

Minutes of the Shire of Tammin Ordinary Council meeting held at Council Chambers, 1 Donnan Street, Tammin, on Thursday, 15 May 2008.

1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

Cr Stokes declared the meeting open at 2.08pm.

2. RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE

Present

Cr R.J. Stokes	President (Presiding Person)
Cr K.L. Caffell	Deputy President
Cr M.D. Greenwood	Member
Cr S.J. Jefferies JP	Member
Cr M.K. Wheeldon	Member

Mr M.G. Oliver	Chief Executive Officer
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Visitors

Nil

Apologies

Nil

Leave of Absence

Nil

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

4. PUBLIC QUESTION TIME

Nil

5. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

6. DECLARATION OF MEMBER'S INTERESTS IN AGENDA ITEMS

6.1 Item 11.10 2008/09 Fees & Charges

Cr Caffell declared an interest in the rent for 11 Nottage Way as the employer of the tenant.

Cr Wheeldon declared an interest in the rent for Lot 15 Donnan St as the President of the tenant.

6.2 Item 11.10 2008/09 Fees & Charges

7. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

7.1 Ordinary Council Meeting Minutes – 17 April 2008

STATUTORY IMPLICATIONS

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

MIN 71/08 MOTION – Moved Cr Greenwood 2nd Cr Jefferies

That the minutes of the Ordinary Council meeting held on 17 April 2008 be confirmed as a true and correct record.

CARRIED 5/0

Cr Greenwood reported that he was still to obtain the advice in relation to Item 11.8 - Lots 12 & 19 Donnan St - Sale (ASS-1062).

8. ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION

Nil

9. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

Nil

10. REPORTS OF COMMITTEES/COUNCILLORS

10.1 Great Eastern Zone WALGA (ORG-02)

Meeting held in Merredin on 21 April 2008 and attended by Cr Caffell and the CEO. The business of the meeting was to form a Zone response to the recommendations contained in the SSS Report – *The Journey*.

Comment

Council's decisions on the recommendations have been *fleshed out* and are appended in the form of a submission to WALGA for Councillors information.

STAFF RECOMMENDATIONS

That the submission to WALGA on the response to the recommendations contained in the SSS Report – *The Journey* be adopted and forwarded.

Simple Majority Required

MIN 72/08 MOTION – Moved Cr Caffell 2nd Cr Jefferies

That the Staff Recommendation be adopted.

CARRIED 5/0

That the consequences of the SSS Report's adoption be listed for discussion on the WE-ROC Agenda seeking commitment in principle from member local governments.

Simple Majority Required

MIN 73/08 MOTION – Moved Cr Greenwood 2nd Cr Caffell

That the Staff Recommendation be adopted.

CARRIED 5/0

10.2 WE-ROC (ORG-15)

Meeting held in Koorda on 22 April 2008 and attended by Cr Caffell and the CEO.

Issues discussed relevant to Tammin included:

- West Australian feature on the Wheatbelt;
- WE-ROC MOU;
- SSS Report recommendations;
- Draft Public Health Bill for WA; and
- Wheatbelt Drainage Council – a new *draft* Policy Framework which appears to accept that drainage should be addressed on an integrated catchment basis as opposed to a local government area.

The next meeting of the WE-ROC Council is to be held in Tammin on 24 June 2008. Some consideration needs to be given to the venue (25-30 people in winter).

STAFF RECOMMENDATIONS

That arrangements be made to host the WE-ROC meeting on 24 June 2008 in the Tammin Bowling Club and that the Club be invited to cater the event.

Simple Majority Required

MIN 74/08 MOTION – Moved Cr Greenwood 2nd Cr Caffell

That the Staff Recommendation be adopted.

CARRIED 5/0

That an Agenda item be submitted to WE-ROC to give consideration to modify the meeting procedure for joint WE-ROC/NEW-ROC meetings such that:

- where able (noting the constraints of visitors travel, venue facilities and networking opportunities), the WE-ROC and NEW-ROC meetings be held concurrently following the joint meeting to remove the issue of time constraints;
- joint meetings only be held where there is a reason, not as a matter of course;
- joint meetings be held at locations which are on the common boundary of WE-ROC and NEW-ROC (to reduce the travel involved).

Further, that consideration be given to teleconferencing during the busy farming periods to assist delegates in attending or when there are no guests involved or where joint meetings are not required.

Simple Majority Required

MIN 75/08 MOTION – Moved Cr Wheeldon 2nd Cr Caffell

That the Staff Recommendation be adopted.

CARRIED 5/0

MIN 76/08 MOTION – Moved Cr Caffell 2nd Cr Jefferies

That the MOU for WE-ROC for a further 2 years be signed.

CARRIED 5/0

10.3 WALGA Executive (OLGOV-08)

Meeting held in Tammin on 30 April 2008 and attended by Crs Stokes, Caffell and Wheeldon together with the CEO and Cr Bill Mitchell (President) and Ms Ricky Burges (CEO) WALGA.

The central item of discussions was the SSS Report *The Journey* and it's consequences.

10.4 Roads & Transport Forum 2008 (OLGOV-08)

Item 11.3 – 17 April 2008 refers.

Forum held in Perth on 6 May 2008 and attended by the CEO.

A number of addresses were given with the overall message that:

- Western Australia's boom is not a boom as such but rather a quantum shift in activity and that shift will continue to escalate based on the frantic growth in China. The consequential effect on road activity is immense.
- A growth source of funding for roadworks, similar to that provided by the current agreement with the State Government which is based on a percentage of vehicle license fees (which will deliver a \$16m increase in 2008/09), is required.
- The heavy vehicle license fees will increase substantially – an average B-Double under contributes \$16,000 per year to road costs. There is a strong chance that at some time in the near future, heavy vehicle license fees will be set by direct pricing – based on mass, distance and location via satellite tracking.
- A pricing structure, based on road damage, has been introduced by some local governments for oversize vehicle movements. This is also being explored by Main Roads WA.
- Increased fuel levies, to reflect road usage, is being explored as an alternative to license fees.
- The *last mile* or the weakest link in the transport route supply chain needs to be the focus of expenditure.
- Some \$400m is the estimated cost to repair the sections of country rail that freight levels indicate should be kept open. Support from the Federal Government has been sought.

11. AGENDA ITEMS

Cr Jefferies declared an interest in Item 11.1 as a potential seller of the postcards and left the Chamber at 2.52 pm.

11.1 Postcards

Author – MG Oliver, CEO, 26 March 2008 Interest – Nil

BACKGROUND

During the discussion on the entrance statement signs in March, Councillors expressed an interest in using the same design for postcards.

COMMENT

A quote has been obtained (from Zacks Commercial Artists) as follows. All prices are exclusive of 10% GST and Delivery.

Size: 150mm x 100mm
Paper: 310 gsm grade 1 stock
Print: Full Colour to both sides
Finish: Gloss laminate to front side

Quantity	Price	Price per card
500	\$210.00	\$0.42
1000	\$300.00	\$0.30
2000	\$400.00	\$0.20
5000	\$640.00	\$0.128

FINANCIAL IMPLICATIONS

No provision in the 2007/08 Budget.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That 500 postcards be purchased and that they be offered for resale to the Tammin Post Office and the Tammin Roadhouse.

Absolute Majority Required

MIN 77/08 MOTION – Moved Cr Wheeldon 2nd Cr Greenwood

That the Staff Recommendation be adopted.

CARRIED BY AN ABSOLUTE MAJORITY 4/0

Cr Jefferies entered the Chamber at 2.54 pm.

11.2 Staff Appointments (Personnel)

Author – MG Oliver, CEO, 11 April 2008 Interest – Nil

PREVIOUS REFERENCE

Item 11.7 – 18 July 2007 refers.

BACKGROUND

The following are existing appointments under the provisions of the Dog Act 1976 –

Registration Officers	Michael Geoffrey Oliver Carolyn Ann Crane Laurise Winterswyk Lisa Ellen Mackin
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and authorised officers appointment under the following acts:

- *Dog Act 1976* & Regulations, *Control of Off-Road Vehicles Act 1978* & Regulations, *Litter Act 1979* & Regulations, Shire of Tammin Local Laws, *Local Government Act 1995* (Section 3.39, 9.10, 9.11, 9.15)
- Section 449 of the *Local Government (Miscellaneous Provisions) Act 1960*.
- Issue of Infringement notices – Section 59 (2) (a) of the *Bush Fires Act 1954* and Section 64 (1) of the *Cemeteries Act 1986*.
- Power of Entry – Part 3 – Division 3 Section 3.28 & 3.29 of the *Local Government Act 1995*.
- Miscellaneous provisions about enforcement – Part 9 – Division 2 – Subdivision 1 Sections 9.13, 9.16, 9.17 of the *Local Government Act 1995*.
- Impounding and removing goods involved in certain contraventions – Section 3.39 of the *Local Government Act 1995*.

Authorised Persons	Michael Geoffrey Oliver Graeme Price Button Geoff Copley (WA Ranger Services) Paul Reece (WA Ranger Services)
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COMMENT

Following Staff changes it is appropriate that the new Staff be appointment as follows:

Registration Officers	Julie Susanne Oliver
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Authorised Persons	Thomas Francis Findlay
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FINANCIAL IMPLICATIONS

Advertising costs.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That:

- Julie Susanne Oliver be appointed Registration Officer under the *Dog Act 1976*; and
- Thomas Francis Findlay be appointed Authorised Officers under the *Dog Act 1976 & Regulations, Control of Off-Road Vehicles Act 1978 & Regulations, Litter Act 1979 & Regulations, Shire of Tammin Local Laws, Local Government Act 1995* (Section 3.39, 9.10, 9.11, 9.15); Section 449 of the *Local Government (Miscellaneous Provisions) Act 1960*; Section 59 (2) (a) of the *Bush Fires Act 1954* and Section 64 (1) of the *Cemeteries Act 1986*; Section 3,28 &3.29 of the *Local Government Act 1995*; Sections 9.13, 9.16, 9.17 of the *Local Government Act 1995* and Section 3.39 of the *Local Government Act 1995*.

Simple Majority Required

The CEO reported that Myra Hand had been appointed to the position of Finance Officer.

MIN 78/08 MOTION – Moved Cr Greenwood 2nd Cr Caffell

That:

- Julie Susanne Oliver and Myra Tisha Hand be appointed Registration Officers under the *Dog Act 1976*; and
- Thomas Francis Findlay be appointed Authorised Officers under the *Dog Act 1976 & Regulations, Control of Off-Road Vehicles Act 1978 & Regulations, Litter Act 1979 & Regulations, Shire of Tammin Local Laws, Local Government Act 1995* (Section 3.39, 9.10, 9.11, 9.15); Section 449 of the *Local Government (Miscellaneous Provisions) Act 1960*; Section 59 (2) (a) of the *Bush Fires Act 1954* and Section 64 (1) of the *Cemeteries Act 1986*; Section 3,28 &3.29 of the *Local Government Act 1995*; Sections 9.13, 9.16, 9.17 of the *Local Government Act 1995* and Section 3.39 of the *Local Government Act 1995*.

CARRIED 5/0

11.3 Tamma Village – Aged Pensioner Units Reserve (AGE-02)

Author – MG Oliver, CEO, 11 April 2008 Interest – Nil

PREVIOUS REFERENCE

Item 11.1.2 – 11 February 2004 & Item 11.2 17 May 2007 refer.

BACKGROUND

Council resolved on 11 February 2004, following Staff advice and direction from the Department of Housing and Works to set aside \$8,400 per year for the long term maintenance of Tamma Village. Further, that this provision be maintained through a Reserve account.

COMMENT

An Aged Pensioner Units Reserve has been created for this purpose.

The 2004 direction of Council was discovered in May 2007. At that time, Council resolved to transfer to the reserve Fund the 2006/07 Budget provision for the upgrade of bathrooms (\$10,000).

In 2005/06 a total of \$5,857, including interest, was transferred to the Aged Pensioner Units Reserve.

The 2007/08 Budget again provided \$10,000 for the upgrade of bathrooms. Whilst Unit 1 is ready to be done the lack of trades indicates it is unlikely that the upgrade will proceed this year.

The net position of the Units (income less expenditure) is in the negative.

This year, the funds have been expended on the replacement of the vertical blinds.

FINANCIAL IMPLICATIONS

No provision was included in the 2007-08 Budget for this purpose.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That no transfer to the Aged Pensioner Units Reserve be made.

Simple Majority Required

MIN 79/08 MOTION – Moved Cr Greenwood 2nd Cr Jefferies

That the Staff Recommendation be adopted.

CARRIED 5/0

11.4 Ordinary Meeting Dates

Author – MG Oliver, CEO, 18 April 2008 Interest – Nil

PREVIOUS REFERENCE

Item 12.2 – 15 November 2007 refers.

BACKGROUND

Council resolved in November 2007 that Council meetings be held on the third Thursday of the month.

The Tammin Golf Club has released it's 2008 calendar of events.

COMMENT

On Thursday, 18 July 2008 the Club will hold the DKT 4BBB Stableford event will be held in Tammin.

On Thursday, 21 August 2008 the Avon Tractor Day will be held in Cunderdin.

FINANCIAL IMPLICATIONS

Cost of advertising if the meeting dates are changed.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Regulation 12 of the *Local Government (Administration) Regulations* provide that:

- (1) At least once each year a local government is to give local public notice of the dates on which and the time and place at which —
 - (a) the ordinary council meetings; and
 - (b) the committee meetings that are required under the Act to be open to members of the public or that are proposed to be open to members of the public, are to be held in the next 12 months.
- (2) A local government is to give local public notice of any change to the date, time or place of a meeting referred to in subregulation (1).

- (3) Subject to subregulation (4), if a special meeting of a council is to be open to members of the public then the local government is to give local public notice of the date, time, place and purpose of the special meeting.
- (4) If a special meeting of a council is to be open to members of the public but, in the CEO's opinion, it is not practicable to give local public notice of the matters referred to in subregulation (3), then the local government is to give public notice of the date, time, place and purpose of the special meeting in the manner and to the extent that, in the CEO's opinion, is practicable.

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That Council consider the need to change the July (to Wednesday 16 July) and August (to Friday 22 August) Ordinary Council meeting dates need to be changed.

Simple Majority Required

MIN 80/08 MOTION – Moved Cr Jefferies 2nd Cr Caffell

That the date for Ordinary Council meeting for July be changed to Wednesday 16 July 2008.

CARRIED 5/0

11.5 WALGA – Constitutional Recognition of Local Government (OLGOV-01)

Author – MG Oliver, CEO, 18 April 2008 Interest – Nil

BACKGROUND

Correspondence noting that whilst local government has a long standing policy position of wanting to be recognised in the Australian Constitution, the form that Constitutional Recognition should take needs to be agreed.

- Should recognition be simply symbolic?
- Should it impose certain funding obligations on the Commonwealth?
- Should it protect Local Government from forced structural change?
- Do Councils have other expectations from Constitutional Recognition?

The Rudd Government has promised a new referendum on the question of Constitutional Recognition for Local Government, so the time has come to put some clarity around this issue and draw together a nationally consistent position. The Australian Local Government Association (ALGA) will be endeavouring to do this during 2008 with the assistance of State and Territory Associations.

ALGA has developed a strategic framework and process for wide engagement in the development of the case for Constitutional Recognition and for gaining agreement to a proposition that could be put to government for the purposes of conducting a referendum for Constitutional Recognition of Local Government within the next three years. ALGA has developed a number of resource materials for use by Local Governments to inform their local conversations on this issue. These resource materials can be downloaded from the ALGA website at <http://www.alga.asn.au/constitutionalrecognition/>.

The resource materials have been developed in order to facilitate the following process:

1. Constitutional Recognition resource materials distributed to Local Governments, and posted on ALGA website.
2. Local Governments to conduct a "Council conversation" and develop local position.
3. Optional step — Local Governments share outcomes from their Council conversations at July zone meetings.

4. Local Government Week Convention to consider the question of Constitutional Recognition. WALGA to appoint 10 representatives to attend a National State and Expert Forum.
5. ALGA will convene a National State and Expert Forum. This will reconcile State Association input and specific options to be put to a broadly based National Constitutional Forum. Expert technical advice will assist in the drafting of specific wording of resolutions to meet desired objectives and develop technical argument on various options. (Proposed for August/September).
6. ALGA will prepare business papers for a National Constitutional Forum based on input from the National State and Expert Forum. (October).
7. Conduct of the National Constitutional Forum. This would be in the style of the National Roads Congress designed to establish an agreed Local Government position and to settle the question to be put at a referendum on Constitutional Recognition of Local Government. (Scheduled for December 2008).
8. ALGA to develop "camera ready" legislation for the referendum and present to government.

COMMENT

It is appropriate that Councillors express their opinions to allow a Council position to be determined.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That Council determine it's position on constitutional recognition of local government.

Simple Majority Required

MIN 81/08 MOTION – Moved Cr Wheeldon 2nd Cr Caffell

That the issue lay on the table until the August 2008 Ordinary Council meeting to allow further discussions.

CARRIED 5/0

11.6 2008/09 Community Grants (FIN-04)

Author – MG Oliver, CEO, 24 April 2008 Interest – Nil

PREVIOUS REFERENCE

Items 11.1.6 – May 2005; 11.8 – 18 May 2006, 11.1 – 27 July 2006, 11.14 – 19 April 2007, 11.1 – 18 July 2007 and 11.8 – 23 August 2007 refer.

BACKGROUND

In April 2005, May 2006 and April 2007 Council resolved to advertise for budget submissions from sporting, community or welfare groups/organisations requiring financial assistance from the Shire of Tammin in the following year. Applications were to include audited financial statements and most recent Bank Statement.

In July 2007 Council resolved to include provision 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 (cash \$1,000 & in-kind)	\$1,650
• Tammin Bowling Club – to subsidize employment of a greenkeeper	\$20,000 Inc
• CWA Tammin – 2008 WA Week Luncheon	\$375
• Tammin Catholic Guild – toilet block repairs (pans, cisterns and seats)	\$1,000
• Tammin Playgroup – Uniting Church wheelchair ramp and gate repairs	\$900
• Royal Flying Doctor Service	\$200
• Eastern Districts Display Committee, Royal Show	\$350
• Lord Mayors Disaster Appeal	\$500
• Wheatbelt Agcare	\$900
• Significant local achievements program	\$500
• Tammin Primary School – in kind community bus for swimming lessons	\$2,000

COMMENT

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
- CWA Tammin

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That community groups be invited to make submissions for financial support for consideration with the draft 2008/09 Budget.

Simple Majority Required

MIN 82/08 MOTION – Moved Cr Greenwood 2nd Cr Wheeldon

That the Staff Recommendation be adopted.

CARRIED 5/0

11.7 Dept of Culture & The Arts – Better Beginnings Literacy Program (EDU-01)

Author – MG Oliver, CEO, 24 April 2008 Interest – Nil

PREVIOUS REFERENCE

Item 11.2 – 20 September 2007 refers.

BACKGROUND

Advising that in just over 2½ years Better Beginnings has reached more than 45,000 WA families through the distribution of reading kits and information about the importance of sharing books with children from birth and seeking a contribution in 2007/08 of \$125 to cover the \$25 cost to purchase a gift book for each of the 5 babies expected.

COMMENT

No adverse comments have been received regarding this program.

FINANCIAL IMPLICATIONS

2008/09 Budget.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That provision be included in the draft 2008/09 Budget for \$125 for the Better Beginnings Program.

Simple Majority Required

MIN 83/08 MOTION – Moved Cr Caffell 2nd Cr Greenwood

That the Staff Recommendation be adopted.

CARRIED 5/0

11.8 WALGA – AGM (OLGOV-12)

Author – MG Oliver, CEO, 28 April 2008 Interest – Nil

PREVIOUS REFERENCE

Item 11.11 – 20 December 2007 refers.

BACKGROUND

The 2008 Annual General Meeting is to be held on Saturday 2 August 2008.

Each local government is entitled to two voting delegates. Voting delegates may be either elected members or serving officers. WALGA is required to be advised of the names of voting delegates.

COMMENT

It is understood that (from Council's decision in December 2007 on accommodation requirements and subsequent advice from Cr Greenwood) the Shire of Tammin's delegates to the AGM will be Crs Stokes, Caffell and Wheeldon.

It is appropriate that delegates confirm registration details to allow this process to be completed.

Accommodation has been reserved at the Duxton Hotel from Wednesday 30 July through Sunday 3 August.

FINANCIAL IMPLICATIONS

Provision was included in the 2007/08 Budget (Account E041070) for \$4,300 for Councillors attendance together with \$890 (Account E045428) for the CEO's attendance. Both provisions are likely to be inadequate – with the change in format of the conference and the change in venue from the Burswood. Full registration for the Convention is \$872 (ex GST). The Duxton's rate is \$220/night (ex GST).

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATIONS

That Councillor delegates to the WALGA AGM confirm their registration and accommodation requirements.

Simple Majority Required

MIN 84/08 MOTION – Moved Cr Wheeldon 2nd Cr Greenwood

That the Staff Recommendation be adopted.

CARRIED 5/0

That Council appoint Voting Delegates to the WALGA AGM.

Simple Majority Required

MIN 85/08 MOTION – Moved Cr Wheeldon 2nd Cr Greenwood

That Crs Stokes and Caffell be the Voting Delegates to the WALGA AGM.

CARRIED 5/0

11.9 Properties Inspection

Author – MG Oliver, CEO, 29 April 2008 Interest – Nil

PREVIOUS REFERENCE

Item 11.7 – 20 March 2008 refers.

BACKGROUND

The properties inspection, which was to be held on 29 April 2008, was cancelled. A new date is required to be set.

COMMENT

Specific items proposed for inspection include:

- Entrance statements location
- Town Hall maintenance / upgrade list

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That an inspection of the Shire of Tammin's property, with the exception of rented houses, be held on _____ commencing at ____ am.

Simple Majority Required

MIN 86/08 MOTION – Moved Cr Greenwood 2nd Cr Caffell

That an inspection of the Shire of Tammin's property, with the exception of rented houses, be held on Wednesday 4 June 2008 commencing at 8 am.

CARRIED 5/0

11.10 2008/09 Fees & Charges (FIN-04)

Author – MG Oliver, CEO, 5 May 2008 Interest – Nil

PREVIOUS REFERENCE

Item 11.6 – 23 August 2007 refers.

BACKGROUND

It is appropriate that Council gives consideration to fees and charges for 2008/09.

The 2007/08 Fees and Charges and proposed 2008/09 Fees and Charges (* inclusive of GST where applicable) are:

	2007/08	2008/09
GENERAL PURPOSE INCOME		
Rate Enquiry Fee (including orders & requisitions)	\$27.50	\$27.50 *
Debit Card transactions	1.05%	1.05% *
Credit Card transactions	2.10%	2.10% *
Minimum charge	\$1.10	\$1.10 *
GOVERNANCE		
Electoral rolls	\$10.00	\$10.00 *
Owners and Occupiers rolls	\$10.00	\$10.00 *
Freedom of Information Application (FOI Regulations Sched 1) fee	\$30.00	\$30.00 *
Internal review of FOI determination	\$11.00	\$11.00 *
LAW, ORDER AND PUBLIC SAFETY – Fire Prevention		
Sale of maps	\$11.00	\$11.00 *
LAW, ORDER AND PUBLIC SAFETY – Animal Control		
Wandering at large infringement Section 30(2)	\$100.00	\$100.00
Unlicensed infringement Section 7(1)	\$100.00	\$100.00
Impounding fee	\$20.00	\$20.00
Release fee (including feeding fee)	\$50.00	\$50.00
Dog destruction	\$20.00	\$20.00
Dog Registrations (as per the Second Schedule of the <i>Dog Regulations</i>)		

Dogs kept on owners premises	Unsterilised – 1 Year	\$30.00	\$30.00
	Unsterilised – 3 Years	\$75.00	\$75.00
	Sterilised – 1 Year	\$10.00	\$10.00
	Sterilised – 3 Years	\$18.00	\$18.00
Dogs used for droving (working dogs)	Unsterilised – 1 Year		\$7.50
	\$7.50		
(25% of ordinary fee)	Unsterilised – 3 Years	\$18.75	\$18.75
	Sterilised – 1 Year	\$2.50	\$2.50
	Sterilised – 3 Years	\$4.50	\$4.50
Dogs owned by Pensioners	Unsterilised – 1 Year	\$15.00	\$15.00
(50% of ordinary fee)	Unsterilised – 3 Years	\$37.50	\$37.50
	Sterilised – 1 Year	\$5.00	\$5.00
	Sterilised – 3 Years	\$9.00	\$9.00
Animal Traps	Security deposit	\$33.00	\$33.00 *
Hirer responsible for disposal of animal – weekly (minimum)		\$11.00	\$11.00 *

HEALTH – Preventative Services – Health Administration & Inspection

Septic Tank Application Fees

Application fee & grant of a permit to use an apparatus (Health Act) \$202.00 \$202.00

Registered Premises

Street stalls/vendors/hawkers – one off registration fee \$200.00 \$200.00

HOUSING

Employee housing – weekly all housing types \$50.00 \$50.00

Private housing – weekly 2 bedroom type \$90.00 \$110.00

Private housing – weekly 3 bedroom type \$110.00 \$130.00

Private housing – weekly 4 bedroom type \$120.00 \$140.00

Seniors Units (Tamma Village) \$60.00 \$60.00

Bond (as per Tenancies Act – except Seniors Units) – 4 weeks rental

Water consumption – tenants to pay

Electricity consumption – tenants to pay

Gas consumption – tenants to pay

COMMUNITY AMENITIES – Sanitation Household Refuse

Rubbish service – per bin per year

(50% discount for entitled pensioners) \$120 \$120

Commercial rate (putrescibles) \$30/tonne \$30/tonne *

Trucks \$11/m³ \$11/m³ *

Grain disposal \$10/m³ \$10/m³ *

Car bodies \$22 \$22 *

Car bodies collected from Tammin Townsite Free Free

Truck/Plant bodies \$165 \$165 *

Truck/Plant bodies collected from Tammin Townsite Free Free

Passenger car tyres \$5.50 \$5.50 *

Light truck tyres \$11 \$11 *

Farm machinery/plant tyres \$16.50 \$16.50 *

Asbestos waste (commercial) \$110/m³ \$110/m³ *

Asbestos waste (residential less than 1m³) \$88/m³ \$88/m³ *

Single axle trailer load (car towed) \$15 \$15 *

Tandem axle trailer load (car towed) \$25 \$25 *

Car boot waste – minimum fee \$11 \$11 *

Special burial including animal, fibreglass etc	\$55/ m ³	\$55/ m ³ *
Large volumes greater than 30m ³	(by negotiation)	*
Undefined Waste – receival at discretion of contractor	\$55/m ³	\$55/m ³ *

COMMUNITY AMENITIES – Town Planning & Regional Development

Fees as provided by the Town Planning (Local Government Planning Fees) Regulations

COMMUNITY AMENITIES – Other Community Amenities

Photocopying (black) A4/Foolscap – single sided	\$0.20	\$0.20 *
Photocopying (black) A4/Foolscap – double sided	\$0.30	\$0.30 *
Photocopying (black) A3 – single sided	\$0.35	\$0.30 *
Photocopying (black) A3 – double sided	\$0.40	\$0.40 *
Photocopying (colour) A4/Foolscap – single sided		\$1.00 *
Photocopying (colour) A4/Foolscap – double sided		\$2.00 *
Photocopying (colour) A3 – single sided		\$2.00 *
Photocopying (colour) A3 – double sided		\$4.00 *

Tammin Tabloid

Local commercial business – 9cm x 9cm	\$5.00	\$5.00 *
Local community organisations (size at Editors discretion)	no charge	no charge
Local personal – 9cm x 9cm	\$3.50	\$3.50 *
Outside Shire		
Full page	\$14.50	\$14.50 *
Half page	\$8.80	\$8.80 *
Quarter page	\$5.50	\$5.50 *

Facsimile receiving – per page	\$0.50	\$0.50 *
Facsimile transmitting – first page	\$1.50	\$1.50 *
Facsimile transmitting – each page thereafter	\$1.00	\$1.00 *
Spiral binding – each	\$5.50	\$5.50 *
Laminating A4/A3	\$5.50	\$5.50 *
Rental – lot 15 Donnan St (Cooinda) per week	\$20.00	\$20.00 *
Rental – pt lots 12 & 19 Donnan Street per week	\$10.00	\$10.00 *

Cemetery Fees

Form of Grant of Right of Burial for Land

2.4 metres x 1.2 metres where directed by Council	\$20.00	\$20.00 *
Land 2.4 metres x 2.4 metres where directed by Council	\$35.00	\$35.00 *
Land 2.4 metres x 3.6 metres where directed by Council	\$50.00	\$50.00 *
Land 2.4 metres x 1.2 metres selected by applicant	\$20.00	\$20.00 *
Land 2.4 metres x 2.4 metres selected by applicant	\$35.00	\$35.00 *
Land 2.4 metres x 3.6 metres selected by applicant	\$50.00	\$50.00 *

Interment in all Ground

Grave 1.8 metres deep	\$150.00	\$150.00 *
Any child under 12 years in grave 1.8 metres deep	\$150.00	\$150.00 *
Any stillborn child	\$150.00	\$150.00 *

If graves are required to be sunk deeper than 1.8 metres, the following additional charges shall be payable:

For an additional 300 millimetres	\$50.00	\$50.00 *
For second additional 300 millimetres	\$60.00	\$60.00 *
For third additional 300 millimetres	\$75.00	\$75.00 *

...and so on in proportion for each additional 300 millimetres

<i>Re-opening any grave</i>			
For each interment		\$150.00	\$150.00 *
For each internment of a child under 12 years of age		\$150.00	\$150.00 *
For each internment of a stillborn child		\$150.00	\$150.00 *
For removal of edging tiles, plants, grass, shrubs, etc. according to time required per man per hour at		\$20.00	\$20.00 *

Extra charges

Interment without due notice (all graves)		\$75.00	\$75.00 *
Internment not in usual hours Monday – Friday		\$70.00	\$70.00 *
Weekends and Public Holidays		\$150.00	\$150.00 *
For late arrival at cemetery gates of funeral		\$50.00	\$50.00 *
Fee for exhumation (additional charges)		\$500.00	\$500.00 *
Re-opening grave for exhumation		\$500.00	\$500.00 *
Re-opening grave for exhumation of child under 12 years of age		\$500.00	\$500.00 *
Re-internment in new grave after exhumation		\$150.00	\$150.00 *
Re-internment in new grave after exhumation of child under 12		\$150.00	\$150.00 *

Miscellaneous Charges

Registration of Transfer of Right of Burial		\$10.00	\$10.00 *
For copy of Right of Burial		\$10.00	\$10.00 *
For grave no. plate		\$15.00	\$15.00 *
Special Permit fee for a single internment		\$30.00	\$30.00 *
Grave reservation fee		\$15.00	\$15.00 *
Making a search in register		\$10.00	\$10.00 *
Permission to erect a headstone		\$25.00	\$25.00 *
Permission to erect kerbing		\$25.00	\$25.00 *
Permission to erect monument		\$50.00	\$50.00 *
Permission to erect name plate		\$25.00	\$25.00 *

Niche Wall

Cost for Council to inter ashes and place plaque		\$50.00	\$50.00 *
Cost if internment is not performed by Council		\$20.00	\$20.00 *

Community Bus Hire

All Groups	per km + fuel	\$0.50	\$0.50 *
Seniors	per km + fuel	\$0.25	\$0.25 *
	Plus cleaning at cost		

RECREATION AND CULTURE – Town Hall/Donnan Park/Kadjininy Kep

Local people/organisations	with liquor	\$200.00	\$200.00
	with out liquor	\$100.00	\$100.00
Outside people/organisations	with liquor	\$400.00	\$400.00
	without liquor	\$300.00	\$300.00
Local Seniors Group	50% ordinary charge		
Bond		\$300.00	\$300.00
(where "local" refers to Shire of Tammin residents and electors)			
Employment Agency – Lesser Hall		\$25.00	\$25.00
Hire of individual tables	per table per day	\$2.50	\$5.50 *
Hire of chairs	per stack 10 (minimum)	\$2.50	\$11.00 *

RECREATION AND CULTURE – Other Recreation & Sport

Camping at Donnan Park	per week	\$50.00	\$50.00 *
	plus per person	\$5.00	\$5.00 *
Camping Bond		\$200.00	\$200.00 *

Charge for Community Groups wishing to fundraise at Shire run events

Licensed Bar		\$100.00	\$100.00 *
Food Stalls		\$30.00	\$30.00 *

Bonds (When Hiring Halls, Donnan Park and Kadjininy Kep)

General		\$300.00	\$300.00 *
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Note 1: Rehearsals and decorating may take place free of charge up to 24 hours prior to the time hired unless facility is booked. Any other rehearsals are charged at the set rate.

Note 2: Hirers are responsible for setting up, repacking chairs and cleaning. Excess cleaning is chargeable to the hirer. Cleaning is the responsibility of the hirer.

Note 3: A bond of \$300.00 must be charged to all hirers based on the above.

Note 4: Tammin Primary School – 50% of cost (no bond).

Annual Rentals

Tammin Cricket Club		\$440.00	\$440.00 *
Kellerberrin/Tammin Football Club		\$462.50	\$462.50 *
Tammin Hockey Club		\$200.00	\$200.00 *
Tammin School		\$100.00	\$100.00 *

Oval

Local Commercial/Organisations		\$55.00	\$55.00 *
Commercial/Organisations other than local			\$85.00
	\$110.00	*	
Circus – With Power		\$100.00	\$110.00 *
Circus – Without Power		\$55.00	\$55.00 *
Deposit		\$100.00	\$100.00

Master Keys (Donnan Park)

Sporting Bodies / Community Groups - deposit		\$50.00	
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RECREATION & CULTURE – Library

Lost and/or damaged item	Processing fee	\$5.50	\$5.50 *
	Plus actual replacement/repair cost		

TRANSPORT – Traffic Control

Removal of abandoned vehicles		\$110.00	\$110.00 *
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ECONOMIC SERVICES – Saleyards

Saleyard fees (per head)		\$0.25	\$0.25 *
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ECONOMIC SERVICES – Other Economic Services

Standpipe Water Charges (all users) per kilolitre cost price + 10% administration			*
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OTHER PROPERTY & SERVICES – Private Works

Labour/Operator – Outside Staff	per hour	\$35.00	\$35.00 *
Labour – Works Supervisor	per hour	\$45.00	\$45.00 *
Grader	per hour plus operator	\$95.00	\$95.00 *
Loader	per hour plus operator	\$85.00	\$85.00 *
Truck (6 wheeler)	per hour plus operator	\$75.00	\$75.00 *
Truck & Trailer Combo	per hour plus operator	\$110.00	\$110.00 *
Self Prop. Roller (multi tyred)	per hour plus operator	\$65.00	\$65.00 *
Self Prop. Roller (steel vibrating)	per hour plus operator	\$65.00	\$65.00 *
Tractor 3380	per hour plus operator	\$40.00	\$40.00 *
Broom/Slasher/Mowers	per hour plus operator	\$40.00	\$40.00 *
Utilities	per hour plus operator	\$60.00	\$60.00 *
Hand plant (plate compactor etc.)	per day or part thereof	\$75.00	\$75.00 *

Materials Charge

Sand (yellow/white/soil)	per load	\$70.00	\$70.00 *
Gravel	per load	\$70.00	\$70.00 *
Blue metal	per tonne	\$40.00	\$40.00 *
Metal dust	per tonne	\$35.00	\$35.00 *
All in one	per tonne	\$35.00	\$35.00 *
Mulch	trailer load self pick-up	\$20.00	\$20.00 *
Mulch	truck load delivered)	\$60.00	\$60.00 *

OTHER PROPERTY & SERVICES – Rental

Hunts Well Repeater Tower	BroadbandNet (lease)	\$500.00	\$500.00
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TALEC

The prices for services provided are set to recover costs and generate an appropriate rate of return having consideration for the differing clientele utilising the facility/services.

Bookings

Non-Refundable deposit		\$100.00	\$100.00
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	School Groups ** These charges also apply to any adults accompanying the group.	Corporate Groups **Landcare Groups & Tertiary Institutions	General Groups
Accommodation	\$13.50	\$18.00	\$28.00
Breakfast	\$5.50	\$7.00	\$7.00
Lunch	\$8.00	\$9.00	\$9.00
Dinner	\$10.00	\$14.50	\$17.00
TOTAL	\$37.00	\$48.50	\$61.00

Teacher Landcare Educational Field Study Courses

(accommodation, meals, resources, field transport and expert advice)

\$77.00 \$77.00

Day tour - 2 hour:

Own transport		\$40.00	\$40.00
TALEC bus	\$85.00 hire plus \$1.65 per km plus \$16.50 per hour non travel time		

Function Hire Charges:

Conference Room only – no kitchen facilities (per day)		\$70.00	\$70.00
Conference Room with full kitchen facilities (per day)		\$130.00	\$130.00

Function Catering:

Morning or Afternoon tea (with tea, coffee and milo per person) Choice of

One:

Scones, jam and cream, or

Banana cake and chocolate cake, or

Sweet and savoury muffins.

\$4.00 \$4.00

Lunch per person

Choice of One:

Chicken and salad platter, quiche and fruit, or

Filled rolls, sausage rolls and fruit, or

Quiche, sandwiches and fruit.

\$12.00 \$12.00

Afternoon tea per person (with tea, coffee and milo) and biscuits

\$2.50 \$2.50

COMMENT

Council increased private housing charges (including the Joint Venture Housing (Tamma Village and Nottage Way houses) in 2007/08. Subsequently, Council has resolved that the change for the Joint Venture Housing (to the Department of Housing and Works' tenant income based method) be introduced from 1 August 2008. Reflecting on the consequence, it is considered that such a change can not be introduced under section 6.16 of the *Local Government Act* without disclosing the tenant's income – which is not considered appropriate.

A charge for the hire of the PA system is required – left laying on the table pending a report on *the hire charge of sundry small plant and equipment (Item 11.9 – 18 July 2007)*.

FINANCIAL IMPLICATIONS

2008/2009 Budget.

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Section 6.16 of the *Local Government Act* provides that:

- (1) a local government may impose (by absolute majority) 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.
- (2) A fee or charge may be imposed for the following
 - a. Providing the use of, or allowing admission to, any property or facility wholly or partly owned, controlled, managed or maintained by the local government
 - b. Supplying a service or carrying out work at the request of a person
 - c. Subject to section 5.94, providing information from local government records;
 - d. Receiving an application for approval, granting an approval, making an inspection and issuing a licence, permit, authorization or certificate;
 - e. Supplying goods;
 - f. Such other service as may be prescribed.
- (3) Fees and charges are to be imposed when adopting the annual budget but may be –
 - a. Imposed (by absolute majority) during a financial year; and
 - b. Amended (by absolute majority) from time to time during a financial year.

Section 6.17 further provides:

- (1) In determining the amount of a fee or charge for a service or for goods a local government is required to take into consideration the following factors –
 - a. The cost to the local government of providing the service or goods;
 - b. The importance of the service or goods to the community; and
 - c. The price at which the service or goods could be provided by an alternative provider.
- (2) A high fee or charge or additional fee or charge may be imposed for an expedited service or supply of goods if it is requested that the service or goods be provided urgently.
- (3) The basis for determining a fee or charge is not to be limited to the cost of providing the service or goods other than a service –
 - a. Under section 5.96;
 - b. Under section 6.16 (2) (d); or
 - c. Prescribed under section 6.16 (2) (f), where the regulation prescribing the service also specifies that such a limit is to apply to the fee or charge for the service
- (4) Regulations may –
 - a. Prohibit the imposition of a fee or charge in prescribed circumstances; or
 - b. Limit the amount of a fee or charge in prescribed circumstances.

Regulation 2 of the *Local Government (Financial Management) Regulations* (2) provides that the CEO is to —

- (a) ensure that the resources of the local government are effectively and efficiently managed;
- (b) assist the council to undertake reviews of fees and charges regularly (and not less than once in every financial year); and

Section 6.19 of the *Local Government Act* provides that if a local government wishes to impose any fees or charges under this Subdivision after the annual budget has been adopted it must, before introducing the fees or charges, give local public notice of —

- (a) its intention to do so; and
- (b) the date from which it is proposed the fees or charges will be imposed.

Section 41 of the *Health Act* provides that every local government may from time to time, as occasion may require, make and levy as aforesaid and cause to be collected an annual rate for the purpose of providing for the proper performance of all or any of the services mentioned in section 112, and the maintenance of any sewerage works constructed by the local government under Part IV. Such annual rate shall not exceed —

- (a) 12 cents in the dollar on the gross rental value; or
- (b) where the system of valuation on the basis of the unimproved value is adopted, 3 cents in the dollar on the unimproved value of the land in fee simple:

Provided that the local government may direct that the minimum annual amount payable in respect of any one separate tenement shall not be less than \$1.

Provided also, that where any land in the district is not connected with any sewer, and a septic tank or other sewerage system approved by the local government is installed and used upon such land by the owner or occupier thereof for the collection, removal, and disposal of nightsoil, urine, and liquid wastes upon such land, the local government may by an entry in the rate record exempt such land from assessment of the annual rate made and levied under this section, and, in lieu of such annual rate, may, in respect of such land, make an annual charge under and in accordance with section 106 for the removal of refuse from such land.

Section 112 of the *Health Act* provides that:

- (1) A local government may, and when the Executive Director, Public Health so requires, shall undertake or contract for the efficient execution of the following works within its district, or any specified part of its district:
 - (a) The removal of house and trade refuse and other rubbish from premises.
 - (b) The supply of disinfectants for the prevention or control of disease, and pesticides for the destruction of pests.
 - (c) The cleansing of sanitary conveniences and drains.
 - (d) The collection and disposal of sewage.
 - (e) The cleaning and watering of streets.
 - (f) The providing, in proper and suitable places, of receptacles for the temporary deposit of refuse and rubbish collected under this section.
 - (g) The providing of suitable places, buildings, and appliances for the disposal of refuse, rubbish and sewage.
 - (ga) The construction and installation of plant for the disposal of refuse, rubbish and sewage.
 - (h) The collection and disposal of the carcasses of dead animals:
Provided that it shall not be lawful to deposit nightsoil in any place where it will be a nuisance or injurious or dangerous to health.
- (2) Any local government which has undertaken or contracted for the efficient execution of any such work as aforesaid within its district or any part thereof may by local law prohibit any person executing or undertaking the execution of any of the work undertaken or contracted for within the district or within such part thereof as aforesaid, as the case may be, so long as the local government or its contractor

executes or continues the execution of the work or is prepared and willing to execute or continue the execution of the work.

- (3) After the end of the year 1934 no nightsoil collected in one district shall be deposited in any other district, except with the consent of the local government of such other district, or of the Executive Director, Public Health.

Section 30 of the *Residential Tenancies Act* provides that:

- (1) Subject to this section, the rent payable under a residential tenancy agreement may be increased by the owner by notice in writing to the tenant specifying the amount of the increased rent and the day as from which the increased rent becomes payable, being a day —
 - (a) not less than 60 days after the day on which the notice is given; and
 - (b) not less than 6 months after the day on which the tenancy commenced, or, if the rent has been increased under this section, the day on which it was last so increased,but otherwise the rent shall not increase or be increased.
- (2) The right of the owner to increase rent in accordance with subsection (1) —
 - (a) is not exercisable in relation to an agreement that creates a tenancy for a fixed term during the currency of that term unless the agreement provides that the rent may increase or be increased; and
 - (b) in any case, may be excluded or limited by agreement between the owner and the tenant.
- (3) A notice of increase of rent that has been given in accordance with this section and that has not been withdrawn by the owner varies the residential tenancy agreement to the effect that the increased rent specified in the notice is payable under the agreement as from the day specified in the notice.

STAFF RECOMMENDATION

That:

- the fees and charges for 2008/09 be amended as indicated;
- the Joint Venture Housing properties rent continue to be set at a fixed rate and the Department of Housing and Works be advised accordingly; and
- Council provide direction in relation to a hire charge for the PA System.

Absolute Majority Required

Cr Caffell declared an interest in the rent for 11 Nottage Way as the employer of the tenant and left the Chamber at 3.41 pm.

MIN 87/08 MOTION – Moved Cr Greenwood 2nd Cr Wheeldon

That Staff Recommendation on the rents for the houses be adopted, effective from the first rent period after 1 August 2008.

CARRIED 4/0

Cr Caffell entered the Chamber at 3.45 pm.

Cr Wheeldon declared an interest in the rent for Lot 15 Donnan St as the President of the tenant and left the Chamber at 3.45 pm.

MIN 88/08 MOTION – Moved Cr Greenwood 2nd Cr Jefferies

That Staff Recommendation on the rent for lot 15 Donnan St be adopted.

CARRIED 4/0

Cr Wheeldon entered the Chamber at 3.50 pm.

MIN 89/08 MOTION – Moved Cr Caffell 2nd Cr Greenwood

That noting the issue of privacy of individuals created by Section 6.16 of the Local Government Act, the rents for Tamma Village Seniors Units be based on the Department of Housing and Works formula for the aged pension and fixed for single or couple tenants. That is, for single tenant - \$80 per week and for a couple tenant - \$110 per week effective from the first rent period after 1 August 2008.

CARRIED 5/0

MIN 90/08 MOTION – Moved Cr Greenwood 2nd Cr Caffell

That the Staff Recommendation, except where already addressed and noting that a charge was still to be set for the hire of the PA system, be adopted.

CARRIED 5/0

11.11 Financial Report (FIN-05)

Author – JS Oliver, SFO, 7 May 2008 Interest – Nil

PREVIOUS REFERENCE

Item 11.8 – 23 August 2007

BACKGROUND

The Financial Report for 2007/08 to 30 April 2008 is attached.

COMMENT

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

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

In adopting the 2007/08 Budget in August 2007 Council resolved to re-assess the provision for transfer to the Plant Reserve in May 2008. The intent was to re-assess the Shire of Tammin's overall financial situation to determine whether funds exist. The over expenditures on fuel and plant repairs together with roadworks suggests that the transfer would not be prudent.

FINANCIAL IMPLICATIONS

No significant implications.

POLICY IMPLICATIONS

Council resolved (Item 11.8 – 23 August 2007) that in accordance with section 34(5) of the Local Government (Financial Management) Regulations 1996 a variance percentage of 10% or \$5,000 be adopted for reporting material variances.

STATUTORY IMPLICATIONS

Regulation 34 of the *Local Government (Financial Management) Regulations* requires a Statement of Financial Activity to be prepared each month which is to contain the following details:

- (a) annual budget estimates;
- (b) budget estimates to the end of the month;
- (c) actual amount of expenditure and revenue;
- (d) material variances between comparable amounts in (b) and (c) above; and
- (e) the net current assets at the end of the month to which the statement relates (i.e. surplus / (deficit) position).

The Statement is to be accompanied by:

- (a) explanation of the composition of net current assets, less committed assets and restricted assets;
- (b) explanation of the material variances; and
- (c) such other information considered relevant by the local government.

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATIONS

That the Financial Report for April 2008 be received.

Simple Majority Required

The CEO reported that arrangements had been put in place on 14 May 2008 for the provision of an overdraft facility (\$100,000).

MIN 91/08 MOTION – Moved Cr Greenwood 2nd Cr Caffell

That the Staff Recommendation be adopted.

CARRIED 5/0

That the provision in the 2007/08 Budget for transfer to the Plant Reserve (Account A01112 - \$80,000) not proceed.

Simple Majority Required

MIN 92/08 MOTION – Moved Cr Greenwood 2nd Cr Caffell

That the Staff Recommendation be adopted.

CARRIED 5/0

11.12 List Of Accounts Paid (FIN-05)

Author – JS Oliver, SFO, 7 May 2008 Interest – Nil

BACKGROUND

Accounts paid and for payment for April 2008 are listed totalling:

Municipal Fund	numbers 1690 – 1766	\$151,446.39
Trust Fund	numbers 885 – 886	\$5,144.74

COMMENT

No abnormal expenditure has occurred.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

Regulation 13 of the *Local Government (Financial Management) Regulations* provides that:

- (1) If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared —
 - (a) the payee's name;
 - (b) the amount of the payment;
 - (c) the date of the payment; and
 - (d) sufficient information to identify the transaction.
- (2) A list of accounts for approval to be paid is to be prepared each month showing —
 - (a) for each account which requires council authorisation in that month —
 - (i) the payee's name;
 - (ii) the amount of the payment; and
 - (iii) sufficient information to identify the transaction;and
 - (b) the date of the meeting of the Council to which the list is to be presented.
- (3) A list prepared under subregulation (1) or (2) is to be —
 - (a) presented to the Council at the next ordinary meeting of the council after the list is prepared; and
 - (b) recorded in the minutes of that meeting.

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the list of accounts for April 2008 be endorsed.

Simple Majority Required

MIN 93/08 MOTION – Moved Cr Wheeldon 2nd Cr Jefferies

That the Staff Recommendation be adopted.

CARRIED 5/0

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

Nil

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

15. CLOSURE OF MEETING

There being no further business the Chairman closed the meeting at 5.26 pm.

Tabled before the Ordinary Council meeting on 19 June 2008.

Cr R.J. Stokes, Chairman