



Shire of Victoria Plains

Minutes
Ordinary Meeting of Council held
Tuesday 21st September

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Shire of Victoria Plains

Minutes

FOR AN ORDINARY MEETING OF COUNCIL HELD ON TUESDAY 21ST SEPTEMBER 2004
AT COUNCIL CHAMBERS CALINGIRI COMMENCING AT 1.00PM.

1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS

2 ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE GRANTED

President:	Cr M Anspach	West Ward
Councillors:	Cr J Kelly	West Ward
	Cr D Lovelock	West Ward {1.00pm to 5.46pm} {5.47pm to 6.14pm}
	Cr D Holmes	South Ward
	Cr G Erickson	South Ward
	Cr S Woods	Central Ward
	Cr R Thorpe	Central Ward

Leave of Absence: Cr J Young - East Ward
Cr N Smith - East Ward

Chief Executive Officer: Mr P Anning
Finance and Administration Manager Mr H Hawkins
Works Manager: Mr A Kent {4.21pm to 5.18pm} {6.05pm to 6.14pm}
Community Services Manager: Mr T Walker {2.27pm to 5.18pm} 6.05pm to 6.14pm
Apologies: Elizabeth Tierney

Visitors: J Corless-Crowther, S Byrne, J R King, D Keys, J Young Snr, S Young, A King (Alf), P Browne, C Browne {1pm to 2.08pm} {2.18pm to 3.03pm},
D Jones {1pm to 2.08pm} {2.18pm to 3.03pm} {3.30pm to 4.54pm} {5.04pm to 5.15pm} {6.05pm to 6.14pm}
G Thorpe {1pm to 2.08pm} {2.18pm to 3.03pm} {3.30pm to 4.30pm} {4.33pm to 5.15pm} {6.05pm to 6.14pm}
S Mason {1pm to 2.08pm} {2.18pm to 3.26pm}
S Woods {1pm to 2.08pm} {2.18pm to 3.03pm} {4.07pm to 4.26pm} {5.12pm to 5.15pm}

3 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

4 PUBLIC QUESTION TIME

Sarah Mason: Q: Why was the Resource Centre project canned when it was earlier voted on to proceed?

Cr Anspach: A: I will hear all questions and I believe my answer will satisfy all questions.

Jackie Corless-Crowther: Q: Why did Councillors Anspach and Kelly do a back flip on the project?

Cr Anspach: A: My answer at the end will cover this.

Cr Kelly: A: I have always been against the project unless it is built onto the Administration Centre.

Dorothy Jones: Q: How is the shire going to fare in the future after handing back \$500,000 in grants in relation to future grants and amalgamations?

Cr Anspach: A: People I have spoken to say our ability to get loans won't be affected.

Suzanne Woods: Q: Mr Anspach; in mid June you made the comment "I will see this project through to completion", an explanation is required.

Cr Anspach: A: My comments at the end of question time will answer that.

Suzanne Woods: Q: Are the Councillors and President aware of the clause in the funding agreement signed by the President that Council is to operate a Rural Transaction centre for three years due to expire in June 2007?

No response.

Gloria Thorpe: Q: I would like to approach Council on the SERAC report on Council amalgamations where it mentions lack of progress, lack of infrastructure and low population growth as reasons for amalgamations. An amalgamation of our shire would have an effect on rates and the community in general in all areas of the shire not just Calingiri.

Suzanne Woods: Q: Why did Council abandon the project 2 days before tenders were due to be called which would have provided confirmed building costs?

No response.

J R (Bob) King: Q: Councillors opposed to the project should give their reasons for opposition.

Cr Anspach: A: Councillors can give their reasons, mine will be provided at the end of question time.

Sarah Mason: Q: Cr Anspach how is the shire going to get external funding again now that the project is canned?

Cr Anspach then read out a list of documents that ratepayers should read to get the facts on this project and why it should not go ahead.

Suzanne Woods: Q: What opinion did you form from these reports that made you change your mind?

Gloria Thorpe: Q: Why did you change your mind on this issue?

Cr Anspach: A: The community is against this project, so I am against it. The project is unsustainable. The business plans do not stack up.

David Keys: Q: Have other Councillors read the documents you refer to?

Cr Erickson: A: There is overwhelming support in the South Ward to can the project.

Cr Anspach: A: I have 252 letters against the project.

Cr Woods: A: Cr Erickson went out and actively canvassed the no vote since the last Council meeting.

Bob King: Q: This is the most disgusting display I have seen in 76 years, you have not answered the questions, \$9M has been spent on the West Ward roads, how much has been spent in the Central Ward?

Cr Anspach: A: This has nothing to do with the Resource Centre.

Suzanne Woods: Q: If the Business plan was accepted by the funding bodies how is it that you won't accept it? Do you know more than them?

A: The figures in the business plans are out of date and not correct in today's climate.

Gloria Thorpe: Small towns require progressive thinking and initiative to encourage people to come into town.

Questions and interaction with the President (Cr Anspach) and Councillors continued in a heated manner and details were unable to be recorded due to the volume of comments being made.

5 APPLICATIONS FOR LEAVE OF ABSENCE AND DECLARATIONS OF INTEREST

Cr J Kelly declared an interest in Late Item on Gillingarra.

6 PETITIONS/DEPUTATION'S/PRESENTATIONS

7 CONFIRMATION OF MINUTES

7.1 Confirmation

Resolution 313/04

Moved Cr Holmes seconded Cr Thorpe that the minutes of the Ordinary Meeting held 17th August 2004 be confirmed.

MOTION PUT & CARRIED 7/0

7.2 Business Arising

Nil

8 ANNOUNCEMENT BY THE PRESIDING MEMBER WITHOUT DISCUSSION

Nil

9 PRESIDENT AND COUNCILLORS REPORTS

Cr Anspach

Meeting in Perth FESA – Boundary change on hold pending further consultation.

Cr Erickson

NACC – 2 day meeting in Dongara – Business Plans
2 day meeting Waddi Farms – Business Plans

Cr Kelly

Koojan-Gillingarra LCDC – Biosolids and Parking Bay

Cr Woods

Canberra National Landcare Awards – State award winners made presentations.

Cr Lovelock

Zone Meeting APB on new model – Current system not working
Investment in Biosecurites is inadequate
Cost \$400 per year for farm size of Cr Lovelock – average \$168
Meeting in Gingin – Waters and Wetlands of Swan Coastal Plains

10 BUSINESS PAPER

- 10.1 Finance
- 10.2 Community Services
- 10.3 Town Planning
- 10.4 Administration
- 10.5 Works
- 10.6 Landcare

10.1 FINANCE

F311 Accounts for Payment

A list of accounts for payment is attached to the Agenda. Outstanding creditors at the date of this report were \$33,810.37

Resolution 314/04

Moved Cr Kelly seconded Cr Holmes that Municipal and Trust cheques numbered 2131-2135, 2137-2230, 2232, 2234-2236 and direct payments totalling \$282,473.34 be passed for payment.

MOTION PUT & CARRIED 7/0

Councillors Lovelock and Kelly wish to note their objection to payment of Short Notice amount to Saleeba Adams on termination of the Resource Centre project. The payment in question was not included in payments presented to this meeting.

Resolution 315/04

Moved Cr Kelly seconded Cr Thorpe that Council go into Committee.

MOTION PUT & CARRIED 7/0

Council went into Committee and Visitors left the meeting at 2.08pm

F312 Sundry Debtors

A list of sundry debtors is attached to the Agenda.

Resolution 316/04

Moved Cr Kelly seconded Cr Holmes that the sundry debtors report be received.

MOTION PUT & CARRIED 7/0

F313 Monthly Financial Statement

The Monthly Financial Report for the period ending 31st August 2004 is attached to the Agenda.

Resolution 317/04

Moved Cr Kelly seconded Cr Lovelock that the Monthly Financial Report for the period ending 31st August 2004 be received.

MOTION PUT & CARRIED 7/0

F314 Municipal and Trust Fund

The Municipal and Trust Fund on hand as at the 21st September 2004 will be tabled at the meeting.

Resolution 318/04

Moved Cr Kelly seconded Cr Thorpe that the Municipal and Trust Fund on hand as at the 21st September 2004 as tabled be received.

MOTION PUT & CARRIED 7/0

F315 Outstanding Rates Report

The outstanding rates report is attached to the agenda.

Resolution 319/04

Moved Cr Woods seconded Cr Erickson that the outstanding rates report be received.

MOTION PUT & CARRIED 7/0

Council came out of committee at 2.18pm.

10.2 COMMUNITY SERVICES

(Incorporating Health, Building and Community Services)

Community Services Manager - Trevor Walker entered the meeting at 2.27pm

CS242 Community Services Manager's Report

Location Shire of Victoria Plains
Name of Applicant Trevor Walker - Community Services Manager
File Reference A1.2.1
Attachment/s Community Services Manager's Report
Date 15th September 2004
Author Community Services Manager

Background

See report

Comment

See report

Statutory Environment Nil
Policy Implications Nil
Financial Implications Nil
Strategic Implications Nil

Resolution 320/04

Moved Cr Thorpe seconded Cr Erickson that the Community Services Manager's report be received.

MOTION PUT & CARRIED 7/0

CS243 Gillingarra Fire Shed

Location Gillingarra
Name of Applicant Western Power
File Reference L1.7
Attachment/s Copy of Letter
Date 9th September 2004
Author Community Services Manager

Background

The Gillingarra Fire shed has been erected. Electrical wiring has been installed and the concrete floor is programmed to be installed on 2nd October 2004. Western Power has advised that the transformer to which the fire shed is proposed to be connected is a 10kva transformer. The transformer currently supply's the old school, church, recreation centre and tennis courts.

Comment

Western Power is happy to connect the fire shed but if in the future the capacity of the transformer is exceeded by the reconnection of the old school, the shire would be responsible for upgrading.

If that occurs and it is considered unlikely, then council should negotiate with whoever is to occupy the old school as to who is responsible for upgrading work.

Statutory Environment	Local Government Act 1995
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

Resolution 321/04

Moved Cr Lovelock seconded Cr Holmes that Council assumes the responsibility to negotiate the cost of transformer upgrading with future occupants of the “old school” at Gillingarra should their use of the building exceed the capacity of the existing 10kva transformer.

MOTION PUT & CARRIED 7/0

CS244 Stall Holders Licence

Location	Calingiri Wongan Hills Road - Calingiri
Name of Applicant	Mrs Annemarie Byrne-O’Neil
File Reference	H2.8
Attachment/s	Nil
Date	9 th September 2004
Author	Community Services Manager

Background

Mrs Annemarie Byrne-O’Neil seeks approval to sell fruit and vegetables at the property she occupies on Calingiri Wongan Hills Road just out of Calingiri.

It is proposed to sell only fruit and vegetables that have been grown on the property.

The proposed activity is classified as a stall and requires a stallholders licence be issued.

Comment

The stall is to be located just inside the property boundary on a level turn around area. It is normal to issue the applicant with a stallholders licence. The licence is required to be renewed annually.

Statutory Environment	Local Government Act 1995
Policy Implications	Nil
Financial Implications	Charge \$50
Strategic Implications	Nil

Resolution 322/04

Moved Cr Erickson seconded Cr Holmes that Council approve the establishment of a stall to sell fruit and vegetables on Lot 2820 Calingiri Wongan Hills Road and issue a stallholders licence to Mrs Annemarie Byrne-O'Neill to be renewed annually.

MOTION PUT & CARRIED 6/1

CS245 Eccentric Grain Loading Out Times

Location	Bolgart Central Grain Facility
Name of Applicant	Cooperative Bulk Handling (CBH)
File Reference	H2.11
Attachment/s	Copy of letter
Date	9 th September 2004
Author	Community Services Manager

Background

In June Council received a number of complaints from Bolgart residents about the noise generated by loading out grain on to rail between the hours 2400 and 0700.

CBH responded to a request to limit loading out times to between 0700 and 1900 hours by stating "that failure to support unrestricted loading out times will force the company to reconsider its position in relation to future investment in the site".

Comment

The fact is that Council is charged with the responsibility of implementing the Environmental Protection (Noise Regulations) 1997. Loading out all night is contrary to the regulations. It was recommended to council "that CBH be advised that Council can not support unrestricted loading out times at the Bolgart Grain Facility, contrary to the provisions of the Environmental Protection (Noise Regulations) 1997. The Ordinary Council Meeting held in June 2004 did not accept that recommendation and instead moved the following motion.

Resolution 199/04

Moved Cr Kelly seconded Cr Holmes that Council request that CBH initiate a noise survey of its loading out operations at the Bolgart Grain Facility and discuss the results with the Bolgart Community at a public meeting with a view to reaching an acceptable solution to the out loading of grain.

MOTION PUT & CARRIED 7/1

CBH has responded to the request to arrange a noise survey in the affirmative, but will discuss the results with Council.

The letter reiterates its request for Council to support loading out grain from the Bolgart Terminal 24 hours a day seven days per week when CBH desires to do so.

Statutory Environment	Environmental Protection Act
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

Recommendation

That CBH be advised that Council can not support loading out 24 hours per day 7 days a week at the Bolgart Grain Facility unless the operations comply with the Environmental Protection (Noise Regulations) Act 1997.

MOTION PUT & LAPSED

For want of a seconder

Resolution 323/04

Moved Cr Holmes seconded Cr Kelly that the Community Services Manager meet with C B H and the Bolgart Community once the results of the Noise Survey are complete.

MOTION PUT & CARRIED 7/0

CS246 Request for Financial Assistance

Location	Yerecoin Hall - Yerecoin
Name of Applicant	Yerecoin Progress Association Inc
File Reference	F1.2.2
Attachment/s	Two quotes
Date	9 th September 2004
Author	Community Services Manager

Background

The Yerecoin Progress Association has requested financial assistance to remove carpet tiles which were installed some years ago in the kitchen room on the south side of the hall. The association considers the carpet tiles impractical and difficult to clean. Two quotes have been obtained to resurface the floor (enclosed). The first quote is for a marble-cote self levelling coating which I am not familiar with. The second quote is for sheet vinyl.

Comment

Subject to confirmation of the vinyl sheeting being commercial grade welded at the seams and coved to the walls vinyl is the preferred option.

The association has requested council consider a contribution of \$2974 which represents half the cost of installing a vinyl sheet floor over the existing concrete.

Statutory Environment	Local Government Act 1995
Policy Implications	Nil
Financial Implications	Half cost of installation being \$2974
Strategic Implications	Nil

Resolution 324/04

Moved Cr Erickson seconded Cr Holmes that Council consider the Yerecoin Progress Associations request for a contribution of \$2974 to install a vinyl sheet floor in the kitchen ante room on the south side of the Yerecoin Hall.

MOTION PUT & CARRIED 7/0

Resolution 325/04

Moved Cr Erickson seconded Cr Lovelock that the matter be deferred to the October 2004 Ordinary Meeting of Council.

MOTION PUT & CARRIED 7/0

10.3 TOWN PLANNING

TP28 Light Industrial Blocks - Bolgart

Location	Emmanuel Street - Bolgart
Name of Applicant	McGill, Watson, Darragh, Tagliaferri
File Reference	D6.2
Attachment/s	Bolgart Lot 23 Diagram of survey
Date	30 th August 2004
Author	Community Services Manager

Background

Council has recently received requests from local Bolgart businesses to assist in the provision of light industrial lots. Previous requests for DOLA to obtain native title clearance in order that unallocated crown land could be released, have been fruitless.

Council owns Lot 23 Emanuel Street Bolgart. The lot is 3.5ha and situated directly to the east of the Bolgart Oval and to the north of the Bolgart Primary School site.

Comment

Lot 23 is currently zoned 'parks and recreation', but consideration could be given to rezoning a portion of the lot 'light industrial' to accommodate local businesses and still maintain reasonable buffer zones from the primary school site and the oval.

Statutory Environment	District Town Planning Scheme Town Planning and Development Act
Policy Implications	Nil
Financial Implications	Unknown
Strategic Implications	Nil

Resolution 326/04

Moved Cr Erickson seconded Cr Lovelock that council authorise the development of a proposal to rezone a portion of Bolgart Lot 23 to 'light industrial' in order to provide land for the expansion of local businesses.

MOTION PUT & CARRIED 7/0

Resolution 327/04

Moved Cr Kelly seconded Cr Holmes that Council declare the timber framed asbestos and corrugated iron dwelling situated at 39 (Lot 49) George St Bolgart unfit for human habitation in accordance with Section 135 of the Health Act 1911, and directs that the building not be inhabited after the 30th September 2004; and that a notice be served on the owner of 39 (Lot 49) George St Bolgart, John Mason of 41 Stephens St Cannington requiring him to carry out the works listed in the above work schedule within six months from the date of the notice under Section 137 of the Health Act 1911.

MOTION PUT & CARRIED 6/1

Resolution 328/04

**Moved Cr Woods seconded Cr Erickson that the meeting adjourn for afternoon tea.
MOTION PUT & CARRIED 7/0**

The meeting adjourned at 3.03pm.

The meeting resumed at 3.30pm.

10.4 ADMINISTRATION

A698 Chief Executive Officer's Report

Location	Shire of Victoria Plains
Name of Applicant	Phil Anning - Chief Executive Officer
File Reference	A1.2.1
Attachment/s	CEO Report
Date	15 th September 2004
Author	Chief Executive Officer

Background

See report

Comment

See report

Statutory Environment	Nil
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

Resolution 329/04

Moved Cr Thorpe seconded Cr Kelly that the Chief Executive Officer's report be received.

MOTION PUT & CARRIED 7/0

A699 Avon Midland Ward Conference

Location	Toodyay Community Centre
Name of Applicant	Secretary – Avon Midland Ward
File Reference	A1.8.1.2
Attachment/s	Nil
Date	10 th September 2004
Author	Chief Executive Officer

Background

The next conference of the Ward will be held at the Toodyay Community Resource Centre on 24th September 2004.

Comment

Delegates for the conference are required. Despite a previous request for notice of the conference we received the notice of the meeting and the request for Agenda items on the 9th September 2004 with a closure date of 17th September 2004.

All councillors have been forwarded a copy of the briefing papers for the Hazardous Waste Treatment Disposal briefing at the conference.

Statutory Environment	Nil
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

Resolution 330/04

Moved Cr Erickson seconded Cr Lovelock that Councillors Anspach and Kelly represent the Shire of Victoria Plains at the Conference.

MOTION PUT & CARRIED 7/0

A700 Capacity Building – Avon Catchment Council

Location	Shire of Victoria Plains
Name of Applicant	Joanne Burges
File Reference	CA3.1
Attachment/s	Nil
Date	9 th September 2004
Author	Chief Executive Officer

Background

Ms Burges has been engaged by the Avon Catchment Council to liaise with Local Government to assist in clearly understanding the changes in co-ordination of NRM occurring through the new Regional NRM delivery mode (including linkage to NHT 2 and NAPSWQ).

The Shire of Victoria Plains has 26.9% of its Local Government area incorporated into the Avon River Basin.

Comment

Ms Burges will be contacting all Local Governments to arrange meetings to work through the issues.

Statutory Environment	Nil
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	nil

Resolution 331/04

Moved Cr Erickson seconded Cr Thorpe that the information be received.

MOTION PUT & CARRIED 7/0

A701 Proposed Information Bay

Location	Gillingarra
Name of Applicant	West Koojan Gillingarra LCD
File Reference	CA3.4.5
Attachment/s	Information attached
Date	9 th September 2004

Author Chief Executive Officer

Background

The West Koojan Gillingarra LCD is seeking to place an information bay on the verge of the Bindoon Moora Road, west of the Gillingarra school site.

Comment

They seek our assistance to:-

- Outline what sort of on ground assistance the Shire of Victoria Plains could offer;
- Provide the name of a contact in Westrail, or;
- Negotiate with Westrail on their behalf.

Statutory Environment	Nil
Policy Implications	Nil
Financial Implications	Unknown at this time
Strategic Implications	Nil

Resolution 332/04

Moved Cr Erickson seconded Cr Holmes that Council support the project and provide Westrail contact and negotiate with Westrail and Main Roads.

MOTION PUT & CARRIED 7/0

A702 Wheatbelt Development Commission - Appointments

Location	Wheatbelt
Name of Applicant	WALGA
File Reference	A1.18.1
Attachment/s	Nil
Date	9 th September 2004
Author	Chief Executive Officer

Background

On 24th June 2004 a panel of names comprising all nominations to the 2 vacant positions on the WDC were forwarded to Hon Kim Chance MLA for appointment of two Local Government representatives to the WDC.

Comment

The WDC has advised WALGA of the following appointments.

- Cr Philip Nolan – Shire of Yilgarn
- Cr Wendy Williams – Shire of Goomalling

Statutory Environment	Wheatbelt Development Commission
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

Resolution 333/04

Moved Cr Lovelock seconded Cr Erickson that the information be received.

MOTION PUT & CARRIED 7/0

A703 Traffic Management for Works on Roads

Location	Shire of Victoria Plains
Name of Applicant	Main Roads WA
File Reference	T1.3
Attachment/s	Nil
Date	9 th September 2004
Author	Chief Executive Officer

Background

The need to sign a new Instrument of Authorisation under the Road Traffic Code to allow the shire to take down, or put up traffic signs was referred to at the August meeting of Council.

The document is to be executed under seal.

Comment

Nil

Statutory Environment	Local Government Act
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

Resolution 334/04

Moved Cr Lovelock seconded Cr Thorpe that approval be granted for the signing and sealing of the Road Traffic Code 2000; Regulation 297(2) Instrument of Authorisation.

MOTION PUT & CARRIED 7/0

A704 Proposed Sale of Wyening Lots

Location	Wyening Townsite
Name of Applicant	Department of Planning and Infrastructure
File Reference	D7.1
Attachment/s	Copy of plan
Date	9 th September 2004
Author	Chief Executive Officer

Background

The Department of Planning and Infrastructure is considering a proposal for the sale of Wyening Lots 1-4 and 7-13 and closed road for amalgamation with freehold lots 5, 6 and 20 owned by Ms Monique Birkus of P O Box 94 Bolgart. The lots are currently unallocated crown land as shown on the attachment.

As there is no extinguishing tenure over these lots they will be subject to the Native Title process.

Comment

Comments and or objections are invited.

Statutory Environment	Department of Planning and Infrastructure
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

Recommendation

That no objection be raised to the proposal to sell Wyening lots 1-4, 7-13 plus closed road to Monique Birkus of Wyening.

Resolution 335/04

Moved Cr Erickson seconded Cr Lovelock that the motion lay on the table awaiting further information.

MOTION PUT & CARRIED 7/0

A705 Trial – Biosolids Storage and Land Application

Location	Gillingarra
Name of Applicant	Environmental Protection Authority
File Reference	H2.12
Attachment/s	Nil
Date	2 nd September 2004
Author	Chief Executive Officer

Background

The above proposal has been referred to the Environmental Protection Authority for consideration. The Authority has decided not to subject this proposal to the formal environmental impact assessment process given the controls available under other approval processes. Nevertheless the staff of the EPA Service Unit will look at the proposal and will provide advice to us and relevant decision making authorities on the environmental aspects of the proposal and that advice will be made available to the public.

Comment

Under the authorities By-Laws there is an appeal process which closes on the 13th September 2004. We are invited to contact the EPA after that date to check whether any appeals against level of assessment are received.

Statutory Environment	Environmental Protection Authority
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

Resolution 336/04

Moved Cr Kelly seconded Cr Holmes that the information be received.

MOTION PUT & CARRIED 7/0

A706 Way out West Cinema

Location	Shire of Victoria Plains
Name of Applicant	W.O.W. Pty Ltd
File Reference	A1.9.5
Attachment/s	Copy of details attached
Date	9 th September 2004
Author	Chief Executive Officer

Background

The company offers a total cinema experience, complete with popcorn and drinks and the ultimate in sound and projection equipment. The screen can be set up in less than an hour and all they need is an area of flat ground and an audience.

Costs are	0-99 people	\$1450 plus GST
	100-149 people	\$1750 plus GST
	150-199 people	\$2000 plus GST

Comment

Some community groups may be interested in this and I suggest that we provide the literature to the groups and agree to underwrite the costs for any group prepared to pursue it.

Statutory Environment	Nil
Policy Implications	Nil
Financial Implications	Underwriting costs if unsuccessful
Strategic Implications	Nil

Recommendation

That the information be forwarded to all community groups in the Shire of Victoria Plains and that Council agree to underwrite the costs up to a maximum of \$1000 for any group that wishes to pursue the screening for fundraising.

Resolution 337/04

Moved Cr Holmes seconded Cr Kelly that the information be received.

MOTION PUT & CARRIED 7/0

A707 Date of Future Local Government Elections

Location	Western Australia
Name of Applicant	WALGA
File Reference	A1.7.1
Attachment/s	Nil
Date	9 th September 2004

Author Chief Executive Officer

Background

In April 2004 the Association canvassed members seeking an indication as to the possible change of date for elections following a request from members. A majority of member's responses forwarded a change to September/October period for various reasons.

Comment

The question now asked by WALGA is:-

Does your council support a change of Election Day to the 3rd Saturday in October every two years?

Statutory Environment	Nil
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

Resolution 338/04

Moved Cr Thorpe seconded Cr Lovelock that the Shire of Victoria Plains supports a change in Election dates to the 3rd Saturday in October every two years.

MOTION PUT & CARRIED 5/2

Suzanne Woods entered the meeting at 4.07pm.

A708 Hazardous/Industrial Waste Precinct Siting Process

Location	Western Australia
Name of Applicant	WALGA
File Reference	CA1.2
Attachment/s	Information provided under separate cover
Date	14 th September 2004
Author	Chief Executive Officer

Background

The Core Consultative Committee on Waste (3C) is running a consultative process to identify precincts for the establishment of hazardous/industrial waste treatment facilities. (See information provided under separate cover)

Comment

The 3C is now calling for site nominations from industry, Governments and Local Governments for potential sites that meet the criteria.

Is Council interested in pursuing the issue?

Statutory Environment	Department of Environment
Policy Implications	Nil
Financial Implications	Nil

Strategic Implications Industry Development

Resolution 339/04

Moved Cr Kelly seconded Cr Erickson that the Shire of Victoria Plains pursues the possible establishment of a hazardous/industrial waste treatment facility.

MOTION PUT & CARRIED 5/2

A709 Ward Boundaries Adjustment

Location Shire of Victoria Plains
Name of Applicant Chief Executive Officer
File Reference A1.22.2
Attachment/s Nil
Date 15th September 2004
Author Chief Executive Officer

Background

The proposal for the Ward Boundaries adjustment was forwarded to the Local Government Advisory Board in July. The map was displayed at the Council meeting held August 2004.

We need a formal motion adopting the final outcome as the Advisory Board require a copy and we did not formally resolve the adoption.

Comment

Nil

Statutory Environment Local Government Act
Policy Implications Nil
Financial Implications Nil
Strategic Implications Nil

Resolution 340/04

Moved Cr Kelly seconded Cr Holmes that the Shire of Victoria Plains endorse the Ward Boundary changes as presented on the map provided at the Council meeting on 17th August 2004.

MOTION PUT & CARRIED 7/0

A710 Training Seminar

Location Dowerin Bowling Club
Name of Applicant Avon Regional Organisation of Councils
File Reference A1.1.1
Attachment/s Nil
Date 15th September 2004
Author Chief Executive Officer

Background

The Avon Regional Organisation of Councils is holding a Councillor Training Seminar for Councillors and staff at the Dowerin Bowling club on Wednesday October 13th commencing at 10.30am.

Comment

Nominations are invited.

Statutory Environment	Nil
Policy Implications	Nil
Financial Implications	Budget allocation
Strategic Implications	Nil

Resolution 341/04

Moved Cr Kelly seconded Cr Erickson that Cr Lovelock be nominated for the seminar.
MOTION PUT & CARRIED 7/0

A711 Westplan

Location	Western Australia
Name of Applicant	WALGA
File Reference	A1.8.1.2
Attachment/s	Nil
Date	15 th September 2004
Author	Chief Executive Officer

Background

FESA is undertaking a review of the Emergency Management Support Plan. Currently the role of the Main Roads is to

- a) Advise on road conditions generally
- b) Advise on the closure and opening of roads
- c) Liaison with the HMA at District level

Local Government is currently required to provide a liaison officer. Main Roads have suggested that the role of Local Government include advice on local road conditions and closure and opening.

Comment

WALGA is seeking input from Local Authorities on the proposals.

Statutory Environment	FESA
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

Resolution 342/04

Moved Cr Lovelock seconded Cr Kelly that the Shire of Victoria Plains supports the proposal.

MOTION PUT & CARRIED 7/0

A712 Aerial Inspection of Firebreaks

Location Shire of Victoria Plains
Name of Applicant n/a
File Reference L1.3
Attachment/s Quote attached
Date 15th September 2004
Author Chief Executive Officer

Background

The Bushfire Advisory Committee requested that this year aerial inspections of firebreaks be undertaken as the standard of breaks had declined. It was also suggested at the March meeting that a helicopter was superior to a fixed wing aircraft for that purpose.

I have obtained a quote (copy attached) for the use of a helicopter.

Comment

It may be possible to join with an adjoining shire to defray costs. I have contacted Wongan Hills who are not interested. Costs applicable to aerial inspections are not recoverable from FESA. No specific budget allocation was made for this purpose.

The September meeting of the Advisory Committee will be held on Thursday 23rd September 2004.

Statutory Environment Bushfires Act
Policy Implications Policy 10.1.10 Firebreaks
Financial Implications Unbudgeted Expenditure
Strategic Implications Better Fire Control

Resolution 343/04

Moved Cr Thorpe seconded Cr Holmes that subject to a request from the Bushfire Advisory Committee to carry out aerial inspection the Shire allocate a total of \$2,400 for the purpose of hiring a helicopter to carry out inspections and that other adjoining shires be approached to join with the Shire in this venture.

MOTION PUT & CARRIED 4/3

10.5 WORKS

Works Manager – Allen Kent entered the meeting at 4.21pm

W196 Works Manager's Report

Location	Shire of Victoria Plains
Name of Applicant	Works Manager - Allen Kent
File Reference	A1.2.1
Attachment/s	Works Manager's report
Date	15 th September 2004
Author	Works Manager

Background

See report

Comment

See report

Statutory Environment	Nil
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

Resolution 344/04

Moved Cr Kelly seconded Cr Erickson that the Works Manager's report be received.

MOTION PUT & CARRIED 7/0

Suzanne Woods left the meeting at 4.26pm.

Gloria Thorpe left the meeting at 4.30pm.

W197 National Roads Congress

Location	South Australia
Name of Applicant	Shire of Moora
File Reference	A1.1.1
Attachment/s	Copy of report provided under separate cover
Date	15 th September 2004
Author	Chief Executive Officer

Background

The Shire of Moora advised at the VROC meeting that they would be sending 2 delegates to the National Roads Congress.

They have provided a report for other Councils information.

Comment

Nil

Statutory Environment	Nil
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

Resolution 345/04

Moved Cr Kelly seconded Cr Lovelock that the information be received.

MOTION PUT & CARRIED 7/0

Gloria Thorpe entered the meeting at 4.33pm.

Resolution 346/04

Moved Cr Kelly seconded Cr Lovelock that New Business for Works be introduced.

MOTION PUT & CARRIED 7/0

Dorothy Jones left the meeting at 4.54pm.

Resolution 347/04

Moved Cr Kelly seconded Cr Holmes that AgLime Works commence at Smith Road and work West on the Calingiri New Norcia Road.

MOTION PUT & LOST 3/4

Resolution 348/04

Moved Cr Woods seconded Cr Lovelock that in light of low funding that works be carried out on Calingiri Goomalling Road continuing on from last years program.

MOTION PUT & LOST 3/4

Dorothy Jones entered the meeting at 5.04pm.

Resolution 349/04

Moved Cr Kelly seconded Cr Erickson that the AgLime Route funding be spent on the New Norcia Calingiri Road.

MOTION PUT & CARRIED 4/3

Resolution 350/04

Moved Cr Woods seconded Cr Erickson that a formal letter from Council be sent to contractors explaining the reasons for reduced work on the road program.

MOTION PUT & CARRIED 7/0

Suzanne Woods entered the meeting at 5.12pm.

10.6 LANDCARE

L17 Landcare Officer's Report

Location	Shire of Victoria Plains
Name of Applicant	Landcare Officer – Elizabeth Tierney
File Reference	A1.2.1
Attachment/s	Landcare Officer's Report
Date	15 th September 2004
Author	Landcare Officer

Background

See report

Comment

See report

Statutory Environment	Nil
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

Resolution 351/04

Moved Cr Kelly seconded Cr Erickson that the Landcare Officer's report be received.

MOTION PUT & CARRIED 7/0

11 NOTICE OF MOTION OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

Resolution 352/04

Moved Cr Kelly seconded Cr Erickson that Council go into Committee at 5.15pm.

MOTION PUT & CARRIED 7/0

S Woods, G Thorpe and D Jones left the meeting at 5.15pm.

12 CONFIDENTIAL ITEMS

12.1 Michael Stock

Location	Bolgart
Name of Applicant	Michael Stock
File Reference	A2.19.3/Stock
Attachment/s	Copy of statement and CEO reply
Date	30 th August 2004
Author	Chief Executive Officer

Background

Mr Stock has requested me to investigate this complaint on previous occasions but has not until now provided the statement attached.

I have previously advised Mr Stock that as he has complained to the police I am not prepared to take any further action as it is a police matter.

Comment

The police have interviewed Mr Walker who denies the charge and the outcomes will be determined by their actions in the future.

Statutory Environment	WA Police
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

Resolution 353/04

Moved Cr Kelly seconded Cr Lovelock that the information be received.

MOTION PUT & CARRIED 7/0

Community Services Manager - Trevor Walker and Works Manager - Allen Kent left the meeting at 5.18pm.

12.2 Contract Appointment - Chief Executive Officer

Location Shire of Victoria Plains
Name of Applicant Chief Executive Officer
File Reference ST1.2
Attachment/s Letter under separate cover
Date 15th September 2004
Author Chief Executive Officer

Background
See attached

Comment
See attached

Statutory Environment Local Government Act
Policy Implications Nil
Financial Implications Unknown at this time
Strategic Implications Nil

Resolution 354/04

Moved Cr Thorpe seconded Cr Woods that this item lay on the table until the October 2004 Ordinary Meeting of Council.

MOTION PUT & CARRIED 7/0

13 NEW BUSINESS OF AN URGENT NATURE APPROVED BY COUNCIL RESOLUTION

Resolution 355/04

Moved Cr Thorpe seconded Cr Woods that late items of business be introduced to Council.

MOTION PUT & CARRIED 7/0

A713 Victoria Plains Resource Centre

Location	Calingiri
Name of Applicant	Calingiri Progress Association
File Reference	CA5.7
Attachment/s	Copy of letter attached
Date	20 th September 2004
Author	Chief Executive Officer

Background

See attached

Comment

See attached

Statutory Environment	Nil
Policy Implications	Nil
Financial Implications	Unknown at this time
Strategic Implications	Nil

Resolution 356/04

Moved Cr Kelly seconded Cr Lovelock that the information be received.

MOTION PUT & CARRIED 7/0

A714 War Memorial Upgrading

Location	Calingiri
Name of Applicant	Calingiri Progress Association
File Reference	p-yul
Attachment/s	Nil
Date	21 st September 2004
Author	Chief Executive Officer

Background

The Progress Association proposes to upgrade the seating area at the War Memorial by using Mosaics on concrete paving slabs to prepare a seating area at their own expense.

Comment

They seek a letter of support from the Shire to assist in a grant application.

Statutory Environment	Nil
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Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

Resolution 357/04

Moved Cr Kelly seconded Cr Erickson that Council support the project by forwarding a supporting letter to the Calingiri Progress Association.

MOTION PUT & CARRIED 7/0

W198 Regional Road Group

Location	Moora Subgroup
Name of Applicant	Nil
File Reference	T1.1.1
Attachment/s	Copy of report attached
Date	21 st September 2004
Author	Chief Executive Officer

Background

The Works Manager and myself attended the meeting on the 17th September at Moora. My report is attached.

Comment

See report

Statutory Environment	Nil
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

Resolution 358/04

Moved Cr Kelly seconded Cr Erickson that the Chief Executive Officer's report from the Regional Road Group Meeting be received.

MOTION PUT & CARRIED 7/0

Resolution 359/04

Moved Cr Lovelock seconded Cr Erickson that News from the Chambers in the shire newsletter be vetted by the Shire President prior to publication.

MOTION PUT & CARRIED 5/2

Cr Lovelock left the meeting at 5.46pm.

Resolution 360/04

Moved Cr Woods seconded Cr Thorpe that an exemption from the Code of Conduct be given to all Councillors to allow canvassing of support for the Resource Centre project.

MOTION PUT & LOST 2/4

Cr Lovelock entered the meeting at 5.47pm.

Resolution 361/04

Moved Cr Kelly seconded Cr Holmes that all funding bodies for the Resource Centre project be refunded their grants as the Resource Centre project has been cancelled.
MOTION PUT & CARRIED 5/2

Resolution 362/04

Moved Cr Woods seconded Cr Thorpe that Council come out of committee at 6.05pm.

MOTION PUT & CARRIED 7/0

A Kent, D Jones, G Thorpe and T Walker entered the meeting at 6.05pm.

Cr Kelly asked that Council give \$10,000 to the Gillingarra Sport and Recreation Club for the purchase of the old school site in Gillingarra. Heated debate ensued and the meeting was closed without a vote being taken.

14 DECLARATION OF CLOSURE

There being no further business the Presiding Member declared the meeting closed at 6.14pm.

Signed this day of 2004

Presiding Member