

Minutes of the Shire of Tammin Ordinary Council meeting held at Council Chambers, 1 Donnan Street, Tammin, on Thursday, 27 July 2006.

1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

Cr Leslie declared the meeting open at 2.04pm.

2. RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE

Present

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

Mr M. Oliver	Chief Executive Officer
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Visitors

Cr R. Giles	President, Shire of Kellerberrin (2.10pm – 3.45pm)
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Apologies

Cr B. Leslie	President
Cr S. Jefferies	Member

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

Nil

6. FINANCIAL INTEREST

Nil

7. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

7.1 Ordinary Council Meeting Minutes – 20 April 2006

MIN 189/06 MOTION – Moved Cr Wheeldon/2nd Cr Greenwood

That the minutes of the Ordinary Council meeting held on 21 June 2006, subject to the addition in Res 180/06 (page 28) with the words “Moved Cr Greenwood/2nd Cr Caffell” be confirmed as a true and correct record.

CARRIED 4/0

8. ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION

9. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

9.1 Shire of Kellerberrin

Cr Rod Giles, President, Shire of Kellerberrin entered the Chamber at 2.10pm

9.1.1 Peczka Leave Liability

Item 11.2 – 18 May 2006 (Res 139/06) refers.

Cr Giles provided a summary, from the Shire of Kellerberrin’s perspective, of the issue and asked Council to reconsider its position.

Note: See Council's decision following item 13.

9.1.2 **CWHS**

The outstanding issue of the settlement of the vehicle following the Shire of Tammin's withdrawal from the Scheme at the meeting on 27 June 2006 was agreed to be taken up by Cr Giles.

9.1.3 **State Administrative Tribunal – Dyer (ASS-54)**

Cr Giles provided additional information in relation to the Shire of Kellerberrin's position, including an explanation of the correspondence dated 25 July 2006.

Cr Giles left the Chamber at 3.45pm.

9.2 **Old Fire Shed**

Mr Haydn Dixon, CBFCO, entered the Chamber at 3.46pm.

Mr Dixon urged Council to move quickly in relation to the removal of the old fire shed indicating that the new fire tender was to be delivered (temporarily) on 28 July 2006 and that the area was required to allow the construction of the shed to house the vehicle.

The meeting moved to the old fire shed to inspect the building and consider relocation before returning to the Chamber.

Mr Dixon left the Chamber at 4.16pm.

10. **REPORTS OF COMMITTEES/COUNCILLORS**

10.1 **Audit Committee Meeting**

Meeting held on 21 June 2006 in Tammin. Minutes of the meeting have been provided to Councillors.

COMMENT

Reference to the Committee' quorum could not be located however as the Committee was only providing recommendations to Council and due to the difficulty in members attending meetings at this time of the year (seasonal conditions) the meeting proceeded.

STAFF RECOMMENDATION

That the quorum for the Audit Committee be set at 3.

Simple Majority Required

MIN 190/06 MOTION – Moved Cr Greenwood 2nd Cr Stokes

That the Staff Recommendation be adopted.

CARRIED 4/0

COMMITTEE RECOMMENDATIONS

- That Council's Policy on the valuation of roads infrastructure be amended to using the "deemed cost/at cost" method from 1 July 2004.
- That the outstanding issues raised by the Auditor following the Interim Audit be addressed by Staff as a matter of priority.
- That Butler Settineri (Paul Chabrel and Lucy Gardner) be appointed auditor for the Shire of Tammin for the 3 year period from 1 July 2006 noting their existing service.

Simple Majority Required

MIN 19106 MOTION – Moved Cr Wheeldon 2nd Cr Greenwood

That the Committee Recommendations be adopted.

CARRIED 4/0

10.2 CWA WA Week Luncheon

On 22 June 2006 the CEO stood in for Crs Leslie and Caffell and attended the Tammin CWA's WA Week luncheon and gave the toast to Western Australia.

10.3 Regional Road Group Meeting (ENG-40)

On 26 June 2006 Cr Leslie together with the CEO attended the meeting in Northam as observers. Of interest, the meeting was advised by WALGA that:

- a permanent exemption for clearing in existing transport corridors and existing and new crossovers would soon apply.
- the time to clear prunings would soon extend from the current 30 days to 90 days.
- maintenance of the previously existing level of expenditure prior to *Roads to Recovery* was an issue.
- there were differences of opinion regarding CBH Harvest Mass Management Scheme between CBH and MRWA in relation to grain carting with CBH supporting a tolerance of 10%(?) and re-occurrences of 8 (before the tolerance would disappear) whilst MRWA were supporting a tolerance of 3% and re-occurrences of 3.

The next Regional Road Group meeting is scheduled for 13 November 2006.

10.4 Northam Sale Yards (AGR-11)

On 26 June 2006 Cr Leslie together with the CEO attended the meeting in Northam. The meeting was advised that

- there was still a shortfall of approximately \$600,000.
- the Shire of Yilgarn had agreed to contribute \$50,000.
- the meeting had been held with Hon Eric Ripper and that a meeting was to be convened with Hon Kim Chance.
- all local governments still supported the project progressing.
- the Town and Shire of Northam were both to consider (in July) increasing their \$1m commitment to address the shortfall.

10.5 Central Wheatbelt Health Scheme (ENVH-00)

Item 11.13 – 20 April 2006 refers.

On 27 June 2006 Crs Leslie, Greenwood and Stokes together with the CEO attended the meeting in Kellerberrin with the Shire of Kellerberrin and the Shire of Bruce Rock. The meeting agreed to allow the Shire of Tammin to withdraw from the Scheme and to pay out the Shire of Tammin's equity in the Scheme by 30 June 2006.

Comment

This meeting follows on from Council's resolution (89/06) in April to 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:

- designated as a senior employee
- headhunted or advertised and filled.

10.7 Review of the Kellerberrin Tammin Business Services Agreement (ADM-26)

On 27 June 2006 Crs Leslie, Greenwood and Stokes together with the CEO attended the meeting in Kellerberrin with the Shire of Kellerberrin.

The meeting essentially agreed to wind up the Agreement but to allow the continued purchasing of services as required – without obligation.

The meeting also agreed that the joint ownership of the plant should be resolved by both local governments tendering for their acquisition and payment out of the other local government's equity.

10.8 WE-ROC Council Meeting (ORG-15)

On 28 June 2006 Crs Leslie together with the CEO attended the meeting in Merredin.

Issues of relevance to Tammin included:

- Shared purchase of Finance & Accounting Packages.
- Zone Grain Transport Forum – now proposed for March / April 2007.
- CBH Group Harvest Mass Management Scheme for harvest the 2006-07, which is aimed at alleviating overloading throughout the harvest period. Development of the Harvest Mass Management Scheme has resulted from the State Government's announcement that it will be introducing "Chain of Responsibility" model legislation in Western Australia to minimise damage to the state's roads by imposing increased penalties and other sanctions for overloaded grain trucks.

Given the nature of farming and the imperfect loading conditions, the CBH Group will offer a tolerance level to assist growers and transporters. Under the Scheme, growers and transporters registered to the scheme will receive an extra mass tolerance of up to 10% to assist with in-field loading and an eight strikes allowance to learn how to load within that limit before being removed from the scheme. There is no tolerance on the tolerance. If a truck exceeds the allowable weight by a single weighbridge increment, it will be a non-compliant load under the Scheme. Under the Scheme, growers who are overloaded when delivering to CBH Group sites will have two choices available to them. They will have the option of either forfeiting the amount of grain overloaded or readjusting their load within legal limits off CBH Group premises. Growers that choose to forfeit their overloaded grain will see the proceeds directed by the Scheme to their local shires to help maintain safe roads.

WE-ROC resolved to support the CBH proposal for extra mass management.

- Local Government Advisory Board – Structural Reform. Submission for funding for report on WE-ROC to be made.
- WE-ROC future directions.
- Roadside memorials.
- Shire of Chapman Valley - Cost shifting to local government by the state and federal governments.
- Wheatbelt Development Commission – Education Working Party Terms of Reference. Discussion extended onto the broader issue of the role of the WDC. The following has been provided by the WE-ROC Executive Officer:
 1. There seems to be a great deal of confusion regarding WDC role. Suggested that the WDC develop a "charter" that briefly outlines –
 - their legislative constraints
 - how they will arrive at policy decisions
 - reinforcing their status as a State agency, and separate from Local Government
 - defining–
 - * what is meant by accountability, transparency etc
 - * responsibility to report the region
 - their expectations of external agencies, e.g. feedback, open discussion clear duty to present their own views on issues, regardless of agreement of external agencies
 2. There also seems to be a great deal of uncertainty about the WDC stance on many issues, and a lack of confidence that they do present an unbiased regional view. On many occasions, local government does not know what the WDC stands

for and is left wondering. Suggested that the WDC develop and put on their website, a suite of “policy statements” giving details of their views, targets and desired outcomes, on issues such as –

- Wheatbelt Health
- Grain transport
- Education and training
- Local Government
- Natural Resources Management issues of confidentiality, secrecy, access to information etc

3. At the moment, it seems that the WDC is involved in Zone and ROC meetings, and is able to speak to and influence outcomes directly at those levels. This is in addition to the letters and feedback requested directly from Councils. Local Government access to WDC seems to be limited to supplying information. Local Government has not had assurance that Working Parties have taken an accurate regional view or considered Local Government opinions. It is surprising that Local Government has been excluded from the Infrastructure WP particularly, being large providers of infrastructure, but also Health. Suggested that the WDC invite one representative from each Zone onto their Working Parties, as of right. If not taken up, the position remains vacant.

Particular Working Parties that Local Government should be involved directly on are –

- Infrastructure
- Health

4. There is a significant degree of frustration that 3 people on the Commission are stated to be Local Government representatives, when in fact they are not. They have not been nominated by a Council, nor as the result of a collective decision, so they cannot be considered to represent local government. There is no responsibility on them to be accountable to local government for their actions, and local government has no right to give them directions. In reality, all members of the Commission Board hold their position by appointment of the Minister, and not by election, and are as a result of self-nomination. Legislation requires the Minister to appoint Board members, and to make the decision on basis of skills, gender equality, geographic location and so on. Suggested that the terminology of all the WDC adverts, papers, information etc be reviewed to remove all reference to people being representatives of any sector, so that all members are “Community” members, with some having specific selection criteria.
5. WDC seems to be becoming involved in Local Government matters. Suggested that the WDC resume focus on regional economic development issues, e.g. by disbanding the Local Government Working Party, once Local Government representatives have been appointed / invited to other Working Parties.

- Avon Saleyards.

STAFF RECOMMENDATION

That the comments provided by WE-ROC Executive Office on the Education Working Party Terms of Reference be forwarded to the WDC.

Simple Majority Required

MIN 192 MOTION – Moved Cr Wheeldon 2nd Cr Greenwood

That the Staff Recommendation be adopted.

CARRIED 4/0

10.9 Awards Night (HIST-03)

Held on Thursday 6 July 2006 at the Tammin Bowling Club with Cr Leslie officiating. The Honorary Freeman presentation was made to Mrs Bernice Repton.

Comment

Thanks are extended to Crs Caffell and Wheeldon for assisting Mrs Crane in putting together the arrangements.

10.10 Kellerberrin Sub-Group Regional Road Group (ENG-43)

Meeting held in Kellerberrin on 13 July 2006 and attended by Cr Leslie together with the CEO.

The meeting resolved:

- that the minimum : maximum grant for any Council in the Sub-Group be 5% : 30% of the pool.
- the outstanding items for the Roads 2025 submissions were required to be submitted by 21 July 2006.
- Tammin's RRG allocation for 2006/07 is likely to be \$83,531 giving a projects total of \$125,281 (down slightly from the amount reported in Item 11.8).
- submissions for 2007/08 are required by 1 September 2006 and must include Road Project Proposal form and Local Road Project – Cost Estimate form. Indicative funding for 2007/08 is the same as 2006/07 - \$83,521 (giving a projects total of \$125,281).
- the multi-criteria assessment methodology, which requires classified vehicle counts, will not be introduced until the 2008/09 program.
- the next meeting of the Sub-Group will be held in Tammin on 14 September 2006 commencing at 10am.

Following the meeting, there was some discussion on:

- CBH's Harvest Mass Management Scheme – particularly in relation to the ability of farmers to agree to the system if they do not own the grain.
- Wheatbelt North's Road Study – to avoid the change the road funding from 75:25 to 70:30 Asset Preservation Model : Population. Whilst a draft has been received, the Study release will be late. As a consequence, there is doubt whether it will be received in time for WALGA and the Minister's consideration. A copy of the draft is available from the CEO.
- the current season and proposals to alleviate people from leaving the district if the rain does not come.

10.11 WE-ROC Executive (ORG-15)

Meeting held in Bruce Rock on 26 July 2006 and attended by the CEO. Issues discussed included:

- Structural Reform submissions
- Amalgamation thrust of Structural Reform questionnaire
- Wheatbelt calendar project
- Community Crime Prevention plan
- Roadside memorials
- Vehicle licensing commissions
- CBH Mass Management Policy
- TALEC
- Chapman Valley – administrative burdens onto local government
- Emergencies - Local recovery arrangements

10.12 Great Eastern Country Zone – Tele-Conference (ORG-02)

Meeting held on 27 July 2006. Issues discussed included:

- Proposed Building Act
- Water campaign
- CEO remunerations - Salaries & Allowances Tribunal
- Road reserve control
- CBH Mass Management Scheme

- Stock on local roads policy
- Railway crossing behavioural strategy
- Responsibility for bridges
- Control of bushfire brigades
- State Government employee housing
- DPI vehicle licensing agency
- Grain Infrastructure Report/Review Conference
- Inland Drainage proposal

10.13 Tidy Towns

Cr Greenwood reported that the entry into the 2006 competition had been withdrawn and that work would commence in August for the 2007 competition.

STAFF RECOMMENDATION

That the reports be received.

Simple Majority Required

MIN 193/06 MOTION – Moved Cr Stokes 2nd Cr Greenwood

That the Staff Recommendation be adopted.

CARRIED 4/0

11. AGENDA ITEMS

Agenda Reference:	11.1
Subject:	2006/07 Community Grants
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	FIN-04
Disclosure of Interest:	Nil
Date:	1 July 2006
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Item 11.8 – 18 May 2006.

BACKGROUND

Council resolved in May 2006 to invite submissions from community groups to make submissions for financial support for consideration with the draft 2006/07 Budget.

In April 2005 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 Cooina 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; and
- \$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.

Submissions have been received as follows:

1. Tammin Economy Shop (Cooinda)	for wages for the co-ordinator and assistant	\$5,000
2. Tammin Art Committee	for Tammin Art Prize	\$1,650
3. Tammin Bowling Club	to subsidize employment of a greenkeeper	\$18,000
4. Tammin Playgroup	shade structure to cover part of sand pit	\$2,420

COMMENT

It is noted that:

- Council has committed to the Tammin Golf Club the supply of materials to the value of \$1,000 and to utilise Council's builder to complete works (provided in the 2005/06 Budget which did not eventuate).
- the Shire of Tammin provides a variety of administrative assistance to the Tammin Art Committee. In 2005 this resulted in account for \$144.65 – which was subsequently written off by Council (Item 11.1.21 – 8 February 2006 Res 22/06).

Council has previously resolved to provide in the draft 2006/07 Budget for a contribution / donation to:

- Royal Flying Doctor Service – \$200 (item 11.5 – 8 March 2006 RES 37/06); and
- Eastern Districts Display Committee, Royal Show – \$350 (item 11.3 – 21 June 2006 RES 166/06).

Council has promoted the community cropping lease for the benefit of:

- Tammin Senior Citizens
- Tammin Play Group
- Tammin P & C
- Tammin Golf Club
- Tammin Bowling Club
- Tammin Cricket Club
- Tammin Hockey Club
- Kellerberrin Tammin Football Club

FINANCIAL IMPLICATIONS

2006/07 Budget.

POLICY IMPLICATIONS

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That provision be included in the draft 2006/07 Budget for community grants to:

• Tammin Economy Shop (Cooinda) – for wages for the co-ordinator and assistant	\$5,000
• Tammin Art Committee – for Tammin Art Prize	\$1,650
• Tammin Bowling Club – to subsidize employment of a greenkeeper	\$18,000
• Tammin Playgroup – shade structure to cover part of sand pit	\$2,420
• Tammin Golf Club – supply of materials to the value of \$1,000 and the services of a builder to complete works with volunteer labour assistance	\$?

Simple Majority Required

MIN 194/06 MOTION – Moved Cr Greenwood 2nd Cr Stokes

That the Staff Recommendation be adopted.

CARRIED 4/0

Agenda Reference:	11.2
Subject:	Road Names & Gazettals
Location:	Tammin
Applicant:	Shire of Tammin
File Ref:	OSGOV-14
Disclosure of Interest:	Nil
Date:	17 May 2006
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS

Item 11.2 – 21 June 2006.

BACKGROUND

Councillors comments during the Properties Inspection on 8 March 2006.

On 21 June 2006 Council resolved to give notice that it intends to request DLI to cancel the vesting of Reserve 8789 and to request the Minister to dedicate Reserve 8789 as a road reserve and that the section of road be named Shields Street. Further, that notice of the intent be advertised pursuant to Regulation 10(1) of the Land Administration Regulations.

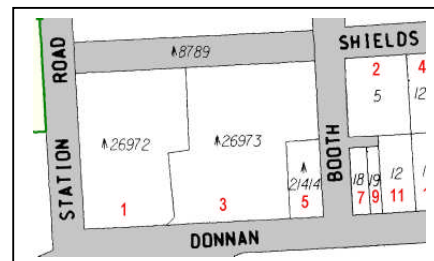
COMMENT

The Department of Land Information has advised that the western end of Shields Street is on Reserve 8789 (lot 121) with the Reserve purpose being *recreation*. The alternatives to address this issue are to:

- Name the road – without it becoming a road reserve; or
- Gazette the reserve as a road reserve

It is considered that as the road is being used by the public and is considered a public road, it should be gazetted as such.

Reserve 8789 is vested in the Shire of Tammin for the purpose of *recreation*. Whilst the original Reserve was dedicated in 1903 and given to the control of the Road Board in 1909, in January 1996 the vesting purpose and power to lease for 21 years was set.



The proposal to cancel the vesting of Reserve 8789 and to request the Minister to dedicate the Reserve as a road reserve (Shields Street) was advertised in the *Merredin Mercury* on 28 June 2006. As at 19 July 2006 no submissions or comments were received.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Section 56 of the Land Administration Act provides:

- (1) If in the district of a local government —
 - (a) land is reserved or acquired for use by the public, or is used by the public, as a road under the care, control and management of the local government;
 - (b) in the case of land comprising a private road constructed and maintained to the satisfaction of the local government —
 - (i) the holder of the freehold in that land applies to the local government, requesting it to do so; or

- (ii) those holders of the freehold in rateable land abutting the private road, the aggregate of the rateable value of whose land is greater than one half of the rateable value of all the rateable land abutting the private road, apply to the local government, requesting it to do so;

or

- (c) land comprises a private road of which the public has had uninterrupted use for a period of not less than 10 years,

and that land is described in a plan of survey, sketch plan or document, the local government may request the Minister to dedicate that land as a road.

- (2) If a local government resolves to make a request under subsection (1), it must —
 - (a) in accordance with the regulations prepare and deliver the request to the Minister; and
 - (b) provide the Minister with sufficient information in a plan of survey, sketch plan or document to describe the dimensions of the proposed road.
- (3) On receiving a request delivered to him or her under subsection (2), the Minister must consider the request and may then —
 - (a) subject to subsection (5), by order grant the request;
 - (b) direct the relevant local government to reconsider the request, having regard to such matters as he or she thinks fit to mention in that direction; or
 - (c) refuse the request.
- (4) On the Minister granting a request under subsection (3), the relevant local government is liable to indemnify the Minister against any claim for compensation (not being a claim for compensation in respect of land referred to in subsection (6)) in an amount equal to the amount of all costs and expenses reasonably incurred by the Minister in considering and granting the request.
- (5) To be dedicated under subsection (3)(a), land must immediately before the time of dedication be —
 - (a) unallocated Crown land or, in the case of a private road, alienated land; and
 - (b) designated in the relevant plan of survey, sketch plan or document as having the purpose of a road.
- (6) If land referred to in subsection (1)(b) or (c) is dedicated under subsection (3)(a), a person with an interest in that land (including a person who has the benefit of an easement created under section 167A of the TLA) is not entitled to compensation because of that dedication.

Regulation 8 of the Land Administration Regulations provides that for the purposes of preparing and delivering under section 56(2)(a) of the Act a request to the Minister to dedicate land as a road, a local government must include with the request —

- (a) written confirmation that the local government has resolved to make the request, details of the date when the relevant resolution was passed and any other information relating to that resolution that the Minister may require;
- (b) if an application has been made to the local government under section 56(1)(b)(ii) of the Act, a copy of the application and details of the rateable value of all the rateable land relevant to the application;
- (c) if the request is made in respect of a private road referred to in section 56(1)(c) of the Act —
 - (i) written confirmation that the public has had uninterrupted use of the private road for a period of not less than 10 years;
 - (ii) a description of the section or sections of the public who have had that use; and
 - (iii) a description of how the private road is constructed;
- (d) copies of any submissions relating to the request that the local government has received, and the local government's comments on those submissions;
- (e) any other information the local government considers relevant to the Minister's consideration of the request; and
- (f) written confirmation that the local government has complied with section 56(2) of the Act.

Regulation 9 of the Land Administration Regulations provides that for the purposes of preparing and delivering under section 58(2) of the Act a request to the Minister to close a road permanently, a local government must include with the request —

- (a) written confirmation that the local government has resolved to make the request, details of the date when the relevant resolution was passed and any other information relating to that resolution that the Minister may require;

- (b) sketch plans showing the location of the road and the proposed future disposition of the land comprising the road after it has been closed;
- (c) copies of any submissions relating to the request that, after complying with the requirement to publish the relevant notice of motion under section 58(3) of the Act, the local government has received, and the local government's comments on those submissions;
- (d) a copy of the relevant notice of motion referred to in paragraph (c);
- (e) any other information the local government considers relevant to the Minister's consideration of the request; and
- (f) written confirmation that the local government has complied with section 58(2) and (3) of the Act.

Regulation 10 of the Land Administration Regulations provides that:

- (1) A local government must advertise the purpose and details of a request to reserve Crown land under section 59(1) of the Act as a mall reserve —
 - (a) in a newspaper circulating in the local government district in which the land is situated; and
 - (b) in a notice placed on a signpost on the land or otherwise in a manner approved by the Minister.
- (2) A local government must include with the request it sends to the Minister under section 59(3) of the Act —
 - (a) written confirmation that the local government has resolved to make the request, details of the date when the relevant resolution was passed and any other information relating to that resolution that the Minister may require;
 - (b) a copy of the advertisement as it appeared in the newspaper referred to in subregulation (1)(a);
 - (c) a sketch plan describing the extent of the proposed mall reserve;
 - (d) any other information the local government considers relevant to the Minister's consideration of the request; and
 - (e) written confirmation that the local government has complied with section 59(2) and (3) of the Act.

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATIONS

That pursuant to Section 58 of the Land Administration Act, DLI be requested to cancel the vesting of Reserve 8789 and the Minister be requested to dedicate Reserve 8789 as a road reserve and that the section of road be named Shields Street.

Simple Majority Required

MIN 195/06 MOTION – Moved Cr Wheeldon 2nd Cr Greenwood

That the Staff Recommendation be adopted.

CARRIED 4/0

Agenda Reference:	11.3
Subject:	Structural Reform
Location:	Shire of Tammin
Applicant:	Minister for Local Government
File Ref:	PROP-00 / OSGOV-26
Disclosure of Interest:	Nil
Date:	23 June 2006
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Item 11.17 – 18 May 2006 refers.

BACKGROUND

Correspondence noting the Local Government Advisory Board's report and recommendations and stressing that whilst the Government is supportive of amalgamations where the local governments concerned agree to do so, the Carpenter Government has no intention of forced amalgamations.

Further, that the Shire of Tammin is urged to read the report and examine the Shire of Tammin's operations in light of its recommendations.

The Government is keen to advance structural reform initiatives and has committed to funding requests for feasibility studies and implementation through a \$3m grants program over the next 2 years.

Also, correspondence from the Department of Local Government advising the details of the *Connecting Local Governments* grants program, indicating that grants of up to \$50,000 will be available for feasibility projects and up to \$200,000 for implementation projects. It is anticipated that the grants would be financially supported by the participating local governments. Total funding of \$1m is available in the first financial year 2006/07.

The grants program will support:

- amalgamation of local governments;
- establishment of regional local governments
- establishment of voluntary regional organisations of councils
- adjustment of local government boundaries
- resource sharing or other collaborative initiatives

COMMENT

The Report has been downloaded and two copies are available from the CEO. Alternatively, the Report can be provided on CD.

Currently, the Shire of tammin is a member of the voluntary Wheatbelt Eastern Regional Organisation of Councils (WE-ROC) which is made up of Yilgarn, Westonia, Merredin, Bruce Rock, Kellerberrin and Tammin. Many local governments are members of more than one ROC.

There may be merit in Tammin, being on the western boundary of WE-ROC, also establishing relationships with it's other neighbours – Cunderdin, Quairading and Wyalkatchem.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

A letter has been sent to all property owners and residents urging them to respond to the Report.

STAFF RECOMMENDATION

That Council provide further direction.

Simple Majority Required

MIN 196/06 MOTION – Moved Cr Wheeldon 2nd Cr Stokes

That the information be received and no further action be taken at this time.

CARRIED 4/0

Agenda Reference:	11.4
Subject:	Tammin Town Hall
Location:	Tammin
Applicant:	Shire of Tammin
File Ref:	ASS-1063
Disclosure of Interest:	Nil
Date:	30 June 2006
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

Following concern regarding the musty smell in the Tammin Town Hall and significant warping of the floor boards, a small hole was dug under the floor man-hole. This located the water table approximately 300mm below the surface. This level is not dissimilar to that in the bore holes located in the gardens in front of the Hall.

Over the past couple of months, this water table has slowly subsided.

Mr Tom Applegate divined several streams apparently running south-north underneath the Hall.

It is proposed to locate those streams with bores and endeavour to alter the water table by pumping.

COMMENT

Two test holes were drilled between the Tammin Town Hall and Kadjiny Kep to a depth of approximately 1.2m on 1 July 2006. Both came up dry.

Further drilling is planned utilising Mr Fred Bremner from Beverley.

FINANCIAL IMPLICATIONS

Minimal for drilling however unknown depending on drilling results.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That further information be provided to Council as the information becomes available.

Simple Majority Required

MIN 197/06 MOTION – Moved Cr Wheeldon 2nd Cr Stokes

That the Staff Recommendation be adopted.

CARRIED 4/0

Agenda Reference:	11.5
Subject:	Council Chamber Chairs
Location:	Tammin
Applicant:	Shire of Tammin
File Ref:	ADM-21
Disclosure of Interest:	Nil
Date:	1 July 2006
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

Discussion between regarding the upgrade or replacement of the 7 chairs in the Chamber has occurred for many months (prior to January 2006).

OfficeWorks has a special on leather covered chairs at a price between \$89 and \$199 each – extending to 10 August 2006.

COMMENT

Whilst the chairs might not match the quality of others, for the limited use in the Chamber it is suggested that they would be adequate.

The Shire of Kellerberrin has purchased the chairs and comments from the Councillors were complimentary.

Local Government Week will provide an opportunity for some Councillors to inspect.

Consideration should also be given whether 7 chairs is sufficient – particularly when guests are invited to meetings. 9-10 chairs would be considered sufficient.

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 Councillors take time to inspect the chairs during Local Government Week and if consensus in reached, a purchase of 10 chairs be made.

Simple Majority Required

MIN 198/06 MOTION – Moved Cr Stokes 2nd Cr Wheeldon

That the Staff Recommendation be adopted.

CARRIED 4/0

Agenda Reference:	11.6
Subject:	Freedom Of Information
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	OSGOV-19
Disclosure of Interest:	Nil
Date:	2 July 2006
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Item 11.13 – 21 June 2006 refers.

BACKGROUND

The Office of the Information Commissioner indicates that the Shire of Tammin submitted a Freedom of Information Statement in December 1994 however there is no record of it being updated annually – as required.

Additionally, the Office of the Information Commissioner has made a number of suggestions for improvement to the Statement.

COMMENT

The 1994 Statement has been reviewed and updated in line with legislative changes, organisation changes and incorporating the suggestions of the Office of the Information Commissioner.

A copy of the updated Freedom of Information Statement has been provided to Councillors.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the updated Freedom of Information Statement be adopted and a copy forwarded to the Office of the Information Commissioner.

Simple Majority Required

MIN 199/06 MOTION – Moved Cr Greenwood 2nd Cr Stokes

That the Staff Recommendation be adopted.

CARRIED 4/0

Agenda Reference:	11.7
Subject:	TALEC Management Structure
Location:	Tammin
Applicant:	Shire of Tammin
File Ref:	EDU-04
Disclosure of Interest:	Nil
Date:	3 July 2006
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Item 11.1 – 21 June 2006 refers.

BACKGROUND

The management structure and responsibilities for TALEC is not defined.

The TALEC Committee is not clear in it's responsibilities and has sought clarification.

Council resolved (164/06) that the CEO undertake discussions with the various parties to develop agreeable delegations, guidelines, procedures for the operation of TALEC and report back to Council.

COMMENT

TALEC is occupying Shire of Tammin property in Barrack Road and is managed through an undefined mixture of the Shire of Tammin and the TALEC Committee.

The Shire of Tammin has representatives on the TALEC Committee – Crs Caffell, Jefferies and Stokes together with the Chief Executive Officer and the Centre's Manager.

The Shire of Tammin underwrites the operation of TALEC. Figures (from the 2005/06 Budget) are:

	2005/06 Budget	2004/05 Actual
Income:		
Alcoa	\$20,000	\$40,000
Other	\$24,086	\$21,350
Shire of Tammin	<u>\$56,490</u>	<u>\$18,964</u>
	\$100,576	\$80,314
Expenditure:		
Operations	\$100,576	\$80,314

It should be noted that these figures do not include the bus maintenance or operation. Neither do they reflect the contribution made by the Department of Education & Training or the in-kind contribution made by the Committee members and the community assisting in programs.

To these figures is the direction:

- student booking numbers are decreasing
- the Department of Education & Training is withdrawing it's support for the Education Officer. Whilst this will not immediately affect the situation, once in-service training is cut, ultimately teacher/student visits will also be cut.
- the building and facilities are requiring increasing maintenance

Discussions have been held with the Centre caretakers/managers and will be discussed with the Management Committee on 20 July 2006 regarding the 3 broad possibilities – lease, shire run and management committee.

The Management Committee option would involve setting of fees and charges being done by Council. Chairmanship of the Committee would be by election by the Committee. Meetings to be run in accordance with the Local Government Act (including interest declared, resolution by

motions, voting recorded and minutes standard). The Committee needs to have its role and responsibility defined and the Committee needs to keep Council informed of its decisions.

In defining the Committee's role, some consideration needs to be given to the day-to-day functions of the various people involved with TALEC. These include:

Council – responsible to the community for TALEC.

Chief Executive Officer – currently is overall responsible to Council for the overall management.

Community Development Officer – currently provides services for specific grant submissions and submissions to Alcoa.

Finance Officer – currently provides the accounting service for TALEC through the Shire of Tammin's books, including paying of all accounts, receipt of all income and debt collecting.

TALEC Committee – made up of 3 Councillors, Chief Executive Officer, 2 members of the public, 1 representative from the Department of Agriculture, TALEC Manager and TALEC Education Officer. Actual role is not defined.

TALEC Centre Manager – position provided by the Shire of Tammin – the employer. Currently provides the day-to-day caretaking of the site, housemaster for guests and some role in the bookings. Unknown who is exercising supervision or priority setting.

TALEC Education Officer – position provided by the Department of Education & Training. Currently provides the in-service training for teachers and maintains the curriculum. Also provides the secretarial services to the Committee and promotion of TALEC.

FINANCIAL IMPLICATIONS

Probably minimal as the costs will be picked up however the operation is managed.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Section 5.8 of the Local Government Act provides that a local government may establish* committees of 3 or more persons to assist the council and to exercise the powers and discharge the duties of the local government that can be delegated to committees.

* Absolute majority required.

Section 5.9 provides the types of committees:

- (1) In this section —
“other person” means a person who is not a council member or an employee.
- (2) A committee is to comprise —
 - (a) council members only;
 - (b) council members and employees;
 - (c) council members, employees and other persons;**
 - (d) council members and other persons;
 - (e) employees and other persons; or
 - (f) other persons only.

Section 5.11 provides that:

- (1) Where a person is appointed as a member of a committee under section 5.10(4) or (5), the person's membership of the committee continues until —
 - (a) the person no longer holds the office by virtue of which the person became a member, or is no longer the CEO, or the CEO's representative, as the case may be;
 - (b) the person resigns from membership of the committee;
 - (c) the committee is disbanded; or
 - (d) the next ordinary elections day, whichever happens first.

- (2) Where a person is appointed as a member of a committee other than under section 5.10(4) or (5), the person's membership of the committee continues until —
 - (a) the term of the person's appointment as a committee member expires;
 - (b) the local government removes the person from the office of committee member or the office of committee member otherwise becomes vacant;
 - (c) the committee is disbanded; or
 - (d) the next ordinary elections day,
 whichever happens first.

Section 5.12 provides that:

- (1) The members of a committee are to elect a presiding member from amongst themselves in accordance with Schedule 2.3, Division 1 as if the references in that Schedule —
 - (a) to "office" were references to "office of presiding member";
 - (b) to "council" were references to "committee"; and
 - (c) to "councillors" were references to "committee members".
- (2) The members of a committee may elect a deputy presiding member from amongst themselves but any such election is to be in accordance with Schedule 2.3, Division 2 as if the references in that Schedule —
 - (a) to "office" were references to "office of deputy presiding member";
 - (b) to "council" were references to "committee";
 - (c) to "councillors" were references to "committee members"; and
 - (d) to "mayor or president" were references to "presiding member".

Section 5.16 provides that:

- (1) Under and subject to section 5.17, a local government may delegate* to a committee any of its powers and duties other than this power of delegation.

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

Section 5.17 provides that:

- (1) A local government can delegate —
 - (a) to a committee comprising council members only, any of the council's powers or duties under this Act except —
 - (i) any power or duty that requires a decision of an absolute majority or a 75% majority of the local government; and
 - (ii) any other power or duty that is prescribed;
 - (b) to a committee comprising council members and employees, any of the local government's powers or duties that can be delegated to the CEO under Division 4; and
 - (c) **to a committee referred to in section 5.9(2)(c), (d) or (e), any of the local government's powers or duties that are necessary or convenient for the proper management of —**
 - (i) **the local government's property; or**
 - (ii) **an event in which the local government is involved.**
- (2) A local government cannot delegate any of its powers or duties to a committee referred to in section 5.9(2)(f).

Section 5.18 provides that a local government is to keep a register of the delegations made under this Division and review the delegations at least once every financial year.

Section 5.22 provides that:

- (1) The person presiding at a meeting of a council or a committee is to cause minutes to be kept of the meeting's proceedings.

- (2) The minutes of a meeting of a council or a committee are to be submitted to the next ordinary meeting of the council or the committee, as the case requires, for confirmation.
- (3) The person presiding at the meeting at which the minutes are confirmed is to sign the minutes and certify the confirmation.

Regulation 11 of the Local Government (Administration) Regulations provides that the content of minutes of a meeting of a council or a committee is to include —

- (a) the names of the members present at the meeting;
- (b) where a member enters or leaves the meeting during the course of the meeting, the time of entry or departure, as the case requires, in the chronological sequence of the business of the meeting;
- (c) details of each motion moved at the meeting, the mover and the outcome of the motion;
- (d) details of each decision made at the meeting;
- (da) written reasons for each decision made at the meeting that is significantly different from the relevant written recommendation of a committee or an employee as defined in section 5.70 (but not a decision to only note the matter or to return the recommendation for further consideration);
- (e) a summary of each question raised by members of the public at the meeting and a summary of the response to the question; and
- (f) in relation to each disclosure made under section 5.65 or 5.70 in relation to the meeting, where the extent of the interest has also been disclosed, the extent of the interest.

Section 5.24 provides that:

- (1) Time is to be allocated for questions to be raised by members of the public and responded to at —
 - (a) every ordinary meeting of a council; and
 - (b) such other meetings of councils or committees as may be prescribed.
- (2) Procedures and the minimum time to be allocated for the asking of and responding to questions raised by members of the public at council or committee meetings are to be in accordance with regulations.

Section 5.60 provides that for the purposes of this Subdivision, a relevant person has an interest in a matter if either —

- (a) the relevant person; or
- (b) a person with whom the relevant person is closely associated, has —
- (c) a direct or indirect financial interest in the matter; or
- (d) a proximity interest in the matter.

Section 5.100 provides that:

- (1) A person who is a committee member but who is not a council member or an employee **is not to be paid a fee** for attending any committee meeting.
- (2) Where —
 - (a) a local government decides that any person who is a committee member but who is not a council member or an employee is to be reimbursed by the local government for an expense incurred by the person in relation to a matter affecting the local government; and
 - (b) a maximum amount for reimbursement of expenses has been prescribed for the purposes of section 5.98(3)(b),the local government must ensure that the amount reimbursed to that person does not exceed that maximum.

Section 6.16 provides that:

- (1) A local government may impose* and recover a fee or charge for any goods or service it provides or proposes to provide, other than a service for which a service charge is imposed.
* **Absolute majority required.**

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Limited, through the TALEC Committee.

STAFF RECOMMENDATION

Nil - to be developed following discussion with the TALEC Management Committee.

MIN 200/06 MOTION – Moved Cr Greenwood 2nd Cr Wheeldon

That the minutes of the Committee meeting be received and that the Committee's recommendations (Item 11.2) 1-5 on page 8 and (Item 11.4) 1-4 on page 10 be endorsed.

CARRIED 4/0

Agenda Reference:	11.8
Subject:	2006/07 Roadworks Program
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	ENG-28
Disclosure of Interest:	Nil
Date:	10 June 2006
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Item 11.17 – 21 June 2006 refers.

BACKGROUND

Correspondence from the *Roads to Recovery* Program advising that the supplementary funding requires a works program to be submitted by 30 September 2006.

Council resolved in June 2006 that Councillors provide further direction on the required works for 2006/07 direct to the CEO to allow work to progress on the draft 2006/07 Budget.

Cr Stokes has provided a number of suggestions for roadworks.

COMMENT

The 2005/06 (own resources) Roadworks Program provided for (note that no Straight Line Kilometres or SLKs are known):

- Yorkrakine Road - reconstruct floodway across salt flats and seal 7m width 500m \$35,786
- South Tammin Road - reconstruct & seal 7m width 5.4km \$49,895
- Franklin Road - sheet with quartz/gravel 6m width 2.3km \$20,437

Roads to Recovery funding for the program is \$504,556 over 4 years (\$126,139 per year). Additional supplementary funding equal to one quarter of the life of program allocation (\$126,139) was to be made prior to 30 June 2006 and these funds must be acquitted in the following 3 years.

2006/07 Regional Road Group funding and projects (project cost - \$130,215) are:

- Tammin Wyalkatchem Rd - widen and seal 7m width 8.50-10.50SLK (including Mackin Creek culvert) \$52,086
- York Tammin (Goldfields) Rd - reconstruct and seal 7m width 8.00-10.00SLK \$78,129

2006/07 Blackspot projects are:

- Turon Rd (intersection with Leslie Rd) – construct into a T Junction \$7,601

In response to a question from Cr Stokes, the CEO has indicated that his preference is:

- to utilise Regional Road Group funds, which are currently limited to Tammin Wyalkatchem Rd and Goldfields Rd, to continue the strip widening process (to 7m bitumen). If the Shire of Tammin is successful in including Bungulla North Rd, Ralston Rd and Tammin South Rd on the Roads 2025, then Regional Road Group funds will be able to be shared onto these roads.

- to utilise Roads to Recovery funds, which can be spent on any roads (but must be in addition to normal spending) be utilised on gravel sheeting of sections of all roads which are not trafficable all year around.

Cr Stokes has proposed (note the road name numbers from ROMAN):

Sheeting Works	Priority	Start SLK	End SLK	Length SLK
• Cubbine Road (0011) – west of Gardner Reserve Rd	1	4.03	4.13	0.10
• Cubbine Road (0011) – east of Tammin South Rd	1	7.63	15.13	7.50
• Eleven Mile Road (0020) – east of Tammin Wyalkatchem Rd	2	1.89	3.09	1.20
• York Road (0021) – west of Bungulla North Rd	3	3.50	6.10	2.60
• Waltham Road (0013) – west of Ellis Rd	4	4.48	5.48	1.00
• Turon Road (0008) – north of Leslie Rd	4	3.53	4.03	0.50
• Barrack Road (0050) – east of Livesey Crossing	4	4.20	6.80	2.60
• Wyola South Road (0012) – 90° bend west of Franklin Rd	4	4.30	4.90	0.60
• Kitto Rodgers Road (0018) – west of creek crossing	4	4.60	4.90	0.30
• Kitto Rodgers Road (0018) – either side of creek crossing	4	3.85	4.35	0.50
• Moore Road (0036) – east of Forsyth Rd	4	2.32	4.36	2.04

This adds to a total 18.94km. Whilst sheeting costs are directly related to the thickness of gravel and the distance from the gravel pit, it would be fair to allow \$(to be calculated) per km.

Grading Works	Start SLK	End SLK	Length SLK
• Youering Rd (0057) – between Wyola Rd North and Chappell Wheeldon Rd	3.97	9.60	5.63
• Waltham Rd (0013) – east of Yorkrakine Rd	3.98	4.98	1.00
• Waltham Rd (0013) – between Ellis Rd and Shaw Rd	7.30	7.80	0.50
• Turon Rd (0008) – south west from Waltham Rd	4.00	14.60	10.00
• Wyola South Rd (0012) – between Franklin Rd and Goldfields Rd	5.62	12.67	7.05
• Ralston Rd (0004) – north of Dixon Rd (narrow bitumen)	9.27	13.46	4.19
• Tammin South Rd (0005) – south of Dixon Rd	11.56	14.46	2.90

These sections will be picked up in the normal winter grade (assuming this happens) and treated as a priority. However, the section on Ralston Rd will need the shoulders widened – at a budgeted allowance of \$(to be calculated) per km.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That:

- the widening and sealing of Tammin Wyalkatchem Rd and Goldfields Rd be carried out from Regional Road Group Project funding;
- the sheeting works be carried out from *Roads to Recovery* funding; and
- the Turon Rd / Leslie Rd intersection be carried out from State Blackspot funding.

Simple Majority Required

MIN 201/06 MOTION – Moved Cr Stokes 2nd Cr Greenwood

That the Staff Recommendation be adopted.

CARRIED 4/0

The CEO thanked Cr Stokes for his assistance on gathering the road information for this item.

Agenda Reference:	11.9
Subject:	Cost Shifting
Location:	Shire of Tammin
Applicant:	Shire of Chapman Valley
File Ref:	ORG-02
Disclosure of Interest:	Nil
Date:	5 July 2006
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

Correspondence advising that the Northern Country Zone of WALGA has passed a resolution regarding member councils continued concerns with cost shifting practices of both spheres of government – essentially supporting the position taken by the Shire of Chapman Valley who has adopted the Policy:

- The Shire of Chapman Valley will not undertake any additional function/tasks until an independent analysis has been undertaken, at the cost of the Australian Government, State Government, Department or any other organisation involved in imposing these additional functions/tasks, to determine if additional resources are required to adequately cater for the additional functions/tasks being expected of the Shire.
- If the outcome of the analysis is the Shire would need additional resources to undertake the additional functions/tasks then the Shire will refuse to perform these functions/tasks until such resources are made available.
- In the event additional resources are not made available for the additional functions/tasks being requested of the Shire, the Shire will formally advise the relevant organisation(s) and all relevant parliamentarians that they cannot perform these functions/tasks. This advice is to state that in the event of any claim against the Shire, due to non-compliance with the requirement to perform the additional functions/tasks, the Shire will use as a defence the fact they informed the relevant individuals and organisations of their inability to comply due to adequate resources not accompanying the additional functions/tasks.

COMMENT

The issue is an every day occurrence extending through all government agencies and at all staff levels.

FINANCIAL IMPLICATIONS

POLICY IMPLICATIONS

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the correspondence be forwarded to the Great Eastern Country Zone of WALGA as an Agenda item with the recommendation that the Shire of Chapman Valley’s approach be adopted and recommended to all local governments.

Simple Majority Required

MIN 202/06 MOTION – Moved Cr Wheeldon 2nd Cr Greenwood

That the Staff Recommendation be adopted.

CARRIED 4/0

Agenda Reference:	11.10
Subject:	Kadjininy Kep
Location:	Tammin
Applicant:	Shire of Tammin
File Ref:	AGR-19
Disclosure of Interest:	Nil
Date:	4 July 2006
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

Following consultation between Cr Leslie and Mrs Crane, an overall plan has been prepared for the completion of the surrounds of Kadjininy Kep.

COMMENT

The Plan was requested to allow everyone to understand the direction – and to provide budgetary direction.

The new pathways (from just inside existing gate through to new lawn areas in park, together with pathway from side entrance near the new playground equipment through to the new public toilets / stage Changerooms) to be finished in stencilled cement.

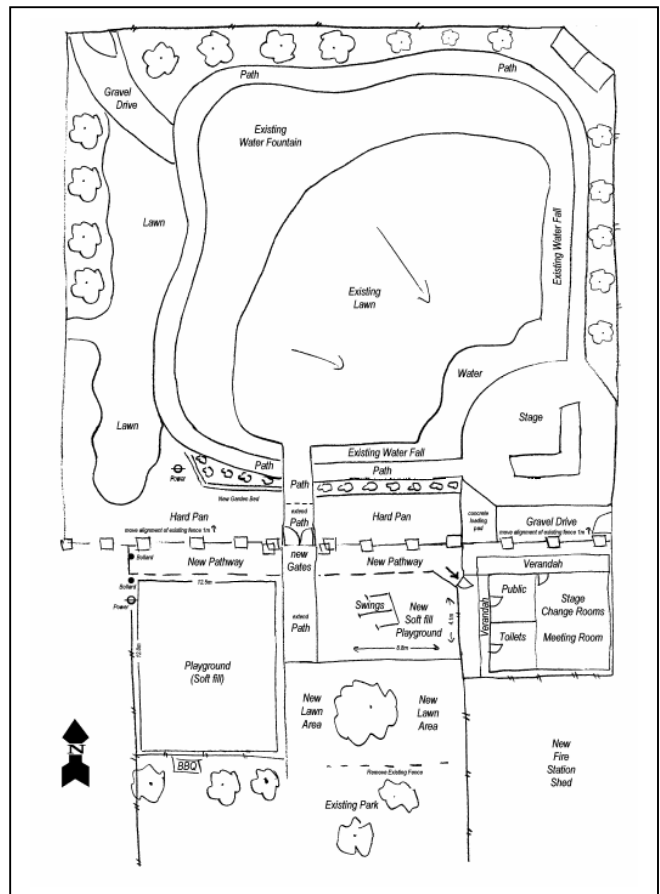
Concrete loading pad level to match existing stage level. Exposed walls (south, east and west sides) to be limestone blocks to match existing.

New double gate entrance to be pool compliant (i.e. self closing, self latching).

Hard Pan areas finish to be *washed gravel on bitumen* finish. This is estimated to cost \$6,460.

New lawn area edges to be free formed concrete curbed. Curbing is estimated to cost \$1,350. Kikuyu grass is estimated to cost \$2,016 plus freight and laying.

New garden bed to the west of the entrance path to be made from limestone blocks (to match existing) with mini *lily pily's* or similar. Limestone blocks are estimated to cost \$254 plus freight.



The alignment of the existing southern fence to be relocated approximately 1m to the north (to provide room for the playground. New fence to be formed concrete post with pool fencing panels in between. This is estimated to cost \$9,196 plus freight.

Fence between Changerooms and FESA Fire Shed to be resolved with FESA.

Swings for new soft filled playground and free standing playground features are in storage at the depot awaiting Council's decision on this plan.

Design for new public toilets / stage change rooms / meeting room still to be determined (and subject to the overall plan being endorsed). Council was advised in March 2004 (Item 11.2.3) that 3 toilets for each sex and a disabled facility were required to comply with the Building Code of Australia and the Public Building Regulations 1992 for a facility capable of holding an event for 600 persons.

FINANCIAL IMPLICATIONS

Provision to be included in 2006/07 and 2007/08 Budgets.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the design for the finishing of Kadjiny Kep be endorsed by Council.

Simple Majority Required

MIN 203/06 MOTION – Moved Cr Greenwood 2nd Cr Wheeldon

That the Staff Recommendation subject to:

- *addition of a wishing well on the west side of the path leading to the amphitheatre;*
 - *double entrance gates to open outwards;*
 - *gate in eastern fence (between stage and Changerooms);*
 - *review of type of lawn (Kikuyu grass);*
 - *funding for works being subject to Budget allocation;*
- be adopted.*

CARRIED 4/0

Agenda Reference:	11.11
Subject:	Old Fire Shed
Location:	Lot 124 Donnan St
Applicant:	Shire of Tammin
File Ref:	ASS-466
Disclosure of Interest:	Nil
Date:	7 July 2006
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Item 11.1.1 – 15 June 2005 Res 87/05 refers.

BACKGROUND

On 9 May 2005 Mr Ron York wrote into the Shire of Tammin querying the possibility of moving the old fire brigade shed (red) and the siren tower to a new site. Mr York suggested the site be lot 5 Shields Street across the road from the Kadjininy Kep with the thought that this could be the beginning of a museum in Tammin to support the Hydrology Model.

Council resolved in June 2005 to relocate the fire brigade shed and siren tower to lot 5 Shields Street providing Council obtain ownership of the above property. Whilst this has not occurred, Mr Trevor Russell has given permission for the temporary storage of the shed on the site whilst negotiations are carried out with other family members regarding the site's acquisition by the Shire of Tammin.

COMMENT

The tower has been dropped to the ground and relocated to an area at Donnan Park.

Excavations have been carried out around the base of the red shed and found that the building is sitting on stumps, that a section has been concreted and that white ants have destroyed one corner of the building. However, it is considered moveable.

A telephone call to a house relocater has provided a *guestimate* (sight unseen) of \$9,000-\$10,000 (inc) including restumping etc. This would obviously change if the shed was dropped onto a concrete slab – but then the cost of the slab would have to be considered.

An alternative exists to dismantle and re-erect with a cost of *how long is a bit of string*.

A further alternative is to attempt to move the shed with either volunteers or Council Staff – with the associated risks (and costs).

The issue is whether Council wishes to expend this sort of money on the project.

FINANCIAL IMPLICATIONS

2006/07 Budget.

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 204/06 MOTION – Moved Cr Stokes 2nd Cr Wheeldon

Mr R York be advised that following inspection Council has determined it has insufficient resources to relocate the building but would support a community effort if he felt strongly enough to organise it – noting that a time frame of 3 weeks was available and that permission had been provided by Mr Trevor Russell to store the building on lot 5 - 2 Shields Street.

CARRIED 4/0

Agenda Reference:	11.12
Subject:	Firebreak Order
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	BUSH-02
Disclosure of Interest:	Nil
Date:	10 July 2006
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

It is appropriate that Council adopt the Firebreak Order for the 2006/07 bushfire season to allow the information to be included in the rate envelope.

COMMENT

No reference can be found of Council's consideration of this issue in 2005.

A debacle occurred in February 2006 when the information circulated to ratepayers and property owners regarding the dates for the Prohibited Burning Period was found to be incorrect.

The Notice, which was issued with the 2005/06 rate notices, has been reformatted and included into a new style notice, together with contact details of fire officers.

The draft Notice reads:

Pursuant to the powers contained in Section 33 of the Bush Fires Act 1954, you are hereby required to clear of inflammable material, firebreaks not less than 3 meters in width in the following positions on all land owned or occupied by you and situated within the Shire of Tammin:

- Immediately inside all external boundaries of the said land.
- Immediately surrounding all buildings erected on the said land.

Firebreaks may be constructed by one or more of the following methods:

- Ploughing
- Cultivating
- Scarifying
- Burning
- Chemical Spraying

or other approved method and are to be cleared to the satisfaction of the Shire. In addition you may be required to carry out further works which may be deemed necessary by the Shire and specified by way of a separate written notice forwarded to the address as shown on the Shire of Tammin's rates records for the land.

If it is considered impracticable for any reason to clear firebreaks in the position required by this notice, the approval of the Council must be obtained to provide them in an alternative place. In the first instance, you are requested to contact the Chief Fire Control Officer and discuss the matter.

In some instances naturally occurring features such as rocky outcrops, natural water courses or landscaping such as reticulated gardens, lawns or driveways may be an acceptable substitute for cleared firebreaks. This option must first be discussed with and approved by the Shire.

All firebreaks must be prepared on or before the 1 November 2006 (or within 14 days of you becoming the owner or occupier should this be after that date) and maintained clear of inflammable material up to and including the 1 day of April 2007.

Other issues which Council may wish to address in the Firebreak Order are:

- Mobile Fire Fighting Units - Throughout the above mentioned period during the conduct of the harvest of grain and seed an operational mobile fire fighting unit, self propelled or with towing vehicle, of minimum 450 Litre capacity must be in close proximity to the harvest activities at all times.
- Ploughing of roadsides in the Shire of Tammin is prohibited. Burning on roadsides is only permitted outside the prohibited and restricted burning period and only in heaped piles - no strip burning.
- Camp fires within the Shire of Tammin during the restricted and prohibited burning period are prohibited except between the hours of 6pm and 11pm and subject to the fire being extinguished by midnight.
- Pursuant to the powers contained in Section 27 of the Bush Fires Act, the operation of a tractor towing a harvester or a self propelled harvester (including a straw baler), without a operational fire extinguisher as defined by the Act, is prohibited during the restricted and prohibited burning periods.
- Pursuant to the powers contained in Regulation 39 a fire extinguisher together with a container of at least 450 Litres of water is to be provided at the site of chaff cutting operations.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Liaison between the CEO and the Chief Bushfire Control Officer.

STAFF RECOMMENDATION

That the wording of draft Firebreak Order be adopted and that Council provide direction on the optional provisions.

Simple Majority Required

MIN 205/06 MOTION – Moved Cr Stokes 2nd Cr Greenwood

That the issue lay on the table to allow further research on the required minimum water capacity of mobile fire tenders.

CARRIED 4/0

Agenda Reference:	11.13
Subject:	WALGA AGM
Location:	Perth
Applicant:	Shire of Tammin
File Ref:	OLGOV-12
Disclosure of Interest:	Nil
Date:	14 July 2006
Author:	Mick Oliver, Chief Executive Officer

PREVIOUS REFERENCE

Item 11.19 – 21 June 2006.

BACKGROUND

Council has appointed Crs Leslie and Caffell and the Shire of Tammin delegates to the Annual General Meeting of WALGA to be held during Local Government Week.

The Agenda for the meeting has now been received.

The Agenda includes the following issues on which a decision will be made:

COMMUNITY

- 1.1 Graffiti Management
- 1.2 Control of Bushfire Brigades
- 1.3 Country Medical Foundation
- 1.4 State Government Employee Housing
- 1.5 Transfer of Police Officers Between Districts

DEVELOPMENT

- 2.1 Proposed Building Act and Qualification Requirements for Building Surveyors
- 2.2 Impact of Overlapping Legislation on Local Government Planning Functions

GOVERNANCE

- 3.1 Fringe Benefits Tax Legislation
- 3.2 Zone Tax Rebate
- 3.3 State Administrative Tribunal Retirement Villages Rates Exemption
- 3.4 Establishment of a General Agreement between State and Local Government for the Transfer of Staff Entitlements
- 3.5 Image Enhancement Strategies
- 3.6 Advertising Campaign Promoting Local Government
- 3.7 Training Programmes for Local Government Industry
- 3.8 Extension of Protection for Local Government Councillors - Section 9.56 of the Local Government Act 1995

TRANSPORT AND ROADS

- 4.1 Reach Foundation Funding Proposal
- 4.2 Vehicle Licensing Services

WALGA MANAGEMENT

- 5.1 Terms of Office for Zone Office Bearers
- 5.2 Proposed Amendments to the Constitution of the Western Australian Local Government Association Annual General Meeting Agenda 2006 WA Local Government Association

COMMENT

Council may wish to give it's delegates *riding instructions* on some of these issues.

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 206/06 MOTION – Moved Cr Wheeldon 2nd Cr Stokes

That the delegates consider the debate and vote accordingly.

CARRIED 4/0

Agenda Reference:	11.14
Subject:	International Truck
Location:	Carters Pit
Applicant:	Shire of Tammin
File Ref:	ENG-30
Disclosure of Interest:	Nil
Date:	16 July 2006
Author:	Mick Oliver, Chief Executive Officer

BACKGROUND

The license has been renewed on the old International truck (TN.366) for a further 12 months – at a cost of \$53.

The truck is un-operational and requires an engine (6 cylinder petrol) rebuild/replacement. It is understood that the balance of the vehicle is in operational condition.

COMMENT

It would seem prudent, for a nominal cost to re-build/replace the petrol motor, to keep the vehicle operational.

Whilst replacing the petrol engine with a diesel engine might be more economical on fuel, it is considered that the conversion cost would be significantly greater than the fuel savings.

FINANCIAL IMPLICATIONS

2006/07 Budget.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the engine in the International truck be rebuilt/replaced with a similar unit to bring the vehicle back operational.

Simple Majority Required

MIN 207/06 MOTION – Moved Cr Wheeldon 2nd Cr Greenwood

That the Staff Recommendation be adopted.

CARRIED 4/0

Agenda Reference:	11.15
Subject:	Leak in Pond in Kadjininy Kep
Location:	Tammin
Applicant:	Shire of Tammin
File Ref:	AGR-19
Disclosure of Interest:	Nil
Date:	15 July 2006
Author:	Carol Crane, Community Development Officer

BACKGROUND

The back pond at Kadjininy Kep has been leaking for the past six weeks. The amount of water evident from the leak had been progressively increasing. Contact was made with AVP Constructions and photographs sent to them of the problem. AVP sent one of their staff members to take a look at the pond and advise on the problem.

COMMENT

A sealant was applied in an endeavour to address the problem. The slowing of water loss has been achieved however the problem remains.

There are a significant number of hairline cracks across the floor of the ponds.

The join adjacent to where the leak is evident has moved at some time – creating a significant ledge.

It is understood that the ponds leaked at the same place when they were first filled.

To rectify the problem AVP has recommended that the ponds be emptied repairs be made and the ponds be resealed.

FINANCIAL IMPLICATIONS

2006/07 Budget.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That provision be included in the draft 2006/07 Budget for the cost of repairing and resealing the ponds.

Simple Majority Required

MIN 208/06 MOTION – Moved Cr Greenwood 2nd Cr Stokes

That the Staff Recommendation be adopted.

CARRIED 4/0

Agenda Reference:	11.16
Subject:	Hydrology Model
Location:	Kadjininy Kep
Applicant:	Shire of Tammin
File Ref:	AGR-19
Disclosure of Interest:	Nil
Date:	19 July 2006
Author:	Carol Crane, Community Development Officer

BACKGROUND

Councillors expressed concern during the Property Inspection regarding the effect of the sun on the model and suggested shutters be installed over the glass.

COMMENT

Discussion and inspection with Malcolm Alcock on 19 July 2006 raised significant concerns regarding the proposal.

It was suggested that the shutters might roll out of sight when the button was pressed to activate the model – and then return to the closed position after a delay following the completion of the model cycle. Mr Alcock suggested that such a solution would be an ongoing expensive maintenance problem.

Mr Alcock proposed an alternative solution – to erect a walkway enclosure (1.2m wide with covered roof) across the two glass faces. This could easily be achieved with colourbond panels bolted onto the concrete floor of the stage. Whilst this would lose a small amount of stage and create a possible hide-away for vandals, it would have the advantage of providing an out-of-the-weather viewing area and a *quick-and-dirty* Changerooms or scene changer for stage productions.

FINANCIAL IMPLICATIONS

2006/07 Budget.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

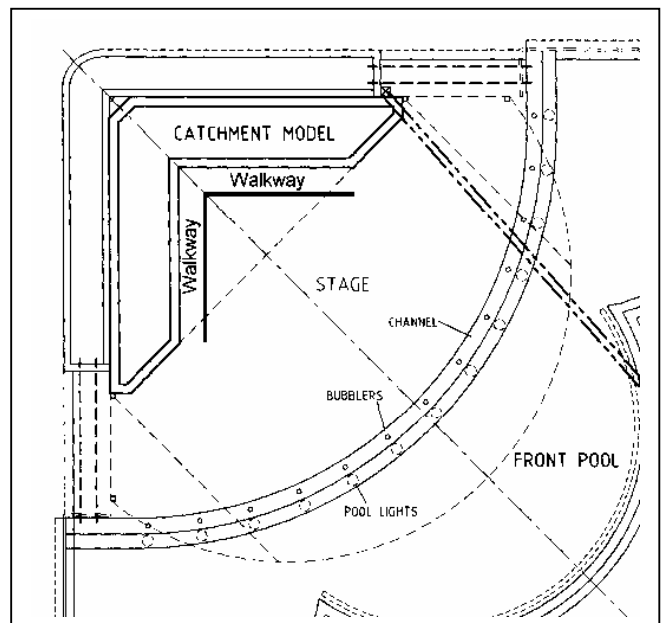
Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That Council provide direction.



Simple Majority Required

MIN 209/06 MOTION – Moved Cr Stokes 2nd Cr Greenwood

That colourbond panels in a shape to be resolved by the CEO be installed to provide the necessary shade protection for the model.

CARRIED 4/0

Agenda Reference:	11.17
Subject:	Staff Accommodation
Location:	Tammin
Applicant:	Shire of Tammin
File Ref:	OLGOV-02
Disclosure of Interest:	Nil
Date:	19 July 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. In May 2006 Council resolved to construct the residence on Lot 16 (12 Old Yorkrakine Rd).

COMMENT

Plans from a number of builders have been obtained – together with costs and build times – on the basic 4 bedrooms, 2 bathrooms concept on a pre-stressed concrete floor.

The Committee travelled to Perth on 15 June 2006 and inspected a number of transportable designs.

The Committee showed a preference for the Trans Homes *Amberley* basic design (239m²) with a number of changes from variations others have made to the basic design. With verandas, carpets, airconditioning, BIRs etc. the cost was \$231,000 located on site. In addition to the house/veranda costs, provision needs to be included for septic, fencing, garage, shed, paving, landscaping, utility connections etc.

Consideration is required on how the chosen design will fit on the block. With this in mind, it would be prudent to keep open the options of both lots 15 and 16 Old Yorkrakine Road.

Council resolved in June 2006 (163/06) that the Committee be requested to provide a recommendation to the July 2006 Ordinary Council meeting on the option of transportable or owner/builder and also a broad design concept to allow budget provision and a booking to be made in the building backlog queue.

FINANCIAL IMPLICATIONS

2006/07 and 2007/08 Budgets.

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 210/06 MOTION – Moved Cr Wheeldon 2nd Cr Stokes

That tenders be called for the preferred design from Trans Homes (Lot 4 Curlew St, Katanning) together with the alternative design prepared by Cr Leslie.

CARRIED 4/0

Agenda Reference:	11.18 – Late Item
Subject:	June 2006 Financial Management Report
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	N/A
Disclosure of Interest:	Nil
Date:	24 July 2006
Author:	Liz McDonald, Finance Officer

BACKGROUND

Enclosed is the interim monthly report for the month of June 2006. Also, is the Direct Debit list for the month of June 2006 as follows:

Municipal Fund

01.06.2006	National On-line Fee for June 2006	\$56.07
01.06.2006	CBA Merchant Fee for May 2006	\$36.15
05.06.2006	CBA Pos Fee for May 2006	\$31.79
05.06.2006	Visa Card Charges for May 2006	\$1,130.20
14.06.2006	Net Pay for F/E 14/06/2006	\$12,440.13
26.06.2006	Lease Repayment for 120H Cat Grader	\$3,822.00
26.06.2006	Cancelled Receipt – Printer Jam	\$100.00
28.06.2006	Net Pay for F/E 28/06/2006	\$11,930.69
29.06.2006	Net Pay for F/E 29/06/2006 (M. Applegate's termination pay)	\$2,006.58
30.06.2006	Reserve Fund Bank Fees for June 2006	\$20.00
30.06.2006	DPI Fund Bank Fees for May 2006	\$20.00
30.06.2006	Trust Fund Bank Fees for June 2006	\$50.30
30.06.2006	Municipal Fund Bank Fees for June 2006	\$94.10
30.06.2006	Transfer of proceeds - sale of 10 Ridley St to Reserve	\$91,000.00

Trust Fund

16.06.2006	Transfer of Tammin Lawn Tennis Funds for erection of lights at Oval	\$7,436.00
23.06.2006	Correcting funds deposited into wrong bank a/c – Newman College	\$1,232.00
30.06.2006	Police Licensing Debits for June 2006	\$18,942.55

COMMENT

The following capital purchases were made during the month of June 2006:

Land & Buildings

Bi-leys	Dig trench for electrical cable for new lights towers at Oval	\$1,595.00
Forpark Australia	Powder coated steel play structure	\$33,136.40
MACS Agencies	Concreting at Oval for light towers installation	\$1,458.60
ATO	Correcting GST on Residential Accommodation 2005/2006	\$2,535.09

Furniture & Equipment

PCS Pty Ltd	New Office Computers	\$8,185.00
Cole's Computer Pix	Mipro Portable PA System	\$3,322.00

Plant & Machinery

Pressure Masters	High Pressure Water Spray 3000 Series Huntsman	\$3,839.00
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Motor Vehicles

Donovan Ford	New 2006 Ford G8 6/sp automatic white Fairlane	\$46,802.80
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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 –

According to nature and type classification;

 - a. By program; or

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 adopts:

- the interim Monthly Financial Statements for the period ending 30 June 2006.
- the Direct Debit List for the month of June 2006.

Simple Majority Required

MIN 211/06 MOTION – Moved Cr Greenwood 2nd Cr Wheeldon*That the Staff Recommendation be adopted.*

CARRIED 4/0

Agenda Reference:	11.19 – Late Item
Subject:	June 2006 Cheque List
Location:	Shire of Tammin
Applicant:	Shire of Tammin
File Ref:	N/A
Disclosure of Interest:	Nil
Date:	24 July 2006
Author:	Liz McDonald, Finance Officer

BACKGROUND

Accounts for Payment from 1 June 2006 to 30 June 2006

Municipal Fund

13042 – 13048	\$56,142.88
13049	TEST RUN
13050 – 13084	\$90,265.35
13085	TEST RUN
13086 – 13116	\$65,148.01
13117	TEST RUN
13118 – 13137	\$25,112.16
13138	TEST RUN
13139 – 13159	\$20,338.37
	\$257,006.77

COMMENT

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

WA Local Govt Super Plan	Super Deductions f/e 14/06/06	\$5,024.20
ATO	BAS for the month of May 2006	\$3,780.00
Donovan Ford	Purchase of new 2006 Ford G8 Fairlane	\$46,802.80
Bi-leys	Dig trench for electrical cable for new light towers	\$1,595.00
Butler Settineri	Interim audit fee for financial year ended 30/06/06	\$2,750.00
Hammond King Touyz	Sub-lease of Tn Agricultural Area 21	\$1,067.00
Motorcharge	Fuel – May 2006	\$6,201.34
Perfect Computer Solutions	New Office computers	\$8,185.00
Pressure Masters	Purchase of high pressure water spray less trade-in	\$3,619.00
RNR Contracting Pty Ltd	Bitumen – Tammin - Wyalkatchem Rd & York - Tammin Rd	\$29,564.70
Sigma Chemicals	Kadjiny Kep chemicals & accessories	\$1,800.00
Synergy	Electricity consumption from 22/03/06 to 23/05/06 & street lighting from 24/04/06 to 24/05/06	\$4,215.15
W.A. Treasury Corporation	Loans 73 & 76 repayments	\$14,378.04
Woodstock Electrical Serv	Electrical repairs to Lesser Hall, 2 Tamma Village units & power installation to the pergola at Tamma Village	\$3,746.41
WA Local Govt Super Plan	Superannuation deductions f/e 28/06/06 & 29/06/06	\$5,230.49
A.P. Concreting Pty Ltd	Concrete works at Tamma Village (footpaths)	\$1,709.22
Cole's Computer Pix	Micro Portable PA System & printer cartridges	\$3,739.00
Forpark Australia	Installation of powder coated steel play structure	\$33,136.40
Freinds Garage	Repairs/maintenance to TALEC bus	\$3,157.10
Grinder Enterprises	Electrical works at 20 & 22 Ridley Street	\$2,495.00
Lawn Doctor	300m ² of lawn	\$2,695.00
Stat Track Express Pty Ltd	Freight	\$1,991.20
TR & BM Silver	Supervising/labour & contract grader driving for April & May 2006 and re-opening of grave	\$7,546.00

City & Regional Waste Management Services	Tammin waste fees less 20% Shire royalty	\$4,719.88
Motorcharge Limited	Fuel – June 2006-07-24	\$5,414.56
Shire of Kellerberrin	Contract mechanical services	
	Truck hire incl. operator	
	Contract parks & gardens services	
	Annual license inspections – Community & TALEC buses	
	40% cost of Toro reel mower maintenance	
	50% cost of CAT vibe roller maintenance	
	Supply of oil for services on TN2, TN229 & TN6	\$8,645.30
Kleenheat Gas	Gas bottle annual rentals & refill LPG bulk gas tanks	
	TALEC & Tamma Village	\$1,878.40
MACS Agencies	Light tower concrete	
	Footpaths at Tamma Village concrete	\$2,823.70
Raston & Co.	Gravel royalties	\$1,019.04
TR & BM Silver	Contract grader driving for June 2006	\$1,122.00
United Bay Holdings Pty Ltd	TALEC/Office & Depot – May & June 2006	\$1,705.09
ATO	BAS for the month of June 2006	\$7,748.00

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 June 2006 to 30 June 2006 be accepted.

Simple Majority Required

MIN 212/06 MOTION – Moved Cr Greenwood 2nd Cr Stokes

That the Staff Recommendation be adopted.

CARRIED 4/0

12. REPORTS OF OFFICERS – For period up to 19 July 2006

12.1 Chief Executive Officer's Report

12.1.1 Computer Upgrade

The four new computers (together with the new monitor for the CDO computer) have been installed and are fully up and running.

The library system (*Amlib* from *Infovision*) has been transferred onto the counter computer and the software upgrade from version 3.1.2 to 4.2 (supplied some 2 years ago) installed. A further upgrade has since been received and will be installed when time permits.

The *ROMAN* system (road data – see Information Bulletin Item 22) has also been obtained and installed on the CEO's computer with a copy of the Shire of Tammin's data being retrieved from Cardno BSD Pty Ltd.

12.1.2 Accounting System

Quickbooks has been installed on all of the computers (other than the CDO) with the first payroll being completed on 12 July 2006. Work is being done to finalise the accounts as at 30 June 2006 on the Kellerberrin computer (AccuTerm by PSU) which will complete this arrangement. PSU has offered to allow the Shire of Tammin to continue to use the software for enquiry for 3 years for \$5,000 including support. This offer has not been taken up – with hard copy (printed) reports being the proposed enquiry facility. Initial training (4 hours) was provided in Wyalkatchem on 11 July 2006.

Work is continuing on setting up the rates in Microsoft Access.

M.G. (Mick) Oliver
Chief Executive Officer

12.2 Community Development Officer's Report

12.2.1 Tammin Achievement Night

The Shire of Tammin hosted a very successful evening on the 6 July 2006. Approximately 60 community and friends were present to see the achievers in the community be acknowledged for their efforts and success over the past twelve months and for some a lifetime. The highlight of the night was the presentation of Freeman of the Shire to Mrs Bernice Repton.

12.2.2 Community Playground

It is wonderful to see the new Community Playground installed and being used by the children in Tammin. The Tammin Primary School held their assembly at the Hydrology Model on the 6 July 2006. The school used the new PA system which worked very efficiently to relay the children's voices to the back of the amphitheatre. Following the assembly the children were allowed some free time to play on the new equipment and gave it a 20/10, a real tick from the kids.

12.2.3 Barking Gecko – Dragon Tales Show

Barking Gecko together with Country Arts are bringing their latest production *Dragon Tales* to the Tammin Town Hall on the 3 August 2006 at 1pm. Cost of the show is being covered by the Tammin Primary School, door sales and Lotterywest with the Shire of Tammin contributing the venue. A group of seniors from Kondinin are bringing a bus over and are hoping to share lunch with the Tammin Senior's before the show.

12.2.4 Grant Information Evening

This information session which had to be postponed from June will be held at 7:30pm on the 27 July 2006 in the Council Chambers. This will provide sporting groups with information on opportunities for funding and provide information for the Shire on options for suggested upgrades to Donnan Park and the basketball courts.

12.2.5 Tammin Brochure

The new brochure for Tammin is almost at proof stage. Zac's commercial artists have been taking some picturesque photographs of Tammin to go into the brochure.

12.2.6 Australian Governments Volunteer Small Equipment Grants

Applications have been prepared for a new computer and printer for the Tammin Tabloid and a fridge and microwave for the Tammin CWA. Information has also been given to other community groups to apply for this funding.

12.2.7 Community Water Grants

The second round of the Australian Community Water grants has now opened. This valuable funding opportunity can be used to install reticulation on grassed playing fields and to install dual flush toilet systems and any other water saving proposals

12.2.8 Wheatbelt Support Services

Mr John White from the Central Wheatbelt Division of General Practice visited the Shire Office to discuss the Community Resilience Group Project. Tammin along with Wongan, Dowerin and Merredin have been identified as pilot projects. The Community resilience groups are planned to cooperate with emergency groups who currently coordinate the practical support that already exists and to extend it to ensure that the emotional and psychological well being of community members is adequately addressed. This project had been supported in principal following a presentation made by John White to Council in 2005. The Support services are not looking for financial assistance as the project has received funding to support the scheme, but nomination of a local resident who is known and respected for their ability to maintain confidentiality and can act as a leader and contact person for the Wheatbelt Support Service Staff. Further information can be obtained from the Shire Office.

Carol Crane
Community Development Officer

STAFF RECOMMENDATION

That Council receive the Officers' Reports

Simple Majority Required

MIN 213/06 MOTION – Moved Cr Stokes 2nd Cr Greenwood

That the Staff Recommendation be adopted.

CARRIED 4/0

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

Nil

9.1.1 Shire of Kellerberrin – Leave Liability (ADM-26)

MIN 214/06 MOTION – Moved Cr Stokes 2nd Cr Greenwood

That the Shire of Kellerberrin be advised that as the Shire of Tammin had not received a response to reasons it previously rejected liability nor any other information to change it's position, it again denies liability.

CARRIED 4/0

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

14.1 Old Airfield Monument – Tammin South Rd

Cr Greenwood requested the surrounds of the monument be slashed to give the monument presence.

14.2 Homeswest Accommodation

Cr Greenwood indicated that he was to approach Homeswest regarding the poor condition of it's accommodation and would report back to Council on the result.

14.3 Lot 35 Dreyer Street (ASS-507)

The CEO tabled an offer of \$5,000 for the vacant land property and sought direction as to how Council wished such issues to be resolved.

MIN 215/06 MOTION – Moved Cr Stokes 2nd Cr Wheeldon

That the CEO be delegated authority to sell Shire of Tammin owned vacant land at market prices subject to legislative compliance.

CARRIED BY AN ABSOLUTE MAJORITY 4/0

14.4 Little Underwood Rd / Great Eastern Hwy Intersection (ENG-03)

The CEO reported that the re-vegetation of the intersection and the CBH land was to occur over the next couple of days and that in the absence of other advice from Main Roads WA, the offending trees preventing visibility to the east would be cleared and re-planted with shrubs.

14.5 District Health Services

The CEO reported an approach for a Councillor to service on a District (Meckering, Cunderdin and Tammin) Health Advisory Committee. Councillors requested an address prior to the August Ordinary Council meeting (1.30pm) with the lunch being bought forward to 12.30pm.

14.6 Sale of Land for Non-Payment of Rates (ASS-304)

The CEO reported the cost of employing an auctioneer and indicated that he would apply for a temporary (12 month) auctioneering license at around half the cost to address the impending sale of lots 31 & 32 Walston Street/39 Dreyer Street.

14.7 Office Cupboards

Item 11.18 – 20 April 2006 refers.

The CEO tabled a quote from Alcock Building (Malcolm Alcock) for:

- cupboards in CEOs Office \$4,924
- cupboards in passage \$726
- cupboards in photocopy room \$4,425
- cupboard in main Office (EHO) \$1,617
- refurbish kitchen \$7,103

MIN 215/06 MOTION – Moved Cr Stokes 2nd Cr Greenwood

That the quotation be accepted and that work on the kitchen be delayed, if possible, until the 2006/07 Budget is adopted to ensure sufficient funds exist.

CARRIED 4/0

15. CLOSURE OF MEETING

There being no further business the Chairman closed the meeting at 9.40pm.

NEXT MEETING DATES

Ordinary Council Meeting – Thursday, 17 August 2006.

Tabled before the Ordinary Council meeting on 17 August 2006.

CR B LESLIE, Chairman

COUNCILLORS INFORMATION BULLETIN – JULY 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 10	WAPC – Subdivision Lot 66 Station Rd (ASS-31)
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IB 20	LGIS – Workers Compensation (ADM-39)
IB 21	WALGA – Issues Update No 25.06 (OLGOV-11)
IB 22	ROMAN (ENG-06)
IB 23	Reserve 15730 (RES-15730)
IB 24	Australia Day Council (ORG-00)
IB 25	ATO – GST On Residential Accommodation (FIN-15)
IB 26	Wheatbelt Community Network – Dry Season Workshop
IB 27	National Trust – Golden Pipeline (HIST-05)
IB 28	WALGA – Issues Update No 26.06 (OLGOV-11)
IB 29	Dept of Water – Water Reform (OSGOV-20)
IB 30	Legislative Council – Obstetric Services (OFGOV-07)
IB 31	WALGA – Issues Update No 27.06 (OLGOV-11)
IB 32	Tammin Refuse Site – EPA License (ENVH-41)
IB 33	Dept of Local Government & Regional Development – Rubbish Removal (LLAW-21)
IB 34	T & A Russell – Title Transfer (ASS-1082)

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>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	<p>Council resolved (Res115/06 item 11.30 – 20 April 2006) to offer the purchase of lot 5 Shields St, together with a number of other lots, in return for the outstanding rates.</p> <p>Mr Russell has given written approval for the temporary storage of the shed pending discussions with the Russell family regarding the future ownership of the land.</p>
<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:</p> <ul style="list-style-type: none"> 1 Hedde Knol 5 May Reyne 6 Marge Hocking 7 Mary Caffell 8 Daisy Harrison 9 Stephan Krieger 10 Ann Batchelor <p>Keys are required for units:</p> <ul style="list-style-type: none"> 2 Mary Stokes 3 Beryl Greenwood 4 Isabelle Newbury
<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</p>	MDS	With Department of Local Government and Regional Development following advertising.

law – Shire of Tammin Local Government Parking and Parking Facilities Local Law.		
<p>Northam Regional Saleyards Project Minute 233/05 – 7/12/2005</p> <ol style="list-style-type: none"> 1. That Council “participates” in providing an underwritten financial amount of \$50,000 towards to Northam Regional Saleyards Project. 2. That Council agree to execute an Agreement to identify commitment and contribution towards the Project subject to: <ol style="list-style-type: none"> a) Councils approval of the business plan and; b) acceptance of the legal agreement. <p>Minute 10/06 – 8/2/2006 That:</p> <ul style="list-style-type: none"> • the Business Plan and draft Agreement be accepted; and • authority be given for the signing and affixing of the Common Seal to the Agreement. 	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</p> <p>That the Shire of Tammin:</p> <ol style="list-style-type: none"> 1. 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. 2. will investigate effluent disposal systems and provide advice to FESA for the proposed new Consolidated Emergency Services building. <p>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 and has accepted the estimate of around \$80,000.</p> <p>The Tender from Dempster Steel has been accepted.</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	<p>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>
<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</p>	CEO	<p>Following discussions with CBH, who have denied responsibility, further discussions are required with the owner of the rail reserve.</p>

<p>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>		
<p>Sale of land for non-payment of rates Minute 34/06 – 8/3/2006 That: <ul style="list-style-type: none"> • 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>	<p>CEO</p>	<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>Mayberry Hammond lodged Caveats on 13 June 2006.</p> <p>3 months notification period expired on 16 July 2006.</p> <p>Application has been made for an occasional auctioneer's license for the CEO to allow the property to be economically sold at auction.</p>
<p>22 Walston Street Item 11.21 – 8 March 2006 That the Manager, Development Services be requested to provide a report on the condition of 22 Walston Street.</p>	<p>MDS</p>	<p>Council resolved (75/06) on 20 April 2006 that the issue lay on the table pending the appointment of an Environmental Health Officer.</p>
<p>Education House Relocation Item IB 5 – March 2006 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>	<p>CEO</p>	<p>Negotiations between Departments regarding the high cost of relocation has progressed and that the matter is progressing.... slowly.</p>
<p>Storage & Catchment Dams Item 11.6 – 20 April 2006 That the gravel bund at the corner of</p>	<p>CEO</p>	

Shields Street and Station Road be replaced with a concrete wall with an emergency removable section.		
Storage & Catchment Dams Item 11.6 – 20 April 2006 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.	CEO	
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.	CEO	CBH has given approval for the levels to be taken on their property.
Hydrology Model Item 11.14 – 20 April 2006 That: <ul style="list-style-type: none"> • a non-return valve be sourced and fitted to the stage area water trough; • stainless steel covers be installed over the speakers; and • shade covers be sourced and erected on the Model windows to protect the Model from the afternoon sun. 	CEO	
Properties Inspection Item 11.18 – 20 April 2006 <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. • Install additional shelving on southern wall of Office (EHO) • Address inadequate airconditioner in CEO's Office • Repair tile grouting in ladies toilet above hand basin • Replace u/s door handles to toilets, passage etc • Relocate towel rail in kitchen to sink area • Arrange for photograph of Joan Button and Barry Leslie for President's photos • Arrange for updated aerial photograph of Tammin town site • Prepare septic and storm water drainage plans • Repair broken window on north east corner of hall stage • Prepare electrical diagram, including WIN re-broadcast equipment • Re-hitch stage curtain 	CEO	

<ul style="list-style-type: none"> • Install new electric BBQ • Install signage in Donnan Park to indicate Hydrology Model, public toilets • That RCD protection be installed on the Town Hall kitchen and Lesser Hall sub-boards • That the CEO, in liaison with Cr Wheeldon, determine the wording for the sign at Frearson Park. • Lattice be erected (replaced) on Tamma Village units 3 & 5. 		
<p>Donnan Park Item 11.33 – 20 April 2006 That a meeting be convened between interested Councillors, the CEO and members of the Clubs to resolve the various issues.</p>	CEO	
<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 • 300m section on York Rd west of Shaw Rd and around 50m adjacent to western dam to be gravel sheeted. • Culvert scouring under cement slab on both upstream and downstream on Wyola North Rd to be rock filled with a loose cement slurry. Relocate table drain on south-east side to prevent scouring adjacent to spillway slab. • that pedestrian ramps (concrete slab) over curb be provided at the intersection of Ridley & Redmond Streets (south west corner). 		<ul style="list-style-type: none"> • Cabling replacement and the erection of two additional lighting towers on the east side of the oval are nearing completion.
<p>Bush Fire Advisory Committee Item 10.3 – 18 May 2006</p> <ol style="list-style-type: none"> 1. 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. 	CEO	<ol style="list-style-type: none"> 1. FESA has been requested to gazette the new dates.

<p>2. That:</p> <ul style="list-style-type: none"> • 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 • <i>The UHF two-way radio continue to be used to announce a harvest or vehicle movement ban.</i> 		<p>2. Details of the SMS service have been requested from Linking Councils and Communities.</p>
<p>Tandem Axle Truck / Side Tipping Trailer / Dolly Item 11.6 – 18 May 2006 That a further report on the independent driver assessment be made.</p>	<p>CEO</p>	<p>The independent driver assessment is still to be carried out.</p>
<p>Street Lighting – Tammin Roadhouse Item 11.15 – 18 May 2006 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 been requested to provide a quotation.</p> <p>Western Power has indicated that the design needs to be provided by Main Roads WA. A request has been submitted.</p> <p>On 29 June 2004 a quote of \$5,099 (ex) was provided to provide street lighting at the intersection of Shields St and Station Rd (ENG-03).</p>
<p>Municipal Inventory, Statements & Plans Item 11.13 – 21 June 2006 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 • Recordkeeping Plan • Freedom of Information Statement • Disability Services Plan • Equal Employment Management Plan • Health & Safety Plan • Severance & Redundancy Plan • Gratuity Plan • Future Plan • Strategic Plan • Review of Wards & Representation 	<p>CEO</p>	<p>See Item 11.7 for the Freedom of Information Plan</p>
<p>Vineyard Development Proposal Item 11.17 – 20 April 2006 That the applicants be advised that the application under the Shire of Tammin Town Planning Scheme No 1 is refused due to the adverse effect</p>	<p>CEO</p>	<p>See Information Bulletin 19 – 21 June 2006 - an application has been made to the State Administrative Tribunal seeking a Review of Council's decision to refuse planning approval.</p>

<p>such development would have on surrounding land operations. Further, that the applicants be advised on their right of appeal.</p>		<p>Council's decision is being defended and the Shire of Kellerberrin has been asked to contribute to the cost.</p> <p>The SAT held a Directions Hearing 80 11 July 2006 which has listed the matter for a Preliminary Hearing on 9 August 2006 – the issue to be determined is whether or not any of Council's resolutions were in fact conditional approvals.</p>
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IB 2 Wheatbelt Development Commission – Education Working Party

Correspondence advising that it had identified Health and Education and Training as two key areas of activity in its work on service delivery reform in the Wheatbelt and has established a working party for each of these topics. Further, forwarding the draft Terms of Reference for comment by 23 June 2006.

IB 3 Australia's Golden Outback – Minutes

Correspondence forwarding the minutes of the Board meeting held in Esperance on 8 June 2006.

IB 4 WALGA – Issues Update No 23.06 (OLGOV-11)

Correspondence providing an update on issues including:

- Local Government Appointments to Boards and Committees
- Current Vacancies on Boards and Committees
- Resource Recovery Rebate Scheme Period 16 Application Form
- Training Update
- WA Local Government Directory 2006-07
- Banners in the Terrace 2006
- Tourism Development Grants
- New Soccer Goal Legislation

IB 5 WALGA – Natural Disaster Relief Arrangements (ORGE-05)

Correspondence advising that the Community Development and Justice Standing Committee is undertaking an inquiry into WA's Nation Disaster Relief Arrangements with particular reference to the adequacy of State Government assistance under the programme for persons affected by a natural disaster.

IB 6 Community Cropping Project

On 9 June 2006 the crop was planted – dry. Later in the day, paddock drinks were held with all those who donated being invited.

IB 7 Common Seal

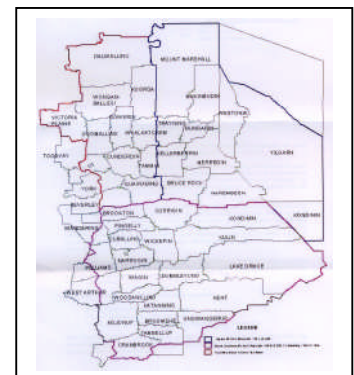
The Common Seal was affixed on 21 June 2006 to the Agreement between Country Arts WA and the Shire of Tammin for the 2006 WA intrastate tour of Hidden Dragons by the Barking Gecko Theatre Co.

IB 8 CALM – Restructure (ORG-08)

Correspondence advising that as from 1 July 2006 CALM will be restructured which will see Tammin in the new Avon-Mortlock District based at Northam.

Comment

Tammin's eastern boundary is also the eastern boundary of the Avon-Mortlock District.



IB 9 WALGGC – 2006-07 Financial Assistance Grant (FIN-07)

Correspondence advising that the Shire of Tammin's notional financial assistance grant for the 2006/07 financial year will be \$649,707 (comprising of \$218,834 local road funding and \$430,873 equalisation funding). The grants are considered *notional* because the Commonwealth has not yet advised the Commission of the final pool of funds and the process of obtaining Ministerial approval for the grant allocations has not been completed. The notional grants have been calculated on the basis that this state will receive \$193.8 million. The grant pool has increased by 3.9%.

Comment

The notional grants are separated into local road funding and equalisation funding. Although local governments can use both grants for any purpose, the grants are separately identified.

IB 10 WAPC – Subdivision Lot 66 Station Rd (ASS-31)

Correspondence seeking comment on a proposal to subdivide 4.9ha from Lot 66 Station Rd.

Comment

This proposal relates to the new town dams site adjacent to Donnan Park.

The WAPC has been advised that the proposal is fully supported by the Shire of Tammin – without conditions.

IB 11 WALGA – Issues Update No 24.06 (OLGOV-11)

Correspondence providing an update on issues including:

- Systemic Sustainability Study
- Tender Threshold
- Local Government Week 2006
- Banners in the Terrace 2006
- Review of Retirement Villages Legislation
- Closing Date for Voiceless Grants Program
- Safe Work Australia Week
- Emergency Management Survey Updates
- 2007 Fulbright Professional Awards

IB 12 Cunderdin Tammin Landcare (AGR-01)

On 9 June 2006 an approach was made by Cr Graham Cooper, President, Shire of Cunderdin, regarding the resolution of funds held by the Shire of Cunderdin on behalf of the Landcare Development Committee.

On 16 June 2006 a letter was written to the Shire of Cunderdin indicating that the Landcare Development Committee controlling these disbursement of these funds has essentially been in recess since the resignation of Amanda Godfrey as at 31 October 2003. It is also understood that the Shire of Tammin's last representative on the Committee was Cr Donald Thomson (appointed 28 May 2003). With Donald's resignation from Council in 2005, the Shire of Tammin does not appear to have representation on the Committee.

Further, noting that the Shire of Cunderdin holds funds totalling just under \$64,000 which is made up of local government contributions, specific purpose grant funds and other donations and that the Shire of Tammin was contributing to the Landcare Officer on a 40:60 arrangement with the Shire of Cunderdin. The Shire of Tammin's records indicate the last contribution was \$14,000 in 2003/04. Cr Cooper indicated that the Shire of Cunderdin contributed in 2004/05 (raised through rates).

Obviously there are a number of issues to be resolved. To progress forward, discussions between the Shire of Cunderdin, the Shire of Tammin and the Committee needed to be held.

Subsequently on 20 June 2006 Mr Ivan Rogers advised that the Committee had been meeting every 2 months, with the last meeting being held in April 2005 however with the resignation of Chantelle Butterly, the Committee has not formally met. Further, that once the details of the funds are established, a Management Committee meeting will be convened to allow a recommendation regarding the disbursement of the funds to be made.

IB 13 FESA – National Medal Presentations (ORGE-00)

Correspondence advising that the previous twice yearly presentation ceremonies for volunteers (May and November) is to be changed to an annual volunteer presentation around May each year. Nominations can continue to be made at any time during the year.

IB 14 Salaries & Allowances Tribunal – 2006 Determination (OSGOV-26)

Correspondence from the Department of Local Government and Regional Development drawing attention to the Tribunal's determination of 27 June 2006. The Tribunal has classified local governments into nine bands – and placed Tammin (and Wyalkatchem) in Band 1 (Kellerberrin, Cunderdin and Quairading are in Band 2). Band 1 ranges from \$95,000 to \$128,500 whilst Band 2 ranges from \$106,000 to \$144,000.

Each of the following is considered an appropriate component of a CEO's Total Reward Package.

- Base salary
- Annual leave loading
- Associated FBT accrued
- Association membership fees
- Attraction/retention allowance
- Benefit value of provision of motor vehicle for private use
- Cash bonus and performance incentives
- Cash in lieu of vehicle
- Fitness club fees
- Grooming/clothing allowance
- Health insurance subsidy
- Private phone
- Recognition programme benefits
- School fees and child's uniforms (ongoing)
- Superannuation
- Travel or any other benefit taken in lieu of salary
- Unrestricted entertainment allowance

Each of the following components is considered an appropriate exclusion from the CEO's Total Reward Package.

- Airfare to home base
- Appointment/relocation expenses
- Computer provision
- Entertainment allowance (business restricted)
- Expense of office (business restricted)
- Isolation/location allowance
- Mobile phone
- Professional development and library allowance
- Rental subsidy *
- Travel on business
- Water/power subsidies *

* The payment of these subsidies maybe appropriate in some cases such as in remote locations in the state.

The above are considered either a tool of trade benefit (eg mobile phone, computer, library allowance) or a reimbursement for genuine work related expenses (eg expense of office) or compensation for specific disadvantages (eg isolation/location allowances, rental subsidy,

water/power subsidy, travel benefits). Mercer's advice is that these benefits are typically not included in Total Reward Packages in other companies and organisations. The payment of these benefits, where such payment is judged to be fair, not excessive and transparent, maybe considered appropriate but such payments should not be used to artificially inflate the employee's Total Reward Package.

COMMENT

These amendments arose from a recommendation contained in the report into the City of Joondalup issued by the Legislative Council Standing Committee on Public Administration and Finance in December 2003. A full copy of the Determination is available of the WEB at: <http://www.sat.wa.gov.au/index.cfm?event=localGovernmentCEOItem20060627>.

STATUTORY IMPLICATIONS

Section 7A of the Salaries and Allowances Act 1975 provides that the Tribunal shall, from time to time, enquire into and make a report containing recommendations as to the remuneration to be paid or provided to Chief Executive Officers of local governments.

Section 46(3) of the *Local Government Amendment Act 2004*, amended the *Salaries and Allowances Act 1975* to include section 7A and require local government to take into account the recommendations contained in a section 7A report before entering into, or renewing, a contract of employment with a Chief Executive Officer.

IB 15 Disability Services Plan (OFGOV-03)

Item 11.13 – 21 June 2006 refers.

A copy of the Shire of Tammin's Disability Services Plan, from 1995, has been located (from the Disability Services Commission) and submitted to the Disability Services Commission to comply with the requirements of the Disability Services Act.

IB 16 CAT 120H Oil Samples (ENG-30)

Westrac has returned the SOS Services analysis sheets for the oil samples, which indicate the Tandem Right, Transmission and Circle Drive Box all have a *high* oil sample result.

Mr Dave Fox, Shire of Kellerberrin mechanic, has advised that these values sometimes do come in high according to Westrac. However, from past SOS sheets, these do not really appear to be a problem until they recommend that the machine compartment is inspected, which is normally well before any sort of major failure occurs.

The circle drive and tandem oils get changed at 2,000 hour intervals, so will be due for oil changes in another 1,000hrs.

Mr Fox has recommended the best course of action is to continue with regular sampling at the 250 hour services and monitor what the reports come back with.

Mr Fox has further noted the transmission oil was changed at the last service, will have removed a lot of contaminants from the system. He has recommended that at the next service, the transmission should be sampled again, which should see that these values will reduce.

IB 17 Main Roads WA Heavy Vehicle Operations (ENG-22)

Correspondence providing details on the Class 2 and 3 Restricted Access Vehicles Period Permit under the Heavy Vehicle Access Project with the aim to deliver both short term relief and longer term improvements that will be capable of managing heavy vehicle access into the future.

The central change being developed is to move management of heavy vehicle operations from an operator focused approach to a more network based approach.

It was originally intended to implement Notices to provide access to a series of networks developed in conjunction with Local Government. However, issues such as the proposal to

transport iron ore in the Mid West by road has caused Government and Main Roads to reconsider whether the level of access that Notices would provide is appropriate. As such, a Period Permit approach has been developed, which provides most of the benefits of a Notice whilst still maintaining the necessary management control for State and Local Governments.

Whilst some Period Permits (Class 1 Oversize, Class 1 Overmass and Class 3 Oversize Divisible Products) have been released over the past twelve months, the release of the Class 2 and 3 Restricted Access Vehicles Period Permit on 1 July 2006 represents a major step forward using the network based approach. The Class 2 and 3 Restricted Access Vehicles Period Permit is a three-year permit and includes vehicles such as rigid truck and trailers, B-Doubles and road trains.

The network approach will enable Main Roads and Local Government to develop a more strategic approach to heavy vehicle access management, enabling the evolution of more efficient and effective networks by addressing issues such as connectivity, stability and equity for all operators. Several iterations are envisaged before the networks will stabilise and as such, provision has been made for quarterly updates. Networks will be available electronically on the Main Roads website (www.mainroads.wa.aov.au/heavyvehicles) making them transparent to all.

Some Local Governments have given blanket approval for all roads within their respective jurisdictions to be included in the various networks, particularly Network 2 (which covers B-Doubles, and truck and trailers). It should be stressed that this approach is not necessarily the most efficient nor effective way forward. In fact, many of the roads put forward may prove to be unsuitable when assessed against the Main Roads' Route Assessment Guidelines.

The concept of opening up "all" roads not only increases the risk of conflict with local residents but may also place an unnecessary maintenance burden on Local Government, as the asset owner. As a consequence, Main Roads will continue dialogue with Local Government to ensure that any future expansion of these networks is done on the basis of developing strategic networks that meet the needs of the broader community.

Comment

The Shire of Tammin has requested all roads to be accessed for suitability to oversize Permits. A response, other than acknowledgement, has not been received.

IB 18 MIBS – 2006-07 Insurance (ADM-34)

Correspondence forwarding details of the 2006 Insurance Market as follows:

Motor Vehicle

- No Fault/ No Excess — where the Council driver is not at fault and can provide details of the other driver then there will be no excess payable on the Council's claim.
- Capped Excess Any One Event — applicable to unregistered plant less than \$1,000 in value only one excess will apply where there is loss or damage caused by the same event. For example if a number of items less than \$1,000 each in value are stolen then only one excess will apply. Similarly if there is malicious damage to windscreens of vehicles parked in the Council Depot then only one excess will apply per event.

Councillors & Officers Liability

- Now includes Insured versus Insured Defence Costs cover.

Personal Accident / Travel

- Funeral expenses limit has been increased to \$10,000
- Chauffeur Plan — covers cost of hiring chauffeur driven vehicle of taxi, to meet your business commitments to a maximum of \$500 with a 3 day excess period.

- Volunteers aged 80 to 85 years automatically covered subject to limited cover.

Electronic Equipment

- is limited to \$10,000 any one claim.

Journey Injury

- Premium rate reduced

Salary Continuance

- Premium rates reduced

Municipal Property Scheme

- Reduction in rates for those Councils with good claims experience

Municipal Liability Scheme

- The contributions for the 2006/07 are to be as per the 2005/06 year other than adjustments for those Councils with continuing poor claims experience.

Municipal Workcare Scheme

- In general premium rates will remain as expiring which is a good result given the implications imposed by the recent changes to the Workers Compensation legislation. The market consensus is that these changes could result in higher claims costs being incurred by Workers Compensation Insurers and therefore the MWS.

IB 19 Dept. of Agriculture & Food – State Barrier Fence (AGR-08)

Correspondence advising that the State Barrier Fence Management Advisory Committee has undertaken a Cost-Benefit Analysis following a review of the effectiveness and efficiency of the existing State Barrier Fence. A report has been released for public comment. Comments are required by 30 September 2006.

IB 20 LGIS – Workers Compensation (ADM-39)

Correspondence advising that the capped workers compensation payment has been increased from a maximum of \$1,522.70 per week to \$1,609.90 per week.

IB 21 WALGA – Issues Update No 25.06 (OLGOV-11)

Correspondence providing an update on issues including:

- Meeting of the State/Local Government Council
- Ministerial Meeting - Hon Sheila McHale
- Salaries and Allowances Recommendation Report
- Reduced Default Open Speed Limit Not to Proceed
- Serving Officer Nominations - Municipal Waste Advisory Council (MWAC)
- Systemic Sustainability Study Submissions
- WA Local Government Directory order form
- Local Government Week 2006
- Inquiry into the Criminal Investigation Bill 2005

IB 22 ROMAN (ENG-06)

Following a request from Main Roads WA for a data update, arrangements have been made for Cardno BSD Pty Ltd to provide the information. Interestingly, Main Roads WA indicated that the last time this was done was 1997!

Comment

The ROMAN data held by Main Roads WA plays a significant part in grant funding – both by the State Government and Federal Government. It is very much in the Shire of Tammin's interest to have this information up to date. As a side issue, BSD has supplied a copy of the ROMAN data to have in Tammin for easy reference (and verification / correction when time permits).

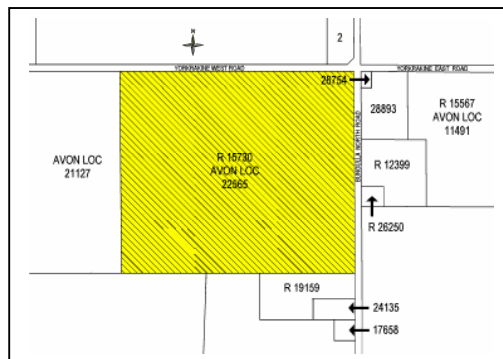
IB 23 Reserve 15730 (RES-15730)

A letter of support has been provided to the Yorkrakine Hall Committee (Inc.) in their quest for the vesting of Reserve 15730 (*Racecourse and Recreation*).

Comment

Currently, the Reserve is vested in 3 Trustees, 2 of which have left the district.

The Yorkrakine Hall is on Reserve 19159.



IB 24 Australia Day Council (ORG-00)

Correspondence inviting nominations for the 2007 Australian of the Year Awards.

IB 25 ATO – GST On Residential Accommodation (FIN-15)

Correspondence advising of a review of acquisitions on residential accommodation and compliance with tax laws – particularly in relation to GST and indicating that the Shire of Tammin had been selected for review.

The period under review was for the years 2001/02 through to 31 December 2005.

Comment

An investigation by Staff revealed that a total of \$29,777.44 of GST had been incorrectly claimed and arrangements are being made for this to be remitted on the 30 June 2006 BAS. It is understood that interest will also be charged but their will not be penalties applied.

IB 26 Wheatbelt Community Network – Dry Season Workshop

Correspondence forwarding the minutes of the Workshop held on 21 June 2006 in Northam.

The meeting covered the following issues:

- Season update
- Implications for crops
- Implications for stock
- Implications for farmers
- Plague Locusts
- Support Activities/Services
- Land Prices
- Grain Licensing Authority
- CBH receival points reduction from 198 to 68

IB 27 National Trust – Golden Pipeline (HIST-05)

Correspondence forwarding details of a funding submission to the Wheatbelt Development Commission for a marketing plan for the Golden Pipeline Heritage Trail.

Comment

Each of the 11 local government involved (including Tammin) will contribute \$1,000 with grant funding of \$11,500 creating a project total of \$21,500.

IB 28 WALGA – Issues Update No 26.06 (OLGOV-11)

Correspondence providing an update on issues including:

- Local Government Week 2006
- The Food Bill 2005 - Update
- Grant Indexation
- Training Update
- Systemic Sustainability Study Submissions

- Corporate Wardrobe
- Group Advertising Service
- Mayoral/Presidential Vehicles Legislative Amendments
- Sealed Local Roads Workshops

IB 29 Dept of Water – Water Reform (OSGOV-20)

Correspondence advising that the Government had established the Water Reform Implementation Committee to prepare advice on a range of matters relating to water reform in WA and that the Committee had released for public comment the *Draft Blueprint for Water Reform in WA*. The Blueprint outlines a number of proposed directions in the following areas:

- Changing the water entitlements system
- Facilitating water trading
- Implementing water metering
- Recovering water resource management costs
- Land and water planning for the longer term protection of agricultural land
- Increasing self management
- Investing in water use efficiency.

IB 30 Legislative Council – Obstetric Services (OFGOV-07)

Correspondence advising of the establishment of a Select Committee to inquire into public obstetric services in WA and inviting written submissions by 11 August 2006.

IB 31 WALGA – Issues Update No 27.06 (OLGOV-11)

Correspondence providing an update on issues including:

- Minister Sets out Responsibility for GP Services
- National Local Roads and Transport Congress
- Local Government Week 2006
- Double Demerits – Queens Birthday Weekend
- Training Update
- Purchasing Network
- GST Property Seminar
- Update of WAPC Application Forms
- National Emergency Management Survey Response
- Amendment – Sealed Local Roads Workshops

IB 32 Tammin Refuse Site – EPA License (ENVH-41)

Application has been submitted for the renewal of the license for the rubbish tip. Unfortunately, once again, the application has been made late, incurring a late application penalty.

IB 33 Dept of Local Government & Regional Development – Rubbish Removal (LLAW-21)

Correspondence responding to the Shire of Tammin's letter drawing attention to the newspaper article regarding new legislation passed in New South Wales (NSW) empowering local governments to remove waste from private land and suggesting that the issue be investigated for implementation in this State.

Further, referring to powers of this type included in the Local Government Act 1995 in Schedule 3.1, clause 5A which gives local governments the power to issue a notice requiring either the owner or occupier of land to remove rubbish or disused material that the local government considers to be untidy. Whilst the person who is given this type of notice may under section 9.5 of the Act object to the notice or apply under section 9.7 for a review of the notice, which suspends the effect of the notice until the decision of the objection or review is made, a local government may under section 9.9 (1)(b)(i) and (ii) decide that the effect of the notice should not be suspended. Such a decision overrides the objection and review process.

Failure to comply with the notice is an offence under section 3.25 (6) of the Act.

In addition the local government may under section 3.26 remove the rubbish or disused material and recover the cost for doing so.

The Act has been drafted to enable a local government to deal with a rubbish or disused material issue but also affords the owner or occupier of land the opportunity to challenge the local government's decision on the issue.

IB 34 T & A Russell – Title Transfer (ASS-1082)

Late Item 1 – 3 February 2003, Items 11.4.1 – 7 December 2005 & IB 30 – 8 March 2006 refer.

After many years of work, the titles for lots 11, 12 ,13, 14 Nottage Way and 15 & 16 Old Yorkrakine Rd, have finally been transferred into the name of the Shire of Tammin.