

Minutes of the Shire of Tammin Ordinary Council meeting held at Council Chambers, 1 Donnan Street, Tammin, on Thursday, 20 December 2007.

1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

Cr Stokes declared the meeting open at 2.04pm.

2. RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE

Present

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

Mr M.G. Oliver	Chief Executive Officer
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Apologies

Nil

Leave of Absence

Leave of absence was granted on 15 November 2007 to Cr Jefferies JP for this meeting.

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

4. PUBLIC QUESTION TIME

Nil

5. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

6. DECLARATION OF MEMBER'S INTERESTS IN AGENDA ITEMS

6.1 Cr Stokes

Cr Stokes declared a proximity interest in Item 11.16.

7. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

7.1 Ordinary Council Meeting Minutes – 15 November 2007

STATUTORY IMPLICATIONS

Section 5.22(2) of the Local Government Act provides that minutes of all meeting to be kept and submitted to the next full Council meeting for confirmation.

MIN 242/07 MOTION – Moved Cr Greenwood 2nd Cr Caffell

That the minutes of the Ordinary Council meeting held on 15 November 2007 be confirmed as a true and correct record.

CARRIED 5/0

8. ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION

Cr Stokes paid tribute to:

- Cr Leslie's term as President;
- Cr Leslie and Cr Wheeldon's organisation of *Carols By Candlelight* on 16 December 2007;
- Cr Leslie and the CEO's efforts in diverting the water from the south side of the railway into the town dam during the storm on 16 December 2007;
- Cr Caffell for providing food for the Christmas celebrations.

9. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

Nil

10. REPORTS OF COMMITTEES/COUNCILLORS

10.1 WE-ROC (ORG-15)

Meeting held on 27 November 2007 in Westonia and attended by Cr Caffell and the CEO.

Issues relevant to Tammin were:

- WALGA's Elected Member training to be bought to the Wheatbelt;
- Shire of Westonia has withdrawn from NEWROC (now only in WE-ROC);
- WALGA to be asked to include a rural issues stream in the Annual Conference.

Mr David Singe, Wheatbelt Development Commission, addressed the meeting on:

- Next G mobile telephone reception;
- Regional Development Fund for residential headworks costs;
- Rural health
- DPI drivers licensing
- Leadership role of the Commission

Next Executive meeting is in Tammin on 13 February 2008 and the next Council meeting is in Merredin on 26 February 2008.

10.2 Great Eastern Country Zone of WALGA (ORG-02)

Teleconference meeting held on 29 November 2007 and participated by Crs Caffell and Wheeldon.

10.3 Community Dinner (ORGL-20)

The Tammin Ladies Guild sponsored Community Dinner (40th Anniversary) was held in the Tammin Bowling Club on 10 December 2007 and attended by Crs Stokes and Wheeldon (with Cr Caffell helping in the kitchen) together with the CEO along with around 70 guests and helpers.

10.4 Kellerberrin Sub-Group RRG (ENG-40)

Teleconference held on 17 December 2007 and participated by Cr Leslie and the CEO. The meeting appointed the CEO as the Sub-Group's delegate on the Tech Committee.

The next meeting of the Sub-Group is scheduled for May 2008.

10.5 Community Crop

Cr Stokes provided a summary of the harvest of the crop (carried out on 14 December 2008) which has generated around \$81,000.

11. AGENDA ITEMS

Agenda Reference:	11.1
Subject:	Delegations Review
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	Delegations Register
Disclosure of Interest:	Nil
Date:	25 November 2007
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Item 11.7 – 17 May 2007 refers.

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.

It is appropriate that following the elections, the Delegations Manual be reviewed.

COMMENT

A copy of the Delegations Manual is appended.

No changes are proposed.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Section 5.42 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.

Section 5.46(2) of the Local Government Act provides that:

- (2) At least once every financial year, delegations made under this Division are to be reviewed by the delegator.

Section 17(10) of the Bush Fires Act provides that a local government may by resolution delegate to its mayor, or president, and its Chief Bush Fire Control Officer, jointly its powers and duties under subsections (7) and (8).

Section 17(7)(a) provides that subject to paragraph (b), in any year in which a local government considers that seasonal conditions warrant a variation of the prohibited burning times in its district the local government may, after consultation with an authorised CALM Act officer if forest land is situated in the district, vary the prohibited burning times in respect of that year in the district or a part of the district by —

- (i) shortening, extending, suspending or reimposing a period of prohibited burning times; or
 - (ii) imposing a further period of prohibited burning times.
- (b) A variation of prohibited burning times shall not be made under this subsection if that variation would have the effect of shortening or suspending those prohibited burning times by, or for, more than 14 successive days.

Section 17(8) provides that where, under subsection (7), a local government makes a variation to the prohibited burning times in respect of its district or a part of its district the following provisions shall apply —

- (a) the local government —
 - (i) shall, by the quickest means available to it and not later than 2 days before the first day affected by the variation, give notice of the variation to any local government whose district adjoins that district;
 - (ii) shall, by the quickest means available to it, give particulars of the variation to the Authority and to any Government department or instrumentality which has land in that district under its care, control and management and which has requested the local government to notify it of all variations made from time to time by the local government under this section or section 18;
 - (iii) shall, as soon as is practicable publish particulars of the variation in that district;
- (b) the Minister, on the recommendation of the Authority, may give notice in writing to the local government directing it —
 - (i) to rescind the variation; or
 - (ii) to modify the variation in such manner as is specified in the notice;
- (c) on receipt of a notice given under paragraph (b) the local government shall forthwith —
 - (i) rescind or modify the variation as directed in the notice; and
 - (ii) publish in that district notice of the rescission or particulars of the modification, as the case may require.

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE 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 indefinite delegations in the Delegations Manual be made to the Chief Executive Officer.

Absolute Majority Required

MIN 243/07 MOTION – Moved Cr Leslie 2nd Cr Wheeldon

That the Staff Recommendation be adopted.

CARRIED BY AN ABSOLUTE MAJORITY 5/0

Agenda Reference:	11.2
Subject:	Policy Manual Review
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	ADM-52
Disclosure of Interest:	Nil
Date:	25 November 2007
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Items 11.15 – 19 April 2007 and 11.8 – 17 May 2007 refer.

BACKGROUND

In May 2007 Council adopted a manual of Policies for the Shire of Tammin.

It is appropriate that following the elections, the Policy Manual be reviewed.

COMMENT

A copy of the Policy Manual, the Purchasing Policy and the Central & Eastern Wheatbelt 'Be-Active' Community Sport And Recreation Scheme Health Policy are appended.

No changes are proposed.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That all Policies of the Shire of Tammin be those contained in the Policy Manual, the Purchasing Policy and the Central & Eastern Wheatbelt 'Be-Active' Community Sport and Recreation Scheme Health Policy.

Simple Majority Required

MIN 244/07 MOTION – Moved Cr Greenwood 2nd Cr Leslie

That the Staff Recommendation be adopted.

CARRIED 5/0

Agenda Reference:	11.3
Subject:	Code of Conduct
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	ADM-52
Disclosure of Interest:	Nil
Date:	16 November 2007
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Item 11.8 – 8 March 2006 refers.

BACKGROUND

Section 5.103 of the Act requires the adoption of a code of conduct to be observed by Councillors, committee members and employees. The code is required to be reviewed within 12 months after each ordinary elections day.

In March 2006 Council resolved that WALGA's draft *Code of Conduct for Elected Members and Staff*, with the inclusion of \$250 in items 2.4(a) and 2.4(b), be adopted.

COMMENT

WALGA has provided an amended *Code of Conduct for Elected Members and Staff* following changes to the Local Government Act relating to Councillor behaviour.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Section 5.103 of the Local Government Act provides that:

- (1) Every local government is to prepare or adopt a code of conduct to be observed by council members, committee members and employees.
- (2) A local government is to review its code of conduct within 12 months after each ordinary elections day and make such changes to the code as it considers appropriate.
- (3) Regulations may prescribe codes of conduct or the content of, and matters in relation to, codes of conduct and any code of conduct or provision of a code of conduct applying to a local government under subsection (1) is of effect only to the extent to which it is not inconsistent with regulations.

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That WALGA's amended draft *Code of Conduct for Elected Members and Staff* be adopted.

Simple Majority Required

MIN 245/07 MOTION – Moved Cr Greenwood 2nd Cr Caffell
That the item lay on the table pending receipt of WALGA's draft.

CARRIED 5/0

Agenda Reference:	11.4
Subject:	Road Names
Location:	Tammin
Applicant:	R York
File Ref:	ENG-21
Disclosure of Interest:	Nil
Date:	15 November 2007
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

Mr York has queried the spelling of Dunne Road, suggesting it should be spelt Dunn Road – being named after the Dunn family from whom the Yorks purchased land back in the 1950s.

The Geographic Names Committee has confirmed that the spelling is correct to it’s records however it has no reference as to why the road is so named (or spelt). The Committee had contact from Tom Applegate in 2005 who also queried the spelling and was advised the same information.

Further advice from the Committee confirms that the road was likely named after the Dunn family and to change the road name the support of adjoining land owners is required.

COMMENT

The adjoining land owners are:

- EJ & EE Charlton / GR & GL Charlton
- Keoringle P/L
- DJH Shaw

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

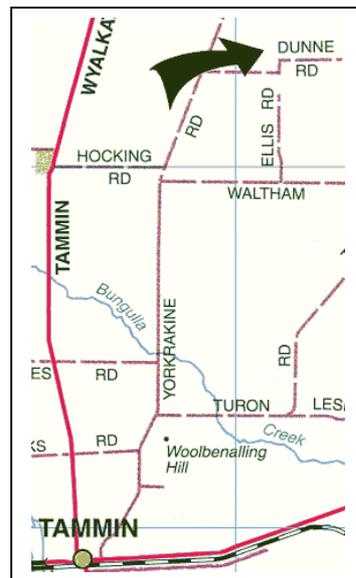
That it be proposed to change the name of “Dunne Road” to “Dunn Road” and that the adjoining land owners be invited to comment on the proposal.

Simple Majority Required

MIN 246/07 MOTION – Moved Cr Wheeldon 2nd Cr Caffell

That the Staff Recommendation be adopted.

CARRIED 5/0



Agenda Reference:	11.5
Subject:	Financial Assistance
Location:	Wheatbelt
Applicant:	Rural Community Legal Service
File Ref:	ADM-00
Disclosure of Interest:	Nil
Date:	18 November 2007
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Item 11.16 – 20 April 2006 refers.

BACKGROUND

Seeking a contribution of \$100 (cash or in kind) towards the administrative support of the service for a 3 month period beyond October 2007.

The not for profit organisation based in Northam provides a legal advice, referral and community education service across the Wheatbelt. The employee costs of the service was funded by a 3 month grant from 1 July 2007 by the Avon Community Development Foundation. Fund raising is being carried out to continue the service.

4 people per day per 3 day week are accessing the service and are charged \$15/visit.

\$100 from each of the 44 Wheatbelt local governments is being sought. It is forecast that after this 3 month period the service will be financially independent due to increased client numbers and success in other grants.

COMMENT

In April 2006 Council was advised that the Service had been operating in the Wheatbelt since 1997, but has fallen on difficult times recently due to lack of ongoing funding. The current Committee is determined to re-open the service and is putting in strategies to understand how we can best provide low cost legal services to the disadvantaged residents of the Wheatbelt.

A funding application had been made to Lotterywest to access a Consultant to survey and focus on the legal needs of Wheatbelt residents. Once this process has occurred, the Committee would be applying for ongoing long term funding to secure the operation of the Service. It is envisaged that when the findings of the Consultant are complete, the Committee will be in a better position to provide a service more accessible to the remote areas of the Wheatbelt.

Significant funding to re-open the Service with staff, would be unlikely before financial year of 2007/08 and was appealing for budget consideration to assist with the minimum costs which occur in maintaining the premises occupied in Northam.

Rural Community Legal Service provided low cost legal services to the disadvantaged residents of the Wheatbelt for 8 years prior to its current funding issues. The service offered videoconferencing, general legal resources, referral and telephone information as necessary. It was an effective service.

Council resolved that Rural Community Legal Services be advised that not withstanding the need, the Shire of Tammin does not consider the funding of this service a local government responsibility and therefore declines to contribute to it's operation.

FINANCIAL IMPLICATIONS

No provision in the 2007/08 Budget.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That Rural Community Legal Services be advised that notwithstanding the need, the Shire of Tammin does not consider the funding of this service a local government responsibility and therefore declines to contribute to it's operation.

Simple Majority Required

MIN 247/07 MOTION – Moved Cr Leslie 2nd Cr Greenwood

That the Staff Recommendation be adopted.

CARRIED 5/0

Agenda Reference:	11.6
Subject:	Tree Pruning
Location:	South Tammin Rd
Applicant:	John Dixon
File Ref:	ENG-34
Disclosure of Interest:	Nil
Date:	24 November 2007
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

A request has been received to cut down two large trees on the South Tammin Rd at the intersection of Dixon Rd and also Moore Rd.

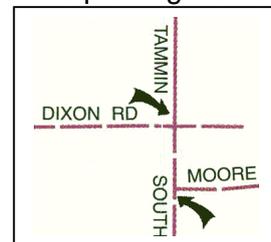
Both trees restrict the vision for vehicles entering South Tammin Rd (north from Dixon Rd west and south from Moore Rd).

Mr Dixon has indicated he has raised the issue for some time, referring back to Mr Applegate. The realignment of the Dixon Rd intersection has increased the problem.

The issue has been brought to Staff's attention by Cr Wheeldon – resulting in some pruning works by Staff, and then by Cr Caffell, resulting in the recent inspection.

COMMENT

An inspection has revealed that whilst the trees require vehicles entering South Tammin Rd to stop and carefully move forward to allow full vision, the cost of their removal will be significant. The Dixon Rd tree is over an asbestos water pipe and consequently will require cutting down. The tree has multiple large branches growing from low to the ground making the circumference at the bottom of the trunk significant. The Moore Rd tree is also large.



\$7,040 was expended last month with Specialised Tree Services for pruning of trees along Moore Rd.

FINANCIAL IMPLICATIONS

No specific budget provision. Significant expenditure in this area already this financial year.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the offending trees be cut down.

Absolute Majority Required

MIN 248/07 MOTION – Moved Cr Caffell 2nd Cr Leslie

That the Staff Recommendation be adopted.

CARRIED BY AN ABSOLUTE MAJORITY 5/0

Agenda Reference:	11.7
Subject:	Asset Property Valuations
Location:	Shire of Tammin
Applicant:	Australian Valuation Partners / LGIS
File Ref:	ADM-34
Disclosure of Interest:	Nil
Date:	25 November 2007
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Item 11.5 – 21 June 2007 refers.

BACKGROUND

For some years, insurance valuations of Shire property has been an issue in local government.

In November 2006 Local Government Insurance Services (LGIS) proposed a group valuation service for interested local governments. The valuation would ensure accurate insured values (as opposed to the current historical cost).

The Shire of Tammin expressed an interest, subject to cost. Australian Valuation Partners (AVP) was the selected valuer and provided for the Shire of Tammin a quotation of \$6,500 (inclusive of GST and incidentals). This cost is subject to a rebate from LGIS of 40% - reducing the net cost to the Shire of Tammin to \$3,900. Council resolved in June 2007 to accept the quote and include provision in the draft 2007/08 Budget.

AVP has now carried out the inspection and provided values for the properties on the basis of reinstatement and provided the following values (with the 2007/08 values being the current insurance value).

Description of Property	Construction	2007/08	AVP
Halls, Offices and Shops			
Hall & Lesser Hall (Res 26973)	Brick/Iron	\$668,528	\$3,000,000
Public Toilets			\$126,000
Shire Offices and Library inc. library books (Res 36973)	Brick/Iron	\$729,304	\$1,400,000
Yorkrakine Hall inc. adjacent toilets	Brick/Iron	\$158,016	\$980,000
Shop and Shed - Cooinda Centre (Lots 15 & 16 Donnan St)	Brick/Iron	\$89,340	\$500,000
Workshops			
Depot, Garage (Lots 157 & 158 Redmond St)	Iron/Iron	\$182,326	\$475,000
Depot, Metal Shed (Lot 87 Redmond St)	Iron/Iron	\$40,203	\$85,000
Dwellings			
4 Yorkrakine Rd (Lot 20)	Brick/Tile	\$145,861	\$295,000
6 Yorkrakine Rd (Lot 19)	Brick/Tile	\$145,861	\$240,000
9 Nottage Way (Lot 8)	Fibro/Steel	\$109,396	\$190,000
11 Nottage Way (Lot 9)	Fibro/Steel	\$109,396	\$190,000
22 Ridley Street - 'Brenton' (Lot 67)	Fibro/Steel	\$170,171	\$325,000
45 Draper Street - 'Courtland' (Lot 120)	Fibro/Steel	\$170,171	\$305,000
20 Ridley St (Lot 66)	Fibro/Steel	\$173,644	\$335,000
11 Booth St Senior Citizens Units (10) (Lot 166)	Brick/Iron	\$1,458,608	\$1,766,000
14 Old Yorkrakine Rd	Fibro/Steel		\$440,000
81 Barrack Rd (TALEC) accommodation units, kitchen & ablution blocks		\$402,971	\$2,800,000
81 Barrack Rd (TALEC) B46 Transportable House	C/Bond/Steel	\$121,551	\$150,000
Public Facilities			
Hydrology Model (Res 26973)		\$810,338	\$1,220,000
Sports Ground			
Donnan Pk Kiosk/Change Rooms/Toilets	Brick/Asbestos	\$267,411	\$1,500,000
Donnan Pk Grand Stand	Iron/Iron	\$36,465	\$410,000
Donnan Pk Garage Store	Iron/Iron	\$6,700	\$30,000
Donnan Pk 4 X Light Towers & Lamps		\$36,465	
Donnan Pk Scoreboard	Iron/Iron	\$9,261	
Tammin Golf Club (Res 21156)	Timber/Tin	\$218,791	\$880,000
Miscellaneous			
Two-way Repeater - VHF & UHF (Res 2083)		\$50,936	
Tourist Information Bay			\$16,000
Total		\$6,311,714	17,642,000

COMMENT

It is unknown where the source of the current insured value derives however the difference in the values supports the decision to seek the valuation.

With the current premium rate of around 0.1456% the question as to whether to insure for replacement (reinstatement value) or indemnity (agreed loss value) needs consideration. It should be noted that in addition to the building value the insurance policy also provides (at the same premium rate) architect/professional fees (7.5% of building value), removal of debris (2.5% of building value), extra costs of reinstatement (1% of building value) and extinguishment costs (1% of building value).

If the property was insured for indemnity value on a full loss the indemnity value would be paid, however on a partial loss only the proportional value would be paid. For example, if the Yorkrakine

Hall was insured for indemnity value of \$158,000 and that damages of \$50,000 were incurred, the Policy would only pay $(\$50,000 \times \$158,000 / \$980,000) \$8,061$.

Similarly, if the building was insured for replacement value and the building was not replaced, then only the value of the loss would be paid.

Other than the Yorkrakine Hall, the Town Hall and Coinda might be considered for indemnity insurance only.

FINANCIAL IMPLICATIONS

Significant increase in insurance premiums – although the premium rate is expected to reduce by around 10%.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the property values provided by AVP be used for insurance purposes.

Simple Majority Required

MIN 249/07 MOTION – Moved Cr Caffell 2nd Cr Leslie

That the Staff Recommendation be adopted.

CARRIED 5/0

Agenda Reference:	11.8
Subject:	Junior Country Week
Location:	Perth
Applicant:	Kellerberrin Junior Cricket Club
File Ref:	SPREC-08
Disclosure of Interest:	Nil
Date:	27 November 2007
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Item 11.6 – 21 December 2006 refers.

BACKGROUND

A team of junior cricketers from the local area is to compete in Perth in January 2008. Tammin will be well represented in the team. Financial assistance of \$100 is sought.

COMMENT

A contribution of \$50 was provided for the 2005 team and \$100 was provided for the 2006 and 2007 competitions.

FINANCIAL IMPLICATIONS

No provision was included in the 2006/07 Budget for this purpose.

A provision of \$500 was included in the 2007/08 Budget (Account E041040) for Community Development Individual Achievers travel assistance – of which \$200 has been expended.

POLICY IMPLICATIONS

Council's Policy (1.2.1) provides that all sporting, community or welfare groups/organisations that are seeking major grants from Council must make a submission to Council prior to the 15 June in each financial year. Applications are to be accompanied by the groups/organisations most recent audited finance statement.

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That a financial contribution of \$100 be made to the Kellerberrin Junior Cricket Club for cricketers competing in Perth in January 2008.

Absolute Majority Required

MIN 250/07 MOTION – Moved Cr Wheeldon 2nd Cr Caffell

That the Staff Recommendation be adopted.

CARRIED BY AN ABSOLUTE MAJORITY 5/0

Agenda Reference:	11.9
Subject:	Plan For The Future
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	FIN-04
Disclosure of Interest:	Nil
Date:	29 November 2007
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Item 11.6 – 15 February 2007 and 11.16 – 19 April 2007 refer.

BACKGROUND

Legislation (Local Government Act) was amended in 2005 to replace the requirement of an annual 4 year principal activities plan with a bi-annual plan for the future.

The Legislation requires the Plan For The Future to be in place in the 2006/07 financial year and to be reviewed and re-submitted to the Council at least bi-annually.

The Plan was considered in April 2007.

It is appropriate that following the elections, the Plan for the Future be reviewed.

COMMENT

A *draft* Plan For The Future has been prepared and a copy provided to Councillors.

Current vehicle use has been extracted:

CODE	PLANT	HOURS/KM	DATE	HOURS/KM	DATE	CHANGE
TN210	Denning Mono Coach TALEC Bus	346,362	18-Jun-07	346,362	10-Dec-07	1,600 km
TN478	Toyota Coaster H2B50R-ZEMSSQ Community Bus	64,517	18-Jun-07	64,517	10-Dec-07	5,368 km
TN1253	John Deere 670B Grader	10,151	18-Jun-07	10,151	10-Dec-07	391 Hours
TN6	Caterpillar 120H Grader	6,193	18-Jun-07	6,193	10-Dec-07	465 Hours
TN251	Case 621B Z Bar Loader	4,866	18-Jun-07	4,866	10-Dec-07	336 Hours
TNTR	Toro Ride-On Mower Reelmaster RM3100D Mower	397	18-Jun-07	397	18-Jun-07	0 Hours
TN205	Multipac VP200 Roller	9,604	18-Jun-07	9,604	10-Dec-07	259 Hours
TN482	Caterpillar CF-563 5E- 5823 Roller	9,066	18-Jun-07	9,066	10-Dec-07	130 Hours
TN15	Chamberlain 3380 Tractor	9,087	18-Jun-07	9,087	10-Dec-07	93 Hours
TN154	Fiat 450 Tractor	1,957	18-Jun-07	1,957	18-Jun-07	2 Hours
TN229	Mitsubishi FV458 Truck	387,894	18-Jun-07	387,894	10-Dec-07	19,894 km
TN302	Isuzu EXY GigaMax Truck	56,092	18-Jun-07	56,092	10-Dec-07	28,292 km
TN366	International C1600 Truck	55,053	18-Jun-07	55,053	10-Dec-07	0 km
TN2	Nissan Navara DX 4x4 ZMS4C-DX Ute	42,065	18-Jun-07	42,065	10-Dec-07	13,290 km
TN221	Holden Rodeo Dual Cab Ute	34,155	18-Jun-07	34,155	10-Dec-07	5,452 km
TN3	Ford Ranger Ute	456		0	30-Nov-07	0 km
TN4	Toyota Hilux 4x2 3.0D Ute	137,507	18-Jun-07	137,507	10-Dec-07	2,105 km
TN1	Ford Fairlane Ghia G8 Sedan	23,894	18-Jun-07	23,894	30-Nov-07	14,594 km

FINANCIAL IMPLICATIONS

As set in the Plan.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Section 5.56 of the Local Government Act provides that:

- (1) A local government is to plan for the future of the district.
- (2) A local government is to ensure that plans made under subsection (1) are in accordance with any regulations made about planning for the future of the district.

Regulation 19C of the Local Government (Administration) Regulations provides that:

- (1) In this regulation and regulation 19D —
“plan for the future” means a plan made under section 5.56.
- (2) A local government is to make a plan for the future of its district in respect of the period specified in the plan (being at least 2 financial years).
- (3) A plan for the future of a district is to set out the broad objectives of the local government for the period specified in the plan.
- (4) A local government is to review its current plan for the future of its district every 2 years and may modify the plan, including extending the period the plan is made in respect of.
- (5) A council is to consider a plan, or modifications, submitted to it and is to determine* whether or not to adopt the plan, or the modifications, as is relevant.
*Absolute majority required.
- (6) If a plan, or modified plan, is adopted by the council then the plan or modified plan is to apply to the district for the period of time specified in the plan.
- (7) A local government is to ensure that the electors and ratepayers of its district are consulted during the development of a plan for the future of the district, and when preparing any modifications of a plan.
- (8) A plan for the future of a district is to contain a description of the involvement by the electors and ratepayers in the development of the plan, and any modifications of the plan.

- (9) A local government is to ensure that a plan for the future made in accordance with this regulation applies in respect of each financial year after the financial year ending 30 June 2006.

Regulation 19D of the Local Government (Administration) Regulations provides that:

- (1) After a plan for the future, or modifications to a plan, are adopted under regulation 19C the local government is to give local public notice in accordance with subsection (2).
- (2) The local public notice is to contain —
 - (a) notification that —
 - (i) a plan for the future of the district has been adopted by the council and is to apply to the district for the period specified in the plan; and
 - (ii) details of where and when the plan may be inspected;or
 - (b) where a plan for the future of the district has been modified —
 - (i) notification that the modifications to the plan have been adopted by the council and the plan as modified is to apply to the district for a the period specified in the plan; and
 - (ii) details of where and when the modified plan may be inspected.

FUTURE PLAN IMPLICATIONS

Inaugural Future Plan.

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the *draft* Plan For The Future be advertised for community comment before being considered further by Council in February 2008.

Simple Majority Required

MIN 251/07 MOTION – Moved Cr Greenwood 2nd Cr Caffell

That the Staff Recommendation be adopted.

CARRIED 5/0

Agenda Reference:	11.10
Subject:	Harvest & Vehicle Movement Ban
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	BUSH-13
Disclosure of Interest:	Nil
Date:	3 December 2007
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Item 11.16 – 21 December 2006 refers.

BACKGROUND

It is appropriate that Council considers harvest and vehicle movement in paddock bans over the festive season.

COMMENT

It is understood that in the past a ban has been applied to Christmas Day, Boxing Day and New Years Day.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Regulation 38C of the Bush Fire Regulations provides that:

- (1) A local government may declare that the use by a person of any harvesting machinery on any land under crop during the whole or part of any -
 - (a) Sunday; or
 - (b) public holiday,in the whole or a specified part of the district of that local government during the prohibited burning times or the restricted burning times is prohibited unless the person has obtained the written consent of a bush fire control officer of that local government.
- (2) A declaration under sub-regulation (1) -
 - (a) shall be made by notice in a newspaper circulating in the area affected by the prohibition; and
 - (b) may be revoked or varied in the manner in which it was made, and the local government shall forward a copy of a declaration or of a revocation or variation of a declaration to the Authority.

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That pursuant to Regulation 38C of the Bush Fire Regulations, a harvest and vehicle movement ban in paddocks (except for the purpose of feeding and watering stock) be imposed on 25 December, 2007, 26 December, 2007 and 1 January 2008.

Simple Majority Required

MIN 252/07 MOTION – Moved Cr Leslie 2nd Cr Greenwood

That the Staff Recommendation be adopted.

CARRIED 5/0

Agenda Reference:	11.11
Subject:	Local Government Week – Accommodation
Location:	Perth
Applicant:	Shire of Tammin
File Ref:	OLGOV-12
Disclosure of Interest:	Nil
Date:	3 December 2007
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

Forwarding details of hotel accommodation for the Convention to be held at the Perth Convention Exhibition Centre from Thursday 31 July 2008 to Saturday 2 August 2008.

The Mayors' and Presidents' reception will be hosted at Government House on Friday 1 August 2007.

Chifley on the Terrace - 184 St George's Terrace (www.chifleyhotels.com)	\$194
Citigate Perth - 707 Wellington Street (www.mirvachotels.com)	\$170
Duxton Hotel - 1 St George's Terrace (www.duxton.com)	\$243
Holiday Inn City Centre - 788 Hay Street (www.ihg.com)	\$235
Hyatt Regency - 99 Adelaide Terrace (www.perth.regency.hyatt.com)	\$250
Ibis Hotel - 334 Murray Street, Perth (www.accorhotels.com.au)	\$159
Medina Apartments (in front of PCEC) (www.medinaapartments.com.au)	\$245
Mounts Bay Road Waters Apartments (www.perth@waldorf.com.au)	\$197
Mercure Hotel - 10 Irwin Street, Perth (www.accorhotels.com.au)	\$165

Novotel Hotel - 221 Adelaide Terrace (www.accorhotels.com.au)	\$270
Parmelia Hilton - Mill Street (www.perth.hilton.com)	\$255
Rydges Hotel - Cnr Hay & King Streets (www.rydges.com)	\$239

COMMENT

Some of the Hotels are within walking distance, others will be serviced with coach transfers. Early booking ensures a bed at the preferred location.

FINANCIAL IMPLICATIONS

Provision to be included in the 2008/09 Budget.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That Councillors indicate attendance and accommodation requirements.

Simple Majority Required

MIN 253/07 MOTION – Moved Cr Greenwood 2nd Cr Wheeldon

That the Staff Recommendation be adopted.

CARRIED 5/0

Crs Stokes, Caffell, Greenwood and Wheeldon expressed an interest – staying at the Duxton Perth.

Agenda Reference:	11.12
Subject:	LGMA Annual State Conference
Location:	Fremantle
Applicant:	Shire of Tammin
File Ref:	OLGOV-00
Disclosure of Interest:	Nil
Date:	3 December 2007
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

This years conference is to be held on 12-14 March 2008 (traditionally October but changed because of the change in date of local government elections).

Provision was included in the 2007/08 Budget for a Councillor to attend one day and the CEO to attend the whole conference.

COMMENT

Accommodation booking requirements need to be addressed.

FINANCIAL IMPLICATIONS

Provision of \$650 (Account E041070) for registration and accommodation for a Councillor and \$2,000 (Account E045428) for the CEO.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the President (or another interested Councillor) attend the opening day and the CEO attend the LGMA Annual State Conference in March 2008.

Simple Majority Required

MIN 254/07 MOTION – Moved Cr Wheeldon 2nd Cr Leslie

That the Staff Recommendation be adopted.

CARRIED 5/0

Agenda Reference:	11.13
Subject:	Tamma Village
Location:	11 Booth Street, Tammin
Applicant:	Shire of Tammin
File Ref:	ASS-1093
Disclosure of Interest:	Nil
Date:	5 December 2007
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Items 11.6 – 23 August 2007 and 10.1 – 15 November 2007 refer.

BACKGROUND

At the November 2007 a group from the Tamma Village and Seniors Committee addressed Council on the following issues:

- Additional brick paving – Seniors Committee to pay for pavers, prisoners to lay.
- Vertical blinds require replacement – Seniors Committee to pay.
- Maintenance of front gardens – HACC issues. Meeting between the CEO, HACC, Mrs Button and Mrs Harrison to be convened to seek resolution.
- Rent increase – Mr Norris to meet with the CEO to resolve calculation issues.
- Vacant unit – to be filled as a matter of priority.

COMMENT

A request has been submitted to the Department of Corrective Services for the Kellerberrin Work Camp inmates to pave the rear and a small section at the front (approximately 36m²) at Unit 9. At the same time, paving repairs will be carried out on the path between Units 6 and 7.

An inspection of the vertical blinds will be carried out when time permits.

The meeting with HACC was cancelled when HACC advised that they had been shown a copy of the Rental Agreement which obligated the Shire to maintain the gardens – despite the advice to the tenants that the Shire would be attending to the lawned areas and maintaining the reticulation system.

The Department of Housing & Works would not entertain an alternative rental system and indicated that considerably more reviews were planned by the audit and compliance section. Further, that the Commonwealth rent assistance must be part of the rent system and recovered in the rent.

Unit 9 remains vacant. Publicity has been included in the Shire Notes in the Tammin Tabloid.

FINANCIAL IMPLICATIONS

Aligns with 2007/08 Budget provisions.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the Seniors Committee and Tamma Village tenants be advised that the Shire of Tammin does not have any alternative other than to implement the Department of Housing and Works rental arrangements – as previously resolved by Council in August 2007.

Simple Majority Required

MIN 255/07 MOTION – Moved Cr Wheeldon 2nd Cr Caffell

That the Staff Recommendation be adopted.

CARRIED 5/0

Agenda Reference:	11.14
Subject:	Entry Statements
Location:	Tammin Townsite
Applicant:	Shire of Tammin
File Ref:	ASS-337/8 393 427
Disclosure of Interest:	Nil
Date:	6 December 2007
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Councillor discussions – 21 September 2006 and Council's resolution on 21 December 2006 (Item 11.14); 13 February (Item 5.8), 15 February 2007 (Item 11.1), 19 April 2007 (Item 11.1) and 17 May 2007 (Item 11.4) 21 June 2007 (Item 11.1).

BACKGROUND

In September 2006 Councillors suggested the Main Roads WA owned lots on the west side of Tammin would be the ideal location for an entry statement – proposing old machinery as the style.

Main Roads WA has responded indicating purchase would cause difficulties and complications however a lease would be relatively simple to arrange.

A similar proposal was made in May 2000 – although the outcome is not known.

At the General Electors meeting held on 13 February 2007 Crs Leslie and Jefferies, responding to a question from Michelle Applegate, indicated that the Townscape (Tidy Towns) Committee had the replacement of the Entrance Statements on the Committee's list.

Council considered the issue on 21 June 2007 and resolved that the entry statement design be opened up to the public and that following a design being selected, a response be provided to Main Roads WA regarding the blocks.

Two designs were advertised in the *Tammin Tabloid* on 7 July 2007 – both revolving around the Tammin landmark of the CBH bin in silhouette with comment (good and bad) being sought on either design or alternative designs invited.



COMMENT

Main Roads WA has sought a plan of the proposal.

The issue has been laying on the table now since December 2006 (and was previously considered without a decision in 2003?) and direction is required.

No submissions were received – although some comments were made preferring the above right hand design.

A further alternative discussed is a photograph style sign (as in the approaches to Northam).

FINANCIAL IMPLICATIONS

Unknown until more detail is determined. Provision of \$5,400 is included in the 2007/08 Budget (Account E132010).

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 256/07 MOTION – Moved Cr 2nd Greenwood Cr Wheeldon

That the CEO prepare a mock-up of a photo type design.

CARRIED 5/0

Agenda Reference:	11.15
Subject:	Audit Report
Location:	Shire of Tammin
Applicant:	Butler Settineri
File Ref:	FIN-02
Disclosure of Interest:	Nil
Date:	
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

The final audit was undertaken on 7 November 2007.

Butler Settineri, Shire of Tammin auditors, has undertaken to provide the Audit Report to the meeting.

COMMENT

No issues are anticipated from the audit.

It is noted that the Annual Report is required to be adopted by Council by 31 December – or within 2 months of the Auditor's Report being received.

It is also noted that Council's Policy provides that that the advertising for the Electors meeting be by householder newsletter 2 weeks in advance of the meeting. As in recent years, it is proposed to send out a copy of the Annual Report to all residents.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Section 5.27 of the *Local Government Act* provides that:

- (1) a general meeting of the electors of a district is to be held once every financial year.
- (2) a general meeting is to be held on a day selected by the local government but not more than 56 days after the local government accepts the annual report for the previous financial year.
- (3) the matters to be discussed at general electors' meetings are to be those prescribed.

Section 5.29 provides that the CEO is to convene an electors' meeting by giving —

- (a) at least 14 days' local public notice; and
- (b) each council member at least 14 days' notice, of the date, time, place and purpose of the meeting.

The local public notice referred to in subsection (1)(a) is to be treated as having commenced at the time of publication of the notice under section 1.7(1)(a) and is to continue by way of exhibition under section 1.7(1)(b) and (c) until the meeting has been held.

Section 5.53 requires a local government to prepare an annual report containing:

- (a) a report from the mayor or president;
- (b) a report from the CEO;
- (e) an overview of the plan for the future of the district made in accordance with section 5.56, including major initiatives that are proposed to commence or to continue in the next financial year;
- (f) the financial report for the financial year;
- (g) such information as may be prescribed in relation to the payments made to employees;
- (h) the auditor's report for the financial year;
- (ha) a matter on which a report must be made under section 29(2) of the Disability Services Act 1993; and
- (i) such other information as may be prescribed.

Section 5.54 requires the annual report to be accepted by the local government no later than 31 December after that financial year subject to that if the auditor's report is not available in time for the annual report for a financial year to be accepted by 31 December after that financial year, the annual report is to be accepted by the local government no later than 2 months after the auditor's report becomes available.

Section 5.55 requires the CEO to give local public notice of the availability of the annual report as soon as practicable after the report has been accepted by the local government.

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATIONS

That:

- the Audit Report and Management Report be received;
- pursuant to section 5.54 of the Local Government Act, the draft Annual Report be accepted;
Absolute Majority Required

MIN 257/07 MOTION – Moved Cr Leslie 2nd Cr Caffell

That the Staff Recommendation be adopted.

CARRIED BY AN ABSOLUTE MAJORITY 5/0

That:

- the General Electors meeting be held in the Lesser Hall on Tuesday, 12 February, 2008 commencing at 8pm; and
- Council determine any issues for consideration at the General Electors meeting.
Simple Majority Required

MIN 258/07 MOTION – Moved Cr Wheeldon 2nd Cr Caffell

That:

- *the General Electors meeting be held in the Lesser Hall on Tuesday, 12 February, 2008 commencing at 8pm; and*
- *issues for consideration at the General Electors meeting include the future of TALEC and community entertainment (Kadjininy Kep and the Town Hall).*

CARRIED 5/0

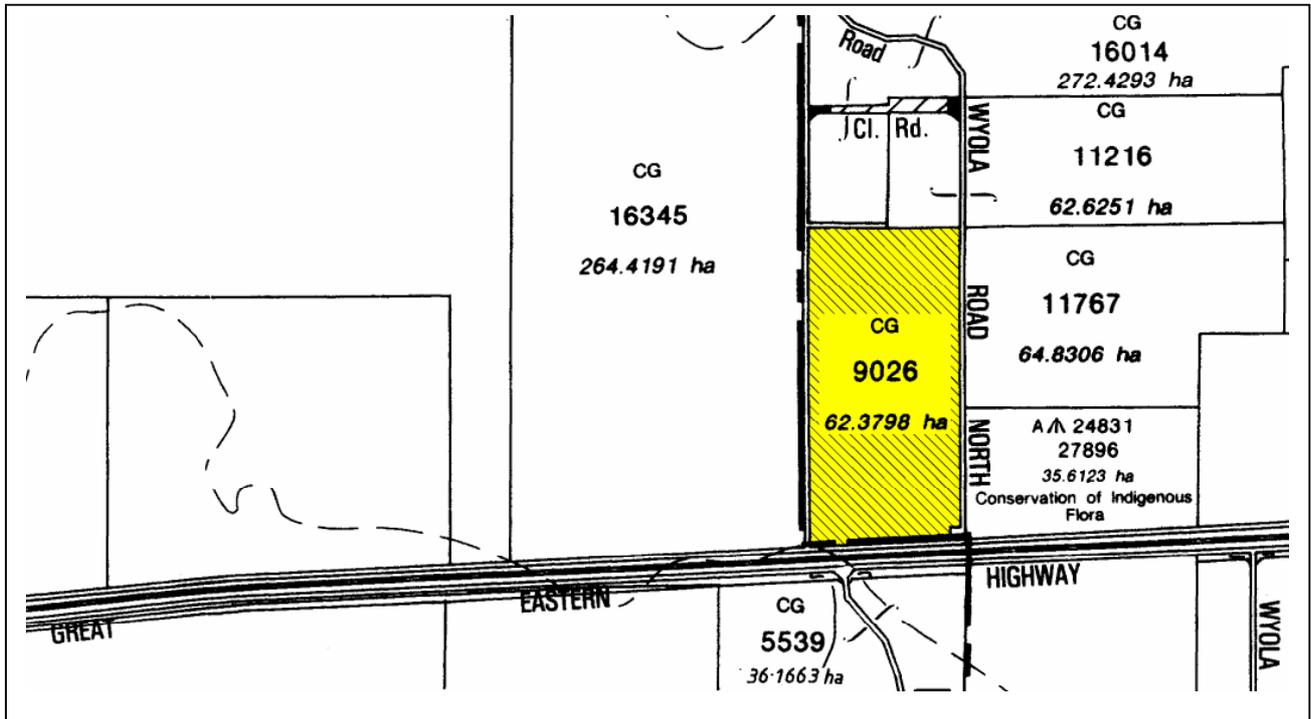
Cr Stokes declared a proximity interest and left the Chamber at 4.10pm. Cr Caffell assumed the Chair.

Agenda Reference:	11.16
Subject:	Development Approval
Location:	Loc 9026 Wyola North Rd
Applicant:	G & L Carpenter
File Ref:	ASS-1522
Disclosure of Interest:	Nil
Date:	6 December 2007
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

Development approval under the Town Planning Scheme is sought to develop Avon Location 9026 Wyola North Rd as a multi purpose off road vehicle facility for use by the public on payment of a usage fee.

It is proposed that the usage will include camping, self contained cottages, ablutions, workshop, caretaker facilities, kiosk, outdoor concert facility and a paintball facility. Tracks will be used by off road motorcycles/quads, off road motor vehicle obstacle course and children's Pee Wee motor cycles and quads with a curfew between the hours of sundown and 7am will apply.



COMMENT

Avon Location 9026, located on the corner of Great Eastern Hwy and Wyola North Rd, is 62 ha and zoned *rural*. The Shire boundary with Cunderdin is on the western side of the property.

Under the Scheme, the uses of *Ancillary Accommodation, Caretakers Dwelling, Grouped Dwelling, Motor Vehicle Repair* and *Public Recreation* are all an AA (which means that the use is not permitted unless the Council has granted planning approval).

There does not appear to be any restriction imposed by Clause 6.5.1.

Being on the Shire boundary, Council may wish to give consideration to the Shire of Cunderdin's position.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Clause 6.5.1 of the Shire of Tammin's Town Planning Scheme No 1 requires Council, in considering an application for planning approval, to have due regard to the following:

- a) the provisions of this Scheme and any other relevant town planning scheme operating within the district;
- b) any relevant proposed new town planning scheme of the Council or amendment insofar as they can be regarded as seriously entertained planning proposals;
- c) any approved Statement of Planning Policy of the Commission;
- d) any other policy of the Commission or any planning policy adopted by the Government of the State of Western Australia;
- e) any planning policy, strategy or plan adopted by the Council under the provisions of clause 8.6 of this Scheme;
- f) the preservation of any object or place of heritage significance;

- g) the requirements of orderly and proper planning;
- h) the preservation of the amenities of locality;
- i) any other planning considerations which the Council considers relevant;
- j) any relevant submissions or objectives received on the application.

Clause 6.6.1 provides that, in determining an application for planning approval the Council may:

- a) grant its approval with or without conditions;
- b) refuse to grant its approval.

Clause 6.6.3 provides that where the Council grants planning approval, that approval:

- a) continues in force for two years, or such other period as specified in the approval, after the date on which the application is approved; and
- b) lapses if the development has not substantially commenced before the expiration of that period.

Clause 6.6.4 provides that where the Council grants planning approval, the Council may impose conditions limiting the period of time for which the development is permitted.

STRATEGIC PLAN IMPLICATIONS

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That development approval under Town Planning Scheme No 1 for a multi purpose off road vehicle facility, incorporating camping, self contained cottages, ablutions, workshop, caretaker facilities, kiosk, outdoor concert facility and a paintball facility on Avon Location 9026, be granted on the condition that the activities are contained within the terms of the application and noting that other approvals including a building license and an effluent disposal permit will be required.

Simple Majority Required

MIN 259/07 MOTION – Moved Cr Wheeldon 2nd Cr Leslie

That development application for a multi purpose off road vehicle facility, incorporating camping, self contained cottages, ablutions, workshop, caretaker facilities, kiosk, outdoor concert facility and a paintball facility on Avon Location 9026, be treated as a “SA” use under Town Planning Scheme No 1 and advertised for 35 days for public comment.

CARRIED 3/1

Cr Stokes entered the Chamber at 4.23 pm and assumed the Chair.

Agenda Reference:	11.17
Subject:	Be-Active Committee
Location:	Southern Cross
Applicant:	Shire of Tammin
File Ref:	SPREC-04
Disclosure of Interest:	Nil
Date:	7 December 2007
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

At the meeting of the Be-Active Committee held in Southern Cross on 5 December 2007 an updated Memorandum of Understanding was proposed – which now requires Council’s endorsement.

COMMENT

A copy of the minutes from the meeting, together with the updated Memorandum of Understanding, has been provided to each Councillor.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the CEO sign the updated Memorandum of Understanding on behalf of the Shire of Tammin.
Simple Majority Required

MIN 260/07 MOTION – Moved Cr Leslie 2nd Cr Caffell

That the Staff Recommendation be adopted.

CARRIED 5/0

Agenda Reference:	11.18
Subject:	Financial Report
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	FIN-05
Disclosure of Interest:	Nil
Date:	7 December 2007
Author:	Carol Crane, Finance Officer

BACKGROUND

The Financial Report for 2007/08 to 30 November 2007 is attached.

COMMENT

The Report has been prepared in the format requested by Council.

The effect of the Council's Policy decision on reporting variances is shown in the far right column – being the calculated variance between the Actual Column and the YTD Budget column figures.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Council resolved (199/07) on 23 August 2007 that in accordance with section 34(5) of the Local Government (Financial Management) Regulations 1996 a variance percentage of 10% or \$5,000 be adopted for reporting material variances in 2007/08.

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the Financial Report for November 2007 be received.

Simple Majority Required

MIN 261/07 MOTION – Moved Cr Caffell 2nd Cr Leslie

That the Staff Recommendation be adopted.

CARRIED 5/0

Agenda Reference:	11.19
Subject:	Cheque List
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	FIN-05
Disclosure of Interest:	Nil
Date:	7 December 2007
Author:	Carol Crane, Finance Officer

BACKGROUND

Accounts for payment (cheques issued) for November 2007 are listed totalling:

Municipal Fund	numbers 1272 – 1369	\$114,539.57
Trust Fund	Nil	

COMMENT

No abnormal expenditure has been made.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the cheques issued for November 2007 be endorsed.

Simple Majority Required

MIN 262/07 MOTION – Moved Cr Wheeldon 2nd Cr Caffell

That the Staff Recommendation be adopted.

CARRIED 5/0

12. REPORTS OF OFFICERS – For period up to 12 December 2007

12.1 Chief Executive Officer's Report

12.1.1 Main Roads WA

On 14 November 2007 the CEO met with Main Roads WA (Gren Putland and Ed Cooper) to consider:

- Livesey North Rd / Great Eastern Hwy intersection (ENG-03). Decision made to proceed with intersection relocation without land resumption. Trees will need to be removed, culvert (450mm barrel) installed and old road alignment removed (will provide material for new alignment of Livesey North Rd). Additionally, traffic control will be required for highway (due to location of rail crossing). Further design work to be completed by the Shire of Tammin.
- Station Rd / Great Eastern Hwy road name signage. Decision made to relocate TALEC and Post Office directional signage (Shire) and assess height of other signage (MRWA) to assist with truck vision to the west along Great Eastern Hwy. Stop sign location also to be re-assessed (MRWA).
- Great Eastern Hwy – drain (CBH) (ENG-03). Inspection allowed the full situation to be appreciated by MRWA – who will reassess the application to re-open the table drain opposite F-111.
- Great Eastern Hwy – road failure (Shire Office). Problem of water under the road and hall discussed. MRWA may be able to assist in identifying the problem/solutions.

12.1.2 WA Local Government Grants Commission (FIN-09)

The Commission (Cr Charlie Gregorini – Chairman, Cr Linton Reynolds, Cr Sally Higgins and Mr Quentin Harrington together with support Staff Ross Earnshaw and James Harmer) held it's public hearing in Tammin on 14 November 2007. Crs Caffell, Greenwood and Wheeldon together with the CEO attended. Thanks are extended to Crs Caffell and Wheeldon for the provision of afternoon tea.

The Commission left an electronic copy of it's Power Point presentation which a copy has been printed off for the Chamber.

12.1.3 Outstanding Projects

Other than those outstanding Council directions (shown in the Information Bulletin) the following major works are outstanding:

- Staff – employment of Senior Finance Officer and/or Works Supervisor.
- Uniforms – polo shirt design.
- Kadjinyiny Kep completion – the outstanding realignment of the southern fence (between Memorial Park and Kadjinyiny Kep is preventing the commencement of the pathways, hard pan area, additional lawns and kerbing and new garden beds (see July 2006 design). Acquisition of land from FESA is with Landgate.
- Dam completion – plan to stabilise inlet to catchment dam and plan to transfer of water to storage dam are required. Headwall (with relief gate) to be installed across the creek on the corner of Station Rd and Shields Street. Northern section of the drain (between the Donnan Park gate and the dam) requires widening. Consideration of the width of the drain at the crossover into Donnan Park has been mentioned. Provision of a security flap across the drain in the fence still to be completed.
- Oval reticulation – connection of the delivery tank to the Hunts Well supply and the Scheme supply. Connection of the pumps to power. Provision of an personnel access gate in the dam perimeter fence.
- TALEC – conversion of boiler room to laundry – tiler to be sourced.
- Donnan Street off street parking – power supply to be resolved.
- Roads construction program.
- Building maintenance program – program to consider *heavy maintenance* and improvements to the Shire's buildings.
- Rubbish collection contract – the contract with Avon Waste expired in June 2007. It is proposed to call tenders in conjunction with the Shires of Kellerberrin and Cunderdin.
- 4 Old Yorkrakine Rd – bathroom refit – tiler to be sourced.
- 22 Ridley St – extend path paving to clothes line.
- Tamma Village – Unit 1 bathroom – tiler to be sourced.
- Painting – Council Chamber, 4 Old Yorkrakine Rd interior

12.1.4 LGMA Conference

Conference held in Fremantle from 29-30 November 2007 and attended by the CEO.

12.1.5 Local Government Managers Australia Joint Branch Meeting

Meeting held in Kulin on 4 December 2007 and attended by the CEO. Issues of interest to Tammin included the skill shortage that is now gripping local government with the advice that Rio Tinto would be seeking 40,000 additional workers over the next 3-5 years and that there were several other companies opening up new mines which would have a similar effect. Further, that the price of the iron ore was tipped to double over the next 12 months – which would fund any costs involved in buying workers.

LGMA has offered Corporate membership to local governments and intends using these funds for research and solutions to local government – including a survey of existing staff to get a handle on the situation.

Comment

Corporate membership for the Shire of Tammin is \$660.00 (inc.). From that amount, \$400 would go to addressing skill shortages, \$100 to the LGMA head office and \$100 to the Eastern Wheatbelt branch. Corporate membership would reduce the cost of LGMA activities for Councillors.

12.1.6 Regional Road Group Technical Committee Meeting

Meeting held on 6 December 2007 in Goomalling and attended by the CEO as the Kellerberrin Sub-Group deputy delegate.

The Committee has recommended:

1. That all Roads 2025 local government roads, whether they be existing sealed roads or gravel roads for future sealing, be required to be constructed to Road Type 5 as the minimum standard for the WBN RRG, with a minimum seal width of 7.0m.
2. Traffic data documentation set at scheme AustRoads94 that supports a submission is not required in full, and therefore each counts class speed matrix adjusted for completed days of counting need only be provided. There are two forms that relate to class speed matrix data, and both will be required to support a project's submission.
3. With regard to the MCA Input Forms at Attachment 2, A2.4 Safety Devices Checklist, the 3 points available under Geometry for width of seal 3.7m to a minimum 6.0m seal will no longer be required, as any existing single lane seal widths will be required by the RRG to be extended to a minimum seal width of 7.0m in all cases. The maximum possible 16 points available in this section will not alter.
4. That any additional funding to a sub group should first be used to off- set the shortfall in indicative pool funds to this last prioritised project. Any additional funds then remaining should be allowed by a sub group to be utilised by calling for new project submissions (as currently required in the WBN RRG Policy and Procedures Manual) or be used to fund the next prioritised project or projects where possible from the original project submissions.
5. That any surplus funding from completed projects should first be utilised in the same manner as with any additional funding when there is an RRG funding shortfall for a project.

The Recommendations will be considered by the Regional Road Group in February 2008.

12.1.7 Tenders – Roadworks

Tenders were called for prices to widen and primer seal widening of 2 km on each of the Regional Road Group funded projects of Tammin Wyalkatchem Rd and Goldfields Rd widening together with a separate price to seal the full width (7m) of these projects.

Tenders were received as follows:

	Tn-Wytk Widen	Goldfields Widen	Tn-Wytk Seal	Goldfields Seal
Buckleys Earthworks & Paving P/L	\$81,682	\$81,682	\$49,040	\$49,040
RnR Contracting P/L			\$43,820	\$43,820
Road Contractors P/L	\$174,735	\$174,135	\$98,640	\$97,130
Riverlea	\$187,368	\$187,368	\$56,518	\$56,518

The 2007/08 Budget provided \$71,478 for each of the 2 projects.

12.1.8 Council Christmas Celebration

The celebrations were held on 7 December 2007. Councillor comments are invited for future reference.

STAFF RECOMMENDATION

That Council receive the Chief Executive Officers' Report.

Simple Majority Required

MIN 263/07 MOTION – Moved Cr Leslie 2nd Cr Greenwood

That the Staff Recommendation be adopted.

CARRIED 5/0

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

Nil

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

STAFF RECOMMENDATIONS

That New Business Item 14.1 be considered by Council.

Simple Majority Required

MIN 264/07 MOTION – Moved Cr Caffell 2nd Cr Wheeldon

That the Staff Recommendation be adopted.

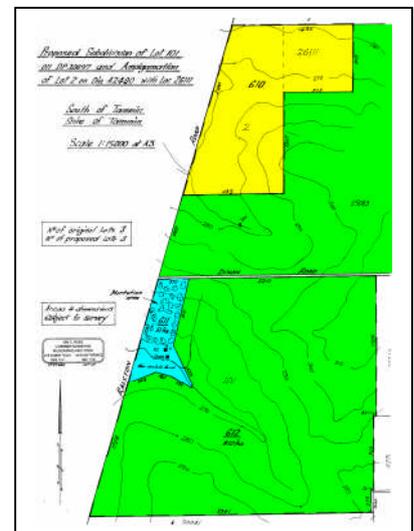
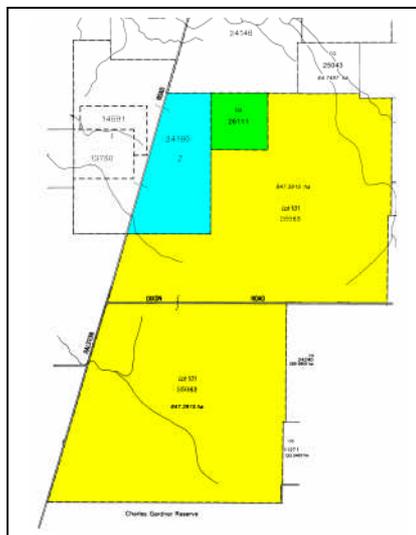
CARRIED 5/0

Agenda Reference:	14.1
Subject:	Subdivision/Amalgamation
Location:	Ralston Rd and Dixon Rd
Applicant:	WAPC
File Ref:	ASS-185
Disclosure of Interest:	Nil
Date:	19 December 2007
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

The proposal is to separate the homestead and plantation from the main farm (Lot 101) to create Lot 611 (51 ha) and Lot 612 (812 ha) and to amalgamate Lot 26111 (64.75ha) with Lot 2 (182.99 ha) to create Lot 610 (248 ha).

WAPC has sought comment or recommended conditions.



COMMENT

Effectively, the change will create a homestead block with a tree plantation of a not insignificant size difference to the amalgamated block.

The area is zoned *Rural* and the proposed lots will suit this use.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATIONS

That no objection be made to the proposal to amalgamate locations 26111 and Lot 2 and subdivide Lot 101 into lots 611 and 612.

MIN 265/07 MOTION – Moved Cr Leslie 2nd Cr Wheeldon

That the Staff Recommendation be adopted.

CARRIED 5/0

15. CLOSURE OF MEETING

There being no further business the Chairman closed the meeting at 5.00 pm.

Tabled before the Ordinary Council meeting on 21 February 2008.

Cr RJ Stokes, Chairman

COUNCILLORS INFORMATION BULLETIN – DECEMBER 2007

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 16	Record Keeping Plan (ADM-50)
IB 17	Demolition Order (ENVH-36 & ASS-302)
IB 18	Combined Property Settlements – Lots 14 & 15 Old Yorkrakine Rd (ASS-1083)
IB 19	Combined Property Settlements – Lot 51 Station Rd (ASS-31)
IB 20	WALGA – Issues Update No 49.07 (OLGOV-11)

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>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	Keys are required for unit 4 Isabelle Newbury
	<p>Consolidated Emergency Services Building Item 11.2.2 – 7 December 2005 That the Shire of Tammin 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	<p>FM Surveys Northam quoted \$6,150 (November 2005) and have been requested to prepare the necessary documentation for the acquisition.</p> <p>Application has been made to DLI.</p>
	<p>Storage & Catchment Dams Item 11.6 – 20 April 2006 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	Barry Leslie requested.
	<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	Survey of CBH has been completed by F Rodda & Co. Engineers have confirmed logic. Main Roads WA has approved.
	<p>Kadjininy Kep Item 11.14 – 20 April 2006</p> <ul style="list-style-type: none"> • That a non-return valve be sourced and fitted to the stage area water trough. 	CEO	
	<p>Properties Inspection Item 11.18 – 20 April 2006</p> <ul style="list-style-type: none"> • Locate memorabilia or small cardboard buildings for historic photo cabinet. Seek advice from Ron York regarding displaying the existing photos. • Prepare septic and storm water drainage plans for the Office and Hall. • Repair broken window on north east corner of Hall stage. • Prepare electrical diagram, including WIN re-broadcast equipment. • That RCD protection be installed on the Town Hall kitchen and Lesser Hall sub-boards. 	CEO	<p>Office septic plan completed, Hall system has not been researched.</p> <p>Electrical diagram has been put on hold pending the replacement of the Hall power board.</p> <p>Order for the RCD protection has been issued to Peter Mitchell.</p>

	<p>Roads Inspection Item – 20 April 2006</p> <ul style="list-style-type: none"> • that improvements be made to the fencing to seal the dam spillways, noting the issue of debris blocking any serious water movements • additional rock and cement slurry on upstream and downstream sides of Turon Rd. Culvert (Bungulla Creek Crossing) to prevent scouring • that pedestrian ramps (concrete slab) over curb be provided at the intersection of Ridley & Redmond Streets (south west corner). 		<p>Barry Leslie requested.</p> <p>Barry Leslie requested.</p>
	<p>Street Lighting – Tammin Roadhouse Item 11.15 – 18 May 2006</p> <p>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.</p>	<p>CEO</p>	<p>Western Power has provided a design and quotation - \$61,884.55 plus GST.</p> <p>Main Roads WA has agreed to fund half the cost.</p> <p>Western Power has been requested to hold over the quote for 6 weeks from 2 May 2007 to allow the Community Safety and Crime Prevention plan to be adopted.</p>
	<p>Municipal Inventory, Statements & Plans Item 11.13 – 21 June 2006</p> <p>That the CEO research and complete/update draft plans when time permits for Council's consideration.</p> <ul style="list-style-type: none"> • Municipal Inventory • Equal Employment Management Plan • Health & Safety Plan • Severance & Redundancy Plan • Gratuity Plan • Future Plan • Strategic Plan • Review of Wards & Representation 	<p>CEO</p>	
	<p>Tammin Town Hall Item 11.25 – 15 February 2007</p> <p>That:</p> <ul style="list-style-type: none"> • a ground water monitoring system be put in place; and • two ventilation shafts be installed on the southern end of the main hall area to extract under floor air. 	<p>CEO</p>	<p>Monitoring system in place.</p> <p>Keith Johnson requested to install the ventilation shafts.</p>

<p>Roads Inspection Item 10.7.4 – 19 April 2007 That the guide posts be re-installed and suckers removed from the on Bungulla North Rd culvert north of Bungulla and the Crest sign be replaced immediately north of Bungulla.</p> <p>Item 10.7.6 – 19 April 2007 That the hole in the culvert on Yorkrakine Rd be filled with concrete and that the section of road be lifted using fill from the windrows immediately to the south of the culvert.</p> <p>Item 10.7.13 – 19 April 2007 That Staff patch the joins in the widening on Goldfields Rd and also the surface damage.</p> <p>Item 10.7.14 – 19 April 2007 That the overgrowth on Harris Rd be cleared when time permits.</p> <p>Item 10.7.17 – 19 April 2007 That Staff would clear the existing prunings and carry out further clearing to allow Mr Ralston to replace the section of fence. Note to keep the culvert clear and avoid the water pipe running through the culvert.</p> <p>Item 10.7.22 – 19 April 2007 That a crossover be installed into the School vehicle gate off Booth Street and a footpath crossover in Ridley St across Redmond St (both sides) to allow gopher on the footpath.</p>	<p>Team Leader</p>	<p>Suckers only have been removed.</p> <p>Work partially done.</p> <p>Barry Leslie requested.</p>
<p>Properties Inspection Item 10.3 – 17 May 2007</p> <ul style="list-style-type: none"> • Re-nail timber slat in lesser hall ceiling and also in kitchen. • Replace missing tiles in Donnan Park umpires room. • Replace broken floodlight (250W/500W) in Donnan Park carpark (protect with mesh). • Track down wording for Heritage Park plaque never installed (Joan Button). • Install saddles on reticulation wiring in TALEC west accommodation wing. 	<p>CEO</p>	<p>Work completed.</p> <p>Waiting on Joan Button / Glenys Batchelor</p>

	House Inspections Item 10.3 – 17 May 2007 <ul style="list-style-type: none"> • 4 Old Yorkrakine Rd - Timber skirting fallen off eaves. • 11 Nottage Way - Smoke alarm required. • 9 Nottage Way - Smoke alarm required. • 22 Ridley Street - Paving of path to clothes to be installed. • 45 Draper Street – complete fencing/gates. 	CEO	Order issued, work partially completed.
*	TALEC Committee Item 10.3 – 21 June 2007 That the \$14,000 for Alcoa be utilised to contract a consultant to produce a plan of product/s that aligns with the Ethos/Charter of TALEC that will be deliverable in Tammin (utilising the existing resources of the Barracks and community) that would attract sufficient funding to be sustainable.	CEO	Project awarded to Andrew Huffer who in turn has commissioned Aha Consulting. Meetings have been held and a community survey developed.
	Equipment Hire Item 11.9 – 18 July 2007 That Staff provide details of items of equipment that should not be available for hire together with items of equipment that are available for hire but are currently not on the fees and charges list for further consideration by Council.	CEO	
	2006/07 Fees & Charges Item 11.6 – 23 August 2007 That independent professional advice be sought on the appropriate level of rent for the Shire of Tammin's non-joint venture properties.	CEO	

IB 2 LGIS – Members Experience Bonus Disbursements (ADM-34)

Correspondence forwarding the Shire of Tammin's entitlement to a share of an accumulated surplus in the funds of the LGIS Liability, WorkCare and Property self insurance schemes totalling \$2,677.40 (inc) resulting from the Schemes exceeding the target level of net assets set by the Board.

Also advising of the opportunity to draw funding from a pool to help offset expenditures incurred by the Shire of Tammin in the management of it's risk exposures. The Shire of Tammin's entitlement is up to \$1,338.70 (inc).

Comment

A claim from the \$1,338.70 pool has been submitted for a further contribution to the property valuation project.

IB 3 WALGA – Issues Update No 45.07 (OLGOV-11)

Correspondence providing an update on issues including:

- Training Update
- Have Your Say on Road Safety
- New Councillors Seminar
- Planning bulletin 85 – Small Bar Licensed Premises

- Chemical Management Systems – Chem Alert
- National General Assembly
- Visitor Servicing Guide Workshops
- Critical Horizons Seminar Series
- National Tracks and Trails Conference

IB 4 Shire of Derby / West Kimberley – Supreme Court Appeal – (PROP-10)

Items 11.10 – 19 April 2007 and 10.1 – 21 June 2007 refer.

Correspondence advising that the Supreme Court has handed down its decision on the charitable rates case heard on the 21st August 2007 between the Shire of Derby/West Kimberley and Yungngora Association Inc in the favour of the Shire of Derby/West Kimberley.

In general the Supreme Court found that although there may be elements of charitable use of the pastoral station there was not sufficient charitable use for a finding that the land is used exclusively for a charitable purposes.

Also expressing its sincere appreciation to the Shire of Tammin's financial contribution towards the Supreme Court appeal.

Comment

Council contributed \$250 towards the Appeal. WALGA subsequently contributed \$20,000. A full copy of the decision has been provided.

IB 5 Townsite Boundary Amendment (PROP-00)

Item 11.11 – 21 December 2006 refers.

Landgate has advised that the amendment to the townsite boundary, to include the CBH and roadhouse land, has been completed.

IB 6 WALGA – Issues Update No 46.07 (OLGOV-11)

Correspondence providing an update on issues including:

- State/Local Government Council
- Ministerial Meeting with the Hon David Templeman MLA
- Supreme Court Appeal – Charitable Rates Status
- Local government Amendment Bill 2007
- Energy Procurement Project
- Training Update
- NGA Delegates Briefing
- Asset and Expenditure Report 2005-2006
- Town Planning Composite Advertising

IB 7 Common Seal

The Common Seal was affixed to the:

- Appointment of Settlement Agent relating to Lot 51 Station Rd from NF & HM Carter (dam site);
- Contract for Sale of Land relating to Lot 51 Station Rd from NF & HM Carter (dam site);
- Transfer of Land relating to Lot 51 Station Rd from NF & HM Carter (dam site);
- Appointment of Settlement Agent relating to Lot 861 Lowles Rd from BN & LP Carter (observatory site);
- Transfer of Land relating to Lot 861 Lowles Rd from BN & LP Carter (observatory site);
- and
- Application for Certificate of Title for the amalgamated lots 14 & 15 (Shire of Tammin – new residence site).

IB 8 Effluent Pond (ASS-368 ASS-1191)

Following an approach from the Tammin Roadhouse to construct a new effluent line from the Roadhouse to the effluent pond off Station Rd advice has been provided that: the pond is owned by R & C Krieger and access to the pond is at their discretion. Further, that in 2006, following discussions regarding the outstanding rates and charges, Council declined to become involved in their payment however offered to accept the gifting of lot 18 Tammin Wyalkatchem Rd (effluent lagoons) on the following basis:

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

Whilst a response to this Offer was never received it is understood that Council would still honour it as the ponds are regarded as a necessary community asset. In this respect the Shire of Tammin is committed to maintaining the site (weed control and cleaning out as required).

A commitment was made that in return for the Shire of Tammin's future access into the proposed line from Reserve 26973 (Office, Hall, Public Toilets, FESA) the Shire of Tammin would carry out all road reinstatements as required.

IB.9 WALGA – Report on Local Government Roads Assets and Expenditure

Correspondence forwarding a copy of the Report which shows that the funding shortfall to maintain local roads (between the estimated cost of maintaining the local road network and actual funding) is now \$120.1m – more than double the deficit in five years (when the deficit was \$50.3m) and despite Local Government increasing its contribution.

Local Government provided 51.3% of all local roads funding, the Federal Government 29.7% and the State Government 17.5% with 1.5% from non-government sources.

IB.10 WALGA – CBH Harvest Mass Management Scheme

Correspondence advising that CBH will operate a Harvest Mass Management Scheme for the 2007/08 harvest for the transport of grain from paddock to CBH bin. The Scheme will be similar to the one introduced by CBH for the 2006/07 harvest except for some minor details. Further that Main Roads WA advises that Legislation and Regulations for the Compliance and Enforcement Bill will not be in place for the 2007/08 harvest. However the Bill will be in place for the 2008/09 harvest. Main Roads does not support the CBH Harvest Mass Management Scheme because the Scheme allows up to 10% overloads above standard axle loads. These overloads would apply on all roads between paddock and bin, including local roads, and would cause unacceptable damage to pavements and structures. Main Roads does not support any overload concession.

IB 11 WALGA – Issues Update No 47.07 (OLGOV-11)

Correspondence providing an update on issues including:

- Meeting with the Hon David Templeman MLA
- Training Update
- Order Your White Ribbons for Road Safety
- Adverse Possession – Freehold Water Corporation Properties
- Australian Plague Locust Update
- Mobile Muster Local Government Awards

IB 12 WALGA – Issues Update No 48.07 (OLGOV-11)

Correspondence providing an update on issues including:

- Take a photo for White Ribbons For Road Safety
- WA Local Government Directory 2008
- 2008 Local Government Convention - Accommodation
- Multi Purpose Tax Subsidies for Regional Areas
- Pandemic Influenza Update

- The 2008 WA Consumer Protection Awards
- Draft Australian Public Coastal Safety Guidelines
- Planning Bulletin 88 Historic Heritage Conservation
- Staying Mentally Healthy Edition 2

IB 13 WAPC – Subdivision Avon Location 24499 (ASS-156)

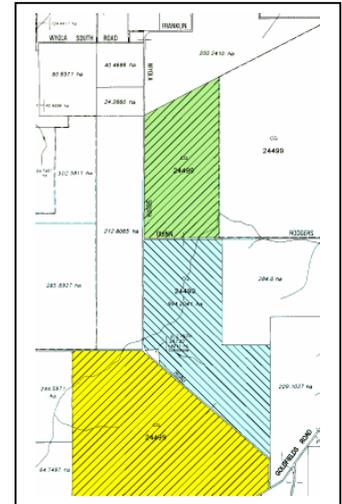
Item 11.10 – 17 May 2007 refers.

Correspondence advising that it is prepared to approve a deposited plan.

Comment

The correspondence refers to a proposal to subdivide Avon Location 24499 (956.2457 ha) on Wyola South Road into 3 lots (Lot 800 – 207.30 ha, Lot 801 – 304.59 ha and Lot 802 441.36 ha).

Council resolved in May 2007 to advise the WAPC that it has no objection or recommended conditions to the subdivision proposal.



IB 14 DPI – Reserve 15730 (RES-15730)

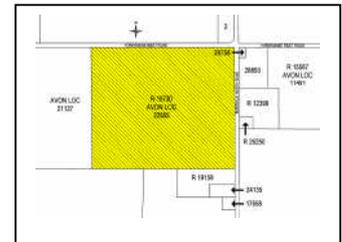
Information Bulletin 29 – 8 March 2006 refers.

Correspondence advising that the Management Order for the Vesting of the Reserve has been changed from Raymond John Reid, Ivor Frederick Davies and Rodney John Mann in Trust to the Yorkrakine Hall Committee (Inc.)

Comment

A letter of support was provided to the Yorkrakine Hall Committee (Inc.) in 2006 in their quest for the vesting of the Reserve.

The Yorkrakine Hall is on Reserve 19159.



IB 14 DPI – Provision Of Licensing Services (OSGOV-00)

Information Bulletin 18 – 21 June 2007 refers.

Correspondence forwarding the new contract for the Provision of Licensing Services (vehicle licensing etc.) for a 10 year period.

Comment

The Contract has been signed.

IB 15 WALGA – Current Vacancies (OLGOV-03)

Correspondence forwarding details of current Committee vacancies as follows:

- Regional Development Council (05-055-02-0002)
- Australia's Golden Outback Board (05-060-02-0003)
- Metropolitan Emergency Management Executive Group
- FESA Bushfire Brigade Capital Grants Committee
- FESA State Emergency Service Capital Grants Committee
- FESA Bushfire Service Consultative Committee

IB 16 Record Keeping Plan (ADM-50)

A review of the Shire of Tammin Record Keeping Plan (4 March 2004) has been completed by the CEO as required by the State Records Commission.

Comment

The Review found the following issues:

Principle 1 - Background

Historical Information

Requires the update of the Shire of Tammin-Shire of Kellerberrin split in December 2005

Principle 3 – Language Control File Plan / List of Headings

Appropriate terms for Admin records

Index is ambiguous and is a mismatch of subject and property based. File Index – tightening of Index will provide a medium term fix until resources permit the introduction of Keywords for Councils.

Principle 5 - Retention & Disposal

Disposal Program

Removal of reference to the Manager Corporate Services and replace with Chief Executive Officer

Principle 6 – Compliance

Performance Indicators in place

Uncertain how KPIs could be developed

IB 17 Demolition Order (ENVH-36 & ASS-302)

Under Delegation 15, a Demolition Order was served on 3 December 2007 on the owner of Lot 7 (7) Shields Street which was burnt on 23 November 2007. The Order allows 21 days for action.

IB 18 Combined Property Settlements – Lots 14 & 15 Old Yorkrakine Rd (ASS-1083)

Correspondence advising that application has been lodged at Landgate for the issue of the new title for the amalgamated Lot 29 – with an expected delay of around 4 weeks.

Comment

This is the site of the new residence. The application is the final step in the amalgamation process.

IB 19 Combined Property Settlements – Lot 51 Station Rd (ASS-31)

Correspondence advising that settlement was completed on 6 December 2007.

Comment

This is the site where the dam is constructed.

IB 20 WALGA – Issues Update No 49.07 (OLGOV-11)

Correspondence providing an update on issues including:

- New Deputy President
- White Ribbons for Road Safety Campaign Launched
- Asset and Expenditure Report 2005-2006 Reminder
- Training Update
- Vacancies on Boards and Committees
- National General Assembly
- New Federal Cabinet