

Minutes of the Shire of Tammin Ordinary Council Meeting held at Council chambers,
1 Donnan Street Tammin, on Thursday 17 May 2012.

1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Shire President Cr Uppill declared the meeting open at 2.30 pm and welcomed members and Graham Stanley Chief Executive Officer.

2. RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE

ATTENDANCE

Cr S.A. Uppill	President
Cr S.J. Jefferies JP	Deputy President
Cr M.D. Greenwood	Member
Cr D.M. McCreery	Member
Cr C. Crane	Member
Graham Stanley	Chief Executive Officer

APOLOGIES

Cr R.J. Stokes	Member
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LEAVE OF ABSENCE

Nil

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

4. PUBLIC QUESTION TIME

There were no members of the public present during question time.

5. APPLICATIONS FOR LEAVE OF ABSENCE

Cr Greenwood requested leave of absence for the June 2012 meeting of Council.

MIN 43/12 MOTION – MOVED Cr Uppill seconded Cr McCreery

That Cr Greenwood be granted leave of absence from the June 2012 Ordinary Meeting of Council.

CARRIED 5/0

6. DECLARATION OF MEMBER'S INTERESTS IN AGENDA ITEMS

Nil

7. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

7.1 Ordinary Council Meeting Minutes – 19 April 2012

STATUTORY ENVIRONMENT

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.

STAFF RECOMMENDATION

That the minutes of the Ordinary Council meeting held on 19 April 2012 be confirmed as a true and correct record.

Simple Majority Required

MIN 44/12 MOTION – MOVED Cr McCreery seconded Cr Greenwood

That the minutes of the Ordinary Council meeting held on 19 April 2012 be confirmed as a true and correct record.

CARRIED 5/0

8. ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION

Nil

9. PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS

Nil

10. REPORTS OF COMMITTEES/COUNCILLORS

10.1 Cr Uppill – reported the following:

Represented the Shire at the Anzac service at Tammin.

Attended GECZ at Mukinbudin with CEO on the 26th April

Review into the Country Local Govt fund.

Wheatbelt conference at York in March.

Maximum rate of interest on money owing, which has since been reinstated back to the original levels.

WALGA State Council agenda.

After meeting looked at caravan park, has shady powered sites, 4 twin-share cabins, 3 new modern, air-conditioned self-contained park units are available, plus ablutions and barbecue facilities.

They are in the process of putting in a campers' kitchen.

Met with Mia Davies at the council chambers, May 8th

In attendance Councillors Crane, Jefferies and CEO.

Discussion on education, health, planning issues for the wheatbelt, plus R4R.

Mia has assured us that we will see a lot more of her if she is successful for the seat of Wheatbelt.

As a council we need to take her up on this and utilise these opportunities.

Meetings with CEO

I have had several meetings with Graham since the April council meeting to discuss various issues.

10.2 Cr Jefferies reported on:

- visit of Mia Davies

- WALGA zone teleconference on 14th May to discuss the WALGA response to the Metropolitan Local Government Review findings.

10.3 Cr McCreery reported on

- seniors meeting held 16th May

10.4 CEO reported on the RTG meeting held 7th May in Cunderdin.

REPORT ON SOUTH EAST AVON RTG MEETING HELD IN CUNDERDIN 7th MAY 2012 (ORG-22)

Author – Graham Stanley, CEO, 16th May 2012

I represented Tammin at this meeting due to the unavailability of Councillors Uppill, Stokes and Jefferies due to their business commitments.

South Australian Study Tour

To start the meeting the president Cr Richards facilitated a discussion of the South Australian Study Tour. Some of the points made included:

Cr Carter – Cunderdin

- Amalgamations worked
- Larger Amalgamations (the more councils involved) worked better.
- Bite the bullet & go for maximum effort.

Cr Boyle York

- The method we are going about it is the correct way.
- Voluntary - get to know each other and work to a common goal.
- Thanked Darren Long for his summary.

Cr Richards

- The message was once mind made up just do it & get on with it.
- After 12 months ratepayer concerns dissipate.

A vote of thanks was moved for Dominic and Darren for organising the trip and Darren for his efforts on the trip & in circulating his report.

Communications and Media Strategy

The consultant Kim Kay from BKay Design made a presentation on the following:

- Website design - going through the various elements of the website;
- Fact Sheets design and information;
- Brochures and leaflets design and information ; and the
- Media Release backdrop.

Discussion took place on each of these components and feedback was given for suggested improvements which will be incorporated into the final design. Kim requested more local images instead of using imagery from image libraries. (Comment: I searched through our photos and only came up with a couple of the Kep that might have been useful. In discussion with Dominic he explained that they are looking for photos of local people who would be willing to “champion the cause” of amalgamation. We didn’t have any suitable quality portrait type photos except of kids. I suggest one possibility is to get local photography enthusiasts who would be willing to donate their time to take a series of local photos.)

The website will be updated regularly and new information will be added as it becomes available. It will have a staff login section and a “get in touch with us and let us know what you think” section. It will give an automatic response to peoples’ questions and the system will generate follow-up reminders until queries are answered. The site will also include a “downloads” section. The confidentiality of individual staff information such as pay etc will be blanked out from the Current and Future State documents – only grossed up totals will show.

Website Launch

A long discussion was held on the launch of the website which went round in circles. Originally it was proposed to hold an official launch of the website at York on 18th May inviting:

- (1) SEARTG Board Members
- (2) Minister for Local Government
- (3) Elected Members for each member Local Government
- (4) Local State and Federal Members of Parliament
- (5) Representatives from the Department of Local Government
- (6) Representatives from WALGA
- (7) Representatives from Wheatbelt Development Commission
- (8) Representatives from Wheatbelt Regional Development Authority
- (9) Surrounding Local Governments
- (10) Community representatives from member Local Governments
- (11) Press-Local Newspaper, Radio and Television
- (12) Staff members of each member Local Government
- (13) Other

Due to seeding it was thought that a good roll up was going to be unlikely and this would be counterproductive. In the end it was decided to do a launch by way of press release and aim to launch it around the 15th or 16th of May. In addition a function is planned for the end of June to launch the “Future State” of the Regional Business Plan and the Service Delivery Plans. The proposed invitation list will then apply to this function. It was agreed that it is very important to get a good roll up of councillors to the function to demonstrate that the councils are united in support of the proposals.

Time Line for Completion of Regional Business Plan

Dominic is aiming to have the Future State of the Regional Business Plan completed by 31 May 2012. As various documents are completed and signed off they will be added to the website. Everything needs to be completed by the time of the launch.

Final Decisions By Councils to Proceed with Amalgamation

A motion was passed requesting that all Councils make their decisions on whether to proceed with amalgamation by 31st August 2012. The aim is for the new combined council to commence as an entity on 1st July 2013. Consultation with the community will effectively commence from the launch of the website until the end of August. If Councils agree to proceed to amalgamation in late August then explanation to the community of the decision will take place during the period that the Local Government Advisory Board considers the amalgamation proposal.

11. AGENDA ITEMS

- 11.1 List of Payments April 2012 (FIN-05)
- 11.2 Financial Report to 30 April 2012 (FIN-05)
- 11.3 Appointment of Authorised Officers Under the Building Act 2011 and Regulations 2011 (BUILD-01)
- 11.4 Final Adoption of Shire of Tammin Draft Local Planning Policy - Tree Crops (TPLAN-04)
- 11.5 Strategic Community Plan (ADM-51)
- 11.6 Replacement of Grader TN-6 (ENG-30)

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

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

14. CLOSURE OF MEEETING

11. AGENDA ITEMS

11.1 List of Payments March 2012 (FIN-05)

Author – Jenny Gemund, Administration Officer, 11 May 2012 Interest – Nil

BACKGROUND

Accounts paid for April 2012 is listed totalling:

Cheque numbers	5152 - 5213 + 5241	\$ 310,979.38
Direct debit payments	01.04. – 30.04.2012	\$ 23,115.80
Licensing transfers	01.04. – 30.04.2012	\$ 10,066.00
Bank fees	01.04. – 30.04.2012	\$ 181.50
VISA payments	01.04. – 30.04.2012	\$ 267.49
EFT payments	01.04. – 30.04.2012	\$ 39,317.04
Total payments		\$ 383,927.21

COMMENT

No abnormal expenditure has occurred.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY ENVIRONMENT

Regulation 13 of the Local Government (Financial Management) Regulations 1996 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.*

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the list of payments made for April 2012 as follows:

Cheque numbers	5152 - 5213 + 5241	\$ 310,979.38
Direct debit payments	01.04. – 30.04.2012	\$ 23,115.80
Licensing transfers	01.04. – 30.04.2012	\$ 10,066.00
Bank fees	01.04. – 30.04.2012	\$ 181.50
VISA payments	01.04. – 30.04.2012	\$ 267.49
EFT payments	01.04. – 30.04.2012	\$ 39,317.04
Total payments		\$ 383,927.21

be endorsed.

Simple Majority Required

MIN 45/12 MOTION – MOVED Cr Uppill seconded Cr Crane

. That the list of payments made for April 2012 as follows:

Cheque numbers	5152 - 5213 + 5241	\$ 310,979.38
Direct debit payments	01.04. – 30.04.2012	\$ 23,115.80
Licensing transfers	01.04. – 30.04.2012	\$ 10,066.00
Bank fees	01.04. – 30.04.2012	\$ 181.50
VISA payments	01.04. – 30.04.2012	\$ 267.49
EFT payments	01.04. – 30.04.2012	\$ 39,317.04
Total payments		\$ 383,927.21

be endorsed.

CARRIED 5/0

11.2 Financial Report to 31 March 2012 (FIN-05)

Author – MT Henry, Senior Finance Officer, 11 May 2012 Interest – Nil

BACKGROUND

The Monthly Financial Report to 30 April 2012 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 where the variance is greater than 10% and \$5,000.

FINANCIAL IMPLICATIONS

No significant implications.

POLICY IMPLICATIONS

Council resolved (Item 11.10 – 20 August 2009) that in accordance with section 34(5) of the *Local Government (Financial Management) Regulations 1996* a variance percentage of 10% and \$5,000 be adopted for reporting material variances.

STATUTORY ENVIRONMENT

Regulation 34 of the *Local Government (Financial Management) Regulations 1996* 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.*

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

STAFF RECOMMENDATION

That the Financial Report for April 2012 be received.

Simple Majority Required

MIN 46/12 MOTION – MOVED Cr McCreery seconded Cr Greenwood

That the Financial Report for April 2012 be received.

CARRIED 5/0

The meeting adjourned at 3.30 pm.
The meeting resumed at 3.35 pm.

David Goulden and Jenny Gemund, Council's joint Community Development Officers, joined the meeting at 3.35pm.

Cr Uppill welcomed both David and Jenny to the meeting. A lengthy discussion was held with David and Jenny on their roles and various ideas for both community and economic development within Tammin. Council also discussed upcoming events. It was agreed that Councillors should think about what they would like to see happen in Tammin, any ideas and priorities that they would like to see David and Jenny progress and that these ideas should be submitted to the CEO for the Council to discuss at the June meeting and set priorities for the CDO's.

David Goulden and Jenny Gemund left the meeting at 4.32 pm.

Cr Crane left the meeting at 4.32 pm.

Cr Crane returned at 4.36 pm.

11.3 Appointment of Authorised Officers Under the Building Act 2011 and Regulations 2011 (BUILD-01)

Authors – Gordon Tester, Manager of Health & Building, Graham Stanley, CEO, 10th May 2012

DECLARATION OF INTEREST

Nil

PREVIOUS REFERENCE

Nil

BACKGROUND

In April 2012 the new *Building Act 2011* and the *Building Regulations 2011* came into force. To allow for the Building Officers to undertake statutory duties and implement the *Building Act 2011* and the *Building Regulations 2011*, the local government needs to delegate Authorised Officers. Unfortunately the present delegations relating to building matters were made to the CEO who has then on delegated them to the Building Officers. These delegations were all made under *Part XV Buildings of the Local Government (Miscellaneous Provisions) Act 1960*. *Part XV* was deleted as part of the process of implementing the new *Building Act 2011*; therefore the delegations are no longer valid.

COMMENT

The enforcement of the *Building Act 2011* requires Authorised Officers to be appointed directly (not by delegation from the CEO) to implement the provisions of the Act and Regulations. The current Delegations 12 – Building Licences, 13 Building Licence Extension, 14 Building Notices and 15 Demolition Licence all need to be deleted. In their place a new delegation is required to give the appropriate powers for the appropriate Authorised Officers to carry out the duties of the new Act. Because the *Building Act and Regulations 2011* deals exclusively with building control activities the amended delegation does not need to specify specific sections /clauses (unlike the former Local Government Miscellaneous Provisions Act 1960).

Whilst the Act refers to delegation being to a person under Sections 96 and 127 of the Act, the provisions of the Interpretation Act 1984 make it clear this can also mean a "position" as well as an individual person. It is therefore appropriate to include the following positions in Council's delegation: Manager Health Building, Senior Building Surveyor, Building Surveyor and Assistant Building Surveyor.

It is important to note that the exercise of this delegation is limited by the qualifications of the person holding any of the positions under the Building Regulations and any such person must also act under the directions of the Local Authority.

Under the Regulations there are three distinct levels of qualifications listed nominated as levels 1, 2 and 3. Each of these levels which are obtained through training and experience give differing levels of authority to act under the Act and Regulations. Level 1 is only limited by the authority to act given by any specific local authority. Level 2 adds a restriction on authority to act based on the size and number of stories in a building. Level 3 limits the authority on officer to act based on further size and height restrictions and then further again limits this to only being able to deal with domestic structures.

Whilst this means a qualified Building Surveyor (depending on qualification level) can exercise a wide range of powers under the Act (such as the issue of Certificates of Design Compliance, Uncertified Building Permits, Occupancy Permits and the like) any other person delegated as an Authorized Officer would be very limited in how he or she could use the same legislation provisions. One example of an authority that an unqualified Authorized Officer could be given is the issuing of Building Permits for Certified applications. This can be carried out by a person considered "suitable" under the legislation.

As the new legislation was enacted on 2 April 2012 it is important that the delegations are updated at this stage. Until the delegations are updated no action relating to building matters can be taken. The processes that were in place for the dilapidated buildings around Tammin will need to be recommenced under the new legislation.

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

STATUTORY ENVIRONMENT

Under the provisions of the *Building Act* 2011 a Local Government is a "Permit Authority" within its municipality. Local Governments need to appoint suitably qualified persons to administer the Building Act and Regulations. Section 96 of the Act states:

"A Local Government may by instrument in writing designate a person employed by the local government under the Local Government Act 1995 section 5.36, as an authorised person for the purposes of this Act in relation to buildings and incidental structures located, or proposed to be located, in the district of the local government. "

The permit authority (Shire of Tammin) must give an identity card to each person designated by it as an authorised person in accordance with the provisions of section 97 of the Act.

Under the provisions of section 99 of the Building Act an authorised officer must act in accordance with the directions of the permit authority and subject to any limitations imposed by regulation or the permit authority.

STRATEGIC PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Not Applicable.

OFFICER'S RECOMMENDATION

That Council:

1. Deletes Delegation numbers 12,13,14 and 15 relating to building matters; and
2. Creates a new Delegation – number 45 "Appointment of Authorised Officers";

Details – Authority to act under the auspices of the *Building Act 2011* and *Building Regulations 2011*; Legislative Power - *Building Act 2011*;
Delegates - Manager Health Building Gordon Tester (Level 1 Building Surveyor) and Senior Building Surveyor Timothy Jurmann (Level 1 Building Surveyor)

Absolute Majority Required

MIN 47/12 MOTION – MOVED Cr Uppill seconded Cr Jefferies

That Council:

1. Deletes Delegation numbers 12,13,14 and 15 relating to building matters; and
2. Creates a new Delegation – number 45 “Appointment of Authorised Officers”;
Details – Authority to act under the auspices of the *Building Act 2011* and *Building Regulations 2011*; Legislative Power - *Building Act 2011*;
Delegates - Manager Health Building Gordon Tester (Level 1 Building Surveyor) and Senior Building Surveyor Timothy Jurmann (Level 1 Building Surveyor)

CARRIED 5/0

11.4 Final Adoption of Shire of Tammin Draft Local Planning Policy - Tree Crops (TPLAN-04)

Author – Graham Stanley, CEO, 11th May 2012

DECLARATION OF INTEREST

Nil

PREVIOUS REFERENCE

Item 11.7 – 16 February 2012 & Item 11.4 – 19 April 2012

BACKGROUND

At the February 2012 meeting Council, for public advertising purposes, adopted the draft Local Planning Policy – Tree Crops which is consistent with the SEAVROC group of Councils. The public consultation period closed on 11 April 2012 and at that point only one response had been received, coming from Department of Agriculture and Food.

At the April 2012 Council referred the submission from DAFWA to the SEAVROC Planning and Land Use Management Group (PLUM) for their comment prior to Council considering the matter for final adoption. Their submission was as follows:

RE: SHIRE OF TAMMIN DRAFT LOCAL PLANNING POLICY TREE CROPS

In response to the information provided by the above draft local planning policy, the Department of Agriculture and Food (DAFWA) would like to provide some comment. DAFWA is supportive of the integration of farm forestry systems which are complementary to agriculture and which adhere to the voluntary Code of Practice for Timber Plantations in Western Australia.

If integrated into productive systems, trees can have significant benefit to agricultural production and the environment. They can help to reduce soil erosion, increase biodiversity and water quality and could potentially create an additional revenue source for farmers from land that has low or no productivity. In some circumstances there may also be salinity management benefits.

Concern has been raised among agricultural industries and the community about increased forestry placing pressure on agricultural production, water supplies, food security, local communities, infrastructure, biodiversity and fire hazard management. DAFWA does not support large, whole of farm conversion to plantation unless they occur in areas where net social, economic and environmental values are increased compared with existing agricultural production.

DAFWA recommends the Section 2. Objectives / Purpose, include reference to the retention of traditional agriculture as the predominant land use, where agroforestry, plantations and tree crops integrate with traditional uses as a complementary and ancillary use.

The preferred mechanism for forestry options is to focus on less productive soils. This may be best managed by allowing areas of lower productivity to be separated from the more productive remainder of a farming property. This has potential to improve the overall viability of farm businesses because the less productive soil types will no longer be cropped and farm businesses may be exposed to less financial risk. This could facilitate change to alternative land uses such as carbon plantings on these unproductive areas.

This mechanism is being promoted by staff in DAFWA's Northern Agricultural Region as one of the activities (Project 3) associated with the North Eastern Agricultural Region (NEAR) Strategy. This is a long term plan to increase drought preparedness and resilience of farm businesses in this region. More information on the NEAR Strategy is available on the Department's website: http://www.agric.wa.gov.au/PC_93603.html?s=1451339679.

DAFWA is supportive of continuing to work with Local Government and the Department of Planning to identify areas of competition where it is demonstrated that the preservation of priority land and water for agriculture maximises net social, economic and environmental values.

If you have queries regarding these comments, please contact Greg Doncon on (08) 9081 3111 or email greg.doncon@agric.wa.gov.au. For more information regarding biosecurity advice, please contact David Atkins on (08) 9081 3111.

Yours sincerely,

Greg Shea
Manager
Dryland Research Institute, Merredin

COMMENT

A meeting of the PLUM group was scheduled for 3rd May and the consideration of the referred submission was to be discussed at that meeting. Unfortunately the meeting was postponed at short notice until later in the year so the submission has not been discussed. However Jacky Jurman, a member of the Group and the Shire planner at York has advised that the submission makes an important point. She recommends that Council includes the suggested wording in the policy that it adopts and then the other Councils can follow suit later. An amended version of the Draft Local Planning Policy – Tree Crops which includes the following addition to the Section 2 Objectives Purposes is an attachment to this report.

“Ensure the retention of traditional agriculture as the predominant land use, where agro-forestry, plantations and tree crops integrate with traditional uses as a complementary and ancillary use;”

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Development of a new policy.

STATUTORY ENVIRONMENT

Council has the power to make Town Planning Scheme policies under Clause 8.6 of the Shire of Tammin’s Town Planning Scheme No. 1.

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Publicly advertised and only one submission received.

OFFICER’S RECOMMENDATION

That Council grants final adoption of the amended Draft Local Planning Policy – Tree Crops and that notification of the final adoption of the policy be advertised in accordance with clause 8.6.2(d) of the Shire of Tammin Town Planning Scheme No.1.

Absolute Majority Required.

MIN 48/12 MOTION – MOVED Cr Greenwood seconded Cr Uppill

That Council grants final adoption of the amended Draft Local Planning Policy – Tree Crops and that notification of the final adoption of the policy be advertised in accordance with clause 8.6.2(d) of the Shire of Tammin Town Planning Scheme No.1.

CARRIED BY AN ABSOLUTE MAJORITY OF COUNCIL 5/0

11.5 Strategic Community Plan (ADM-51)

Author – Graham Stanley, CEO, 11th May 2012

DECLARATION OF INTEREST

Nil

PREVIOUS REFERENCE

Item 11.8 - 15 March 2012 refers

BACKGROUND

At the March 2012 Ordinary Meeting Council made three changes to the Draft Strategic Community Plan and endorsed the plan for advertising for public submissions. The advertising period closed on 10th May 2012. By the close of the comment period no submissions had been received.

COMMENT

Council is required to produce a Strategic Community Plan as part of the Strategic Planning Framework that all Council's must implement.

FINANCIAL IMPLICATIONS

Advertising Costs

POLICY IMPLICATIONS

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995 – Local Government (Administration) Amendment Regulations (No. 2) 2011

Section 19C – Planning for the future: strategic community plans – s. 5.56

- (1) A local government is to ensure that a strategic community plan is made for its district in accordance with this regulation in respect of each financial year after the financial year ending 30 June 2013.
- (2) A strategic community plan for a district is to cover the period specified in the plan, which is to be at least 10 financial years.
- (3) A strategic community plan for a district is to set out the vision, aspirations and objectives of the community in the district.
- (4) A local government is to review the current strategic community plan for its district at least once every 4 years.
- (5) In making or reviewing a strategic community plan, a local government is to have regard to –
 - (a) the capacity of its current resources and the anticipated capacity of its future resources; and
 - (b) strategic performance indicators and the ways of measuring its strategic performance by the application of those indicators; and
 - (c) demographic trends
- (6) Subject to subregulation (9), a local government may modify its strategic community plan, including extending the period the plan is made in respect of.
- (7) A council is to consider a strategic community plan, or modifications of such a plan, submitted to it and is to determine* whether or not to adopt the plan or the modifications.

*Absolute majority required.

(8) If a strategic community plan is, or modifications of a strategic community plan are, adopted by the council, the plan or modified plan applies to the district for the period specified in the plan.

(9) A local government is to ensure that the electors and ratepayers of its district are consulted during the development of a strategic community plan and when preparing modifications of a strategic community plan.

(10) A strategic community plan for a district is to contain a description of the involvement of the electors and ratepayers of the district in the development of the plan or the preparation of modifications of the plan.

STRATEGIC PLAN IMPLICATIONS

The final version of this document will become the Council's new strategic plan.

FUTURE PLAN IMPLICATIONS

In effect the final document along with the other plans that Council is required to produce becomes the future plan for the Shire.

COMMUNITY CONSULTATION

The plan was put together based on the information gathered at Community and Council workshops and from previous community consultation. It was advertised for further input and none was forthcoming.

OFFICER'S RECOMMENDATION

That Council adopts the Strategic Community Plan for the Shire of Tammin as presented.

Absolute Majority Required

MIN 49/12 MOTION – MOVED Cr Crane seconded Cr Greenwood

That Council adopts the Strategic Community Plan for the Shire of Tammin as presented.

CARRIED BY AN ABSOLUTE MAJORITY OF COUNCIL 5/0

11.6 Replacement of Grader TN-6 (ENG-30)

Author – Graham Stanley, CEO, 10th May 2012

DECLARATION OF INTEREST

Nil

PREVIOUS REFERENCE

Nil

BACKGROUND

Council's 2011-12 Annual Budget includes a provision of \$333,000 for the purchase of a new construction grader and income from the trade-in of Council's 2001 CAT 120H maintenance grader of \$73,000 giving a net changeover of \$260,000. A formal Request for Quotation was sent to three companies that are on the WA Local Government Association's Preferred Supplier List for road construction plant and equipment to provide quotations to supply a new machine and offering either or both of Council's graders for trade. Those graders being the 2001 CAT 120H – TN-6 and the 1993 John Deere 670B – TN-1253.

COMMENT

At the time of formulating the budget only the trade of TN 6 was included because it was unlikely that we could afford to trade TN-1253 and retain TN-6 and it was considered that a backup grader was preferable. When calling for the quotations I thought that it was sensible to test the market and see what we could achieve for the 670B. The 670B has only had minimal use this season and sits idle most of the time. The Preferred Supplier option was chosen to avoid the cost of tendering and reduce the administration in dealing with a heap of tenders for machines that were not considered to be suitable for Council's requirements. The three brands chosen were CAT, John Deere and Komatsu as they have the best reputation amongst Local Government users and make up the bulk of graders used by rural shires.

A formal Request for Quotation document was prepared and submitted to the three suppliers – Westrac for CAT, Hitachi Australia for John Deere and Komatsu Australia for Komatsu. All three companies submitted quotes and specifications and these were evaluated. Westrac's trade in values were well below the other two suppliers and the trade of just the Cat 120H on the 12M was over our budget allowance. The 120M grader that was quoted was judged to be inferior in size, power and ability when compared to the John Deere and Komatsu machines.

Demonstrations were then arranged for Council's road works staff to view and operate the John Deere 670G which was done at the Shire of Beverley and the Komatsu 555-5 in Tammin. Both machines performed well and reports received from the owners and operators of both machines have been positive. The John Deere changeover just under \$5,000 less than the Komatsu however the Komatsu grader comes with an air compressor as standard and Hitachi's price for the fitted compressor is \$6,500. The overwhelming view of all of the operators was that the Komatsu was the best machine. It has far superior vision and a number of other impressive features. Cunderdin Works Manager, Mark Burgess, has previously seen the Komatsu demonstrated and he advised that he is very impressed with it too.

Subsequent to the demonstration and in response to my request Komatsu has provided the following quotation for options associated with the lubrication of the machine.

Manual Central Grease Blocks (5) or rear ripper, articulation area, ring, blade and front axle	\$ 7,800
4kg Pot Auto Lube	\$ 13,300
8kg Pot Auto Lube	\$ 17,380

FINANCIAL IMPLICATIONS

A spreadsheet is attached to this report showing details of the graders tendered and the trade-ins offered by the three preferred suppliers. It is recommended that the quotation from Komatsu is accepted and that both TN-6 and TN-1253 are traded. The trade-ins that are offered by Komatsu are better than expected. Whilst the net changeover of TN-6 on the new grader would save over \$21,000 on the budget the trade of \$38,000 on the 19 year old 670B is considered too good to refuse. The Shire has been making increased use of contractors and the Shire of Cunderdin and there is little need for a second grader to be retained.

POLICY IMPLICATIONS

In line with our purchasing policy.

STATUTORY ENVIRONMENT

The *Local Government Act 1995* Section 3.57 and the *Local Government (Functions and General) Regulations 1995* Regulation 11 cover the tendering for goods and services. Regulation 11(2)(b) exempts the calling of tenders if the goods are purchased through the WALGA Purchasing Service. Council will be accessing the preferred supplier contract negotiated by the WALGA Purchasing Service.

STRATEGIC PLAN IMPLICATIONS

Nil

FUTURE PLAN IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Nil

OFFICER'S RECOMMENDATION

That Council accepts the quotation from Komatsu Australia Pty Ltd to supply a Komatsu 555-5 motor grader and trade both Council's Cat 2001 120H grader and 1993 John Deere 670B grader.

Absolute Majority Required

MIN 50/12 MOTION – MOVED Cr McCreery seconded Cr Jefferies

That Council accepts the quotation from Komatsu Australia Pty Ltd to supply a Komatsu 555-5 motor grader and trade both Council's Cat 2001 120H grader and 1993 John Deere 670B grader.

CARRIED BY AN ABSOLUTE MAJORITY OF COUNCIL 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

14. CLOSURE OF MEETING

There being no further business the President closed the meeting at 5.49 pm.

Tabled before the Ordinary Council Meeting on 21 June 2012.

Cr S Uppill, President

PAYMENTS LIST MARCH 2012

Date	Reference	Supplier Name	Details	Amount
Cheque Payments				
14/03/2012	5070	Child Support Agency	Child support deduction	91.66
14/03/2012	5071	Colonial Mutual	Superannuation	138.85
14/03/2012	5072	LGRCEU	Union fee	52.20
14/03/2012	5073	Summit Personal Super	Superannuation	144.31
14/03/2012	5074	WALG Superannuation	Superannuation	3,992.29
15/03/2012	5075	Abbott & Co Printers	20 purchase order books	723.80
15/03/2012	5076	Austral Mercantile Collections Pty Ltd	Debt collection - various assessments	210.00
15/03/2012	5077	Australia Post	Postage & freight	342.11
15/03/2012	5078	Avon Waste	Domestic refuse collection	2,281.60
15/03/2012	5079	C.Y.O'Connor	Books & study fee YDO H. Peters	146.60
15/03/2012	5080	Cooks Tours	Quarter page advertisement "The beautiful south"	550.00
15/03/2012	5081	Copier Support	Toner cartridges & service photocopier	1,120.48
15/03/2012	5082	Courier Australia	Freight	73.53
15/03/2012	5083	Covs - former Coventry	Part TN 2171	44.65
15/03/2012	5084	Shire of Cunderdin	Management hours M. Burgess	412.50
15/03/2012	5085	Department of Treasury & Finance.	Damaged library book (invoiced to borrower & paid)	20.90
15/03/2012	5086	Dominic Carbone & Associates	Accounting support - preparation monthly financials	594.00
15/03/2012	5087	Eastern Districts Seed Cleaning Co.	Belt TN W	12.76
15/03/2012	5088	F-111 Engineering Pty Ltd	Parts & repairs TN154, TN SS, nuts for Kep, grease	1,936.39
15/03/2012	5089	Farmways Kellerberrin	Jigsaw blades	13.20
15/03/2012	5090	Filters Plus	Filters TN302	302.94
15/03/2012	5091	FESA	ESL February 2012	60.09
15/03/2012	5092	Grinder Enterprises	4 Russell St - reset set top box	92.00
15/03/2012	5093	Gull Tammin Roadhouse	February 2012 - catering, drinks, papers	456.71
15/03/2012	5094	Horizon Surveys	Roads survey North Tammin	6,160.00
15/03/2012	5095	JR & A Hersey Pty Ltd	Protective clothing - gloves, hats, freight	268.40
15/03/2012	5096	Kellerberrin Tyre Service	Parts & repairs TN2, TN205	220.00
15/03/2012	5097	Landgate	Rural UV interim valuation	82.00
15/03/2012	5098	LGIS Insurance Broking	Salary continuance insurance	40.40
15/03/2012	5099	Officeworks	Stationery	176.62
15/03/2012	5100	Prestige Alarms	Security alarm system quarterly fee	143.00
15/03/2012	5101	Radio West	Area & event promotion	220.00
15/03/2012	5102	Ricoh Australia Pty Ltd	Toner cartridges	605.00
15/03/2012	5103	Rural Press Regional Media (WA) Pty Ltd	Advertising YDO position	1,023.48
15/03/2012	5104	Shire of York	Health, building & ranger services	3,679.03
15/03/2012	5105	Stonehouse Pumps & Reticulation	Kep - parts for pump	1,254.00
15/03/2012	5106	Tammin Hardware	Parks & gardens , Tamma Village - parts & supplies	116.66
15/03/2012	5107	Tammin Hotel	Catering Council meeting	165.00
15/03/2012	5108	Tammin Post Office	Stationary	65.15
15/03/2012	5109	Telstra	Internet & phone 18/01 - 17/02/12	183.35
15/03/2012	5110	UHY Haines Norton	Training course SFO M. Henry	451.00
15/03/2012	5111	WALGA	Advertising - tender saleyards, Barracks lease, electors meeting	1,200.84
15/03/2012	5112	Woodstock PA Hire	PA hire and lighting for Chain Reaction	1,898.00
15/03/2012	5113	Zacks Commercial Artist	Electrician - business cards & magnetic signs	408.50
15/03/2012	5114	Synergy	Electricity 25/12/2012 - 24/01/2011 Street lighting 25/01 - 24/02/2012	4,254.95
20/03/2012	5115	Telstra	Telephone & internet 23/01 - 22/02/2012	788.71
21/03/2012	5116	Shire of Tammin	Petty cash recoup - farewell present T. Greenwood, Working with children card H. Peters, cleaning supplies	174.15
22/03/2012	5117	Auslec	Electrician - material purchases	5,354.44
22/03/2012	5118	Bunnings	Electrician - material purchases, Kep - rope, 14 Russell St - hinges & brackets	776.08
22/03/2012	5119	Copier Support	Photocopies black / colour	678.27
22/03/2012	5120	Carol Crane	Sitting fee & travel reimbursement March 2012	115.43
22/03/2012	5121	Cunderdin Farmers Co-operative Co Ltd	Council - refreshments, ant dust, Electrician - material	152.47
22/03/2012	5122	DKT Rural Agencies	Parks & gardens - killrust, paint utensils, retic parts, starter cord, turpentine, Electrician - material	263.60
22/03/2012	5123	MD Greenwood	Sitting fee & travel reimbursement March 2012	128.39
22/03/2012	5124	Stephen Jefferies	Sitting fee & travel reimbursement March 2012	105.00
22/03/2012	5125	Dustin McCreery	Sitting fee & travel reimbursement March 2012	120.83

22/03/2012	5126	Rodney Stokes	Sitting fee & travel reimbursement March 2012	115.71
22/03/2012	5127	Scott Uppill	Sitting fee & travel reimbursement March 2012	224.69
23/03/2012	5128	Shire of Tammin	Registration TN15 HINO truck	93.70
29/03/2012	5129	Child Support Agency	Child support deduction	91.66
29/03/2012	5130	Colonial Mutual	Superannuation	139.33
29/03/2012	5131	Concept One Superannuation Plan	Superannuation	219.60
29/03/2012	5132	LGRCEU	Union fee	52.20
29/03/2012	5133	Prime Super	Superannuation	73.63
29/03/2012	5134	Summit Personal Super	Superannuation	144.45
29/03/2012	5135	WALG Superannuation	Superannuation	3,300.71
29/03/2012	5136	C.Y.O'Connor	YDO - Cert 3 Community services	655.64
29/03/2012	5137	City & Regional Waste Management	Waste management	4,832.52
29/03/2012	5138	Country Arts WA	BIG HOO HAA - presenters fee	3,960.00
29/03/2012	5139	Shire of Cunderdin	Management hours M. Burgess	247.50
29/03/2012	5140	Eastern Districts Seed Cleaning Co.	Bearings TN RB	45.98
29/03/2012	5141	Eastern Hills Saws & Mowers Pty Ltd	Parts TN SS	194.00
29/03/2012	5142	Goldy Holden	Service TN1	320.85
29/03/2012	5143	LGIS Risk Management	Regional Co-ordinator fees 2011/12	1,245.20
29/03/2012	5144	MM Electrical Merchandising	VOID: Incorrect name	
29/03/2012	5145	WA Hino Sales & Services	Purchase of Hino Crew Truck	63,896.84
29/03/2012	5146	Carpet Court Merredin	9 Nottage Way - supply & install carpets	1,440.00
30/03/2012	5147	Arteil	New chairs for office	2,088.90
30/03/2012	5148	MM Electrical Merchandising	VOID: Incorrect name	
30/03/2012	5149	Synergy	Electricity 12/01 - 15/03/2012	370.85
30/03/2012	5150	Telstra	Internet & phone 18/02/12 to 17/03/12	140.20
30/03/2012	5151	MM Electrical Merchandising	Electrician -material purchases	2,966.38
			Sub-total	131,946.86
Direct Debit payments				
01/03/2012	Debit	Commonwealth Bank of Australia	CBA Merchant Fee	36.50
05/03/2012	Debit	Commonwealth Bank of Australia	EFTPOS Fee	36.72
20/03/2012	Debit	Motorcharge Limited	Fuels and oils February 2012	5,308.44
23/03/2012	Debit	Western Australian Treasury Corporation	Loan repayments	12,160.44
			Sub-total	17,542.10
Licensing Transfer				
01/03/2012	J4727	Department of Transport	Licensing 01/03/2012	282.60
02/03/2012	J4728	Department of Transport	Licensing 02/03/2012	241.55
06/03/2012	J4747	Department of Transport	Licensing 06/03/2012	972.75
08/03/2012	J4752	Department of Transport	Licensing 08/03/2012	1,300.80
09/03/2012	J4753	Department of Transport	Licensing 09/03/2012	233.65
12/03/2012	J4755	Department of Transport	Licensing 12/03/2012	3,580.00
13/03/2012	J4756	Department of Transport	Licensing 13/03/2012	268.70
14/03/2012	J4762	Department of Transport	Licensing 14/03/2012	781.90
15/03/2012	J4759	Department of Transport	Licensing 15/03/2012	65.20
16/03/2012	J4760	Department of Transport	Licensing 16/03/2012	674.20
19/03/2012	J4761	Department of Transport	Licensing 19/03/2012	350.30
20/03/2012	J4763	Department of Transport	Licensing 20/03/2012	25.00
21/03/2012	J4765	Department of Transport	Licensing 21/03/2012	224.30
22/03/2012	J4766	Department of Transport	Licensing 22/03/2012	602.00
23/03/2012	J4767	Department of Transport	Licensing 23/03/2012	962.35
26/03/2012	J4771	Department of Transport	Licensing 26/03/2012	775.85
27/03/2012	J4799	Department of Transport	Licensing 27/03/2012	106.00
29/03/2012	J4774	Department of Transport	Licensing 29/03/2012	916.65
30/03/2012	J4775	Department of Transport	Licensing 30/03/2012	417.25
			Sub-total	12,781.05

Bank Fees				
30/03/2012	J4800	National Australia Bank	Account Fees for March 12 for DPI Account	21.20
30/03/2012	J4801	National Australia Bank	Account Fees for March 12 for Trust Account	20.00
30/03/2012	J4802	National Australia Bank	Account Fees for March 12 for Muni Account	92.90
30/03/2012	Debit	National Australia Bank	NAB Connect Fee	54.15
Sub-total				188.25
VISA Payments				
05/03/2012	VISA	Actrol	Electrician - material, piping for various houses	2,322.38
05/03/2012	VISA	Barbeque Bazaar	Oval - parts for BBQ	14.00
05/03/2012	VISA	Beacon Lighting	Light fittings - 12 Russell / EW002	357.24
05/03/2012	VISA	Kambo's	45 Draper -2 aircons, 6 Russell - 1 aircon	3,927.00
05/03/2012	VISA	Lighting International Pty Ltd	12 Russell - wall lights	149.75
05/03/2012	VISA	National Australia Bank	Visa monthly fee	9.00
05/03/2012	VISA	Parties in Packages	Rock'n'Roll concert supplies	118.80
05/03/2012	VISA	WA Poultry Equipment & Vermin control	2 cat traps	216.00
05/03/2012	VISA	Westnet	Internet depot	348.40
Sub-total				7,462.57
EFT Payments				
13/03/2012		Shire of Tammin	Salaries & wages	22,165.88
27/03/2012		Shire of Tammin	Salaries & wages	19,221.54
Sub-total				41,387.42
Total				211,308.25