

SHIRE OF BROOMEHILL - TAMBELLUP

Minutes of the Ordinary Meeting of Council of the Shire of Broomehill - Tambellup held in the Tambellup Council Chambers on Thursday 19th May 2011 commencing at 4.12pm.

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
	GC Brigg	Works Manager
	K O'Neill	Finance Officer

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 4.12pm.

3. RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil

4. PUBLIC QUESTION TIME

Nil

5. APPLICATION FOR LEAVE OF ABSENCE

Nil

6. DECLARATION OF INTEREST

Nil

7. PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS

Nil

8. CONFIRMATION OF PREVIOUS MEETING MINUTES

8.1 ORDINARY MEETING OF COUNCIL MINUTES 21ST APRIL 2011

110501

Moved Cr Bowman, seconded Cr Sadler

“That the minutes of the Ordinary meeting of Council held on the 21st April 2011 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 APRIL 2011

Program:	Other Property and Services	
Attachment:	Monthly Financial Statements for April 2011	
File Ref:	Nil	
Author:	KP O'Neill	Finance Officer
Date:	6 May 2011	
Disclosure of Interest:	Nil	

Summary: A monthly financial report is to be prepared at the end of each month in accordance with the provisions of Regulation 34 of the Local Government (Financial Management) Regulations 1996.

The report is to be presented to an ordinary meeting of Council within 2 months after the end of the month to which the report relates.

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

Comment: Points to note from the April 2011 report:-

- Changeover of the roller will be carried over into the 2011/2012 Budget as Westrac are not able to supply the new machine prior to the end of June. This changeover is being funded by a transfer from the Plant Reserve.
- An application was submitted on behalf of the Tambellup Family Playgroup Inc for new play equipment and a shade structure at the Infant Health building. A small section of roll out lawn will be laid in the coming months. The grant funding will be claimed from Lotterywest on completion.
- The final instalment from the Local Government Grants Commission will be received in May, as will the balance of Roads to Recovery funding.
- The acquittal documents for the Royalties for Regions Year 1 allocation have been audited and submitted to the Department for Regional Development and Lands (RDL). Council was not able to claim the next allocation of Royalties for Regions funding until the acquittal for the first year's allocation had been submitted and accepted.
- Payments have been made to the Old Fellas Footy Fun and Fitness League and Sophie's Fund ME/CFS from the Dry Season Assistance Funding. The unspent balance of this funding at 30 June 2011 will be carried forward into 2011/2012 to be allocated according to Councils decision from the March 2011 meeting.

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.

Provision will be made in the 2011/2012 Budget for items that need to be carried over into the new financial year.

Strategic

Implications:

This issue is not dealt with in the Plan

Voting Requirements:

Simple Majority

Council Resolution:

110502

Moved Cr Kempin, seconded Cr Sheridan

“That the Financial Statements for the period ending 30 April 2011 be adopted.”

CARRIED 9/0

**Reason For Change to
Recommendation:**

10.2 CREDITORS ACCOUNTS PAID APRIL 2011

Program:	Other Property and Services	
Attachment:	List of Payments for April 2011	
File Ref:	Nil	
Author:	KP O’Neill	Finance Officer
Date:	6 May 2011	
Disclosure of Interest:	Nil	

Summary: Attached is a list of payments made from the Municipal and Trust Funds during April 2011.

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	\$317,496.30
Trust Fund	\$1,380.60
Credit Cards	\$395.06
TOTAL	\$319,271.96

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 Plan

Voting Requirements: Simple Majority

Council Resolution: *110503*

Moved Cr Schlueter, seconded Cr Crosby

“That the list of accounts paid during April 2011, represented by:-

- Municipal Fund cheques numbered 1269 to 1297 inclusive and electronic payments numbered EFT2101 to EFT2167 inclusive and totalling \$317,496.30;*
- Trust Fund cheques numbered 211 to 215 inclusive and totalling \$1,380.60;*
- Credit Card payments totalling \$395.06;*

be adopted.”

CARRIED 9/0

**Reason For Change to
Recommendation:**

10.3 DEBTORS ACCOUNT WRITE OFF

Program:	Various		
Attachment:	Further Information on Outstanding Debtors UNDER SEPARATE COVER		
File Ref:	ADM0064		
Author:	KP O'Neill	Finance Officer	
Date:	9 May 2011		
Disclosure of Interest:	Nil		

Summary: Council to consider writing off long outstanding debtors accounts.

Background: Long outstanding debtor's accounts are forwarded to Councils debt collection agency, Austral Mercantile, for recovery of the balance owing.

Austral Mercantile have suggested that the following accounts are submitted to Council to be written off. Some are because the balance is so little that it is costing Council more to try to recover the debt, others because the debtor has not been able to be traced.

Comment: A summary is provided of the debtors accounts that are requested to be written off:-

Debtor Number	Invoice Number	Invoice Date	Description	Amount
233	278	6/2/2009	Standpipe Water	\$86.79
223	193	1/12/2008	Standpipe Water	\$28.60
B88	592	11/11/2009	Standpipe Water	\$66.33
218	173	24/11/2008	Lost/Damaged Library Books	\$17.60
225	229	18/12/2008	Broomehill Caravan Park Fees	\$150.00
153	TA4850	18/6/2008	Standpipe Water	\$57.20
7	TA4441	19/12/2009	Standpipe Water	\$28.60
B66	BHPW499	24/11/2008	Private Works	\$254.99
			TOTAL	\$690.11

Staff will ensure that the debtors included in the above list are on a "cash up front" basis for all future private works. Where standpipe water charges remain unpaid, debtors have been unable to obtain a standpipe access card until all outstanding amounts were paid.

Consultation: Chief Executive Officer

Statutory

Environment: Section 6.12(1)(c) of the Local Government Act 1995 grants Council the power to write off any amount of money which is owed to the Council, by *absolute majority*.

Policy Implications: Nil

Financial

Implications: A reduction in revenue of \$690.11 following the non-payment of the outstanding debtors accounts.

Strategic

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

Voting Requirements: Absolute Majority

Council Resolution: *110504*

Moved Cr Kempin, seconded Cr Turner

“That the balance of the following outstanding debtors accounts be written off:-

<i>Debtor 233</i>	<i>\$86.79</i>
<i>Debtor 223</i>	<i>\$28.60</i>
<i>Debtor B88</i>	<i>\$66.33</i>
<i>Debtor 218</i>	<i>\$17.60</i>
<i>Debtor 225</i>	<i>\$150.00</i>
<i>Debtor 153</i>	<i>\$57.20</i>
<i>Debtor 7</i>	<i>\$28.60</i>
<i>Debtor B66</i>	<i>\$254.99”</i>

CARRIED 9/0

Reason For Change to Recommendation:

10.4 BROOMEHILL PRIMARY SCHOOL – REQUEST TO WAIVE HALL HIRE COSTS

Program:	Governance		
Attachment:	Nil		
File Ref:	ADM0066 ADM0304		
Author:	VN Webster	Manager	Administration & Customer Service
Date:	27 April 2011		
Disclosure of Interest:	Nil		

Summary: The Broomehill Primary School P&C Association is seeking Councils consideration to waive the hire costs of the Broomehill Hall.

Background: The Broomehill P&C are hosting a Bush Dance in June 2011 to celebrate both the refurbishment of the Broomehill Hall and coming through a “dry season” in the past year. The P&C Association applied to Council for funds to host a Dry Season community event at the March Ordinary Meeting of Council. Council allocated \$4,000 from the Dry Season Assistance Grants to this event.

The Broomehill P&C Association is requesting Council to consider waiving the hire costs of the Broomehill Hall for the evening.

Comment: Traditionally Council is reluctant to waive the hire costs of its facilities with the exception of those instances as highlighted in Councils Policy Manual.

Council may wish to consider advising the Broomehill P&C Association that it will not waive the hire costs but is willing to make a donation equivalent to the hire cost of the Hall.

For Council consideration.

Consultation: Nil

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications: The hire cost of the Broomehill Hall is \$150. Council has a Members donation provision in the 2010-2011 budget that has a current balance of \$1246.

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

Voting Requirements: Simple Majority

Council Resolution: **110505**

Moved Cr Turner, seconded Cr Sheridan

“That Council makes a donation of \$150 to the Broomehill P&C Association to assist with the Bush Dance scheduled for June 2011.”

CARRIED 9/0

**Reason For Change to
Recommendation:**

10.5 KATANNING RURAL YOUTH – INVITATION TO PARTICIPATE – KATANNING PRE-HARVEST BALL

Program:	Governance		
Attachment:	Nil		
File Ref:	ADM0061		
Author:	VN Webster	Manager	Administration & Customer Service
Date:	27 April 2011		
Disclosure of Interest:	Nil		

Summary: The Katanning Rural Youth are inviting Council to sponsor the Katanning Pre-Harvest Ball.

Background: The Katanning Rural Youth (KRY) are hosting a Pre-Harvest Ball on 8th October 2011 and is a function for the youth of the Great Southern and surrounding regions. The KRY is seeking support from, and partnerships with organizations within the Great Southern to ensure that the ball is a success. They are offering the following forms of sponsorship for Council consideration:

Community Sponsor - < \$250

- Acknowledgement as a community sponsor
- Company name displayed on website
- Company name displayed on all promotional flyers
- One company poster/banner in Sponsors Hall of Fame at the ball

Mementos Sponsor - \$400

- Acknowledgement as a Mementos sponsor
- Company and logo displayed around bar facilities
- Company name and logo displayed on website with active link to homepage
- Company name and logo displayed on stubby holders for the event
- Company name displayed on all promotional flyers
- One company poster/banner in Sponsors Hall of Fame at the ball

Major Sponsor - \$800

- Acknowledgement as the ball sponsor
- Company name and logo displayed around bar facilities
- Sponsors logo indicated in the event invitations
- Company name and logo displayed on all promotional flyers
- Company name and logo displayed on website with active link to homepage
- Prominent signage displayed during the ball
- One company poster/banner in Sponsors Hall of Fame at the ball
- Two tickets to the Pre-Harvest ball

Fleece of the Flock – best dressed competition

Stud Ram Sponsor (Male) - \$50

- Acknowledgement as Fleece of the Flock Male Sponsor
- Company name and logo displayed on promotional flyers
- Company name and logo displayed on website with active link to homepage

- Verbal acknowledgement at the Ball
- One company poster/banner in Sponsors Hall of Fame at the ball

Stud Ewe Sponsor (Female) - \$50

- Acknowledgement as Fleece of the Flock Male Sponsor
- Company name and logo displayed on promotional flyers
- Company name and logo displayed on website with active link to homepage
- Verbal acknowledgement at the Ball
- One company poster/banner in Sponsors Hall of Fame at the ball

Comment:	For Council consideration
Consultation:	Nil
Statutory Environment:	Nil
Policy Implications:	Nil
Financial Implications:	Council has provision in the budget for donations. The current balance in the 2010-2011 budget is \$1246.
Strategic Implications:	This issue is not dealt with in the Plan
Voting Requirements:	Simple Majority
Officer Resolution:	<i>“That Council does/does not provide sponsorship of \$..... to the Katanning Rural Youth for the Katanning Pre-Harvest Ball to be held on 8 October 2011.”</i>
Council Resolution:	<i>110506</i> <i>Moved Cr Sadler, seconded Cr Bowman</i> <i>“That Council does not provide sponsorship to the Katanning Rural Youth for the Katanning Pre-Harvest Ball to be held on 8 October 2011.”</i>
Reason For Change to Recommendation:	<i>CARRIED 5/4</i>

10.6 VOTING DELEGATES FOR WALGA ANNUAL GENERAL MEETING

Program:	Governance	
Attachment:	Nil	
File Ref:	ADM0159	
Author:	JM Trezona	Chief Executive Officer
Date:	9 May 2011	
Disclosure of Interest:	Nil	

Summary: Registration of delegates for the Western Australian Local Government Association's (WALGA) Annual General Meeting is required.

Background: The 2011 AGM of WALGA will be held as part of the Local Government Convention on Saturday 6th August 2011.

All member Councils are entitled to be represented by two voting delegates at the AGM. Voting delegates may be either elected members or serving officers. Councils seeking to exercise their voting entitlements must ensure that their voting delegates are appropriately registered. Registrations must be returned to WALGA by Monday 11th July 2011.

In the event that a Voting Delegate is unable to attend, provision is made for proxy delegates to be registered.

Comment: Council will need to nominate its delegates to the Annual General Meeting.

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: *“That Councils registered delegates and proxy delegates to the 2011 Annual General Meeting of the Western Australian Local Government Association be Cr..... and Cr..... as delegates and Cr..... and Cr..... as proxy delegates”*

Council Resolution: **110507**

Moved Cr Thompson, seconded Cr Crosby

“That Councils registered delegates and proxy delegates to the 2011 Annual General Meeting of the Western Australian Local Government Association be Cr Sheridan and Cr Bowman as delegates and Cr Webster and Cr Schlueter as proxy delegates”

CARRIED 9/0

**Reason For Change to
Recommendation:**

10.7 RESERVE 16116 PUNCHMIRUP ROAD BROOMEHILL WEST

Program:	Other Community Services	
Attachment:	Map of Reserve 16116	
File Ref:	RES16116	
Author:	JM Trezona	Chief Executive Officer
Date:	6 April 2011	
Disclosure of Interest:	Nil	

Summary: Council to consider if it wishes to accept the Management Order for Reserve 16116.

Background: In September 2006 Mr Wayne Saunders and Ms Hilary Walsh the owners of Location 1959 Wandoo Road Broomehill West, wrote to the then Shire of Broomehill seeking Council support for a proposal they were putting to the Waters and Rivers Commission to purchase Reserve 16116. The reserve in question was to the north of their property.

Messrs Saunders and Walsh advised that their goal was to increase local wildlife on their property by increasing natural vegetation and would like to include this reserve in their plans. Messrs Saunders and Walsh indicated that they would maintain the reserve in its “natural state”.

In September 2006 the Broomehill Council gave in principal support to the proposed sale of the property for the proposed use.

It is now May 2011 and the Department of Environment and Conservation – Narrogin Office have contacted Council to ascertain if it would be interested in accepting the Management Order for Reserve 16116. They are providing comment on the 2006 proposal but have indicated that they are not in favour of the sale of the land. They favour the retention by the Crown of areas of remnant vegetation such as this one but would support the Council being granted the Management Order for the Reserve for the purpose of Landscape Protection or similar.

In July 2009 Messrs Saunders and Walsh sold Location 1959 to new owners.

Reserve 16116 is located on Punchmirup North Road, is currently vested with the Waters and Rivers Commission for the purpose of “Water” and is 14.2551 ha in size.

Comment: In light of the fact that considerable time has elapsed and the proponents no longer reside in the area it may be folly to pursue the matter any further. The Management Order is with Water and Rivers Commission and it would seem appropriate for the current status to remain unchanged.

For Council discussion and decision.

Consultation: Greg Durrell – DEC Narrogin

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

Council Resolution: *110508*

Moved Cr Kempin, seconded Cr Schlueter

“That Council advises the Department of Environment and Conservation that at this time it does not wish to take on the Management Order for Reserve 16116 and supports the retention of the order with the Waters and Rivers Commission.”

CARRIED 9/0

Reason For Change to Recommendation:

10.8 FLAT ROCKS, PERINGILLUP WEST AND PINDELLUP ROADS – DEDICATION AND CLOSURE

Program:	Transport
Attachment:	Maps 1-5
File Ref:	Res684, RD3, RD46, RD7
Author:	JM Trezona Chief Executive Officer
Date:	11 May 2011
Disclosure of Interest:	Nil

Summary: Council to resolve to request the Minister for Lands to create a new road reserve and close portions of existing unused road reserves in the Shire of Broomehill-Tambellup.

Background: Council resolved at its February 2011 ordinary meeting to advertise its intent to undertake the following as shown on the attached maps.

Map 1

- A – The surveyed road reserve as shown outlined red on the attached map needs to be closed and amalgamated into B
- B – is part of Location 10
- C – is part of Location 10
- D – The surveyed road reserve as shown outlined red on the attached map need to be closed and amalgamated into C
- Area coloured pink is the proposed new road reserve for a portion of Flat Rocks Road and Peringillup West Road

Map 2

- Area coloured pink is the proposed new road reserve for a portion of Flat Rocks Road

Map 3

- E – area coloured pink is the portion of land to be excised from Location 379 and amalgamated into the proposed new road reserve for a portion of Flat Rocks Road
- F – area coloured pink is the portion of land to be excised from Location 1181 and amalgamated into the proposed new road reserve for a portion of Pindellup Road
- G – area coloured pink is the portion of land to be excised from Reserve 684 and amalgamated into the proposed new road reserve for Flat Rocks Road

Council advertised its intent in the Great Southern Herald and the BT Times and wrote to the affected landowners, utility providers and required government agencies. The comment period was open for 35 days and closed on closed on 20 April 2011.

Council now needs to request the Minister for Lands to effect the road closure and dedication.

Comment:

Council has received six written responses to the proposal. These are detailed in the Schedule of Comments which is attached to this report. A verbal comment was also provided by Mr Don Boyle, the other affected landowner who advised he has no objection to the proposal. Five of the written responses have no objection while NJ & JA Witham raise the following concerns:

- No “legal” access to Locations 54, 8060, 1133 and 7861 if the road reserve shown as “A” on map No 1 is closed and amalgamated into Location 10
- Possibility of depreciating the value of the property
- Suggests access be granted on the northern side of reserve 684

Access to Location 7861 is currently via a track across Reserve 684. This has been the case for a considerable number of years. The other locations do not have a road frontage and are land locked but not as a result of this proposal.

I am unsure if the comment pertaining to the perceived depreciation of the land value is correct or not as there appears to be no change to how the land will be accessed. At this time it would not be viable for Council to construct any type of road on the road reserve shown at “A” on map No 1 when Flat Rocks Road runs so close alongside. Council does not have an obligation to provide access.

The proposal for Mr Witham to gain access to his property along the northern side of Reserve 684 off Flat Rocks Road is a sound suggestion and Council may wish encourage the two land owners to work towards that outcome.

Map 4

- The existing road is shown black on this map

Map 5

- Portion of road reserve to be amalgamated into the western portion of Location 1181 to compensate for the loss of land from the western portion of Locations 1181 and 379.

For Council discussion and decision.

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
- c) 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: Council will need to indemnify the Minister for Lands from any costs arising from these actions as well as cover any costs associated with resumption of private property. Council will also have to meet the advertising costs.

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

Voting Requirements: Simple Majority

Council Resolution: *110509*

Moved Cr Kempin, seconded Cr Bowman

“That as per the requirements of the Land Administration Act 1997, Council requests the Minister for Lands to permanently close the portion of the unmade road reserve, as shown marked A and D on the attached map numbered 1. Further the land comprising the closed portion of road reserve be amalgamated into Location 10.

CARRIED 9/0

Council Resolution: *110510*

Moved Cr Kempin, seconded Cr Bowman

That as per the requirements of the Land Administration Act 1997, Council requests the Minister for Lands to amalgamate the portion of Lot 379 as shown marked E on the attached map numbered 3 into the Flat Rocks Road Reserve.

CARRIED 9/0

Council Resolution: 110511

Moved Cr Kempin, seconded Cr Bowman

That as per the requirements of the Land Administration Act 1997, Council requests the Minister for Lands to amalgamate the portion of Reserve 684 as shown marked G on the attached map numbered 3 into the proposed new Flat Rocks Road Reserve.

CARRIED 9/0

Council Resolution: 110512

Moved Cr Kempin, seconded Cr Bowman

That as per the requirements of the Land Administration Act 1997, Council requests the Minister for Lands to amalgamate the portion of Lot 1181 as shown marked X on the attached map numbered 5 into the Pindellup Road Reserve.

CARRIED 9/0

Council Resolution: 110513

Moved Cr Kempin, seconded Cr Bowman

That as per the requirements of the Land Administration Act 1997, Council requests the Minister for Lands to amalgamate the portion Pindellup Road Reserve shown marked “Y” and outlined in red on the attached map numbered 5 into the eastern portion of Location 1181.

CARRIED 9/0

Council Resolution: 110514

Moved Cr Kempin, seconded Cr Bowman

That as per the requirements of the Land Administration Act 1997, Council request the Minister for Lands to dedicate the areas of land highlighted pink on the map number 1 and marked “H” and the area of land highlighted pink on the map numbered 2 as the Flat Rocks Road reserve.

CARRIED 9/0

Council Resolution: 110515

Moved Cr Kempin, seconded Cr Bowman

That as per the requirements of the Land Administration Act 1997, Council request the Minister for Lands to dedicate the areas of land highlighted pink on the map number 1 and marked “J” as the Peringillup West Road reserve.

CARRIED 9/0

Council Resolution: 110516

Moved Cr Kempin, seconded Cr Bowman

That Council notes the comments received in relation to the road closure and dedication and advises the respondent of THE outcome of its decision.

CARRIED 9/0

Council Resolution: 110517

Moved Cr Kempin, seconded Cr Bowman

That Council indemnifies the Minister for Lands from any costs arising as a result of the proposed road closures and dedication of the portions of Flat Rocks, Pindellup and Peringillup West Roads.”

CARRIED 9/0

Reason For Change to Recommendation:

In 2010, the following appointments were endorsed by Council:

Chief Bush Fire Control Officer	Tony Cristinelli
Deputy Chief Bush Fire Control Officers	Craig Bignell Ray Squibb

These appointments were made for a two year period, being the 2010/11 and 2011/12 fire seasons, but Councils endorsement was only obtained for 2010/11. Endorsement of these positions is required for the 2011/2012 fire season.

Consultation: Broomehill and Tambellup Fire Brigades

Statutory Environment: Bush Fires Act 1954

Policy Implications: Nil

Financial Implications: This issue has no financial implications for Council

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

Voting Requirements: Simple Majority

Council Resolution: *110518*

Moved Cr Thompson, seconded Cr Crosby

“That Council endorses the appointment of the following people as Fire Control Officers, Dual Fire Control Officers and Fire Weather Officers for the 2011-2012 fire season:

Fire Control Officers

<i>Broomehill East</i>	<i>Scott Thompson</i>
<i>Broomehill West</i>	<i>Andrew Woithe</i>
<i>Broomehill Central</i>	<i>Peter Guazzelli</i>
<i>Tambellup East</i>	<i>Kim Oliver</i>
<i>Tambellup West</i>	<i>Ian Cunningham</i>
<i>Tambellup VES Unit</i>	<i>Laurie Hull</i>

Dual Fire Control Officers

<i>Shire of Katanning</i>	<i>Andrew Woithe</i> <i>Craig Bignell</i>
<i>Shire of Kojonup</i>	<i>Andrew Woithe</i> <i>Nigel Sheridan</i>
<i>Shire of Cranbrook</i>	<i>Andrew Leonhardt</i> <i>Kim Oliver</i> <i>John Cristinelli</i>
<i>Shire of Gnowangerup</i>	<i>Craig Bignell</i> <i>Kim Oliver</i> <i>Al Clark</i>

Fire Weather Officers

*Tony Cristinelli
Craig Bignell
Ray Squibb.”*

CARRIED 9/0

Council Resolution: **110519**

Moved Cr Thompson, seconded Cr Crosby

“That Council endorses the appointment of the Chief Bush Fire Control Officer and Deputy Fire Control Officers for the 2011-2012 fire season:

*Chief Bush Fire Control Officer Tony Cristinelli
Deputy Chief Bush Fire Control Craig Bignell
Officers Ray Squibb”*

CARRIED 9/0

**Reason For Change to
Recommendation:**

The program as proposed is a positive step in assisting this group to address many existing health and underlying social issues, as well as promoting a healthy lifestyle to help combat the onset of chronic health conditions such as diabetes and heart disease.

Consultation: Raymond Shaw, Great Southern Aboriginal Health Service

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications: It is assumed the first contribution of \$250 will be required prior to the end of the financial year. Funds are available in Members Donations should Council support this request. Provision can be made in the 2011/2012 budget for the remaining contribution of \$1250.

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

Voting Requirements: Simple Majority

Council Resolution: *110520*

Moved Cr Thompson, seconded Cr Turner

“That Council makes an initial contribution of \$250 towards the Great Southern Aboriginal Health Service - Men’s Health Program, with provision of \$1250 to be made in the 2011/2012 budget as a further contribution.”

CARRIED 5/4

Reason For Change to Recommendation:

10.11**SILENT AUCTION**

Program: Transport & Governance
Attachment: Copy of the bids received
File Ref: ADM0326
Author: JM Trezona Chief Executive Officer
Date: 17 May 2011
Disclosure of Interest: As CEO and the author of this report I declare a Financial Interest in this item as one of the bidders is my husband.

Cr Webster and Cr Turner declared a Financial Interest in this matter as their partners had submitted bids to purchase items and left the meeting at 4.36pm.

Cr Crosby took the chair.

Summary: Council has conducted a silent auction for items that are surplus to its requirements.

Background: Council advertised in the May 2011 edition of the BT Times a number of items that were surplus to its requirements. It was determined to dispose of the items by silent auction. Sixty two items were advertised for sale with fifteen items receiving no bids.

A summary of the bids received have been included as an attachment.

Comment: All the bids are listed and are inclusive of GST. The matter is brought before the Council for its decision due to the CEO having a financial interest in the matter. It is recommended that Council accepts the highest bid for each of the items.

For Council consideration and decision.

Consultation: Nil

Statutory Environment: Council is not required to call tenders for the items as it was determined that they would not reach the prescribed sale amount of \$20,000. Council has previously called tenders as part of a disposal process for a number of items of plant, for the sale of the MultiPac VP200 roller and received no bids.

Policy Implications: Nil

Financial Implications: Council will receive additional income from the sale of these items. All items are to be paid for in full before they can be collected.

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

Voting Requirements: Simple Majority

Council Resolution: 110521

Moved Cr Thompson, seconded Cr Kempin

That Council accepts the following bids for the advertised items for sale

- 4. HP Laserjet 6P Printer – Mark Richardson - \$20*
- 8. Fellowes 320 Power shredder – Bryan Trezona - \$155*
- 12. Powershield UPS – Damon Jeffrey - \$4*
- 13. Grey two drawer metal filing cabinet – Gray Carter - \$22*
- 14. Cream two drawer metal filing cabinet – Gray Carter - \$55*
- 15. Brown/cream two drawer metal filing cabinet – Gray Carter - \$55*
- 17. Wooden book shelf – John & Norma Crosby - \$65*
- 18. Wooden book shelf – Levi Palmer - \$45*
- 19. Wooden book shelf - John & Norma Crosby - \$65*
- 20. Wooden book shelf - John & Norma Crosby - \$65*
- 21. Wooden book shelf – Gray Carter - \$99*
- 22. Wooden book shelf – Jon Palmer - \$60*
- 23. Wooden book shelf - John & Norma Crosby - \$75*
- 24. General Electric Fridge – Peter Guazzelli - \$120*
- 25. Chef Solitaire Electric Stove – John Mitchell - \$65*
- 26. 6 drawer wooden desk – Kristy Boyle - \$25*
- 27. 3 Drawer Wooden Desk – left hand side – Damon Jeffrey - \$66*
- 28. 3 Drawer Wooden Desk – right hand side – Damon Jeffrey - \$66*
- 29. Two seater brown lounge – Treena Dennis - \$10*
- 30. 11 x brown leather chairs – Jon Palmer - \$330*
- 31. Long Wooden bench seat – Jon Palmer - \$125*
- 32. Long Wooden bench seat – Jon Palmer - \$125*
- 33. Wooden table – laminate top – 2m 10 x 1m 19cm – Jon Palmer - \$480*
- 34. Wooden table – laminate top – 3m 5 x 1m – Jon Palmer - \$225*
- 35. Wooden table – linoleum top – 2m 59 x 89cm – Levi Palmer - \$960*
- 36. Kitchen bench – Jon Palmer - \$160*
- 37. Stihl 038 Chainsaw (yellow cover) – John Mitchell - \$350*
- 38. Husqvarna 136 Chainsaw - Brian Johnson - \$50*
- 39. Husqvarna 350 Chainsaw – Brian Sanger - \$155*
- 40. Stihl FS85 Whipper Snipper – John Mitchell - \$53*
- 41. Husqvarna 325 Whipper Snipper – Craig Dennis - \$51*
- 42. Tandem trailer – licenced – TA2188 – Allan Hankinson - \$550*
- 43. Tandem trailer (broken A frame) unlicenced – Brett Green - \$500*
- 46 – 50. 5 x four seater fold down chairs – Jerome Hardie - \$500*
- 51. 5 x four seater fold down chairs – Geoff Hams - \$55.55*
- 52. 5 x four seater fold down chairs – Kristy Boyle - \$10*
- 54. Lister Water Pump – (needs starter motor) – Craig Dennis - \$302*
- 56. 11HP Honda Motor and Pump – Craig Dennis - \$201*

57. 3.5HP Honda Motor and Pump - Mark Richardson - \$40

59. Wacker Packer – James Beaton - \$200

60. Multi Pac VP200 Roller – Gray Carter - \$2970

61. 4 x Rectangle Trestle Tables – Mark Richardson - \$20

62. 4 x Rectangle Trestle Tables – Siegrid Reed - \$20

CARRIED 7/0

**Reason For Change to
Recommendation:**

Cr Webster and Cr Turner returned to the meeting at 4.41pm and Cr Webster resumed the chair.

12.1 PLANT REPORT FOR APRIL 2011

Program: Transport
Attachment: Nil
File Ref: Nil
Author: GC Brigg Manager of Works
Date: 13 May 2011
Disclosure of Interest: Nil

Reg No.	Description	Kms/Hrs	Year of Manufacture	Year of Purchase	Changeover	Comments
BH000	Nissan Murano		2010	2010		
BH00	Ford Ranger Dual Cab	15646	2010	2010		OK
BH002	ISUZU 6 Wheel Tipper	60494	2008	2008	7 yrs / 250,000km	Body repairs
BH003	Isuzu NPR300 crew cab truck	32888	2009		5 yrs / 100,000km	Cracked mudguard
BH004	CAT 12M	1140	2009	2009		Blade lift ram (warranty)
BH005	Bomag Multi-Tyred Roller	5042	2002	2002	7 yrs / 8,000 hrs	Service done
BH006	Volvo 710	5260	2004	2004	7 yrs / 8,000 hrs	Hydraulic pump repair
BH007	John Deere Ride on Mower		2003	2003	5 yrs / 5,000 hrs	OK
BH008	VOLVO L70D Loader	6057	2001	2001	7 yrs / 8,000 hrs	Hydraulic hose repairs
BH009	Toyota Hilux	16000	2009			Accident damage to door
BH010	6x4 Fuel Trailer		1981	1981		New pump
BH012	Isuzu Fire Truck	6000	1995	2004		OK
BH013	John Deere 315SG Backhoe	2420	2003	2003	10 yrs / 8,000 hrs	Hydraulic oil leaks

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0TA	Holden Caprice		2010			
TA052	Toyota Hilux 4x4	18946	2009			OK
TA001	Ford Ranger Dual Cab	18345	2009			OK
ITA	Ford Territory				1 yr / 40,000 km	OK
TA1880	Isuzu Gigamax Truck	61294	2008	2008	5 yrs / 250,000 km	OK
TA092	Isuzu Gigamax Truck	80924	2007	2007	5 yrs / 250,000 km	Service done
TA386	Mitsubishi Fuso Truck	72278	2007	2007	5 yrs / 250,000 km	Service done
TA18	12H Grader	4536	2006	2006	7 yrs / 8,000 hrs	OK
BH014	Ford Ranger Single Cab	16984	2010			OK
TA281	930G Loader	3247	2007	2007	7 yrs / 8,000 hrs	Bucket repairs
TA392	Tractor Mower	2084			5 yrs / 5,000 hrs	OK
TA417	John Deere Gator	238	2009			OK
BH001	CAT Vibe roller	748	2009			Service done
TA017	Isuzu Tipper	55889	2009			OK
TA219	Multipac Multi-tyred Roller	7520		2004	7 yrs / 8,000 hrs	Water pump leak
	Slasher				10 yrs	Broken wheel
XTR579	Road Broom				10 yrs	New brooms
TA06	Jet Patcher Isuzu	82218	2007	2010		Compressor repairs
IDCF 535	TORO 3500D	248	2009	2009		OK
TA005	John Deere Tractor	970	2008	2008	10 yrs / 8,000 hrs	OK

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12.2 WORKS AND MAINTENANCE REPORT FOR APRIL 2011

Program:	Transport	
Attachment:	Nil	
File Ref:	Nil	
Author:	GC Brigg	Manager of Works
Date:	13 May 2011	
Disclosure of Interest:	Nil	

Broomehill

- Gardeners are carrying out general duties around town.
- Southern Road Services improved drainage in town along the Great Southern Highway.
- Picnic table still to be finished at Holland Park playground.
- Solar bollard lighting along railway footpath still to be finished.
- Community workers are cleaning up around town.
- Solar panels and swipe card system to be fitted to the automatic gate at the refuse site.
- Gravel and bitumen work to be finished leading up to and from the slab at the automatic gate.
- Water level is very low in the town dam. Would expect it to run dry within the month.
- Water filter to the reticulation supply to stop sprays from blocking up.

Tambellup

- New pump at the Jam Creek Dam has been priced by Thinkwater. This is a cost of over \$17,000 dollars which we will hold off buying until the new budget. We will continue to use water from number one dam until then.
- Vandals have learnt how to break the pop up sprinklers. Continuing to replace them when needed.
- Community workers have been raking and whipper snipping around town.
- Renovating of the toilets in the depot is still to be completed.
- Oval fertilized.
- New decoder was fitted to the television tower. GWN decoder failed.

Roads

- Work has commenced on the Pootenup-Hassell Road intersection. New culverts were placed across Pootenup Road through the bitumen. Fencing currently underway.
- Repairs carried out on Jam Creek Road.
- Crew currently re-sheeting Greenhills Road. This is part of the current budget.
- Maintenance crew working on signage, guide posts and bitumen repairs.
- Maintenance grading has been slow while waiting on parts for the Volvo grader.
- Wandoo Road property boundary is fenced and project is still waiting for the dozer to clear before graveling can take place.
- Nookanellup, Broomehill-Kojonup intersection is still waiting for dozer to clear some trees.
- Loader has been working clearing some smaller vegetation along Browns Road.
- Some of the crew have been helping the Cranbrook Shire with road works.

Plant

- The new Caterpillar roller may arrive earlier with a projected delivery time mid July.
- The Jetpatcher has been fitted with small solar panels to help batteries from going flat. This has been an ongoing problem for a while with prolonged periods of no use.
- At the last Great Southern works managers meeting, it was discussed that all the managers would like the Jetpatcher to carry out a demonstration at the next meeting. All shires would like to see this unit working first hand.
- Tree grabs (attachment) for the Caterpillar 930 loader for picking up vegetation was sent to Evertrans Albany for repairs. Problem with the unit is the steel shanks continually bend and require heating and straightening constantly. Continued heating has taken the temper out of the high tensile steel. This allows the shanks to bend easier each time.
- After discussions with Evertrans, it is a larger project than first thought. This unit was purchased in 2001 for \$12,500. Quotations are approximately \$8,000 to \$10,000 to repair. This unit was built relatively light for the type of work it does. New heavy duty tree grabs today cost approximately \$35,000. We will need to include repairs to this unit in the next budget as it would be an out of budget expense this financial year. We have picked up this unit and brought it home again. We will continue to use it as it is for now.
- The gardener's ute from Broomehill has been to the panel beaters for repairs to the door. We hired a ute from Katanning Ford while this took place.

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12.3 BUILDING SURVEYORS REPORT FOR APRIL 2011

Program:	Economic Services
Attachment:	BSR Report and Activity Statement
File Ref:	ADM0076
Author:	D Baxter Building Surveyor
Date:	5 May 2011
Disclosure of Interest:	Nil

Summary: Attached are the BSR Report and the Activity Statement for the month of April 2011 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 April 2011.

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

Council Resolution: *“Council discussed the Officers Report.”*

Reason For Change to Recommendation:

12.4 BUILDING MAINTENANCE PROGRAM

Program:	Various		
Attachment:	Building Maintenance Program for April 2011		
File Ref:	Nil		
Author:	VN Webster	Manager	Administrative and Customer Service
Date:	9 May 2011		
Disclosure of Interest:	Nil		

Summary: Update of the Building Maintenance Program for 2010-2011

Background:

Comment: The Building Maintenance Program is updated on a regular basis and presented for Councils information, comment and discussion if required. The report will be tabled at the Council Meeting.

Consultation: Nil

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications: Provision has been made in the 2010-2011 budget to meet the building maintenance program costs.

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

Voting Requirements: Simple Majority

Council Resolution: *“The Building Report was not tabled, it will be tabled at the June 2011 Council Meeting.”*

Reason For Change to Recommendation:

12.5 LIBRARY REPORT – APRIL 2011

Program: Recreation & Culture
Attachment: Library Report – April 2011
File Ref: ADM0097
Author: JM Trezona Chief Executive Officer
Date: 9 May 2011
Disclosure of Interest: Nil

Summary: Attached is a Library Report prepared by Colleen Brown, Library Officer for Broomehill and Tambellup, outlining the activities of both libraries within each town.

Background: This report outlines the activities of both Broomehill and Tambellup libraries for the months of April 2011.

Comment: For Council information.

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

Council Resolution: *“Council discussed the Officers Report.”*

Reason For Change to Recommendation:

12.6

TAMBELLUP INDEPENDENT LIVING SENIORS ACCOM**TAMBELLUP INDEPENDENT LIVING SENIORS
ACCOMMODATION (TILSA)****MAY 2011 COUNCIL MEETING****MONTH OVERVIEW**

I am currently finalising the grant application for Regional Development Australia Fund (RDAF), which is due on 13 May 2011 and also looking into available Headwork's grants possibly through RDL. I have verbally contacted 11 seniors who returned surveys in 2009 to gauge the demand for TILSA and any requests they may have.

FUNDING

Our R4R grant was submitted last month and a request for further information in regard to demand and financials came on Good Friday, in which I readjusted and sent back to the board, we still await the outcome.

The RDAF grant is a \$1 billion national program with a minimal fund application of \$500 000, in which we are applying for \$770 000, this is a highly competitive grant. The application process has seen us meet with the RDA – Great Southern board to promote our project and how it aligns with the Regional Plan. We have been successful in receiving an endorsement letter from RDA – GS in which we could not submit our RDAF application if we were unsuccessful.

Still on the backburner is the costing of a communal workshop and BBQ area to be funded through Lotterywest, this is an optional extra to the project, but as per my telephone surveys with interested parties for TILSA they have requested a communal place to be included in the project.

SURVEY/QUESTIONNAIRE

In 2009 the Council sent out a survey to the residents of Tambellup to touch base with the community in regard to TILSA. Of the surveys received 14 were returned with contact details, of those 14 – 2 were unavailable to participate in my survey and 1 had since passed on, leaving 11 participants to talk to. 10 of the 11 said they would consider retiring to the TILSA complex and 1 member choosing the 'maybe' option as they were coming into health problems. This shows the demand and importance of the project but the majority also stated that no local shop was their main concern in retiring in Tambellup.

This phone poll has sparked a lot of community 'talk' and I have since then received another 3 phone calls from residents wanting to add information or to ask questions – which are all fantastic!

Recent conversation in phone poll about TILSA

“Are these homes transportable” community member

“I believe so, as that's the way they are arriving” Kristy

“Oh that's great – because when Tambellup becomes a ghost town the shire can pick them up and move us to a new town!” community member

Well that's forward thinking.....

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

Cr Webster reported to the Council that the CEO had been nominated by her peers and accepted as a Fellow of the Local Government Managers Association WA.

110522

Moved Cr Bowman, seconded Cr Crosby

That congratulations be extended to the CEO on becoming a Fellow of the Local Government Managers Association WA.

CARRIED 9/0

14. DATE OF NEXT MEETING

16th June 2011

15. CLOSURE

There being no further business the President thanked Councillors and staff for their attendance and declared the meeting closed at 4.51pm.