



SHIRE OF LAVERTON

MINUTES

**OF THE ORDINARY MEETING OF COUNCIL
HELD**

19 SEPTEMBER 2013

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MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD AT THE SHIRE OF LAVERTON COUNCIL CHAMBERS ON 19 SEPTEMBER 2013, COMMENCING AT 5.00 PM.

1. DECLARATION OF OPENING

The President, Cr R Wedge declared the meeting open at 5.03pm and read the disclaimer as printed in the Agenda.

2. ANNOUNCEMENT OF VISITORS

Mr Bill Taiki – Works Manager
Ms Joanna Seczkowski – Community Development Manager
Ms Archana Hande – Artist in Residence at the LLCCA

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 from 5.06pm
Cr Beatrice Fuamatu	Councillor
Mr Steven Deckert	Chief Executive Officer
Mrs Deanne Prior	Exec Mgr Corporate & Comm Services
Mrs Lynda Barnes	Executive Assistant

3.2 APOLOGIES

Mr David McKinley Executive Manager Technical Services

3.3 LEAVE OF ABSENCE PREVIOUSLY APPROVED

Nil.

4. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil.

5. PUBLIC QUESTION TIME

Nil.

6. APPLICATIONS FOR LEAVE OF ABSENCE

Nil.

7. NOTICE OF ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS

- 14.1 Tender 02/13 Construction of Grouped Dwelling Lot 326 Burt Street –
Progress Report (File Ref: 404)

8. CONFIRMATION OF MINUTES

OC0901 8.1 ORDINARY COUNCIL MEETING – 22 AUGUST 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 22 August 2013 be confirmed as a true and accurate record.

OC0901 COUNCIL'S DECISION:

Moved Cr B Fuamatu, Seconded Cr S Weldon.

That the Minutes of the Ordinary Meeting of Council held on 22 August 2013 be confirmed as a true and accurate record.

CARRIED 5/0

Cr L Hawkins entered the meeting at 5.06pm.

OC0902 8.2 SPECIAL MEETING OF COUNCIL – 5 SEPTEMBER 2013	File Ref: 81
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VOTING REQUIREMENTS:

Simple majority decision required.

OC0902 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr P Hill, Seconded Cr B Fuamatu .

That the Minutes of the Special Meeting of Council held on 5 September 2013, be confirmed as a true and accurate record.

CARRIED 6/0

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9. PETITIONS / DEPUTATIONS / PRESENTATIONS

OC0903	9.1 MR PAUL LOWRY, MANAGER LAVERTON CARAVAN PARK – RV FRIENDLY TOWN SCHEME	File Ref: 18
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Mr Lowry has submitted a proposal, incorporating a petition in support of the RV Friendly Town Scheme through the installation of a Dump Point Station. The proposal also includes information on Dump Points.

A copy of Mr Lowry's submission and the petition is attached (Attachment 9.1 "A") for Council's reference.

The proposed long vehicle parking area behind the Great Beyond will incorporate a dump point. It is suggested that Mr Lowry be advised of this and be given a copy of the plan of the long vehicle parking area for his information.

Should the dump point at the long vehicle parking area not proceed for any reason, then alternative locations can be investigated then.

OC0903 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr P Hill, Seconded Cr B Fuamatu.

That Council:

- 1. Thank Mr Lowry for his submission and petition;**
- 2. Advise Mr Lowry that Council intends to install a dump point in the proposed long vehicle parking area as part of the Main Street Civil Works that Council is currently considering for the award of tender; and**
- 3. Provide Mr Lowry with a plan of the Long Vehicle Parking Area.**

CARRIED 6/0

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10. ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

OC0904	10.1	PRESIDENT'S REPORT	File Ref: 198
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The President, Cr R Wedge provided a verbal report informing Council of his activities for September 2013.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0904 COUNCIL'S DECISION

Moved Cr S Weldon, Seconded Cr P Hill.

That the President's Verbal Monthly Activity Report , be received.

CARRIED 6/0

OC0905	10.2	COUNCILLOR'S REPORT	File Ref: 55
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Councillors P Hill, B Fuamatu and S Weldon provided verbal reports to Council on their activities for the months of August and September 2013.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0905 COUNCIL'S DECISION

Moved Cr L Hawkins, Seconded Cr R Ryles.

That Councillors P Hill, B Fuamatu and S Weldon's Verbal Monthly Activity Reports, be received.

CARRIED 6/0

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11. REPORTS OF COMMITTEES AND OFFICERS

11.1 HEALTH, BUILDING AND TOWN PLANNING BUSINESS

Nil.

11.2 FINANCE AND ADMINISTRATION BUSINESS

OC0906	11.2.1	ACCOUNTS PAID AS AT 31 AUGUST 2013	File Ref: 758
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SUBMISSION TO: Ordinary Meeting of Council, 19 September 2013.

DISCLOSURE OF INTEREST: The Senior Officer has an interest to the extent that she is a beneficiary of a locally operated business that is a creditor.

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	<u>Trans #</u>	<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Amount</u>
Ag Implements Merredin (AIM) - EFT	76,469	Bill Pmt - Cheque	12/08/2013		-7,073.00
Airport Lighting Specialists - EFT	76,470	Bill Pmt - Cheque	12/08/2013		-1,276.77
Apollo Contracting Services - EFT	76,916	Bill Pmt - Cheque	30/08/2013		-1,856.49
APRA - EFT	76,471	Bill Pmt - Cheque	12/08/2013		-65.71
Asgard Investors Services	76,445	Liability Cheque	09/08/2013	12190	-2,493.56
Atom Supply - EFT	76,472	Bill Pmt - Cheque	12/08/2013		-666.07
Aurecon - EFT	76,473	Bill Pmt - Cheque	12/08/2013		-41,314.68

Austral Mercantile Collection - EFT		Bill Pmt - Cheque	30/08/2013		-1,272.06
	76,917				
Australia Post - EFT		Bill Pmt - Cheque	30/08/2013		-248.20
	76,918				
Australian Airports Association - EFT		Bill Pmt - Cheque	30/08/2013		-1,243.00
	76,919				
Australian Super		Liability Cheque	09/08/2013	12186	-2,448.13
	76,439				
Australian Taxation Office - EFT		Bill Pmt - Cheque	21/08/2013		-11,542.00
	76,691				
Belco Consulting Pty Ltd - EFT		Bill Pmt - Cheque	12/08/2013		-990.00
	76,474				
Biggs Butchers		Bill Pmt - Cheque	30/08/2013	12200	-800.00
	76,975				
Blackwoods		Bill Pmt - Cheque	30/08/2013	12201	-29.88
	76,976				
Boc Limited - EFT		Bill Pmt - Cheque	12/08/2013		-310.68
	76,475				
	76,920	Bill Pmt - Cheque	30/08/2013		-509.33
Building Commission - EFT		Bill Pmt - Cheque	30/08/2013		-35.50
	76,921				
Bunnings Group Limited - EFT		Bill Pmt - Cheque	12/08/2013		-2,497.58
	76,476				
	76,922	Bill Pmt - Cheque	30/08/2013		-1,964.76
C&A Taylor Grading Pty Ltd - EFT		Bill Pmt - Cheque	12/08/2013		-26,477.00
	76,477				
Caama Music - EFT		Bill Pmt - Cheque	12/08/2013		-377.75
	76,478				
Cardno (WA) Pty Ltd - EFT		Bill Pmt - Cheque	30/08/2013		-16,456.00
	76,923				
CHEFMASTER AUSTRALIA - EFT		Bill Pmt - Cheque	30/08/2013		-1,188.95
	76,924				
City of Kalgoorlie-Boulder - EFT		Bill Pmt - Cheque	12/08/2013		-34.85
	76,479				
Civic Legal - EFT		Bill Pmt - Cheque	30/08/2013		-1,895.52
	76,925				
Clark Equipment - EFT		Bill Pmt - Cheque	30/08/2013		-214.10
	76,926				
Coca-Cola Amatil (Aust) Pty Ltd - EFT		Bill Pmt - Cheque	12/08/2013		-505.18
	76,480				
	76,927	Bill Pmt - Cheque	30/08/2013		-155.89
Coffee & Tea Supplies - EFT		Bill Pmt - Cheque	12/08/2013		-802.37
	76,481				
Cooks Tours Pty Ltd - EFT		Bill Pmt - Cheque	12/08/2013		-1,300.00
	76,482				

Cooper Fluid Systems - EFT		Bill Pmt - Cheque			
	76,483		12/08/2013		-792.37
COR Engineered Cooling Pty Ltd - EFT		Bill Pmt - Cheque			
	76,484		12/08/2013		-617.10
Countrywide Publications - EFT		Bill Pmt - Cheque			
	76,928		30/08/2013		-1,000.00
Courier Australia - EFT		Bill Pmt - Cheque			
	76,485		12/08/2013		-258.69
	76,929	Bill Pmt - Cheque			
			30/08/2013		-423.12
Covs Auto, Mining & Industrial - EFT		Bill Pmt - Cheque			
	76,486		12/08/2013		-67.31
	76,930	Bill Pmt - Cheque			
			30/08/2013		-1,061.44
Coyles Mower & Chainsaw Centre - EFT		Bill Pmt - Cheque			
	76,931		30/08/2013		-151.00
Crommelins Machinery - EFT		Bill Pmt - Cheque			
	76,932		30/08/2013		-100.19
Custom Service Leasing Pty Ltd - EFT		Bill Pmt - Cheque			
	76,933		30/08/2013		-22.70
Dad & Deej R&M Trust - EFT		Bill Pmt - Cheque			
	76,487		12/08/2013		-581.13
	76,934	Bill Pmt - Cheque			
			30/08/2013		-1,767.50
Deanne Prior - EFT		Bill Pmt - Cheque			
	76,488		12/08/2013		-130.00
Deckert, Steven - EFT		Bill Pmt - Cheque			
	76,935		30/08/2013		-359.70
Department of Education		Bill Pmt - Cheque			
			28/08/2013		-391.66
Dept Fire & Emergency Services - EFT		Bill Pmt - Cheque			
	76,489		12/08/2013		-1,377.62
Dept of Transport		Bill Pmt - Cheque			
	76,753		01/08/2013	Debit	-799.75
	76,755	Bill Pmt - Cheque			
			02/08/2013	Debit	-283.10
	76,757	Bill Pmt - Cheque			
			05/08/2013	Debit	-824.90
	76,762	Bill Pmt - Cheque			
			06/08/2013	Debit	-117.80
	76,761	Bill Pmt - Cheque			
			07/08/2013	Debit	-155.15
	76,765	Bill Pmt - Cheque			
			08/08/2013	Debit	-53.30
	76,767	Bill Pmt - Cheque			
			09/08/2013	Debit	-473.25
	76,772	Bill Pmt - Cheque			
			12/08/2013	Debit	-47.10
	76,777	Bill Pmt - Cheque			
			13/08/2013	Debit	-433.10
	76,778	Bill Pmt - Cheque			
			14/08/2013	Debit	-440.35
	76,773	Bill Pmt - Cheque			
			15/08/2013	Debit	-260.00
	76,774	Bill Pmt - Cheque			
			16/08/2013	Debit	-1,132.30
	76,784	Bill Pmt - Cheque			
			19/08/2013	Debit	-871.45

	76,783	Bill Pmt - Cheque	20/08/2013	Debit	-533.85
	76,868	Bill Pmt - Cheque	21/08/2013	Debit	-978.20
	76,870	Bill Pmt - Cheque	22/08/2013	Debit	-109.05
	76,914	Bill Pmt - Cheque	23/08/2013	Debit	-91.30
	76,915	Bill Pmt - Cheque	26/08/2013	Debit	-10,930.30
	77,019	Bill Pmt - Cheque	27/08/2013	Debit	-739.65
	77,021	Bill Pmt - Cheque	28/08/2013	Debit	-760.75
	77,023	Bill Pmt - Cheque	29/08/2013	Debit	-187.35
	77,041	Bill Pmt - Cheque	30/08/2013	Debit	-51.10
Desert Inn Hotel - EFT					
	76,490	Bill Pmt - Cheque	12/08/2013		-160.60
DTE Fluid Systems P/L - EFT					
	76,936	Bill Pmt - Cheque	30/08/2013		-1,631.78
E Drake-Brockman - EFT					
	76,491	Bill Pmt - Cheque	12/08/2013		-270.00
Eagle Petroleum (WA) - EFT					
	76,492	Bill Pmt - Cheque	12/08/2013		-35,797.69
Eastgold Dairy Distributors - EFT					
	76,493	Bill Pmt - Cheque	12/08/2013		-132.35
	76,937	Bill Pmt - Cheque	30/08/2013		-281.95
Elders Midland					
	76,977	Bill Pmt - Cheque	30/08/2013	12202	-98.00
Elite Gym Hire - EFT					
	76,494	Bill Pmt - Cheque	12/08/2013		-660.00
	76,938	Bill Pmt - Cheque	30/08/2013		-2,106.50
Express Yourself Printing - Eft					
	76,495	Bill Pmt - Cheque	12/08/2013		-11.00
First National Real Estate - EFT					
	76,939	Bill Pmt - Cheque	30/08/2013		-2,087.16
FORMAN BROTHERS - EFT					
	76,940	Bill Pmt - Cheque	30/08/2013		-506.00
Fuel Fix Management - EFT					
	76,496	Bill Pmt - Cheque	12/08/2013		-7,012.50
Glen Prior & Hayley Ford - EFT					
	76,941	Bill Pmt - Cheque	30/08/2013		-1,179.88
Goldfields Four Wheel Drive - EFT					
	76,497	Bill Pmt - Cheque	12/08/2013		-2,050.00
Goldfields Tourism Network Assoc - EFT					
	76,942	Bill Pmt - Cheque	30/08/2013		-40,150.00
Goldfields Toyota - EFT					
	76,943	Bill Pmt - Cheque	30/08/2013		-182.00
Goldfields Truck Power - EFT					
	76,498	Bill Pmt - Cheque	12/08/2013		-1,490.46
	76,944	Bill Pmt - Cheque	30/08/2013		-2,285.46

Goldline Distributors - EFT					
	76,499	Bill Pmt - Cheque	12/08/2013		-508.23
	76,945	Bill Pmt - Cheque	30/08/2013		-975.71
Goldrush Tours - EFT					
	76,946	Bill Pmt - Cheque	30/08/2013		-510.00
Grants Empire - EFT					
	76,500	Bill Pmt - Cheque	12/08/2013		-396.00
Gray & Lewis Land Use Planners - EFT					
	76,947	Bill Pmt - Cheque	30/08/2013		-2,073.50
GVROC - EFT					
	76,948	Bill Pmt - Cheque	30/08/2013		-14,850.00
Haines Norton - EFT					
	76,501	Bill Pmt - Cheque	12/08/2013		-25,701.50
	76,949	Bill Pmt - Cheque	30/08/2013		-7,078.50
Harvey Norman - Eft					
	76,950	Bill Pmt - Cheque	30/08/2013		-996.00
Hesperian Press - Eft					
	76,951	Bill Pmt - Cheque	30/08/2013		-1,148.75
Hitachi Construction Machinery - Eft					
	76,502	Bill Pmt - Cheque	12/08/2013		-2,737.93
Horizon Power					
	76,529	Bill Pmt - Cheque	12/08/2013	12192	-18,930.44
	76,978	Bill Pmt - Cheque	30/08/2013	12203	-845.98
Ian Diffen Tyre & Mufflers - Eft					
	76,952	Bill Pmt - Cheque	30/08/2013		-470.00
In2balance - EFT					
	76,953	Bill Pmt - Cheque	30/08/2013		-11,770.00
Indigenous Services Australia-EFT					
	76,503	Bill Pmt - Cheque	12/08/2013		-1,000.00
Instant Weighing - EFT					
	76,954	Bill Pmt - Cheque	30/08/2013		-2,797.30
Intrust Super					
	76,444	Liability Cheque	09/08/2013	12189	-342.08
Investec Asset Finance & Leasing Pty Ltd					
	76,855	Bill Pmt - Cheque	15/08/2013	Debit	-159.36
Kleen West Distributors - EFT					
	76,955	Bill Pmt - Cheque	30/08/2013		-338.20
L & W Mitre 10 - Eft					
	76,504	Bill Pmt - Cheque	12/08/2013		-427.50
Landgate - EFT					
	76,956	Bill Pmt - Cheque	30/08/2013		-869.00
Laverton Post Office - Eft					
	76,505	Bill Pmt - Cheque	12/08/2013		-280.25
Leonora Investments (Laverton Motors)-EFT					
	76,957	Bill Pmt - Cheque	30/08/2013		-206.20

LGIS WA - EFT					
	76,506	Bill Pmt - Cheque	12/08/2013		-159,305.70
Link Energy - EFT					
	76,507	Bill Pmt - Cheque	12/08/2013		-1,100.00
	76,958	Bill Pmt - Cheque	30/08/2013		-463.40
Local Government Managers Australia - EFT					
	76,959	Bill Pmt - Cheque	30/08/2013		-442.00
Local Health Authorities Analytical - Eft					
	76,508	Bill Pmt - Cheque	12/08/2013		-467.88
MCMAHON BURNETT TRANSPORT - EFT					
	76,509	Bill Pmt - Cheque	12/08/2013		-356.26
	76,960	Bill Pmt - Cheque	30/08/2013		-219.64
National Australia Bank					
	76,758	Bill Pmt - Cheque	05/08/2013	Debit	-4,528.81
		Bill Pmt - Cheque	7/08/2013		-68,580.46
	76,781	Bill Pmt - Cheque	20/08/2013	Debit	-86.73
		Bill Pmt - Cheque	21/08/2013		-75,598.75
	77,039	Bill Pmt - Cheque	30/08/2013	Debit	-41.10
	77,043	Bill Pmt - Cheque	30/08/2013	Debit	-68.00
	77,045	Bill Pmt - Cheque	30/08/2013	Debit	-83.29
	77,047	Bill Pmt - Cheque	30/08/2013	Debit	-113.74
Nicole Hargreaves - EFT					
	76,510	Bill Pmt - Cheque	12/08/2013		-1,000.00
Optus Billing Services					
	76,530	Bill Pmt - Cheque	12/08/2013	12193	-99.55
	76,979	Bill Pmt - Cheque	30/08/2013	12204	-163.22
Orica Australia Pty Ltd - Eft					
	76,511	Bill Pmt - Cheque	12/08/2013		-79.11
Outback Highway - EFT					
	76,961	Bill Pmt - Cheque	30/08/2013		-27,500.00
Peerless Jal Pty Ltd - EFT					
	76,512	Bill Pmt - Cheque	12/08/2013		-410.18
	76,962	Bill Pmt - Cheque	30/08/2013		-300.49
PENNS CARTAGE CONTRACTORS - EFT					
	76,513	Bill Pmt - Cheque	12/08/2013		-2,640.00
PETTY CASH TIN - SHIRE OF LAVERTON					
	76,800	Bill Pmt - Cheque	23/08/2013	12197	-447.40
Pivotel Satellite Pty Limited					
	76,980	Bill Pmt - Cheque	30/08/2013	12205	-725.42
Portfoliocare Superannuation					
	76,443	Liability Cheque	09/08/2013	12188	-104.95
Powerchill - EFT					
	76,514	Bill Pmt - Cheque	12/08/2013		-363.00
	76,963	Bill Pmt - Cheque	30/08/2013		-27,430.30

Protector Alsafe - EFT		Bill Pmt - Cheque	12/08/2013		-113.47
	76,515				
PWT Electrical - EFT		Bill Pmt - Cheque	12/08/2013		-866.25
	76,516				
	76,964	Bill Pmt - Cheque	30/08/2013		-3,245.00
Quick Corporate - EFT		Bill Pmt - Cheque	12/08/2013		-442.20
	76,517				
	76,965	Bill Pmt - Cheque	30/08/2013		-1,254.65
Regina Sullivan		Bill Pmt - Cheque	28/08/2013		-190.00
Reliance Petroleum		Bill Pmt - Cheque	21/08/2013	Debit	-32,921.44
	77,017				
REST Superannuation		Liability Cheque	09/08/2013	12187	-351.58
	76,442				
Shire of Laverton - Trust Ac - Eft		Liability Cheque	09/08/2013		-100.00
	76,440				
Shire of Laverton Social Club - EFT		Liability Cheque	09/08/2013		-520.00
	76,441				
Shire of Leonora - Eft		Bill Pmt - Cheque	12/08/2013		-3,663.02
	76,518				
Snap Printing Osborne Park		Bill Pmt - Cheque	30/08/2013	12206	-849.00
	76,981				
Star Track Express - EFT		Bill Pmt - Cheque	12/08/2013		-271.66
	76,519				
	76,966	Bill Pmt - Cheque	30/08/2013		-1,996.41
Stardata Pty Ltd - EFT		Bill Pmt - Cheque	12/08/2013		-625.90
	76,520				
Sunny Sign Company Pty - EFT		Bill Pmt - Cheque	12/08/2013		-2,530.00
	76,521				
	76,967	Bill Pmt - Cheque	30/08/2013		-1,000.16
Telstra		Bill Pmt - Cheque	12/08/2013	12194	-486.86
	76,531				
	76,982	Bill Pmt - Cheque	30/08/2013	12207	-3,000.01
The Lister Specialists Pty Ltd - Eft		Bill Pmt - Cheque	30/08/2013		-123.46
	76,968				
The Sunday Times - EFT		Bill Pmt - Cheque	30/08/2013		-580.00
	76,969				
Thompson Diesel Services - EFT		Bill Pmt - Cheque	12/08/2013		-154.00
	76,522				
	76,970	Bill Pmt - Cheque	30/08/2013		-100.00
Tjukayirla Roadhouse - Eft		Bill Pmt - Cheque	12/08/2013		-229.00
	76,523				
	76,971	Bill Pmt - Cheque	30/08/2013		-710.50
Total Eden - EFT		Bill Pmt - Cheque	12/08/2013		-610.12
	76,524				

	76,972	Bill Pmt - Cheque	30/08/2013		-235.95
Tower Hotel					
	76,532	Bill Pmt - Cheque	12/08/2013	12195	-130.00
Virgin Money					
	76,446	Liability Cheque	09/08/2013	12191	-1,867.78
Visit Merchandise Pty Ltd - Eft					
	76,525	Bill Pmt - Cheque	12/08/2013		-1,034.77
WA Local Government Association - EFT					
	76,526	Bill Pmt - Cheque	12/08/2013		-19,012.02
WA Local Government Super Plan - EFT					
	76,447	Liability Cheque	09/08/2013		-23,748.92
WA School Library Supplies - EFT					
	76,527	Bill Pmt - Cheque	12/08/2013		-850.00
WA TREASURY CORPORATION - EFT					
	76,973	Bill Pmt - Cheque	30/08/2013		-16,744.14
Water Corporation					
	76,533	Bill Pmt - Cheque	12/08/2013	12196	-3,991.48
	76,983	Bill Pmt - Cheque	30/08/2013	12208	-2,241.69
Westland Autos Pty Ltd - Eft					
	76,528	Bill Pmt - Cheque	12/08/2013		-154.32
Westrac Pty Ltd - EFT					
	76,974	Bill Pmt - Cheque	30/08/2013		-1,707.81
				Total	-852,298.35

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.

OC0906 COUNCIL'S DECISION/STAFF RECOMMENDATION:

Moved Cr R Ryles, Seconded Cr P Hill.

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 12186 to 12207 electronic funds transfers and lease payments totalling \$852,298.35

CARRIED 6/0

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OC0907 11.2.2 OUTSTANDING DEBTORS REPORT AS AT 31 AUGUST 2013

File Ref: 758

SUBMISSION TO: Ordinary Meeting of Council, 19 September 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 August 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 August 2013 is \$202,548.24.

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	72,405.07	152.40	70,929.28	35,930.11	179,416.86
Doubtful Debt	0.00	0.00	0.00	0.00	-120,000.00	-120,000.00
Rates	<u>3,380,194.98</u>	<u>-5,013.97</u>	<u>0.00</u>	<u>17,536.72</u>	<u>89,893.93</u>	<u>3,482,611.66</u>
TOTAL	<u>3,380,194.98</u>	<u>67,391.10</u>	<u>152.40</u>	<u>88,466.00</u>	<u>5,824.04</u>	<u>3,542,028.52</u>

VOTING REQUIREMENTS:

Simple majority decision required.

OC0907 COUNCIL'S DECISION/STAFF RECOMMENDATION:

Moved Cr P Hill, Seconded Cr R Ryles.

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

CARRIED 6/0

The rest of this page has been left blank intentionally.

OC0908 11.2.3 BANK RECONCILIATION REPORT AS AT 31 AUGUST 2013

File Ref: 760

SUBMISSION TO: Ordinary Meeting of Council, 19 September 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 August 2013.

ATTACHMENTS:

Nil.

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 shown below 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.

**SHIRE OF LAVERTON
 BANK RECONCILIATION AS AT 31 AUGUST 2013**

	MUNICIPAL FUND	OBH DEV. FUND (HELD IN TRUST ACCOUNT)	INVESTMENT - RESERVES	RESTRICTED CASH FUND (TRUST)
Balance as per General Ledger :				
A01101 Municipal Fund	1,248,722.71			
A1102 Unrestricted Short Term Investment				
A01110 Term Deposit Reserves/Muni			4,976,393.96	
A1000 Restricted Cash Fund				37,681.28
A1001 Outback Highway Tourism Fund				
A1002 Outback Hwy Development Fund		182,037.51		
	1,248,722.71	182,037.51	4,976,393.96	37,681.28
Balance as per Bank Statement	1,257,867.57	182,037.51	4,976,393.96	37,681.28
Adjustments				
Un-receipted Income				
Outstanding Deposits	-			
	1,257,867.57	182,037.51	4,976,393.96	37,681.28
Less Outstanding Cheques/Withdrawal	9,144.86			0.00
Reconciled Balance	1,248,722.71	182,037.51	4,976,393.96	37,681.28
Variance	0.00	0.00	0.00	0.00

VOTING REQUIREMENTS:

Simple majority decision required.

OC0908 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr P Hill, Seconded Cr L Hawkins.

That the Bank Reconciliation as at 31 August 2013, as outlined above, be received.

CARRIED 6/0

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OC0909 11.2.4 REIMBURSEMENT OF EXPENSES

File Ref: 758

SUBMISSION TO: Ordinary Meeting of Council, 19 September 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:

Presentation of an information report to Council on expenses that have been reimbursed to Staff who have incurred expenditure during the course of business on behalf of Council.

ATTACHMENTS: Nil.

APPLICANT'S SUBMISSION: Not applicable.

BACKGROUND:

Pursuant to Policy No. 3.11, expenses have been incurred on behalf of Council:

Deanne Prior Executive Manager Corporate & Community Services	Reimbursement For 1 Nights Accommodation At Tower Hotel On 08-07-13 To Attend WALGA Procurement Workshop	\$ 130.00
Steven Deckert Chief Executive Officer	Reimbursement Of Internet Service To 8 Leahy Close For Months March to August 2013	\$ 359.70
	TOTAL	\$ 489.70

STATUTORY ENVIRONMENT:

As per adopted Council Policy 3.11 – Reimbursement of Expenses.

POLICY IMPLICATIONS:

Policy 3.11 - Reimbursement of Expenses.

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.

OC0909 COUNCIL'S DECISION/STAFF RECOMMENDATION:

Moved Cr L Hawkins, Seconded Cr s Weldon.

That Council acknowledge the reimbursement of expenses already paid in accordance with Policy No 3.11 amounting to \$489.70.

CARRIED 6/0

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11.3 WORKS AND SERVICES BUSINESS

OC0910	11.3.1	2013-14 ROAD PROGRAM – PROPOSAL TO AMEND	File Ref: 754
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SUBMISSION TO: Ordinary Meeting of Council, 19 September 2013.

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

OWNER/APPLICANT: Shire of Laverton.

AUTHOR: David McKinley, Executive Manager Technical Services.

SENIOR OFFICER: Steven Deckert, Chief Executive Officer.

PREVIOUS MEETING REFERENCE: OC0816, OMC 22 August 2013.

MATTER FOR CONSIDERATION:

To consider a proposal to amend the 2013/14 Road Works Program and if considered appropriate to endorse the proposed changes with or without amendment.

ATTACHMENTS:

Attachment 11.3.1“A” – Extract from adopted Schedule of Capital Expenditure Cash Budget 2013/14

Please also refer the Works Schedule which has been placed on the pin-board in the Council Chambers.

APPLICANT’S SUBMISSION: Nil.

BACKGROUND:

At the Ordinary Meeting of Council held on 22 August 2013, Council adopted the 2013/14 Budget which incorporates the 2013/14 Road Works Program within the Capital Expenditure section. The adopted Road Works Programme includes the following works:

Please refer to Pages 12, 13, 14 and 15 of the Roads Program as included in the Adopted Budget (Attachment 11.3.1“A”) which shows the following Road project allocations for 2013/14:

1. C120436 (E113) Great Central Road Improvements – Sealing at R/House, Budget amount \$607,638

This job is to reconstruct and two coat seal 3.5km of the Great Central Road tying this proposed works into the previously reconstructed and two coat sealed 6.5 km Tjukayirla Road House. Initially it was the intention to follow the **Great Central Road Improvements Program 2012-2019** which had 3.5km extra reconstruction and sealing on the Great Central to compliment the previous year’s 6.5km reconstruct sealing works and would form part of the capital; works program in 2013/14;

2. C120443 (E106) Great Central Road – R2R (Improvement) Budget Amount \$527,212
Reconstruction and two coat sealing of SLK 3-6 Great Central Road. It should be noted that SLK 3-6 as printed in the Budget is a typo and should read SLK 6-9.

3. C120433 (E105) Erlistoun Road (Improvements) C/O 2012/13 Budget amount \$59,791 and C120441 (E105) Erlistoun Road (Improvements) Budget amount \$158,063

Initially these two projects were going to be combined into one task, yet after both Myself and Bill Taiki further scrutinising Erlistoun Road, both Bill and I are of the opinion that Erlistoun Road for now is a well formed Type 3 Road, that really requires little or no remedial works be it improvements or preservation.

On review of these projects as part of establishing the programming of works for this year, it was considered that these projects could be brought together with C120442 'Reconstruct and seal SLK 3-6 Great Central Road' to form a contiguous project to effectively seal the commencement of the Great Central Road to approximately SLK 12.5 as well as undertake further remedial works on SLK 12.5 - 45. On 14 August 2013 I invited President Rob Wedge, Councillor Patrick Hill and Bill Taiki, the Works Manager to meet with me to discuss this proposal.

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:

There are no policies relevant to this matter.

FINANCIAL IMPLICATIONS:

There are no financial implications in respect to the recommendation of this report as the total project funding is included within the Adopted Budget.

STRATEGIC IMPLICATIONS:

The Shire of Laverton is subject to the Integrated Planning and Reporting (IPR) Framework that has been established in order to allow Local Governments to plan sustainably for the future and to equip their organisations to respond to short, medium and long term community requirements.

The recommendation of this report is consistent with Strategy 2.2.4 of the Strategic Community Plan.

CONSULTATION:

Rob Wedge, Shire President;
Patrick Hill, Shire Councillor;
Rex Ryles, Shire Deputy President;
Beatrice Fuamatu, Shire Councillor;
Bill Taiki, Works Manager; and
Steven J Deckert, Chief Executive Officer.

COMMENT:

From the meeting on 14 August with President Wedge, Councillor Hill and the Works Manager it was agreed that the proposal had merit, particularly as it would extend the seal on Great Central Road past the Lancefield Deviation Road intersection. This should then encourage travellers coming from the east to continue along the seal into Laverton rather than turning off and bypassing the Town. Further, a reallocation of the location of the works from the Road

House to SLK 9-12.5 being a fully funded RRG major project requires no notification to MRWA)

The typo mentioned earlier for C120443 should be changed from SLK 3-6 to SLK 6-9

It was further agreed that resources previously allocated to C120433 & C120441 be re-allocated to remediate sections of the Great Central between SLK 12.5 – 45 (combined allocation \$217,854). I will need to converse with MRWA to advise of Councils decision for this section of the Great Central is in need of remedial works to improve safety for motorists.

Based on the outcome of the discussions, it is recommended that the Road Works Programme be amended to now read:

1. **C120436 (E113) Great Central Road Improvements – Reconstruct and seal SLK 9 – 12.5, Budget amount \$607,638;**
2. **C120443 (E106) Great Central Road – R2R (Improvement) Reconstruct and seal SLK 6 – 9, Budget Amount \$527,212**
3. **C120433 and C120441 Great Central Road remedial works SLK 12.5 – 45.**

VOTING REQUIREMENTS:

Simple majority decision required.

OC0910 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr P Hill, Seconded Cr R Ryles.

That Council endorse the following changes to the 2013/14 Adopted Budget Capital Expenditure Schedule for the Road Works Program:

1. **Resources previously dedicated to C120436 (E113) Great Central Road – Sealing at Road House is reallocated to C120436 (E113) Great Central Road - reconstruct and seal works SLK 9 – 12.5 (\$607,638);**
2. **C120443 should read (Great Central Road reconstruct and seal) SLK 6 – 9; and**
3. **Reallocation of resources/funds previously dedicated to improvement works C120433 Erlistoun Road & C120441 Erlistoun Road (totalling \$217,854), to remedial works on the Great Central between SLK 12.5 – 45, subject to MRWA approval.**

CARRIED 6/0

OC0911 11.3.2 UNBUDGETED EXPENDITURE 2013/14

File Ref: 374

SUBMISSION TO: Ordinary Meeting of Council, 19 September 2013.

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

OWNER/APPLICANT: Shire of Laverton.

AUTHOR: Sean Wells, Engineering Technical Officer.

SENIOR OFFICER: David McKinley, Executive Manager Technical Services.

PREVIOUS MEETING REF: Not applicable.

MATTER FOR CONSIDERATION:

For Council to consider approval of unbudgeted expenditure to purchase two additional traffic counter units.

ATTACHMENTS:

Attachment 11.3.2 "A" - MetroCount Quotation

APPLICANT'S SUBMISSION: Not applicable.

BACKGROUND:

Traffic counters have been installed for some time now providing vital information regarding Council assets. The data collected from these road side units often is an integral part of funding applications and maintenance schedules. However, not all of the primary roads to and from Laverton are being monitored, resulting in little usable data to support maintenance and funding for these roads.

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;

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

Section 6.8 – Sets down the requirements when a local government seeks to incur expenditure not provided for in the annual budget.

POLICY IMPLICATIONS:

Policy 3.8 – Budget Preparation.

FINANCIAL IMPLICATIONS:

A sum of \$8,220 is required to acquire two units as proposed. It is recommended that these be purchased together, rather than distributing the expenditure over an extended timeframe – firstly to take advantage of a discount of approximately 5%, and secondly to begin data collection as soon as possible.

Furthermore, a disposal of plant and equipment which was not considered in the budget process is planned for the near future, which may raise up to \$20,000 in unbudgeted revenue. It is proposed that these funds, when they become available, off-set the traffic counter purchase.

If revenue from the disposal of plant cannot be made available, any surpluses in the Technical Services budget identified in the budget review process will be reallocated to cover this cost.

STRATEGIC IMPLICATIONS:

The installation of traffic counters on roads not currently monitored will allow an effective and holistic approach to road maintenance and improvement within the Shire. Furthermore, it may result in the ability to allocate resources either to or from these roads, depending on the actual level of need as supported by robust data.

This will not only allow the Shire to achieve greater operational efficiency, it will also ensure service provision and continuity of service are optimally maintained.

CONSULTATION:

David McKinley, Executive Manager Technical Services;
Bill Taiki, Works Manager; and
John Holder, MetroCount Australia.

COMMENT:

With the ever changing nature of the mining industry, mines (and the associated road traffic) are continuously ramping up and winding down operations. Naturally, these operations have a significant impact on the Shire's road assets and are worth keeping track of. Rather than tracking every mining operation and its movements in the locality, it would be pertinent to instead monitor each road likely to see significant usage.

Traffic counters are currently located on the Great Central Road, Bandy Road, Mt Weld Road, and at two locations along the Old Laverton Road. Due to the advanced data recording techniques these devices are capable of, we are able to generate a very clear picture of traffic volumes, as for each vehicle going past we collect its speed, direction, class (size) and time of day. This data can be arranged in any number of combinations, which is particularly useful in terms of road maintenance when looking at the movements of heavy vehicles.

Of the primary roads in the Laverton Townsite area, Eristoun Road, Merolia Road and White Cliffs Road are not currently being monitored. Of these, Eristoun and Merolia are expected to see significant heavy haul traffic, therefore it is these roads for which a traffic counter each is proposed. While no exact locations have yet been determined, traffic counter positioning is determined such that they are sufficiently removed from intersections and turn-offs to give a realistic depiction of the traffic using the entirety of the relevant section of road.

The proposed expenditure, while unbudgeted, will provide vital information to allow more effective allocation of existing and future funds, and can be used to support external funding applications to raise additional revenue in the long term.

VOTING REQUIREMENTS:

Absolute majority decision required.

OC0911 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr P Hill, Seconded Cr S Weldon.

That Council:

- (i) Authorise the unbudgeted expenditure of \$8,220 to purchase two (2) MetroCount 5600 Plus 1MB traffic counter units plus required accessories.**
- (ii) Approves that the required funds be covered by savings identified during the Budget Review potentially from the unbudgeted income from the sale of surplus items.**

CARRIED BY ABSOLUTE MAJORITY 6/0

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11.4 COMMUNITY DEVELOPMENT BUSINESS

Nil.

11.5 MANAGEMENT AND POLICY BUSINESS

OC0912	11.5.1	COUNCILLORS' INFORMATION ITEMS 08/13	File Ref: 779
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SUBMISSION TO: Ordinary Meeting of Council, 19 September 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 August 2013 by Council.

CONFIDENTIAL ATTACHMENTS:

Shire of Laverton Councillors' Information Items 08/13 circulated on 16 September 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 08/13 for period ending 31 August 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.

OC0912 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr R Ryles, Seconded Cr S Weldon.

That the Councillors' Information Items 08/13 for the period ended 31 August 2013, as previously circulated to Councillors, be received.

CARRIED 6/0

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OC0913 11.5.2	GOLDFIELDS VOLUNTARY REGIONAL ORGANISATION OF COUNCILS (GVROC) – MINUTES OF MEETING HELD IN PERSON ON 8 AUGUST 2013	File Ref: 618
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SUBMISSION TO: Ordinary Meeting of Council, 19 September 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 REFERENCE: Not applicable.

MATTER FOR CONSIDERATION:

The Council is requested to receive the minutes of the meeting of the Goldfields Voluntary Regional Organisation of Councils (GVROC) held on 8 August 2013 as an in-person meeting at Meeting Room 5, Perth Convention and Exhibition Centre.

ATTACHMENTS:

Attachment 11.5.2 "A" - Copy of the Minutes of the Meetings of the GVROC Meeting held on 8 August 2013.

APPLICANT'S SUBMISSION: Not applicable.

BACKGROUND:

The GVROC is a voluntary regional organisation established to enhance service delivery and infrastructure for the collective and individual communities and to achieve a sustainable, cost effective model for sharing of resources. The GVROC comprises the following local governments:

- Shire of Coolgardie
- Shire of Dundas
- City of Kalgoorlie-Boulder
- Shire of Laverton
- Shire of Leonora
- Shire of Menzies
- Shire of Ngaanyatjarraku
- Shire of Wiluna
- Shire of Esperance
- Shire of Ravensthorpe

The objectives of the GVROC are to form a strategic alliance for the retention of infrastructure and community services, acquiring funding from government grants, economic development initiatives and private sector funding and establish and maintain effective communication and consultative mechanisms between the participating local governments on policy and processes using a management strategy.

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:

Council's participation in and support of the GVROC is important in ensuring that Laverton has a regional voice and will be important as our preferred regional grouping of local governments in the structural reform process.

CONSULTATION:

Not applicable.

COMMENT:

The minutes of the Meeting of the GVROC held in-person on 8 August 2013 are enclosed for Council's information.

The minutes are presented as an agenda item in case Council is required to consider any matter within the minutes and make a decision. While Council's delegates to the GVROC meeting can make decisions at the GVROC meeting, the GVROC cannot make decisions binding on the individual member Councils.

In respect to this meeting, there are no specific items requiring Council's consideration from the GVROC Minutes and are presented for information and noting.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0913 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr P Hill, Seconded Cr S Weldon.

That Council:

- 1. Receives the Minutes of the Meeting of the GVROC held on 8 August 2013, and notes the decisions of the GVROC Council contained within the minutes;**
- 2. Endorses the decisions made at the meeting and as recorded in the Minutes of the Meeting held 8 August 2013.**

CARRIED 6/0

OC0914 11.5.3	GOLDFIELDS VOLUNTARY REGIONAL ORGANISATION OF COUNCILS (GVROC) – MINUTES OF MEETING HELD IN PERSON ON 27 AUGUST 2013	File Ref: 618
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SUBMISSION TO: Ordinary Meeting of Council, 19 September 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 REFERENCE: Not applicable.

MATTER FOR CONSIDERATION:

The Council is requested to receive the minutes of the meeting of the Goldfields Voluntary Regional Organisation of Councils (GVROC) held on 27 August 2013 as an in-person meeting in the Councillors Conference Room, City of Kalgoorlie-Boulder.

ATTACHMENTS:

Attachment 11.5.3 "A" - Copy of the Minutes of the Meetings of the GVROC Meeting held on 27 August 2013.

APPLICANT'S SUBMISSION: Not applicable.

BACKGROUND:

The GVROC is a voluntary regional organisation established to enhance service delivery and infrastructure for the collective and individual communities and to achieve a sustainable, cost effective model for sharing of resources. The GVROC comprises the following local governments:

- Shire of Coolgardie
- Shire of Dundas
- City of Kalgoorlie-Boulder
- Shire of Laverton
- Shire of Leonora
- Shire of Menzies
- Shire of Ngaanyatjarraku
- Shire of Wiluna
- Shire of Esperance
- Shire of Ravensthorpe

The objectives of the GVROC are to form a strategic alliance for the retention of infrastructure and community services, acquiring funding from government grants, economic development initiatives and private sector funding and establish and maintain effective communication and consultative mechanisms between the participating local governments on policy and processes using a management strategy.

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:

Council's participation in and support of the GVROC is important in ensuring that Laverton has a regional voice and will be important as our preferred regional grouping of local governments in the structural reform process.

CONSULTATION:

Not applicable.

COMMENT:

The minutes of the Meeting of the GVROC held in-person on 27 August 2013 are enclosed for Council's information.

The minutes are presented as an agenda item in case Council is required to consider any matter within the minutes and make a decision. While Council's delegates to the GVROC meeting can make decisions at the GVROC meeting, the GVROC cannot make decisions binding on the individual member Councils.

In respect to this meeting, there are no specific items requiring Council's consideration from the GVROC Minutes and are presented for information and noting.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0914 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr B Fuamatu, Seconded Cr P Hill.

That Council:

- 1. Receives the Minutes of the Meeting of the GVROC held on 27 August 2013, and notes the decisions of the GVROC Council contained within the minutes;**
- 2. Endorses the decisions made at the meeting and as recorded in the Minutes of the Meeting held 27 August 2013.**

CARRIED 6/0

OC0915 11.5.4	MINUTES OF OUTBACK HIGHWAY DEVELOPMENT COUNCIL (OHDC) INC. MEETING – 19 JULY 2013	File Ref: 22
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SUBMISSION TO: Ordinary Meeting of Council, 19 September 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
REFERENCE:** Not applicable.

MATTER FOR CONSIDERATION:
Receival of the minutes of the OHDC Inc. Meeting held via teleconference on 19 July 2013.

ATTACHMENTS:
Attachment 11.5.4 "A" –Minutes of OHDC Inc – 19 July 2013

APPLICANT'S SUBMISSION: Not applicable.

BACKGROUND:
The OHDC Inc. meetings are usually held monthly. Cr Patrick Hill is the Chairman of the OHDC. Cr Rex Ryles and CEO, Steven Deckert attend these meeting when available.

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 relation 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 recommendation is for Council to receive the minutes of the Outback Highway Development Council (OHDC) Inc. Meeting held via teleconference on 19 July 2013.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0915 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr P Hill, Seconded Cr B Fuamatu.

That Council receives the Minutes of the Outback Highway Development Council (OHDC) Meeting held via teleconference on 19 July 2013 and notes the outcomes of that meeting as contained within the Minutes.

CARRIED 6/0

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OC0916 11.5.5	MINUTES OF LOCAL EMERGENCY MANAGEMENT COMMITTEE (LEMC) – 6 AUGUST 2013	File Ref: 101
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SUBMISSION TO: Ordinary Meeting of Council, 19 September 2013.

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

OWNER/APPLICANT: Shire of Laverton.

AUTHOR: Sean Wells, Engineering Technical Officer.

SENIOR OFFICER: David McKinley, Executive Manager Technical Services.

PREVIOUS MEETING REFERENCE: Not applicable.

MATTER FOR CONSIDERATION:

Receival of the minutes of the LEMC meeting held on 6 August 2013 and consideration of the recommendation contained therein.

ATTACHMENTS:

Attachment 11.5.5 “A” – Minutes of LEMC – 6 August 2013

APPLICANT’S SUBMISSION: Not applicable.

BACKGROUND:

Pursuant to section 38 of the *Emergency Management Act 2005*, each local government is required to establish a Local Emergency Management Committee (LEMC). The basic function of a LEMC is to assist the local government in ensuring that local emergency management arrangements for the district are both established and received.

Further provisions of the *Emergency Management Act 2005* and also State Emergency Management Committee (SEMC) Policy 2.5, require LEMC’s to meet every three months and as necessary.

The Shire’s LEMC held its regular quarterly meeting on 6 August 2013.

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.

Emergency Management Act 2005

Section 42 (1) – A local government is to ensure that its Local Emergency Management Arrangements (LEMA) are reviewed in accordance with the procedures established by the State Emergency Management Committee (SEMC).

(2) – Local Emergency Management Arrangements (LEMA) may be amended or replaced whenever the local government considers it appropriate.

POLICY IMPLICATIONS:

While Council has no policies in respect to this matter SEMC Policy 2.5 provides:

Clause 21 – LEMC's shall meet every three months and as required.

Clause 32 – Local emergency management arrangements are to be reviewed in accordance with the procedures outlined in ADP-5.

Clause 28 ADP-5 provides:

The local government shall ensure the review of local arrangements on the following basis:

- contact lists are reviewed and updated quarterly;
- a review is conducted after an event or incident in which the local emergency management arrangements were implemented;
- after training or drills that exercises the arrangements;
- an entire review undertaken every five years, as risks might vary due to climatic, environmental and demographic changes; and
- circumstances that may require more frequent reviews.

Clause 29 ADP-5 also provides further direction:

Any review undertaken is to be in accordance with SEMP 2.5 and the *Local Emergency Management Arrangements Guide*.

FINANCIAL IMPLICATIONS:

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

STRATEGIC IMPLICATIONS:

The LEMA set out the process for the co-ordination of emergency operations and activities. Whilst LEMC is established by the local government to ensure that emergency management arrangements are written and placed into effect for its district, the LEMC has no function during emergencies.

CONSULTATION: Not applicable.

COMMENT:

The recommendation is for Council to receive the minutes of the Local Emergency Management Committee meeting held on 6 August 2013. The minutes did not contain any recommendations in this instance.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0916 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr B Fuamatu, Seconded Cr P Hill.

That Council receives the Minutes of the Local Emergency Management Committee (LEMC) meeting held on 6 August 2013 and notes the outcomes of that meeting as contained within the Minutes.

CARRIED 6/0

OC0917 11.5.6	REPORT ON 2013 SHIRE OF LAVERTON ORDINARY ELECTION FOLLOWING CLOSE OF NOMINATIONS	File Ref: 001
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SUBMISSION TO: Ordinary Meeting of Council, 19 September 2013.

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

OWNER/APPLICANT: Not applicable.

AUTHORS: Steven Deckert, Returning Officer.
Glenn Bone, Project Officer.

SENIOR OFFICER: Not applicable.

MATTER FOR CONSIDERATION:

To provide Council with a report on the outcome following close of nominations on 12 September 2013.

ATTACHMENTS: Nil.

APPLICANT'S SUBMISSION: Not applicable.

BACKGROUND:

As Councillors are aware, the 2013 Local Government Election process is well under way with Election Day to be held on 19 October 2013. As a lead up to the election, Council appointed the CEO as Returning Officer, with an in-person election to be held, rather than a postal election.

This year the election is being held to fill the following vacancies:

- Five vacancies - Three 4 year terms
- Two 2 year terms

Nominations for the vacancies opened on 5 September and closed at 4.00pm on Thursday 12 September 2013.

This report provides Council with an update on what has transpired following the close of nominations.

STATUTORY ENVIRONMENT:

Local Government Act 1995

Part 4 – dealing with elections and other polls

Local Government (Electoral) Regulations 1996

Provides more detail in respect to the conduct of elections.

POLICY IMPLICATIONS:

Council has no policies in respect to this matter.

FINANCIAL IMPLICATIONS:

An amount of \$10,000 has been provided for in the 2013/14 Adopted Budget (A/C E041010) to cover the costs associated with running elections this year. This amount primarily covers advertising and also electoral officer's wages on Election Day.

STRATEGIC IMPLICATIONS:

It is important that vacancies on Council are filled expediently so that electors are well represented.

CONSULTATION:

Not applicable.

COMMENT:

At the close of nominations an extensive field of ten candidates had nominated for the five vacancies.

The Returning Officer was then required to conduct a draw to determine the order candidates would appear on the ballot paper. This resulted in the following sequence:

CANNONS	Des
RYLES	Rex Michael
WELDON	Shaneane
HILL	Patrick
LANCASTER	Alan
PRENTICE	Robin
HAWKINS	Leslee F
THOMPSON	Jim
WEEDON	Kurt
RAMONFOSSE	Henri

Normal election procedures will now follow on Election Day – 19 October 2013 and before also with early voting.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0917 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION

Moved Cr S Weldon, Seconded Cr L Hawkins.

That Council receives this report from the Returning Officer.

CARRIED 6/0

The rest of this page has been left blank intentionally.

Declaration of Interest

Cr R Wedge declared an Impartial Interest, pursuant to Council's Code of Conduct, in the following Item 11.5.7 as Cr Wedge is the President of the Laverton Race Club, being a beneficiary of this Agenda Item.

Mrs L Barnes declared an Impartial Interest, pursuant to Council's Code of Conduct, in the following Item 11.5.7 as Mrs Barnes is a Committee Member of the Laverton Race Club, being a beneficiary of this Agenda Item.

OC0918	11.5.7	LAVERTON RACE CLUB	File Ref: 248
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SUBMISSION TO: Ordinary Meeting of Council, 19 September 2013.

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

OWNER/APPLICANT: Laverton Race Club.

AUTHOR: Glenn Bone, Project Officer.

SENIOR OFFICER: Steven Deckert, Chief Executive Officer.

PREVIOUS MEETING REFERENCE: Not applicable.

MATTER FOR CONSIDERATION:

The provision of financial support and other assistance to the Laverton Race Club for the 2013/14 Race Round and to simplify the approval process in future years.

ATTACHMENTS: Nil.

APPLICANT'S SUBMISSION: Not applicable.

BACKGROUND:

The Laverton Race Club have recently made a number of approaches concerning the forthcoming Laverton Race Day.

This year the event is scheduled for Saturday 12 October 2013 and accordingly the Club now seeks the Shire's permission for the Race Day to be held on this date at the venue.

Other matters the club seeks the assistance of the Shire include:

- Grading and preparation of the track as in previous years.
- Attending to the printing of the Race Book & Certificates as in the past.
- Provision of the Community Bus on a *gratis* basis to transport residents to and from the race course on Laverton Race Day.

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.

Section 6.12(1) – A local government may –

- (b) waive or grant concessions in relation to any amount of money.

POLICY IMPLICATIONS:

Policy 2.16 – Guidelines for use of the Community Bus.

FINANCIAL IMPLICATIONS:

See “Comment”.

STRATEGIC IMPLICATIONS:

Not applicable.

CONSULTATION:

Not applicable.

COMMENT:

The four subjects raised by the Laverton Race Club are now discussed below.

1. Race Day

In more recent years, Race Day has had no regular time slot. It has been variable to suit the circumstances from year to year. No other events are held at the track and consequently there should be no issue from the Shire’s perspective with the date of 12 October 2013.

2. Track Preparation

Historically, the Shire has provided plant and staff to enable preparation of the race track to a suitable standard. The cost for this has traditionally been allocated to Account E113005 – Race Course and Stable Maintenance. Council in the 2013/14 Budget has made provision for expenses of \$41,149 to this account. Last financial year a total of \$19335 was expended.

3. Race Book Printing

In the past the Shire has also assisted with the printing of Race Books and various certificates. These were produced at the Community Resource Centre (CRC) and costs of such were absorbed as part of the CRC operations.

4. Community Bus

The request for transport assistance to race day goes is a new approach. The Club explain that their aim is to provide a complimentary bus service for residents between the hours of 12 noon to 7pm on Race Day. To provide the complimentary service the Club have requested that the Shire waive the normal bond and hire fee.

Provision of the Community Bus would be a positive approach to discourage unsafe driving practises.

From the Shire’s perspective it obviously has Policy 2.16 – “Use of the Community Bus” in place which sets down the guidelines fees and charges for use thereof. The bond is \$200 and hire charges \$1 per km (bitumen road), \$1.50 per km (gravel road) plus fuel usage.

Without entering into detailed calculations on hire and fuel costs, it is considered the total cost for this venture would not exceed \$150.

Conclusion

The reality is that over a period of many years, the Shire have always assisted the Laverton Race Club both in-kind and financially, towards the efforts of conducting the annual Race Day. And fundamentally, there is really no reason why reasonable support should not continue in the future.

However, what would be useful from the Shire's point of view is some identification of monetary value at least from a budget perspective. This is challenging as the Shire contributions towards that effort includes not only those mentioned above, but also the race prize contribution (\$750), rubbish removal, water supply etc. Coupled to this is the realisation that annual budget figures have varied quite widely and have often included capital improvements.

Identifying the monetary value this year is going to be an arbitrary exercise, but at least it will be a start. In doing so it is also emphasised this is not an attempt to downgrade this year's contributions toward the 2013 Race Day. A figure of \$25,000 has been selected for 2013/14.

Future Years

Rather than bringing the Race Club's requests to Council each year, and based on previous support for the Race Club, it is suggested that Council endorse the preparation of a new delegation to the CEO, where the CEO can approve the use of the Race Course for the annual race round and other expenditure up to a dollar amount set by Council.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0918 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr L Hawkins, Seconded Cr P Hill.

That Council:

- 1. Approve the Laverton Race Club's application to conduct the 2013 Race Day on Saturday 12 October 2013;**
- 2. Authorise the CEO to approve up to \$25,000 total expenditure in 2013/14 for general works and contributions toward the 2013 Race Day to include but not limited to:**
 - (i) Sanction the grading and preparation of the track for the 2013 Race Day;**
 - (ii) Continue the tradition of printing the Race Book and Certificates; and**
 - (iii) Waive the requirement for the bond and hire charges relevant to the use of the Community Bus on 12 October 2013, provided the Bus is returned in a clean condition and the Club accepts responsibility for any damage that may occur while in the Club's possession.**
- 3. Request that a new delegation to the CEO be prepared for future consideration, which gives the CEO the authority to approve the Race Clubs use of the Race Course for the annual race round and authority to approve expenditure up to an amount set by Council for costs associated with Council's support of the annual race round.**

CARRIED 5/1

Cr B Fuamatu requested her name be recorded as voting against the motion.

OC0919 11.5.8 PROPOSAL TO HOLD SPECIAL COUNCIL MEETING	File Ref: 793
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SUBMISSION TO: Ordinary Meeting of Council, 19 September 2013.

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

OWNER/APPLICANT: Shire of Laverton.

AUTHOR: Glenn Bone, Project Officer.

SENIOR OFFICER: Steven Deckert, Chief Executive Officer.

PREVIOUS MEETING REFERENCE: Not applicable.

MATTER FOR CONSIDERATION:

Calling of a special meeting of Council to elect the President, Deputy President, appointment of committees and the appointment of delegates and representatives to various organisations.

ATTACHMENTS: Nil.

APPLICANT'S SUBMISSION: See "Statutory Environment".

BACKGROUND:

Council is required to elect the President and Deputy President as the first two matters to be dealt with at the first meeting following an ordinary election day.

The normal passage of play for the Shire of Laverton reveals that this will be determined by the following parameters –

- Ordinary elections held on the third Saturday in October each odd year (i.e. 2013, 2015 etc).
- Shire of Laverton Council usually meets on the fourth Thursday of the month.

Therefore with election day being 19 October and the October 2013 Council meeting day being Thursday 24 October, the election of the President and Deputy President would ordinarily occur on the latter date.

STATUTORY ENVIRONMENT:

Local Government Act 1995

Section 5.3(1) – A council is to hold ordinary meetings and may hold special meetings.

Section 5.4 – An ordinary or a special meeting of council is to be held –

- (a)
- (b) If so decided by council.

POLICY IMPLICATIONS:

Council has no policies in respect to this matter.

FINANCIAL IMPLICATIONS:

The holding of a special meeting would not involve additional meeting expenses as Councillors are paid an annual fee.

STRATEGIC IMPLICATIONS:

Not applicable.

CONSULTATION:

Not applicable.

COMMENT:

As noted in "Background" above, the requirement to elect the President and Deputy President is currently scheduled to take place on 24 October 2013.

However, this year it might be opportune to change these arrangements to Monday 21 October. This would enable the CEO to be present as he will depart Laverton the following day for a well earned period of annual leave. An arrangement along these lines would necessitate the calling of a Special Council meeting which could also then deal with the establishment of the Shire's committees and the appointment of delegates and representatives to various organisations.

The ordinary Council meeting would then follow a few days later on 24 October 2013.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0919 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr L Hawkins, Seconded Cr B Fuamatu.

That Council convene a special Council meeting to commence at 3.30pm on Monday 21 October 2013 following the swearing in of the newly elected Councillors which will start at 3.00pm.

Purpose of Meeting

- 1. Election of President;**
- 2. Election of Deputy President;**
- 3. Establishment of Committees; and**
- 4. Appointment of delegates and representatives to various organisations.**

CARRIED 6/0

The rest of this page has been left blank intentionally.

Declaration of Interest

Cr S Weldon declared a Financial Interest, pursuant to the *Local Government Act 1995*, in the following Item 11.5.9 as Cr Weldon is a shareholder in the company that is subject to this Agenda Item.

Cr S Weldon left the meeting at 5.53pm.

OC0920	11.5.9	LEASE OF RESERVE 51187 – STURIC PTY LTD	File Ref: 672
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SUBMISSION TO: Ordinary Meeting of Council, 19 September 2013.

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

OWNER/APPLICANT: Shire of Laverton.

AUTHOR: Glenn Bone, Project Officer.

SENIOR OFFICER: Steven Deckert, Chief Executive Officer.

PREVIOUS MEETING REF: Minute OC1012, OMC 20 October 2011.

MATTER FOR CONSIDERATION:

Approval to affix the Common Seal of the Shire of Laverton to the lease document (Reserve 51187)(Lots 96 and 97)) and to also seek the approval of the Minister for Lands pursuant to section 18 of the *Land Administration Act 1997*.

ATTACHMENTS:

PLEASE NOTE: THE ATTACHMENT TO THIS REPORT IS CONFIDENTIAL.

Attachment 11.5.9 “A” – Lease of Reserve 51187

APPLICANT’S SUBMISSION: Not applicable.

BACKGROUND:

Negotiations for the Shire to formalise a leasing arrangement over lots 96 and 97 (Reserve 51187), have been in progress since October 2011.

Lots 96 and 97 (4855.6928ha) were originally part of Reserve 6999 (Mt Morgans Common) and have been leased by the Crown to Sturic Pty Ltd (Minara Pastoral Holdings) since 1991 for grazing purposes. The leases generally ran for a period of five years at a time and simply allow stock to graze on the allotted land.

Historically, Reserve 6999 was originally created in 1899 and was subsequently vested in the Mt Morgans Local Board of Health in 1921. Up and until 1991 various leasing arrangements were in place for most or all of the reserve. Sturic Pty Ltd then entered the scene in 1991 and has held leasing arrangements with the Crown up until 4 August 2011 when Landgate observed a procedural anomaly. The problem was that leases (by the Crown) cannot co-exist with a Management Order (to a local government) over Crown reserves pursuant to the *Land Management Act 1997*.

The solution to this dilemma was for the Department of Regional Development and Lands to excise the leased area from Reserve 6999 and to create new Reserve 51187 (Common), with

a Management Order granted to the Shire with 'power to lease' for a period not exceeding 21 years.

A Management Order for Reserve 51187 with power to lease was finally granted to the Shire on 2 April 2012. This action now paves the way for the Shire (as the owner) to enter into a lease with an appropriate lessee (Sturic Pty Ltd).

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.

Section 3.58(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 —
 - (d) any other disposition that is excluded by regulations from the application of this section.

Local Government (Functions & General) Regulations 1996

Reg. 30(1) A disposition that is described in this regulation as an exempt disposition is excluded from the application of section 3.58 of the Act.

(2) A disposition of land is an exempt disposition if —

- (a) the land is disposed of to an owner of adjoining land (in this paragraph called the transferee) and —
 - (i) its market value is less than \$5 000; and
 - (ii) the local government does not consider that ownership of the land would be of significant benefit to anyone other than the transferee.

Land Administration Act 1997

Section 18(4) – A lessee of Crown land must not without authorisation under subsection (7) sell, transfer or otherwise dispose of the lease in whole or in part.

- (5) The Minister may, before giving approval under this section, in writing require —
 - (a) an applicant for that approval to furnish the Minister with such information concerning the transaction for which that approval is sought as the Minister specifies in that requirement; and
 - (b) information furnished in compliance with a requirement under paragraph (a) to be verified by statutory declaration.
- (6) An act done in contravention of subsection (1), (2), (3) or (4) is void.
- (7) A person or lessee may make a transaction under subsection (1), (2), (3) or (4) —
 - (a) with the prior approval in writing of the Minister.

POLICY IMPLICATIONS:

Policy 2.7 – Execution of Documents.

FINANCIAL IMPLICATIONS:

Relatively minor – the lease provides for a rental of \$280 per annum and will also generate rates of approximately \$375 over a full year.

STRATEGIC IMPLICATIONS:

Not applicable.

CONSULTATION:

Liaison with:

Ms J Leeman – Department of Regional Development and Lands;

Ms R de Ridder – Department of Regional Development and Lands;

Ms N Shapleski – Minara Resources Pty Ltd; and

Mr R Lockyer – Sturic Pty Ltd.

COMMENT:

A suitable lease document has been prepared and is attached to this agenda item. In summary, the Schedule provides for the lease of Reserve 51187 to Sturic Pty Ltd for a period of five (5) years from 1 January 2013 with a renewal period of a further 5 years from 1 January 2018. Annual rental is set at \$280 and compares favourably with the previous rental of \$250 per annum as applicable to the Crown lease.

One particular matter Council must address is the “Disposition of Property” as provided by section 3.58 of the *Local Government Act 1995*. As “**dispose**” includes leasing and “**property**”

includes land, a local government is normally required to dispose of property via the methods set out in sections 3.58(2)(3) and (4) unless the disposition is regarded as exempt.

Regulation 30(2) of the *Local Government (Functions and General) Regulations 1996* provides the Shire with the necessary leeway in that the proposed disposition (lease of land) is to an owner of adjoining land (Glenorn Station (3114/1239) – Sturic Pty Ltd), its market value (lease of \$280pa) is less than \$5,000 and that the local government does not consider that ownership of the land would be of significant benefit to anyone other than the transferee. Consequently it is now open to Council to make a determination along these lines and therefore avoid the necessity (and expense) of going to tender.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0920 COUNCIL'S DECISION/OFFICER'S RECOMMENDATION:

Moved Cr R Ryles, Seconded Cr P Hill.

That Council:

- 1. Pursuant to regulation 30(2) of the *Local Government (Functions and General) Regulations 1996*, declare that it does not consider that the disposition of Reserve 51187 to the owner (Sturic Pty Ltd) of adjoining land (Glenorn Station – Sturic Pty Ltd) would be of significant benefit to anyone other than the transferee;**
- 2. Approve the lease and affix the Common Seal of the Shire of Laverton to the following document:
Lease of Reserve 51187 (Lots 96 and 97) between the Shire of Laverton (Lessor)
And
Sturic Pty Ltd (Lessee)
Term – 5 Years commencing 1 January 2013 with an option to renew for a further 5 years; and**
- 3. Seek the approval of the Minister for Lands to the lease agreement pursuant to section 18 of the *Lands Administration Act 1997*.**

CARRIED 5/0

Cr S Weldon re-entered the meeting at 5.56pm.

The rest of this page has been left blank intentionally.

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 Stone Resources – Haulage Proposal for Shire Roads File Ref: 272

CARRIED 6/0

OC0921 13.1 STONE RESOURCES – HAULAGE PROPOSAL FOR SHIRE ROADS File Ref: 272

SUBMISSION TO: Ordinary Meeting of Council, 19 September 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:

For Council to consider a proposal from Stone Resources to haul ore on Shire roads for a period of approximately eighteen months and if deemed appropriate to approve with or without conditions.

ATTACHMENTS:

Attachment 13.1 "A" – Submission by Stone Resources.

Attachment 13.1 "B" – Map highlighting intended route.

APPLICANT'S SUBMISSION: Not applicable.

BACKGROUND:

Stone Resources has been discussing with senior staff a proposal for their company to haul ore from their Ben Hur deposit on Bandy Road to their processing plant on the Burtville-Hacks Well Road.

Stone Resources has now submitted their haulage proposal (Attachment 13.1 "A") for Council's consideration.

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:

The Shire of Laverton is subject to the Integrated Planning and Reporting (IPR) Framework that has been established in order to allow Local Governments to plan sustainably for the future and to equip their organisations to respond to short, medium and long term community requirements.

The recommendation of this report is consistent with Strategy 2.2.4 of the Strategic Community Plan.

CONSULTATION:

Caroline Jensen and Craig Wales, Stone Resources; and
David McKinley, EMTS.

COMMENT:

Stone Resources initially contacted the Shire in July to discuss the Shire's requirements in order to seek approval to haul ore from their Ben Hur deposit on Bandy Road to the processing plant on the Burtville Hacks Well Road. This request, in essence is no different to similar requests received from other mining companies in the past.

The proposal would see two road-trains operating 24/7 (5 to 6 round trips each per 24 hours) carting the ore for approximately 18 months commencing in the first quarter of 2014. The initial request from Stone Resources was to take the most direct route being:

- Bandy Road,
- Great Central Road,
- Racecourse Road
- Burtville Road, and
- Burtville-Hacks Well Road

Staff were of the view that such use of the Great Central Road would pose problems when we are sealing that section and raised safety concerns with potential conflict with tourist traffic. An alternative route was suggested, being:

- Bandy Road
- Lancefield Diversion Road,
- Leonora-Laverton Road,
- Laverton Bypass Road,
- Burtville Road, and
- Burtville-Hacks Well Road

Please see Attachment 13.1 “B” that shows this route more clearly on a map

The Executive Manager Technical Services conducted an inspection of both routes and recommends the latter option. A Report on his inspections prepared by the EMTS will be tabled at the Council Meeting.

Based on feedback from Shire staff, Stone Resources has submitted their haulage proposal dated 4 September 2013 (Attachment 13.1 “A”) seeking Council approval.

The recommendation of this report has been framed on the basis of the second route option and recommends ‘conditional’ approval.

VOTING REQUIREMENTS:

Simple majority decision required.

OC0921 COUNCIL’S DECISION/OFFICER’S RECOMMENDATION:

Moved Cr P Hill, Seconded Cr R Ryles.

That Council gives in-principle approval for Stone Resources to cart ore on Shire Roads as outlined in their correspondence dated 4 September 2013, as appended (Attachment 13.1 “A”), subject to:

- i. Stone Resources undertaking any intersection improvement works as required by the Executive Manager Technical Services;**
- ii. Stone Resources installing appropriate signage to the satisfaction of the Executive Manager Technical Services;**
- iii. Stone Resources upgrading any sub-standard sections of the proposed route to allow the safe use of road-trains to the satisfaction of the Executive Manager Technical Services;**
- iv. An agreement being entered into for the maintenance of the proposed route during the haulage period and reinstatement of the roads at completion of haulage;**
- v. Monitoring of the noise impact of the vehicles using the Laverton Bypass Road due to the proximity to the residential area, and Stone Resources agreeing to alter their haulage schedule, should complaints be received;**
- vi. Council withdrawing their approval should any of these conditions not be met at commencement of haulage or at any time during the haulage period; and**

- vii. Meeting any other conditions or requirements the Shire may necessarily need to impose during the haulage period due to unforeseen circumstances at commencement of haulage arising.**

CARRIED 6/0

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14. ITEMS FOR CONSIDERATION BEHIND CLOSED DOORS

PROCEDURAL MOTION - COUNCIL DECISION

Moved Cr R Ryles, Seconded Cr L Hawkins.

This meeting will close to members of the public and move behind closed doors to discuss:

14.1 Tender 02/13 Construction of Grouped Dwelling Lot 326 Burt Street – Progress Report (File Ref: 404).

As this item refers to a matter that if disclosed, would reveal information about the business, professional, commercial or financial affairs of a person, pursuant to Section 5.23 (2)(e)(iii) of the *Local Government Act 1995*.

CARRIED 6/0

The meeting went behind closed doors at 6.01pm.

Mr B Taiki, Ms J Seczkowski & Ms A Hande left the meeting at 6.01pm.

OC0922	14.1	TENDER 02-13 CONSTRUCTION OF GROUPE DWELLING LOT 326 BURT STREET – PROGRESS REPORT	File Ref: 404
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OC0922 COUNCIL'S DECISION:

Moved Cr R Ryles, Seconded Cr P Hill.

That Council:

- 1. Determines that the preferred development for Lot 326 Burt Street is for five accommodation units providing the overall development cost does not exceed \$1,125,000 (incl GST);**
- 2. Approves that the required funds in excess of the budget provision amounting to \$125,000 be covered by savings identified during the Budget review, however if sufficient savings are not found, to transfer the necessary funds of up to \$125,000 from the Building Reserve;**
- 3. Delegates Authority to the CEO to finalize the building contact with McNally Group on the above basis and authorises the President and CEO to sign and seal (if necessary) the contract on behalf of the Shire; and**
- 4. Approves the commencement of the process to raise a loan of \$400,000 as provided for in the Adopted Budget and authorises the President and CEO to sign and seal (if necessary) the loan debenture on behalf of the Shire.**

CARRIED BY ABSOLUTE MAJORITY 6/0

PROCEDURAL MOTION – COUNCIL DECISION

Moved Cr L Hawkins, Seconded Cr R Ryles.

That Council agrees to reopen the meeting to the public and come from behind closed doors at 6.07pm.

CARRIED 6/0

On reopening of the meeting, the Presiding person noted that there was no public present and therefore did not read aloud the decision made behind closed doors.

The rest of this page has been left blank intentionally.

15. NEXT MEETING

The next Ordinary Meeting of Council will be held on Thursday, 24 October 2013 at the Shire of Laverton Council Chambers, commencing at 5.00pm.

The CEO advised Council that it would be advantageous if Council could hold a Special Meeting as soon as practicable after the presentations by the three short-listed contractors for the Main Street Tenders.

PROCEDURAL MOTION – COUNCIL DECISION

Moved Cr B Fuamatu, Seconded Cr L Hawkins.

That Council agrees to hold a Special Meeting of Council on Wednesday 9 October 2013. The purpose of the meeting is:

To consider the presentations to Council of the three short-listed contactors for the Main Street Tender – Tender 4/13 with the view of selecting one preferred tenderer.

CARRIED 6/0

16. CLOSURE OF MEETING

There being no further business, the President Cr R Wedge declared the meeting closed at 6.18pm.

17. CERTIFICATION BY CHAIRMAN

I, _____ hereby certify that the Minutes of the Ordinary Meeting of Council held 19 September 2013 are confirmed as a true and correct record, as per the Council resolution of the Ordinary Meeting of Council held on 24 October 2013.

Signed _____

Dated: _____ 2013