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Minutes for the Ordinary Meeting of the Yalgoo Shire Council,  
held in the Council Chambers, 37 Gibbons Street, Yalgoo,  
on Tuesday 16 December 2008, commencing at 11.10 am.

### **1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS**

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The President declared the Ordinary Meeting of Council open at 11.10am.

### **2. RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE**

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MEMBERS	Cr DE Anderson, Shire President Cr TK Iturbide Cr L Hodder Cr DP Morrissey Cr LJ O'Connor Cr DJ Grey (from 11.52am) Cr EC Rowe (from 1.21pm)
STAFF	Mr N Mitchell, Chief Executive Officer Ms VJ Rowe, Deputy Chief Executive Officer Mr C Hodder, Works Foreman
OBSERVERS	None
LEAVE OF ABSENCE	None
APOLOGIES	Cr EC Rowe (late) Cr DJ Grey (late)

### **3. DISCLOSURE OF INTERESTS**

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None

### **4. PUBLIC QUESTION TIME**

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#### **4.1 RESPONSE TO QUESTIONS TAKEN ON NOTICE**

None

#### **4.2 QUESTIONS WITHOUT NOTICE**

None

## **5. NOTICE OF ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS**

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None

## **6. APPLICATIONS FOR LEAVE OF ABSENCE**

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None

## **7. ANNOUNCEMENTS CONCERNING MEETINGS ATTENDED**

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### **7.1 PRESIDENT**

10 December 2008      Minister for Local Government  
With representatives from other Councils in the Mid West, met with Hon. John Castrilli MLA, at the offices of the City of Geraldton Greenough. Although fairly brief, due to late arrival, the meeting was constructive and covered many different topics including the WALGA Systemic Sustainability Study and clearing permits for roadworks etc.

### **7.2 COUNCILLORS**

None

## **8. CONFIRMATION OF MINUTES**

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### **8.1 ORDINARY COUNCIL MEETING – 20 November 2008**

#### BACKGROUND

Minutes of the Ordinary Meeting of Council have previously been circulated to all Councillors.

#### VOTING REQUIREMENTS

Simple majority

#### OFFICER RECOMMENDATION/ COUNCIL DECISION

#### **C2008-1201      Confirmation of Minutes**

**Moved Cr TK Iturbide, Seconded Cr DP Morrissey**

**That the Minutes of the Ordinary Council Meeting of 20 November 2008 be confirmed.**

**Motion put and carried 5/0**

## **8.2 SPECIAL COUNCIL MEETING – 20 November 2008**

### BACKGROUND

Minutes of the Special Meeting of Council have previously been circulated to all Councillors.

### VOTING REQUIREMENTS

Simple majority

### OFFICER RECOMMENDATION/ COUNCIL DECISION

#### **C2008-1202 Confirmation of Minutes**

**Moved Cr L O'Connor, Seconded Cr L Hodder**

**That the Minutes of the Special Council Meeting of 20 November 2008 be confirmed.**

**Motion put and carried 5/0**

## **9. MINUTES OF COMMITTEE MEETINGS**

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None

## **10. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS**

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None

## **11. REPORTS OF OFFICERS**

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### **11.1 WORKS**

#### **11.1.1 WORKS REPORT**

File: N/A  
 Author: Cliff Hodder, Works Foreman  
 Niel Mitchell, CEO  
 Interest Declared: No interest to disclose  
 Date: 11 December 2008  
 Attachments: Summary of Tenders 2008-03 and -04 (lime green)

#### MATTER FOR CONSIDERATION

Works Report for the past month

#### BACKGROUND

Overview of works for the past month

#### STATUTORY ENVIRONMENT

None

#### STRATEGIC IMPLICATIONS

None

#### POLICY IMPLICATIONS

None

#### FINANCIAL IMPLICATIONS

None

#### CONSULTATION

None

#### COMMENT

- a) Construction –
  - Yalgoo Ninghan Road –
    - o 1.5 km near Thundelarra to connect with next overtaking opportunity – gravelled, compacted, ready for water-binding and sealing in February 2009
    - o 3.7 km at the lakes crossing - gravelled, compacted, ready for water-binding and sealing in February 2009
  - Morawa Road –
    - o due to commence about 17 November, after the Yalgoo-Ninghan Rd construction,
    - o 3 km gravelled and compacted, being allowed to settle prior to water binding and sealing in February 2009
  - Tenders –
    - o 2008-02 for pavement repair – Downer EDI commenced work under the supervision of Nigel Goode of Greenfield Technical Services on Monday 8 December, and are planning to finish on 17 December 2008.
    - o 2008-03 for bitumen supply, spray and cover,
      - awarded to a panel of RnR Contracting and Boral
    - o 2008-04 for aggregates
      - awarded to Winchester Quarries
- b) Maintenance –
  - maintenance grading done –
    - o Morawa Road
    - o Mellenbye access roads
    - o town street – road shoulders
    - o fire breaks etc around town

- o urgent shoulders repairs on Yalgoo-Ninghan Road to allow the pavement repairs to be done
- maintenance work due –
  - o Yalgoo-Ninghan Road – edges and shoulders, for the full length of the bitumen
  - o Morawa Road –edges and shoulders, for the full length of the bitumen
- c) Plant
  - Iveco – leading edge of side-tipper hinge badly damaged, and will need cutting out to replace. The damage is not recent, nor sudden, but has accrued over quite some time. It has resulted in the ribs bracing the side and front having cracked welds. A contributing factor is that the side has a single ram, so that when it operates, the side is being constantly twisted and stressed since the forces and pressures aren't even. When the Iveco is sold, the body needs to go with it, and not transferred.
  - ride-on mower – adjusted and repaired, missing levers replaced. Several operational issues identified by the repairer, and staff given instruction
  - car trailer – new axles and springs fitted
- d) Other
  - 2 new houses – contractor's work now complete
    - o fencing, sheds, window treatments, final plumbing and wiring organised (phone connections still problematic)
    - o options for vermin proofing still being investigated
    - o quotes for decks varied from just under \$16,000 to just under \$38,000
    - o quotes from contractors for concreting of verandahs being sought, to be done at the same time as the footpaths, otherwise will be done in-house.
  - Paynes Find –
    - o additional maintenance still required and work at cemetery to be done
    - o building repairs (remove old air con, repair various ceilings, replace windows improve security etc) should be underway, or in the very near future
    - o Elaine Taylor, sole applicant, appointed to the part time caretaker position
  - Yalgoo Town footpaths –
    - o Budget for works is \$78,000, being 50% DPI grant and 50% Council funds
    - o Specifications done up, and quotes being sought
  - Employee Induction Training – planned for early 2009. Intention is to have all staff (including admin) through twice a year, either as new information or as a refresher. 1-2 hours on each occasion and conducted by the EHO. In compliance with Occupational Health requirements.

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION/ COUNCIL DECISION

**C2008-1203    Works Report**

**Moved Cr DP Morrissey, Seconded Cr L Hodder**

**That the Works Report to 11 December 2008 be received.**

**Motion put and carried 5/0**

*Ms VJ Rowe left the meeting at 11.30am*

*Cr TK Iturbide left the meeting at 11.30am*

*Ms V Rowe returned to the meeting at 11.31am*

*Cr TK Iturbide returned to the meeting at 11.31am*

*Ms V Rowe left the meeting at 11.31am, and returned to the meeting at 11.32am*

*Mr D Williams entered the meeting at 11.32am*

**11.2 DEVELOPMENT**

**11.2.1 EHO – ACTIVITY REPORT December 2008**

To be presented at the meeting.

File: E9  
 Author: Dave Williams EHO  
 Interest Declared: No interest to disclose  
 Date: 12 December 2008

<b>Date</b>	<b>Activity</b>	<b>Details/Comment</b>
18 Nov 2008	Environmental Health	Letter to Department of Health regarding Environmental Health Officers appointments. Letter to settlement agent regarding Paynes Find Tavern sale
	Building Control	Commence building licence for Oz metals Discuss Mt Gibson with les panting no further charge of fees within two years then to reapply for further consideration Final inspections for houses in Henty and Campbell St Contact Fleetwood regarding same
25-Nov 2008	Environmental Health	Admin for scheme
	Building Control	Complete Oz Mine building licence Invoice sent for \$16K
	Local Planning	Local Planning Scheme not reviewed until 2009
02-Dec 2008	Environmental Health	Review pilot programme for waste management \$35,000shared grant.
	Building Control	Complete BRB returns Site visit to caravan park Review architect drawing review for sport ground Shed builder here tomorrow Access info for transportable Review quotes for decking discuss same with CEO
09-Dec 2008		Morawa all day due to Mining Agendas

VOTING REQUIREMENTS  
 Simple majority

OFFICER RECOMMENDATION / COUNCIL DECISION

**C2008-1204 EHO Activity Report**

**Moved Cr DP Morrissey, Seconded Cr LJ O'Connor**

**That the EHO's Activity Report to 12 December-2008 be received.**

**Motion put and carried 5/0**

*Mr D Williams left the meeting at 11.45am.*



**11.2.2 COMMUNITY DEVELOPMENT OFFICER’S REPORT**

File: n/a  
 Author: Rebecca Cowell – CDO  
 Interest Declared: No interest to disclose  
 Date: 5<sup>th</sup> December 2008  
 Attachments: Map

**MATTER FOR CONSIDERATION**

Activity report

**20<sup>th</sup> November to 16<sup>th</sup> December 2008**

<b>Week 1</b>	In Yalgoo 3 months 2 parents and 5 children attended playgroup this week. Adult sport was also well attended this week. Meeting with Niel and Craig Turley,
<b>Week 2</b>	Meeting with Liz O’Neil – Health Promotions Officer Assistance with operations for bush fire control Meeting with Tania Wiley from Combined Universities Christmas cooking and movie night for the children
<b>Week 3</b>	Finalising report for Heathway from the Emu Cup Research on Adventure Camps for next years program CDO network Meeting in Geraldton
<b>Week 4</b>	End of school event at the school

Future Commitments/Events:

- School holiday program commencing on the 6<sup>th</sup> of January, activities include –
  - Excursions to the pool in Mullewa and Geraldton
  - Two day workshop on circus skills followed by a performance
  - Camera skills and craft
  - Water fun day
- Australia Day Celebrations (events to be confirmed)

**VOTING REQUIREMENT**

Simple Majority

**OFFICER RECOMMENDATION/ COUNCIL DECISION**

**C2008-1205 Community Development Officer’s Report**

**Moved Cr LJ O’Connor, Seconded Cr TK Iturbide**

**That the Community Development Officer report to the 5<sup>th</sup> December be received.**

**Motion put and carried 5/0**

### **11.2.3 CONSULTANT SERVICES – Recreation Facilities funding**

File:  
Author: Niel Mitchell, CEO  
Interest Declared: No interest to disclose  
Date: 10 November 2008  
Attachments: Mr Murray Brown – letter of offer of services (bright blue)

#### **MATTER FOR CONSIDERATION**

To consider use of a consultant to research, prepare and coordinate funding and grant applications

#### **BACKGROUND**

In pursuing the possibilities for a recreation facility in Yalgoo, Council is aware that significant external funding will be required for the construction phase and is likely to be needed for operations.

#### **STATUTORY ENVIRONMENT**

Local Government Act 1995 –

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

#### **STRATEGIC IMPLICATIONS**

None

#### **POLICY IMPLICATIONS**

None

#### **FINANCIAL IMPLICATIONS**

Cost of engagement.

#### **CONSULTATION**

None

#### **COMMENT**

Murray Brown will be known to most Councillors as a former CEO at the Shire of Mt Magnet, and as Executive Officer to the Murchison Country Zone. Since leaving Mt Magnet, he was engaged for nearly 2 years by the Shire of Irwin to source grants and funding for a range of facilities in Dongara and Port Denison. As noted in his letter attached, Lucinda Jose, was previously employed with the Mid West Development Commission.

Mr Brown was requested to research possibilities and provide a report for construction and operational funding of a Recreation Centre, particularly a swimming pool, and to provide me with a very brief report of the source and very brief details of eligibility and criteria. Murray was successful in obtaining \$3 million in funding for the Shire of Irwin over a period of about 2 years.

Accessing and attracting funding for the proposed facilities will be an extensive job, and will probably be required over several years. Mr Brown and Ms Jose have both had significant experience in writing grants and gaining entry to many places where funding may be available. Mr Brown's letter notes several potential sources I was not aware existed, and several would not have thought at all likely to contribute.

Given their experience and success in obtaining funding from a wide variety of sources, it is recommended that Mr Brown and Ms Jose be engaged to assist in obtaining funding for the proposed recreation facilities.

I would anticipate that their expertise, or from similarly experienced people will be highly useful for the next 3-5 years, or however long it takes for all stages of the project to be completed.

The total cost is unable to be quantified, as it is impossible to estimate the amount of time required, or future funding possibilities that may arise. Should a maximum limit be placed on their time/cost each year, it may result in new opportunities being forgone in order to remain within the restrictions.

Expenses would be paid from the specific allocation made for development of Recreation Facilities.

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION/ COUNCIL DECISION

**C2008-1206    Consultant Services for funding Sources for Projects**

**Moved Cr DP Morrissey, Seconded Cr TK Iturbide**

**That the services of Mr Brown and Ms Jose be engaged to assist in obtaining funding for projects, particularly in respect to the proposed recreation facilities.**

**Motion put and carried 5/0**

*Cr DJ Grey entered the meeting at 11.45am.*

## **11.3 FINANCE**

### **11.3.1 ACCOUNTS PAID DURING THE MONTH OF NOVEMBER 2008**

File: N/A  
Author: Violet Rowe, Deputy Chief Executive Officer  
Interest Declared: No interest to disclose  
Date: 9 December 2008  
Attachments: EFT & Cheque Detail for November 2008 (green)

#### MATTER FOR CONSIDERATION

Authorisation of accounts paid during the month of November 2008

#### BACKGROUND

Accounts paid are required to be submitted each month.

#### STATUTORY ENVIRONMENT

Local Government (Financial Management) Regulations 1996

Reg 13(1)–Requires that where the Chief Executive Officer has delegated power to make payments from the Municipal or Trust funds a list of accounts paid is to be prepared each month.

#### STRATEGIC IMPLICATIONS

None

#### POLICY IMPLICATIONS

None

#### FINANCIAL IMPLICATIONS

Payment from Council's Municipal Account

#### CONSULTATION

None

#### COMMENT

Payments made during the month of November 2008 as per attached schedule.

#### VOTING REQUIREMENTS

Simple majority

#### OFFICER RECOMMENDATION

That:

1. The Cheque Detail of payments covering vouchers EFT 1-87 \$ 214,870.13 paid during the month of November 2008, be received;
2. Cheque payments covering cheque numbers 10943-10982 \$ 49,315.93 paid during the month of November 2008, be received; and
3. Salaries and Wages totalling \$ 52,584.61 paid during the month of November 2008, be received.

#### COUNCIL DECISION

### **C2008-1207 Accounts Paid During the Month**

**Moved Cr L O'Connor, Seconded Cr D Morrissey**

**That:**

1. **The Cheque Detail of payments covering vouchers EFT 1-87 \$ 215,370.13 paid during the month of November 2008, be received;**
2. **Cheque payments covering cheque numbers 10943-10982 \$ 49,315.93 paid during the month of November 2008, be received; and**
3. **Salaries and Wages totalling \$ 52,584.61 paid during the month of November 2008, be received.**

**Motion put and carried 6/0**

**REASON FOR VARIATION:**

*Correction in error in No.1 relating to EFT 70 (incorrect additions).*

### **11.3.2 FINANCIAL ACTIVITY STATEMENTS – NOVEMBER 2008**

File:  
Author: Violet Rowe, Deputy Chief Executive Officer  
Interest Declared: No interest to disclose  
Date: 9 December 2008  
Attachments: Financial Activity Statements for November 2008  
Balance Sheet  
Income Statement Detail  
Income Statement by Nature & Type  
Income Statement Summary  
Actual vs Budget  
Trust Balance Sheet (all green)

#### **MATTER FOR CONSIDERATION**

Council to consider adopting the monthly financial statements for November 2008.

#### **BACKGROUND**

Amendments to the Local Government (Financial Management) Regulations 1996 that were gazetted on 20 June 2008 and became effective from 1 July 2008 have resulted in regulations 34 and 35 relating to monthly financial reports and quarterly/triennial financial reports being repealed and substituted with a new regulation 34. The new regulation 34 requires that local government report on a monthly basis and prescribes what is required to be reported with the intention of establishing a minimum standard across the industry.

#### **STATUTORY ENVIRONMENT**

Local Government Act 1995

Section 6.4—Specifies that a local government is to prepare such other financial reports as are prescribed.

Local Government (Financial Management) Regulations 1996

Regulation 34 states:

(1) A local government is to prepare each month a statement of financial activity reporting on the sources and applications of funds, as set out in the annual budget under regulation 22(1)(d) for that month in the following detail:

- (a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c);
- (b) budget estimates to the end of month to which the statement relates;
- (c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;
- (d) material variances between the comparable amounts referred to in paragraphs (b) and (c);
- (e) the net current assets at the end of the month to which the statement relates.

Sub regulations 2, 3, 4, 5 and 6 prescribe further details of information to be included in the monthly statement of financial activity.

#### **STRATEGIC IMPLICATIONS**

None

#### **POLICY IMPLICATIONS**

None

#### **FINANCIAL IMPLICATIONS**

Reports showing year to date financial performance allow monitoring of actual expenditure, revenue and overall results against budget targets.

#### **CONSULTATION**

None

COMMENT

None

Changes to the Local Government (Financial Management) Regulations 1996 come into effect on 1 July

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION/ COUNCIL DECISION

**C2008-1208    Financial Activity Statements**

**Moved Cr TK Iturbide, Seconded Cr DP Morrissey**

**That Council adopt the financial statements for the period ending 30 November 2008, as attached.**

**Motion put and carried 6/0**

*Ms VJ Rowe left the meeting at 12.04pm and returned at 12.05pm.*

### **11.3.3 YALGOO ST JOHN AMBULANCE – Satellite phone**

File:  
Author: Niel Mitchell, CEO  
Interest Declared: No interest to disclose  
Date: 11 December 2008  
Attachments: None

#### **MATTER FOR CONSIDERATION**

To consider provision and subsidy of communications for the Yalgoo Ambulance

#### **BACKGROUND**

The Yalgoo Ambulance does not have either radio or satellite phone, consequently, communications are non-existent once it is on the road.

#### **STATUTORY ENVIRONMENT**

Local Government Act 1995 –

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

#### **STRATEGIC IMPLICATIONS**

None

#### **POLICY IMPLICATIONS**

None

#### **FINANCIAL IMPLICATIONS**

Cost of satellite phone plan with Telstra, currently \$360 per year.

#### **CONSULTATION**

None

#### **COMMENT**

Some months ago, the Yalgoo ambulance was found to be in such a poor state of repair, that it was removed for the town and an alternative in better condition, which had been due for replacement was found for the short term.

Yalgoo was then a priority for replacement of the ambulance, and this was programmed for early 2009.

During an evacuation on Saturday 6 December 2008, the loan ambulance, broke down some distance out of town. Fortunately the patient was able to be transported onwards by the vehicle following, while the ambulance was brought back to town.

That replacement ambulance was taken by Shire float to Geraldton on Monday, and is considered uneconomic to repair. A second replacement ambulance has been sourced from Cue, and is the vehicle that they would have been replacing when they get their new ambulance in about 2 weeks.

Yalgoo's new ambulance, at last report is due in late-January to mid-February 2009. It will be a refurbished Mercedes, and Michael Jack, St John Ambulance Regional Manager, is doing his best to get it listed as the priority for fast-tracking.

None of these ambulances has had radio or satellite phone, and it has been found that the lack of communications can be a real handicap.

With the closure of the Northern Wheatbelt Health Scheme, the satellite phone used by the EHO will no longer be required, and will be returned to the Shire of Yalgoo. It has been depreciated out of the Scheme, so there should be no cost to the Shire. It is on a telephone plan of \$30 per month, with \$10 of calls included.

In discussion with Michael Jack, SJAA would fit a car kit to the new ambulance to enable hands free operation and charging of the battery while on the move. The phone would become the duty phone for the



volunteers, rather than having to notify SJAA communications centre a roster of phone numbers for call in emergencies.

The Shire has spare chargers for use in houses, which are surplus to our requirements, as the satellite phones are usually in the vehicles at all times.

There has been reports that the Iridium satellite phones were going out of commission at the end of December 2008. Enquiries by Michael Jack through St Johns communications centre in Perth, and by the office with Telstra have revealed that this information is not correct. Iridium are replacing the current handset (9505A) with a new upgraded handset (9555A). The old handset will no longer be able to be purchased, but will still work.

It is suggested that Council consider placing the satellite phone no longer required by the NWHS with the Yalgoo St John Ambulance sub-Centre and meeting the cost of the \$30 per month plan, and gifting a charger, with SJAA to be responsible for costs of a car kit and fitting, and any costs above the \$30 per month.

**VOTING REQUIREMENTS**

Simple majority

**OFFICER RECOMMENDATION**

**C2008-1209    Satellite phone for Yalgoo St John Ambulance**

**Moved Cr DP Morrissey, Seconded Cr L Hodder**

**That Council agree to –**

- placement of the satellite phone no longer required by the NWHS,
- meeting the cost of the basic per month plan, currently \$30 per month, and
- gifting a battery charger surplus to Shire requirements,

**with the Yalgoo St John Ambulance sub-Centre, and the St John Ambulance Association or sub-Centre to be responsible for –**

- costs of a car kit and fitting or future changeover, and
- any cost in excess of the basic per month plan, currently \$30 per month.

**MEMBER AMENDMENT**

**C2008-1210    Amendment**

**Moved Cr LJ O'Connor, Seconded Cr DE Anderson**

**That the motion be amended to –**

- placement of the satellite phone on loan for a period of up to 4 months, or until required by EHO,
- meeting the cost of the basic per month plan, currently \$30 per month during the time of loan, and
- providing a battery charger surplus to Shire requirements for the time of the loan,

**to the Yalgoo St John Ambulance sub-Centre.**

**Amendment put and was TIED 3/3**

***In accordance with the Local Government Act s.5.21 (3)***

***the presiding person cast a deciding vote and declared the Amendment***

**CARRIED**

*Cr LJ O'Connor left the meeting at 12.34pm and returned at 12.35pm.*

COUNCIL DECISION

**C2008-1211 Amended motion – Satellite phone for Yalgoo St John Ambulance**

**That Council agree to –**

- placement of the satellite phone on loan for a period of up to 4 months, or until required by EHO,
- meeting the cost of the basic per month plan, currently \$30 per month during the time of loan, and
- providing a battery charger surplus to Shire requirements for the time of the loan, with the Yalgoo St John Ambulance sub-Centre, and the St John Ambulance Association or sub-Centre to be responsible for –
  - costs of a car kit and fitting or future changeover, and
  - any cost in excess of the basic per month plan, currently \$30 per month.

The amended motion was put and was TIED 3/3

***In accordance with the Local Government Act s.5.21 (3)***

***the presiding person cast a deciding vote and declared the Amended Motion***

**CARRIED**

**ADJOURNMENT**

*The meeting adjourned at 12.40pm and resumed at 1.21pm with all in attendance before the adjournment being present.*

*Cr EC Rowe joined the meeting at 1.21pm.*

## **11.4 ADMINISTRATION**

### **11.4.1 CEO – ACTIVITY REPORT – December 2008**

File: N/A  
 Author: Niel Mitchell, CEO  
 Interest Declared: No interest to disclose  
 Date: 11 December 2008  
 Attachments: None

#### Use of Common Seal

None

#### Use of Delegated Authority not elsewhere reported

19 November Delegated authority – Resolution 2008-1004  
 Accepted tenders for bitumen and aggregates –  
 2008-03 – Bitumen – panel of –  
 - RnR Contracting (\$430,937) and  
 - Boral (\$488,415)  
 2008-04 – Supply of Aggregates  
 - Winchester Industries \$147,401

#### Tenders, EOI, Quotes, Road closures advertised

Tenders for either relocation of two 2 bedroom units or the construction of a new residence at the caravan park have been called, closing 12 January 2009, for decision at the February 2009 meeting.

Expressions of Interest in provision of architectural services have been invited, again closing 12 January 2008 for consideration at the February 2009 meeting.

Quote specifications for concrete footpath construction are nearly finished, and quotes will be sought as soon as possible. The minimum length will be approx. 400m, and subject to prices received may be extended. The intended placement of the footpath is in Gibbons St –

- east side – from the main road to Weekes St, excluding car bay areas
- west side – from caravan park to Museum Court, excluding car bays and existing slab area at the old Pioneer Store, widening the footpath in front of the Shire Office
- subject to quotes, west side – from Museum Court
- subject to quotes and timing – in front of proposed new Yalgoo Health Centre

Closures of the public access ways adjacent to Lot 68 (proposed site for relocation of 2 units) and Reserve 35346 (proposed Recreation Facilities) has also been advertised, with the comment period closing 19 January 2009. Affected adjoining landholders (Police, MURAC and Mardu Corporation) have also been advised by letter, and their comment invited. To date, no contact made or comment received.

#### Fire – Murchison and Yalgoo Shires

A fire started on Tuesday, 2 December 2008 in the Murgoo and Mt Wittenoorn Station areas. Being in the Murchison Shire, initial responsibility was with them, and the Shires were fortunate in that a representative of Fire and Emergency Services Authority happened to be meeting at the time with the Murchison CEO. Authority for control of the fire was immediately passed to FESA, and it continued even where the fire passed into Shire of Yalgoo. The Bush Fires Act provides that where control of a fire has been handed to FESA, their officer's authority over-rides all other authority, including Chief Bush Fire Control Officer.

Yalgoo Shire was notified of the fire late afternoon (approx. 4.30pm), and staff were sent to bring trucks and equipment to town from south of Gullewa. It was not almost 7.00pm when I was notified that the fire was approaching Jingemarra Station. On return to the office, staff were recalled, water tankers filled, then staff, utes, light tanker were despatched to the area. The trucks and tankers left as they were able.

The fire was largely under control by Wednesday evening, with one major hotspot left. By late morning Thursday, the first people were able to be stood down from the fire, it was finally declared under control on Thursday afternoon, and authority handed back to Shire of Murchison, with just mopping up remaining. The last of the Shire staff was stood down from fire duties just before 7.00pm that evening.

There does need to be a debrief from the fire, as there has been matters identified that need to be addressed. I have spoken with John Johnson, FESA Area Manager, and Ron Adams, Shire of Murchison CEO, regarding this, but with the end of year break approaching, it is likely that a debrief will not be able to take place until January 2009. I think it is important that the pastoralists also be involved in this process.

Meetings

- 13 November Steve Douglas and Brendin Flanigan, Mid West Development Commission
- 14 November Murchison Country Zone WALGA – Cue
- 17 November Northern Wheatbelt Health Scheme Meeting in Morawa
- 27 November Craig Turley, OZ Minerals, with CDO – re HCP, roadworks programs, and community development issues
- 4 December Murchison CEO's in Sandstone – unable to attend due to fire
- 8 December Tania Wiley, Des Thompson of CUCRH – re CDO group and HCP report etc
- 10 December Mid West Gascoyne Human Services Regional Managers Group as Murchison Country Zone delegate – unable to attend
- 10 December Minister for Local Government, Hon. John Castrilli MLA, with Shire President and representatives of Local Government in the region – unable to attend

Future meetings –

- 17 December Mandy Wynne and Jill Clarke, of Haynes Norton re Remote Accounting Services, with Deputy CEO and other staff

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION/ COUNCIL DECISION

**C2008-1212 CEO's Activity Report**

**Moved Cr DP Morrissey, Seconded Cr EC Rowe**

**That the CEO's Activity Report to 11 December 2008 be received.**

**Motion put and carried 7/0**

*Cr TK Iturbide noted her thanks and appreciation to all the staff of the Shire Council, during the recent fire, in fire fighting activities and assistance in the kitchen etc.*

**11.4.2 COMMUNITY INFRASTRUCTURE GRANTS**

File:  
 Author: Niel Mitchell, CEO  
 Interest Declared: No interest to disclose  
 Date: 11 November 2008  
 Attachments: Grant guidelines (sand)

**MATTER FOR CONSIDERATION**

To determine priorities for spending of infrastructure grants funds

**BACKGROUND**

The Federal Government recently announced a \$250 million assistance package for local government, to be distributed to all Council sin Australia.

**STATUTORY ENVIRONMENT**

Local Government Act 1995 –

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

**STRATEGIC IMPLICATIONS**

Ability to bring future years funding forward, or initiate new programs.

**POLICY IMPLICATIONS**

None

**FINANCIAL IMPLICATIONS**

Income – grant of \$100,000  
 Expenditure – grant funds received

**CONSULTATION**

None

**COMMENT**

The grant is part of the Federal assistance package, and each Council will receive an allocation as of right. Applications must be made by 30 January 2009. The purpose must have approval prior to release of the funds, and the monies must be spent by 30 September 2009.

Funds cannot be spent on on-going activities as outlined in 2.2 of the Guidelines – operational costs, maintenance, roads etc. A list of acceptable uses is provided.

It would be appropriate to consider allocating some funds specifically to Paynes Find. Possible works that could be submitted include –

Location	Site	Suggested activity	Blue sky estimate
Yalgoo	Community Park	bring forward of future years expenditure to complete the Park early - gazebo, shade shelters - barbecues - seating	100,000+
	Shire Hall	first steps in refurbishment – - replace movie screen, - upgrade toilets, internal access only - improve doors and security, - general improvements to make it fit for use as a Youth Centre, replacing the Mardu shed in time	200,000 to 300,000

	Near depot?	recycling station - also eligible for a share of a \$35,000 grant offer from Dept of Environment and Conservation, as a result of participation in the Regional Zero Waste Management Plan	7,000 to 10,000
	North of School oval?	construction of a gravel BMX track in an appropriate location	25,000
	Opposite Hall	upgrade playground facilities and seating	35,000
	North of School oval?	Skate park	40,000
	School grounds	Upgrade cycle track – may not qualify being on Ed Dept land	10,000
	Town streets	Dual use paths – may not qualify	100,000 to 120,000
	Town streets	Seating in various locations – should qualify	6,000
Paynes Find	near Tavern	information bay / tourism signage – a non-specific request from the North Eastern Wheatbelt Regional Organisation of Councils (NEWROC) was received some time ago, suggesting a joint effort to provide appropriate signage for the Paynes Find to Cleary Road, through Maranalgo and Mouroubra be considered. No details have been provided as yet	20,000
	near Tavern	public toilets – transportable module is approx. \$30,000 and would still need to provide for disposal, water supply, power etc	40,000+
	near Tavern	establishment of children’s play facilities	15,000

As notification of the amount and provision of the Guidelines is recent, no costing or estimates have been able to be prepared.

There will no doubt be many other possibilities not yet considered.

It is suggested that Council –

- decide the preferred projects,
- ranking them in order, and
- specify the parameters of each project to be submitted.

**VOTING REQUIREMENTS**

Simple majority

**OFFICER RECOMMENDATION/COUNCIL DECISION**

**C2008-1213 Community Infrastructure Grants**

**Moved Cr E Rowe, Seconded Cr D Grey**

**That priorities and amounts for each activity and component be determined by Council**

**Motion put and carried 7/0**

COUNCIL DECISION

**C2008-1214 Community Infrastructure Grant Priorities**

**Moved Cr EC Rowe, Seconded Cr DJ Grey**

**That the priorities for the Community Infrastructure Grants be –**

- 1. Community Park – further development with the second and subsequent years stages brought forward as per the priorities previously directed by Council, and**
- 2. if funds permit, Shire Hall – toilets upgrade**

**Motion put and carried 7/0**

### **11.4.3 YALGOO HEALTH CENTRE – Proposal**

File:  
Author: Niel Mitchell, CEO  
Interest Declared: No interest to disclose  
Date: 11 December 2008  
Attachments: Map of possible locations for the Yalgoo Health Centre  
Preliminary draft Application for \$500,000

#### **MATTER FOR CONSIDERATION**

To options for the development of a Yalgoo Health Centre, and preferred location

#### **BACKGROUND**

During 2008, discussions have been held with WA Country Health Service – Mid West Region Manager, Mr Shane Matthews, regarding accommodation and the Nursing Post. Council has now determined the outcome of the accommodation, and a proposal is now put forward for a new Yalgoo Health Centre for consideration.

#### **STATUTORY ENVIRONMENT**

Local Government Act 1995 –

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

#### **STRATEGIC IMPLICATIONS**

New Yalgoo Health Centre to replace the Yalgoo Nursing Post  
Public Private Partnership with WA Country Health Service

#### **POLICY IMPLICATIONS**

None

#### **FINANCIAL IMPLICATIONS**

Administrative time, commitment to future expenditure through advertising tenders etc.

#### **CONSULTATION**

WA Country Health Service –

- Shane Matthews, Regional Manager
- Andrew Klein, Murchison Area Manager
- Liz Kelly, Senior Project Officer

Shires of Dumbleyung and Wyalkatchem

Transportable home builders – Nomad, Transteel, Fleetwood

#### **COMMENT**

This project has been progressing slowly for much of the year, but recently in discussion with Shane Matthews, Regional Manager for the Mid West, he advised of a new Federal Government funding program – National Rural and Remote Health Infrastructure Program. This is similar to the program previously run by Regional Partnerships.

Grants of up to \$500,000 are available, with applications closing 19 December 2008. As a very rough estimate, Mr Matthews considered that a Nursing Post may cost in the order of \$600,000 to \$700,000. Over the past week, Ms Liz Kelly has been instrumental in the development and preparation of a grant application, coordinating information from architects, transportable home builders etc.

I must stress that the attached document is still a draft which will hopefully be finalised prior to Council meeting, in consultation with Ms Kelly. The application must be posted and postmarked on or before 19 December in order to be eligible for consideration. If the grant is successful, only the gap between the grant and estimated cost would need to be funded by Council, most probably through loan. Grant assessment is a competitive process, so there is no certainty of the application being approved.

Documentation is being completed jointly by the Health Region and Shire, and will be submitted under the Shire's name.



Mr Matthews also advised on 26 November, that he was meeting with the Minister for Health in the very near future, and would be specifically briefing him on the proposals for Yalgoo Nursing Post. Details of possible sites etc were provided to him to assist with his presentation to the Minister.

The draft application notes that the WA Minister for Health, Hon. Dr Kim Hames MLA, has supported the initiative in principle.

There are a number of matters that Council now needs to consider –

a) Funding of the gap above the grant

The maximum grant is \$500,000, and the preliminary estimated cost is \$607,500 The estimated gap of \$107,500 can be funded through –

- Council's own resources
- raising of a loan
- seeking contributions from other sources

To ensure certainty, it is suggested that Council commit to the raising of a loan, subject to prior lease arrangement being agreed with WACHS-Mid West Region.

As a loan has not been disclosed in the Budget, the proposal to raise a loan will need to be adopted by absolute majority, and advertised at the appropriate time.

b) Preferred location

In one of the emails, WACHS have advised of a preference for a wide street frontage to enable multiple entrances to the proposed Health Centre. A number of locations have been identified as possible sites –

Lot	No. & Street	Current land tenure	Ranking
13	1 Shamrock	Shire reserve for Recreation – change of purpose should not be too great a problem, however, may have local history of significance attached.	6
126	10 Gibbons	Unallocated Crown Land – could take time for release	4
55&56	20-22 Gibbons	Shire reserve for Public Utility	1
73	19 Gibbons	Shire freehold, but under contract of sale	2
65	42 Gibbons	Private freehold, would need to purchase if owners willing	3
68	48 Gibbons	Shire freehold, but identified as preferred block for relocation of 2 units from corner of Shamrock and Stanley Sts	5

Enquiries have revealed that 1 Shamrock Street, may have significant local history attached to it, and it is therefore suggested that to avoid complications and to ensure fast commencement of the project that another site be selected.

Suggested blocks in order of preference are noted above in the ranking column.

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION 1/ COUNCIL DECISION

**C2008-1215    Funding application endorsed**

**Moved Cr DP Morrissey, Seconded Cr DJ Grey**

**That Council endorse making application for a grant of \$500,000 for the National Rural and Remote Health Infrastructure Program for the purpose of construction of a Yalgoo Health Centre.**

**Motion put and carried 7/0**

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION 2/ COUNCIL DECISION

**C2008-1216    Requirement for additional funding**

**Moved Cr DP Morrissey, Seconded Cr EC Rowe**

**That should extra funding in excess of the grant be required, that Council raise a loan for the amount, subject to –**

- **alternative funding not becoming available,**
- **compliance with the Local Government Act, including advertising of intention to raise a loan, as the project is unbudgeted,**
- **agreement with WA Country Health Service concerning lease of the premises.**

**Motion put and carried 7/0**

*Ms V Rowe left the meeting at 2.29pm and returned at 2.31pm.*

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION 3/ COUNCIL DECISION

**C2008-1217    Preferred site**

**Moved Cr DP Morrissey, Seconded Cr TK Iturbide**

**That the preferred site for proposed Yalgoo Health Centre, in order of preference, be –**

1. **Lots 55 & 56 Gibbons Street, Reserve 3225 vested in the Shire for the purpose of *Public Utilities*,**
2. **Lot 73 Gibbons Street, owned freehold by the Shire but under contract of sale, subject to the purchaser's agreement to relinquish their claim to the lot,**
3. **Lot 65 Gibbons Street, freehold in private ownership, subject to the owner's consent to sell the block,**
4. **Lot 126 Gibbons Street, unallocated Crown land.**

**Motion put and carried 6/1**

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION 4/ COUNCIL DECISION

**C2008-1218    Securing of preferred site**

**Moved Cr EC Rowe, Seconded Cr DJ Grey**

**That appropriate steps be taken as soon as evident as to direction, to negotiate purchase or otherwise secure the identified lot subject to –**

- approval of the WA Country Health Service regarding the preferred location of the proposed Yalgoo Health Centre,
- approval of the grant,
- and purchase of any land being confirmed by Council prior to signing of contracts.

**Motion put and carried 7/0**

VOTING REQUIREMENTS

Simple majority

COUNCIL DECISION

**C2008-1219    Off-street parking**

**Moved Cr EC Rowe, Seconded Cr TK Iturbide**

**That patient off-street parking not be required for the proposed Yalgoo Health Centre.**

**Motion put and carried 7/0**

#### **11.4.4 DPI – MID WEST INFRASTRUCTURE ANALYSIS**

File:  
Author: Niel Mitchell, CEO  
Interest Declared: No interest to disclose  
Date: 10 December 2008  
Attachments: Report of CEO Shire of Morawa to Morawa Shire Council (sea green)

#### **MATTER FOR CONSIDERATION**

To consider the outcomes of the Mid West Infrastructure Analysis undertaken by the Dept for Planning and Infrastructure and WA Planning Commission.

#### **BACKGROUND**

The Report was in preparation for quite some time, and finalised early in late 2007.

#### **STATUTORY ENVIRONMENT**

Local Government Act 1995 –

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

#### **STRATEGIC IMPLICATIONS**

Future development of mining particularly in the Mid West Region

#### **POLICY IMPLICATIONS**

None

#### **FINANCIAL IMPLICATIONS**

None

#### **CONSULTATION**

None

#### **COMMENT**

As noted in Mr Treasure's comments, the Mid West Report was quite disappointing, concentrating on the coastal areas, with little attention being paid to farming, and less to pastoral areas.

This gap was taken up with Mr Eric Lumsden, Director General of DPI in August by a meeting of CEO's of the region had with him, with the upshot being that he committed to forming an internal DPI group to consider the strategic and long term sustainability of the agricultural and pastoral areas of the Mid West.

This group did meet with DPI recently in Geraldton to take the discussion and planning further. As yet the outcomes of that meeting have not been advised.

#### **VOTING REQUIREMENTS**

Simple majority

#### **OFFICER RECOMMENDATION/ COUNCIL DECISION**

#### **C2008-1220 DPI– Mid west Infrastructure Analysis**

**Moved Cr EC Rowe, Seconded Cr DP Morrissey**

**That Council endorse and support the efforts of the Shire of Morawa to ensure that a Sustainable Regional Development Plan for the Mid West, with specific focus on taking advantage of the new mining developments being proposed in the region.**

**Motion put and carried 7/0**

#### **11.4.5 DLGRD – 2007 Local Government Elections Report**

File:

Author: Niel Mitchell, CEO

Interest Declared: No interest to disclose

Date: 11 December 2008

Attachments: Copy of Report (yellow)

#### **MATTER FOR CONSIDERATION**

To consider response to the Report

#### **BACKGROUND**

The Report follows the 2007 Local Government elections, the first held in October, and the problems noted by many Councils.

#### **STATUTORY ENVIRONMENT**

Local Government Act –

- Part 4 – Elections and other polls

Local Government Election Regulations

#### **STRATEGIC IMPLICATIONS**

Elections processes and requirement

#### **POLICY IMPLICATIONS**

None

#### **FINANCIAL IMPLICATIONS**

None

#### **CONSULTATION**

None

#### **COMMENT**

The Report relates to the 2007 Local Government elections, and proposes changes to be made to the Act and Regulations prior to the Local Government elections due in October 2009.

The proposed changes will need to be legislated in the very near future, in order to come into effect before the commencement of all the processes required prior to election day.

18 recommendations were made by the Panel reviewing the information and comments provided by Councils following the last elections.

There are two glaring deficiencies with the Report's recommendations –

1. WAEC statement on p.8 of 15 that they provide their services at cost to local governments. I find this difficult to accept when Cue's quote to conduct a postal election through the WA Electoral Commission was \$5,000 for approx. 350 electors, and their quote for Yalgoo was \$6,000 for less than 200 electors, or about triple the cost per elector compared to Cue. While it must be acknowledged that there are fixed costs, regardless of size of the Council (such as mandatory advertising), until their monopoly is removed, Councils will not get a costing that can be competitively compared.
2. WAEC retaining the monopoly on postal election. I would also disagree with LGMA's stance that WAEC should retain the monopoly to ensure probity and independence of postal voting. If a Returning Officer cannot be trusted with a postal voting process, they should not be trusted with the in person process either. Should there be concerns about issues with processes (not results), an in-house postal voting election can be audited by the Department, and if necessary a Court of Returns change the result or order a fresh election. It is noted that WALGA did press the issue of permitting in-house elections.

Given the issues of cost of postal elections, distances for travel for in-person elections and postal times, generally, it is disappointing that these two issues have not been addressed. Distances and times have significant impacts, particularly in remote areas.

If changes recognising these matters are not incorporated into legislative changes early in the year, it is suggested that Council give consideration to running an elections process that is effectively a postal election, but within the existing requirements of the Act and Regulations. This would create some administrative complications, but with adequate time, these can be managed, whilst increasing access to the electoral process for residents, and managing the cost.

#### VOTING REQUIREMENTS

Simple majority

#### OFFICER RECOMMENDATION/ COUNCIL DECISION

#### **C2008-1221 DLGRD – 2007 Local Government Elections Report**

**Moved Cr D Morrissey, Seconded Cr TK Iturbide**

**That the Minister for Local Government be advised that Council considers the Report to be inadequate as it does not address the issues of the WA Electoral Commission's –**

- costs for conducting postal elections, nor
- monopoly on conducting postal elections.

**Motion put and carried 7/0**

#### **11.4.6 2009 INDIGENOUS COMMUNITIES CONFERENCE**

File:  
Author: Niel Mitchell, CEO  
Interest Declared: No interest to disclose  
Date: 11 December 2008  
Attachments: Conference brochure and Sponsorship Guidelines (mauve)

#### **MATTER FOR CONSIDERATION**

To consider participation of the Community Development Officer and community members in the Conference.

#### **BACKGROUND**

In 2007, the Deputy CEO, Community Capacity Builder and two community members attended the inaugural conference in Perth. The community members were TK Hodder and Josh Simpson.

#### **STATUTORY ENVIRONMENT**

Local Government Act 1995 –

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

#### **STRATEGIC IMPLICATIONS**

Development of the community in the long range future

#### **POLICY IMPLICATIONS**

None

#### **FINANCIAL IMPLICATIONS**

Conference costs - \$550 per person  
Accommodation and meals - \$250/day/person est.  
Travel - \$500/person est.  
Total = \$4,500 estimated

Sponsorship of up to \$2,800 per community member may be available.

#### **CONSULTATION**

None

#### **COMMENT**

In 2007, the Deputy CEO and Community Capacity Builder, together with Josh and TK attended the Conference. Subsidy through LGMA was obtained for both Josh and TK, and some costs underwritten by FaHCSIA.

From reports it was very worthwhile to have these people attend, and it is suggested that Council should again participate by sending the CDO and the same community members if available and willing.

#### **VOTING REQUIREMENTS**

Simple majority

#### **OFFICER RECOMMENDATION/ COUNCIL DECISION**

#### **C2008-1222 2009 Indigenous Communities Conference**

**Moved Cr EC Rowe, Seconded Cr DJ Grey**

**That –**

- 1. the Community Development Officer, Mr Josh Simpson and Mr TK Hodder be authorised to attend the 2009 Indigenous Communities Conference in Perth**
- 2. should either Mr Simpson or Mr Hodder be unable or decide not to participate that an appropriate alternate person be approached**
- 3. application be made for sponsorship funding for the community member/s attending**

**Motion put and carried 7/0**

## **12. NOTICE OF MOTIONS**

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### **12.1 PREVIOUS NOTICE RECEIVED**

#### **12.1.1 GERALDTON – MT MAGNET ROAD – Speed limits**

Requested by: Cr Terry Iturbide  
File:  
Author: Niel Mitchell, CEO  
Interest Declared: No interest to disclose  
Date: 10 December 2008  
Attachments: None

#### **MATTER FOR CONSIDERATION**

To consider requesting further reduction of speed limits on the road from Main Roads WA

#### **BACKGROUND**

The volume and speed traffic on this road has been of concern for a long time. I understand that quite some time ago, Council approached MRWA for a reduction, and the limit was reduced to 80 km/hr.

#### **STATUTORY ENVIRONMENT**

Local Government Act 1995 –

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

#### **STRATEGIC IMPLICATIONS**

Improved safety for road users and residents

#### **POLICY IMPLICATIONS**

None

#### **FINANCIAL IMPLICATIONS**

None

#### **CONSULTATION**

None

#### **COMMENT**

The recent tragedy emphasises the need for Main Roads to again review the speed limits through the town, especially with the marked increase in heavy vehicle traffic of the past 2-3 years.

Speed limit signs, being mandatory, are regulatory signage, and Council does not have the authority to set the speed limit on any road, but must request review by MRWA. As it is a Main Road, MRWA controls all access to the road as well.

In assessing the road to impose an appropriate speed limit, MRWA considers many aspects including factors such as –

- use of adjacent land – residences, recreation, open space
- number of access points to the road – intersecting roads, driveways, business access etc
- sight distances – around curves, intersecting roads
- population of the surrounding area and demographics of likely users and people crossing
- terrain
- traffic counts and vehicle types

Since operations commenced, Mitchells Transport have voluntarily imposed a speed limit on their trucks transporting ore from Jack Hills for Crosslands Resources. Crosslands have recently reinforced this requirement with Mitchells, by making the speed reduction through Yalgoo, a performance criterion in the cartage contract. They have been observed to have their own radar checks carried out on 3 or 4 days in the past fortnight. The previous Deputy CEO had discussed this issue with them on several occasions.



Crosslands and Mitchells should be congratulated on this voluntary initiative to improve safety for Yalgoo residents.

Cr L O'Connor left the meeting at 2.49pm and returned at 2.52pm

However, Mitchells are not the only heavy haulage with frequent regular use of the road due to large contract – Giacci, Patience and Caltex are three others, but road trains generally are frequent. There are a great number of smaller trucks and vehicles also on the road, so the voluntary limits imposed by Crosslands on Mitchells, while laudable, actually affect only a small proportion of the total traffic volume.

There appears to be a few ways of reducing the speed of all traffic –

- imposition of reduced limits,
- installation of traffic calming devices such as islands, speed humps, chicane, roundabout, visual barriers etc, or
- realignment of the road to take heavy traffic out of the town

My expectation is that these are not just in order of increasing cost, but also of decreasing likelihood.

*Cr LJ O'Connor left the meeting at 2.49pm and returned at 2.52pm.*

#### VOTING REQUIREMENTS

Simple majority

#### MEMBER RECOMMENDATION / COUNCIL DECISION

#### **C2008-1223 Geraldton– Mt Magnet Road –Speed limits**

**Moved Cr TK Iturbide, Seconded Cr EC Rowe**

**That Main Roads WA be requested to reduce the speed limit on the Geraldton-Mt Magnet Road, or install appropriate measures to slow traffic through the townsite, due to the increased volume of traffic, particularly of heavy vehicles, the public access to the fuel station, and the adjacent recreation areas.**

**Motion put and carried 7/0**

#### **12.2 FOR CONSIDERATION AT THE FOLOWING MEETING**

None

### **13. URGENT BUSINESS**

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As permitted by resolution of the Meeting

VOTING REQUIREMENTS  
Simple majority

COUNCIL DECISION

**C2008-1224 Admission of Urgent Business**

**Moved Cr TK Iturbide, Seconded Cr EC Rowe**

**That the following matters be admitted for consideration-  
Item 13.1 – Resignation from Council – Cr LJ O’Connor**

**Motion put and carried 7/0**

#### **13.1 RESIGNATION FROM COUNCIL**

The President advised that Cr O’Connor had advised of her resignation from Council. Cr O’Connor’s term as Councillor would have been expiring in October 2009.

The CEO advised that in accordance with the Local Government Act 2.31 (3) written notice of Cr O’Connor’s resignation had been received, and read her letter of resignation.

As permitted by the Local Government Act 2.31 (4), Cr O’Connor has specified the date of her resignation as taking effect after the February 2009 Council meeting, i.e. immediately following the meeting due to be held on 19 February 2009.

Under the Local Government Act s.4.9 (1) a date for an extraordinary election is to be set by either the President or Council within one month of notice of resignation being received.

As the effective date of resignation is after the third Saturday of January in a Local Government election year, with the permission of the Electoral Commissioner, the seat may remain vacant until the elections, in accordance with the Local Government Act s.4.16 (4).

VOTING REQUIREMENTS  
Simple majority

COUNCIL DECISION

**C2008-1225 Extra-Ordinary Election Date**

**Moved Cr TK Iturbide, Seconded Cr EC Rowe**

**That the approval of the Electoral Commissioner under the Local Government Act s.4.16 (4) be sought to defer the extra-ordinary election to fill the vacancy created by Cr O’Connor’s resignation, until October 2009.**

**Motion put and carried 7/0**

**14. MATTERS FOR WHICH THE MEETING MAY BE CLOSED**

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None.

**15. NEXT MEETING**

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The next Ordinary Meeting of Council is due to be held on Thursday, 19 February 2009, commencing at 11.00am.

**16. MEETING CLOSURE**

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The President thanked all Councillors for their contribution over the year, and especially thanked Cr L O'Connor for her term on Council

There being no further business, the President declared the meeting closed at 3.11pm.

**DECLARATION**

These minutes were confirmed by council at the Ordinary meeting held on 19 February 2009.

Signed: \_\_\_\_\_  
Person presiding at the meeting at which these minutes were confirmed