

Minutes of the Shire of Tammin Ordinary Council meeting held at Council Chambers, 1 Donnan Street, Tammin, on Thursday, 18 May 2006.

1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

Cr Leslie declared the meeting open at 2.00pm.

2. RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE

Present

Cr B. Leslie	President (Presiding Person)
Cr L. Caffell	Deputy President
Cr M. Greenwood	Member
Cr S. Jefferies	Member
Cr R. Stokes	Member
Cr M. Wheeldon	Member

Mr M. Oliver Chief Executive Officer

Visitors

Mrs Joan Button and Mrs Lainy Packham - 2.08pm.

Apologies

Nil

Leave of Absence

Nil

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

4. PUBLIC QUESTION TIME

Nil

5. APPLICATIONS FOR LEAVE OF ABSENCE

5.1 Cr Greenwood

Cr Greenwood sought leave of absence for the June Ordinary Council meeting.

MIN 129/06 MOTION – Moved Cr Caffell 2nd Cr Wheeldon

That leave of absence be granted to Cr Greenwood for the June Ordinary Council meeting.

CARRIED 6/0

6. FINANCIAL INTEREST

Nil

7. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

7.1 Ordinary Council Meeting Minutes – 20 April 2006

MIN 130/06 MOTION – Moved Cr Jefferies 2nd Cr Wheeldon

That the minutes of the Ordinary Council meeting held on 20 April 2006, subject to the addition on page 26 of movers of the motion 88/06 "Moved Cr Caffell 2nd Cr Wheeldon", be confirmed as a true and correct record.

CARRIED 6/0

STAFF RECOMMENDATION

That Council's Resolution 99/06 be amended to include, for Butler Settineri (Audit) P/L, Auditors Paul Chabrel and Lucy Gardner.

Simple Majority Required

MIN 131/06 MOTION – Moved Cr Jefferies 2nd Cr Wheeldon

That the Staff Recommendation be adopted.

CARRIED 6/0

8. ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION

Nil

Mrs Joan Button and Mrs Lainy Packham entered the Chamber at 2.08pm.

9. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

9.1 Daylight Saving (OLGOV-03)

Mrs Button and Mrs Packham presented a petition from 90 residents and 51 non-residents stating “We the undersigned, wish to register our strong disapproval of the Tammin Shire Council’s resolution to support the survey of the WA Local Government in regard to the introduction of daylight saving in Western Australia. As ratepayers and residents of the community we are not in favour of the introduction of daylight saving and due to the fact that the issue is a very controversial one, feel that Council should have conducted a survey of residents to gauge their feelings before making a decision on such an important matter.”

Cr Leslie explain the timeline behind Council’s decision and that due to the decision having been acted on, it could not be reversed. However, the community’s expression, through the petition, was noted.

Mrs Joan Button and Mrs Lainy Packham left the Chamber at 2.21pm.

MIN 132/06 MOTION – Moved Cr Wheeldon 2nd Cr Jefferies

That the petition be received.

CARRIED 6/0

10. REPORTS OF COMMITTEES/COUNCILLORS

10.1 WE-ROC (ORG-15)

Meeting held in Kellerberrin on 26 April 2006.

Considerable discussion occurred in relation to the adverse comments by Mr David Singe, Wheatbelt Development Commission CEO in the article in the West Australian on 5 April 2006 headed *Country Towns In No Mood For Unity*. The comments were not the opinion of the Board and a response is to be provided to the local papers (*Avon Advocate* and *Merredin Mercury*).

The decision was made to employ Mr Niel Mitchell as WE-ROC Executive Officer from 1 July 2006 – with each member local government contributing equally.

Chief Executive Officer portfolios were agreed – with the Shire of Tammin picking up Transport & Resources (including Transport policy, Road, rail, air transport, Joint works and plant, Asset Management, Sewerage infill, Regional refuse services).

The Community Safety and Crime Prevention Plans are being held up by the Shire of Merredin which is yet to consider the project.

10.2 LEMAC (ORGE-05)

Meeting held in Kellerberrin on 1 May 2006 and was attended by the CEO.

The thrust of the meeting was to develop the *Local Community Emergency Management Plan for the Shire of Kellerberrin and the Shire of Tammin*.

10.3 Bush Fire Advisory Committee – 3 May 2006

Minutes of the meeting have been provided to Councillors.

The Committee has made several recommendations for Council's consideration

COMMITTEE RECOMMENDATIONS

1. That it be recommended to Council that the restricted burning period be changed to 15 October through to 15 March in the following year and that the prohibited burning period be changed to 1 November through to 14 February in the following year.
2. That it be recommended to Council that:
 - The phone number for the harvest or vehicle movement ban recorded message be advertised;
 - A SMS service to advise farmers of a harvest or vehicle movement ban be introduced; and
 - The UHF two-way radio continue to be used to announce a harvest or vehicle movement ban.
3. That it be recommended to Council that the CBFCO and the CEO negotiate the signing of the Agreement

MIN 133/06 MOTION – Moved Cr Stokes 2nd Cr Greenwood

That the reports be received.

CARRIED 6/0

MIN 134/06 MOTION – Moved Cr Stokes 2nd Cr Greenwood

That the Bushfire Advisory Committee Recommendations be adopted and that the CBFCO and the CEO negotiate the signing of the Agreement.

CARRIED 6/0

10.4 Tammin Tidy Towns

On 10 May 2006 Crs Jefferies and Wheeldon together with the CEO met with Officers from the Keep Australia Beautiful Council (Dept. of the Environment) regarding Tammin's entry into the Tidy Towns Competition.

11. **AGENDA ITEMS**

Agenda Reference:	11.1
Subject:	Budget Review
Location:	Shire of Tammin
Applicant:	Department of Local Government
File Ref:	FIN-04
Disclosure of Interest:	Nil
Date:	20 April 2006
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Items 11.24 – 8 March 2006 and 11.5 – 20 April 2006 refer.

BACKGROUND

Council resolved on 8 March 2006 that this item (Item 24) be deferred to the April meeting when the item (11.5) was deferred to this meeting to allow further information to be obtained.

Correspondence providing guidance notes on the conducting of a budget review including Procedural Steps. The following procedures should be considered as part of the review process:

1. Planning for the budget review should leave sufficient time for rectifying the problems highlighted (if any).
2. Prepare a statement of financial activity for the period under review with comparatives of actual year to date results with year to date budgets or amended budgets for operating and

capital income and expenditure. The budget year to date comparatives should reflect the anticipated budgeted expenditure for the period under review (refer to attached example). Statement of Financial Activity does not have to be by programme and local governments may conduct reviews by departments and divisions.

3. Establish materiality levels either as a percentage and/or dollar value approved by Council (FM Regulation 34(5)).
4. Ensure that overheads have been properly allocated to cost centres before the review is conducted.
5. Compare actual year to date amounts with budget year to date amounts for each line item of operating and capital income and expenditure for the period to arrive at the amount of the variance.
6. Project the actual year to date results to the end of the financial year and compare this with the annual budget to determine if the line item remains within budget.
7. Flag material variances between year to date actual and year to date budget for operating and capital income and expenditure line items. Reasons for the variance needs to be acted upon in sufficient time before the end of the financial year.
8. Conduct a critical assessment of material variances to determine whether they are permanent or timing differences.
9. Identify major changes within the local government that may have a high impact on a local government's finances such as:
 - Structural changes;
 - Cancellation or deferment of projects;
 - External factors such as pricing, contracts, shortages of labour and materials; and
 - Prepare a report of the financial impact of these changes.
10. Senior management should prepare budget variation estimates of all known changes that impact on the annual budget. These variations may not require approval from Council if they fall within the approved budget estimates for the department or directorate. This may depend on the policy and practice of each local government.
11. Identify significant changes within a local government since the adoption of the annual budget that may require a budget amendment and approval by Council. For instance this may include:
 - A change in staff levels;
 - A change in policy or practices such as the use of outside contractors;
 - One-off unforeseen events such as fires and flood;
 - Changes of suppliers; and
 - New legislative requirements.
12. Identify any offsetting increases in income or reductions in expenditure that will help reduce major variances.
13. Establish whether the budget review process and recommendations have a material impact on the long-term and or strategic plans of the local government and if required update these plans.
14. Establish whether the working capital and projected cash flow to the close of the financial year provides sufficient working capital to meet current commitments before the following year's budget is adopted and there is sufficient cash flow before rates, grants and other sources of revenue are received in the following financial year.
15. Flag incomplete projects to be carried forward into the new financial year for inclusion in the following year's budget.
16. Flag grants and contributions received that are likely to remain unspent at the close of the financial year. These should be identified as committed funds for the following year's budget.
17. Some local governments may find it advantageous to conduct a budget review in conjunction with the preparation of the following year's draft budget.
18. Prepare a report with recommendations for Council explaining the reasons for material variances identified in the budget review.
19. Audit Committee to prepare its recommendations for submission to Council.
20. Within 30 days after Council has made its determination of the audit committee recommendations, forward a copy of the review and determination to the Department.

COMMENT

Local Government (Financial Management) Regulations 1996, effective from 1st July 2005, have changed the monthly financial reporting requirements for local governments. A Statement of Financial Activity is required, together with supporting documentation.

In relation to sub-regulation 34(5), Council is required to adopt a percentage or value for the reporting of material budget variances. Variance figures of 10% or \$2,000 would seem appropriate however without a monthly budget having been adopted, the reporting requirement can not be satisfied.

A review of the budget is required to be completed between 1 January and 31 March each year, the review reported to Council within 30 days and forwarded to the Department within 30 days of Council's consideration. As a result of the changes following the split between Kellerberrin and Tammin, Staff knowledge and computer limitations, Tammin's accounting has not been able to be completed in a timely fashion for February, March and April Council meetings. As such, this Review is outside the due date.

The Financial Report is in the traditional format together with the Programs and Balance Sheet format. To the latter has been added notes in relation to variances greater than 10% (of 10 months or 83% of the pro-rata budget estimate) or \$2,000. It should be noted that this is a very crude method of determining a monthly budget estimate – but with the resources available, there would seem little choice.

It should also be noted that the non-cash transactions (administration and depreciation) have not been allocated – which will affect the Programs Summary but will clearly show when comparing the individual accounts.

The Programs Summary – which loosely equates to line items in the Financial Report – shows that almost all of the actuals fall outside the range of the calculated pro-rata budget including the variance (see note above regarding administration and depreciation).

A scan through the individual accounts provides a clearer picture – with the following significant variations being noted:

Governance Members

42.2.251	Resource Sharing Income	(\$15,107)	No further income anticipated
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Governance Other

42.1.407	Salaries Payments	(\$18,970)	2 months to be paid (see Resource Sharing Saving Payments below)
42.1.409	Annual Leave Payments	\$4,973	No annual leave anticipated
42.1.405	Superannuation Payments	(\$2,968)	2 months to be paid
42.1.404	Relocation Expenses	(\$4,770)	CEO relocation distorted
42.1.400	Training Wages	\$4,000	No further costs anticipated
42.1.330	Printing & Stationery Expenses	\$3,538	2 months to be paid
42.1.332	Computer Maintenance	\$5,155	2 months to be paid
42.1.334	Advertising	(\$2,832)	CEO vacancy distorted
42.1.337	Photocopier Supplies	\$3,298	2 months to be paid
42.1.350	Conference Expenses	\$2,405	No further costs anticipated
42.1.341	Consultant Expenses	\$6,061	No further costs anticipated
42.1.356	Resource Sharing Saving Payments	\$70,136	No further costs anticipated

General Purpose Funding

31.2.7	Ex-Gratia Rates	(\$3,756)	Account still to be sent to CBH
32.2.40	Grants Commission Income	(\$102,661)	Final payment outstanding
32.2.41	Grants Commission Roads	(\$53,365)	Final payment outstanding
33.2.91	Interest On Investments – Municipal	(\$8,958)	2 months outstanding
33.1.340	Audit Fees	\$3,200	Interim audit to be paid

Fire Fighting & Prevention

51.2.43	Government Grants	(\$4,779)	Budget provision of \$9,000. FESA submission \$7,990. Underexpend 04/05 \$2363. Budget should have been \$5,627.
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Preventative Services - Administration & Inspection

73.2.72	Reimbursement – Abattoir	(\$22,017)	2 months outstanding
71.3.367	Meat Inspection	\$19,567	2 months to be paid

Aged & Disabled

81.2.253	Aged Unit Rentals	(\$5,250)	2 months outstanding
81.1.660	Aged Unit Wages	\$7,508	2 months to be paid
81.1.661	Aged Unit Utility Charges	\$2,170	2 months to be paid
81.1.662	Aged Unit Materials	\$3,904	2 months to be paid

TALEC

82.2.271	Alcoa Contribution	(\$20,000)	Likely to receive \$15,000
82.2.255	Accommodation Charges	(\$7,052)	2 months outstanding
82.1.550	Wages	\$3,166	2 months to be paid
82.1.407	Salaries	\$10,307	2 months to be paid
82.1.409	Annual Leave	\$3,164	2 months to be paid
82.1.350	Food/Accommodation	\$6,668	2 months to be paid
82.1.551	Centre Materials	\$9,769	2 months to be paid

Sanitation - Household Refuse

101.2.105	Domestic Collection Charges	(\$6,631)	Unknown calculation
101.2.107	Tip Service Fees	(\$17,299)	Unknown calculation
101.1.1010	Tip Wages	\$4,584	2 months to be paid
101.1.1011	Tip Mtce Materials	\$22,566	2 months to be paid

Other Community Amenities

105.1.1150	Cemetery Wages	\$3,009	2 months to be paid
105.1.1901	Cooinda Centre Materials	\$2,108	2 months to be paid

Public Halls, Civic Centres

111.1.730	Tammin Hall Mtce Wages	\$7,101	2 months to be paid
111.1.731	Tammin Hall Mtce Materials	\$3,472	2 months to be paid

Other Recreation & Sport

113.2.132	Hydrology Model Functions	(\$5,249)	Ambitious. Expenditure is also over-budget but mixed up with other costs.
113.1.760	Donnan Park Wages	\$11,233	2 months to be paid
113.1.790	Changeroom Mtce Wages	\$2,971	2 months to be paid
113.1.1410	Recreation Grounds Mtce Wages	(\$5,335)	2 months to be paid
113.1.1450	Hydrology Model Mtce Wages	(\$9,633)	2 months to be paid
113.1.1460	Town Centre Garden Mtce Wages	(3,721)	2 months to be paid
113.1.1540	Golf Club Mtce Wages	\$6,538	Works deferred
113.1.761	Donnan Park Mtce Materials	\$3,162	2 months to be paid
113.1.791	Changerooms Mtce Materials	\$7,006	2 months to be paid
113.1.1411	Recreation Ground Mtce Materials	(\$6,131)	2 months to be paid
113.1.1451	Hydrology Model Mtce Materials	(\$3,014)	2 months to be paid
113.1.335	Other Club Insurance	\$20,100	Unknown calculation
113.1.763	Donnan Park Utilities	(\$8,428)	2 months to be paid
113.1.1453	Hydrology Model Utilities	(\$9,875)	2 months to be paid
113.1.358	Interest On Loans	\$5,309	2 months to be paid

Streets, Roads, Bridges, Depots

112.2.45	Roads To Recovery Grants	(\$60,916)	Final quarter outstanding
112.2.60	RRG Grants	(\$50,141)	Recoups to be submitted
122.2.62	Black Spot Grants	(\$2,218)	Unknown
122.1.820	Depot Mtce Wages	(\$3,316)	2 months to be paid
122.1.1170	Street Cleaning	\$2,432	2 months to be paid
122.1.1940	Road Mtce Wages	\$100,933	2 months to be paid
122.1.1950	Culverts/Floodways Mtce Wages	(\$7,293)	2 months to be paid
122.1.1941	Road Mtce Materials	\$143,710	2 months to be paid

122.1.1951	Culverts/Floodways Mtce Materials	\$11,855	2 months to be paid
122.1.358	Interest On Loans	\$2,556	2 months to be paid
122.1.1990	Road Construction Wages	\$19,237	2 months to be paid
122.1.1991	Road Construction Materials	\$76,550	2 months to be paid
122.1.1992	Road Construction Other	\$18,083	2 months to be paid
Traffic Control			
124.2.174	DPI Commissions	(\$2,549)	March-June commissions outstanding
Building Control			
133.1.343	Legal Expenses	\$2,500	Unknown
Other Economic Services			
135.1.735	Standpipe Water	\$4,363	2 months to be paid
Private Works			
141.2.188	Private Works Charges	(\$42,011)	Unknown
141.2.189	Resource Sharing Reimbursement	(\$98,916)	Unknown
141.1.1760	General Works Wages	\$12,667	Unknown
141.1.1765	Kellerberrin Works Wages	\$63,468	Unknown
141.1.1761	General Works Materials	\$7,163	Unknown
141.1.1766	Kellerberrin Works Plant Costs	\$33,075	Unknown
Public Works Overheads			
143.2.254	Rentals	(\$3,060)	Provision for 2 but only 1 Staff tenant for part of year.
143.1.400	Training Wages	\$2,819	2 months to be paid
143.1.405	Superannuation	\$4,767	2 months to be paid
143.1.408	Sick Pay	\$7,734	2 months to be paid
143.1.409	Holiday Pay	\$4,449	2 months to be paid
143.1.412	Bonus Pay	\$4,093	2 months to be paid
143.1.670	Employee Housing Mtce Wages	\$3,738	2 months to be paid
143.1.671	Employee Housing Mtce Materials	\$3,192	2 months to be paid
143.1.335	Insurance	\$2,130	Unknown
Plant Operating Costs			
144.2.72	Reimbursements	\$16,742	Not significant – net POC is \$6,150
144.1.1804	Blades & Points	\$2,435	
144.1.1805	Fuels & Oils	\$34,017	
144.1.1806	Parts & Repairs	\$29,447	
144.1.1807	Tyres & Tubes	\$9,285	
144.1.352	Allocated To Works	(\$101,183)	
144.1.334	Insurance	\$5,394	
146.2.1605	Diesel Fuel Rebate	(\$4,093)	
Unclassified			
148.2.261	Rental Income	(\$5,000)	F111 Steel accounts still to be resolved and raised
148.2.72	Reimbursements	(\$24,775)	F111 Steel accounts still to be resolved and raised
148.2.178	Sale Of Assets	\$90,457	10 Ridley Street
148.1.355	Other Housing Wages	\$6,507	2 months to be paid
148.1.355	Other Housing Materials	\$18,226	2 months to be paid

From the above, the consequences of the Shire of Tammin's accounting not being up to date are starting to show. Unfortunately, there does not appear to be an immediate solution to this situation.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Section 34 of the Local Government (Financial Management) Regulations provides that:

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 the 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 paragraph (b) and (c); and
 - (e) the net current assets at the end of the month to which the statement relates.
2. Each statement of financial activity is to be accompanied by documents containing –
 - (a) an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets;
 - (b) an explanation of each of the material variances referred to in sub regulation (1)(d); and
 - (d) such other supporting information as is considered relevant by the local government.
3. The information in a statement of financial activity may be shown –
 - (a) according to nature and type classification;
 - (b) by program; or
 - (c) by business unit.
4. A statement of financial activity, and the accompanying documents referred to in sub-regulation (2), are to be –
 - (a) presented to the council –
 - (i) at the next ordinary meeting of the council following the end of the month to which the statement relates; or
 - (ii) if the statement is not prepared in time to present it to the meeting referred to in subparagraph (i), to the next ordinary meeting of the council after that meeting; and
 - (b) recorded in the minutes of the meeting at which it is presented.
5. Each financial year, a local government is to adopt a percentage or value, calculated in accordance with AAS5, to be used in statements of financial activity for reporting material variances.
6. In this regulation –
 - “**committed assets**” means revenue unspent but set aside under the annual budget for a specific purpose;
 - “**restricted assets**” has the same meaning as in AAS27.

Regulation 33A of the Local Government (Financial Management) Regulations requires that:

1. Between 1 January and 31 March in each year a local government is to carry out a review of its annual budget for that year.
2. Within 30 days after a review of the annual budget of a local government is carried out it is to be submitted to the council.
3. A council is to consider a review submitted to it and is to determine* whether or not to adopt the review, any parts of the review or any recommendations made in the review.
*Absolute majority required.
4. Within 30 days after a council has made a determination, a copy of the review and determination is to be provided to the Department.

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATIONS

That Council acknowledge that this Review is outside the timeframe provided by the Regulation 33A of the Local Government (Financial Management) Regulations and that the accounting in some areas is in arrears.

Simple Majority Required

MIN 135/06 MOTION – Moved Cr Stokes 2nd Cr Greenwood

That the Staff Recommendation be adopted.

CARRIED 6/0

That in accordance with regulation 34(5) of the Local Government (Financial Management) Regulations 1996 a variance percentage of 10% or \$2,000 be adopted for reporting material variances.

Simple Majority Required

MIN 136/06 MOTION – Moved Cr Stokes 2nd Cr Greenwood

That the Staff Recommendation be adopted.

CARRIED 6/0

That the CEO's report on the financial review be received and the deficiencies noted.

Simple Majority Required

MIN 137/06 MOTION – Moved Cr Stokes 2nd Cr Greenwood

That the Staff Recommendation be adopted.

CARRIED 6/0

That the proceeds from the sale of 10 Ridley Street be transferred to the Land & Buildings Reserve to quarantine the funds for future housing.

Simple Majority Required

MIN 138/06 MOTION – Moved Cr Stokes 2nd Cr Greenwood

That the Staff Recommendation be adopted.

CARRIED 6/0

Agenda Reference:	11.2
Subject:	Leave Liability – Mr F Peczka
Location:	Shire of Kellerberrin
Applicant:	Shire of Kellerberrin
File Ref:	ADM-26
Disclosure of Interest:	Nil
Date:	10 April 2006
Author:	Mick Oliver, Chief Executive Officer

Legal matter – See separate confidential report

MIN 139/06 MOTION – Moved Cr Caffell 2nd Cr Stokes

That the Shire of Kellerberrin be advised that the Shire of Tammin disagrees with its interpretation in relation to the liability for accrued leave for the CEO, citing:

- *the terms of the Resource Sharing Agreement;*
- *Annual Leave accrual provisions; and*
- *Long Service Leave accrual provisions.*

CARRIED 6/0

Agenda Reference:	11.3
Subject:	Daylight Saving
Location:	Shire of Tammin
Applicant:	R.J. York
File Ref:	OLGOV-03
Disclosure of Interest:	Nil
Date:	26 April 2006
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

Correspondence expressing disappointment to read in the Tammin Tabloid that Council had voted to support the introduction of Daylight Saving in Western Australia and hoping that Council will reverse it's decision.

COMMENT

Council resolved on 8 March 2006 (Min49/06 & 50/06) that Council supports the introduction of Daylight Savings Time in Western Australia and that WALGA being involved in the daylight saving issue.

Council's decision was in response to a survey from WALGA to establish it's position. The results of the survey are yet to be released.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That Council provide direction.

Simple Majority Required

MIN 140/06 MOTION – Moved Cr Jefferies 2nd Cr Wheeldon

That Mr York be advised:

- *that Council acknowledges his concerns;*
- *of the timeline and process behind Council's decision; and*
- *that Council has acknowledged the petition.*

CARRIED 6/0

Agenda Reference:	11.4
Subject:	Daylight Saving
Location:	Shire of Tammin
Applicant:	JM & L Packham
File Ref:	OLGOV-03
Disclosure of Interest:	Nil
Date:	26 April 2006
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

Correspondence commenting on Council's decision to support the survey by WALGA in relation to daylight saving and noting that 3 previous State referendums has proved that the State is very divided on this matter and they thought it would be prudent for Council to ascertain the feelings of the rate payers and wider Tammin community before making such a decision. Council has deprived the residents of Tammin the right and opportunity to voice their opinion on such an important matter and that is not good government.

Further noting that Councillors should remember they are elected to represent the wider community not to further their own interests or beliefs and they feel that Council could and should have conducted a local survey so that all residents could *have their say*. Finally, registering their strong disapproval not only on the decision made by Council in regard to daylight saving but also the manner in which the decision was made.

COMMENT

Council resolved on 8 March 2006 (Min49/06 & 50/06) that Council supports the introduction of Daylight Savings Time in Western Australia and that WALGA being involved in the daylight saving issue.

Council's decision was in response to a survey from WALGA to establish it's position. The results of the survey are yet to be released.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That Council provide direction.

Simple Majority Required

MIN 141/06 MOTION – Moved Cr Jefferies 2nd Cr Wheeldon

That Messrs JM & L Packham be advised:

- *that Council acknowledges his concerns;*
- *of the timeline and process behind Council's decision; and*
- *that Council has acknowledged the petition.*

CARRIED 6/0

Agenda Reference:	11.5
Subject:	Delegations of Authority
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	Delegations File
Disclosure of Interest:	Chief Executive Officer – being the delegated person
Date:	2 May 2006
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Item 11.1.2 10 August 2005 (Min 121/05)

BACKGROUND

The Local Government Act requires local governments to review their delegation of powers/authority to the Chief Executive Officer at least once in every twelve months and then for the Chief Executive Officer to review his delegation of authority within the same review period.

COMMENT

The proposed delegations are presented on the basis of:

- Statutory requirements of the Local Government Act and associated regulations, the Bush Fires Act.
- For continued efficient management of daily functions of Staff in completing business and administrative requirements of the Shire of Tammin.
- The proposed delegations are in accordance with local government Industry standards of a local government of the Shire of Tammin.

DELEGATION #	DELEGATION SUBJECT	DELEGATION DETAILS	LEGISLATIVE POWER	DELEGATE
1	Signing of Orders	Authority to sign order forms for the purchase of goods and services within the constraints of the Budget or as otherwise directed by Council.	LGA s.5.42	CEO
2	Payment of Accounts	Authority to pay accounts subject to a list of accounts paid being presented to the next Ordinary meeting and included in the minutes of that meeting. The vouchers, supporting invoices and other relevant documents be made available for inspection by members at the next Ordinary Council Meeting. Authority is limited to an amount of \$100,000, excluding investments	FMR12 LGA s.5.42	CEO
3	Credit Card / Fuel Card	Authority to use the Shire of Tammin's Credit Card and Fuel Card within the constraints of the Budget or as otherwise directed by Council.	FMR 11(1)(a) LGA s.5.42	CEO

4	Investing Surplus Funds	Authority to invest surplus funds after ensuring that sufficient working capital is to be retained.	FMR19 LGA s.5.42	CEO
5	Signing of Cheques	Authority to sign cheques to a limit of \$100,000 (with no limit on investments) in accordance with Council's investment policy.	FMR13 LGA s.5.42	CEO
6	Electronic Funds Transfer	Authority for EFT between bank accounts and payment of accounts for payment to a limit of \$100,000 (with no limit on investments).	FMR11 LGA s.5.42	CEO
7	Legal Advice	Authority to appoint legal council and obtain advice, with all legal advice to be made available at the next Council meeting.	LGA s.5.42	CEO
8	Renewing Licences	Authority to renew all licences provided the circumstances of the original licence has not substantially altered.	Local Government (Miscellaneous Provisions) Act 1960	CEO
9	Building Licences	Authority to issue building licence for applications which comply with relevant legislation.	Local Government (Miscellaneous Provisions) Act 1960	CEO
10	Building Licence Extension	Authority to extend initial building licences for a further 6 months.	Local Government (Miscellaneous Provisions) Act 1960	CEO
11	Development Applications	Authority to issue planning consent to development applications which comply with the Shire of Tammin's Town Planning Scheme.	LGA s.5.42	CEO
12	Subdivision Clearance	Authority to provide the necessary clearance of subdivision conditions when satisfied that suitable arrangements have been made	LGA s.5.42	CEO
13	Liquor Permits	Authority to issue permits for the sale and consumption of liquor on Shire of Tammin property.	LGA s.5.42 Liquor Licensing Act 59 & 119	CEO
14	Secondhand Fencing	Authority to approve the use of secondhand material for fencing.	LGA s.5.42	CEO

15	Wildflower Permits	Authority to issue wildflower picking permit, subject to CALM approval and generally in accordance with conditions set by CALM.	LGA s.5.42	CEO
16	Employers Warrant	Authority to sign an employers warrant for WALGA industrial awards and appear on the Shire of Tammin's behalf.	LGA s.5.42	CEO
17	Plant & Equipment	Authority to approve the use of Shire of Tammin plant and equipment.	LGA s.5.42	CEO
18	Harvest Bans	Authority to impose harvest and vehicle movement bans.	LGA s.5.42 Bush Fire Regulations r.38A, 38C, 39A & 39B	CEO
19	Prohibited & Restricted Burning Times	Authority to suspend or amend Prohibited and Restricted burning times.	LGA s.5.42 Bush Fire Act s.17(7)(a) & s.18(5)(a) & Bush Fire Regulations r.15C	CEO
20	Fires at Tip	Authority to permit persons to set fire to the tip (green waste only)	LGA s.5.42	CEO
21	Fire Breaks	Authority, in liaison with the Chief Bush Fire Control Officer, to resolve fire hazard problems, including where considered necessary, to forward letters demanding the construction of fire breaks and where not complied with, the issuing of a contract for the construction of the break at the land owner's expense.	LGA s.5.42 Bush Fires Act s.33 & s.48	CEO
22	Bush Fires Act	That the functions of the local government under the Bush Fires Act be delegated to the Chief Executive Officer for exercise only in an emergency situation and only in conjunction with the Chief Bush Fire Control Officer.	LGA s.5.42 Bush Fires Act s.48	CEO
23	Plant & Equipment Hire	Authority to give permission to hire Shire of Tammin buildings equipment and exchange equipment between buildings.	LGA s.5.42	CEO

24	Replacement Plant Hire	Authority to hire replacement plant.	LGA s.5.42	CEO
25	Rigid and Articulated Vehicle Movements	Authority to approve rigid and articulated vehicle movements, up to a maximum 27.5m.	LGA s.5.42	CEO
26	Enter Land in Emergencies	Authority to enter land in emergencies.	LGA s.5.42	CEO
27	Notice of Entry	Authority to sign and issue notice of entry.	LGA s.5.42	CEO
28	Force to Gain Entry	Authority to exercise force to gain entry.	LGA s.5.42	CEO
29	Tree Safety	Authority to issue an order to make a tree safe on private land and to enter that property to make a tree safe.	LGA s.5.42	CEO
30	Cost Recovery	Authority to instigate proceedings to recover costs in Court.	LGA s.5.42	CEO
31	Calling Tenders	Authority to call tenders for all budgeted items and to accept tenders to a value of \$50,000.	LGA s.5.42	CEO
32	Execution of Documents	Authority to prepare the necessary documentation taking into account any specific or policy requirements of Council and arrange for execution of the contract documents without further reference to Council.	LGA s.5.42	CEO
33	Destruction of Records	Authority to destroy old accounting books and records in accordance with statutes.	LGA s.5.42	CEO
34	Debt Collection	Authority to collect outstanding debts against the Shire of Tammin, including entering into arrangements, within normal commercial parameters.	LGA s.5.42	CEO

Delegations 3, 11, 12, 21, 22, 33 and 34 are either new or substantially altered from last year.

FINANCIAL IMPLICATIONS:

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Section 5.42 of the Local Government Act provides that:

- (1) A local government may delegate (by Absolute majority) to the CEO the exercise of any of its powers or the discharge of any of its duties under this Act other than those referred to in section 5.43.
- (2) A delegation under this section is to be in writing and may be general or as otherwise provided in the instrument of delegation.

Section 5.43 provides that a local government cannot delegate to a CEO any of the following powers or duties —

- (a) any power or duty that requires a decision of an absolute majority or a 75% majority of the local government;
- (b) accepting a tender which exceeds an amount determined by the local government for the purpose of this paragraph;
- (c) appointing an auditor;
- (d) acquiring or disposing of any property valued at an amount exceeding an amount determined by the local government for the purpose of this paragraph;
- (e) any of the local government's powers under section 5.98, 5.98A, 5.99, 5.99A or 5.100;
- (f) borrowing money on behalf of the local government;
- (g) hearing or determining an objection of a kind referred to in section 9.5;
- (h) any power or duty that requires the approval of the Minister or the Governor; or
- (i) such other powers or duties as may be prescribed.

Section 5.44 provides that:

- (1) A CEO may delegate to any employee of the local government the exercise of any of the CEO's powers or the discharge of any of the CEO's duties under this Act other than this power of delegation.
- (2) A delegation under this section is to be in writing and may be general or as otherwise provided in the instrument of delegation.
- (3) This section extends to a power or duty the exercise or discharge of which has been delegated by a local government to the CEO under section 5.42, but in the case of such a power or duty —
 - (a) the CEO's power under this section to delegate the exercise of that power or the discharge of that duty; and
 - (b) the exercise of that power or the discharge of that duty by the CEO's delegate, are subject to any conditions imposed by the local government on its delegation to the CEO.
- (4) Subsection (3)(b) does not limit the CEO's power to impose conditions or further conditions on a delegation under this section.
- (5) In subsections (3) and (4) "conditions" includes qualifications, limitations or exceptions.

Section 5.45 provides that:

- (1) Without limiting the application of sections 58 and 59 of the Interpretation Act 1984 —
 - (a) a delegation made under this Division has effect for the period of time specified in the delegation or where no period has been specified, indefinitely; and
 - (b) any decision to amend or revoke a delegation by a local government under this Division is to be by an absolute majority.
- (2) Nothing in this Division is to be read as preventing —
 - (a) a local government from performing any of its functions by acting through a person other than the CEO; or
 - (b) a CEO from performing any of his or her functions by acting through another person.

STRATEGIC PLAN IMPLICATIONS:

Nil

FUTURE (PRINCIPAL ACTIVITY) PLAN IMPLICATIONS:

Nil

COMMUNITY CONSULTATION:

Nil

STAFF RECOMMENDATION

That pursuant to section 5.42 of the Local Government Act and section 48 of the Bush Fires Act, the above indefinite delegations be made to the Chief Executive Officer.

Absolute Majority Required

MIN 142/06 MOTION – Moved Cr Greenwood 2nd Cr Jefferies

That the Staff Recommendation be adopted.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

Agenda Reference:	11.6
Subject:	Tandem Axle Truck / Side Tipping Trailer / Dolly
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	Tender 1/05 & 2/05
Disclosure of Interest:	Nil
Date:	1 May 2006
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

Mr Peczka reported to Council on 7 December 2005 that contact had been made with truck supplier (Major Motors) and the trailer manufacturer (Howard Porter) to lodge the concerns of safety and manufacturing concerns regarding the Trailer being towed behind the new Isuzu Truck. Further, that the response to date had been a committed one and areas suggested for fault finding is summarised hereunder:

- Check trailer tyres for scuffing and uneven wear
- Check greasing of dolly turntable and skid plate
- Coupling overhang from truck tow hitch to drawbar area
- Check tow hitch location on truck as compared to trailer
- Hook up the trailer to another truck and test

Howard Porter assured Staff that laser alignment of the trailer had been completed upon finishing of the trailer unit. Once testing of the recommended areas is complete a report will be submitted direct to the trailer manufacturer and dependant upon results received from the fault finding process, Howard Porter has given assurances that they will sort the fault out.

The recommended process has been completed and Staff were still reporting problems.

COMMENT

Council resolved on 1 March 2005 (Min 26/05) to accept the tender submitted by Howard Porter for the supply and delivery of a 2005 side tipping trailer manufactured by Howard Porter, subject to the following conditions and terms being accepted;

- 2005 Howard Porter Tandem Axle Side Tipping Trailer
- 2005 Howard Porter Tandem Axle Dolly
- Supply and delivery price \$80,910 (exc. GST) or \$89,001 (incl. GST)
- As per Council's Tender Specification schedule.

Council further resolved on 1 March 2005 (Min 27/05) to accept the tender submitted by Major Motors for the supply and delivery of a 2004 compliance plate tandem axle drive two way tip truck, subject to the following conditions and terms being accepted:

- | | |
|---|-----------|
| • 2004 GIGA series Isuzu Tandem Axle truck price incl. GST | \$205,942 |
| • Less trade in of Council's used Mitsubishi Tandem Axle Drive End Tipper Truck | \$30,000 |
| • Less Discount pricing for 2004 truck model | \$4,592 |
| • Less GST (For Net Pricing) | \$17,135 |
| • Net Cost | \$155,773 |
| • 2004/2005 Budget | \$151,500 |
| • SFM 11m ³ two way tipping body included in truck pricing | |
| • Trade-in of used 1989 Mitsubishi Tandem Axle Truck | |

- Council acknowledges and authorizes over expenditure on budget allocation of \$151,500 to purchase truck.
- Compliance with Council's specifications schedule.

Cr Greenwood has researched the file and located the tender details.

Mr Charlie Puglia has inspected the truck / trailer combination and has made comment in relation to the number of variances to the Shire of Tammin's tender specification.

Mr Puglia's comments are summarised as follows:

	Shire of Tammin Specification	Tendered	Comment
5.0	SELECTION CRITERIA		
5.1	STEEL CHASSIS TIPPER LENGTH 7,200mm – 8,000mm WIDTH 2,490mm HEIGHT 1,000mm CAPACITY 18m ³	8,600mm 2,500mm 1,100mm 22m ³	
5.2	SPECIFICATIONS Floor 5mm plate 350 biselight Sides/front/rear/door 5mm plate 350 biselight Steel channel main runners as doorsill Load and door deflectors to body and front and rear cab shields Ladder front and rear Rope rails to side front and rear	Bisaloy 5mm floor Option (\$2,600) Access step LHF	No ladders No rope rails
5.3	MAIN BEAM 130 X 16 Top Flange Hi Tensile 130 x 16 Bottom Flange Hi Tensile 5mm Webb 350 grade 3- weld in cross members and pivot mounting 12mm Plate (skid plate) Height approx 1280mm 90mm removable King Pin Holland T P B 62014 12mm Part# KPB57042 with BP5703812		10mm plate K-Hitch
5.4	SUSPENSION SYSTEM TMC 9 leaf , 4 main suspensions 8.1 spread Part # 320201	K-Hitch Tandem, 9 leaf spring pack, Overslung	K-Hitch
5.5	AXLES TMC drum brakes, Parnell Bearing Spider Hubs 127mm round, 19mm walls Part # 852100 S Cam brakes with cam tube covers	K-Hitch, 20" grease lubricated, Dual spider hubs	K-Hitch
5.6	LANDING LEGS Holland Mark V	K-Hitch	JOST
5.7	HOIST Dual angle mount at front and rear hoist 6" with ball pivot both ends, double acting with hydraulic splitter to rams 25 tonne capacity		

5.8	BRAKING SYSTEM Westinghouse braking system to ADR requirements for road train approval # 11139CS 6 x Spring Brakes Yard Release kit #PN900077	ABK Tandem Axle Road Train kit Yard Release kit optional extra (\$180) not purchased	Air Brake Corp (ABC) No Yard Release kit
5.9	RING FEEDER 50mm 81G5 BPW Ring Feeder Height setting to 700mm	HP mount only – 50mm ringfeeder not included	Not installed
5.10	HELLA LIGHTING All LED to current ADR requirements 6mm wiring Clearance light 5 each side with flasher, 3 each side Tail lights each side total 4 Number plate lights (2) Centre Sealed Junction Box	HELLA DuraLED combination Rear Lights; HELLA LED Side Lights	2 only 1 only
5.11	HYDRAULICS Electric over hydraulics valving cab controlled with sequencing valve for door operation.		Air over hydraulic
5.12	SIDE DOOR Discharge to road side (RHS)with double acting hydraulic cylinders and valving with full length heavy hollow bar and bushes	Air operated DCV with lines and couplings to rear road train operation	
5.13	TYRES AND RIMS 9 Road King 8.25x22.5 tubeless PART#700-420 98.25x 22.5 tubeless Spider Dual tyre carrier to trailer		
5.14	GUARDS All rubber over tandem with mud flaps front and rear.	Flexi guards over drive axles	
5.15	PAINT Sand blasted and painted in two pack colour T.B.A.	Sand blast & 2 pack paint	
5.16	SIGNS Long vehicle signs to rear and safety signs	All necessary safety signs	No signs
	CONSTRUCTION OF NEW TRAILER DOLLY Build new tandem axle quick release road train dolly complete with: <ul style="list-style-type: none"> • Top and Bottom Flange 130mm x 12mm 350 grade steel webb 6mm x 150mm • Rear bumper 180 channel bolt on with chassis 1070mm to suit joist base plate, ball race type • LED lights • Primed and painted to fleet colours in two pack and sand blast • Long vehicle sign to rear 		Not ball race type (truck) Not sand blasted
5.17	AXLE TMC spider hubs parnell bearing , grease cam tube , 19mm wall PART#852100	K-Hitch	K-Hitch

5.18	SUSPENSION Tandem axle 8-1 spread TMC 9 leaf 4 main spring o/s PART # 320301 With front draw bar hinge PART # 323121 Pivot bracket draw bar kit PART # 323196	K-Hitch	
5.19	BRAKE KIT Tandem axle Westinghouse with yard kit PART #11139C5 and PN900077	ABK tandem Dolly Kit	Air Brake Corp
5.20	TURN TABLE AND BALL BASE Joist LP38 with 3.5" ball base and base plate NOTE: Joist base plate to be mounted into main chassis of dolly frame. Frame width is 1070mm	Ball race/base optional extra (\$1,800) not purchased	No ball race/base
5.21	TOWING EYE B.P.W. 50mm 240 tonne rated		
5.22	DRAW BAR Length to advised		
5.23	MUD GUARDS Rubber belting with 10 tension spring mud flaps		
5.24	RIMS Road King 8.25 x 22.5		
5.25	LIGHTS LED Hella 2 rear 1 side flasher 4 side marker lights (NOTE: 2 front and 2 rear)	Standard HELLA rear combination and other lights with wiring to suit	No side flasher No front

For Item 5.2, the 5mm bisalloy sides were an optional extra (\$2,600) which was not purchased.

For Items 5.3, 5.4, 5.5 and 5.17, a K-Hitch was the tendered item.

For Item 5.20 the ball race/base was an optional extra (\$1,800) which was not purchased.

The minutes of Council's meeting in March 2005 do not detail out the process by which this decision was reached – the issue was a Late Item and only Council's resolution is recorded!

The only other significant issue noted by Mr Puglia is the greasing of the turntable (a ball race/base would have addressed this issue).

The next step is to independently driver assess the vehicle combination.

Mr Puglia has also offered to swap the turntable for a ball race for the cost of the labour involved – estimated at \$1,000.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That:

- Mr Puglia be thanked for his assistance to date; and
- A further report on the independent driver assessment be made.

Simple Majority Required

MIN 143/06 MOTION – Moved Cr Stokes 2nd Cr Greenwood

That the Staff Recommendation be adopted.

CARRIED 6/0

Agenda Reference:	11.7
Subject:	Road Reserve Revegetation
Location:	Shaw Rd & Waltham Rd
Applicant:	L Shaw
File Ref:	AGR-10
Disclosure of Interest:	Nil
Date:	27 April 2006
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

Seeking approval to re-vegetate some degraded sections of the roadside verge along Shaw Road and Waltham Road with approximately 1000 native trees and shrubs of various species propagated by Chatfields Tree Nursery.

Also, seeking to use herbicides for the control of weeds around planting sites.

COMMENT

Nil

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That approval be granted to Mr Shaw to re-vegetate degraded sections of the roadside verge along Shaw Road and Waltham Rd in consultation with the CEO.

Simple Majority Required

MIN 144/06 MOTION – Moved Cr Wheeldon 2nd Cr Jefferies

That the Staff Recommendation be adopted.

CARRIED 6/0

Agenda Reference:	11.8
Subject:	2006/07 Community Grants
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	FIN-04
Disclosure of Interest:	Nil
Date:	2 May 2006
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Item 11.1.6 – May 2005 refers.

BACKGROUND

In April 2005 Council advertised for budget submissions from sporting, community or welfare groups/organizations requiring financial assistance from the Shire of Tammin in 2005/06. Applications were to be received by 29 April 2005 which were to include audited financial statements and most recent Bank Statement.

5 budget submission applications were received:

- Tammin Country Womens Association
- Tammin Economy Shop / Coinda Association
- Tammin Bowling Club
- Tammin Golf Club
- Tammin Football Club

Council resolved to donate:

- \$350 cash towards the operating expenses of the West Week Lunch (speaker) for the Tammin Country Women's Association;
- \$5,000 cash for wages for operation of Tammin Coinda Centre;
- \$16,500 including GST cash subsidy of Tammin Bowling Club Green keeper;
- Supply materials to the value of \$1,000 and utilise Council's builder to complete works at the Tammin Golf Club.
- 50% reduction in annual ground fees for 2005/2006 for the Kellerberrin/Tammin Football Club.
- \$2,000 to the Tammin Primary School for swimming lesson programs.
- \$1,760 cash contribution towards operational expenses for Wheatbelt Agcare
- \$250 cash contribution towards display at Perth Royal Show for Central Group of Affiliated Agricultural Societies.

Council further resolved to acknowledge the Lord Mayor's Distress Relief Fund and consider a donation if an Appeal was made.

COMMENT

The CEO has received numerous queries as to whether the Community Grant Program is to be repeated in 2006.

Concern has also been expressed by the Tammin Bowling Club that the cropping lease proposal will cancel out the assistance provided for their greenkeeper.

FINANCIAL IMPLICATIONS

Subject to Council's decision.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That Council provide direction.

Simple Majority Required

MIN 145/06 MOTION – Moved Cr Jefferies 2nd Cr Caffell

That community groups be invited to make submissions for financial support for consideration with the draft 2006/07 Budget.

CARRIED 6/0

Agenda Reference:	11.9
Subject:	Sedan Quotes
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	TEND-18
Disclosure of Interest:	CEO – Contract condition
Date:	5 May 2006
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

Quotes have been sought for the replacement of the Ford Fairlane G8 sedan on either/or of the following basis:

- Supply of Fairlane/Fairmont sedan only – no trade
- Or
- Supply of Fairlane/Fairmont sedan and trade-in of Fairlane sedan.
- Or
- Outright purchase of existing Fairlane sedan

Quotes were received as follows:

<u>Received</u>	<u>Company</u>	<u>Model</u>	<u>Purchase</u>	<u>Trade</u>	<u>Change</u>	<u>Net</u>
18-4-2006	Donovan Ford	Fairmont Ghia 6	\$39,838.70	\$38,338.70	\$1,500.00	\$1,350.00
		G8 Fairlane	\$46,802.80	\$38,302.80	\$8,500.00	\$7,650.00
26-4-2006	Country Ford	Fairmont Ghia 6	\$40,500.00	\$39,500.00	\$1,000.00	\$900.00
		G8 Fairlane	\$47,850.00	\$39,500.00	\$8,350.00	\$7,515.00

All quotes shown include GST. The Net figure is after GST has been removed from the transaction.

COMMENT

The market has changed. The nil change-overs are no longer available with net change-overs of around \$7,500.

Options available appear to be:

- Trade the vehicle and accept the cost;
- Keep the vehicle longer and gamble on the change-over cost; or
- Adjust the standard of vehicle and receive a once-off cost reduction.

The vehicle has currently travelled 11,500km.

FINANCIAL IMPLICATIONS

The 2005/06 Budget provision (\$84,000 - \$80,000) \$4,000 was spent on the previous change-over (January 2006).

POLICY IMPLICATIONS

The CEO’s contract includes the provision of a Fairlane G8 sedan.

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That sedan be replaced with a similar vehicle.

Simple Majority Required

MIN 146/06 MOTION – Moved Cr Caffell 2nd Cr Wheeldon

That neither of the quotes be accepted as they are not considered economic and that the CEO resolve the replacement of the vehicle (with a similar standard Holden or Ford) by advertising the existing vehicle for private sale and advising the dealerships that the vehicle is available, subject to a more economic quote, on an on-going basis until sold;

CARRIED 6/0

REASON

Council considered the quoted change-over cost too expensive.

Agenda Reference:	11.10
Subject:	Effluent Ponds / Tammin Hotel
Location:	Tammin
Applicant:	R & C Kreiger, Tammin Hotel
File Ref:	ASS-368
Disclosure of Interest:	Nil
Date:	3 May 2006
Author:	Mick Oliver, Chief Executive Officer

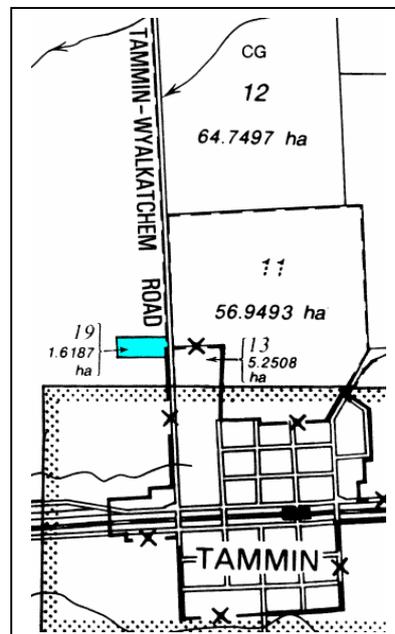
PREVIOUS REFERENCE

Item 11.4 – 20 April 2006 refers.

BACKGROUND

Correspondence seeking to gift lot 19 Tammin Wyalkatchem Rd (effluent disposal site) to the Shire of Tammin subject to:

- approval to continue to dispose of the Hotel’s effluent in the lagoon at no cost or rate charge whilst they own the property;
- Shire of Tammin to maintain the effluent line outside the Tammin Hotel’s property; and
- Shire of Tammin paying the local government rates and the Water Corporation’s water rates from 1 January 2006.



COMMENT

The effluent disposal site was created at some time in history to accept effluent waste from the Hotel. The Shire of Tammin has accessed the site for some years to dispose of effluent from Tamma Village and Donnan Park.

A separate line exists from each of the 3 properties disposing of effluent.

The site is 1.6187 ha in size and adjoins Tammin Wyalkatchem Rd. The site is generally regarded as a public amenity rather than a hotel property.

The site requires regular maintenance including such matters as weed control, which is not currently being carried out. The Shire of Tammin has previously cleaned out the lagoon.

The CEO has agreed to the repair of the spasmodic leaking in the effluent line from the Hotel to the lagoon to be deferred until such time as it next leaks.

At the time, it was understood that the Hotel would attend to the matter forthwith with the likely scenario that the repairs would be carried out by the Shire of Tammin on a private works basis. Subsequently, the Hotel is now seeking for the Shire to maintain the line in return for the gifting of lot 19.

FINANCIAL IMPLICATIONS

On-going maintenance of the lagoon. Possible licensing requirements of the site at some future time.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That Messrs R & C Kreiger be advised that the Shire of Tammin would accept the gifting of lot 18 Tammin Wyalkatchem Rd (effluent lagoons) on the following basis:

- continued access by R & C Krieger at no cost or effluent rate
- Shire of Tammin paying all rate charges (local government and Water Corporation) from 1 January 2006;
- Shire of Tammin paying all transfer and settlement costs.
- R & C Kreiger (Tammin Hotel) maintaining the effluent line from the Hotel to the lagoons.

Simple Majority Required

MIN 147/06 MOTION – Moved Cr Greenwood 2nd Cr Caffell

That the Staff Recommendation be adopted.

CARRIED 6/0

Agenda Reference:	11.11
Subject:	Tennis Courts
Location:	Great Eastern Hwy, Tammin
Applicant:	Shire of Tammin
File Ref:	ASS-1065
Disclosure of Interest:	Nil
Date:	6 May 2006
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

During the property inspection held on 23 March 2006 comment was made regarding the lighting of the Tennis Courts and that the money held in Trust for the erection of the new lights needed to be transferred to the Municipal Fund.

COMMENT

Following an examination of the Trust Fund it appears that there is a sum of \$7,436 relating to the Tammin Lawn Tennis Club.

It is assumed that these are the funds referred to.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the Lawn Tennis Club funds totalling \$7,436 held for the erection of the lights be withdrawn from the Trust Fund and transferred to the Municipal Fund.

Simple Majority Required

MIN 148/06 MOTION – Moved Cr Stokes 2nd Cr Jefferies

That the Staff Recommendation be adopted.

CARRIED 6/0

Agenda Reference:	11.12
Subject:	Staff Accommodation
Location:	Tammin
Applicant:	Country Housing Authority
File Ref:	OLGOV-02
Disclosure of Interest:	Nil
Date:	6 May 2006
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

Council has committed to providing suitable accommodation for the CEO.

In April 2006 Council resolved to seek grant funding from the Country Housing Authority for the construction of a 4 x 2 Staff accommodation for construction on either of lots 15 or 16 Old Yorkrakine Rd.

COMMENT

Lot 16 (12 Old Yorkrakine Rd) would appear to be the more suitable lot.

A plan of the accommodation is required to allow preliminary costing to be carried out.

FINANCIAL IMPLICATIONS

Provision to be included in the draft 2006/07 Budget.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the new residence be constructed on lot 16 Old Yorkrakine Rd and that Council provide direction in relation to determining a plan for the building.

Simple Majority Required

MIN 149/06 MOTION – Moved Cr Stokes 2nd Cr Jefferies

That the new residence be constructed on lot 16 Old Yorkrakine Rd and that a Committee of Crs Wheeldon, Caffell and Greenwood, with a quorum of 2 be appointed to research and recommend to Council regarding a plan for the building.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

Agenda Reference:	11.13
Subject:	Business Services Agreement
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	ADM-26
Disclosure of Interest:	Nil
Date:	10 May 2006
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Item 11.22 – 20 April 2006

BACKGROUND

The Agreement provides for a determination at the end of March 2006 regarding the on-going operation for 2006/07.

Correspondence from the Shire of Kellerberrin (8 May 2006) responding to the Shire of Tammin's concerns and comments as follows:

- That the Shire of Kellerberrin note the concerns put forward by the Shire of Tammin to the Shire of Kellerberrin, by both Staff and Councillors.
- The Shire of Kellerberrin notes that the Shire of Tammin has not provided a response and direction by 31 March 2006 as agreed to.
- That the Shire of Tammin be advised to refer to clause 11 of the Business Services Agreement for the management of the Agreement.
- That the Shire of Kellerberrin requests an urgent response prior to 16 May 2006, from the Shire of Tammin to provide the Shire of Kellerberrin, of their future commitment and continuance of the Agreement beyond 30 June 2006.

The Shire of Kellerberrin has also resolved that the Shire of Tammin be encouraged to provide their views on the continuing status of the joint owned plant beyond 30 June 2006.

COMMENT

The Agreement provides for 3 services:

1. Mechanical Services
 - 2.1 Term: 2005/2006 financial year (6 months)
 - 2.2 Amount
 - 2.3 Conditions - \$52.50 per hour (ex GST) for mechanical services and \$25 (ex GST) per hour for apprentice mechanical services.
 - 2.4 Other (Preferred supplier)
2. Building Services
 - 3.1 Term: 2005/2006 financial year (6 months)
 - 3.2 Amount – maximum of 700 hours.
 - 3.3 Conditions - \$50 per hour (ex GST)
 - 3.4 Other
3. Parks & Gardens (Turf Wicket & grassed oval area)
 - 4.1 Term: 2005/2006 financial year (6 months)
 - 4.2 Amount – maximum of 450 hours
 - 4.3 Conditions - \$38.50 per hour (ex GST)
 - 4.4 Other

The first months of the Agreement have not been acceptable – with no Building Services being provided and conflicts with the Parks & Gardens Service (leave, conflicting matches). There were also issues in relation to the Mechanical Services – however these were resolved through consultation with Mr Peczka.

The advice provided in relation to the Building Services was that the Shire of Tammin had used up it's quota in the first half of the financial year – which is really of no relevance to the Agreement entered into.

The Shire of Kellerberrin was invited to comment on the Agreement from it's perspective to allow further consideration of the future of the Agreement. The correspondence is a response to this invitation.

There does not seem to be any commitment from the Shire of Kellerberrin to provide a *business service*.

A side issue of the Business Service Agreement is the arrangements for the shared plant.

Clause 8 of the Building Services section of the Agreement (and repeated in the Mechanical Services Provision section and also in the Parks & Gardens (Oval and Turf Wicket) Services Provision section) provides:

8. Jointly owned machinery to be maintained and expensed by the Shire of Kellerberrin with Shire of Tammin to reimburse Shire of Kellerberrin quarterly on the following splits: (as per the purchase of machinery)

- (i) CAT – Steel Smooth Drum Vibe Roller- 50/50
 - (ii) Toro Front Mounted Mower - 60/40
9. Any damage sustained during operation of the above items (i) (ii) the expense is to be borne by the host Council. This excludes general wear and tear which will be on applicable split.

The Agreement does not address the issue of depreciation accumulation to replace the equipment.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the Shire of Kellerberrin Council be invited to a joint meeting in an endeavour to address the issues and progress the Business Agreement beyond 30 June 2006.

Simple Majority Required

ALTERNATIVE RECOMMENDATION

That the Shire of Kellerberrin be advised that following the experience up until April 2006 and the lack of comment on that experience by the Shire of Kellerberrin, the Shire of Tammin does not wish to continue the Business Service Agreement beyond 30 June 2006.

Simple Majority Required

MIN 150/06 MOTION – Moved Cr Jefferies 2nd Cr Stokes

That the Shire of Kellerberrin Council be invited to a joint meeting in an endeavour to address the issues and progress the Business Agreement beyond 30 June 2006.

CARRIED 6/0

Cr Greenwood left the Chamber at 5.14pm.

Agenda Reference:	11.14
Subject:	Observatory Site
Location:	Lowles Road
Applicant:	Astronomical Society of WA
File Ref:	ASS-1233
Disclosure of Interest:	Nil
Date:	10 May 2006
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Item 12.1.6 – 8 March 2006.

BACKGROUND

Correspondence advising that when the initial letters went out to various country shires and councils over twelve months ago it stated that ASWA was not in a position, initially, to purchase the land. We had hoped that a parcel of land could be found that was either owned by the relevant council, was crown land or land that could be bequeathed to us or similar.

Initially the Tammin Shire found such a block also just north of the township but, regrettably, this was deemed unacceptable to us due to the poor view to the north.

It was hoped by ASWA that the offered land could be leased long term from the council with the ability to renew the lease at the end of it or that the land could eventually be purchased by ASWA as funds became available.

If this could not occur then a long term lease was an option with the land ownership staying with the council.

Other options were to find crown land that could be given to ASWA for the sole purpose of setting up the observatory and again with the intention of purchasing the land when funds became available.

Another option was to find land that was generally of poor farming value and again ASWA moving onto the block paying a lease with the intention of purchasing the land once funds became available or if the price was right pay for it up front.

The last option is what we were led to believe to be the case in regards to the private block of land north of Tammin. I understand that you were not a part of the initial process and negotiations so you would probably be unaware of the requirements and how things initially progressed.

It is disappointing to hear that the owner of the land has now put a six hundred dollar per acre price tag on it. This comes as a complete surprise to us as money was never discussed in the past, as indicated above it was inferred that the land would be donated to us.

This is not to say that ASWA is not prepared to pay for the land but we feel that the six hundred dollar price tag is excessive as the land has very little value for farming. As you will be aware it is very rocky with little top soil and in reality its only real value would to allow sheep to graze on it.

ASWA unfortunately cannot afford to purchase the land at the price being asked by the owner and as such we now feel we need to pursue other avenues and options that are still open to us.

We hope we can still work together and are fully prepared to sit down and talk with the owner of the land and Tammin Shire to reach a satisfactory conclusion but I must stress that the price being asked is out of our reach.

COMMENT

The Society has been advised of Mr Carter's verbal advice of \$600/acre.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That Council provide the background and direction to progress this issue.

Simple Majority Required

MIN 151/06 MOTION – Moved Cr Caffell 2nd Cr Wheeldon

That Council:

- *proceed to subdivide and acquire the required land from Carters;*
- *offer the land to the Astronomical Society on a peppercorn lease basis whilst the site remains active; and*
- *advise the Astronomical Society that the land is available for purchase at some future time at a negotiated price if they require ownership.*

CARRIED 5/0

Agenda Reference:	11.15
Subject:	Street Lighting
Location:	Tammin Roadhouse
Applicant:	Shire of Tammin
File Ref:	ENG-30
Disclosure of Interest:	Nil
Date:	10 May 2006
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

During various discussions, Councillors have expressed the opinion that the definition of the entrance into the roadhouse at night is inadequate.

COMMENT

There is no street lighting at the site – which would address this issue. Currently, street lighting finishes eastward at the corner of Strang Street (F111).

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the Western Power/Synergy be requested to provide a design and cost to extend street lighting to the roadhouse entrance for consideration in the draft 2006/07 Budget.

Simple Majority Required

MIN 152/06 MOTION – Moved Cr Wheeldon 2nd Cr Stokes

That the Staff Recommendation be adopted.

CARRIED 5/0

Cr Greenwood entered the Chamber at 5.19pm.

Agenda Reference:	11.16
Subject:	Native Seed Collection
Location:	Shire of Tammin
Applicant:	Greening Australia
File Ref:	AGR-13
Disclosure of Interest:	Nil
Date:	10 May 2006
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

Correspondence seeking permission to continue to collect native seed from within Reserves vested in the Shire of Tammin.

COMMENT

Whilst it is understood that there are a number of Reserves vested in the Shire of Tammin, no evidence has been found to date of vesting agreements or memorandums of understanding which would place restrictions on the Shire of Tammin in granting permission to the applicant.

It is noted that Council has previously delegated to the CEO the authority to issue wildflower picking permits subject to CALM approval and generally in accordance with conditions set by CALM.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That Greening Australia be advised that the Shire of Tammin has no objection to their accessing Reserves vested in the Shire of Tammin for the purpose of collection of seed from the native vegetation.

Simple Majority Required

MIN 153/06 MOTION – Moved Cr Stokes 2nd Cr Caffell

That the Staff Recommendation be adopted.

CARRIED 6/0

Agenda Reference:	11.17
Subject:	Structural Reform
Location:	Shire of Tammin
Applicant:	Local Government Advisory Board
File Ref:	PROP-00
Disclosure of Interest:	Nil
Date:	10 May 2006
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

The Advisory Board has made its Report to the Minister for Local Government in relation to the Review of Structural and Electoral Reform.

The Report extends to some 500 pages.

The Report has been downloaded from the Internet, printed off and 2 copies bound.

COMMENT

Some relevant extracts from the Report include:

STRUCTURAL REFORM

Recommendations - Wheatbelt Region

- 1.10 That local governments be given the opportunity and funding assistance to implement amalgamation and other structural reform options as a means of achieving future economic, environmental and social sustainability (p 122, 471).
- 1.11 That regional arrangements be further extended and formalised and that all local governments become part of a regional body (p 471).
- 1.12 That the Minister submit a proposal to the Local Government Advisory Board in 2009 for an assessment of progress on structural reform in the Wheatbelt Region, and for a detailed study of the Region with recommendations on further amalgamations and other reforms if appropriate (p 123, 471).

Community consultation

- 1.18 That local governments give consideration to making further use of community consultation mechanisms and that the Minister for Local Government consider measures to formalise the methods local governments are to use to engage the community in their decision making processes (p 92, 129).

Impediments to Structural Reform - Legislation

- 1.19 That Schedule 2.1 of the Local Government Act 1995 be amended to remove the poll provisions (p 99).
- 1.20 That the Government undertake a comprehensive public communication program prior to the legislation and boundary changes occurring (p 99).
- 1.21 That Schedule 2.1 of the Local Government Act 1995 be changed to eliminate the need for the Local Government Advisory Board to re-advertise a changed proposal and making it optional for the Local Government Advisory Board to re-advertise (p 101).
- 1.22 That Schedule 2.1 of the Local Government Act 1995 be changed to allow the Local Government Advisory Board limited discretionary powers to make a consequential proposal related to adjacent parts of local governments that are affected by a proposal for boundary change (p 102).

Financial and non-financial assistance

- 1.23 The Local Government Advisory Board strongly endorses the State Budget submission made by the Department of Local Government and Regional Development in relation to the provision of financial and non-financial support for local governments undertaking structural reform initiatives and that it be supported by the Government (p 103).

The perceived loss of community and economic impact

- 1.24 That the Local Government Advisory Board recognises the impact that structural reform can have on regional communities and supports structural reform models where these impacts will be minimised, including arrangements where the delivery of specific services is undertaken from each of the administrative centres of the local governments that existed prior to an amalgamation, and the use of specified area rating to maintain service levels in local governments where there are multiple towns (p 105).

Regional local governments

- 1.25 That there be no change to the method by which members of a regional council are appointed (p 107).
- 1.26 That no amendments be made at present to the Local Government Act 1995 provisions regarding regional local governments (p 108).
- 1.27 That regional arrangements be further extended and formalised and that all local governments become part of a regional body (p 128).

Conduct of early elections

- 1.28 That the Local Government Act 1995 be amended to provide local governments with the option of conducting elections early in an amalgamation process in order to facilitate long-term planning, include the community, and avoid negative feedback (p 109).

Retention of staff for two years following an amalgamation

- 1.29 That no amendments be made at present to the Local Government Act 1995 provisions regarding the retention of staff for two years following an amalgamation (p 110).

Other considerations

- 1.30 That local governments individually assess and address their asset renewal requirements, giving consideration to the means of funding this requirement including increases in rates and own source revenues, reductions in services to release funds to apply to asset renewal, and increased use of debt (p 133).
- 1.31 That the Local Government Financial Management Regulations be amended to make it mandatory for each local government to:
 - 1. Develop and annually update a 10-year financial management plan, linked to the local government's plan for the future.
 - 2. Develop appropriate asset management plans that are to be reflected in the 10 year financial management plan.
 - 3. Apply depreciation rates based on a standardised schedule, which takes into account the different circumstances in different parts of the State, with local governments to provide justification for variations from the schedule. (p 133)
- 1.32 That the cultural context of Indigenous communities continue to be recognised by the Local Government Advisory Board in future ward reviews in relevant local governments (p 135).
- 1.33 That a review of local government structure and boundaries occur at least every 15 years, or more frequently under circumstances of major demographic, social or economic change (p 136).
- 1.34 That review of local government structure and boundaries be undertaken on a regional basis (p 136).
- 1.35 That the Western Australian Salaries and Allowances Tribunal be given the responsibility for establishing the range of fees and allowances for elected members, with each local government having the ability to set a fee within this range. The Tribunal also be required to update the fees and allowances on an annual basis (p 142).
- 1.36 That the Local Government Act 1995 be amended to:
 - 1. Reduce the minimum number of elected members required by a council within a regional local government to four.
 - 2. Decrease the maximum number of elected members in any local government council from 15 to 13. (p 145)
- 1.37 That compulsory training, along the lines of that recently introduced in NSW, be required for all newly elected members in WA local government (p 146).

ELECTORAL REFORM

Non residents right to vote

- 2.1 That the current eligibility criteria for local government elections, including the provision for eligible voters to be on the owners and occupiers roll, be retained (p 153).

Number of votes that an elector can cast in a local government election

- 2.2 That the Local Government Act 1995 be amended so that an elector is not able to vote in more than one ward election in the same local government (p 155).

Requirement to vote

- 2.3 That the current provisions for voluntary voting at local government elections be retained (p 163).

Type of election

- 2.4 That the current provisions for the option of postal or in-person elections be retained (p 169).

Voting system

- 2.5 That the current provisions for the 'first past the post' system of voting be retained (p 175).

Election of Mayor or President

- 2.6 That the current provisions for the methods of election of Mayors and Presidents be retained (p 186).
- 2.7 That further investigation be undertaken by the Local Government Advisory Board in relation to issues raised concerning both directly elected and council elected Mayors and Presidents (p 186).

Length of term

- 2.8 That the current provisions for four year terms for elected members be retained (p 188).

Staggered terms

- 2.9 That the current provisions for a system of staggered terms for the elected members of a council be retained (p 193).

Who can conduct elections

- 2.10 That the current provisions in relation to who is able to conduct elections be retained (p 201).
- 2.11 That the Local Government Advisory Board be given the power to investigate other statutory authorities to establish their capacity to undertake postal elections (p 201).

Review of Act

- 2.12 That the Department of Local Government and Regional Development undertake a review of the electoral offence provisions in the Local Government Act 1995 (p 202).

Additionally, a copy of Appendix 13 – Wheatbelt Region which contains the Recommendations 1.10, 1.11 and 1.12, has been provided to all Councillors.

The Government has received the Report and has put it out for public comment – particularly from the affected ratepayers and residents. The Government has also stated that there will be no forced amalgamation.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the Tammin community be assisted in making submissions to the Government on the Report.
Simple Majority Required

MIN 154/06 MOTION – Moved Cr Jefferies 2nd Cr Caffell

That the Tammin community be assisted in making submissions to the Government on the Report via a community mail out of a tick the box style letter.

CARRIED 6/0

REASON

Council wished clarification of the process.

Agenda Reference:	11.18
Subject:	Tammin Awards Night
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	PUB-04
Disclosure of Interest:	Nil
Date:	10 May 2006
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

The Shire of Tammin Awards Presentation Night was held on 23 June 2005 at the Tammin Bowling Club.

Councillors have queried whether this is again to be held this year.

COMMENT

Individuals and organisations who accomplished great things in 2004 were congratulated on the night and awarded with a Certificate of Achievement from the Shire of Tammin to acknowledge their accomplishments.

Approximately 40-50 people attended the night with the following awards being presented:

- KATS Football Side –A Grade Team – Premiership 2004
- Tammin Hockey Side – Premiership 2004
- Tammin Cricket Side – Premiership 2004
- Tammin Bowling Club – First Division Pennant Side - Mens
- Pip Button – 2004 East Avon Hockey Association Fairest & Best
- Gary Caffell
- Rosenthal Medal - Bowler of the Year
- Vice Patrons Top Country Player
- East Avon Pairs Champion with Jim Stokes
- State Pairs Winner with John Goddard
- Runner Up State Singles
- State Bowling Team Member
- Quarter finalist in inaugural Australian Open
- Douglas Caffell – Completion of his Batchelor Science Applied Chemistry and Bachelor of Science Extractive Metallurgy
- Tammin Bowling Club – Small Club of the Year
- Shayne Mackin – Runner up – East Avon Bowling League and Tammin Mens Bowls Champion in 2004
- Jim Stokes – East Avon Pairs Champion with Gary Caffell
- Russell Brooks – Country All Star Selection 2004/05 - Bowls
- Derek Chatfield – Men's Golf Champion 2004
- Ypie Thomson – Women's Golf Champion 2004
- Ron York – Life Membership Tammin Golf Club
- Ypie Thomson – Women's Bowls Champion 2004
- Pippa Button – Fairest & Best – Tammin Ladies Hockey
- Matthew Hocking – Fairest & Best – Tammin Cricket Side
- John Wheeldon – Life Membership Tammin Golf Club

- Ron Aitkenhead – Life Membership Tammin Golf Club
- Julie Aitkenhead – Life Membership Tammin Golf Club
- Joan Button – Life Membership Tammin Bowling Club
- Margaret Wheeldon – Life Membership Tammin Bowling Club
- Casey York – 2004 Tammin Primary School Dux (Academic Excellence) and 2004 Eric Charlton Sportsmanship Award
- Nicholas Rogers – 2004 School Citizenship Award, 2004 Academic Effort Award and great achievements in sport for 2004
- William Gardner – 2004 12 and under Easter Avon Sports Association Inter-School Athletics Champion Boy, the 2004 TDM Athletics Carnival Senior Boy Champion and Joint Winner 2004 Bruce Masson Memorial Shield
- Isabella York – 2004 East Avon Sports Association Inter-School Swimming Carnival 10 Year Old Champion Girl and 2004 TDM Swimming Carnival 10 Year Old Champion Girl.
- Lewis York – 2004 TDM Athletics Champion 10 Year Old Boy, East Avon Sports Association Athletics Carnival 10 Years Boys Runner Up and Joint Winner of Bruce Masson Memorial Shield.
- Kristin Leslie – Top First Year Notredame Physiotherapy Student for 2004

FINANCIAL IMPLICATIONS

Unknown

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That Council provide direction.

Simple Majority Required

MIN 155/06 MOTION – Moved Cr Jefferies 2nd Cr Stokes

That an Awards night be held on 6 July 2006 at the Tammin Bowling Club to recognise 2005 achievements and that Crs Caffell and Wheeldon assist Staff in it's organisation.

CARRIED 6/0

Agenda Reference:	11.19
Subject:	Zone Control Authorities Nominations
Location:	Northam Zone
Applicant:	Agriculture Protection Board
File Ref:	AGR-09
Disclosure of Interest:	Nil
Date:	10 May 2006
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

Correspondence seeking nominations for the Northam Zone of the Zone Control Authorities (ZCAs). ZCAs play a key role in advising the APB on the protection of agricultural industries throughout the State.

Terms of appointment are structured so that, as near as possible, one third of the members' terms expire each year (as required under the Act). For the Northam Zone Mr John Bird and Mr Douglas Congrove Sewell (Goomalling), Mr Kevin Jones (Wyalkatchem) and Mr Shane Boyd (Koorda) have terms expiring on 1 August 2006.

Nominations are required to be received by 30 June 2006.

COMMENT

This may be of interest to Councillors or there may be someone in the community.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the call for nominations be published.

Simple Majority Required

MIN 156/06 MOTION – Moved Cr Greenwood 2nd Cr Caffell

That the Staff Recommendation be adopted.

CARRIED 6/0

Agenda Reference:	11.20
Subject:	April 2006 Cheque List
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	N/A
Disclosure of Interest:	Nil
Date:	18 May 2006
Author:	Liz McDonald, Finance Officer

BACKGROUND

Accounts for Payment from 1 April 2006 to 30 April 2006

Municipal Fund

12903 – 12903	\$1,345.00
12904	TEST RUN
12905 – 12956	\$69,995.53
	\$71,340.53

COMMENT

During the month of April 2006 the Shire of Tammin made the following significant purchases:-

BGC Quarries	Granite 10mm Washed	\$2,966.70
Deputy Comm. of Taxation	BAS for the month of March 2006	\$2,431.00
Focus Promotions	Magnificent 7 Show Production	\$4,400.00

MacLean & Lawrence	Mackin Creek Culvert – Site Inspection & Preparation of Report	\$3,300.00
TR & BM Silver	Supervising/Labour, Truck Hire & Contract Grader Driving	\$3,536.50
WA Local Govt Super Plan	Super Deductions f/e 05/04/06 & 19/04/06	\$13,394.85
W.A. Treasury Corporation	Principal Repayment & Interest Payment on Loan 77	\$8,349.95
Woodstock Electrical	Hydrology Model & Mackin Creek Culvert Works	\$3,639.57

FINANCIAL IMPLICATIONS

Shire of Tammin 2005/2006 Operating Budget

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the accounts submitted from 1 April 2006 to 30 April 2006 be accepted.

Simple Majority Required

MIN 157/06 MOTION – Moved Cr Stokes 2nd Cr Jefferies

That the Staff Recommendation be adopted.

CARRIED 6/0

Agenda Reference:	11.21
Subject:	April 2006 Financial Management Report
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	N/A
Disclosure of Interest:	Nil
Date:	18 May 2006
Author:	Liz McDonald, Finance Officer

BACKGROUND

Enclosed is the monthly report for the month of April 2006.

Direct Debit list for the month of April 2006:

Municipal Fund

03.04.2006	National On-line Fee for April 2006	\$45.45
03.04.2006	CBA Merchant Fee for March 2006	\$29.50
05.04.2006	CBA Pos Fee for March 2006	\$57.52
05.04.2006	Net Pay for F/E 05/04/2006	\$11,029.53
12.04.2006	Principal Repayment & Interest Payment for Loan 75	\$6,015.34
12.04.2006	Cancelled Receipt – Incorrect Allocation	\$24.20
19.04.2006	Net Pay for F/E 19/04/2006	\$11,019.28
26.04.2006	Lease Repayment for 120H Cat Grader	\$3,822.00
28.04.2006	Reserve Fund Bank Fees for April 2006	\$20.00
28.04.2006	Trust Fund Bank Fees for April 2006	\$36.80
28.04.2006	Municipal Fund Bank Fees for April 2006	\$59.30

Trust Fund

05.04.2006	Cancelled Receipt – Incorrect Amount	\$249.65
28.04.2006	Police Licensing Debits for April 2006	\$13,412.10

COMMENT

The following capital purchase was made during the month of April 2006.

- Eastern Hills Saws & Mowers Pty Ltd \$1,050.00
- Stihl Post Hole Digger (replacement of worn out machine)

FINANCIAL IMPLICATIONS

Financial Management of 2005/2006 budget.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Regulation 34 of the Local Government (Financial Management) Amendment Regulations provides:

- (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 the 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); and
 - (e) The net current assets at the end of the month to which the statement relates.
- (2) Each statement of financial activity is to be accompanied by documents containing –
 - (a) An explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets;
 - (b) An explanation of each of the material variances referred to in sub regulation (1)(d); and
 - (c) Such other supporting information as is considered relevant by the local government.
- (3) The information in a statement of financial activity may be shown –
 - (a) According to nature and type classification;
 - (b) By program; or
 - (c) By business unit.
- (4) A statement of financial activity, and the accompanying documents referred to in sub regulation (2), are to be –
 - (a) Presented to the council –
 - i. At the next ordinary meeting of the council following the end of the month to which the statement relates; or
 - ii. If the statement is not prepared in time to present it to the meeting referred to in sub paragraph (i), to the next ordinary meeting of the council after that meeting;and
 - (b) Recorded in the minutes of the meeting at which it is presented.
- (5) Each financial year, a local government is to adopt a percentage or value, calculated in accordance with AAS 5, to be used in statements of financial activity for reporting material variances.
- (6) In this regulation –

“**committed assets**” means revenue unspent but set aside under the annual budget for a specific purpose;

“**restricted assets**” has the same meaning as in AAS 27.

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That:

- Council approves the Monthly Financial Statements for the period ending 30 April 2006.
- the Direct Debit List be accepted for the month of April 2006.

Simple Majority Required

MIN 158/06 MOTION – Moved Cr Wheeldon 2nd Cr Caffell

That the Staff Recommendation be adopted.

CARRIED 6/0

12. REPORTS OF OFFICERS – For period up to 10 May 2006

12.1 Chief Executive Officer's Report

12.1.1 Tree Removal / Stump Grinding

A number of stumps have been ground away with trees being pruned from the powerlines in Walston St. The dead tree has been dropped in Barrack Rd (McCreery complaint).

12.1.2 Oval – Watering

The issue of the condition of the Oval, noted by Councillors in April 2006 has been addressed. Essentially, the issue came back to problems with the Southern Cross irrigator. Subsequently, an instruction and parts manual has been obtained. Following watering, the oval fully recovered. Fertiliser has since been spread and the Oval given the *thumbs up* by the Kellerberrin Football Club President.

12.1.3 Wireless Broadband

On 9 May 2006 the wireless broadband repeater was installed on the Hunts Well VHF two-way tower and on 10 May 2006 the Shire of Tammin was connected to the service.

12.1.4 Hydrology Model Computer

The repair of the computer controlling card continues to be an issue. Essentially, the person which built the card has moved jobs and States (Queensland). Another *electronics wiz kid* has been located and commissioned however there are issues from the instructions left by the original builder which have not been resolved.

M.G. (Mick) Oliver
Chief Executive Officer

12.2 Community Development Officer's Report

12.2.1 RSL – Anzac Day Working Group Grant

The Shire of Tammin has been notified of their success in procuring funds to purchase a portable PA system and lectern. This equipment will be used for Anzac Services and will also be available to be used for other Shire functions.

12.2.2 CDO Network Meeting

The latest CDO network meeting was held in Quairading on the 4 May 2006. Guest speakers included: Tracy Fuhrmann from the Public Health Unit; Lincoln George from the Office of Children and Youth and Lisa Shreeve Wheatbelt ACC.

12.3.3 Community Playground

The Shire of Tammin's Order has been issued for the new playground. The supplier will be Forpark Australia who were able to supply the equipment including freight and installation for \$30,124 (Budget \$30,000).

Miracle Playgrounds, who were the original preferred supplier, had to resubmit a quotation as some of the equipment proposed was no longer available. The new quotation was approximately \$10,000 more than the original quote (without installation bringing the total cost of the project to \$42,434 (exc. GST)). When told they were too expensive they resubmitted a second quote for \$33,518 (exc GST).

Trees that were overhanging the area have been trimmed and the expected delivery and installation will be middle to late June 2006.

12.3.4 Wedding at Kadjininy Kep

Perfect weather and a perfect setting set the scene for Jenna and Glenn Saunders wedding on the 29 April 2006. With Jenna and Glenn's permission it would be good to be able to use some of the photos for publicity and promotion of the venue.

12.3.5 Wheatbelt Sports Council Meeting

Cr Stokes and the CDO attended the meeting in the Shire of Tammin Council Chambers on 4 May 2006. Agenda included discussion on 2006 DSR Clubs Conference, Be – Active Coordinators report and sports trainers' course. Cr Stokes was endorsed as the Tammin representative for the Shire of Tammin.

12.3.6 Tammin Youth Activity Centre

The Centre is now operating weekly on Friday evenings. Approximately 20 young people have been utilising the facilities each week. Audrey Foote has been successfully organising volunteers to oversee the centre. Audrey and the CDO are organising a general meeting to encourage other parents and community members to become involved in the centre and volunteer to supervise.

Also provided to Councillors are the notes that were produced at the workshop held on the 7 April 2006 which shows the value including the young people's views in the new Shire of Tammin's Strategic Plan

12.3.7 Anzac Day Function

The 2006 Anzac day service was very successful for the Tammin RSL with a record number of attendees.

12.3.8 Rigby Thompson Family Band

The services of this talented family was able to be gained to run a full day of workshops for the Primary School and to perform at the Town hall on the Friday evening. The costs for these events were covered by the Tammin Primary School and the Tammin P&C.

12.3.9 Current Projects

- Tammin Art prize funding
- Environmental partnerships : TALEC & ALCOA
- Operating Manual for the Hydrology Model
- Plans to complete Kadjininy Kep grounds

Carol Crane
Community Development Officer

STAFF RECOMMENDATION

That Council receive the Officers' Reports

Simple Majority Required

MIN 159/06 MOTION – Moved Cr Stokes 2nd Cr Wheeldon

That the Staff Recommendation be adopted.

CARRIED 6/0

13. ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

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

13.1 Staff Appreciation

Cr Leslie expressed Councils thanks and appreciation to the CEO and Staff for the hard work and achievements.

14. CLOSURE OF MEETING

There being no further business the Chairman closed the meeting at 6.24pm.

NEXT MEETING DATES

Ordinary Council Meeting - Thursday, 15 June 2006.

Tabled before the Ordinary Council meeting on 15 June 2006 and confirmed.

CR B LESLIE, Chairman

COUNCILLORS INFORMATION BULLETIN – MAY 2006

Councillors are invited to view any of the information listed by seeking a copy of the document at the Shire Office.

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IB 1 Status Report

The following is an update on items considered relevant to Council either in progress or completed. Those items marked with an asterisk (*) are new for this month.

Council Resolution	Officer	Action
<p>Resource Sharing Review Minute 41/05 – 13/4/2005 That President Leslie liaise with the CEO to appoint an Accountant to analyse and report on the financial situation of the Shire of Tammin in respect to Resource Sharing and present that report prior to May 2005 Agenda preparation.</p>	CEO President	It is understood that Mr Steven Goode has been appointed to report on the Resource Sharing however was unable to commence for some 6 months due to other commitments. This period has long since expired and Mr Peczka was following the matter up in mid March 2006.
<p>Fire Brigade Shed and Siren Tower Minute 87/05 – 15/6/2005 That Council agrees to relocate the Fire Brigade Shed and Siren Tower to Lot 5 Shields Street providing Council obtain ownership of the above property. Action: That Cr Leslie contact Mr Russell to hand land into the Shire.</p>	MCS	See item 11.30 – 20 April 2006.
<p>Tamma Village – Emergency Keys An outstanding item inherited by the CEO from an unknown Council resolution was to obtain originals of the unit's keys for security and in the case of emergencies.</p>	CEO	<p>Keys are in the Shire Office for units: 1Hedde Knol 5May Reyne 6Marge Hocking 7Mary Caffell 8Daisy Harrison 9Stephan Krieger 10 Ann Batchellor</p> <p>Keys are required for units: 2Mary Stokes 3Beryl Greenwood 4Isabelle Newbury</p>
<p>Local Government Property Local Law Minute 213/05 – 2/11/2005 That Council resolve to make a local law – Shire of Tammin Local Government Property Local Law.</p>	MDS	With Department of Local Government and Regional Development following advertising.
<p>Activities in Thoroughfares and Public Places and Trading Local Law Minute 214/05 – 2/11/2005 That Council resolve to make a local law – Shire of Tammin Activities in Thoroughfares and Public Places and Trading Local Law.</p>	MDS	With Department of Local Government and Regional Development following advertising.
<p>Fencing Local Law Minute 215/05 – 2/11/2005 Council resolve to make a local law – Shire of Tammin Fencing Local Law.</p>	MDS	With Department of Local Government and Regional Development following advertising.
<p>Cemetery Local Law Minute 216/05 – 2/11/2005 That Council resolve to make a local law – Shire of Tammin Cemetery Local Law.</p>	MDS	With Department of Local Government and Regional Development following advertising.

<p>Parking and Parking Facilities Local Law Minute 217/05 – 2/11/2005 That Council resolve to make a local law – Shire of Tammin Local Government Parking and Parking Facilities Local Law.</p>	MDS	With Department of Local Government and Regional Development following advertising.
<p>Native Ryme Syndicate Minute 231/05 – 7/12/2005 That the Shire of Tammin confirm a booking with Native Ryme Syndicate for 25 November 2006 for a quoted cost of \$800 + GST.</p>	CDO	Booking requested, confirmation awaited.
<p>Northam Regional Saleyards Project Minute 233/05 – 7/12/2005 That Council “participates” in providing an underwritten financial amount of \$50,000 towards to Northam Regional Saleyards Project. That Council agree to execute an Agreement to identify commitment and contribution towards the Project subject to: Councils approval of the business plan and; acceptance of the legal agreement.</p> <p>Minute 10/06 – 8/2/2006 That: the Business Plan and draft Agreement be accepted; and authority be given for the signing and affixing of the Common Seal to the Agreement.</p>	CEO	<p>Site works completed (with Shire of Tammin assistance).</p> <p>Project with the State Government seeking financial contribution to complete funding.</p> <p>Tenders called and found within Budget however full funding not available.</p>
<p>Emergency Services Building Minute 241/05 – 7/12/2005 That the Shire of Tammin: will provide a sand pad and levelling of the site of the new Consolidated Emergency Services Building, waive the building licence fees and BCITF levy, and site supervision of the project. will investigate effluent disposal systems and provide advice to FESA for the proposed new Consolidated Emergency Services building. proceed to acquire 15m of the rear of the lot for the Consolidated Emergency Services building lot for amalgamation into the Hydrology Model land for the purposes of change rooms and infrastructure for the model.</p>	CEO MDS	<p>FESA has appointed the Shire of Tammin to project manage the works.</p> <p>A quotation has been sought for the shed’s supply and erection.</p>

<p>Donnan Park Reticulation Minute 250/05 – 7/12/2005</p> <p>That Administration obtains quotations for the design of an oval watering system (Donnan Park).</p>	CEO	Water Dynamics (Quinti & Co) were contacted in 2005. Successive follow-up has resulted in a visit to Tammin on 5 May 2006 to measure to allow a design and quote to be provided.
<p>Sight Distance Hazard – Bamboo in Town Drain Line – West end Town Rail Crossing Item 11.4.11 – 7/12/2005</p> <p>Works instruction was issued for Staff to completely remove bamboo plantation on the east and west side of the Towns' Westnet Rail (formerly Westrail) crossing point. Further instruction has been issued to ascertain ownership of the major drain and the responsible organization/body for annual maintenance attention. At this stage ownership of the Drain appears to be with Westnet Rail as the owner of the Rail Reserve.</p>	CEO	A letter has been sent to CBH to re-active this issue.
<p>Sale of land for non-payment of rates Minute 34/06 – 8/3/2006</p> <p>That: The Shire of Tammin take formal possession of lots 31 & 32 Walston Street pursuant to section 6.64(1) of the Local Government Act; formal notice be served on JI & KM Arnold at their last known addresses advising that the Shire of Tammin has taken possession of the land pursuant to section 6.64(2) of the Local Government Act; a caveat be lodged on the titles of the land to preclude dealings in respect of the land pursuant to section 6.64(3) of the Local Government Act; and Staff be instructed to take whatever administrative action necessary to sell the land for non-payment of rates pursuant to section 6.64(1)(b) of the Local Government Act.</p>	CEO	<p>Title search carried out on 5 April 2006.</p> <p>Form 2 served on owner on 17 April 2006.</p> <p>Form 3 erected on site on 17 April 2006.</p> <p>Sharon Stivey Settlements requested to lodge Caveat on 17 April 2006.</p>
<p>Merredin Visitor Centre Community Representative Minute 35/06 – 8/3/2006</p> <p>That the CEO seek an interested community representative to be the Shire of Tammin delegate to the Merredin Visitor Centre.</p>	CEO	Issue advertised, no response yet.

<p>Banners in the Terrace Minute 41/06 – 8/3/2006</p> <p>That Banners in the Terrace Information be advertised and a closing date for expressions of interest be Friday, 12 April 2006 to allow inclusion in the April Ordinary Council meeting Agenda.</p>	CEO	Issue advertised, no response yet.
<p>Audit Report Item 12.1.3 – 8/3/2006</p> <p>Council's policy is to revalue roads annually to ensure the carrying amount of each road asset is fairly stated at reporting date. The last time Council performed a revaluation on its roads was in 2002.</p> <p>The Auditor has recommended that the policy on revaluation of roads be changed to a more practical policy of once every three years. It is also recommended that Council have its roads revalued in the 2005/06 financial year. With the introduction of the new International Standards, there is a possibility of avoiding this revaluation.</p>	CEO	Item 11.19 – 20 April 2006 – referred to Audit Committee.
<p>Education House Relocation Item IB 5 – March 2006</p> <p>The Department of Housing and Works has advised that the contract (96728/2005) for the relocation of the transportable house from Doodlakine to Tammin has not been let as no expressions of interest were received (on two occasions). The Department is hopeful that a contract will be able to be let in the near future.</p>	CEO	<p>Further advice indicates that the Department has been unsuccessful and that GEHA has been requested to provide direction.</p> <p>A response is still outstanding from GEHA.</p>
<p>Storage & Catchment Dams Item 11.6 – 20 April 2006</p> <p>That the gravel bund at the corner of Shields Street and Station Road be replaced with a concrete wall with an emergency removable section.</p>	CEO	
<p>Storage & Catchment Dams Item 11.6 – 20 April 2006</p> <p>That research continue into the method of pumping (reticulation) of the dam water, the use of the dam water on the Donnan Park couch and the transfer of water from Hunts Well.</p> <p>Councillors suggested that checks be made with the Shires of Trayning, Bruce Rock and Quairading together with Mrs Glenice Batchelor regarding the use of the dam water on the couch.</p>	CEO	

<p>Storage & Catchment Dams Item 11.6 – 20 April 2006 That the collection into the Storage Dam of the run-off from the CBH hardstand and the drain on the southern side of the railway be researched.</p>	CEO	
<p>Hydrology Model Item 11.14 – 20 April 2006 <i>That:</i> <i>a non-return valve be sourced and fitted to the stage area water trough;</i> <i>barb wire be fitted to the perimeter fence on Booth and Shields Streets;</i> <i>the plaque be erected on the Model building west side area;</i> <i>stainless steel covers be installed over the speakers; and</i> <i>shade covers be sourced and erected on the Model windows to protect the Model from the afternoon sun.</i></p>	CEO	Barb wire has been installed.
<p>Environmental Health Officer / Building Surveyor Item 11.13 – 20 April 2006 That the Shire of Tammin withdraw from the Central Wheatbelt Health Scheme and that pursuant to Section 5.37 of the Local Government Act, the part time position of Environmental Health Officer / Building Surveyor with the Shire of Tammin be: 1) designated as a senior employee 2) headhunted or advertised and filled.</p>	CEO	The Shire of Kellerberrin (as CWHS Administrator) has responded that the Shire of Kellerberrin endorses the meeting process of the Central Wheatbelt Scheme Member Chief Executive Officer's, to initially consider and make recommendations, to the Central Wheatbelt Health Scheme Members, on the resignation of the employed person in relation to the Shire of Tammin and to the Scheme Agreement and the future direction of the Central Wheatbelt Health Scheme.

IB 2 WALGA – Telstra Telecommunications Offers (ADM-32)

Correspondence providing details of offers negotiated on behalf of local government.

Comment

The Shire of Tammin has signed up for 24 months for the:

- Outbound blended voice, inbound voice and access option
- Mobiles voice CRP option

No options were selected for data and internet services.

IB 3 WALGA – Issues Update No 14.06 (OLGOV-11)

Correspondence providing an update on issues including:

- Intergovernmental Agreement (IGA)
- Association Meeting with the Hon Jon Ford MLC
- Training Update
- 3rd National Buying Green Conference
- Banners in the Terrace 2006
- Funding for Regional Development Projects – Call for Applications
- Heart Foundation Kellogg Local Government Awards

IB 4 WALGA – Issues Update No 15.06 (OLGOV-11)

Correspondence providing an update on issues including:

- Training Update
- 3rd National Buying Green Conference
- Banners In The Terrace 2006
- AIPM Wards
- Growing Regions Conference
- 60th Annual Environmental Health Conference
- Tourism Forum – Tools For Interpretation

IB 5 Merredin & Districts Visitor Centre - Wheatbelt Tourism Association (PRG-17)

Correspondence forwarding the minutes of the meeting held on 27 March 2006 at Southern Cross.

IB 6 Federal Court – Native Title Application (ABOR-03)

Correspondence advising that the hearing of Anthony Bennell, Alan Blurton, Alan Bolton & Ors (WAD6006/03) was adjourned on 12 April 2006 to 28 August 2006.

IB 7 Dept of Environment – 2006 Waste & Recycle Conference

Correspondence advising that the Conference is to be held from 19-22 September 2006 at Fremantle (Esplanade Hotel) and calling for preliminary papers.

IB 8 Insurance Review (ADM-36)

On 24 April 2006 the CEO undertook a review of the Shire of Tammin's insurance policies and schedules with MIBS.

The outcome of that review is that the following cover was renewed:

- Bush fire – the number of volunteers covered was reduced to 50.
- Casual hirers liability
- Councillors & Officers liability - \$1m
- Employment practices liability - \$1m
- Fidelity guarantee - \$50,000
- Journey injury
- Motor vehicle - In relation to plant and equipment, there was a complete re-write of the items covered, with a number of vehicles long since disposed of being deleted from the Schedule and current vehicles added. In addition, the old bitumen trailer and old self propelled roller have been deleted. The old International fire truck has also been left on the Schedule. The end result is that the value of covered items reduced from \$1,355,850 to \$1,303,520
- Personal accident & travel
- Salary continuance - \$1,540/week
- Transit
- Municipal property scheme – The review of the property schedule has resulted in the total cover reducing from \$7,916,978 to \$7,460,786 (1 Nottage Way and 10 Ridley Street). The *re-writing of records* cover was increased from \$20,000 to \$30,000 and the *fusion* cover was increased from \$5,000 to \$10,000. Note excess is \$1,000 (minimum available). Multiple Risks schedule reduced from \$22,000 to \$20,650 and Electronic Equipment Breakdown schedule reduced from \$86,981 to \$42,998.
- Municipal workcare scheme

The following available cover was not purchased:

- Airport owners & operators liability
- Carriers liability
- Contract works
- Employee income protection
- Environmental impairment liability
- Local government business practices protection
- Marine hull

The value of property is probably due for revaluation. MIBS are in discussions with other parties to see if this can be accommodated through the Scheme.

IB 9 Training

On 28 April 2006 the CEO met with Peter Mahler, Managing Director, Prue Jenkins, Director of Research & Planning and Ric Newman, Manager – Eastern Region of C.Y. O'Connor TAFEWA in relation to both Staff and community training opportunities. Included in the discussion was the TALEC teacher training. Mr Mahler is to have further discussions with the DEET.

IB 10 Town Dam

Mrs Glenice Bachelor has indicated that the water from the dam should be water tested and has suggested the Department of Agriculture, Northam. The issue may be with cricket wickets – some clays react with each other. She also suggested that if the water has settled in the dam the clay content shouldn't be an issue unless stirred up.

IB 11 WALGA – Child Health Centres (OLGOV-06)

Correspondence providing an update following the recent survey in relation to arrangements for the provision of child health services, noting:

- That there is no legal requirement for local government to provide land, financial support or support of any kind to child health clinics
- Historical precedence has lead to the dual State / Local Government responsibility;
- That the historical intent was for an agreement between both parties for the operation of the Centres; and
- That State Government Policy 1953 is not an adequate basis for the State Government to impose a formal agreement on Councils.

IB 12 Tammin Bowling Club – Cropping Lease (ORGL-20)

Correspondence expressing thanks for the Council's foresight in organising the cropping lease for the benefit of the sporting clubs in Tammin.

IB 13 Hon Eric Ripper MLA – Lotterywest Agency (TPLAN-00)

Item 11.18 – 8 March 2006 refers.

Correspondence responding to Council's request (Min 52/06) for the establishment of a Lotterywest agency in Tammin and advising that:

Lotterywest must operate according to a viable business model that effectively and efficiently supports its community funding obligations. Their distribution management policies must therefore achieve a balance between commercial viability and customer service. If there were to be flexibility in Lotterywest's Community Service Outlet policy, as you have suggested, and a lottery outlet established in Tammin, the consequences would be that Lotterywest would then need to give consideration to at least another 7 towns in the Wheatbelt region alone for the establishment of a lottery outlet. As such a change would have significant consequences for Lotterywest's business operations, at this point in time, the Community Service Outlet policy will remain unchanged.

In response to your comments relating to the article that appeared in The West Australian newspaper in March 2006, I can assure you that there are currently no plans to sell Lotterywest products on the Internet or through mobile phones. Lotterywest is in the process of updating its central gaming system and terminals. Lotterywest's intention in reviewing its technology is to anticipate the future needs of the market, and the opportunities that advances in technology may offer during the 10 year life of the project.

Whilst I acknowledge your comments and concerns in relation to the community of Tammin not having convenient access to lottery products, I fully support the principles applied in Lotterywest's management of their distribution network, including the application of the Community Service Outlet policy and the criteria currently in place to identify these locations.

May I also add that Lotterywest is committed to providing an efficient service to its customers, and does offer alternative ways of purchasing lottery products. These include the availability of multi week games for 2 weeks, 5 weeks and 10 weeks and advance wagers of up to 9 weeks, for all draws including Superdraws and Megadraws. In addition, they also offer a mail service. Those in the community that are unable to visit a lottery outlet located in nearby towns may find this service of benefit.

IB 14 KATS – Oval (SPREC-09)

Correspondence expressing concern regarding the dryness of the oval and the unserviceable eastern light towers.

Comment

A response has been provided explaining the reason for the dryness of the oval and the unserviceable light towers – both of which are being addressed.

IB 15 WALGA – Issues Update No 16.06 (OLGOV-11)

Correspondence providing an update on issues including:

- Local Signing of Intergovernmental Agreement
- Member Motions - Annual General Meeting 2006
- Training Update
- 3rd National Buying Green Conference
- Staff Corporate Laptop Offer
- Procurement Seminar
- Local Government Honours
- Banners in the Terrace 2006
- Sustainability Officers Networking Group

IB 16 Liquor Permits (ADM-18)

Approval has been granted for the consumption of liquor on Shire of Tammin property as follows:

- Tammin Primary School P & C at Tammin Golf Club on 8 July 2006-05-03
- Tammin Golf Club at the Tammin Golf Club for the 2006 season (May – September).

IB 17 Cash Deficiency

A till cash / petty cash deficiency of \$39.70, which has existed prior to Staff's memory, has been addressed by charging the expense to Administration Unders/Overs general ledger account (33.1.360).

IB 18 Haines Norton Financial Reporting Workshop

On 5 May 2006 the CEO attended the Workshop in Merredin, which detailed out the accounting changes required to the 2005/06 Annual Accounts and 2006/07 Budget.

IB 19 WALGA Great Eastern Zone (ORG-02)

Correspondence forwarding the minutes of the meeting held in Cunderdin on 24 March 2006.

Comment

Cr Caffell reported on this meeting on 20 April 2006 (Item 10.2).

IB 20 WALGA – Issues Update No 17.06 (OLGOV-11)

Correspondence providing an update on issues including:

- Systemic Sustainability Study Discussion Paper Released
- Systemic Sustainability Study Information Needs
- Local Government Input to Roads 2025
- Perth Biodiversity Project Applications for Round 5 Targeted Grants
- Southwest Biodiversity Project Applications For Round 1 Targeted Grants
- Training Update
- Business Furniture Catalogue
- New Local Government Cost Index
- ABS Mesh Blocks

- IB 21 Dept. Of Premier & Cabinet – Review Of Dept. Of Indigenous Affairs (OSGOV-25)**
Correspondence advising that the Government has initiated a review of the Department of Indigenous Affairs and inviting written submissions.
- IB 22 WALGA – Disability Access & Inclusion Plans (OLGOV-01)**
Correspondence drawing attention to the requirement for local governments to develop Disability Access & Inclusion Plans and advising of the possibility to develop a project with the Commission to assist local government.
- IB 23 WALGA – Smoking In Enclosed Public Places (OLGOV-01)**
Correspondence providing an update on the Health (Smoking in Enclosed Public Places) Regulations 2004 and the obligations on the EHO to enforce.
- IB 24 Compliance Audit Return Workshop**
On 8 May 2006 the CEO attended the workshop in York hosted by the Department of Local Government and Regional Development.

Comment

The workshop was a refreshing pro-active approach by the Department to address a number of deficiencies in local government.

Each local government was also presented with two copies of a complete set of the reviewed Local Government Guidelines – which include:

1. Disclosure of Interest Affecting Impartiality
2. Changing Methods of Valuation of Land
3. Managing Public Question Time
4. Elected Member Induction
5. Council Forums
6. Disruptive Behaviour by the Public at Council Meetings
7. Clarity in Council Motions
8. Opening and Closing Funds used in the Annual Budget
9. Audit Committees in Local Government
10. Appointing a CEO
11. Use of Corporate Credit Cards
12. Elected Members' Relationship with Developers
13. The Relationship Between Internal and External Audit
14. Legal Representation for Council Members and Employees

- IB 25 Dept. of the Premier & Cabinet – Australian Crime & Violence Prevention Awards**
Correspondence advising of the 2006 Awards – which include monetary awards totalling \$130,000 and seeking nominations by 19 May 2006.
- IB 26 WA Local Government Grants Commission (ENG-25)**
Correspondence advising of the imposition of a maximum percentage of 25% of unformed roads outside built up areas to prevent the distortion or impact these have on the distribution of Commonwealth local road funds using the Asset Preservation Model.
- IB 27 Corruption & Crime Commission of WA – Misconduct Handling Procedures (LAW-00)**
Correspondence forwarding a copy of the Report on Misconduct Handling Procedures in the Department of Local Government and Regional Development, which is the first of a number of reports examining how State Government departments deal with misconduct matters.

Arising from the Report were the following recommendations:

- 1.1 Legal opinion be sought by the Department of Local Government and Regional Development to establish its authority to investigate matters not specified under the Local Government Act 1995;
- 1.2 A Memorandum of Understanding be established between the Department of Local Government and Regional Development and the Corruption and Crime Commission

defining the role of both agencies in relation to the investigation of local government misconduct matters.

2. The Department continue its evaluation of the current records system with a view to refining the process to ensure that all relevant documentation relating to discrete investigations is kept together.
3. The Department consider changes to existing legislation or an amendment to the Local Government (Official Conduct) Amendment Bill 2005, that will provide a disciplinary framework for CEOs and local government employees that complements the proposed framework for elected members.
4. The Commission establish a process by which the details of local government matters of misconduct that are reported to the Commission are provided to the Department by way of a monthly register.
5. The Department establish an audit process, or existing Departmental audit processes be reviewed, with a view to incorporating the examination of the relevant files at local government offices to ensure that all notifiable matters are being properly reported to the Commission.

IB 28 Heritage Council – Regional Heritage Adviser – Wheatbelt Region (HIST-00)

Correspondence advising that Ms Laura Gray has been reappointed to the Wheatbelt for a further 2 year period.

Comment

This is good news for Tammin – with Laura’s past involvement with the Tammin Town Hall.

IB 29 Wheatbelt Development Comm – Local Government Working Party (OSGOV-12)

Correspondence forwarding the Terms of Reference for the Party as follows:

AIM

To foster a collaborative approach towards continual improvement of service delivery in the Wheatbelt region through:

- Consultation with local governments on regional development issues and opportunities;
- Encouraging partnerships between local governments for the betterment of their communities; and
- Expanding regional development and local government thinking on the opportunities for change by creating linkages to development bodies external to the region.

CORE PRINCIPLES

- To create a better understanding and appreciation of the role and function of regional development in relation to the role and function of local government.
- To participate in the service delivery reform process for the betterment of local government and Wheatbelt communities.
- To encourage the proactive development and expansion of partnerships between local governments to the benefit of their communities.
- To promote the successes and learning's of the (voluntary) Regional Organisation of Councils that exist in the Wheatbelt, to all three spheres of government.
- To encourage better utilisation of regional and sub regional centres and to seek the development of complementary services within surrounding communities.
- To seek experiences from outside the region that would be of benefit to local government and regional development in the Wheatbelt.
- To provide regional development advice to the Western Australian government on strategic level local government characteristics, issues and opportunities.

Local Government is represented on the Working Party by Cr Wendy Williams, Shire of Goomalling (Chair) and Cr Helen Bennett, Shire of Lake Grace.

IB 30 Small Business Centre Wheatbelt West – Quarterly Report

Correspondence forwarding details of the Centre for the 1st quarter of 2006.

IB 31 WALGA - Constitution

Correspondence advising of proposals to amend the Association's Constitution in August 2006. The exact wording of the amendments is yet to be finalised however, broadly speaking, the proposed constitutional changes will seek to:

- Effect the recommendations endorsed by State Council (April 2006) in relation to the final outcomes from the Review of the Representational and Structural Effectiveness of WALGA Zones. The recommendations include repealing the Register of Metropolitan and Country Zones from the Constitution, empowering State Council with the constitutional authority to determine all member-initiated applications for changes to Zone membership, and requiring the CEO to retain a Register of Membership to Zones.
- Change the commencement and conclusion dates for the terms of State Councillors to reflect the change in date for Local Government biennial elections.
- Transition the expiry date for the terms of the existing State Council to reflect the change in date for Local Government biennial elections.
- Permit Local Government Week to be held at a date to be determined by State Council in either August or September each year.
- Incorporate a new provision dealing with the WALGA Zones which prescribes - minimum roles, membership structure, process for changing Zone membership, process for determining voting delegate entitlements from each Member Council, etc.
- Update the order of proceedings for the Annual General Meeting of the Association to reflect preferred practice.
- Improve the provisions dealing with the creation and retention of Minutes of all Association meetings.
- Update several clauses within the Constitution to reflect (1) new practices in good governance and (2) changes within the model constitution for associations recently published by the Department of Consumer and Employment Protection.

IB 32 Keep Australia Beautiful Council – Litter Prevention (OFGOV-04)

Correspondence forwarding a copy of the State's first litter strategy – Litter Prevention Strategy for Western Australia.

IB 33 Integrity Coordinating Group – Conflict Of Interest (OSGOV-09)

Correspondence forwarding a copy of the *Guidelines for the Western Australian Public Sector*.

IB 34 Dept. Of Premier & Cabinet – Community Safety & Crime Prevention (LAW-01)

Item 11.15 – 8 March 2006 refers.

Correspondence advising that the Agreement has been accepted and signed and forwarding their payment of \$6,820 (inc.) for the development of the Shire of Tammin Community Safety and Crime Prevention Plan.

Comment

The Shire of Bruce Rock is to co-ordinate the employment of a consultant using these funds to prepare the Plan.

IB 35 B Fowler – Barrack Rd Complaint

Verbal complaint received on 10 May 2006 regarding the condition of Barrack Rd following grading on 9 May 2006.

Comment

Mr Fowler has been advised that the sides of Barrack Rd have been pulled up with the grade to achieve a crown. Whilst this has left the centre a little loose, it will settle down with the first rain.

IB 36 Outside Staff Training

A traineeship agreement has been entered into with EmployFast and all of the outside Staff for on-the-job training by Hortus which will ultimately provide these Staff with a recognition of their skill level.

IB 37 WALGA – Commonwealth Budget

Correspondence providing a summary of the key issues affecting Local Government outlined in the 2006/07 Commonwealth Budget. Local Government has received some significant gains in this Budget with total direct funding reaching \$2,173 million. This includes increases in financial assistance grants (FAGS), the Auslink Roads to Recovery program (for 2005/06) and other Specific Purpose Payments (SPP's).

National Funding

FAGS will increase by 3.63% to a total of \$1,676.2 million to Australian Local Governments. This represents an increase of \$58.7 million with \$1,161 million in general purpose grants and \$515.2 million for local roads. In addition, the Auslink Roads to Recovery has received an additional \$300 million that will be paid to Councils by the end of June 2006.

LOCAL GOVERNMENT FINANCIAL ASSISTANCE GRANTS 2006-07

	General Purpose (\$m)	Local road (\$m)	Total (\$m)	Increase (%)
NSW	386.3	149.5	535.8	3.4
VIC	286.8	106.2	393	3.6
QLD	227.1	96.5	323.7	4.3
WA	115.1	78.8	193.9	3.9
SA	87.8	28.3	116.1	3.2
TAS	27.6	27.3	54.9	3.3
NT	11.6	12.1	23.7	4
ACT	18.5	16.5	35	3.3
Total	1,161.00	515.2	1,676.20	3.6

Figures may not add to totals due to rounding.

WA Road Funding

- The Local Road Grants have increased by 3.6% from \$76m in 2005/06 to \$78.8m in 2006/07. As Councils will be aware, the Commonwealth Grants Commission is currently reviewing the interstate distribution of the Local Road Grants and is required to report to the Commonwealth Government by 30 June 2006. As the allocations for the Local Road Grants for 2006/07 have been released in the Commonwealth Budget it is anticipated that any changes to the distribution methodology will not take effect until 2007/08 at the earliest.
- Auslink Roads to Recovery funding for WA Councils will be \$45m in 2006/07. In addition to the allocation for 2006/07, Councils will shortly be receiving written confirmation that the Commonwealth Government will be making a one-off \$45m grant under the Supplementary Auslink Roads to Recovery Program to WA Councils in 2005/06. The grant will be made on the basis that the funds are to be spent by 30 June 2009 and the funds are to be spent in accordance with certain funding conditions.
- National Black Spot Program funding for WA Councils will remain at \$5m in 2006/07.
- The Auslink Strategic Regional Program allocation of \$2.3m for WA is the notional allocation for the Outback Highway. Announcements on further projects that will be funded in WA from the Strategic Regional Program will be made later this year following assessment of project applications.

Other Initiatives

- From 1 July 2006 the Commonwealth Government is removing the cap on the number of outside school hours care and family day care places. This will cost approximately \$60 million over 4 years and is estimated to create an additional 25,000 places across the nation.
- The budget provides an extra \$79 million for initiatives to address drug and alcohol abuse including \$48 million to combat psychostimulant and cannabis use.
- The budget provides an additional \$19 million to increase community care access in rural and remote areas.
- The Government is committing an extra \$1.9 billion over 5 years to mental health services. This includes \$52 million for extra mental health services in rural and remote areas.
- The Government has committed an additional \$488 million (including \$115 million capital) over 5 years for strengthening Indigenous communities.

Economic Forecast

The Budget also provides an estimate of this year's significant financial variables and a forecast for 2006-07¹ as described in the following table:

	Estimate	Forecast
	2005-06	2006-07
Real GDP	2.5%	3.75%
Wage Price Index	4%	4%
CPI	3%	2.75%