



# Shire of Victoria Plains

Minutes of  
Ordinary Meeting of Council held  
*Tuesday 20th July 2004*

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## *Shire of Victoria Plains*

### *Minutes*

FOR AN ORDINARY MEETING OF COUNCIL HELD ON TUESDAY 20TH JULY 2004 AT  
COUNCIL CHAMBERS CALINGIRI COMMENCING AT 1.00PM

#### **1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS**

The Presiding Member declared the meeting open at 1.00pm.

#### **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
	Cr J Young	East Ward
	Cr N Smith	East Ward
	Cr D Holmes	South Ward
	Cr G Erickson	South Ward
	Cr S Woods	Central Ward
	Cr R Thorpe	Central Ward

Chief Executive Officer:	Mr P Anning
Finance and Administration Manager	Mr H Hawkins
Works Manager:	Mr A Kent
Community Services Manager:	Mr T Walker

#### **3 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil

#### **4 PUBLIC QUESTION TIME**

Nil

#### **5 APPLICATIONS FOR LEAVE OF ABSENCE AND DECLARATIONS OF INTEREST**

Nil

#### **6 PETITIONS/DEPUTATION'S/PRESENTATIONS**

Nil

#### **7 CONFIRMATION OF MINUTES**

##### **7.1 Confirmation**

##### ***Resolution 223/04***

Moved Cr Smith seconded Cr Thorpe that the minutes of the Ordinary Meeting of Council held 15th June 2004 be confirmed.

**MOTION PUT & CARRIED 9/0**

##### ***Resolution 224/04***

Moved Cr Smith seconded Cr Thorpe that the minutes of the Special Budget Meeting held 28th June 2004 be confirmed.

**MOTION PUT & CARRIED 9/0**

##### **7.2 Business Arising**

Cr Smith asked about the employment of a second Landcare Officer in light of funding changes. This was to be discussed in budget deliberations.

#### **8 ANNOUNCEMENT BY THE PRESIDING MEMBER WITHOUT DISCUSSION**

Nil

## **9 PRESIDENT AND COUNCILLORS REPORTS**

Cr J Kelly

LCDC Meeting in Badgingarra re water quality.

Cr Smith

Meeting in Northam regarding Heavy Vehicles.

## **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**

#### **F294 Accounts for Payment**

A list of accounts for payment is attached to the Minutes. Outstanding creditors as at 12th July 2004 were \$76,043.01.

#### ***Resolution 225/04***

Moved Cr Kelly seconded Cr Holmes that Municipal and Trust cheques numbered 1932 to 1935, 1937 to 1956, 1958 to 2000, 2002 to 2034, 2036 to 2067 and direct payments totalling \$411,645.48 be passed for payment.

**MOTION PUT & CARRIED 9/0**

#### **F295 Sundry Debtors**

A list of sundry debtors is attached to the Minutes.

#### ***Resolution 226/04***

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

**MOTION PUT & CARRIED 9/0**

Cr S Woods left the meeting at 1.48pm.

#### **F296 Monthly Financial Statement**

The Monthly Financial Report for the period ending 30th June 2004 is attached to the Minutes.

**Resolution 227/04**

Moved Cr Thorpe seconded Cr Young that the Monthly Financial Report for the period ending 30th June 2004 be received.

**MOTION PUT & CARRIED 8/0**

Cr Woods entered the meeting at 1.52pm.

**F297            Municipal and Trust Fund**

The Municipal and Trust Fund on hand as at the 20th July 2004 will be tabled at the meeting.

**Resolution 228/04**

Moved Cr Kelly seconded Cr Holmes that the Municipal and Trust Fund on hand as at the 20th July 2004 as tabled be received.

**MOTION PUT & CARRIED 8/0**

**F298            Outstanding Rates Report**

The Outstanding Rates Report is attached to the Minutes

**Resolution 229/04**

Moved Cr Smith seconded Cr Erickson that the Outstanding Rates Report be received.

**MOTION PUT & CARRIED 9/0**

**F299            Budget Adoption 2004/2005**

Location	Shire of Victoria Plains
Name of Applicant	n/a
File Reference	F1.2.2
Attachment/s	Budget Documents
Date	7th July 2004
Author	Harry Hawkins – Finance & Administration Manager

**Background**

The draft cash budget as presented to the special budget meeting of Council on the 28th June 2004 contained details of income and expenditure for the year ended 30 June 2005. Council at this special meeting accepted the draft cash budget to be developed for final adoption at the July 2004 ordinary meeting of Council, the documents in the attachment to this report are the final budget developed for adoption.

**Comment**

There were some minor changes and fine tuning to the draft cash budget discussed at the special budget meeting held on the 28th June these changes, and some other minor amendments are included in the final document presented for adoption and are explained in a separate report included in the attachments.

These amendments will leave a deficit of \$5,272 in the budget presented for adoption.

Statutory Environment	Local Government Act
Policy Implications	Nil
Financial Implications	Budget deficit estimated to be \$5,272
Strategic Implications	Nil

***Resolution 230/04***

**Moved Cr Kelly seconded Cr Holmes that the budget for the 2004/2005 year as presented be adopted and that in conformity with the adopted budget that Council hereby levies rates for the year ended 30 June 2005 as hereunder:**

**General rate 10.1355 cents in the \$ on GRV and 1.4727 cents in the \$ on UV.**

**Minimum rate be \$300 per assessment on all valuations.**

**An incentive scheme of four by \$500 cash prizes be offered to encourage payment of rates in full within 35 days of the issue of the rate notice.**

**A discount of 2.5% be provided on general rates only if paid in full within 35 days of issue of the rate notice.**

**A penalty of 11% pa be added to the general rates unpaid 35 days after the issue of the rate notice except this will not apply to pensioners deferred rates.**

**Sanitation Charges – That Council levy charges for the year ending 30th June 2005 as hereunder:**

**Sewerage charges of \$150 per connection or ability to connect be charged for sewerage at both Calingiri and Yerecoin townsites.**

**Rubbish removal within the Bolgart, Calingiri, Yerecoin and Piawaning townsites be \$115 per annum per 240ltr bin weekly service.**

**MOTION PUT & CARRIED 9/0**

***Resolution 231/04***

**Moved Cr Smith seconded Cr Thorpe that subject to the inclusion of hall hire charges for the Mogumber Hall at 50% of the Calingiri hall rates That the schedule of fees and charges included in the budget document be adopted.**

**MOTION PUT & CARRIED 9/0**

**F300 Common Seal**

Location	Shire of Victoria Plains
Name of Applicant	n/a
File Reference	R1.1
Attachment/s	None
Date	8th July 2004
Author	Harry Hawkins – Finance and Administration Manager

Background



Council is required to authorise the use of the common seal on documents being signed by officers.

**Comment**

The common seal was placed on the withdrawal of caveat documents required by DLI to remove caveats placed on a property due to unpaid rates. The rates on the properties lots 6 and 20 Landon Street in Wyening have now been paid in full and the property is being transferred to a new owner requiring that caveats be removed.

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

**Resolution 232/04**

**Moved Cr Kelly seconded Cr Smith that Council endorse the use of the common seal on the withdrawal of caveat documents on lots 6 and 20 Landon Street Wyening.**

**MOTION PUT & CARRIED 9/0**

**F301 Request for Support – Toodyay Swimming Pool**

Location	Shire of Victoria Plains
Name of Applicant	Toodyay Swimming Pool Action Committee
File Reference	CS1.14
Attachment/s	Letter of request
Date	8th July 2004
Author	Harry Hawkins – Manager Finance and Administration

**Background**

A new committee of residents from Toodyay has been formed with a view to raising one third of the funds required to enable a swimming pool to be built in the town of Toodyay.

**Comment**

The treasurer of the Toodyay Swimming Pool Action Committee has written to all shires in the state asking them to contribute \$100 towards the cost of the construction of a swimming pool in the town of Toodyay.

Statutory Environment	Nil
Policy Implications	Nil
Financial Implications	\$100 Donation
Strategic Implications	Nil

**Resolution 233/04**

**Moved Cr Kelly seconded Cr Young that Council do not provide a financial contribution of \$100 to the Toodyay Swimming Pool Action Committee towards the cost of construction of a swimming pool in Toodyay.**

**MOTION PUT & CARRIED 9/0**

## F302 Quarterly Financial Report

Location	Shire of Victoria Plains
Name of Applicant	none
File Reference	F1.3.2
Attachment/s	None
Date	8th July 2004
Author	Harry Hawkins – Manager Finance and Administration

### Background

Each quarter a financial report is required to be presented to Council that gives them a more detailed update on the variations to budget and financial position of the Shire than is contained in the normal monthly report.

The next quarterly report is due to be presented to Council by the August 2004 meeting after the end of the financial year and therefore would be of no benefit in relation to budget monitoring and effecting changes.

### Comment

The normal monthly financial report to the 30 June 2004 will be prepared and presented to Council at the July 2004 meeting and as this report will provide the same data as the quarterly report the quarterly report is of no value as budget changes/corrections will not be possible.

The Finance and Administration Managers time would be better spent completing the budget or working on year end figures.

Statutory Environment	Local Government Financial Management Regulations
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

### ***Resolution 234/04***

**Moved Cr Kelly seconded Cr Thorpe that the quarterly financial report for the quarter ended 30 June 2004 is not required to be prepared for the July/August 2004 ordinary meeting of Council.**

**MOTION PUT & CARRIED 8/1**

### **F303          Audit Contract 2004**

Location	Shire of Victoria Plains
Name of Applicant	Haines Norton
File Reference	F1.4.2
Attachment/s	Quote and Profile
Date	9th July 2004
Author	Harry Hawkins – Finance and Administration Manager

#### **Background**

Council's current agreement with our auditors, Haines Norton, covers the three years ending 30 June 2004. As a result they have been approached by us to provide a submission to ascertain if we wished to appoint them for a further period and they have responded with a quote to provide services for the next five years.

#### **Comment**

The quote for next year is \$5,500 rising two hundred dollars per year to \$6,300 plus GST in 2009 should we wish to appoint them for the full five years, which is comparable to current audit costs. Haines Norton have assembled an experienced Local Government team and are by far the largest auditor of Local Government in WA.

I have found Haines Norton to be extremely professional in their approach to the audit and their help in the handling of reporting and disclosure changes over the past two years has been invaluable. As Council is only required to call tenders for contracts over \$50,000 I see little benefit in calling tenders for this contract and incurring additional costs, unless Council wishes to consider a change in auditors.

Statutory Environment	Local Govt act 1995 section 7.3
Policy Implications	Nil
Financial Implications	Nil, budgeted expense
Strategic Implications	Nil

#### ***Resolution 235/04***

**Moved Cr Thorpe seconded Cr Erickson that Council appoint Haines Norton Chartered Accountants as their auditors for the next three years 2005 to 2007 inclusive.**

**MOTION PUT & CARRIED 9/0**

### **F304          Depreciation of Motor Vehicles**

Location	Shire of Victoria Plains
Name of Applicant	none
File Reference	F1.8.2
Attachment/s	None
Date	9th July 2004
Author	Harry Hawkins – Finance and Administration Manager

#### **Background**

Council's significant accounting policies as included in the notes to the annual financial report and budget allow for depreciation of light vehicles over 5 years. With the introduction of the nil change over and updating of some vehicles at 15,000 kilometres this is inappropriate and shows a profit on disposal of vehicles equal to the depreciation charged.

#### Comment

Charging depreciation on light vehicles subject to the nil changeover arrangements leads to a profit on disposal being disclosed in the accounts as depreciation charged is written back on disposal. This profit is a paper figure only and has no bearing on the budgeted costs.

As these vehicles are subject to nil changeover and it is known that little or no profit or loss is to be realised on the disposal of these vehicles it is considered appropriate that they be shown in the asset register at nil depreciation, and it is recommended that the major accounting policies as listed in the notes to the budget and annual financial report be amended to reflect this.

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

#### ***Resolution 236/04***

**Moved Cr Kelly seconded Cr Erickson that the major accounting policies as listed in the notes to the budget and annual financial report be amended to show zero depreciation for vehicles subject to nil changeover arrangements.**

**MOTION PUT & CARRIED 9/0**

### **F305 Financial Management Review 2004**

Location	Shire of Victoria Plains
Name of Applicant	none
File Reference	F1.8.7
Attachment/s	Financial Management Review
Date	12th July 2004
Author	Harry Hawkins – Manager Finance and Administration

#### Background

Each four years Council is required to complete a financial management review to ensure that the financial operations of the shire are complying with the Local Government Act 1995 and associated regulations and that the assets of the organisation are not being put at risk.

#### Comment

This review has been completed by our auditors Haines Norton and their report is attached. This report to Council provides the staff response and remedial actions to the summary of recommendations / matters noted on page nine of the Haines Norton report.

- \* Receipts and Receivables – these subsidiary ledgers are reviewed regularly, however reports are not filed and initialled by F&A manager as having been reviewed. These will now be signed and filed.
- \* Rates instalment reminder – this is to be corrected.
- \* Purchases, Payments and Payables – as with receivables these subsidiary ledgers are reviewed but not signed off and filed. These will be now be signed and filed.
- \* Wages and Salaries – personnel files are being updated and will be kept up to date. Payroll is always reviewed prior to processing, however again it has not been signed off as having been reviewed. Steps are being taken to ensure superannuation details are shown on pay slips to ensure SGC compliance.
- \* Maintenance of Minutes – quotes are being obtained for binding of minutes into book form. Outstanding accounts are presented to Council and checklist will be maintained to ensure that this is not missed in future.
- \* Financial Management Reports – problems with the timing and presentation of these reports in 2003 was a result of corruption of data in the financial management system and was a one off problem. Public notice will be given as required by the act and the acceptance by Council will be corrected also.
- \* Principal Activities Plan – was not completed by 30 June due to F & A manager acting as CEO and also preparing budget, this will be completed earlier in future.
- \* Registers – relates to lodgement of Councillor annual financial returns and will need a little more care and attention to detail in future.
- \* Delegations – reviewed at June 2004 meeting to comply.
- \* Bank reconciliations – are reviewed at least monthly but not signed as having been reviewed. These will now be signed as reviewed.
- \* Other – depreciation of road infrastructure has been an ongoing problem for many shires state wide and is being addressed at a VROC level by the introduction of a new digital computerised system.

Statutory Environment	Local Government (Financial Management) Reg 5(2)(c).
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

***Resolution 237/04***

**Moved Cr Smith seconded Cr Erickson that Council accept the Financial Management Review of June 2004 and endorse the remedial actions to be taken on recommendations and matters noted.**

**MOTION PUT & CARRIED 9/0**

## 10.2 COMMUNITY SERVICES

(Incorporating Health, Building and Community Services)

### CS233 Community Services Manager

Location	Shire of Victoria Plains
Name of Applicant	Community Services Manager
File Reference	A1.2.1
Attachment/s	Community Services Manager's report
Date	12th July 2004
Author	Trevor Walker - Community Services Manager

Background  
See report

Comment  
See report

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

#### ***Resolution 238/04***

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

**MOTION PUT & CARRIED 9/0**

### CS234 Closure of Refuse Site - Piawaning

Location	Piawaning
Name of Applicant	n/a
File Reference	CA1.2.4
Attachment/s	Nil
Date	13th July 2004
Author	Trevor Walker - Community Services Manager

#### Background

Recent correspondence in the form of a formal letter of warning from the Department of the Environment, identified some areas of non compliance with license conditions for Council's four refuse sites.

The letter noted that refuse is being deposited within thirty five metres of the site boundary of the Piawaning refuse site contrary to license conditions. The reason for that is that the site has reached the end of its useful life, it is considered that in view of that fact, and that the site is due for license renewal the site should be closed.

The Shire of Gingin has recently confirmed its intention to establish a regional waste disposal site near Mogumber. The Shire of Gingin will be prepared to negotiate a price per cubic metre to dispose of putrescible waste from Local Governments within the region.

It is considered prudent to wait and see what proposition is offered by the Shire of Gingin to dispose of municipal waste. The timeframe for the construction of a regional facility is a maximum of two years.

It is envisaged that when a satisfactory disposal regime is negotiated that the remaining refuse sites would be closed and transfer stations established.

The closure of the Piawaning site should be viewed as the first step in that strategy.

#### Comment

Closure procedure would be to mail out Council's intention to close the facility to all Piawaning and Yerecoin residents with the reasons why. They are:-

The site is surrounded by "A" class reserve so that the site can not be extended;

The site has reached the end of its useful life;

The site can not be made to comply with the licence conditions.

The current licence expires on 22nd September 2004 and Council should plan to close the site on that date.

Statutory Environment	Environmental Protection Act
Policy Implications	Nil
Financial Implications	Unknown at this stage
Strategic Implications	Nil

#### ***Resolution 239/04***

**Moved Cr Young seconded Cr Smith that the Piawaning refuse site be closed to all waste as at 22nd September 2004 and that Council advise the Department of the Environment accordingly.**

**MOTION PUT & CARRIED 9/0**

## 10.3 TOWN PLANNING

There were no items for discussion under the Town Planning section for this meeting.

### ***Resolution 240/04***

**Moved Cr Smith seconded Cr Woods that late items for Community Services be introduced.**

**MOTION PUT & CARRIED 9/0**

### **CS235**

### **Biosolids Application**

Location	Annandale Farm - Gillingarra
Name of Applicant	Water Corporation
File Reference	H2.12
Attachment/s	Nil
Date	14th July 2004
Author	Trevor Walker - Community Services Manager

#### Background

Water Corporation has advised that it proposes to obtain approval from the Department of the Environment and the Department of Health (DOH) to apply Biosolids to paddocks at Annandale Farm Gillingarra.

The paddocks are West Taylor's Paddock (100ha), Middle Sunnyvale (135ha) and Athole Paddock (120ha).

The application rate will be 5 dry tonne per hectare of lime amended Biosolids and 6 tonne per hectare of dewatered cake.

#### Comment

It has been noted that this proposal identifies the location of Biosolids stockpiles but not the manner in which the stockpiles are stored. The DOH has been advised that stockpiles need to be bunded. Arrangements have been made for a DOH officer to spot check the manner in which stockpiles are stored.

Statutory Environment	Health Act 1911
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

### ***Resolution 241/04***

**Moved Cr Smith seconded Cr Young that Council receive the information relating to Biosolids application to West Taylor's Paddock, Middle Sunnyvale and Athole Paddock at Annandale Farm Gillingarra.**

**MOTION PUT & CARRIED 9/0**



**CS236**

**Dividing Fence Reserve No 26577 & Calingiri Lot 41**

Location	Edmonds Street Calingiri
Name of Applicant	GB & HL Jones Box 31 Calingiri
File Reference	p-edmst
Attachment/s	Letter of request
Date	19th July 2004
Author	Trevor Walker – Community Services Manager

**Background**

A letter of request for a contribution to a new fence that has been erected on the boundary between Council Reserve 26577 and Lot 41 has been received from GB & HL Jones of Yulgering Road.

Mr & Mrs Jones have fenced the whole of their recently acquired lot in preparation to construct a new residence. The letter requests Council contribute \$163 which represents half the supply and erection of the dividing fence between the properties (a copy of the letter appears in this agenda).

**Comment**

Council's policy with regard to contributions to fences that bound Council Reserves states:- 11.6.4

"Council will normally except in accord with the requirements of the Dividing Fences Act not contribute financially to the fencing of land, which adjoins Council controlled land eg Reserves, public access ways, road reserves."

That policy is a perfectly acceptable policy to have but in this case, because there is a very small amount involved Council may wish to approve the payment.

Statutory Environment	Dividing Fences Act – LG Act 1995
Policy Implications	Nil
Financial Implications	\$163
Strategic Implications	Nil

***Resolution 242/04***

**Moved Cr Woods seconded Cr Lovelock that Council do not contribute \$163 to the supply and erection of the dividing fence that has been erected on the boundary between Council Reserve 26577 and Lot 41.**

**MOTION PUT & CARRIED 9/0**

## 10.4 ADMINISTRATION

### **A663 Chief Executive Officer's Report**

Location	Shire of Victoria Plains
Name of Applicant	Chief Executive Officer
File Reference	A1.2.1
Attachment/s	Chief Executive Officer's report
Date	12th July 2004
Author	Phil Anning - Chief Executive Officer

Background  
See report

Comment  
See report

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

#### ***Resolution 243/04***

**Moved Cr Woods seconded Cr Young that the Chief Executive Officer's report be received.**

**MOTION PUT & CARRIED 9/0**

### **A664 Be Active Sport and Recreation Coordinator's Report**

Location	Shires of Victoria Plains, Chittering, Dandaragan and Moora
Name of Applicant	Be Active Sport and Recreation Coordinator
File Reference	A1.2.1
Attachment/s	Be Active Sport and Recreation Coordinator's Report
Date	12th July 2004
Author	Andrea Clarke - Be Active Sport and Recreation Coordinator

Background  
See report

Comment  
See report

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

**Resolution 244/04**

**Moved Cr Smith seconded Cr Young that the Be Active Sport and Recreation Coordinator's Report be received.**

**MOTION PUT & CARRIED 9/0**

**A665          Biosolids Trial**

Location	Gillingarra
Name of Applicant	N H McPherson, J Longman, Jenny Kelly
File Reference	H2.12
Attachment/s	Copies of letters and responses attached
Date	29th June 2004
Author	Phil Anning - Chief Executive Officer

**Background**

The Community Services Manager has attended a meeting with Cr J Kelly, Mr M vanBeek and Mr J Longman at Gillingarra regarding this issue. Attached are letters received from Mr McPherson, Mr Longman and Ms Kelly and my responses to those letters.

**Comment**

Unfortunately the concerns of Mr Longman have more to do with Biosolids application than the proposed trial. Mr McPherson was briefed by the Water Corporation and his responses were in the documentation received. Copies of that documentation without the comments of various people attached were provided for the group met by the Community Services Manager.

In accordance with the Council resolution Planning Consent has been granted.

Statutory Environment	Town Planning Act
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Unknown at this time

**Recommendation**

**That the information be received.**

**Resolution 245/04**

**Moved Cr Kelly seconded Cr Erickson that Council requests that we be told the exact tonnage of Biosolids to be delivered to Annandale Farm and Which roads will be used to transport these Biosolids.**

**MOTION PUT & CARRIED 7/2**

**Resolution 246/4**

**Moved Cr Anspach seconded Cr Erickson that items A665 and A684 lay on the table until the next meeting.**

**MOTION PUT & CARRIED 6/3**

**Resolution 247/04**

**Moved Cr Thorpe seconded Cr Woods that the meeting adjourn for afternoon tea.**

**MOTION PUT & CARRIED 9/0**

The meeting adjourned at 3.23pm.

The meeting resumed at 3.42pm. All present at adjournment were present at resumption.

**A666 Health Issues in Rural Areas**

Location	Rural Western Australia
Name of Applicant	Chief Executive Officer
File Reference	CS1.14
Attachment/s	Report attached
Date	29th June 2004
Author	Phil Anning - Chief Executive Officer

**Background**

The issues outlined in the report were brought to my attention by the Chief Executive Officer of the shire of Moora.

**Comment**

That State Premier recently when attacking the Federal Government over the Water issues claimed that they should learn that Australia does not end at Ceduna. Perhaps his government need to learn that WA does not end at the Darling Scarp.

Statutory Environment	Nil
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Better services in Rural WA

**Resolution 248/04**

**Moved Cr Smith seconded Cr Thorpe that a motion be prepared for the Avon Midland Ward seeking WALGA assistance in pursuing the issues raised with this Government and concern at the continuing erosion of country services by the State Government.**

**MOTION PUT & CARRIED 9/0**

**A667 Amalgamations**

Location	Western Australia
Name of Applicant	Chief Executive Officer
File Reference	A1.22.1
Attachment/s	Report attached
Date	29th June 2004
Author	Phil Anning - Chief Executive Officer

Background  
As per report

Comment  
As per report

Statutory Environment	State Government
Policy Implications	Nil
Financial Implications	Unknown
Strategic Implications	Unknown

***Resolution 249/04***

**Moved Cr Lovelock seconded Cr Woods that WALGA be asked to review the amalgamation strategies and outcomes of other States and that WALGA revisit the make up of zones and other formal and informal groupings to identify advantages and disadvantages of current structures and provide a researched recommendation for Council consideration.**

**MOTION PUT & CARRIED 9/0**

**A668 Central Midlands VROC**

Location	Central Midlands
Name of Applicant	Chief Executive Officer
File Reference	A1.12.2
Attachment/s	Copy of report and information attached
Date	24th June 2004
Author	Phil Anning - Chief Executive Officer

Background  
See report

Comment  
See report

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

***Resolution 250/04***

**Moved Cr Thorpe seconded Cr Woods that the report be received.**

**MOTION PUT & CARRIED 9/0**

**A669 Piawaning Lot 58 - Lease**

Location	Piawaning
Name of Applicant	Department of Planning and Infrastructure
File Reference	ES4.3

Attachment/s	Copy of map attached
Date	29th June 2004
Author	Phil Anning - Chief Executive Officer

#### Background

The above lot is currently leased to Mr G W Atkins for grazing purposes. Renewal of the lease is being considered and Council comments/approval is sought.

Mr Atkins has held a lease for 5 years from 1st July 1999 and a further 5 year lease is contemplated.

#### Comment

Nil

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

#### **Resolution 251/04**

**Moved Cr Smith seconded Cr Erickson that Council supports the issue of a further 5 year lease of Lot 58 Piawaning to Mr G W Atkins.**

**MOTION PUT & CARRIED 9/0**

#### **A670 Councillor Portfolio's**

Location	Shire of Victoria Plains
Name of Applicant	Chief Executive Officer
File Reference	A1.1.4
Attachment/s	List of Current Portfolio's
Date	29th June 2004
Author	Phil Anning - Chief Executive Officer

#### Background

At the June meeting of Council Councillors Erickson and Holmes requested a change in Portfolio allocations with Cr Erickson taking Indigenous Affairs and Cr Holmes taking Women's Interests

#### Comment

Due to the request and the resignation of Cr Shane Kelly and the appointment of Cr Lovelock it may be appropriate to review the Portfolio's.

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

**Resolution 252/04**

**Moved Cr Kelly seconded Cr Holmes that Council review the allocation of Portfolio's to Councillors.**

**MOTION PUT & CARRIED 9/0**

**A671 Sundry Items**

Location	Shire of Victoria Plains
Name of Applicant	Bushfire Advisory Committee
File Reference	L1.2
Attachment/s	Copy of letter
Date	29th June 2004
Author	Phil Anning - Chief Executive Officer

Background  
See attached.

**Comment**

Action has been taken to make an allowance for aerial fire break inspections in the 2004/2005 budget.

Statutory Environment	Bush Fires Act
Policy Implications	Nil
Financial Implications	Costs of implementation
Strategic Implications	Better fire control

**Resolution 253/04**

**Moved Cr Smith seconded Cr Woods that Council support the recommendations of the Bushfire Advisory Committee and take action to implement the requirements.**

**MOTION PUT & CARRIED 9/0**

**A672 Graduate Recruitment Program**

Location	Western Australia
Name of Applicant	L.G.M.A. and LOGO Appointments
File Reference	ST1.1
Attachment/s	Copy of information
Date	29th June 2004
Author	Phil Anning - Chief Executive Officer

**Background**

L.G.M.A. have made a commitment with LOGO Appointments to a WA Graduate Recruitment Program to address the difficulties being experienced by Local Government in attracting professional staff.

Comment

Though I believe that it is an excellent initiative I do not believe that we are in a position at this time to be involved both on a need and costs basis.

Statutory Environment	Nil
Policy Implications	Nil
Financial Implications	Costs applicable
Strategic Implications	Better staff recruitment opportunities

**Resolution 254/04**

**Moved Cr Thorpe seconded Cr Kelly that the information be received and no action be taken at this time.**

**MOTION PUT & CARRIED 9/0**

**A673 Access 31 Television**

Location	Shire of Victoria Plains
Name of Applicant	Bill McGinnis
File Reference	CA5.2.2
Attachment/s	Copy of report attached
Date	8th July 2004
Author	Phil Anning - Chief Executive Officer

Background

See attached report which outlines the relevant information.

Comment

If Council is interested in pursuing the idea of retransmitting Access 31 we will pursue the matter.

Statutory Environment	Nil
Policy Implications	Nil
Financial Implications	Unknown at this time
Strategic Implications	Better access to television

**Resolution 255/04**

**Moved Cr Erickson seconded Cr Young that the Shire of Victoria Plains investigates further the possibility of retransmitting Access 31 in this area.**

**MOTION PUT & CARRIED 9/0**

**A674 "Be Active" Scheme**

Location	Shires of Chittering, Dandaragan, Moora and Victoria Plains
Name of Applicant	Be Active Sport and Recreation Coordinator
File Reference	RC1.5
Attachment/s	Nil
Date	8th July 2004



Author Phil Anning - Chief Executive Officer

#### Background

This scheme has been running for the last three years and the group have been successful in gaining funding through Healthways for additional sponsorship totalling \$72,000 for the next three years. This will keep the Council's contribution at low levels.

#### Comment

Nil

Statutory Environment	Nil
Policy Implications	Nil
Financial Implications	Saving on scheme costs
Strategic Implications	Nil

#### **Resolution 256/04**

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

**MOTION PUT & CARRIED 9/0**

#### **A675 Regional Development Scheme**

Location	Wheatbelt
Name of Applicant	Wheatbelt Development Commission
File Reference	A1.18.1
Attachment/s	Nil
Date	8th July 2004
Author	Phil Anning - Chief Executive Officer

#### Background

The Wheatbelt Development Commission has provided guidelines for grants under the Regional Development Scheme for 2004/2005. Priority will be given to projects that:-

- \* Support cooperation and collaboration between Local Governments;
- \* Have sub regional focus;
- \* Promote partnerships;
- \* Address attraction and retention;
- \* Promote marketing partnerships;
- \* Involve emergency industries specifically horticulture, manufacturing, bio fuels and value adding.

A total of \$400,000 has been allocated for 2004/2005.

#### Comment

If Councillors have any projects in mind or know of an eligible body that may be seeking assistance please advise.

Statutory Environment	State Government
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

**Resolution 257/04**

**Moved Cr Erickson seconded Cr Woods that the information be received.**

**MOTION PUT & CARRIED 9/0**

**A676 Community Sport and Receptions Facilities Fund**

Location	Western Australia
Name of Applicant	Department of Sport and Recreation
File Reference	RC5.1.1
Attachment/s	Nil
Date	8th July 2004
Author	Phil Anning - Chief Executive Officer

**Background**

The CSRFF is seeking applications from incorporated community groups and local governments for financial support through the CSRFF.

Applications for funding will be advertised in the West Australian on Saturday 3rd July. Applications need to be submitted prior to 30th September to the Local Authority and to the Department of Sport and Recreation by 29th October 2004.

**Comment**

A copy of the information has been sent to sporting groups in the Shire.

Statutory Environment	Department of Sport and Recreation
Policy Implications	Nil
Financial Implications	Unknown at this time
Strategic Implications	Nil

**Resolution 258/04**

**Moved Cr Smith seconded Cr Erickson that the information be received.**

**MOTION PUT & CARRIED 9/0**

**A677 Gillingarra School Site**

Location	Shire of Victoria Plains
Name of Applicant	Gillingarra Sport and Recreation Club
File Reference	RC2.6
Attachment/s	Copy of Letter
Date	8th July 2004
Author	Phil Anning - Chief Executive Officer

**Background**

Policy 6.5.3 states in respect to Financial Assistance – Community Policy

**6.5.3 Financial Assistance – Community Bodies**

The following procedure shall apply for all community bodies seeking Council funding support for projects in any financial year;

- \* Application shall be made not later than 21st March in the year preceding the commencement of the following financial year i.e. 1st July to 30th June,
  - \* Applications must include full details of the proposal and include accurate assessments of cost,
  - \* Applications must include details of the organisations contribution to the project and the amount sought from Council,
  - \* Applications must be accompanied by an up to date financial statement of the financial position of the organisation,
  - \* Works cannot be commenced in anticipation of a shire subsidy being provided without the approval of Council to commence prior to funding consideration,
  - \* Council will consider all applications received and allocate budget funding on a priority basis,
- Funding provided will in normal circumstances not exceed two-thirds (2/3) of the total cost of the project,
- \* Council is under no obligation to fund or subsidise any project and each application will be considered on its merits.

#### Comment

The application is not in conformity with Council policy. The school house is apparently owned by the Gillingarra Sport and Recreation Club whereas the school site is leased currently by that group. The LCDC has also expressed an interest in the lease. The hall area is vested in the Council.

Statutory Environment	Local Government Act
Policy Implications	Policy 6.5.3
Financial Implications	Dependant on Councils decision
Strategic Implications	Nil

#### Recommendation

**That Council consider the application.**

**It was agreed that the Chief Executive Officer is to write to the Gillingarra Sport and Recreation Club detailing what is required in a funding submission and the application will then be resubmitted.**

#### **A678 Land Conservation Districts Committee Members**

Location	Piawaning/Yerecoin and Calingiri/New Norcia
Name of Applicant	Dept of Agriculture
File Reference	CA3.4
Attachment/s	Nil
Date	9th July 2004
Author	Phil Anning - Chief Executive Officer

#### Background

The terms of appointment for the above District Committees are due to expire on the 30th September 2004. There is currently provision to appoint one representative to each. Current representatives are Cr Anspach and Cr Smith.

Details of Councils nominations are requested as soon as possible.

Comment

Nil

Statutory Environment	Department of Agriculture
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

***Resolution 259/04***

**Moved Cr Lovelock seconded Cr Erickson that Cr Neil Smith and Cr Steven Woods be nominated by Council to fill the vacancies on the Piawaning/Yerecoin and Calingiri/New Norcia Land Conservation District Committees.**

**MOTION PUT & CARRIED 9/0**

**A679      Zone Control Authority Appointments**

Location	State Wide
Name of Applicant	Agriculture Protection Board
File Reference	ES1.1.2
Attachment/s	Copy of appointments
Date	9th July 2004
Author	Phil Anning - Chief Executive Officer

**Background**

The Agriculture Protection Board recently considered nominations received from Producer Associations and Local Authorities for appointment to the Zone Control Authorities across the State.

Comment

See appointments list attached.

Statutory Environment	Agriculture Protection Board
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Nil

**Recommendation**

**That the information be received**

***Resolution 260/04***

**Moved Cr Smith seconded Cr Holmes that Cr Lovelock be appointed Shire representative on the Moora Zone Control Authority.**

**MOTION PUT & CARRIED 9/0**

## **A680 Community Safety and Crime Prevention Partnerships**

Location	Western Australia
Name of Applicant	Department of Premier and Cabinet
File Reference	L3.5
Attachment/s	Copy of letter
Date	12th July 2004
Author	Phil Anning - Chief Executive Officer

### **Background**

The partnership arrangements are the successor to Safer WA.

### **Comment**

In my opinion the Safer WA was superior to this proposal in that it combined police and the community in planning joint initiatives. This proposal simply transfers the obligations from where it belongs to the community.

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

### ***Resolution 261/04***

**Moved Cr Erickson seconded Cr Smith that Council do not enter into a partnership with the State Government for development of a Community and Crime Prevention Plan.**

**MOTION PUT & CARRIED 9/0**

## **A681 Endangered Places 2004 - Nominations**

Location	Shire of Victoria Plains
Name of Applicant	National Trust
File Reference	RC4.2
Attachment/s	Copy of letter
Date	12th July 2004
Author	Phil Anning - Chief Executive Officer

### **Background**

The Endangered Places program is continuing in 2004. The purpose of this program is to raise public awareness about threatened heritage places that are important to the community. Whether at State or local level there are significant heritage places which are in immediate danger of being lost to future generations.

### **Comment**

Local Authorities are invited to nominate places in the community which have significant heritage values and are threatened by any or all of the following:-

- \* Neglect or Abandonment
- \* Damage and Destruction
- \* Lack of Resources and Maintenance

- \* Inappropriate development and management both to and around a place
- \* Redevelopment

Statutory Environment	National Trust
Policy Implications	Nil
Financial Implications	Unknown
Strategic Implications	Saving heritage

**Resolution 262/04**

**Moved Cr Young seconded Cr Erickson that the following places be nominated:-  
Waddington Road - Old Post Office and Stone Wells in the Shire of Victoria  
Plains.**

**MOTION PUT & CARRIED 9/0**

**A682 Calingiri Bushfire Brigade**

Location	Shire of Victoria Plains
Name of Applicant	Secretary – Calingiri Brigade
File Reference	L1.3
Attachment/s	Copy of letter
Date	13th July 2004
Author	Phil Anning - Chief Executive Officer

**Background**

Mr Allan Mead of Calingiri has been a long time Fire Control Officer for the Calingiri Brigade. He has advised he no longer wishes to hold the position of FCO.

**Comment**

Mr Ken Edmonds of Calingiri has undertaken the necessary courses and the Calingiri Brigade have nominated him to take over the position of FCO previously held by Allan Mead.

Statutory Environment	Bush Fires Act
Policy Implications	Nil
Financial Implications	Nil
Strategic Implications	Continued Fire Control

**Resolution 263/04**

**Moved Cr Thorpe seconded Cr Erickson that Council endorse the appointment of Mr Ken Edmonds of Calingiri as Fire Control Officer for the Calingiri Bushfire Brigade.**

**MOTION PUT & CARRIED 9/0**

**A683 Proposed Transfer of Land to Shire of Chittering**

Location	Mogumber
Name of Applicant	Local Government Advisory Board
File Reference	A1.22.1

Attachment/s	Nil
Date	13th July 2004
Author	Phil Anning - Chief Executive Officer

#### Background

The Local Government Advisory Board has completed its enquiry into the proposed transfer of land in the locality of Mogumber from the Shire of Victoria Plains to the Shire of Chittering. The Minister for Local Government has accepted the Boards recommendation that the proposal be rejected.

#### Comment

The Board concluded that it did not support the proposal as it could affect the economic viability of the Shire of Victoria Plains and adversely affect the shires ability to maintain the current level of services and facilities to remaining residents of the Shire of Victoria Plains.

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

#### ***Resolution 264/04***

**Moved Cr Kelly seconded Cr Erickson that the information be received.**

**MOTION PUT & CARRIED 9/0**

## **10.5 WORKS**

### **W190 Works Manager's Report**

Location	Shire of Victoria Plains
Name of Applicant	Works Manager
File Reference	A1.2.1
Attachment/s	Works Manager's Report
Date	13th July 2004
Author	Allen Kent - Works Manager

#### Background

See report

#### Comment

See report

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

***Resolution 265/04***

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

**MOTION PUT & CARRIED 9/0**

Elizabeth Tierney - Landcare Officer entered the meeting at 3.42pm

## **10.6 LANDCARE**

### **L15 Landcare Officer's Report**

Elizabeth Tierney - Landcare Officer presented a verbal report to Council on the proposal put to the Moore Catchment Council regarding a second Landcare Officer and the roles of each officer.

***Resolution 266/04***

**Moved Cr Woods seconded Cr Erickson that the report be accepted.**

**MOTION PUT & CARRIED 9/0**

Elizabeth Tierney - Landcare Officer left the meeting at 4.00pm.

## **11 NOTICE OF MOTION OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

Nil

## **12 CONFIDENTIAL ITEMS**

Nil

## **13 NEW BUSINESS OF AN URGENT NATURE APPROVED BY COUNCIL RESOLUTION**

***Resolution 267/04***

**Moved Cr seconded Cr that new business be introduced to Council.**

**MOTION PUT & CARRIED 9/0**



## **A684            Vehicles for Landcare Officers**

Location	Shire of Victoria Plains
Name of Applicant	Landcare Group
File Reference	T2.2
Attachment/s	Report attached
Date	14th July 2004
Author	Phil Anning - Chief Executive Officer

Background  
See attached report

Comment  
See attached report

Statutory Environment	Local Government Act
Policy Implications	Nil
Financial Implications	As per report
Strategic Implications	Nil

### ***Resolution 268/04***

**Moved Cr Smith seconded Cr Woods that the proposal to purchase 2 x Nissan Patrols on a nil changeover arrangement for Landcare Officers be adopted and Council advertise its intention to borrow \$86,000 on an interest only loan basis for an initial period of one year with repayments to come from Landcare funding arrangements.**

**MOTION PUT & CARRIED 6/3**

**ITEM A684 IS TO LAY ON THE TABLE UNTIL THE AUGUST ORDINARY MEETING OF COUNCIL.**

## **A684            Bio Solid Stockpile in Gillingarra**

Location	Gillingarra
Name of Applicant	T.S.P. & M.K. Kelly
File Reference	H2.12
Attachment/s	Copy of letters attached
Date	19th July 2004
Author	Phil Anning – Chief Executive Officer

Background  
This is a further letter from Mrs Kaye Kelly of Gillingarra re the decision by Council to grant planning consent for a trial storage facility on private property at Annandale Farms.

Mrs Kelly has written previously and a copy of her letter and my response are attached to the agenda.

The issue is also discussed in my report.

#### Comment

Mrs Kelly has advised me verbally that she is not happy with me responding to letters addressed to Council despite the fact that this is part of my role as CEO.

The majority of the issues raised are in respect to the use of Biosolids not the storage trial proposal. As Council is aware the use of the product has been going on for about seven years.

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

#### **Recommendation**

**That the letter be received and that Council resolve that the use of Biosolids in the Shire is subject to the “right to farm” of individuals subject to the relevant regulatory authorities and the Shire is not prepared to take sides in the debate.**

### **A685 Proposed Road Closure and Inclusions**

Location	Old Plains Road/Great Northern Highway
Name of Applicant	Shire of Victoria Plains
File Reference	D9.2
Attachment/s	Copy of Plan Attached
Date	19th July 2004
Author	Phil Anning – Chief Executive Officer

#### Background

The proposal re the entry of the Old Plains Road to the Great Northern Highway has been surveyed and is ready to be forwarded to CALM for action following endorsement by Council.

#### Comment

Nil

Statutory Environment	Land Act
Policy Implications	Nil
Financial Implications	Costs of survey and closure
Strategic Implications	Complete road deviation plan

#### **Recommendation**

**That Council endorse the proposed road closure and inclusions Old Plains Road, New Norcia Victoria Plains Shire Lot M1903 and Lot 400 as per the plan presented.**

#### **Resolution 269/04**

**Moved Cr Lovelock seconded Cr Erickson that Item A685 lay on the table.**

**MOTION PUT & CARRIED 8/1**

**A686 Community Facilities Grant Program**

Location	Calingiri
Name of Applicant	Shire of Victoria Plains
File Reference	A1.10.1
Attachment/s	Nil
Date	19th July 2004
Author	Phil Anning – Chief Executive Officer

**Background**

Council applied for funding assistance through the above program for public toilet facilities at the Calingiri Caravan Park.

**Comment**

We are advised that our application was unsuccessful. The Department received 175 applications with a total request of \$2.748M for a budget of \$909,466.

Statutory Environment	Dept. of Local Government & Regional Development
Policy Implications	Nil
Financial Implications	Budget allocated will not be used
Strategic Implications	Nil

***Resolution 270/04***

**Moved Cr Smith seconded Cr Young that the information be received.**

**MOTION PUT & CARRIED 9/0**

**14 DECLARATION OF CLOSURE**

There being no further business the Presiding Member declared the meeting closed at 5.38pm.

Signed this ..... day of ..... 2004

Presiding Member .....

**Chief Executive Officer's Report to Ordinary Meeting of Council  
held 20th July 2004**

**New Norcia Ex Gratia Payment**

I have been right through the file and in my opinion which is supported by a member of the Department of Local Government the payment agreed to by the Benedictine Community, the Council and the then Minister for Local Government should relate to the normal rate payment for the rural property that would be paid if the exemption was not granted. To quote the Minister's letter to Council,

"With respect to payment of an amount equivalent to the rates payable for the farming property I have already advised the Benedictine Community that the exemption is conditional upon them making an ex gratia contribution.

Such contribution is to be equal to the ordinary rates which would have been payable of the Shire of Victoria Plains assessment number 20215, that is the farm".

This was in response to Council advice,

"Council is agreeable to a rates equivalent ex gratia payment received each year provided that the Minister sets a condition on the exemption that ensures a rate equivalent is paid each year that would normally be payable on the farm held by the Benedictine Community".

At the same time as the agreement was reached the Shire took action to remove the valuations for the Shire register for the community to alleviate losses in Grants Commission allocations due to the exemption for the Community. The ex gratia payment was based on the valuation held at that time for the property multiplied by the rate in the dollar. It appears that there was a mistaken belief that the ex gratia payment was based on that valuation and it has been used since the agreement date and multiplied by the rate in the dollar applied to UV rating. As the rate in the dollar has increased the ex gratia payment has increased.

In this year however because the Council has taken an action due to the major increase in the valuation to reduce the rate in the dollar by 20% the ex gratia payment from the community using the original valuation would mean a major decrease.

In my opinion the ex gratia payment should reflect a current valuation each year by the rate in the dollar set and I have taken steps to obtain a current valuation on the property to ascertain a payment for the ex gratia payment that would be changed if the exemption had not been granted e.g. the same cost as anyone else for rural land.

Because it is an ex gratia payment and not a rate in valuation will not be included in the valuation register but obtained annually to assess the payment. It is not my intention to back date any increases that may have been relevant during the years since the agreement was made as both the charge and the payment were made in good faith on the understanding at the time.

## Meetings and Functions Attended

Friday 25th June	Opened the Health and Building Surveyors Conference at Calingiri 9am
	Attended the LGMA Forum at Sandalford Winery 12 noon
Tuesday 29th June	Met with Jo Witke and others from Lotteries WA at Calingiri
Wednesday 30th June Grants	Attended the launch of Premiers Water Foundation and Water Industry Awards at Kings Park
Wednesday 7th July Northam	Attended heavy vehicle Access Project Workshop at with Cr Smith
Thursday 8th July	Informal meeting of Housing Committee with Cr Thorpe

## Heavy Vehicle Access Project

Cr Smith and I attended the discussion and workshop at Northam on Wednesday 7th July 2004. Basically the Heavy Vehicle Access Project (HVAP) is a means for improving the delivery of heavy vehicles access to industry whilst still allowing for the safety of other road users and preservation of the road asset. The project is based on a threefold approach encompassing:-

- \* Development and delivery of “area wide” notices where practical to replace permits;
- \* Short term initiatives aimed at improving and streamlining current permitting systems and practices; and
- \* A major review of the current approach and systems used by Main Roads to facilitate network access for heavy vehicles.

Initially focus is on the Proposed Notices Network which is basically

“Blanket Approval from the Commission of Main Roads WA for a particular class of restricted access vehicle to operate under specified conditions on a specified network or roads without the requirement to obtain individual permits”.

Local Government will be granted access to the proposed notice to allocate roads which will be included in the notices. Initially only roads currently under general endorsement will be included in the notice.

## Biosolids in the West Ward

It is unfortunate that once again a Councillor having been defeated at the Council table has completely ignored the requirements of the Code of Conduct which he swore to uphold and denigrated the decision of Council publicly.

I refer to the furore developing in Gillingarra over the decision to grant planning consent for the construction of a storage trial facility for Biosolids for a period of twelve months on private property.

As reported in the agenda I have received a number of letters and phone calls both against and in favour of the proposal. The majority against the proposal are not dealing with the current issue and are in the main simply opposed to the use of the product for a myriad of reasons. They do not understand or want to understand that the practice of spreading Biosolids has been going on for a number of years and the trial is an attempt to alleviate some of the problems that they are concerned with. If the trial does not prove to be successful then it is unlikely that any further activity for storage type facilities will be undertaken in the area.

It should be remembered that this trial is being monitored by Water Corporation, Health Department and the Department of the Environment and with such expertise available it is unlikely that they will support the storage if it proves to be unsuccessful.

We should also remember that Council has an obligation to provide planning consent unless they have good reasons for not doing so and in this case in view of the expertise and Government Departments involved it is almost certain that a decision against that consent would have been quickly overturned on appeal to the Minister if it had not been granted.

Claims have also been made that the Community Services Manager was incorrect in his recommendation. As Council is aware myself and Senior Staff are required to put a recommendation to Council for consideration. If Council is not happy with this recommendation they are at liberty to oppose it subject to valid reasons for doing so. I suggest that such reasons did not exist in this case, and the attempt to condemn the actions of the officer involved are unfair and incorrect.

It is not acceptable that Councillors do not accurately portray the decisions of Council to electors as it simply causes Council divisions and community dissension. Again I quote the Code of Conduct:-

\* As a representative of the community, members need to be not only responsive to community views but to adequately communicate the attitudes and decisions of the Council. In doing so members should acknowledge that:-

--> As a member of the Council there is a respect for the decision making processes of the Council which are based on a decision of the majority of the Council;

--> Information of a confidential nature ought not to be communicated until it is no longer treated as confidential;

--> Information relating to decisions of Council on approvals, permits and so on ought only to be communicated in an official capacity by a designated officer of the Council;

--> Information concerning adopted policies, procedures and decisions of the Council is conveyed accurately.

Under Relationships between Members and Staff it states:-

"An effective Councillor will work as part of the Council team with the Chief Executive Officer and other members of staff. That teamwork will only occur if members and staff

have a mutual respect and co-operate with each other to achieve the Council's corporate goals and implement the Council's strategies. To achieve that position members need to:

- \* Accept that their role is a leadership, not a management or administrative one;
- \* Acknowledge that they have no capacity to individually direct members of staff to carry out particular functions;
- \* Refrain from publicly criticizing staff in a way that casts aspersions on their professional competence and credibility.

In conclusion I suggest that the issue of the use of Biosolids which is increasing should be treated by Council in the same way as the use of G.M.O.'s. Council has wisely in my opinion taken the attitude that the use of G.M.O.'s is a matter for the farming community to resolve not the Council and perhaps it may be wise for the same attitude to exist in regard to Biosolids.

### **Staff**

All staff are carrying out their duties at a high standard. The Works Manager has unfortunately been ill over recent weeks and Ian Osboine has been away on leave but the works crew have continued to carry out their duties at a high standard. The cold weather has meant the usual days off for colds and virus related complaints which are normal at this time of the year.

Phil Anning  
**Chief Executive Officer**

**Community Services Manager's Report to Ordinary Meeting of Council  
held 20th July 2004**

**Aged Persons Units – Bolgart**

Two 2 bedroom aged persons accommodation units are currently under construction at Lots 184 and 191 George Street Bolgart under the Joint Venture Housing Program.

Progress to date is that the sites have been filled and compacted by Council staff as part of Council's in-kind contribution to the project.

Concrete slabs have been poured.

**Dog Attack**

A dog attack in Yerecoin resulting in the death of two family pets has been investigated. The attack involved two Burton Hounds. The dogs have been destroyed.

Trevor Walker

**Community Services Manager**



## **Works Manager's Report to Ordinary Meeting of Council held 20th July 2004**

### **Construction**

At this stage little construction type work is being done because of the wet conditions, any work will be very minor until such time as money allocations from Main Roads are sorted out for this financial year, specifically AgLime Route 2.

### **Maintenance Grading**

Council's graders are in full flight at this present time grading gravel roads throughout the Shire. With the wet conditions we are experiencing some roads have had more than one grade because once the gravel has been pulled in it takes a while for the road to settle and the moisture is soaking into the base coarse materials causing potholing and rutting, however this is not a wasted exercise as the material has been pulled back onto the road to gain shape and therefore it is improving runoff.

Grading will continue on the gravel roads until construction commences. The 3 graders will cover most of the Shire within the next month or so.

### **Town Maintenance**

Town mowing and spraying is in full swing at present. Weeds around the towns and on road shoulders are starting to flourish with the winter rains and need constant maintenance to bring them under control.

Road shoulders will be sprayed for Patterson's Curse and Cape Tulip, and spraying will also continue where mowing is difficult specifically Caravan Parks and some reserves and drains. This is an ongoing exercise until the end of winter.

### **Tree Lopping**

Some minor tree lopping will be done in some areas of the Shire; however at this stage we have some staff on Annual Leave and Long Service Leave. This will be completed on their return to work as manpower is limited at this stage.

### **Drainage Maintenance**

Culvert cleaning and checking for blockages will continue when time and manpower allows. This programme is used as a fill in type exercise when staff are available.

### **Maintenance on Signs and Guide Posts**

Wet winter months are a good time to catch up on this type of work as the wet weather does not affect this process unduly. This work can also continue when staff and plant are available.

### **AgLime Maintenance Grading**

Because of the wet conditions over the past few weeks some sections of the AgLime Route have broken up pretty badly. These roads will need grading again to gain shape and allow the water to run off where possible. This process will continue to maintain a reasonable running surface on these sections.

### **Plant and Machinery Report**

All machinery is performing well, and I must thank all my staff i.e.: operators for their efforts in maintaining all Council items of plant to make sure they perform at a high level and output, this in turn saves costly repair bills which is a huge saving to Council and its ratepayers.

### **Salary Increase**

I must personally thank Council for the increase in my salary package this financial year and will endeavour at all times to continue to support Council and its ratepayers at a high level of leadership and carry out my responsibilities at a high level of commitment to this organisation.

### **Absenteeism**

I have been absent from work for the last 2 weeks and have been on sick leave unfortunately I managed to pick up a nasty Bronchial Virus which turned into Pneumonia. I was advised by my doctor not to return to work until I had completely recovered. I must say that I'm feeling a lot better now and will recover in due course to perform my duties as normal.

Allen Kent

**Works Manager**