



**Minutes of the Ordinary
Council Meeting**

held on 27 October 2009

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Shire of Wagin

Minutes of the Ordinary Council Meeting of Council held in Council Chambers on Tuesday 27 October 2009.

1. DECLARATION OF OPENING

The Shire President Cr Blight declared the meeting open at 7.00pm.

2. ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE (PREVIOUSLY APPROVED)

Present:	Cr P J Blight	President
	Cr G R Ball	Member
	Cr J L C Ballantyne	Member
	Cr K M Draper	Member
	Cr D K Morgan	Member
	Cr I C Cumming	Member
	Cr J P Reed	Member
	Cr G K B West	Member
	Cr G T Hegarty	Member
	Cr J G Shaw	Member
Staff:	Mr L J Calneggia	Acting Chief Executive Officer
	Mr A Pieterse	Director Corporate & Community Services
	Mr A D Hicks	Director of Works

Visitors: Nil

Apologies: Nil

Leave if Absence: Nil

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

4. PUBLIC QUESTION TIME

Nil

5. APPLICATION FOR LEAVE OF ABSENCE

Nil

6. PUBLIC FORUM (PETITIONS/DEPUTATIONS/PRESENTATIONS)

Nil

7. CONFIRMATION OF PREVIOUS MEETING MINUTES**1170 Council Decision**

Moved : Cr. D K Morgan

Seconded: Cr. G K B West

That the Minutes from the Ordinary Council Meeting held on 22 September 2009, Special Council Meeting held on 29 September 2009 and the Special Council Meeting held on 20 October 2009 be confirmed as true and accurate.

Carried 10/0

The Shire President incited Section 3.10 of Local Law – Standing Orders 2001 to discuss or amend the Appointment of Councillors to various Committees.

1171 Council Decision

Moved : Cr. J L C Ballantyne

Seconded: Cr. G R Ball

That the Resolution carried at the Special Council Meeting 20 October 2009 – Appointment of Councillors to various Committees be amended as follows;
Cr J P Reed be removed from the Finance and General Purposes Committee and be appointed to the Works and Services Committee.

Carried by an
Absolute Majority 10/0

8. DISCLOSURES OF FINANCIAL AND OTHER INTERESTS

Nil

9. STATUS REPORT – OCTOBER 2009

Date	Resolution #	Officer	Description	Action	Status	Questions & Comments
			FINANCE & ADMINISTRATION			
18 Nov 2008	842	ADCEO	Council Policies	Update Policies	Ongoing	
28 April 2009	1029	ACEO	Code of Conduct	Obtain Statutory declarations from all Councillors.	Letter sent to B Anderson 27 May 09	
28 July 2009	1097	ACEO	Morton Seeds Fire Issues	Write to FESA re Fire concerns at Morton Seeds and ask them to investigate.	Email sent - Letter to FESA 5/10/2009	
25 August 2009	1131	ACEO	Local Government Structural Reform	Discussions with the Shire of Woodanilling and Structural Reform Team to meet regularly		Structural Reform meetings 31/08/09 8/09/09 Woodanilling
25 August 2009	1144	ACEO	Country Local Government Fund – Nomination Regional Groupings	Advise Dept of LG that their nominated regional group for the purpose of Royalties for Regions allocations is the 4WD Voluntary Regional Organisation of Councils	Letter sent to Department	

25 August 2009	1147	DCCS	Extension of Term – ACEO	That council authorise the Shire President to write to the Dept of LG requesting approval for the current ACEO to continue employment beyond the initial term of employment.	Letter Sent	
22 Sept 2009	1152	ACEO	Extraordinary Election – Council Member	That Council set a date for an Extra Ordinary Election to fill one vacancy for two years.	Election Day 12 November 2009	
22 Sept 2009	1153	ACEO	Reform – Woodanilling/Wagin Merger	That Council advise the Minister of its intention to move towards a merger as per detail contained in the resolution.	Response sent to Minister 30/09/2009	Reply Rec'd
22 Sept 2009	1156	ACEO	Request to Waive Fees – Wagin District High School	Advise proponent permission has been granted should the need arise to relocate the Twilight Festival	Letter sent 29/09/2009	
22 Sept 2009	1157	SFO	Christmas Function / Office Hours Christmas / New Year	Advertise closure.	To be Advertised	

Health, Building & Planning						
20 Nov 2007	599	ACEO	Apply for regional headwork's grants in relation to the Lefroy/Vernal St subdivision	Make grant application R 4 R	Requires design to be completed, awaiting development approval.	Advice received that applications close end of Oct
15 Apr 2008	697	ACEO	Light Industrial Land – Lefroy/Vernal Streets	Obtain cost estimates prior to submitting a head works grant application	Letter sent to Planning Enterprises engineers contracted for revised cost estimates	Await decision from Planning Commission
16 Dec 2008	897	ACEO	Dedication of portion of Ventnor Street between Vernal Street and Vale Street & Revesting of Lot 192 & Lot 193 Vale Street	Request the Hon Minister for Lands grant final approval to dedicate the portion of Ventnor Street and to revest Lot 192 & Lot 193 Vale Street, Prepare required documentation for submission for consideration. Advise those that prepared submissions of Council resolution		Original copy of certificate sent to Planners and titles office for new certificate to be issued 22/10/2009
24 Mar 2009	984	ACEO	Dedication of portion of Ventnor St between Vernal & Vale St	Advise the Minister for Lands & Department of Planning & Infrastructure that council resolved to indemnify them of any costs and claims arising		On going

26 May 2009	1057	ACEO	Proposed Industrial Subdivision	Proceed with subdivision as per Council resolution		Planners advised to proceed as per resolution
26 May 2009	1058	ACEO	Dedication of portion of Ventnor Street	Advise various bodies of shires intention to indemnify then of cost and claims		Ongoing ref 984 & 897
23 June 2009	1072	ACEO	Strategic Waste Management Plans	Write to neighbouring shires, seek permission to dig test holes and prepare itinerary for visit to other waste facilities.	Replies received from 8 shires	Ongoing
23 June 2009	1073	ACEO	Kerbside Recycling	Organise supply of 240ltr bins for recycling and prepare report for options of implementation.	Waste advisory committee travelled to Kondinin. Quotes being received for full kerbside service	Committee to meet
23 June 2009	1077	ACEO	Bicycle Racks CBD	Confer with councils insurers RE insurance risk management and investigate costings	Quotes requested for racks	Racks installed.
23 June 2009	1079	ACEO	Wagin Aero Club	Advise Aero club permission has been granted to contribute \$5000 towards project, erect building and dismantle existing transfer shed	Work underway on building	Almost completed tarmac to be sealed soon

23 June 2009	1080 & 1081	ACEO	Wagin Historical Village	Advise Historical Village that their requests are supported.	Report received need to meet Townscape Committee to be 4 Nov 09.	On going
28 July 2009	1118	EHO/ ACEO	Additions to Waratah Lodge	Advise proponent that council support proposal subject to conditions, and advise Wagin Frail Aged that Council will wavier all building fees	Awaiting Build Application	
25 August 2009	1140	ACEO	Proposed Homestead Lot Subdivision	Advise planners that it does not support the planning application etc	Letters sent	
25 August 2009	1141	ACEO	Proposed Survey Strata Subdivision	Advise planners the officers recommendation has been accepted subject to conditions.	Letter sent	
25 August 2009	1142	EHO	D Smith – Lot 463 Application to erect a shed	Advise the proponent that it is permitted to build a shed subject to conditions.	Advised Proponent	
22 Sept 2009	1154	ACEO	Removal of Trees	Advise proponents that approval has been granted to remove trees and the trees be replaced as per their letter.	Letter sent 29/10/2009	

22 Sept 2009	1155	ACEO	Request to keep three dogs – R Mcnamara	Advise proponent approval has been granted to keep three at 5 Ware Street.	Letter sent 29/09/2009	
22 Sept 2009	1161	EHO	Request to Erect a Shed – 52 Khedive Street	Advise proponent that permission has been granted providing conditions as per resolution.	No comments received	Building Permit issued
22 Sept 2009	1162	EHO	External Cladding on a domestic shed – Lot 713 Umbra Street	Advise proponent permission has been granted.	Building Permit issued	
22 Sept 2009	1163	EHO	Motor Repair Business	Advise proponent that permission has been granted,	Letter sent 25/09/2009	
22 Sept 2009	1164	EHO	Vehicle Repair Business	Advise proponent that approval has been granted.	Letter sent 25/09/2009	

WORKS & SERVICES						
24 Mar 2009	976	DOW	Intersection Regulatory Signs	Be Noted	Main Roads to install as time permits.	Still waiting for Main Roads to install.
28 April 2009	1014	DOW	Blackspot Project Jaloran Road	That the proposed works be carried out utilising Blackspot and Royalties for Regions funding and Council have no objections to subdivision applications from land owners and dedication of the road reserve.	Harley Group finish surveying – waiting for fencing contractor.	Will install box culverts when weather permits
26 May 2009	1049	ACEO	Recycled Water Supply agreement	SP and ACEO to sign agreement with water corp and investigate the installation of a 220,000kl storage tank.	Tank ordered	In progress
26 May 2009	1050 & 1051	ACEO	Library car park and garden	Accept the plan to seal and kerb car park area and new ablutions and remove 3 trees from car park.	Tree removed work gravel sheet commenced	Brick paving 90% completed
28 July 2009	1101	DOW	Blackspot Funding	Appoint Keith Dickerson to assess intersections and apply for Blackspot funding	Applications sent to MRD Narrogin	Initial advice that all four Blackspot applications were successful

28 July 2009	1102	DOW	Wagin Airfield	Staff to prepare costings and apply for RAD's grants as per resolution		Will seal when weather permits.
28 July 2009	1106	DOW	Water Harvesting	Apply for a water grant for stage 3 of program		In hand

10. REPORTS OF ADVISORY COMMITTEES

Nil

11. RECEIVAL & ADOPTION OF ADVISORY/OCCASIONAL COMMITTEE MINUTES

Nil

12. REPORTS OF OFFICERS**12.1 WORKS REPORT**

PROPONENT: Shire of Wagin
LOCATION:
REPORTING OFFICER: Director of Works

Summary

A Works Report is provided for Councils information.

Background

Council has previously requested that this information be presented to it at Ordinary Council meetings

Comment

Nil

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Nil

WORKS REPORT – OCTOBER 2009

Works Completed	Notes
DWELYERDINE ROAD	Clear widen and gravel sheet 3 km
SEALED SHOULDERS	Maintenance Grading completed on all Bitumen Shoulders
COLLANILLING ROAD	Clear widen and gravel shoulders completed

Future Works	
PIESSEVILLE – TARWONGA ROAD	Clear widen and gravel sheet 3.5km
BEAUFORT ROAD	Clear widen and gravel shoulders 3.5 km
AIRFIELD ROAD	Water bind and seal when time permits
ADMINISTRATION	Reconstruct car park
On Going Works	
MAINTENANCE GRADING	Various Roads and sealed shoulders 90%
TOWN SITE	Maintenance and weed spraying 90%
GENERAL	Odd jobs as required
Plant Down Time	
	Due to wet condition works crew have be unable to do road construction
Other Items	
PRIVATE WORKS for WESTERN POWER	Quote for \$89,500 for removal of 4200 ³ of contaminated soil from St John's Ambulance Sub Centre has been approved

1172 Officer's Recommendation/Council Decision

Moved : Cr. I C Cumming

Seconded: Cr. K M Draper

That Council adopts the Works Management Report comprising of the Works Progress Report, Works Capital and Maintenance Reports and the Plant Report for the period ending 30th September 2009.

Carried 10/0

**Shire of Wagin
Capital Works Program
1st July 2009 to 30th June 2010**

		Actual 30th Sep 2009	Budget 2009/2010	Variance	% of Budget	Job Status	RRG Funded
Construction Program	Description	\$	\$	\$	%		
CP39 - Jaloran Road (Blackspot)	Blackspot	10,480	105,000	94,520	9.98	In Progress	70,000
CP40 - R4R Footpaths	Lukin to Tarbet	-	50,000	50,000	0.00	Not Started	
CP41 - Jaloran Road	Reseal	1,449	61,771	60,322	2.35	In Progress	41,181
CP42 – Ballagin	Reseal	7,669	133,654	125,985	5.74	In Progress	89,103
E167116 - R4R Jaloran Road Blackspot	Realignment	8,800	35,000	26,200	25.14	In Progress	
		28,398	385,425	357,027	7.37		200,284

**Plant Report
Sep-09**

Plant	Rego #	Plant #	Operator	Kms/Hours	Kms/Hours	Kms/Hours Financial Year	Plant Costs Financial Year
				1/07/2009	30/09/2009		
2007 Cat Grader	W9925	P10	C Bunter	1630	1902	272	\$7,688
2006 Cat Front End Loader	W9776	P11	D Cooper	2662	2927	265	\$3,744
2004 Cat Grader	W1019	P12	M Foale	5550	5872	322	\$3,046
2008 Isuzu Tip Truck	W1015	P13	S Hiskins	8825	18603	9778	\$2,739
2006 Isuzu Tip Truck	W1002	P14	D Storey	73326	83200	9874	\$2,067
2007 Bomag Roller	W7862	P15	T Simms	1214	1458	244	\$1,981
2006 Isuzu Tray Top	W1012	P16	K Pollard	72523	79800	7277	\$184
2006 Case Backhoe	W242	P17	A Taylor	2455	2493	38	\$1,056
2009 Toro Mower	W9630	P18	R White	0	5	5	\$531
1990 Case Road Roller	W841	P19	Various	Reading Unavailable			\$289
2005 John Deere Tractor	W9618	P20	Various	932	974	42	\$665
2005 Iveco Tray Top	W676	P21	C Bunter	51586	56339	4753	\$373
John Deere	W487	P22	L Fuss	140	157	17	\$166
2003 Mitsubishi Tray Top	W1010	P24	R White	81584	85400	3816	\$535
2003 Mitsubishi Tray Top	W1001	P25	L Fuss	33041	36501	3460	\$569
2005 Mitsubishi Tray Top	W1007	P26	Mark	47547	50200	2653	\$500
2005 Mitsubishi Tray Top	W1022	P27	M Foale	79034	82950	3916	\$589
2005 Mitsubishi Tray Top	W9655	P85	R Kelly	37956	39920	1964	\$337
Ford Courier	W1044	P38	R Mcnamara	86155	119052	32897	\$752

12.2 TENDER 1-09/10 – SINGLE DRUM VIBRATORY ROLLER

LOCATION: Shire of Wagin
PROPONENT:
REPORTING OFFICER: Director of Works

Summary

To approve the purchase or otherwise of the replacement of Councils Case Vibratory Roller.

Background

The Director of Works has called tenders for the replacement of Councils Case Vibratory Roller as identified in the 2009/2010 Budget for replacement.

Tenders closed at 2pm on Friday 16th October 2009 and were opened by the Deputy CEO in the presence of the Director of Works.

Comment

A summary of tenders received is attached for consideration.

It would seem that the Dynapac CA252D at a changeover of \$116,787.00 Ex GST together with a thirty six months or six thousand hours for warranty is the best option.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Council has a budget allocation of \$120,000 – change-over.

1173 Officer's Recommendation/Council Decision

Moved : Cr. G R Ball

Seconded: Cr. K M Draper

The Council accepts the tender from Dynapac for the supply of a Dynapac CA252D Single Drum Vibratory Roller at a change over cost of \$116,787.00 Ex GST including 36mths or 6000hrs full warranty and with the first three services free.

Carried 10/0

**TENDERS RECEIVED
FOR
SINGLE DRUM VIBRATORY ROLLER**

Tenderer / Brandname	Nearest Branch	Model	Engine Type	HP	Travel Speed	Weight	Drum Width	Drum Wall	Availability	Full Warranty	Price Excl GST	Less Trade In	Change Over Excl GST
WesTrac - Caterpillar	Kojonup	CS533-E	Cat	97kw	12km/hr	10840kg	2134mm	25mm	18-20 weeks	36mth/6000hrs	137,410.00	18,000.00	119,410.00
WesTrac - Caterpillar	Kojonup	CS-56	Cat	116kw	12km/hr	11687kg	2134mm	25mm	2-4 weeks	36mth/6000hrs	148,460.00	18,000.00	130,460.00
JCB Construction	Perth	VM115D	JCB	97kw	10.5km/hr	11300kg	2100mm	25mm	2-4 weeks	12mth/2000hrs	145,000.00	20,000.00	125,000.00
Australian Crane & Machinery - XCMG	Perth	XS120	Cummins	97kw	12km/hr	12400kg	2130mm	36mm	9 weeks	12mth/1000hrs	139,500.00	0	139,500.00
BT Equipment - Bomag	Busselton	BW211D-4R	Deutz	98kw	13.5km/hr	13790kg	2130mm	25mm	2-4 weeks	12mth/1000hrs	155,000.00	22,000.00	133,000.00
Wirtgen Australia - Hamm	Perth	3411	Deutz	98kw	12km/hr	11500kg	2140mm	25mm	1-2 weeks	12mth/1000hrs	120,000.00	21,000.00	99,000.00
Wirtgen Australia - Hamm	Perth	3412	Deutz	100kw	11.9km/hr	12950kg	2140mm	30mm	1-2 weeks	12mth/1000hrs	130,000.00	21,000.00	109,000.00
CJD Equipment - Volvo	Perth	SD100D	Cummins	97kw	10.1km/hr	10476kg	2134mm	25mm	3-4 weeks	12mth/2500hrs	130,000.00	10,000.00	120,000.00
Dynapac	Perth	CA252D	Cummins	93kw	9km/hr	10600kg	2130mm	25mm	2-3 weeks	12mth/1500hrs	140,287.00	23,500.00	116,787.00
Dynapac	Perth	CA302D	Cummins	93kw	9km/hr	12750kg	2130mm	35mm	3 weeks	12mth/1500hrs	150,442.00	23,500.00	126,942.00
Conplant - Amman	Perth	ASC 110D	Cummins	119kw	10.6km/hr	12865kg	2200mm	25mm	4-6 weeks	24mth/2000hrs	135,000.00	25,000.00	110,000.00

12.3 CEO's REPORT

PROPONENT: Shire of Wagin
LOCATION:
REPORTING OFFICER: Acting Chief Executive Officer

Shire President and Councillors

I hereby submit my report.

The period ahead will be a busy one as there is some catching up matters that were placed on hold due to time taken on reform /amalgamation matters. There is still quite some work required to effect the merger with Woodanilling, should facts be determined that enables the merger to proceed. Council will of course also have to wait and see what the Minister's reply will be to Wagin's response and after submissions from all other councils has been analysed and respective determinations are made by him.

STAFF

Sue English - Administration Officer Work's commenced on 21 September 2009.

Annika Wieland - Administration Records commenced on 21 September 2009 however took suddenly ill soon after and due the serious nature of the illness resigned on 29 September 2009.

Sue Dowson – Administration Grants and Statutory Support commenced on 12 October 2009.

Steve Friend has been on Annual Leave for two weeks and commenced work 20 October 2009.

Melbourne Cup

By consensus decision the staff have requested to close the office during the running of the Melbourne Cup and lunch together at the Wagin Club. This will provide a welcome respite and well earned opportunity to socialise after what has been a hectic period. Appropriate notice will be given to inform the community of the temporary disruption to office hours.

DIARY

25 Sept 2009	Wheatbelt South Zone Meeting
29 Sept 2009	7.00pm Special Council meeting
01 Oct 2009	LGIS – Brian Eckhart Nick Samson – Project Manager Strategic Waste Rod Mitchell – Managing Change Workshop
07 Oct 2009	Meeting with CEO – FESA and other Close of nominations – Extraordinary Election
08 Oct 2009	Dale Chapman and Nick Wood – WALGA Purchasing Premier's Luncheon - Narrogin
09 Oct 2009	Induction of new Councillors
12 Oct 2009	O.A.G Meeting (Teleconference)
13 Oct 2009	P Chadd Caravan and Camping – Dump Point 5.30pm WWLZ Management Meeting
16 Oct 2009	Wagin District High School – Skate Park
20 Oct 2009	Choose Respect Sausage Sizzle
20 Oct 2009	Special Council Meeting
22 Oct 2009	7.00pm Frail Aged
23 Oct 2009	Wagin Group – Regional Waste
27 Oct 2009	Council Meeting

Strategic Plan

The progressing of this document is paramount on the authors mind in terms of tasks ahead. This document should be the overarching plan that all other plans, policies and goals refer to, and that members and staff aspire to achieve.

The author has approached a reputable facilitator who is willing to work with council to progress the plan. Margaret Hemsley works for LGIS as risk management consultant has undertaken similar roles in other local authorities and feedback from these places regarding this persons work have been very good.

The scope of the exercise will be;

- Perform a Document review
- Facilitate Community Consultation
- Facilitate Staff and Elected Members Workshop
- Compile outcomes and present a Draft Strategic Plan for review and fine tuning

The cost of this will be;	Total Project	\$10,150
Less:	LGIS Scheme Contribution	(4,000)
Less:	Experience Account Balance	<u>(2,190)</u>
	Balance to Pay	<u>\$ 3,960</u>

There is an allowance in the 09/10 Budget which will cover this expenditure. I seek council endorsement to proceed as per the above.

Wagin Airport – Flying Training

A Ministerial taskforce has been established to assess the aviation industry in the Central Wheatbelt and to identify potential growth areas. The taskforce, headed by Hon Max Trenorden MLC is keen to meet with local government and industry operators who have an interest in aviation and in particular aviation training. The author has made contact with Max Trenorden's office and has asked that they visit Wagin on their deliberations. The terms of reference of the taskforce are;

1. Review current aviation activities in the Central Wheatbelt to ascertain if sufficient activity and demand exists to the strategic expansion of the industry in the region.
2. Identify opportunities for additional aviation training facilities and quality training operators in the region.
3. Examine and inspect aviation infrastructure availability in the region.
4. Examine pressures on Local Government from private industry and State Agencies to use the region for a range of aviation activities.
5. Determine Government and industry inputs (if any) required to establish an aviation industry based in the Central Wheatbelt.

I have had verbal advise that the taskforce have accepted Wagin's invitation and will be visiting here prior to Christmas.

Skate Park

There has been a number of requests in the past for Council to provide a purpose built (bowl) Skate Park to replace the existing modular structure. The author has experienced such requests since arriving in Wagin. Lotterieswest have grants available for this purpose. The author visited Wagin District High School recently to discuss with students the process required and to initiate a petition that will identify and prove a need for such a facility which is a requirement of the grant application.

Watch this space!!!!

Reconciliation Action Plan

The Director General of Western Australia, Department of Indigenous Affairs has written encouraging councils to develop a reconciliation action plan. Such a plan is designed to help organisations build positive relationships between indigenous and non indigenous persons. RAP have been developed in other Local Governments and have seem to be of benefit in terms of social, economic and cultural issues. The author suggests that the Shire of Wagin explores the development of a RAP and initially invite an officer from the Department of Indigenous Affairs to address council on the subject.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Nil

1174 Officer's Recommendation/Council Decision

Moved: Cr. G R Ball

Seconded: Cr. J P Reed

That Council receive and endorse this report.

Carried 10/0

12.4 RESIDENTIAL LOTS – LOTS 65 – 70 MARKS COURT & LOT 55 KHEWIVE STREET WAGIN

PROPONENT: Shire of Wagin

LOCATION:

REPORTING OFFICER: Acting Chief Executive Officer

Summary

To decide on a course of action to dispose of freehold Residential Lots 65 – 70(6) Marks Courts, and Lot 55 Khedive Street.

Background

The second stage of the Pederick Drive residential subdivision are now ready for dealing and certificates of titles will shortly be received from Titles Office.

These lots have been listed previously in local agents and have not resulted in any offers to purchase. Section 3.58 of the Local Government Act stipulates that a Local Government is to dispose of property;

- a) By Highest bidder at public auction or
- b) A person who is successful tenderer at public tender.

A Local Government can also dispose of property other than (a) and (b) by following procedure set out as follows - Private Treaty.

Giving local public notices of proposed disposition;

- 1) Describe the property concerned
- 2) Giving details of the proposed disposition
- 3) Inviting submissions to be made to the Local Government at a date not less than two (2) weeks after the notice. Council decision and reasons must be recorded in the Minutes and full details of parties concerned, consideration received and market value (not less than six (6) months old) must also be given public notice.

Comment

Council has included disposition of these six (6) lots in 09/10 budget at a price of \$45,000 each. They have been listed by previous administration at \$65,000 each. Some work is needed at the site to tidy up and make the lots more presentable. The author believes that it may be better to try and sell these lots at a public auction – maybe during Woolorama, and the expressions of interest should be called from agents to enable a costed proposal to be placed before council.

Statutory Environment

Local Government Act Section 3.58

Policy Implications

N/A

Financial Implications

Has impact on 09/10 Budget

1175 Officer's Recommendation/Council Decision

Moved: Cr. G R Ball

Seconded: Cr. D K Morgan

That Council call for expressions of interest from agents to sell residential lots being lots 65 -70 Marks Court by Auction and report back to council for future consideration.
Carried 8/2

12.5 APPOINTMENT OF COMMITTEE PERSONS – OTHER PERSONS

PROPONENT: Shire of Wagin

LOCATION:

REPORTING OFFICER: Acting Chief Executive Officer

Summary

Local Government is required to appoint persons to committees as the tenure of committees discontinues on the Ordinary Election Day.

Background

Council has a number of committees comprising of councillors and other persons. These committees are;

COMMITTEES	DELEGATES
Townscape and Tidy Towns	H Pederick, P Jeffs, C Nieuwhof & A Longmuir
Sportsground Advisory Community Centre Management	Delegates from Football Club, Trotting Club, Wagin Agricultural Society, Hockey Club, Cricket Club & Netball Club

Community Bus	Delegates from Rotary Club, Apex Club, Lions Club and Care & Share
Bushfire Advisory	R Goldsmith, I McDougall, G Abbott, G Brockway, B Johnson, G Ward, N Drayton, K Rowell, S Angwin, P Piesse & B White
Roadwise / LEMC & Safer WA	Members from - Office of Crime Prevention, Wagin Hospital, Wagin St John Ambulance, Wagin Fire Brigade, Wagin District High School, Wagin Police, Western Power, Roadwise, FESA, Dept of Child Protection, Bushfire Advisory, Wagin Agricultural Society, Apex Club, Lions Club & Rotary Club
Waste Management and Recycling	T Davey, T Pugh, M Ritchie & D Perrie

Comment

Staff have contacted these persons who have indicated that they wish to continue sitting on these respective committees.

Statutory Environment

Local Government Act 1995
Sect 5.10 & 5.11

Policy Implications

N/A

Financial Implications

N/A

1176 Officer's Recommendation/Council Decision

Moved: Cr. D K Morgan

Seconded: Cr. I C Cumming

That Council appoint the following other persons on the following committees for a two (2) year period;

- Townscape & Tidy Towns – H Pederick, P Jeffs, C Nieuwhof & A Longmuir
- Sportsground Advisory Community Centre Management – Delegates from Football Club, Trotting Club, Wagin Agricultural Society, Hockey Club, Cricket Club & Netball Club
- Community Bus – Delegates from Rotary Club, Apex Club, Lions Club & Care and Share
- Bushfire Advisory – R Goldsmith, I McDougall, G Abbott, G Brockway, B Johnson, G Ward, N Drayton, K Rowell, S Angwin, P Piesse & B White
- Roadwise / LEMC & Safer WA – Members from –Office of Crime Prevention, Wagin Hospital, Wagin St John Ambulance, Wagin Fire Brigade, Wagin District High School, Wagin Police, Western Power, Roadwise, FESA, Dept of Child Protection, Bushfire Advisory, Wagin Agricultural Society, Apex Club, Lions Club & Rotary Club
- Waste Management & Recycling – T Davey, T Pugh, M Ritchie & D Perrie

Carried 10/0

Cr Draper left the meeting at 8.05pm.

12.6 SECURITY CAMERAS FOR THE WAGIN TOWN SITE

PROPONENT: Shire of Wagin
LOCATION:
REPORTING OFFICER: Director Corporate & Community Services

Summary

This report is to inform Council of the need for security cameras in selected areas of the Wagin town site.

Background

Senior staff and the Police identified the need for security cameras in selected areas of the Wagin town site with the aim to combat crime and to protect community facilities, businesses and provide some degree of security to residents and visitors.

Comment

The Wagin Police strongly supports this initiative and offered to monitor these cameras from the local police station.

The number of cameras will be determined based on the funds available at the time of installation. The locations will be determined in conjunction with the local Police to ensure the maximum coverage of the critical areas. At this stage we see a need for cameras facing towards the public toilets in the main street and those behind the town hall as we recently had a number of vandalism incidents at these facilities.

Statutory Environment

No legislation will impact on this stage of the project. The installation and location of the security cameras will be done in accordance to accepted practices and building codes.

Policy Implications

Nil

Financial Implications

No budget allocation has been made for this project. The aim is to fund it from addition sources of income.

Cr Draper returned to the meeting at 8.09pm.

1177 Officer's Recommendation/Council Decision

Moved : Cr. G R Ball

Seconded: Cr. G K B West

That Council receive this report and authorise the CEO pursue the installation of security cameras in the Wagin town site on the basis that this project be funded from income other than what is in the 2009/10 budget.

Carried 10/0

**12.7 PROPOSED INTRODUCTION OF DEVELOPMENT ASSESSMENT PANELS
IN WESTERN AUSTRALIA**

PROPONENT: Department of Planning
LOCATION: State-wide
REPORTING OFFICER: Joe Douglas - Consultant Town Planner (Urban & Rural Perspectives)

Summary

This report recommends that Council authorise the Shire administration to prepare and lodge a submission to the Department of Planning strongly objecting to the establishment of Development Assessment Panels in Western Australia for various reasons.

Background

The Department of Planning is proposing to amend the *Planning and Development Act 2005* and introduce new regulations to provide for the establishment of Development Assessment Panels (DAPs) to determine planning applications for significant development projects throughout the State. Details of the proposal are outlined in a discussion paper recently released by the Department for public comment. Comments on the proposal are required to be submitted to the Department by Monday 2 November 2009.

The Department's proposal to implement DAPs in Western Australia is being justified on the following grounds:

- It will reduce the complexity and improve the timeliness and consistency of decision making processes for planning applications by streamlining approval requirements;
- It will assist local governments by allowing them to focus on the development of strategic planning instruments rather than administering development application determinations;
- It will help to alleviate current resource pressures and skills shortages and improve decision making through the participation of independent technical experts;
- It is supported by the development industry;
- It is consistent with the Council of Australian Governments (COAG) objective to enhance the effectiveness of local government and planning throughout Australia; and
- It has proved effective in New South Wales and South Australia.

Under the terms of the model proposed to be introduced in Western Australia two (2) different types of DAPs will be established by the Minister for Planning.

For metropolitan areas '**Local Development Assessment Panels**' will be established to determine planning applications made to a single local government where that local government is deemed to be in a high-growth area with enough development to support its own local development assessment panel.

For small local governments that are not located in high-growth areas (e.g. the Shire of Wagin) '**Joint Local Development Assessment Panels**' will be established to determine planning applications made to two or more local governments.

The following is an overview of how '**Joint Local Development Assessment Panels**' will be established, operate and be funded:

- The Minister for Planning will establish permanent non-metropolitan joint development assessment panels based on regional groupings of local government authorities determined by the Western Australian Planning Commission (e.g. Pilbara Region, Great

Southern Region, Wheatbelt Region etc.).

- Non-metropolitan joint development assessment panels will undertake the decision making role for all planning applications made under the relevant local planning scheme valued at equal to and/or over \$1 million where they represent:
 - All commercial, retail and office development;
 - All mixed use/centre development (such as commercial, retail and residential);
 - All industrial development (including, but not limited to, light, service, extractive, general, noxious and rural industry);
 - All grouped dwelling or multiple dwelling development of over 10 dwellings;
 - Non-complying grouped dwelling or multiple dwelling development of 10 or less dwellings;
 - All aged and dependent person dwelling development;
 - All infrastructure proposals;
 - All applications requiring dual approval of the local government and the WAPC under a Region Scheme;
 - Strategic land use, transport and infrastructure projects;
 - Public works of state/regional significance where not exempt from local planning approval requirements; and
 - All applications for hospitals, TAFE's, universities and non-government schools.
- Planning applications for the following types of development will be exempt from requiring approval from non-metropolitan joint development assessment panels:
 - Single houses both complying and non-complying with planning requirements;
 - Not more than 10 complying grouped dwellings or multiple dwellings;
 - Minor development proposals such as carports, shade sails, pergolas, outbuildings and sheds.
- Joint development assessment panels will comprise five (5) panel members appointed by the Minister for Planning for a term of two (2) years with the option of a one (1) year extension. One member of the panel will be a specialist who will act as the chairperson. Two other members of the panel will also be specialist members with professional backgrounds in the development industry. The last two members will be local government representatives who will rotate on and off the panel as required (i.e. councillors from the relevant local government authority in which the planning application applies).
- Nomination of the two local government representative members to a development assessment panel will be the responsibility of the relevant local government and are required to be selected from the local government's pool of councillors.
- All panel members, including elected local government representatives, will be required to attend a mandatory training workshop on planning law and Codes of Conduct. A Code of Conduct will be prepared setting out the standards of behaviour required to be observed by development assessment panel members.
- All specialist members of a development assessment panel will be paid a sessional sitting fee by the local government which is estimated to be \$400.00 for each specialist member and \$500.00 for the chairperson. Elected local government representatives (i.e. councillors) Council members nominated to a development assessment panel will not be paid a sitting fee as their role on the panel is considered to be in keeping with their

position as an elected community member.

- The local government will also be required to contribute to the payment of all costs and expenses incurred by the development assessment panel in the course of its activities (e.g. provision of venue, secretariat support, reading time by specialist panel members, site visits etc.). The planning application fees normally paid to the local government upon receipt of a planning application are expected to be used to cover these costs.
- Secretariat support for joint development assessment panels must be provided by staff from the relevant local governments on a six (6) monthly rotational basis. Secretariat duties will include, but may not be limited to, preparing agendas, advertising meetings, organising meetings, taking minutes, publicising meeting outcomes and preparing annual reports.
- Planning applications will be lodged directly with the relevant local government as required under the local planning scheme. Professional staff from (or consultants to) the local government will then be required to assess the application and prepare a report and recommendation for the development assessment panel's consideration and determination. The professional staff member (or consultant) who wrote the report will then be required to attend the development assessment panel meeting to present the application and clarify their report. If the local government does not have the professional expertise to assess the planning application and prepare a report, the development assessment panel will have the authority to engage experts to undertake this work at the local government's expense.
- Meetings of the development assessment panels will be conducted in a place open to the public such as a local government meeting room.
- Meetings of the development assessment panels will operate according to a set of Standing Orders to be developed by the Department of Planning.
- The frequency of development assessment panel meetings will be determined by the individual development assessment panel. Meeting frequency will be based on the number of applications submitted for consideration and the statutory timeline within which a determination is required. It is anticipated that development assessment panels will meet monthly as a minimum and fortnightly in high growth areas.
- Each development assessment panel will be required to determine planning applications in accordance with the provisions and requirements of the relevant region scheme and/or local planning scheme and take into account any local or State planning policy normally required to be considered when determining planning applications.
- Those persons who made submissions during the advertising period for a particular application will be permitted to make a presentation to the panel.
- Lobbying of panel members will not be permitted outside of the usual consultation and submission process for planning applications.
- A record of meetings and voting outcomes will be kept and made available to the public via the relevant local government and WAPC websites.
- In the event that a decision by a development assessment panel under a local planning scheme is challenged by the applicant by way of an appeal to the State Administrative Tribunal, the local government will be required to be the respondent to that appeal (i.e. defend the panel's decision) and pay all associated costs including advice from expert

witnesses and preparation of all required documentation.

- Each development assessment panel will be required to produce an annual report to the Department of Planning which will then produce a state-wide annual report on the activity and performance of all development assessment panels which will be tabled in parliament.

Comment

It is important to recognise and acknowledge that the number of planning applications received and processed by the Shire of Wagin on a yearly basis with a value equal to and/or over \$1 million is relatively small. As such the number of planning applications required to be referred to a new joint local development assessment panel proposed to be established by the Minister for Planning will most likely be limited to one or two applications per year.

Notwithstanding this likely outcome, the Department of Planning's proposal to establish a joint development assessment panel to determine planning applications for significant development projects in the Shire is of great concern for the following key reasons:

1. It will not improve the efficiency and timeliness in the processing of planning applications and may in fact cause unnecessary delays given that each local government will still be required to assess and prepare a detailed report on these planning applications and Council's desire to still consider the details of these applications prior to their referral to the development assessment panel for final determination.
2. The need to refer all planning applications worth equal to or more than \$1 million to the panel for determination will add another layer to an already complex planning system in WA and will serve to cause significant and unnecessary delays to important development projects. At the moment the Shire of Wagin is able to assess and determine all planning applications it receives within 3 to 4 weeks of receipt. The requirement to now refer applications worth equal to or more than \$1 million to a development assessment panel for a final determination will simply add more time and effort to the planning process. It would not be unreasonable to assume that the timeframes for processing and final determination of these planning applications could be extended from 3 to 4 weeks currently to 6 to 8 weeks under the proposed new system.
3. It will not allow local governments to focus their resources on the development of strategic planning instruments given the processes required to be followed when referring planning applications to the joint development assessment panel for final determination. The local government will still be required to assess these applications, prepare a report, refer that report to the development assessment panel and attend a meeting of the panel to present the application and clarify the report as well as attend to various administrative and secretariat tasks.
4. It will undermine the decision making powers of local government and demonstrates the State government's complete lack of faith in local governments' ability to deal with significant planning and development proposals. It also fails to recognise that the Shire of Wagin has taken the initiative of employing a town planning consultant to assess and report to Council on the more complex planning applications received. This arrangement has been in place for over 10 years and it has served the Shire well in terms of ensuring the timely processing and determination of planning applications. The Department's suggestion that the Shire does not have the technical expertise to deal with complex planning applications and that referral of these applications to external consultant for advice is causing significant time delays is simply not true. The current arrangement has proven itself to work effectively and has been adopted by many other local governments in the subregion.

5. Under the terms of the proposed model the Minister for Planning will be responsible for appointing the specialist members of the development assessment panel. This is of concern from the point of view that such decisions could be politically influenced.
6. There is no certainty that the DAP would be able to meet regularly to determine planning applications received which means that there could be significant delays in the final determination of planning applications. The specialist members appointed to the panel would most likely be based in Perth or other major regional centres and their ability to attend regular meetings in country areas could be compromised by their availability and need to travel long distances.
7. Under the current system local community members have the ability to lobby councillors and attend Council meetings to express their concerns with any planning application being considered. The current process is open and transparent. Under the new model lobbying of panel members is not permitted outside of the usual consultation and submission process for planning applications and only those persons who made submissions during the advertising period for a particular application will be permitted to make a presentation to the panel. This proposal fails to recognise that not all planning applications are required to be advertised for public comment. As such there will be many instances where local community members will not have any opportunity to attend DAP meetings and make a presentation to the panel to put their case in support of or against a specific development proposal. This is of significant concern and may result in decisions being made which are contrary to the local community's interests and aspirations and/or the legal principles of natural justice and procedural fairness.
8. Under the proposed model local government authorities in regional areas will be expected to provide secretariat support to their relevant DAP on a six (6) monthly rotational basis. Secretariat duties will include, but not be limited to, preparing agendas, advertising meetings, organising meetings, taking minutes, publicising meeting outcomes and preparation of annual reports. Local governments will also be required to contribute towards the payment of all costs and expenses incurred by the DAP (including its specialist members) in the course of its activities. This will all no doubt come at considerable additional cost to local government and is difficult to quantify and therefore accurately allow for in annual budgets.
9. The model also proposes that the planning application fees collected by local government be used to cover the cost of running the DAPs. The key issue with this is that the current schedule of fees prescribed under the Planning and Development Regulations of 2009 are not sufficient to cover the current costs of processing and determining planning applications. The model's expectation that planning application fees collected must now be used to cover the cost of the DAPs reduces the amount of money available to help cover the local government's own costs. There has been no suggestion in the discussion paper that planning fees prescribed under the Planning and Development Regulations will be increased to cover these additional costs. As such the DAP model will result in local governments having to bear the additional cost burden.
10. Under the terms of the new DAP model if a decision on a planning application by the relevant DAP is challenged at the State Administrative Tribunal by way of an appeal, the local government will be required to be the respondent (i.e. defend the panel's decision). The members of the DAP will have no role to play in the appeal process and will not be required to attend any SAT mediation sessions or hearings to answer any questions raised in relation to its decision on a planning application. All responsibilities and costs for dealing with any appeal including advice from expert witnesses and preparation of all required documentation will fall on the local government.

11. The proposed model makes no mention of what would happen in the event that a planning application refused by the DAP and which then becomes the subject of an appeal to SAT is supported by the local government. Under the terms of the model the local government will be required to be the respondent in cases of this type which means that it has an obligation to defend the DAPs decision despite not agreeing with it. This could give rise to a serious conflict of interest and may result in a local government choosing not to respond to a SAT case thereby undermining the integrity of the planning system.
12. Local government has not been given sufficient opportunity to consider the implications of this proposed reform to the State's planning framework. The public consultation process undertaken to-date regarding its proposed implementation has been too limited in terms of its scope and timeframe.
13. It is contended that this proposed reform to the State's planning framework has not been well thought out and is focused on making significant changes to a component of the framework that still functions efficiently and effectively. The Department appears to be rushing its implementation for the 'sake of change' rather than focusing on those components of the planning framework that are currently causing the most significant delays.

In light of the above issues and concerns it is recommended that Council authorise the Shire administration to prepare and lodge a submission to the Department of Planning strongly objecting to the establishment of Development Assessment Panels in Western Australia for the various reasons outlined above.

Statutory Environment

- Planning and Development Act 2005
- Shire of Wagin Town Planning Scheme No.2

Policy Implications

Nil

Community Consultation

The proposal to amend the *Planning and Development Act 2005* to introduce new regulations to provide for the establishment of Development Assessment Panels in Western Australia is open for public comment until Monday 2 November 2009.

Of particular concern is the Department's recent advice at a briefing session held in Perth attended by this report's author that the introduction of Development Assessment Panels is "all but guaranteed" and that any comments received during the consultation process will be considered to only inform the drafting of the required regulations which are proposed to be operational by July 2010.

It is contended that local government has not been given sufficient opportunity to consider the implications of this major reform to the State's planning framework and that the public consultation process undertaken to-date regarding its proposed implementation has been too limited in terms of its scope and timeframe.

It should be noted that prior to the release of the current discussion paper the only mention of the possible introduction of DAPs into the planning framework was in a document published by the Department for Planning and Infrastructure in March 2009 entitled '*Building a Better Planning System – Consultation Paper*'. In that document the proposal to introduce

DAPs was very general and limited in terms of specific details. It is understood that at the close of the public advertising period a total of 50 submissions had been received regarding this proposal of which 24 were in support, 6 were opposed, 7 offered qualified support but required more information, 7 had significant concerns and required clarification of a range of issues and the remaining 6 made specific comments, the details of were not stated in the Department's outcomes report.

Financial Implications

The financial implications of establishing Joint Development Assessment Panels for small local governments that are not located in high-growth areas are likely to be substantial and will add significantly to the current costs associated with the assessment and determination of planning applications made under the relevant local planning scheme valued at equal to and/or over \$1 million.

The additional costs likely to be incurred are difficult to quantify at this early stage however could be expected to include, but not limited to, sessional sitting fees for specialist members, provision of venues, secretariat support, preliminary reading time by specialist panel members, additional expert advice requested by the development assessment panel and attendance at development assessment panel meetings.

Strategic Implications

The Department of Planning contends that the establishment of Development Assessment Panels in Western Australia will assist local governments by allowing them to focus on the development of strategic planning instruments rather than administering development application determinations. In light of the likely procedural requirements associated with the administration and operation of Joint Development Assessment Panels, it is contended that little time will in fact be freed up to allow local governments to focus their resources on the development of strategic planning instruments as claimed by the Department.

1178 Officer's Recommendation/Council Decision

Moved : Cr. G K B West

Seconded: Cr. I C Cumming

That Council authorise the Shire administration to prepare and lodge a submission to the Department of Planning strongly objecting to the establishment of Development Assessment Panels in Western Australia for the various reasons outlined in the report presented above.

Carried 10/0

Cr Hegarty left the meeting at 8.12pm.

12.8 STATEMENT OF FINANCIAL ACTIVITY – SEPTEMBER 2009

LOCATION: Shire of Wagin
REPORTING OFFICER: Senior Finance Officer

Summary

A Statement of Financial Activity is attached for Council to adopt.

Background

The Local Government (Financial Management) Regulations 1996 requires that Council is to be presented with a Statement of Financial Activity each month.

Comment

A copy of Statement of Financial Activity has been compiled for the financial period ending 30th September 2009 for Council to peruse and adopt.

Shire of Wagin
STATEMENT OF FINANCIAL ACTIVITY
(Statutory Reporting Program)
For the Period Ended 30th September 2009

Note	Annual Budget 4	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a) 3	Var. % (b)-(a)/(b) 3	Var.
	\$	\$	\$	\$	%	
Operating Revenues						
Governance	3,500	120	496	376	75.81%	□
General Purpose Funding	1,351,735	275,378	268,456	(6,922)	(2.58%)	□
Law, Order and Public Safety	30,740	4,690	5,540	850	15.34%	□
Health	65,720	10,940	10,565	(375)	(3.55%)	□
Education and Welfare	315,974	86,705	91,203	4,498	4.93%	□
Community Amenities	412,425	235,055	231,035	(4,020)	(1.74%)	□
Recreation and Culture	44,710	6,025	4,283	(1,742)	(40.67%)	□
Transport	1,146,165	101,300	100,915	(385)	(0.38%)	□
Economic Services	45,500	9,660	9,540	(120)	(1.26%)	□
Other Property and Services	704,242	19,760	39,125	19,365	49.50%	□
Total (Excluding Rates)	4,120,711	749,633	761,158	11,525		□
Operating Expense						
Governance	(318,903)	(115,681)	(68,735)	46,946	68.30%	▼
General Purpose Funding	(306,217)	(67,696)	(65,998)	1,698	2.57%	□
Law, Order and Public Safety	(137,119)	(37,880)	(33,967)	3,913	11.52%	□
Health	(239,471)	(66,112)	(65,079)	1,033	1.59%	□
Education and Welfare	(433,515)	(99,992)	(82,210)	17,782	21.63%	□
Community Amenities	(681,067)	(97,076)	(85,226)	11,850	13.90%	□
Recreation and Culture	(629,315)	(144,519)	(120,290)	24,229	20.14%	▼
Transport	(2,058,624)	(376,380)	(408,804)	(32,424)	(7.93%)	▲
Economic Services	(145,418)	(69,116)	(70,111)	(995)	(1.42%)	□
Other Property and Services	(309,338)	(84,629)	14,029	98,658	(703.24%)	▼
Total	(5,258,987)	(1,159,081)	(986,391)	172,690		□
Funding Balance Adjustment						
Add back Depreciation	628,817	104,813	106,796	1,983	1.86%	□
Adjust (Profit)/Loss on Asset Disposal	(302,633)	4,606	12,664	8,058	63.63%	□
Adjust Provisions and Accruals	0	0	0	0		□
Net Operating (Ex. Rates)	(812,092)	(300,029)	(105,773)	194,256		□
Capital Revenues						
Proceeds from Disposal of Assets	581,354	61,354	60,473	(881)	(1.46%)	□
Proceeds from New Debentures	0	0	0			□
Self-Supporting Loan Principal	7,038	1,714	1,714	0		□
Transfer from Reserves	254,500	0	0	0		□
Total	842,892	63,068	62,187	(881)		□
Capital Expenses						
Land Held for Resale	(500,000)	0	(3,168)	(3,168)	(100.00%)	□

Land and Buildings	(604,178)	(233,637)	(220,637)	13,000	5.89%	<input type="checkbox"/>
Plant and Equipment	(288,547)	(75,300)	(87,271)	(11,971)	(13.72%)	<input type="checkbox"/>
Furniture and Equipment	(174,816)	(15,775)	(23,670)	(7,895)	(33.35%)	<input type="checkbox"/>
Infrastructure Assets - Roads	(335,425)	(118,307)	(28,398)	89,909	316.60%	<input checked="" type="checkbox"/>
Infrastructure Assets - Other	(246,189)	(98,689)	(68,781)	29,908	43.48%	<input checked="" type="checkbox"/>
Repayment of Debentures	(41,643)	(14,504)	(14,504)	0	0.00%	<input type="checkbox"/>
Transfer to Reserves	(541,385)	(8,000)	(6,157)	1,843	29.93%	<input type="checkbox"/>
Total	(2,732,183)	(564,212)	(452,586)	111,626		<input type="checkbox"/>
Net Capital	(1,889,291)	(501,144)	(390,399)	110,745		<input type="checkbox"/>
Total Net Operating + Capital	(2,701,383)	(801,173)	(496,172)	305,001		<input type="checkbox"/>
Rate Revenue	1,476,383	1,523,883	1,521,977	(1,906)	(0.13%)	<input type="checkbox"/>
Opening Funding Surplus(Deficit)	1,225,000	1,225,000	1,225,000	0	0.00%	<input type="checkbox"/>
Closing Funding Surplus(Deficit)	0	1,947,710	2,250,805	303,095		<input type="checkbox"/>

2

Shire of Wagin
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 30th September 2009

1. SIGNIFICANT ACCOUNTING POLICIES

The significant accounting policies which have been adopted in the preparation of this statement of financial activity are:

(a) Basis of Accounting

This statement is a special purpose financial report, prepared in accordance with applicable Australian Australian Accounting Standards, other mandatory professional reporting requirements and the Local Government Act 1995 (as amended) and accompanying regulations (as amended).

(b) The Local Government Reporting Entity

All Funds through which the Council controls resources to carry on its functions have been included in this statement.

In the process of reporting on the local government as a single unit, all transactions and balances between those funds (for example, loans and transfers between Funds) have been eliminated.

All monies held in the Trust Fund are excluded from the statement.

(c) Rounding Off Figures

All figures shown in this statement are rounded to the nearest dollar.

(d) Rates, Grants, Donations and Other Contributions

Rates, grants, donations and other contributions are recognised as revenues when the local government obtains control over the assets comprising the contributions. Control over assets acquired from rates is obtained at the commencement of the rating period or, where earlier, upon receipt of the rates.

(e) Goods and Services Tax

In accordance with recommended practice, revenues, expenses and assets capitalised are stated net of any GST recoverable. Receivables and payables are stated inclusive of applicable GST.

(f) Cash and Cash Equivalents

Cash and cash equivalents comprise cash at bank and in hand and short-term deposits that are readily convertible to known amounts of cash and which are subject to an insignificant risk of changes in value.

For the purposes of the Cash Flow Statement, cash and cash equivalents consist of cash and cash equivalents as defined above, net of outstanding bank overdrafts. Bank overdrafts are included as short-term borrowings in current liabilities.

(g) Trade and Other Receivables

Trade receivables, which generally have 30 - 90 day terms, are recognised initially at fair value and subsequently measured at amortised cost using the effective interest rate method, less any allowance for uncollected amounts.

Collectability of trade receivables is reviewed on an ongoing basis. Debts that are known to be uncollectible are written off when identified. An allowance for doubtful debts is raised when there is objective

evidence
that they will not be collectible.

(h) Inventories

General

Inventories are valued at the lower of cost and net realisable value. Net realisable value is the estimated selling price in the ordinary course of business less the estimated costs of completion and the estimated costs of necessary to make the sale.

Inventories held from trading are classified as current even if not expected to be realised in the next 12 months.

Land Held for Resale

Land purchased for development and/or resale is valued at the lower of the cost and net realisable value.

Cost includes the cost of acquisition, development and interest incurred on the financing of that land during its development. Interest and holding charges incurred after development is complete are recognised as expenses.

Revenue arising from the sale of property is recognised in the operating statement as at the time of signing a binding contract of sale.

Land held for resale is classified as current except where it is held as non-current based on Council's intentions to release for sale.

(i) Fixed Assets

All assets are initially recognised at cost. Cost is determined as the fair value of the assets given as consideration plus costs incidental to the acquisition. For assets acquired at no cost or for nominal labour on the project and an appropriate proportion of variable and fixed overhead.

Certain asset classes may be revalued on a regular basis such that the carrying values are not materially different from fair value. Assets carried at fair value are to be revalued with sufficient regularity to ensure the carrying amount does not differ materially from that determined using fair value at reporting date.

(j) Depreciation of Non-Current Assets

All non-current assets having a limited useful life are systematically depreciated over their useful lives in a manner which reflects the consumption of the future economic benefits embodied in those assets.

Buildings	50	years
Furniture & Office Equipment	10	years
Computer & Electronic Equipment	3	years
Plant & Equipment	10	years
Trucks	7	years
Sedans	4	years
Other Plant & Equipment	10	years

Infrastructure Assets

Sealed Roads	50	years
Unsealed Roads	50	years
Footpaths & Walkways	40	years
Drainage	50	years
Pedestrian Bridges - Wood	20	years
Vehicle Bridges - Wood	20	years

Vehicle Bridges - Concrete	75	years
Culverts - Wood	20	years
Culverts - Concrete	75	years
Dams	75	years
Tanks & Reservoirs	35	years

The following Infrastructure Assets are not depreciated:

Parks and Playing field surfaces
Reticulation Systems
Drainage Reserves
Clearing and Earthworks

The following Infrastructure Assets are not capitalized owing to their cost being immaterial:

Street Furniture
Pedestrian/Bus Shelters
Street Signs

Council has elected not to depreciate assets that has a value under \$1,000.

1. SIGNIFICANT ACCOUNTING POLICIES (Continued)

(k) Trade and Other Payables

Trade and other payables are carried at amortised cost. They represent liabilities for goods and services provided to the local government prior to the end of the financial year that are unpaid and arise when the Shire becomes obliged to make future payments in respect of the purchase of these goods and services. The amounts are unsecured and are usually paid within 30 days of recognition.

(l) Employee Benefits

The provisions for employee benefits relates to amounts expected to be paid for long service leave, annual leave, wages and salaries and are calculated as follows:

(i) Wages, Salaries, Annual Leave and Long Service Leave (Short-term Benefits)

The provision for employees' benefits to wages, salaries, annual leave and long service leave expected to be settled within 12 months represents the amount the Shire has a present obligation to pay resulting from employees services provided to balance date. The provision has been calculated at nominal amounts based on remuneration rates the Shire expects to pay and includes related on-costs.

(ii) Annual Leave and Long Service Leave (Long-term Benefits)

The liability for long service leave is recognised in the provision for employee benefits and measured as the present value of expected future payments to be made in respect of services provided by employees up to the reporting date using the project unit credit method. Consideration is given to expected future wage and salary levels, experience of employee departures and periods of service. Expected future payments are discounted using market yields at the reporting date on national government bonds with terms to maturity and currency that match as closely as possible, the estimated future cash outflows. Where the Shire does not have the unconditional right to defer settlement beyond 12 months, the liability is recognised as a current liability.

(m) Interest-bearing Loans and Borrowings

All loans and borrowings are initially recognised at the fair value of the consideration received less directly attributable transaction costs.

After initial recognition, interest-bearing loans and borrowings are subsequently measured at amortised cost using the effective interest method. Fees paid on the establishment of loan facilities that are

yield related are included as part of the carrying amount of the loans and borrowings.

Borrowings are classified as current liabilities unless the Council has an unconditional right to defer settlement of the liability for at least 12 months after the balance sheet date.

Borrowing Costs

Borrowing costs are recognised as an expense when incurred except where they are directly attributable to the acquisition, construction or production of a qualifying asset. Where this is the case, they are capitalised as part of the cost of the particular asset.

(n) Provisions

Provisions are recognised when: The council has a present legal or constructive obligation as a result of past events; it is more likely than not that an outflow of resources will be required to settle the obligation; and the amount has been reliably estimated. Provisions are not recognised for future operating losses.

Where there are a number of similar obligations, the likelihood that an outflow will be required in settlement is determined by considering the class of obligations as a whole. A provision is recognised even if the likelihood of an outflow with respect to any one of item included in the same class of obligations may be small.

(o) Current and Non-Current Classification

In the determination of whether an asset or liability is current or non-current, consideration is given to the time when each asset or liability is expected to be settled. The asset or liability is classified as current if it is expected to be settled within the next 12 months, being the Council's operational cycle. In the case of liabilities where Council does not have the unconditional right to defer settlement beyond 12 months, such as vested long service leave, the liability is classified as current even if not expected to be settled within the next 12 months. Inventories held for trading are classified as current even if not expected to be realised in the next 12 months except for land held for resale where it is held as non current based on Council's intentions to release for sale.

(p) Nature or Type Classifications

Rates

All rates levied under the Local Government Act 1995. Includes general, differential, specific area rates, minimum rates, interim rates, back rates, ex-gratia rates, less discounts offered. Exclude administration fees, interest on instalments, interest on arrears, service charges and sewerage rates.

Operating Grants, Subsidies and Contributions

Refer to all amounts received as grants, subsidies and contributions that are not non-operating grants.

Non-Operating Grants, Subsidies and Contributions

Amounts received specifically for the acquisition, construction of new or the upgrading of noncurrent assets paid to a local government, irrespective of whether these amounts are received as capital grants, subsidies, contributions or donations.

Profit on Asset Disposal

Profit on the disposal of assets including gains on the disposal of long term investments. Losses are disclosed under the expenditure classifications.

Fees and Charges

Revenues (other than service charges) from the use of facilities and charges made for local government services, sewerage rates, rentals, hire charges, fee for service, photocopying charges, licences, sale of goods or information, fines, penalties and administration fees. Local governments may wish to disclose

more detail such as rubbish collection fees, rental of property, fines and penalties, other fees and charges.

Service Charges

Service charges imposed under Division 6 of Part 6 of the Local Government Act 1995. Regulation 54 of the Local Government (Financial Management) Regulations 1996 identifies these are television and radio broadcasting, underground electricity and neighbourhood surveillance services. Exclude rubbish removal charges. Interest and other items of a similar nature received from bank and investment accounts, interest on rate instalments, interest on rate arrears and interest on debtors.

Interest Earnings

Interest and other items of a similar nature received from bank and investment accounts, interest on rate instalments, interest on rate arrears and interest on debtors.

Other Revenue / Income

Other revenue, which can not be classified under the above headings, includes dividends, discounts, rebates etc.

Employee Costs

All costs associate with the employment of person such as salaries, wages, allowances, benefits such as vehicle and housing, superannuation, employment expenses, removal expenses, relocation expenses, worker's compensation insurance, training costs, conferences, safety expenses, medical examinations, fringe benefit tax, etc.

Materials and Contracts

All expenditures on materials, supplies and contracts not classified under other headings. These include supply of goods and materials, legal expenses, consultancy, maintenance agreements, communication expenses, advertising expenses, membership, periodicals, publications, hire expenses, rental, leases, postage and freight etc. Local governments may wish to disclose more detail such as contract services, consultancy, information technology, rental or lease expenditures.

Utilities (Gas, Electricity, Water, etc.)

Expenditures made to the respective agencies for the provision of power, gas or water. Exclude expenditures incurred for the reinstatement of roadwork on behalf of these agencies.

Insurance

All insurance other than worker's compensation and health benefit insurance included as a cost of employment.

Loss on asset disposal

Loss on the disposal of fixed assets.

Depreciation on non-current assets

Depreciation expense raised on all classes of assets.

Interest expenses

Interest and other costs of finance paid, including costs of finance for loan debentures, overdraft accommodation and refinancing expenses.

Other expenditure

Statutory fees, taxes, provision for bad debts, member's fees or levies including WA Fire Brigade Levy and State taxes. Donations and subsidies made to community groups.

(r) Statement of Objectives

In order to discharge its responsibilities to the community, the Council has developed a set of operational and financial objectives. These objectives have been established both on an overall basis and for each of its broad activities/programs.

Council operations as disclosed in this statement encompass the following service orientated activities/programs:

GOVERNANCE

Includes costs associated with elected members, the running costs of the Administration building and associated clerical staff, records management and computer operation costs.

GENERAL PURPOSE FUNDING

Includes rate revenue and associated costs, general purpose government grants, costs associated with the repayment of Council loans, including reimbursement from government bodies and community organisations, as well as interest earned on Council investments.

LAW, ORDER, PUBLIC SAFETY

Includes costs associated with fire prevention and control, control of dogs and other animals, abandoned vehicles and supervision of associated local laws.

HEALTH

Includes costs associated with maternal and infant health, analytical expenses ie water sampling, the running of the Regional Health Scheme together with the Shires of Williams and West Arthur.

EDUCATION AND WELFARE

Includes costs associated with the running of the Wagin Pre-School, maintenance of the Wagin District High School oval, the running of the Wagin Home and Community Care Program, including Community Aged Care Packages and Wagin Frail Aged Lodge.

COMMUNITY AMENITIES

Includes provision for the collection and disposal of residential, commercial and industrial refuse, ongoing maintenance of the Wagin Cemetery and running costs associated with providing public conveniences.

RECREATION AND CULTURE

Includes costs associated with public halls, the Wagin Memorial Swimming Centre, Wagin Recreation Centre, sportsground maintenance and sportsground buildings maintenance, the provision of library services together with a contribution towards the costs associated with the running of the Wagin Woolorama.

TRANSPORT

Includes upgrading, constructing, sealing resealing and ongoing maintenance costs associated with roads, footpaths and parking facilities, improvements to Council's plant and the provision of aircraft landing facilities and their associated costs.

ECONOMIC SERVICES

Includes control of declared flora and fauna, works associated with Council's inclusion as part of the Rural Town's programme (Salinity Action Plan works), LCDC projects, tourism and area promotion, ongoing maintenance of the Wagin Caravan Park, building control and the provision of standpipes.

OTHER PROPERTY & SERVICES

Includes private works, town planning schemes and the provision for new residential developments, materials in store, costs associated with employment of the outside works crew, costs associated with the running of all Council plant and other unclassified revenue and expenses.

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 30th September 2009

Note 2: NET CURRENT FUNDING POSITION

Positive=Surplus (Negative=Deficit)			
2009-10			
Note	This Period	Last Period	Same Period Last Year
	\$	\$	\$
Current Assets			
Cash Unrestricted	749,851	491,861	970,907
Cash Restricted	828,189	824,101	801,058
Receivables - Rates and Rubbish	1,303,762	1,841,355	392,773
Receivables -Other	279,245	170,910	187,816
Inventories	38,157	39,141	52,418
	3,199,204	3,367,368	2,404,972
Less: Current Liabilities			
GST	11,571	47,263	11,692
Payables	(112,277)	(285,061)	(87,046)
Provisions	(19,504)	(19,290)	(30,212)
	(120,210)	(257,088)	(105,566)
Less: Cash Restricted	(828,189)	(824,101)	(801,058)
Net Current Funding Position	2,250,805	2,286,179	1,498,348

Shire of Wagin
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
For the Period Ended 30th September 2009

Note 3: MAJOR VARIANCES

Comments/Reason for Variance

5.2 OPERATING EXPENSES

5.2.1 GOVERNANCE

Insurance costs still to be paid and Admin Salaries below budget

5.2.7 RECREATION AND CULTURE

Swimming Pool Maintenance Costs are down as we have not purchased bulk chlorine as yet

5.2.8 TRANSPORT

Transport is over budget as Works Program Maintenance Jobs have been prioritised over Capital Jobs by Director of Works.

5.2.10 OTHER PROPERTY AND SERVICES

Works Sick and Holiday pay under budget and Plant and Overheads Allocations difference

5.4 CAPITAL EXPENSES

5.4.5 INFRASTRUCTURE ASSETS - ROADS

Capital Infrastructure Roads Transport is under budget as Works Program Maintenance Jobs have been prioritised over Capital Jobs by Director of Works.

5.4.6 INFRASTRUCTURE ASSETS - OTHER

Sealing jobs at Airstrip and Library Carpark have not commenced due to inclement weather.

Statutory Environment

Local Government (Financial Management) Regulations

Policy Implications

Nil

Financial Implications

Nil

Cr Hegarty returned to the meeting at 8.13pm.

1179 Officer's Recommendation/Council Decision

Moved : Cr. G R Ball

Seconded: Cr. G K B West

That Council adopts the Statement of Financial Activity for the financial period ending 30th September 2009.

Carried 10/0

12.9 STATEMENT OF PAYMENTS – SEPTEMBER 2009

LOCATION: Shire of Wagin
REPORTING OFFICER: Senior Finance Officer

Summary

A Statement of account and other payments is attached for Council to adopt.

Background

The Local Government (Financial Management) Regulations 1996 requires that Council is to be presented with a Statement of payments each month.

Comment

A copy of the Statement of Payments has been compiled for the month of September 2009 for Council to peruse and adopt.

**Municipal Account
List of Payments September 2009**

	<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Description</u>	<u>Amount</u>
**A D Coote and Co	Bill Pmt - Cheque	21/09/2009	EFT	Freight on Flag Poles	-49.50
**A G Brookes Excavations	Bill Pmt - Cheque	01/09/2009	EFT	Hire of Cat 322 & Low Loader	-2,200.00
**Accessible Transit Specialists	Bill Pmt - Cheque	25/09/2009	EFT	Fabricate Manual Fold Down Step for HACC Bus	-1,193.50
**Albany Advertiser Pty Ltd	Bill Pmt - Cheque	01/09/2009	EFT	Advertising improper use of uhf cd Channels 5 & 35	-127.40
**Alexander Galt and Co Pty Ltd	Bill Pmt - Cheque	01/09/2009	EFT	Hardware Supplies	-2,274.29
	Bill Pmt - Cheque	11/09/2009	EFT	Hardware Supplies	-18,563.08
	Bill Pmt - Cheque	15/09/2009	EFT	Hardware Supplies	-13,985.36
**Alliance Equipment Finance Pty Limited	Bill Pmt - Cheque	11/09/2009	EFT	Photocopier Lease Contract	-608.30
**Artisan / Imagepak	Bill Pmt - Cheque	25/09/2009	EFT	HACC Uniforms	-339.90
**ATI-Mirage	Bill Pmt - Cheque	25/09/2009	EFT	Microsoft Word Training	-215.78
**Australia Day Council of WA					

	Bill Pmt - Cheque	15/09/2009	EFT	Membership Renewal	-200.00
**Australia Post	Bill Pmt - Cheque	15/09/2009	EFT	Postage	-216.24
**Australian Communications Authority	Bill Pmt - Cheque	11/09/2009	EFT	Licence Renewal	-180.00
**Australian Services Union	Bill Pmt - Cheque	29/09/2009	EFT	ASU Membership Payroll Deductions September 2009	-113.40
**Beaurepaires	Bill Pmt - Cheque	11/09/2009	EFT	Tyre Repairs	-369.93
**Benara Nurseries	Bill Pmt - Cheque	11/09/2009	EFT	Plants and Shrubs	-190.80
	Bill Pmt - Cheque	25/09/2009	EFT	Plants for Library and Wetlands Park	-644.05
**Best Office Systems	Bill Pmt - Cheque	11/09/2009	EFT	Office Supplies	-134.59
	Bill Pmt - Cheque	25/09/2009	EFT	Maintenance to BW Photocopier	-50.00
**BIJL Tree Consultancy	Bill Pmt - Cheque	01/09/2009	EFT	Arboricultural Consultant	-2,574.55
**Blyth Garden Centre Plants Plus	Bill Pmt - Cheque	11/09/2009	EFT	PLant Supplies	-367.40
**BOC Gases	Bill Pmt - Cheque	11/09/2009	EFT	Oxygen Bottles for Building Maintenance	-67.20
**Bullivants Pty Ltd	Bill Pmt - Cheque	11/09/2009	EFT	Tonne of Sling	-38.47
**Busselton Mower World	Bill Pmt -	11/09/2009	EFT	Mower Parts	-104.80

	Cheque				
**Central Tafe WA	Bill Pmt - Cheque	25/09/2009	EFT	Enrolment Fees - Cert III in Community Recreation - L Fuss	-522.55
**Chubb Security Australia	Bill Pmt - Cheque	25/09/2009	EFT	Monitoring of Alarm Systems	-152.45
**Constable Care Child Safety Foundtn In	Bill Pmt - Cheque	11/09/2009	EFT	Water Bottles	-495.00
**Cook's Tours	Bill Pmt - Cheque	01/09/2009	EFT	Travel Guides	-550.00
**Corporate Express	Bill Pmt - Cheque	11/09/2009	EFT	Stationery	-783.73
	Bill Pmt - Cheque	15/09/2009	EFT	Office Furniture	-6,750.70
	Bill Pmt - Cheque	25/09/2009	EFT	Stationery	-44.90
**Courier Australia	Bill Pmt - Cheque	11/09/2009	EFT	Freight	-746.32
	Bill Pmt - Cheque	25/09/2009	EFT	Freight	-132.25
**Cresswells Department Store	Bill Pmt - Cheque	11/09/2009	EFT	Wagin Youth Centre Shirts	-550.00
**Daycrest Pty Ltd	Bill Pmt - Cheque	25/09/2009	EFT	Fuel August 2009	-643.07
**Deb's Diner & Bakehouse	Bill Pmt - Cheque	01/09/2009	EFT	Fuel & Refreshments	-451.85
	Bill Pmt - Cheque	15/09/2009	EFT	Fuel	-118.80
**Debbie Thompson	Bill Pmt -	25/09/2009	EFT	Reimbursement of Groceries for Council Meeting	-18.70

		Cheque			
**Department of Treasury & Finance					-28.05
	Bill Pmt - Cheque	25/09/2009	EFT	Recoveries of Lost & Damaged Library Books	
**Doms Delicatessen of Wagin					
	Bill Pmt - Cheque	25/09/2009	EFT	Catering & Kitchen Refreshments August 2009	-175.08
**Ewen-Foley Agencies					
	Bill Pmt - Cheque	11/09/2009	EFT	New Pump and Chemical	-2,095.50
**Fire & Emergency Services Authority WA					
	Bill Pmt - Cheque	15/09/2009	EFT	Emergency Services Levy	-17,500.80
	Bill Pmt - Cheque	25/09/2009	EFT	ESL Deferred Interest	-29.66
**Fitzgerald Strategies					
	Bill Pmt - Cheque	11/09/2009	EFT	HR Services Renewal	-2,095.01
**Fuel Distributors of WA Pty Ltd					
	Bill Pmt - Cheque	01/09/2009	EFT	Fuel Supply	-200.00
	Bill Pmt - Cheque	11/09/2009	EFT	Diesel & ULP Sept 09	-9,522.40
**G.A. Franz					
	Bill Pmt - Cheque	11/09/2009	EFT	New Ablutions Library Paving	-6,250.00
**Gemini Medical Services					
	Bill Pmt - Cheque	11/09/2009	EFT	Medical Services Agreement	-14,206.50
**Great Southern District Display					
	Bill Pmt - Cheque	01/09/2009	EFT	Council Contribution	-500.00
**Great Southern Fuel Supply Katanning					
	Bill Pmt - Cheque	01/09/2009	EFT	Diesel and Unleaded Fuel	-6,286.61
	Bill Pmt - Cheque	11/09/2009	EFT	Diesel and Unleaded Fuel	-6,372.47
**Great Southern Waste Disposal					

	Bill Pmt - Cheque	11/09/2009	EFT	Refuse Removal for August and September	-13,348.75
**Greenline					
	Bill Pmt - Cheque	01/09/2009	EFT	Plant Parts	-3.15
	Bill Pmt - Cheque	11/09/2009	EFT	Plant Repairs	-70.81
	Bill Pmt - Cheque	25/09/2009	EFT	Pipe Sealant for 32 Ballagin St	-43.42
**Hanson Construction Materials Pty Ltd					
	Bill Pmt - Cheque	11/09/2009	EFT	Basalt for Works Jobs	-8,216.29
	Bill Pmt - Cheque	25/09/2009	EFT	Basalt for Works Jobs	-5,099.46
**Harley Survey Group					
	Bill Pmt - Cheque	25/09/2009	EFT	Road Closure & Deviation - Jaloran Road Blackspot	-1,320.00
**Harman Timber Protruss					
	Bill Pmt - Cheque	11/09/2009	EFT	Roof Trusses	-2,602.20
**HIF Insurance					
	Bill Pmt - Cheque	29/09/2009	EFT	HIF Deductions September 2009	-38.20
**Isis Capital Limited					
	Bill Pmt - Cheque	01/09/2009	Debit	Isuzu Truck Quarterly Lease Payment	-9,533.32
**Isweep					
	Bill Pmt - Cheque	11/09/2009	EFT	Road Sweeper	-4,237.50
**Jason Signmakers					
	Bill Pmt - Cheque	25/09/2009	EFT	Traffic Signs	-139.70
**Jem Truck Sales					
	Bill Pmt - Cheque	11/09/2009	EFT	Service and Repairs on Various Vehicles	-2,454.55
**JR & A Hersey Pty Ltd					
	Bill Pmt - Cheque	11/09/2009	EFT	Hardware Supplies	-392.70
**K R Marley					

	Bill Pmt - Cheque	11/09/2009	EFT	Service on Roller	-610.70
**Landgate					
	Bill Pmt - Cheque	01/09/2009	EFT	Certificate title Johnston St	-3.50
	Bill Pmt - Cheque	11/09/2009	EFT	Interim Valuations	-468.12
**Landgate - Mount St					
	Bill Pmt - Cheque	01/09/2009	EFT	Interim Valuations	-103.75
**LG Net					
	Bill Pmt - Cheque	11/09/2009	EFT	recruitment Advertising	-396.00
**LGIS Property					
	Bill Pmt - Cheque	25/09/2009	EFT	Property Insurance - Second Instalment Contribution	-12,994.15
**LGRCEU					
	Bill Pmt - Cheque	29/09/2009	EFT	Union Deductions September 2009	-32.80
**Life. Be In It Special Projects Unit					
	Bill Pmt - Cheque	01/09/2009	EFT	Life be in it Equipment	-509.45
**Local Authorities Analytical Committee					
	Bill Pmt - Cheque	01/09/2009	EFT	Health Analytical Expenses	-414.15
**Locko's Workshop					
	Bill Pmt - Cheque	25/09/2009	EFT	Fabricate Door Flashings for 32 Ballagin St	-88.00
**Lomond Nominees P/L Blyth Tree Farm					
	Bill Pmt - Cheque	07/09/2009	EFT	Shrubs for Roadside planting	-371.40
**MegaBuy Pty Ltd					
	Bill Pmt - Cheque	01/09/2009	EFT	Computer Supplies	-965.77
**Metro Count					
	Bill Pmt - Cheque	11/09/2009	EFT	Battery Pack for Road Counter	-141.90
**Midalia Steel Pty Ltd					
	Bill Pmt -	25/09/2009	EFT	Post Cap Squares for Library Toilets	-9.44

		Cheque			
**Momar Australia Pty Ltd					-1,239.15
**Narrogin Computers	Bill Pmt - Cheque	11/09/2009	EFT	Graffiti Cleaning Supplies	
	Bill Pmt - Cheque	11/09/2009	EFT	Library Computer Repairs	-613.00
	Bill Pmt - Cheque	25/09/2009	EFT	Brother Laser Printers & Cables	-2,201.00
**Narrogin Hire Service & Reticulation					
	Bill Pmt - Cheque	11/09/2009	EFT	Foot Valve for Weir	-451.16
**NCS Cuthbert - Landmark					
	Bill Pmt - Cheque	11/09/2009	EFT	Weed Killer for HACCC use in Darkan	-264.00
**Officeworks Business Direct					
	Bill Pmt - Cheque	11/09/2009	EFT	Office Supplies	-95.40
**Outdoor World					
	Bill Pmt - Cheque	25/09/2009	EFT	Deposit for Roller Door for 32 Ballagin St	-297.00
**Palace Hotel					
	Bill Pmt - Cheque	25/09/2009	EFT	Refreshments	-60.98
**Paypal Australia					
	Bill Pmt - Cheque	30/09/2009	EFT	Paypal Transactions for Radio Comms, Computer, Vehicle Radios	-4,414.80
**Perth Ambassador Hotel					
	Bill Pmt - Cheque	25/09/2009	EFT	Accommodation and Meals- Training for Debbie Thompson	-167.50
**Peter Provost					
	Bill Pmt - Cheque	15/09/2009	EFT	Instalation of wiring to Airstrip	-2,175.80
**PL Bolto & Co Real Estate					
	Bill Pmt - Cheque	11/09/2009	EFT	Valuation of Proposed Subdivision at Vernal St	-1,017.50

**Royal Life Saving Society WA	Bill Pmt - Cheque	11/09/2009	EFT	Leanne Fuss - First Aid Training	-475.00
**Rural Press Regional Media WA PtyLtd.	Bill Pmt - Cheque	11/09/2009	EFT	Meals on Wheels Advertising	-15.25
	Bill Pmt -	25/09/2009	EFT	Advertising August 2009	-709.91
**Shire of Dumbleyung	Bill Pmt - Cheque	25/09/2009	EFT	WALGA Training Costs	-875.82
**Shire of Wagin Payroll Creditors	Bill Pmt - Cheque	29/09/2009	EFT	Payroll Deductions September 2009	-120.00
**Shire of Woodanilling	Bill Pmt - Cheque	01/09/2009	EFT	Trainee -Amy Kippin Salary	-1,440.00
**Station Motors Holden	Bill Pmt - Cheque	25/09/2009	EFT	Director Works Vehicle Changeover	-5,721.80
**Synergy	Bill Pmt - Cheque	01/09/2009	EFT	Electricity	-87.05
	Bill Pmt - Cheque	11/09/2009	EFT	Electricity	-3,107.40
**T-Quip	Bill Pmt - Cheque	25/09/2009	EFT	New Toro Mower Changeover	-12,100.00
**TE & MC Bairstow	Bill Pmt - Cheque	15/09/2009	EFT	Ctge Metal to Wagin Twn Site & Ballagin	-5,209.38
**Terry Brown & Co	Bill Pmt - Cheque	11/09/2009	EFT	Trailer parts	-13.20
**Trevor Parsons Building	Bill Pmt - Cheque	29/09/2009	EFT	Waratah Lodge New Units - Claim #5	-65,934.00

**Urban and Rural Perspectives	Bill Pmt - Cheque	25/09/2009	EFT	Town Planning Services August 2009	-4,770.86
**Wagin Agricultural Society	Bill Pmt - Cheque	11/09/2009	EFT	Donation for Art Photography	-525.00
**Wagin Co-op.	Bill Pmt - Cheque	11/09/2009	EFT	Refreshments	-445.53
**Wagin Gas Electrics	Bill Pmt - Cheque	01/09/2009	EFT	Electrical Repairs	-154.00
**Wagin Newsagency	Bill Pmt - Cheque	25/09/2009	EFT	Newspapers & Minor Stationery August 2009	-117.82
**Wagin Panel and Paint	Bill Pmt - Cheque	11/09/2009	EFT	Windscreen repair ford Rego 1BKZ524	-49.50
**Wagin R.S.L	Bill Pmt - Cheque	25/09/2009	EFT	Funds towards 3 Flagpoles for Memorial Wall WDHS	-2,000.00
**Wagin Telecentre	Bill Pmt - Cheque	25/09/2009	EFT	Photocopying of Budgets and Agendas	-752.85
**WALGSP	Bill Pmt - Cheque	29/09/2009	EFT	Superannuation September 2009	-11,883.66
**West Coast Shade	Bill Pmt - Cheque	25/09/2009	EFT	Manufacture & Install Replacement Shade Sails at Rec Ground	-4,972.00
**West Country Office Machines	Bill Pmt - Cheque	01/09/2009	EFT	Colour Copier Usage	-311.26
	Bill Pmt - Cheque	25/09/2009	EFT	Colour Copier Usage	-285.50
**Western Australian Local Government Ass	Bill Pmt - Cheque	11/09/2009	EFT	Local Government Week registration	-5,854.00

****Western Australian Treasury Corporation**

Bill Pmt - Cheque	25/09/2009	EFT	Loan Repayments	-3,357.26
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****Westrac Equipment**

Bill Pmt - Cheque	25/09/2009	EFT	Service for Cat Grader	-1,976.47
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****Westscheme**

Bill Pmt - Cheque	29/09/2009	EFT	Superannuation Contributions September 2009 - Mark Dudenhoeffer & Chris Gibson	-367.34
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****Woodanilling Bulldozing Contractor**

Bill Pmt - Cheque	25/09/2009	EFT	Stockpile Gravel for Norrington Rd Shoulders	-6,325.00
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****Yakka Pty Ltd**

Bill Pmt - Cheque	11/09/2009	EFT	Protective Clothing	-1,181.55
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Bill Pmt - Cheque	25/09/2009	EFT	Protective Clothing	-621.81
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Barefoot Clothing Manufacturer

Bill Pmt - Cheque	11/09/2009		Protective Clothing	-330.15
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Department of Planning & Infrastructure

Bill Pmt - Cheque	01/09/2009	Debit	Debit of Licensing Takings 28 August 2009	-4,883.25
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Bill Pmt - Cheque	02/09/2009	Debit	Debit of Licensing Takings 31 August 2009	-4,397.55
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Bill Pmt - Cheque	03/09/2009	Debit	Debit of Licensing Takings 1 Sep 2009	-2,988.75
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Bill Pmt - Cheque	04/09/2009	Debit	Debit of Licensing Takings 2 Sep 2009	-2,064.25
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Bill Pmt - Cheque	07/09/2009	Debit	Debit of Licensing Takings 3 Sep 2009	-6,381.80
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Bill Pmt - Cheque	08/09/2009	Debit	Debit of Licensing Takings 4 Sep 2009	-1,625.55
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Bill Pmt - Cheque	09/09/2009	Debit	Debit of Licensing Takings 7 Sep 2009	-4,138.45
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Bill Pmt - Cheque	10/09/2009	Debit	Debit of Licensing Takings 8 Sep 2009	-1,667.00
Bill Pmt - Cheque	11/09/2009	Debit	Debit of Licensing Takings 9 Sep 2009	-5,963.25
Bill Pmt - Cheque	14/09/2009	Debit	Debit of Licensing Takings 10 Sep 2009	-6,063.25
Bill Pmt - Cheque	15/09/2009	Debit	Debit of Licensing Takings 11 Sep 2009	-997.25
Bill Pmt - Cheque	16/09/2009	Debit	Debit of Licensing Takings 14 Sep 2009	-800.15
Bill Pmt - Cheque	17/09/2009	Debit	Debit of Licensing Takings 15 Sep 2009	-5,937.60
Bill Pmt - Cheque	18/09/2009	Debit	Debit of Licensing Takings 16 Sep 2009	-2,071.80
Bill Pmt - Cheque	21/09/2009	Debit	Debit of Licensing Takings 17 Sep 2009	-4,649.35
Bill Pmt - Cheque	22/09/2009	Debit	Debit of Licensing Takings 18 Sep 2009	-3,864.10
Bill Pmt - Cheque	23/09/2009	Debit	Debit of Licensing Takings 21 Sep 2009	-5,365.05
Bill Pmt - Cheque	24/09/2009	Debit	Debit of Licensing Takings 22 Sep 2009	-5,917.30
Bill Pmt - Cheque	25/09/2009	Debit	Debit of Licensing Takings 23 Sep 2009	-3,088.85
Bill Pmt - Cheque	29/09/2009	Debit	Debit of Licensing Takings 24 Sep 2009	-4,512.25
Bill Pmt - Cheque	30/09/2009	Debit	Debit of Licensing Takings 25 Sep 2009	-7,684.55
National Bank				
Bill Pmt - Cheque	01/09/2009	Debit	Merchant Fee	-168.12
Bill Pmt - Cheque	01/09/2009	Debit	National Online Fee	-66.47
Bill Pmt - Cheque	15/09/2009	Debit	Dishonoured cheque K Davidson rate payment A1058	-856.14
Bill Pmt - Cheque	17/09/2009	Debit	Dishonour cheque fee - K Davidson A1058 150909	-9.00
Bill Pmt - Cheque	29/09/2009	Debit	Repayment of Loan 124	-13,588.82
Bill Pmt - Cheque	30/09/2009	Debit	Bank Fees and Charges	-186.50
Total				<u>441,664.18</u>

	Bill Pmt - Cheque	25/09/2009	2341	Alzheimers Australia Membership 2009 / 2010	-50.00
Australian Super Administration					-260.14
	Bill Pmt - Cheque	29/09/2009	2351	Superannuation Contribution September 2009	
Bamken Sales & Service					
	Bill Pmt - Cheque	01/09/2009	2326	Freight Costs	-141.10
BT SuperWrap					
	Bill Pmt - Cheque	29/09/2009	2352	Superannuation Contribution September 2009	-268.45
Cash					
	Bill Pmt - Cheque	04/09/2009	2331	Pay out of Footy Tipping Funds	-152.00
	Bill Pmt - Cheque	11/09/2009	2332	HACC Petty Cash Recoup August 2009	-197.13
Child Support Agency					
	Bill Pmt - Cheque	29/09/2009	2353	Child Support Deductions September 2009	-303.62
City Online International					
	Bill Pmt - Cheque	25/09/2009	2342	Mobile Antenna & 2m Base Antenna	-310.00
Constant Ceilings					
	Bill Pmt - Cheque	11/09/2009	2340	Gyprock Walls & Ceilings at Airstrip Building	-3,500.00
Department of Planning & Infrastructure					
	Bill Pmt - Cheque	25/09/2009	2343	Licence Costs for Shire Vehicles	-1,685.95
Earl St Surgery					
	Bill Pmt - Cheque	25/09/2009	2344	Nick Samson - Medical	-88.00
Hesta Super Fund					
	Bill Pmt - Cheque	29/09/2009	2354	Superannuation Contribution September 2009	-285.34
In2Balance Pty Ltd					

	Bill Pmt - Cheque	01/09/2009	2327	Annual Computer Licences	-15,906.00
Kym Harrington					-123.75
	Bill Pmt - Cheque	11/09/2009	2334	Youth Holiday Program Grant Application Assistance	
Mandurah Ferry Cruises					
	Bill Pmt - Cheque	25/09/2009	2345	Christmas Lights Cruise for HACC Clients	-475.00
Rest Administration					
	Bill Pmt - Cheque	29/09/2009	2355	Superannuation Contribution September 2009	-252.74
S & S Frames & Flowers					
	Bill Pmt - Cheque	11/09/2009	2335	Flowers to Mrs Jarrick	-55.00
Shire of Wagin.					
	Bill Pmt - Cheque	01/09/2009	2328	Reimbursment	-168.85
	Bill Pmt - Cheque	11/09/2009	2336	Hire of Community Bus	-241.45
T.A.G Tree Services PTY LTD					
	Bill Pmt - Cheque	11/09/2009	2337	Tree Removal	-550.00
T.K.C AUTOMOTIVE					
	Bill Pmt - Cheque	11/09/2009	2338	Vehicle repairs	-44.00
Telstra					
	Bill Pmt - Cheque	01/09/2009	2329	Telephone accounts	-167.23
	Bill Pmt - Cheque	10/09/2009	Debit	Refuse Site Mobile Phone	-40.00
	Bill Pmt - Cheque	11/09/2009	2339	Telephone accounts	-2,219.02
	Bill Pmt - Cheque	25/09/2009	2346	Telephone accounts	-1,153.77
	Bill Pmt - Cheque	29/09/2009	2356	Server Room Phone Line	-54.91
The Intermedia Group Pty Ltd					

	Bill Pmt - Cheque	25/09/2009	2347	Subscription to Australian Ageing Agenda	-178.50
WA College of Agriculture - Narrogin					
	Bill Pmt - Cheque	25/09/2009	2348	Graduation Award Sponsorship	-100.00
Wagin General Practice					
	Bill Pmt - Cheque	25/09/2009	2349	Pre-Employment Medical for Mark Dudenhoeffer	-121.00
Water Corporation					
	Bill Pmt - Cheque	01/09/2009	2330	Water Usage	-899.90
				Total	<u><u>-29,992.85</u></u>

**Trust Account
List of Payments September 2009**

	<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Description</u>	<u>Amount</u>
Carmel O'Neill.	Bill Pmt - Cheque	24/09/2009	1840	Refund Bond for Hire of Town Hall	-300.00
Leah Kellow.	Bill Pmt - Cheque	24/09/2009	1841	Refund Bond Hire of Eric Farrow Pavilion	-300.00
Wade Longmuir.	Bill Pmt - Cheque	30/09/2009	1843	Refund Bond Hire of Eric Farrow Pavilion	-300.00
Wagin Hockey Club.	Bill Pmt - Cheque	07/09/2009	1839	Refund Bond Hire of Eric Farrow Pavilion	-300.00
Wagin Netball Club.	Bill Pmt - Cheque	24/09/2009	1842	Refund Bond Hire of Community Bus	-150.00
				Total	<u>-</u> <u>1,350.00</u>

Statutory Environment

Local Government (Financial Management) Regulations 1996

Policy Implications

Nil

Financial Implications

Nil

1180 Officer's Recommendation/Council Decision

Moved: Cr. I C Cumming

Seconded: Cr. G T Hegarty

That Council adopts the Statement of Payments for the month of August 2009 showing the following payment totals –

Municipal cheque payments totalling	\$ 30,323.00
Municipal electronic payments totalling	\$ 441,664.18
Trust cheque payments totalling	\$ 29,992.85
Carried 10/0	

12.10 LOCATION OF FOOTPATH – LOCATED ON PRIVATE PROPERTY

PROPONENT:	Linda McKenna
LOCATION:	Lot 39 Trimdon Street Wagin
REPORTING OFFICER:	Principal Environmental Health Officer/Building Surveyor
ATTACHMENTS:	Letter from Proponent & Site Map

Summary

An item regarding a Shire footpath being located partly on private property.

Background

The owner of lot 39 Trimdon Street Wagin has written to the Shire about wishing to erect a front boundary fence on the property.

The lot is on the corner of Trimdon Street and Trent Street and the lot does not have a truncation across the corner which allows better sight lines for traffic and room to build footpaths.

It appears that the Shire footpath is located in her property.

There are no survey pegs to be found on the property.

A plan of the lot and the letter are attached.

Comment

There are no survey pegs to definitively see the boundary position, however if sighted along both intersecting streets, it is apparent that the footpath is located within her boundary.

There is insufficient room between the front boundary and the road to move the footpath to locate it so that it is not within the property.

I believe that as a footpath is required to service that street (Trimdon Street), and the Shire has placed the footpath across her property, the Shire should have the property surveyed with a truncation across the front.

This would then accommodate the footpath. The property would have to be valued with a view to taking the truncated piece and recompensing the owner for the "lost" portion.

Probably the cost of the "lost" portion is or would be insignificant, however the cost of the surveying and valuation etc could amount to several thousand dollars.

The alternative would be to finish the footpath at either edge of the property, an unrealistic proposition.

I don't think it is reasonable to "go halves" in the costs as it is the Shires fault for putting the footpath in the wrong place.

There may be some way to reclaim the piece of land under the Local Government Act without paying for the land, but as mentioned this is probably not where the majority of the expected cost lies, it is the associated costs.

Statutory Environment

N/A

Policy Implications

N/A

Financial Implications

I have consulted with a surveyor in Narrogin who has said the cost of the surveying and subdivision application would be approximately \$5000 but I have no idea what the small portion of land may cost or the valuation fee.

Officer's Recommendation

Moved: Cr.

Seconded: Cr.

That

- 1) the owner of Lot 39 Trimdon Street Wagin be contacted to ascertain if she is willing to sell to the Shire a portion of her property for the purposes of forming a truncation on the corner of Trimdon and Trench Streets.
- 2) if the answer is positive, engage a valuer to place a value on the piece of land and then formally offer the owner the piece of land at the valued price.
- 3) if the owner agrees to sell the piece of land at the valued price have the lot surveyed to enable the truncated piece to be excised.

1181 Council Decision

Moved: Cr. D K Morgan

Seconded: Cr. I C Cumming

That this item be referred to the Works and Services Committee for consideration.
Carried 10/0

12.11 BEER GARDEN ADDITION - WAGIN DISTRICT CLUB

PROPONENT: Wagin District Club Inc
LOCATION: Lot 17 Tavistock Street Wagin
REPORTING OFFICER: Principal Environmental Health Officer/
Building Surveyor
ATTACHMENTS: Site Map

Summary

A request to expand the licensed area of the District Club with the addition of a beer garden.

Background

The Wagin District Club Inc has submitted an application to the Shire to develop a portion of the rear of the property by building a beer garden.

The plan submitted with the application shows a proposed grassed area immediately to the rear of the club premises that will be enclosed by a pool fence.

There is also a section of paving to be installed.

A copy of the plan and accompanying letter is attached.

Comment

The letter accompanying the application states that the Club believes there will be no negative impact on the area due to restricted hours of operation, only members are permitted in the club and the lot is situated in the Commercial zoned area.

An inspection of the club shows a fairly run down rear portion of the premises with little security.

The car park itself is in need of a reseal and the rear fence is a chain mesh fence that is partially falling down.

There is very little vegetation or colour at the rear of the club.

If the proposal is approved there could potentially be a reduction in parking spaces however as it is at the moment, the car park is unmarked and the shape of the car park makes it impossible to maximise the area available so in reality there will be little reduction in car parking spaces.

There has been no suggestion that the beer garden will be used for bands or other entertainment however this cannot be ruled out. This will or could significantly increase the noise that comes from the rear of the premises.

This is increasingly causing problems in Perth where residences close to hotels are complaining of noise emanating from licensed premises.

In this instance, the area is surrounded by businesses that would close by 5 - 6pm with the only close residences being the Butterick's building flats.

The other establishment in town incorporating a beer garden has a higher residential component surrounding it and there has been no complaints regarding noise to my knowledge. It may also be the case that they do not have bands in the beer garden.

Council can approve the application as presented, approve it with conditions or reject the application.

Council can also determine to advertise the proposal prior to making a decision if it believes that the general public or nearby residences that could be affected should have some input in the decision making process.

With this in mind the surrounding premises, as mentioned, are almost exclusively commercial premises so the introduction of a beer garden should have no effect, particularly as the club mostly opens as the other businesses close.

The owner of the Buttericks's flats may wish to have some input as could the owner of the licensed premises diagonally opposite the District Club.

It should be remembered that any input into Council decision making should not involve competition as competition is regarded as healthy and has the effect of keeping prices keen or services offered at a premium.

By granting approval to this proposal it does not mean it will automatically proceed as the Department of Racing Gaming and Liquor has to also grant approval for this area to be licensed.

It is my understanding that there is no idea to build the grassed area if it cannot be licensed so the Shire approval is only part of the equation.

Statutory Environment

Shire of Wagin Town Planning Scheme #2

Policy Implications

N/A

Financial Implications

N/A

1182 Officer's Recommendation/Council Decision

Moved: Cr. D K Morgan

Seconded Cr. G T Hegarty

That the Wagin District Club Inc be granted permission to develop the rear of the premises by the addition of a beer garden as per the drawings submitted subject to;

1. The replacement of the chain mesh fence at the rear of the property and
2. No negative comments being received from abutting neighbours within a 21 day comment period.

If any negative comments are received the matter is to be referred back to Council for further discussion.

Carried 10/0

12.12 PERMISSION TO ERECT A LARGER SHED

PROPONENT:	R Eckersley
Location: Lot	16 Johnston Street Wagin
REPORTING OFFICER:	Principal Environmental Health Officer/ Building Surveyor
ATTACHMENTS:	Site Map

Summary

A request to be able to build a shed larger than that permitted by Council Policy.

Background

The owner of lot 16 Johnston Street has applied to erect a 13m x 12m x 3.55m eave height (156m²) colorbond shed towards the rear of the property.

Council has a policy on outbuildings in the Residential areas which states:

Health Building and Planning 16

Development of Outbuildings on Residential Zoned Land

Statement

The development of outbuildings on Residential zoned land has the potential to have a negative impact upon the amenity of residential areas. Council's aim in applying this policy is to ensure that all new outbuildings on land zoned "Residential" are developed in such a way as to maintain a high standard of residential amenity in these areas.

Objective

To ensure that the development of all new outbuildings on "Residential" zoned land does not have a detrimental impact upon the general amenity and character of these areas.

Policy Provisions

- i) The erection of an outbuilding on any lot zoned "Residential" is not permitted unless a building licence has been issued for the erection of a house on the lot.
- ii) A building licence application is not required for an outbuilding of less than 9 square metres (3m x 3m) in floor area and not greater than 2.1 metres in height providing it complies with the following:
 - a) It shall be constructed of new non-flammable material and be easily dismantled; and
 - b) It shall be adequately anchored.
- iii) A building licence application is required for any outbuilding having a total floor area in excess of 9 square metres.
- iv) The maximum floor area of an outbuilding constructed of reflective cladding (e.g. zincalume) shall be 45 square metres.
- v) The maximum floor area of an outbuilding constructed of non-reflective cladding (e.g. brick, colorbond or timber) shall be 110 square metres.
- vi) In all instances the open space requirements of the Residential Planning Codes (R-Codes) are to be complied with unless otherwise approved by Council.
- vii) An outbuilding shall be separated from the building to which it is appurtenant in

accordance with the Building Code of Australia.

- viii) The wall height of any outbuilding shall not exceed 3 metres or 3.9 metres at the apex of a pitched roof unless otherwise approved by Council.
- ix) The setback of all outbuildings and carports shall be as required by the R-Codes.
- x) Notwithstanding any other provision of this policy, Council may approve of the siting of an outbuilding that is a carport (being an open-sided garage without doors) in a position other than that prescribed by other provisions of this policy.
- xi) Council will not grant approval to the use of second-hand or used building materials for an outbuilding unless it is satisfied that it will not have a detrimental impact on the visual appearance of the immediate locality.
- xii) Where an application is received for the erection of an outbuilding which does not comply with any provision of this policy the applicant shall submit to Council in writing the reason(s) why such variation is required.

There is a house on the property and another shed 9m x 7m (63m²).

Comment

This is a largish shed and exceeds the policy in several ways:

It is larger than the policy by 46m² and the height is higher at the eaves by .55m and the apex by 1.29m.

The lot is approximately 2400m², zoned Residential and the "R" Codes allow up to 50% of the lot to be built on.

This means approximately 1200m² of buildings can be built on the lot within the "R" Codes. I haven't worked out the house area however the existing shed and the proposed shed come to 219m². I doubt the house is 981m² so the provisions of the "R" Codes will not be exceeded.

Council can either approve the shed or not.

If the application is rejected the applicant will have a right of appeal to the State Administrative Tribunal (SAT).

No reason has been given for the large shed.

Statutory Environment

Shire of Wagin Town Planning Scheme #2

Policy Implications

This shed is larger than that allowed for in the policy manual.

Financial Implications

N/A

1183 Officer's Recommendation/Council Decision

Moved: Cr. K M Draper

Seconded Cr. J G Shaw

That approval for a 13m x 12m x 3.55m eave colorbond shed at lot 16 Johnston Street be granted subject to the issue of a building permit.

Carried 8/2

12.13 HOME AND COMMUNITY CARE REPORT SEPTEMBER 2009

PROPONENT: Home and Community Care
LOCATION:
REPORTING OFFICER: Home and Community Care Coordinator

Summary

Ninety seven clients received one or more services for September.
 One hundred and ten clients received services for July – September quarter.
 Two high care clients have been hospitalized for several weeks during the past quarter.
 One new client was assessed in September.
 Seven clients attended Centre Based Day Care in September.

Background

Home and Community Care groups' from Darkan and Kukerin are attending this month's Centre Based Day Care to celebrate Seniors Week which commences on Monday 26th October 2009.

A small group of men attended the Newdegate Field Day. Several staff have attended training days in the past months these being;

- Safe Transporting of clients in cars and vans
- Wellness as approach to Personal Care and Domestic Assistance.

HACC will be undergoing a Financial and Operational review. This is at the request of Department of Health and is performed on a large proportion of HACC funded organisations.

The aim is to provide the WA HACC program with limited assurance that the organisation is adequately complying with requirements of HACC Service agreement and HACC policy across the following areas.

Organisational Structure and Governance

Financial Reporting

Minimum Data Set (MDS Statistics)

The date set for this is 23 -25 November 2009

HOME AND COMMUNITY CARE – MDS FOR SEPTEMBER 2009

TYPE OF SERVICES PROVIDED – TOTAL TIME (HOURS)	MONTHLY CONTRACTED	HOURS PROVIDED	VARIANCE	CONTRACTED	YEAR TO DATE
Domestic Assistance	250	240	- 10	3000	677
Social Support	58	51	- 7	896	139
Personal Care	4	14	+ 10	197	40
Centre Based Day Care	125	89	- 36	1500	242
Respite Care	1½	-	-	20	-
Assessment	14	1	- 13	175	10
Case Planning / Review	12	20	+ 8	145	62
Home Maintenance	121	91	-30	1459	301
Transport	87	69	- 18	1049	143
Nursing Care	13	1	- 12	156	16

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Nil

1184 Officer's Recommendation/Council Decision

Moved: Cr. I C Cumming

Seconded: Cr. J P Reed

That Council receive and endorse this report.

Carried 10/0

13. ANNOUNCEMENT OF PRESIDENT AND COUNCILLORS

The Acting Chief Executive Officer advised that Mia Davies MLC – Agricultural Region will be visiting Wagin on 12th November 09 to discuss business issues with local businesses.

Crs West, Ballantyne, Reed and Director of Works attended a Works Focus Group Meeting at Woodanilling.

Cr Ballantyne attended a Cottage Homes Committee Meeting.

The Shire President advised that he had attended the following;

- 25/09/2009 Hosted Central Country Zone Meeting – Wagin
- 08/10/2009 Premier Barnett – visit to Narrogin
- 13/10/2009 RV Friendly Group – P Chadd Campervan & Motorhome Club of Australia

Cr J Shaw left the meeting at 8.37pm and returned at 8.39pm.

14. ELECTED MEMBERS/MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**15. URGENT BUSINESS INTRODUCED BY DECISIONS OF THE MEETING**

- a) Elected Members

Emergency Services

Cr Morgan raised the issue of training, and jurisdiction. It was agreed that so training be arranged prior to the emergency services barbecue on 5 November 2009 and staff to make contact with relevant personnel and advertise accordingly.

Cr G Hegarty left the meeting at 9.07pm and returned at 9.08pm.

- b) Officer's

Nil

16. CONFIDENTIAL BUSINESS AS PER LOCAL GOVERNMENT ACT s5.23(2)

The meeting was closed to the public at 9.13pm.

Under the Local Government Act 1995, Part 5, and Section 5.23, states in part:

(2) If a meeting is being held by Council or by a committee referred to in subsection (1)(b), the Council or committee may close to members of the public the meeting, or part of the meeting, if the meeting or the part of the meeting deals with any of the following:

- (a) a matter affecting an employee or employees;*
- (b) the personal affairs of any person;*
- (c) a contract entered in to, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting;*
- (d) legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting;*
- (e) a matter that if disclosed, would reveal:

 - (i) a trade secret;*
 - (ii) information that has a commercial value to a person; or*
 - (iii) information about the business, professional, commercial or financial affairs of a person;**

Where the trade secret or information is held by, or is about, a person other than the local government.

(f) a matter that if disclosed, could be reasonably expected to:

- (i) impair the effectiveness of any lawful method or procedure for preventing, defecting, investigating or dealing with any contravention or possible contravention of the law;*
- (ii) endanger the security of the local government's property; or*
- (iii) prejudice the maintenance or enforcement of any lawful measure for protecting public safety;*

(g) information which is the subject of a direction given under section 23(1a) of the Parliamentary Commissioner Act 1981; and

(h) such other matters as may be prescribed.

1185 Council Decision

Moved: Cr G R Ball

Seconded: Cr. J P Reed

That Council close the meeting to the public at pursuant to sub section 5.23 (a) and (d) of the Local Government Act 1995.

Carried 10/0

16.1 REPORT FROM SHIRE PRESIDENTFrail Aged Hostel Inc Financial Report

The Shire President highlighted a confidential report on the financial statements of the Frail Aged Inc.

Affidavit re: Write of Summons J Hunter

The Shire President reported that he has signed the above documentation in line with Councils previous direction in the matter.

1186 Council Decision

Moved : Cr. G R Ball

Seconded Cr. K M Draper

That Council open the meeting to the public at pursuant to sub section 5.23 (a) and (d) of the Local Government Act 1995.

Carried 10/0

The meeting was opened to the public at 9.20pm.

17. CLOSURE

The meeting closed at 9.21pm.

These Minutes were confirmed at a meeting held on

Signed _____

Presiding Member at the meeting at which the Minutes were confirmed.

Dated _____