

SHIRE OF BROOMEHILL - TAMBELLUP

Minutes of an Ordinary Meeting of the Council of the Shire of Broomehill-Tambellup
held in the Tambellup Council Chambers on Thursday 15th April 2010
commencing at 4.05pm

1. RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE

Present:	Cr BG Webster	President
	Cr KW Crosby	Deputy President
	Cr MJ Bowman	
	Cr GM Sheridan	
	Cr MR Turner	
	Cr M Sadler	
	Cr SJF Thompson	
	Cr EK Schlueter	
	Cr DCN Kempin	
	JM Trezona	Chief Executive Officer
	JP Bentley	Manager, Administrative & Customer Services
	GC Brigg	Manager, Works
	KP O'Neill	Finance Officer
	RJ Back	Consultant

Apologies: Nil

Leave of Absence: Nil

2. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The President welcomed Councillors and Staff and declared the meeting open at 4.05pm.

3. RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil.

4. PUBLIC QUESTION TIME

No members of the public were present.

5. APPLICATION FOR LEAVE OF ABSENCE

Nil.

6. DECLARATION OF INTEREST

Cr Webster declared a Proximity Interest in item 10.5 and a Financial Interest in item 10.13.
Cr Schlueter declared a Financial Interest in item 10.7.

7. PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS

Nil.

8. CONFIRMATION OF PREVIOUS MEETING MINUTES

8.1 ORDINARY MEETING OF COUNCIL MINUTES 18th MARCH 2010

100401

Moved Cr Bowman, seconded Cr Kempin

“That the minutes of the Ordinary Meeting of Council held on the 18th March 2010 be confirmed as a true and accurate record of proceedings.”

CARRIED 9/0

9. ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

Nil.

10. MATTERS FOR DECISION

10.1 FINANCIAL STATEMENTS FOR MARCH 2010

Program:	Other Property & Services	
Attachment:	Monthly Financial Statements for March 2010	
File Ref:	Nil	
Author:	KP O'Neill	Finance Officer
Date:	8th April 2010	
Disclosure of Interest:	Nil	

Summary: Attached are the monthly financial statements for March 2010.

Background:

Comment: Notes have been provided throughout the statements for Councillors information and comment.

Consultation: Nil

Statutory

Environment: Local Government Act 1995 – Financial Management Regulation 34

Policy Implications: Nil

Financial

Implications: The report represents the financial position of the Council at the end of the previous month.

Strategic

Implications: This issue is not dealt with in the Strategic Plan.

Voting Requirements: Simple Majority

Council Resolution: *100402*

Moved Cr Kempin, seconded Cr Sheridan

“That the Financial Report for the period ending 31st March 2010 be received.”

CARRIED 9/0

Reason For Change to Recommendation:

10.2 CREDITORS ACCOUNTS PAID – MARCH 2010

Program: Other Property & Services
Attachment: List of Payments for March 2010
File Ref: Nil
Author: KP O’Neill Finance Officer
Date: 8th April 2010
Disclosure of Interest: Nil

Summary: Attached is a list of payments made from the Municipal and Trust Funds during March 2010.

Background: The Local Government Act 1995 – Financial Management Regulation 13 states that a list of accounts paid under delegated authority by the CEO is to be prepared each month, providing sufficient information to identify the transactions. The list is to be presented to the Council at the next ordinary meeting after the list is prepared.

Comment: SUMMARY

Municipal Fund	\$544,071.54
Trust Fund	\$31,210.92
Credit Cards	\$944.28
<u>TOTAL</u>	<u>\$576,226.74</u>

Consultation: Nil

Statutory Environment: Local Government Act 1995 – Financial Management Regulation 13

Policy Implications: Nil

Financial Implications: List of payments made during the previous month

Strategic Implications: This issue is not dealt with in the Strategic Plan.

Voting Requirements: Simple Majority

Council Resolution: 100403

Moved Cr Sadler, seconded Cr Crosby

“That the list of Creditors accounts paid during March 2010, being:-
 ➤ *Municipal Fund cheques numbered 872 to 915 inclusive, electronic payments numbered EFT1066 to EFT1150 inclusive and totalling \$544,071.54;*
 ➤ *Trust fund cheques numbered 126 to 145 inclusive totalling \$31,210.92; and*
 ➤ *Credit card expenses totalling \$944.28;*
be adopted.”

CARRIED 9/0

**Reason For Change to
Recommendation:**

10.3 WASTE SERVICES AMENDMENT LOCAL LAW 2010

Program:	Community Amenities	
Attachment:	Waste Services Local Law 2009	
File Ref:	ADM0080	
Author:	JM Trezona	Chief Executive Officer
Date:	30th March 2010	
Disclosure of Interest:	Nil	

Summary: The purpose of this report is to advise Council of the concerns raised by the WA Parliament Joint Standing committee on Delegated Legislation regarding the Waste Services Local Law 2009 and to allow the Presiding Person to give notice to the meeting of the purpose and effect of the Proposed Waste Services Amendment Local Law 2010, for the Council to make the proposed Local Law and to allow for advertising of the proposed Local Law for public comment.

Background: Council resolved to make the Waste Services Local Law 2009 at its meeting of 21 May 2009. The Local Law was required to be made as the responsibility for waste was transferred from the *Health Act 1911* to the *Waste Avoidance and Resource Recovery Act 2007*. Responsibility for the development of Waste Local Laws was moved from the Health Department to the Department of Environment and Conservation.

The Waste Services Local Law 2009 comprises those parts of the Model Health Local Law that relate to waste.

The Waste Local Law was subject to consultation with the Department of Environment and Conservation and the Department of Local Government.

The Director General of the Department of Environment and Conservation gave consent to the Local Law on 29 June 2009 and the Local Law was gazetted on 7 July 2009.

As required by legislation the Local Law was sent to the Joint Standing Committee on Delegated Legislation. The Committee advised the Shire by fax on 22 September 2009 of its concerns with the local law and sought an undertaking by 5pm on the 5 October 2009 that the local law would be amended. Failure to provide that undertaking would have meant disallowance of the local law.

An undertaking was given by the due date that the Shire would:

- rectify the typographical errors in clause 1.3;
- amend clause 2.8(2)(d) by either listing the required specifications for the construction and location of the enclosures for containers or prescribing the required specifications for the enclosures by reference to clause 2.9(3), as if the enclosures were ‘suitable enclosures’;
- amend clause 2.9(3)(a) by expressly stating the minimum floor area that a ‘suitable enclosure’ must have;

- amend clause 2.9(3)(d)(ii) by either adopting, by reference, the relevant standard with which the liquid refuse disposal system must comply or listing the required specifications for the system;
- amend clause 2.14(2)(d) by listing the required specifications for an incinerator;
- amend clause 2.14(3) by inserting a definition of “local fire rules”.

The major concern of the Committee is with clauses 2.8(2)(d), 2.9(3)(a) and 2.14(2)(d) which it believes should prescribe the requirements which must be met for certain matters whereas the clauses leave the requirements to the approval or specification of the Shire. The Committee states that in the absence of legislative authority to the contrary, there is a common law rule against subdelegation of legislative power.

It is to be noted that the clauses are a direct take from the Health Local Laws that have been operating for some time and are still being used by many local governments. This was pointed out to Committee staff but they state that as the Committee have raised concerns the amendments must be made.

The undertaking given to the Committee advised that the Shire wished to work with the Department of Environment and Conservation to ensure that not only was the Shire Local Law acceptable but future local laws could be adopted with some assurance.

Comment: The Shire through its consultant has contacted the Department of Environment and Conservation and as soon as the appropriate amendments can be agreed to a proposed amendment local law will be presented to Council.

Consultation: The proposed amendment local law will need to be advertised for public comment.

Statutory Environment: An amendment must follow that same process as a local law. As it would be proposed to adopt a new Local Law, the following processes, as set out in section 3.12 of the *Local Government Act 1995*, must be observed —

1. At a Council meeting the person presiding is to give notice of the purpose and effect of the proposed local law by ensuring that:-
 - (a) the purpose and effect of the proposed local law is included in the agenda for that meeting; and
 - (b) the minutes of the meeting of the Council include the purpose and effect of the proposed local law.
2. A local government is to -
 - (a) give Statewide public notice stating that -
 - (i) the local government proposes to make a local law, the purpose and effect of which is summarised in the notice;
 - (ii) a copy of the proposed local law may be inspected or obtained at any place specified in the notice; and

- (iii) submissions about the proposed local Law may be made to a local government before a date to be specified in the notice, being a day that is not less than 6 weeks after the notice is given;
- (b) as soon as the notice is given, give a copy of the proposed Local Law and a copy of the notice is to be forwarded to the relevant Minister.
- (c) provide a copy of the proposed local law, in accordance with the notice, to any person requesting it.

After the last day for submissions, the local government is to consider any submissions made and may make the local law as proposed or make a local law that is not significantly different from what was proposed.

The local law is then published in the Government Gazette and a copy sent to the relevant Minister and the State Parliament Joint Standing Committee on Delegated Legislation.

Policy Implications:

Financial Implications:

The local law needs to be advertised in a newspaper circulating throughout the district and published in the Government Gazette.

Strategic Implications:

Voting Requirements: Simple Majority

Council Resolution: *100404*

Moved Cr Bowman, seconded Cr Kempin

“That Council propose to make the Shire of Broomehill-Tambellup Waste Services Amendment Local Law 2010 as attached and the proposed local law be advertised for public comment.”

CARRIED 9/0

Reason For Change to Recommendation:

10.4 LOCAL GOVERNMENT CONVENTION – WALGA AGM

Program:	Governance	
Attachment:	Nil	
File Ref:	ADM0159	
Author:	JM Trezona	Chief Executive Officer
Date:	5th April 2010	
Disclosure of Interest:	Nil	

Summary: The Annual General Meeting of the Western Australian Local Government Association (WALGA) will be held on Saturday 7th August 2010.

Background: The Local Government Convention will be held at the Perth Convention Exhibition Centre from 5th to 8th August 2010. The convention incorporates the following events:

- Annual General Meeting WALGA
- Conference Plenary Sessions
- Special Focus Groups
- Round table forum.

On Saturday 7th August, the annual general meeting will be held commencing at 1.00pm.

Submission of Motions

Member Local Governments are invited to submit motions for inclusion on the agenda for consideration at the 2010 Annual General Meeting of the WALGA. Motions should be submitted in writing to the Chief Executive Officer of WALGA.

The closing date for submission of motions is **Friday 14th June 2010**. It should be noted that any motions proposing alterations or amendments to the Constitution of WALGA must be submitted by Thursday 6th May 2010 in order to satisfy the sixty day notice requirements.

The following guidelines should be followed by members in the formulation of motions:

- Motions should focus on policy matters rather than issues which could be dealt with by the WALGA State Council with minimal delay;
- Due regard should be given to the relevance of the motion to the total membership and to Local Government in general. Some motions are of a localised or regional interest and might be better handled through other forums;
- Due regard should be given to the timeliness of the motion – will it still be relevant come the Local Government Convention or would the matter be better handled immediately by the Association;
- The likely political impact of the motion should be carefully considered;
- Due regard to should be given to the educational value to Members – ie. does awareness need to be raised on the particular matter;

- The potential media interest of the subject matter should be considered;
- Annual General Meeting motions submitted by Member Local Governments must be accompanied by fully researched and documented supporting comment.

Emergency Motions

No motion shall be acceptable for debate at the Annual General Meeting after the closing date unless the Association President determines that it is of an urgent nature, sufficient to warrant immediate debate and the member Councils resolve accordingly at the meeting. Conference Standing Orders set out the details.

Comment:

Consultation: Nil

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications: Provision will be made in the 2010-2011 budget for members to attend the conference.

Strategic Implications: This issue is not dealt with in the Plan

Voting Requirements: Simple Majority

Officer Resolution: *“That Councillors put forward items that they wish to have included in the agenda for the Annual General Meeting of the Western Australian Local Government Association to be held on Saturday 7th August 2010.”*

Reason For Change to Recommendation: Councillors did not have any items for inclusion in the agenda for the Annual General Meeting of the Western Australian Local Government Association.

10.5 TAMBELLUP NO 1 DAM – UTILISATION OF WATER

Program:	Recreation and Culture
Attachment:	Copy of quote
File Ref:	ADM0072
Author:	JM Trezona Chief Executive Officer
Date:	5th April 2010
Disclosure of Interest:	The President, Cr Webster, declared a Proximity Interest in this matter as he is the landowner of the property that the proposed pipe infrastructure will go through and he left the meeting at 4.12pm.

Cr Crosby, Deputy President, took the chair.

Summary: Council to consider a quotation for the supply and installation of a water delivery pipeline from the No 1 dam on Jam Creek Road to deliver water to the Tambellup Primary School sports ground and the Council oval, parks and gardens.

Background: Council has entered into an agreement with the Water Corporation to gain access to the water that is stored in the No 1 Dam, Jam Creek Road Tambellup. Access to the water will allow the Tambellup Primary School to reticulate its school oval and also provide additional water for the Oval, parks and gardens in the Tambellup townsite.

In order to utilise the water it is necessary for a pipeline to be installed from the dam to deliver water to the school and connect into Councils existing infrastructure.

An updated quote has been obtained from Think Water in Albany for the supply and installation of the pipeline and pump. A copy of the quote is included

Comment: Initially, it was planned to gravity feed the water from the dam to the school and the council tanks however with two separate sites utilising the water it is not possible to deliver enough water by gravity feed.

The total quote form Think Water is \$29,088.00 inclusive of GST. Council will need to add the cost of connection to power. Power is already at the site so Council will need to engage an electrician to do the connection. A ballpark estimate for the job is \$5,000. Staff will obtain a quote for the connection costs.

Further contact has been made with the landowners who will have the pipeline crossing their property. Council has received verbal agreement from them but still awaiting a written response from one.

For Council discussion and decision.

Consultation: Nil

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications:

There is no provision in the current 2009-2010 budget for this project. Funds will come from the Parks and Gardens budget. Council also has \$6,500 in the Tambellup Recreation Ground and Pavilion Reserve that could be utilised towards the project. The Tambellup P&C has indicated that they are willing to make a contribution of up to \$12,000 towards the project.

Council will need to draft an agreement between the Shire and the Tambellup Primary School for the water use and rules surrounding that use

Strategic Implications:

This issue is not dealt with in the Plan

Voting Requirements: Absolute Majority required.

Council Resolution: *100405*

Moved Cr Thompson, seconded Cr Kempin

“That Council accepts the quote from Think Water of \$29,088.00 for the supply and installation of a water pipeline from the Water Corporation No 1 dam, Jam Creek Road for the delivery of water to the Tambellup Primary School oval and Councils parks and gardens in the Tambellup townsite. Further Council recognises the expenditure as unbudgeted.”

***CARRIED 8/0
By Absolute Majority***

Reason For Change to Recommendation:

The President, Cr Webster returned to the meeting at 4.18pm.

10.6 TAMBELLUP PRIMARY SCHOOL – REQUEST FOR FINANCIAL AND IN KIND ASSISTANCE

Program: Education
Attachment: Nil
File Ref: ADM0305
Author: KP O'Neill Finance Officer
Date: 6th April 2010
Disclosure of Interest: Nil

Summary: The Tambellup Primary School has written to Council requesting funding, both in kind and financial.

Background: The Tambellup Primary School has advised that it is one of six schools in the Albany Region that has been selected to participate in a project called “Snap Shots of Remote Communities”, organized by the National Museum in Canberra. There are only 12 schools throughout WA that have been chosen to participate in the project.

The project is based around the students work information, research and written notes, art work and a photographic display. The information will include oral histories of local people and will feature the people, the surrounding farming area and special physical features and buildings that are part of Tambellup.

At the conclusion of the project the School is required to provide the following:-

- A public exhibition of the students work and photographs in Tambellup – which will be set up at the Tambellup Show;
- A display for the WA Museum to be set up in the Albany Museum;
- Forty photographs with captions, depicting the people, town, environment and physical features of Tambellup and the surrounding district. The National Museum will place these photographs on the “Snap Shots of Remote Communities” website for public viewing.

The School requests Council to consider providing assistance in kind towards setting up of the exhibition for the Tambellup Show, and a possible financial contribution of \$500.

Comment: The Tambellup Show is held in October each year and the School would not require the financial or in kind assistance until that time. Council could make provision in the 2010/2011 Budget for a \$500 donation and in kind assistance towards setting up the exhibition.

Consultation: Chief Executive Officer

Statutory Environment: Nil

Policy Implications: Nil

Financial

Implications: Provision would be made in the 2010/2011 Budget to cover these costs.

Strategic

Implications: Strategic Plan Objective 2 – People and Community, identifies the need to build and develop partnerships that will enhance delivery and provision for youth.

Voting Requirements: Simple Majority

Council Resolution: *100406*

Moved Cr Thompson, seconded Cr Crosby

“That Council agrees to provide assistance in kind and financially up to \$500 the Tambellup Primary School towards setting up the “Snap Shots of Remote Communities” exhibition at the 2010 Tambellup Show, with provision to be made in the 2010/2011 Budget.”

CARRIED 9/0

Reason For Change to Recommendation:

10.7 REVIEW OF AGREEMENT FOR MANAGEMENT OF THE TAMBELLUP PUBLIC LIBRARY

Program: Recreation & Culture
Attachment: Copy of Reviewed Agreement
File Ref: ADM0111
Author: KP O’Neill Finance Officer
Date: 6th April 2010
Disclosure of Interest: Cr Schlueter declared a Financial Interest in this item as an employee of the Tambellup Telecentre and left the meeting at 4.20pm.

Summary: Council to consider the revised Agreement with the Tambellup Telecentre for management of the Tambellup Public Library.

Background: The existing agreement with the Tambellup Telecentre was last reviewed in June 2006. It has been brought to Councils attention over the last two financial years that the funding provided has not been meeting the expenditure incurred by the Tambellup Telecentre for managing the library. In 2008/2009 and 2009/2010 Council has been requested to increase its allocation to meet the expenditure incurred.

The Tambellup Telecentre has also been advised by the Department of Regional Development and Lands of a name change for all Telecentres and the Telecentre Network. Following its AGM, the Tambellup Telecentre will see its name changed to the “Tambellup Community Resource Centre Inc”.

Comment: The main objective in reviewing the Agreement was to provide clear direction for the allocation of funding to the Telecentre for the operations of the library, and to ensure that sufficient funding is provided.

It is also an opportune time to revise the agreement with the upcoming name change for the Telecentre.

- Minor changes have been made to the Agreement:-
- Clause 2 – stating the starting amount for the funding, which will be allocated in the 2010/2011 budget;
 - Clause 3 – retaining the annual minimum increase equal to December CPI;
 - Clause 6 – the Telecentre to submit a request in writing, for funding over and above the annual allocation by the 31st May each year, and to make a request to Council for their consideration if items arise throughout the year.

At the time of writing this report, there has been no feedback as yet from the Telecentre Committee. Their next meeting is to be held in the week following the Council meeting.

Consultation: Chief Executive Officer

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications: Provision is made each year in the Annual Budget for management of the Tambellup Public Library.

Strategic Implications: This issue is not dealt with in the Strategic Plan

Voting Requirements: Simple Majority

Council Resolution: *100407*

Moved Cr Turner, seconded Cr Sheridan

“That Council endorses the changes to the agreement between the Shire of Broomehill-Tambellup and the Tambellup Telecentre (soon to be known as the Tambellup Community Resource Centre Inc.) and signs and seals the new agreement.”

CARRIED 8/0

Reason For Change to Recommendation:

Cr Schlueter returned to the meeting at 4.24pm.

**10.8 PURCHASE OF SECOND HAND BITUMEN TRUCK
TENDER 7-2009/2010**

Program:	Transport
Attachment:	Analysis of Tenders
File Ref:	Copies of Tenders received included as a separate Item with Agenda ADM0303
Author:	GC Brigg Works Manager
Date:	6th April 2010
Disclosure of Interest:	Nil

Summary: Council resolved at the 18th February 2010 meeting to call tenders for the supply of a second hand bitumen patching unit.

Background: Tender 7-2009/2010 closed on the 31st March 2010. Tenders were received from Paveline and Ausroads.

Copies of the tenders received are provided as an attachment to the agenda for Councillors perusal.

Comment: Companies, Paveline and Ausroads are the leaders in bitumen repair trucks. Their experience comes from years of working their units in the field and continually making modifications to improve durability and making them cost effective to carry out bitumen repairs.

While older units still complete the work required, newer and updated models are better constructed and easier for the operator to use. This gives longer lasting repairs to the road network by applying emulsion and aggregate correctly through a metered system helping eliminate wastage of these expensive items.

Council will actively seek to hire this machine to other councils and Main Roads. Later models will be beneficial to help minimize downtime while the unit is working outside the shire and will also carry the balance of Isuzu extended warranties.

If the order was placed now, the unit would take approximately 16 weeks before delivery, taking us into the new financial year. In light of this, provision would be made in the 2010/2011 Plant Replacement Program and Annual Budget for payment of the truck.

Consultation: Chief Executive Officer

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications: Provision will be made in the 2010/2011 Budget for purchase of the truck.

Strategic Implications: Nil

Voting Requirements: Absolute Majority

Council Resolution: *100408*

Moved Cr Sadler, seconded Cr Schlueter

“That Council accepts the tender from Ausroads for the purchase of a 2007 Isuzu FVY1400 Jetpatcher for their tendered price of \$193,490, with provision to be made in the 2010/2011 Budget.”

*CARRIED 9/0
By Absolute Majority*

Reason For Change to Recommendation:

10.9 SALE OF SURPLUS EQUIPMENT – MULTIPAC ROLLER

Program: Transport
Attachment: Nil
File Ref: Plant File - TA219
Author: GC Brigg Works Manager
Date: 6th April 2010
Disclosure of Interest: Nil

Summary: Council to consider the sale of its 1994 Multipac Multi Tyred Roller.

Background: Some mechanical difficulties have been experienced with the Multipac Roller, and Council needs to determine whether it is viable to undertake the repairs or sell the machine in its present condition.

A quote has been obtained from BT Equipment Pty Ltd Perth, who deals in this type of equipment, to carry out repairs to the axles and brakes for an estimated cost of between \$30,000 and \$35,000.

Comment: The Roller is listed in the plant replacement program and 2009/2010 Budget for sale this financial year for an estimated \$18,000. If Council were to spend the \$35,000 to undertake the repairs to the machine, the value of the roller would not increase.

The current market value of this machine is considerably less than the \$18,000 estimated in the Budget.

It may be prudent for Council to consider advertising this machine for sale with the knowledge that it will receive a lesser price than provided for in the 2009/2010 Budget.

Consultation: Chief Executive Officer

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications: Reduction in revenue as a result of the decrease in market value for this machine.

Strategic Implications: This issue is not dealt with in the Strategic Plan

Voting Requirements: Absolute Majority

Council Resolution: **100409**

Moved Cr Kempin, seconded Cr Schlueter

“That Council advertises for sale the 1994 Multipac Multi Tyred Roller TA219, in its present condition.”

***CARRIED 9/0
By Absolute Majority***

**Reason For Change to
Recommendation:**

10.10 FARMERS CENTRE APPLICATION TO INSTALL GPS ON FAIRFIELD TOWER

Program:	Other Economic Services	
Attachment:	Copy of Letter of Application	
File Ref:	ADM0062	
Author:	Peter Bentley	Manager of Administrative & Customer Services
Date:	7th April 2010	
Disclosure of Interest:	Nil	

Summary: To consider an application from Farmers Centre Katanning to install GPS equipment on the Fairfield Tower.

Background: Farmers Centre (1978) Pty Ltd has written to the Council seeking permission to install a GPS Base Station on the Fairfield Tower to provide GPS Services to the surrounding districts. The equipment to be used is a 900mhz Trimble GPS Base Station which operates on frequencies between 916 and 928 Mhz at a maximum output of 1 watt. This actually equates to an effective radiated power output of about 4.8 watts.

The operator will not require a license operating within this frequency range and at such a low output level.

Comment: At this stage there are no known interference issues with the equipment that the Council will use for its link between the Broomehill and Tambellup offices.

There are, however, some potential interference issues with the Internet Service Provider (ISP), Ocean Broadband. Oceans provide their distributed internet services within this band and generally speaking the GPS system hops around within the full band on different channels at different times.

The ISP's equipment is basically locked to channels 920 to 924 and the introduction of a GPS System which hopped across these channels would have a detrimental effect of its ability to provide domestic internet services.

The ISP has the ability to synchronize with third party equipment if it is of a like manufacturer however this is not the case here. The ISP has suggested that if the operator of the GPS equipment can lock to a specific channel, say 928, it could also lock its own operations to channel 919 or 920 to give the best channel separation to prevent interference. The ISP has confirmed this in writing.

The operator is offering a small contribution toward maintenance and operating costs of up to \$400.00 per year and would be prepared to operate the unit from a solar system if Council cannot or will not provide power.

The GPS system is to provide highly accurate positioning data at seeding and harvest times for farmers within the transmission area.

Farmers Centre will derive a small subscription income from the service and have stated that it will take a number of years to recoup the initial investment that they will make in the service.

Consultation:	Nil
Statutory Environment:	Nil
Policy Implications:	Nil
Financial Implications:	This issue has no real financial implications for Council
Strategic Implications:	This issue is not dealt with in the Strategic Plan
Voting Requirements:	Simple Majority
Council Resolution:	100410

Moved Cr Kempin, seconded Cr Sheridan

“That the Council:

- 1. Does grant permission for Farmers Centre (1978) Pty Ltd to install the specified GPS equipment at the Fairfield Tower;*
- 2. This approval is not transferrable;*
- 3. Advises Farmers Centre (1978) Pty Ltd that a contribution of \$400 per annum is required and the contribution amount will be reviewed annually as part of the budget process;*
- 4. Advises Farmers Centre (1978) Pty Ltd that should any issues of interference arise with Councils radio system or that of the Internet Service Provider, Ocean Broadband, due to its equipment, Council will withdraw access and usage rights of the tower unless rectified within 1 week of initial occurrence and advice;*
- 5. Advise that any damage caused by Farmers Centre (1978) Pty Ltd or its agents or contractors at the Fairfield Tower to any equipment located at the site or the tower itself will be its responsibility to repair, make good or replace at its cost. The contribution above is for ongoing tower maintenance not damage, accidental or otherwise.*
- 6. Advise Farmers Centre (1978) Pty Ltd that it should lock its operational channel to 928 to give maximum channel separation from the ISP's channels.”*

CARRIED 9/0

**Reason For Change to
Recommendation:**

10.11 APPLICATION TO INSTALL AIR CONDITIONING AT THE IHC BUILDING

Program: Health
Attachment: Copy of Request
File Ref: ADM0226
Author: Peter Bentley **Manager of Administrative & Customer Services**
Date: 7th April 2010
Disclosure of Interest: Nil

Summary: That Council consider a request to allow the installation of Air Conditioning at the Infant Health Clinic building in Tambellup.

Background: Jan House, Director of the Gnowangerup Family Support Association, has written to Council seeking permission to install a reverse cycle air conditioner at the Infant Health Clinic Building for use by the Mobile Child Care Service which travels to Tambellup on Fridays.

The Association is proposing to buy and install the unit at no cost to the Council, for use by all community groups using the facility. The Association has also advised that it would be happy to contribute to the operating costs (in particular power) of the unit.

Comment: It is understood that as a condition of the Child Care Licensing Regulations the operator must provide a safe form of heating. The gas heating currently provided in the facility does not pass the safety criteria for child care.

Consultation: Nil

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications: There may be a small operating cost involved in the ongoing operation of the unit.

Strategic Implications: This issue is not dealt with in the Strategic Plan

Voting Requirements: Simple Majority

Council Resolution: *100411*

Moved Cr Crosby, seconded Cr Turner

“That Council advise the Gnowangerup Family Support Association that it has no objection to the installation by the association, of a reverse cycle air conditioning system at the Infant Health Clinic building and that it does not require a contribution toward the operating costs”

CARRIED 9/0

**Reason For Change to
Recommendation:**

10.12	TENDER NO. 6 OF 2009-2010 SALE OF HOWARD STREET HOUSE	
Program:	Housing	
Attachment:	Nil	
File Ref:	ADM0007	
Author:	Peter Bentley	Manager of Administrative & Customer Services
Date:	7th April 2010	
Disclosure of Interest:	Nil	

Summary: Council to consider the outcome of the Tender for the sale of 7 Howard Street Tambellup and progress to offering the property for sale by private treaty.

Background: As part of the 2009/10 budget process the Council provided for the sale of 7 Howard Street Tambellup with the proceeds of the sale to be put to the Housing Reserve.

The property has been advertised for sale by Tender and submissions were accepted up to 4.00pm on 26th March 2010. At the closing time there had been no offers although a number of information packages were sent out to interested parties.

The Council must now decide what further action it will take with this property.

Comment: The council can offer the property for sale by tender again, offer the property for sale by private treaty or keep the property for a period of time and offer it for sale by either method at a later date. The Council could also decide to keep the property and refurbish it for own use again.

Given the age of the property and that Council has identified in its Housing and Land Strategy that this property should be sold, it is recommended that the property be offered for sale by private treaty. There are several interested parties in the property who may well make an offer. The Council would be advised of any further developments.

Consultation: Nil

Statutory Environment: Local Government Act (1995)
Tender Regulations

Policy Implications: Nil

Financial Implications: The sale of this property has been budgeted in the 2009/10 financial year.

Strategic

Implications:

This issue is not dealt with in the Strategic Plan although it has been recommended for sale through the Housing and Land Strategy adopted by Council.

Voting Requirements: Simple Majority

Council Resolution: *100412*

Moved Cr Kempin, seconded Cr Thompson

“That the Council authorise the CEO to offer 7 Howard Street Tambellup for sale by private treaty”

CARRIED 9/0

Reason For Change to Recommendation:

10.13 APPLICATION TO INSTALL RADIO EQUIPMENT AT THE TAMBELLUP TOWER

Program:	Economic Services	
Attachment:	Correspondence from Ocean Broadband	
File Ref:	ADM0062	
Author:	Peter Bentley	Manager of Administrative & Customer Services
Date:	7th April 2010	
Disclosure of Interest:	The President, Cr Webster declared a Financial Interest in this item as the owner of the land on which the tower is located, and left the meeting at 5.02pm	

Cr Crosby, Deputy President, took the chair.

Summary: That Council considers a request from Ocean Broadband to install radio equipment to the Tower located at the Webster’s property which is owned by the Council.

Background: Ocean Broadband has written to Council seeking permission to install radio equipment at the Tambellup Tower on Webster’s property to provide wireless broadband access to the Tambellup area.

The equipment is similar to that operated by the Council to provide a wireless link between the Broomehill and Tambellup Offices. The equipment operates within the 5.7Ghz band as does the equipment that will be used for the Council link and there may be issues related to interference between the two radio networks.

Ocean will be operating as a full commercial operation and are currently operating from the Fairfield Tower into Broomehill with a receiver/transmitter on the rooftop of the Imperial Hotel.

With the demise of Intelligent IP this would be the only broadband option outside of ADSL, Satellite or Next G options which all have specific issues.

Comment: Ocean Broadband is proposing to combat the interference issues which may arise with Councils equipment by providing synchronizing services for our network which will ensure that there are no data collision problems with the radio sets yet still providing good network speeds.

Ocean Broadband currently has an arrangement with the Council regarding the use of the Fairfield Tower and have recently contributed to the stabilization of the guy wire footings at its own cost. Ocean Broadband has indicated that it will be happy to enter into a similar maintenance arrangement regarding the Tambellup Tower.

It is my understanding that the company has secured an access agreement with the landholder.

Consultation: Nil

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications: Nil

Strategic Implications: This issue is not dealt with in the Strategic Plan

Voting Requirements: Simple Majority

Council Resolution: *100413*

Moved Cr Bowman, seconded Cr Schlueter

“That The Council advise Ocean Broadband that it is willing to allow access to the Tambellup Tower subject to:

- 1. Ocean Broadband providing synchronisation with Councils radio system to eliminate interference issues.*
- 2. Ocean Broadband entering into an arrangement to provide ongoing maintenance at both the Fairfield and Tambellup towers as a rental arrangement for the use of the towers*
- 3. That Ocean Broadband confirm that they have secured an arrangement with the landowner to gain access to the site.”*

CARRIED 8/0

Reason For Change to Recommendation:

Cr Webster returned to the meeting at 5.05pm.

10.14	ADOPTION OF LOCAL EMERGENCY MANAGEMENT ARRANGEMENTS	
Program:	Law Order and Public Safety	
Attachment:	Shire of Broomehill-Tambellup Local Emergency Management Arrangements August 2009 (Included as a separate item with this agenda)	
File Ref:	ADM0246	
Author:	Peter Bentley	Manager of Administrative & Customer Services
Date:	7th April 2010	
Disclosure of Interest:	Nil	

Summary: Council to adopt the Local Emergency Management Arrangements as attached.

Background: Pursuant to Section 41 (1) of the Emergency Management Act (2005) the Council is required to prepare and endorse Local Emergency Management Arrangements which will be used as a basis for dealing with a variety of emergency situations that could arise in the future.

The attached arrangements have been developed in consultation with the Local Emergency Management Committee (LEMC) and the Council has previously put the draft arrangements out for public comment with no public comment being received.

Comment: The Council now needs to endorse these arrangements in accordance with the requirements of the Act.

Consultation: LEMC
Chief Executive Officer
The general public and Ratepayers of the Shire

Statutory Environment: Emergency Management Act (2005)

Policy Implications: Nil

Financial Implications: This issue has no direct financial implications for Council

Strategic Implications: This issue is not dealt with in the Strategic Plan

Voting Requirements: Simple Majority

Council Resolution *100414*

Moved Cr Kempin, seconded Cr Schlueter

“That the Council Adopt the attached Local Emergency Management arrangements.”

CARRIED 9/0

**Reason For Change to
Recommendation:**

10.15 RESERVE 684 & FLAT ROCKS ROAD – ROAD DEDICATION AND CLOSURE OF ROAD RESERVE

Program:	Transport	
Attachment:	Copy of Composite Map Map A and Map B	
File Ref:	Res684 & RD3	
Author:	JM Trezona	Chief Executive Officer
Date:	6th April 2010	
Disclosure of Interest:	Nil	

Summary: Council has received a request from State Land Services to close an unmade road reserve and dedicate an existing road.

Background: Reserve 684, with a current purpose of “Camping and Stopping Place” has a Management Order with the former Shire of Broomehill. State Land Services is currently taking action to change the Management Body to the Shire of Broomehill-Tambellup.

Investigations during this process have shown that the registered alignment of Flat Rocks Road does not match up with the road as constructed. (See attached maps)

State Land Services has asked Council to consider “*the possible creation of a new road along the correct alignment and closure of the redundant road*”. If Council is in agreement it is proposed to amalgamate the closed area of the road into Reserve 684.

To close the existing road and create the new road Council will need to refer to section 56 and 58 of the *Land Administration Act 1997*.

Comment: The attached map shows the current situation with the built road and where this is located in relation to Reserve 684 and the surrounding land owners,

In dealing with the request from State Land Services Council needs to consider the portion of the road Reserve between the two yellow lines on the composite map. Council will need to comply with section 58 of the *Land Administration Act 1997* to close the road reserve.

However, before Council can have the dedication done for the existing road there are a number of other issues that should be dealt with at the same time.

Map A which deals with the portion of Flat Rocks Road and Pindellup Road immediately to the south of Reserve 684 highlights the need for land resumptions to be done before the new road can be dedicated. The land resumption will involve only one land owner – NJ Witham. Council should also take the opportunity to formalise the changes that have been done to Pindellup Road at the Flat Rocks Road intersection. This will also require land resumptions with the same land owner NJ Witham.

Map B which deals with the portion of Flat Rocks Road and Peringillup Road West Road immediately to the north of Reserve 684 also shows that land resumption are required before the new road can be dedicated. The land resumption again will involve one land owner – DP Boyle.

Council will also need to consider the closure of the section of the road reserve to the north of Reserve 684 between the yellow line and the top red line. In its deliberations Council will need to recommend who the land should be disposed to.

Again Council should take the opportunity to formalise the changes to the Peringillup West Road where it intersects with the Flat Rocks Road. This will involve the closure of the unused portion of the road reserve and require land resumption for the new section of road.

Contact will be made with the affected landowners as part of the road closure process however further contact should be made to advise them of Councils decision in relation to the dedication of the new road, including the proposed land resumptions and disposal of the land from the proposed closure.

For Council consideration.

Consultation: Nil

Statutory Environment: The Land Administration Act 1997 deals with permanent road closures and states the following:

58. Closure of Roads

(1) When a local government wishes a road in its district to be closed permanently, the local government may, subject to subsection (3), request the Minister to close the road.

(2) When a local government resolves to make a request under subsection (1), the local government must in accordance with the regulations, prepare and deliver the request to the Minister.

(3) A local government must not resolve to make a request under subsection (1) until a period of 35 days has elapsed from the publication in a newspaper circulating in its district of notice of motion for that resolution, and the local government has considered any objections made to it within that period concerning the proposals set out in that notice.

(4) On receiving a request delivered to him or her under subsection (2), the Minister may, if he or she is satisfied that the relevant local government has complied with the requirements of subsections (2) and (3) –

- a) By order, grant the request;*
- b) Direct the relevant local government to reconsider the request, having regard to such matters as he or she thinks fit to mention in that direction; or*
- d) Refuse the request.*

- (5) *If the Minister grants a request under subsection (4) -*
 - a) *The road concerned is closed on and from the day on which the relevant order is registered; and*
 - b) *Any rights suspended under subsection 55(3)(a) cease to be so suspended.*
- (6) *When a road is closed under this section, the land comprising the former road -*
 - a) *Becomes unallocated Crown Land; or*
 - b) *If a lease continues to subsist in that land by virtue of section 57(2), remains Crown Land.*

The Land Administration Regulations 1998 state that:

9. Preparation and delivery by local government of request to close a road permanently.

For the purposes of preparing and delivering under section 58(2) of the Act a request to the Minister to close a road permanently, a local government must include with the request –

- a) *Written confirmation that the local government has resolved to make the request, details of the date when the relevant resolution was passed and any other information relating to that resolution that the Minister may require;*
- b) *Sketch plans showing the location of the road and the proposed future disposition of the land comprising the road after it has been closed;*
- c) *Copies of any submissions relating to the request that, after complying with the requirement to publish the relevant notice of motion under section 58(3) of the Act, the local government has received and the local governments comments on those submissions;*
- d) *A copy of the relevant notice of motion referred to in paragraph (c);*
- e) *Any other information the local government considers relevant to the Minister’s consideration of the request; and*
- f) *Written confirmation that the local government has complied with section 58(2) and (3) of the Act.*

The Land Administration Act 1997 deals with the dedication of roads and states the following:

56. Dedication of roads

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

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

or

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

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

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

Policy Implications: Nil

Financial Implications: There will be advertising costs associated with the closure of the road reserve. The dedication of the new road will entail more costs. These are mainly associated with the acquisition of land and survey costs. Provision can be made in the coming 2010-2011 budget.

Strategic Implications: This issue is not dealt with in the Plan

Voting Requirements: Simple Majority

Council Resolution: *100415*

Moved Cr Kempin, seconded Cr Sheridan

“That as per the requirements of the Land Administration Act 1997, Council advertises its intent to permanently close the portion of the unmade road reserve, between where the said road reserve intersects with the northern boundary of Reserve 684 and the south western corner of Reserve 684 as highlighted in yellow on the attached map.”

CARRIED 9/0

Council Resolution: *100416*

Moved Cr Kempin, seconded Cr Sheridan

“That Council liaise with the affected land owners DP Boyle and NJ Witham to negotiate an outcome to allow for the dedication under section 56 of the Land Administration Act 1997 of a section of Flat Rocks Road, Pindellup Road and Peringillup West Road as shown on the attached map.”

CARRIED 9/0

Reason For Change to Recommendation:

10.16 ROYALTIES FOR REGIONS – COUNTRY LOCAL GOVERNMENT FUND 2009-2010

Program: Governance
Attachment: CLGF Guidelines 2009-2010
 CLGF Forward Capital Works Plan Template
 Financial Assistance Agreement 2009-2010
 CLGF Frequently Asked Questions.
File Ref: ADM0149
Author: JM Trezona Chief Executive Officer
Date: 6th April 2010
Disclosure of Interest: Nil

Summary: Council to determine if it makes an application for funding to assist with the preparation of a forward capital works plan.

Background: Council has received advice from the Director General of the Department of Regional Development and Lands (RDL) that the 2009-2010 funding under the Country Local Government Fund (CLGF) is now available. CLGF for 2009-2010 is to support the development of strategic plans, asset management plans, forward capital works plans and voluntary local government amalgamations.

Council is eligible to receive up to \$35,000 towards the preparation of a forward capital works plan that relates to current or developing strategic and asset management plans.

The Department of Regional Development and Lands will be managing this component of the CLGF.

In order to received the funds Council is required to submit a proposal on how it will expend the funds in accordance with the guidelines. Proposals are due by 30 April 2010.

Professional support will be provided by RDL through an expert panel to assist country local governments to develop forward capital works programs. If Councils already have a forward capital works plan this can be submitted, If deemed acceptable by RDL then the 2009-2010 funds can be used for planning towards specific projects from the forward capital works plan.

A forward capital works plan is a pre-requisite for Council to be able to access the 65% allocation in 2010-2011.

Regional Groupings of Local Governments

Up to \$100,000 is being provided to each of the nine Regional Development Commissions (RDC) to support regional groupings of country local governments to identify, scope and plan priority regional infrastructure projects.

RDC’s will contact Council to coordinate group planning and begin project identification and business case development. Business cases for priority infrastructure projects will be a pre-requisite for regional groups to access the 35% component of the CLGF on 2010-2011.

Comment: A copy of the CLGF Guidelines, Frequently Asked Questions, Template for the Preparation of a Forward Capital Works Plan and a copy of the Financial Assistance Agreement are included for Councils information.

Council needs to determine if it wishes to make application for funds to assist with the development of a Forward Capital Works Plan.

Consultation: Nil

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications: Up to \$35,000 is being made available to assist Council develop their plan

Strategic Implications: This issue is not dealt with in the Strategic Plan

Voting Requirements: Simple Majority

Council Resolution: *100417*

Moved Cr Sheridan, seconded Cr Crosby

“That Council makes application to the Department of Regional Development and Lands for funding through the Country Local Government Fund to assist with the development of a Forward Capital Works Plan.”

CARRIED 9/0

Reason For Change to Recommendation:

12.1 PLANT REPORT FOR APRIL 2010

Program: Transport
Attachment: Nil
File Ref: Nil
Author: GC Brigg **Manager of Works**
Date: 6th April 2010
Disclosure of Interest: Nil

Reg No.	Description	Kms/Hrs	Year of Manufacture	Year of Purchase	Changeover	Comments
BH000	Nissan Murano		2009	2009		
BH00	Ford Ranger Dual Cab	5677	2010	2010		first service done
BH002	ISUZU 6 Wheel Tipper	28736	2008	2008	7 yrs / 250,000km	ok
BH003	Isuzu NPR300 crew cab truck	7343	2009		5 yrs / 100,000km	broken lamp cover FRH
BH004	CAT 12M	30	2009	2009		ok
BH005	Bomag Multi-Tyred Roller	4240	2002	2002	7 yrs / 8000 hrs	service due 4250
BH006	Volvo 710	4320	2004	2004	7 yrs / 8,000 hrs	service and manifold repairs
BH007	John Deere Ride on Mower		2003	2003	5 yrs / 5,000 hrs	service and deck repairs
BH008	VOLVO L70D Loader	5266	2001	2001	7 yrs / 8000 hrs	service and a/c repairs
BH009	Toyota Hilux	3962	2009			ok
BH010	6x4 Fuel Trailer		1981	1981		ok
BH012	Isuzu Fire Truck	5000	1995	2004		ok
BH013	John Deere 315SG Backhoe	2058	2003	2003	10 yrs / 8,000 hrs	ok
BH813	Multi Tyre Roller		1960	1980	8 yrs / 8,000 hrs	
OTA	Holden Statesman		2010			
TA052	Toyota Hilux 4x4	6562	2009			stone chip w/screen
TA001	Ford Ranger Dual Cab	6253	2009			ok
1TA	Ford Ranger Dual Cab	14105	2009	2009	1 yr / 40,000 kms	ok
TA1880	Isuzu Gigamax Truck	27547	2008	2008	5 yrs / 250,000 km	ok
TA092	Isuzu Gigamax Truck	51225	2007	2007	5 yrs / 250,000 km	45k service done
TA386	Mitsubishi Fuso Truck	56154	2007	2007	5 yrs / 250,000 km	stone chip w/screen
TA18	12H Grader	3351	2006	2006	7 yrs / 8,000 hrs	ok
TA1835	12H Grader	4081	2002	2003	7 yrs / 8,000 hrs	sold

TA281	930G Loader	2269	2007	2007	7 yrs / 8,000 hrs	service done
TA392	Tractor Mower	1898			5 yrs / 5,000 hrs	replace tyre, roof repairs
TA417	John Deere Gator	33	2009			ok
1DDA893	CAT vibe Roller	313	2009			ok
TA017	Isuzu Tipper	23400	2009			seatbelt (warranty again)
TA219	Multipac Multi-tyred Roller	7493		2004	7 yrs / 8,000 hrs	air con needs service legs need rebuilding brake repairs
TA1196	Large Roller					
TA2015	Vibrating Roller			1977	7 yrs / 8000 hrs	ok
	Slasher				10 yrs	ok
XTR579	Road Broom				10 yrs	repair drive shaft, new brooms
	Mobile Fuel Tanker				10 yrs	ok
1DCF 535	TORO 3500D	127	2009	2009		ok
TA005	John Deere Tractor 6330	641	2008	2008	10 yrs / 8000 hrs	ok

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12.2 WORKS AND MAINTENANCE REPORT FOR APRIL 2010

Program:	Transport	
Attachment:	Nil	
File Ref:	Nil	
Author:	GC Brigg	Manager of Works
Date:	6th April 2010	
Disclosure of Interest:	Nil	

Broomehill

- New table and seats to be arrived to be installed in old gazebo in Holland Park
- New gazebo will be erected this month.
- The new pedestrian pathway has been started and earthworks should be completed by end of the month.
- There is a lot of bitumen repairs needed around town and will be carried out this month.
- New flowers have been ordered to plant around gardens at the office, ready for Anzac day.
- New shades have been installed in Holland Park Playground.
- New heavy duty hinges have been ordered for the gate to playground.
- Town dam level is up after recent rains. We will start transferring water to the Recreational Complex this month.
- A new hole at the dump will be required over the next few weeks.
- Work has commenced on drainage in Latham Street around the transformer on the new subdivision.

Tambellup

- Oval has been sprayed for black beetle again. This has been an ongoing problem this season.
- Asphalt pathways have been installed in Diprose Park.
- Garden borders have been installed and pavers around the BBQ area.
- Irrigation has been installed.
- Shades have been installed over the playground equipment and gym area.
- Park is now ready for grass and some tidy up work will be required to finish.
- Some playground equipment still to be placed.
- Old hole at dump area has been exhausted has been. We are currently using a new hole dug some months ago.
- Gardeners have cleaned up a lot of rubbish which blew out of the hole over the windy season.

Roads

- Widening on the Broomehill Kojonup Road has been sealed. This project was combined work from 08-09 and 09-10. Total length sealed was 4600 metres and is currently under budget.
- Wet weather has played a major role in reseals not finished. R&R mobilized to carry out reseals on Broomehill-Kojonup Road, but rain forced us to call off the start. Second booking for reseals saw us complete Broomehill-Kojonup Road but rain forced us to cancel the Tieline reseal
- Reseals are now booked to take place on the 13th of this month. This work will include Tieline Road, second seal on Tambellup West reconstruction project, Gnowangerup Road and Pootenup Road.

- Reseal has taken place on the Broomehill-Kojonup Road from SLK 6.75 km to 11.00 km. This project is 300 metres longer than original reseal length. The original reseal length would have seen it finish short of a bend which needed resealing urgently.
- The reseal now finishes at the start of our widening which has just been completed.
- This leaves another 900 metres section not completed within the 11 km from Broomehill town site.
- Blackspot work will commence this month.
- Still waiting for surveyors to complete Wandoo Road so crew can start clearing.
- Maintenance, graders are maintaining school bus routes at present and will be back to the northwest corner of the shire in coming weeks. They have also carried out bitumen shouldering on the Broomehill-Kojonup Road.
- As the rains develop there will be more bitumen shoulders completed.
- Maintenance crew have been on holidays over the last few weeks but when back will carry out widening culverts on Cosby Road and finishing guide posts and signage on new work.

Plant

- The Caterpillar 12M has been delivered 3 months early. Busselton Shire cancelled there order which made a grader available 3 months early.
- This grader came with a 14 foot blade which the operator is very happy with. The 12 foot blade would have been impractical as the physical size of this machine is 9 feet wide.
- This machine also comes with acugrade which at this stage won't be utilized by the shire but will add value to the machine when it is replaced later.
- Caterpillar also upgraded the machine to Premium Warranty at no extra cost. This machine was ordered with 5 year 5,000 hour power train warranty. Caterpillar now covers the complete machine for 5 year 5,000 hours.
- The Multipac roller has developed major mechanical problems with axles. Repairs exceed the value of the machine.

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12.3 BUILDING SURVEYORS REPORT FOR MARCH 2010

Program: Economic Services
Attachment: BSR Report and Activity Statement
File Ref: ADM0076
Author: D Baxter Building Surveyor
Date: 31st March 2010
Disclosure of Interest: Nil

Summary: Attached are the BSR Report and the Activity Statement for the month of March 2010 that have been sent to all the relevant authorities that are required by legislation.

Background: These reports advise of the building approvals and the activity of the Building Surveyor for the month of March 2010.

Comment:

Consultation: Nil

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications: This issue has no financial implications for Council

Strategic Implications: This issue is not dealt with in the Plan

Voting Requirements: Simple Majority

Officer Resolution: *No recommendation required – Councillor information only*

Reason For Change to Recommendation:

12.4 BUILDING MAINTENANCE PROGRAM

Program:	Various
Attachment:	Building Maintenance Program for March 2010
File Ref:	Nil
Author:	JP Bentley Manager Administrative and Customer Service
Date:	6th April 2010
Disclosure of Interest:	Nil

Summary: Update of the Building Maintenance Program for 2009-2010

Background:

Comment: The Building Maintenance Program is updated on a regular basis and presented for Councils information, comment and discussion if required.

Consultation: Nil

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications: Provision has been made in the 2009-2010 budget to meet the building maintenance program costs.

Strategic Implications: This issue is not dealt with in the Plan

Voting Requirements: Simple Majority

Officer Resolution: *No recommendation required – Councillor information only.*

Reason For Change to Recommendation:

- 13. NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF COUNCIL**
Nil.

- 14. DATE OF NEXT MEETING**
Thursday 20th May 2010.

- 15. CLOSURE**
There being no further business, the President thanked Councillors and Staff and declared the meeting closed at 5.52pm.