first FCWP to be used to carry out this review and preparation of the FCWP for the next 5 years.

Council is now requested to consider the Draft FCWP as presented and adopt it with or without amendment.

STATUTORY ENVIRONMENT:

Local Government Act 1995

Section 2.7(2) – Provides that Council is to oversee the allocation of local government finances and resources and to determine the local government policies; and

Section 3.1 – Provides that the general function of the local government is to provide for the good government of persons in its district.

POLICY IMPLICATIONS:

Council has no policies in respect to this matter.

FINANCIAL IMPLICATIONS:

The recommendation of this report has no financial implications for Council. The cost of preparing the FCWP is covered by surplus grant funding remaining after the preparation of the 2010 to 2015 FCWP.

STRATEGIC IMPLICATIONS:

The FCWP aligns with the Integrated Strategic Planning which considers inputs such as the Works Programme, Master Plan etc. and reflects the major projects that Council will pursue over the next 5 years.

CONSULTATION:

UHY Haines Norton.

COMMENT:

UHY Haines Norton, who prepared the first FCWP for the Shire were engaged to assist in the review and then prepare the FCWP for the 5 years commencing 1 July 2013.

The Draft FCWP (Attachment 11.5.3 “A”) is now presented for Council’s consideration.

The Draft FCWP has been prepared taking into account known and anticipated projects and is envisaging a busy period over the next 5 years. This of course is subject to ongoing funding through the Royalties for Regions Programme and the State Government honouring their pre-election commitment to make available the \$150M Goldfields Revitalisation Fund.

It is important that projects that Council may require grant funding for into the future are listed in the FCWP, otherwise it may be difficult to get the funding when required.

VOTING REQUIREMENTS:

Simple majority decision required.

OFFICER’S RECOMMENDATION:

That Council adopts the Shire of Laverton Five (5) Year Forward Capital Works Plan for the period commencing 1 July 2013 as appended (Attachment 11.5.3 “A”)

OC0613 COUNCIL’S DECISION:

Moved Cr B Fuamatu, Seconded Cr R Ryles.

That Council adopts the reviewed Shire of Laverton Five (5) Year Forward Capital Works Plan for the period commencing 1 July 2010 as appended (Attachment 11.5.3 “A”).

CARRIED 6/0

Reason for amendment

The Forward Capital Works Plan, 1 July 2010 (as previously adopted on 16/12/2010) was reviewed and updated rather than a new Forward Capital Works Plan being prepared.

Mrs L Barnes left the meeting at 6.26pm and re-entered at 6.28pm.

Mr D McKinley left the meeting at 6.28pm and re-entered at 6.30pm.

OC0614 11.5.4	2013 ORDINARY ELECTION 19 OCTOBER 2013 AND PROPOSED RESCHEDULE OF OCTOBER 2013 ORDINARY MEETING OF COUNCIL	File Ref: 788
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SUBMISSION TO: Ordinary Meeting of Council, 27 June 2013.

DISCLOSURE OF INTEREST: The author has no financial interest in this matter.

OWNER/APPLICANT: Not applicable.

AUTHOR: Steven Deckert, Chief Executive Officer.

SENIOR OFFICER: Not applicable.

PREVIOUS MEETING REF: Not applicable.

MATTER FOR CONSIDERATION:

To receive information on the upcoming 2011 Ordinary Election and to determine whether to conduct the election in person or postal election. To also consider the rescheduling of the October Ordinary Meeting until after the Election Day.

ATTACHMENTS:

Attachment 11.5.4 "A" – Election timetable.

APPLICANT'S SUBMISSION:

Not applicable.

BACKGROUND:

The *Local Government Act* provides two processes for the conduct of elections. These may be either:

- A postal election.
- A voting in person election.

Consequently, each local government has an opportunity to decide if it wishes to conduct the election as a postal election.

Council has until 31 July 2013 to gain agreement from the Electoral Commissioner to conduct the election by postal vote.

Council is also requested to consider rescheduling the October 2013 Ordinary Meeting of Council until after the October Elections.

STATUTORY ENVIRONMENT:

Local Government Act 1995

Section 4.7 – specifies that ordinary elections are held on the third Saturday in October every two years.

Section 4.61(1) - the election can be conducted as a –

Postal election which is an election at which the method of casting votes is by posting or delivering them to an electoral officer on or before election day; or

Voting in person election which is an election at which the principal method of casting votes is by voting in person on election day but at which votes can be cast in person before election day, or posted or delivered, in accordance with regulation.

(2) The local government may decide* to conduct the election as a postal election.

**Absolute majority required.*

POLICY IMPLICATIONS:

Council has no policies in respect to this matter.

FINANCIAL IMPLICATIONS:

Postal elections are conducted by the Electoral Commissioner, and are far more expensive than the conduct of a “voting in person” election.

STRATEGIC IMPLICATIONS:

Filling of the vacancies at the October Ordinary Election will ensure that the electors of the Shire are appropriately represented.

CONSULTATION:

Nil.

COMMENT:

Election Timetable:

The conduct of the forthcoming ordinary election will be characterised by the following significant events and dates.

- 30 August 2013 Close of Rolls
- 5 September 2013 Nominations Open
- 12 September 2013 4pm – close of Nominations
- 19 October 2013 Election Day

A copy of the detailed election timetable is appended (Attachment 11.5.4”A”)

Council Vacancies:

Council is of course aware that the 2010/11 Review of Wards and Representation brought about a reduction in membership and the abolition of the two ward system for the Shire of Laverton.

The 2013 Ordinary Election marks the final phase of the transition, after which the Shire will fall back into the regular routine where approximately half the number of elected members positions become vacant every two years.

Presently, Council is made up of the following membership:

<u>Elected Member</u>	<u>Term Expires</u>
Shaneane Weldon	October 2013
Rex Ryles	October 2013
Patrick Hill	October 2013
Leslee Hawkins	October 2013
Vacant (Fmr. Vanessa Thomas)	October 2013

OC0614 COUNCIL'S DECISION:

Moved Cr P Hill, Seconded Cr B Fuamatu.

That Council receives the election information and determine that the Ordinary Election for October 2013 be a “voting in-person” election, with the CEO appointed as the Returning Officer;

CARRIED 6/0

Reason for amendment

Council would like to postpone changing the date of the October Ordinary Meeting of Council pending more information regarding the 2013 Ordinary Election.

Mrs L Barnes left the meeting at 6.33pm and re-entered at 6.34pm.

The rest of this page has been left blank intentionally.

Mrs L Barnes left the meeting at 6.39pm.

OC0615 11.5.5 APPOINTMENT OF TENDER SELECTION PANEL MEMBERS TO ASSESS TENDERS RECEIVED FOR TENDER NOS. 04/13 AND 05/13 File Ref: 789 & 566

SUBMISSION TO: Ordinary Meeting of Council, 27 June 2013.

DISCLOSURE OF INTEREST: The author has no financial interest in this matter.

OWNER/APPLICANT: Not applicable.

AUTHOR: Steven Deckert, Chief Executive Officer.

SENIOR OFFICER: Not applicable.

PREVIOUS MEETING REF: Minutes OC0526 & OC0527, OMC 23 May 2013.

MATTER FOR CONSIDERATION:

To consider the appointment of selection panel members to assist in the tender assessment process for Tender No. 04/13 Laverton Main Street Upgrade – Stage 1B and Tender No. 05/13 Laverton Townsite Flood Management Plan

ATTACHMENTS: Not applicable.

APPLICANT'S SUBMISSION: Not applicable.

BACKGROUND:

At the Ordinary May Meeting, Council endorsed the respective processes for the calling of tenders for:

- 04/13 Laverton Main Street Upgrade – Stage 1B, and
- 05/13 Laverton Townsite Flood Management Plan

The agenda item overlooked the need for appointment of selection panel members to assist in the tender assessment process. Council is now requested to appoint the respective members.

STATUTORY ENVIRONMENT:

Local Government Act 1995

Section 2.7(2) – Provides that Council is to oversee the allocation of local government finances and resources and to determine the local government policies; and

Section 3.1 – Provides that the general function of the local government is to provide for the good government of persons in its district.

POLICY IMPLICATIONS:

Council has no policies in respect to this matter.

FINANCIAL IMPLICATIONS:

The recommendation of this report has no financial implications for Council.

STRATEGIC IMPLICATIONS:

Will assist in the proper assessment of tenders received.

CONSULTATION:

Nil.

COMMENT:

The appointment of selection panel members for Tender Nos. 04/13 and 05/13 is required so that there is a proper process in place to ensure that the tenders received are assessed against the selection criteria in a professional, open and accountable manner.

VOTING REQUIREMENTS:

Absolute majority decision required.

OC0615 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr R Ryles, Seconded Cr B Fuamatu.

That Council:

- 1. Appoints Councillors P Hill and L Hawkins along with the CEO and Executive Manager Technical Services to the selection panel to assess tenders received for Tender No. 04/13 Laverton Main Street Upgrade – Stage 1B;**
- 2. Appoints Councillors S Weldon, R Wedge and B Fuamatu along with the CEO and Executive Manager Technical Services to the selection panel to assess tenders received for Tender No. 05/13 Laverton Townsite Flood Management Plan.**

CARRIED BY ABSOLUTE MAJORITY 6/0

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12. ELECTED MEMBERS MOTION OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil.

13. NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING

PROCEDURAL MOTION - COUNCIL DECISION

Moved Cr R Ryles, Seconded Cr L Hawkins.

That Council considers the following items of new business of an urgent nature introduced by decision of the meeting:

13.1 Proposal to change UV Rates for 2013/14 Financial Year (File Ref: 197)

13.2 Carryover Tender 03/11 Plant Hire (File Ref: 114)

CARRIED 6/0

OC0616	13.1	PROPOSALS TO CHANGE UV RATES FOR 2013/14 FINANCIAL YEAR	File Ref: 197
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SUBMISSION TO: Ordinary Meeting of Council, 27 June 2013.

DISCLOSURE OF INTEREST: The author has no financial interest in this matter.

OWNER/APPLICANT: Not applicable.

AUTHOR: Deanne Prior, Executive Manager Corporate & Community Services.

SENIOR OFFICER: Steven Deckert, Chief Executive Officer.

PREVIOUS MEETING REF: Minute OC0513, OMC 23 May 2013.

MATTER FOR CONSIDERATION:

To change the proposed rate in the dollar for the differential rates for Pastoral Leases Unimproved Value (UV).

ATTACHMENTS: Nil.

APPLICANT'S SUBMISSION: Not applicable.

BACKGROUND:

At the May 2013 Ordinary Meeting of Council, it was resolved that public notice seeking submissions be given, in accordance with Section 6.36 of the Local Government Act 1995, advising that Council intends to impose the following differential rates and minimums for the 2013/14 financial year. The proposed rates were as follows:

Pastoral Leases UV Rate in \$ 3.86c	Mining Leases UV Rate in \$ 13.38c	Townsite GRV Rate in \$ 9.20c	Mining GRV Rate in \$ 6.39	UV Minimum \$ 260.00	GRV Minimum \$ 260.00
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Section 6.33(3) requires that if a local government proposes to impose a differential rate more than two times the lowest minimum, the Minister's approval is required. The Shire needs the Minister's approval before the proposed rate for Mining Leases UV is imposed as it is more than twice the proposed rate for Pastoral Leases UV. This process has been followed in previous years and approval has been requested and received.

The advertisement providing the information, and seeking submissions, in relation to the Shire's intention to impose differential rates was placed in the Kalgoorlie Miner and The West Australian on Saturday 1 June 2013. The closing date for submissions is Monday 1 July, 2013. To date there have not been any enquiries or submissions received about the Shire's intention to impose differential rates.

Information has been received since the May Ordinary Meeting of Council, that applications to impose differential rates made to the Minister, through the Department of Local Government, by some other local governments, are not being approved as a matter of course. Additional information has been requested including the requirement to justify how the rate in the dollar has been determined. Delays caused by having to provide additional information, such as this, has an impact on being able to finalise the budget and submit it to Council for approval.

If the Shire of Laverton continues with process to use the current rate in the dollar for Pastoral Leases UV, as resolved at the May meeting, our request for the Minister's approval cannot be submitted until after 1 July, 2013. This is the closing date for submissions. If there are any delays in the approval process for our request it could delay the budget preparation process and adoption of the budget.

To reduce the risk of any delays, we are seeking Council's approval to change the proposed rate in the dollar, for Pastoral Leases UV, so that we will not need the Minister's approval, under Section 6.33 (3) of the Act.

STATUTORY ENVIRONMENT:

Local Government Act 1995

Section 6.33 – Makes provision to levy differential rates.

Section 6.33(3) - In imposing a differential general rate a local government is not to, without the approval of the Minister, impose a differential general rate which is more than twice the lowest differential general rate imposed by it.

Section 6.35 – Deals with the imposition of minimum rates, and

Section 6.36(1) – Sets out a requirement for a local government to give local public notice of the intention to levy differential rates.

Section 6.36(3)(c) – A notice referred to in subsection (1), is to advise electors and ratepayers where they may obtain the document describing the objects and reasons for each proposed rate and minimum payment.

POLICY IMPLICATIONS:

Council has no policies in respect to this matter.

FINANCIAL IMPLICATIONS:

The levying of differential rates has been the process used by Council to balance its budget and spreads the rate burden equitably between ratepayers. By increasing the differential rate on pastoral leases additional revenue will be included in the 2013/14 budget.

STRATEGIC IMPLICATIONS:

Not applicable.

CONSULTATION:

Chief Executive Officer and Finance Project Officer.

COMMENT:

Section 6.33(3) outlines that the Minister's approval is required if it wishes to impose a differential rate more than twice the lowest differential general rate imposed by it. This is the case for the differential rates proposed for this year when the UV rate for Mining Leases at 13.38 cents is more than double the proposed rate of 3.86 cents for UV Pastoral Leases.

The option to continue on our present course seems destined for prolonged delays and to adjust the mining UV rate downwards would reduce rate revenue considerably. Therefore, as there are only 16 pastoral leases within the Shire boundary it is proposed that the UV Pastoral Rate be increased to 6.7 cents in the dollar to bring it within the parameters where ministerial approval is not required.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0616 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr B Fuamatu, Seconded Cr L Hawkins.

That Council approves, for the purpose of preparing the draft budget, the differential rating of UV properties so that the rate in the dollar for UV Pastoral Leases is not less than half of the rate in the dollar for UV Mining Leases.

CARRIED 6/0

The rest of this page has been left blank intentionally.

Declaration of Interest

Cr R Ryles declared a Financial Interest, pursuant to the *Local Government Act 1995*, in the following Item 13.2 as owner of a business that will submit a Tender regarding this Agenda Item.

Cr R Ryles left the meeting at 6.48pm.

OC0617	13.2	CARRY OVER TENDER 03/11 PLANT HIRE	File Ref: 114
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SUBMISSION TO: Ordinary Meeting of Council, 27 June 2013.

DISCLOSURE OF INTEREST: The author has no financial interest in this matter.

OWNER/APPLICANT: Not applicable.

AUTHOR: David McKinley, Executive Manager Technical Services.

SENIOR OFFICER: Steven Deckert, Chief Executive Officer.

PREVIOUS MEETING REFERENCE: Not applicable.

MATTER FOR CONSIDERATION:

The Carryover of Supply of Plant Hire Tender 03/11 to cover the month of July 2013, (This is the time slot between Council Meetings).

ATTACHMENTS:

Attachment 13.2 "A" – Summary of Prices – Tender 03/11 Supply of Plant Hire.

APPLICANT'S SUBMISSION:

Not applicable.

BACKGROUND:

Due to time constraints, the advertising period of the recently advertised 03/13 Supply of Various Plant Hire and Equipment deadline need to be extended beyond June 26 to 8 July 2013 thus allowing for the prescribed minimum advertising period of 14 days to elapse and additionally; allowing the assessment panel to convene and assess all the submissions in a reasonable time frame before making a recommendation for July Council meeting.

STATUTORY ENVIRONMENT:

Local Government Act 1995

Section 2.7(2) – Provides that Council is to oversee the allocation of local government finances and resources and to determine the local government policies; and,

Section 3.1 – Provides that the general function of the local government is to provide for the good government of persons in its district.

POLICY IMPLICATIONS:

Council has no policies in respect to this matter.

FINANCIAL IMPLICATIONS:

Contractors Supplying Plant and Equipment between June and July 2013 to the Shire could either (depending on the Elected Members decision) continue working through the month of

July or cease all operations tied to Capital Works throughout the Shire until such time that Council endorse the assessment panel's recommendations

STRATEGIC IMPLICATIONS:

Not applicable.

CONSULTATION:

Steven J Deckert, Chief Executive Officer.

COMMENT:

On reflection, while there is no clear clause for carryover of Supply of Plant Hire Tender 03/11 for the month of July 2013, there is latitude for Council to adopt a further extension for 12 months at their discretion. See below extract from 03/11 Supply of Plant Hire Tender.

2.4 IMPLEMENTATION TIMETABLE

The term of the contract will be from the 1st day of July 2011 until the 30th day of June 2013.

At the completion of the two year term, an extension of the contract for a further term of 12 months will be at the discretion of the Principal and will be dependent on a satisfactory review of the contractor's performance for the preceding two years.

The principal in this context is the Shire of Laverton.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0617 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr P Hill, Seconded Cr S Weldon.

That Council endorse a Carryover of Supply of Plant Hire Tender 03/11 to cover the month of July 2013, (This will be the time slot between Council Meetings).

CARRIED 5/0

Cr R Ryles re-entered the meeting at 6.50pm.

On Cr Ryles return, the President advised of the decision made by Council.

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14. ITEMS FOR CONSIDERATION BEHIND CLOSED DOORS

Nil.

15. NEXT MEETING

The next Ordinary Meeting of Council will be held on Thursday, 18 July 2013 at the Shire of Laverton Council Chambers, commencing at 5.00pm.

16. CLOSURE OF MEETING

There being no further business, the President Cr R Wedge declared the meeting closed at 6.55pm.

17. CERTIFICATION BY CHAIRMAN

I, _____ hereby certify that the Minutes of the Ordinary Meeting of Council held 27 June 2013 are confirmed as a true and correct record, as per the Council resolution of the Ordinary Meeting of Council held on 18 July 2013.

Signed _____

Dated: _____ 2013

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