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The CEO advised that a series of banners are currently being produced for display. Schools and groups will be invited to utilise the poles.

2. Is the Shire doing anymore work at the park near Yarrumba?

The CEO advised that car and caravan parking easement is currently being undertaken.

3. What is happening at the Youth Centre? Any new projects?

The CEO advised that the coordinators will be progressing towards programs to be run at the centre

4. Why is the Shire loader cleaning up the block next to MEEDAC?

The CEO advised that the area is being developed for a 'Men's Shed' and 'Yamatji Sitting Place.'

0210.05	APPLICATIONS FOR LEAVE OF ABSENCE
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Nil

0210.06	CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS
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Moved: J L Freeman **Seconded:** A J Crudeli

COUNCIL DECISION: **THAT THE MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 17th FEBRUARY 2010, AS PRINTED BE CONFIRMED.**

CARRIED 7/0

0210.07	ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION
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Nil

0210.08	PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS
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Nil

0210.09	REPORTS OF COMMITTEES/MEMBERS
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9.1 Mullewa Community Trust

9.1 **MULLEWA COMMUNITY TRUST – ALLOCATION OF FUNDS 2010 4**

9.1 MULLEWA COMMUNITY TRUST – ALLOCATION OF FUNDS 2010

DATE OF MEETING:	17 th March 2010
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	Mullewa Community Trust Committee
FILE REFERENCE:	ADM0061
PREVIOUS MINUTE/S & REFERENCE:	
DATE AND AUTHOR:	Tom Hartman, Chief Executive Officer
DISCLOSURE OF INTEREST:	Author has no disclosure of interest.
SUMMARY:	Report presents Minutes of the Mullewa Community Trust for consideration.
BACKGROUND:	The Mullewa Community Trust meets this time each year to consider the applications received for the current funding round and makes recommendations to Council based on the MCT guidelines and criteria.
COMMENT:	The Community Trust Committee met on the 26 th February 2010 to consider their funding allocation for 2010. The Minutes from that meeting are attached at APPENDIX A . The annual disbursement is \$65,000 for this funding round. The total amount requested from the Trust is \$64,316.20 and the funding allocated by the MCT this year is \$60,516.20. Attached at APPENDIX B . Under the guidelines of the Mullewa Community Trust the final decision regarding funding rests with MULLEWA SHIRE COUNCIL.
CONSULTATION:	
STATUTORY ENVIRONMENT:	There are no known statutory implications at this time.
POLICY IMPLICATIONS:	There are no known policy implications at this time.
FINANCIAL IMPLICATIONS:	Funds are provided from the Structural Adjustment fund contributed by Mt Gibson Mining.
STRATEGIC IMPLICATIONS:	There are no known strategic implications at this time.
VOTING REQUIREMENT:	Simple majority
OFFICER RECOMMENDATION	THAT THE MINUTES OF THE MULLEWA COMMUNITY TRUST INCORPORATING A PROGRESS REPORT AND STATEMENT OF INCOME AND EXPENDITURE BE RECEIVED AND THAT THE 2010 DISTRIBUTION OF FUNDS FROM THE STRUCTURAL ADJUSTMENT FUND AS PRESENTED BE CONSIDERED.
Moved:	<i>K P Keefe</i>
Seconded:	<i>A J Messina</i>
COUNCIL DECISION:	THAT THE MINUTES OF THE MULLEWA COMMUNITY TRUST INCORPORATING A PROGRESS REPORT AND STATEMENT OF INCOME AND EXPENDITURE BE RECEIVED AND THAT THE 2010

**DISTRIBUTION OF FUNDS FROM THE STRUCTURAL ADJUSTMENT
FUND AS PRESENTED BE APPROVED.**

CARRIED 7/0

APPENDIX B

MULLEWA COMMUNITY TRUST 2010

PROJECT NUMBER	APPLICANT	PROJECT	COST OF PROJECT	AMOUNT OF FUNDING REQUESTED FROM MCT	AMOUNT OF FUNDING ALLOCATED BY MCT	OTHER FUNDING SOURCES	ABN	GST REG	CERTIFICATE OF INCORP	LETTERS OF SUPPORT OR ENDSORSEMENT	LATEST FINANCIAL STATEMENTS	MCT SPONSOR RECOGNITION	MCT PROMOTIONAL RECOGNITION	PROJECT COMPLETION REPORT		
1	SUNCITY CHRISTIAN CENTRE - MULLEWA	ROCKETEERS MULLEWA	FUEL COSTS	2,000.00	NOT FUNDED		Y	Y	Y	N	Y	Y	Y	Y		
			RESOURCES & CRAFT ITEMS	1,200.00	1,200.00											
			FOOD COSTS	800.00	800.00											
			BOUNCY CASTLE PURCHASE	4,500.00	4,500.00											
			2HP BLOWER PURCHASE	500.00	500.00											
INSURANCE COSTS	1,000.00	1,000.00														
			2,000.00													
			2,000.00													
			16,400.00	10,000.00	6,200.00											
2	MULLEWA BADMINTON CLUB	HONOUR BOARD RENEWAL	HONOUR BOARD	330.00	330.00		N	N	N	N	B/S	Y	Y	Y		
			ENGRAVED PLATES	178.20	178.20											
				508.20	508.20											
3	MULLEWA WOMENS INDIGENOUS GROUPS INC	AMS PROJECT	AMS SYSTEM & TRAINING	6,000.00	6,000.00		Y	N	Y	N	N	Y	Y	Y		
			TRAINING	1,540.00	1,540.00											
			TRAVEL & ACCOM	960.00	960.00											
			CAMERA LAPTOP PRINTER	1,200.00	1,200.00											
			9,700.00	9,700.00	9,700.00											
4	MULLEWA TENNIS CLUB	TENNIS ROOM UPGRADE	KITCHEN CUPBOARDS	1,320.00	1,320.00		Y	N	Y	Y	B/S	Y	Y	Y		
			TROLLEYS & SHELF	1,810.00	1,810.00											
				3,130.00	3,130.00											
5	PINDAR PROGRESS ASSOCIATION	PICTURES AT PINDAR	PA SYSTEM	1,999.00	1,999.00		N	N	Y	Y	B/S	Y	Y	Y		
			MINI DVD PLAYER	99.00	99.00											
			PROJECTOR	4,125.00	4,125.00											
			6,223.00	6,223.00	6,223.00											

APPENDIX B

MULLEWA COMMUNITY TRUST 2010

PROJECT NUMBER	APPLICANT	PROJECT	COST OF PROJECT	AMOUNT OF FUNDING REQUESTED FROM MCT	AMOUNT OF FUNDING ALLOCATED BY MCT	OTHER FUNDING SOURCES	ABN	GST REG	CERTIFICATE OF INCORP	LETTERS OF SUPPORT OR ENDORSEMENT	LATEST FINANCIAL STATEMENTS	MCT SPONSOR RECOGNITION	MCT PROMOTIONAL RECOGNITION	PROJECT COMPLETION REPORT	
6	MULLEWA SPORTS CLUB	KITCHEN EXHAUST	COMMERCIAL RANGEHOOD	14,750.00	14,750.00	14,750.00				Y	Y	Y	Y	Y	
			15AMP PLUG	925.00	925.00	925.00					Y	Y	Y	Y	Y
			INDUSTRIAL ROOF FAN	2,324.00	2,324.00	2,324.00					Y	Y	Y	Y	Y
			CUPBOARD MODIFICATION	1,770.00	1,770.00	1,770.00					Y	Y	Y	Y	Y
			19,769.00	19,769.00	19,769.00										
7	MULLEWA TELECENTRE	UPDATE EQUIPMENT	TV, BRACKET & DVD	1,500.00	1,500.00	1,500.00				Y	Y	Y	Y	Y	
			FREIGHT	100.00			100.00				Y	Y	Y	Y	Y
			PLAQUE	40.00			40.00				Y	Y	Y	Y	Y
			VOLUNTEER SET UP	75.00			75.00				Y	Y	Y	Y	Y
			1,715.00	1,500.00	1,500.00	FREIGHT 40.00 VOLUNTEER SET UP 75.00	Y	Y	Y	Y	Y	Y	Y		
8	OLMC P&F ASSOCIATION	MUSICAL INSTRUMENTS	BASS AMPLIFIER	549.00											
			BASS GUITAR	399.00											
			ELECTRIC GUITAR	600.00											
			DRUMS	1,149.00											
			120.00												
			250.00												
			1,098.00												
			4,165.00	4,165.00	4,165.00										
9	MULLEWA DISTRICT AGRICULTURAL SOCIETY	SCITECH & PIPE BAND DISPLAY PINUP DIVIDERS & EXTENSION CORDS	SCITECH ROAD SHOW EXHIBITS/SHOW	2,310.00											
			10 PINUP DIVIDERS	5,775.00											
			4 EXTENSION CORDS	236.00											
			WA POLICE PIPE BAND DISPLAY	1,000.00											
			9,321.00	9,321.00	9,321.00										
			70,931.20	64,316.20	60,516.20										

TOTAL PROJECT COST: 70,931.20

TOTAL REQUESTED FROM COMMUNITY TRUST: 64,316.20

FUNDING ALLOCATED BY MCT: 60,516.20

0210.10 REPORTS OF OFFICERS

- 10.3 Works, Plant, Parks and Gardens
- 10.4 Finance and General Purpose
- 10.5 Chief Executive Officer

10.3 WORKS, PLANT, PARKS AND GARDENS**10.3.1 TENDERS – MULLEWA SWIMMING POOL STAGE 2 UPGRADE**

DATE OF MEETING: 17th March 2010

LOCATION/ADDRESS: -

NAME OF APPLICANT: -

FILE REFERENCE:

PREVIOUS MINUTE/S & REFERENCE: -

DATE AND AUTHOR: 8th March 2010. Tom Hartman, Chief Executive Officer

DISCLOSURE OF INTEREST: OF Author has no disclosure of interest.

SUMMARY

Report raises matter for Council to invite tenders for the Stage 2 upgrade for the Mullewa Swimming Pool and recommends an invitation to tender be advertised.

BACKGROUND:

Council has received funding through the Community Sporting & Recreation Facilities Fund and have allocated Royalties for Regions funding for stage 2 upgrade at the Mullewa swimming pool. The work will generally consist of -

1. Re-piping of both Pools
2. Removal of old gutter system & replacement with Wet Decks to both pools
3. Complete Surface blast of both pools
4. Tiling of Both Pools
5. Re-paving of concourse
6. Enlarging balance and backwash tanks
7. Associated pool equipment (starter blocks, handrails, false start poles)
8. Upgrade handicap entry
9. Engineering & Certification

COMMENT:

It is considered that Council should call tenders now and due to the tender process and the supply time line for this work to happen during the swimming pool shut down time. To achieve this outcome Council will also need to allow for this expenditure in the 2010/11 budget. A point to keep in mind is the budget figure, if necessary, will be a known, following calling tenders, and not an estimate as is the normal case.

An estimate used for funding purposes is \$770,000.

CONSULTATION:

STATUTORY ENVIRONMENT:	Local Government (Functions & General) Regulations.
POLICY IMPLICATIONS:	There are no known policy implications at this time.
FINANCIAL IMPLICATIONS:	The Sport & Recreation funding is \$321,000 and the Royalties for Regions will need to be allocated. An approach will be made to mining companies for a contribution and will need to be considered in the 2010/11 budget.
STRATEGIC IMPLICATIONS:	There are no known strategic implications at this time.
VOTING REQUIREMENT:	Simple majority
OFFICER RECOMMENDATION	THAT COUNCIL INVITE TENDERS FOR THE STAGE 2 UPGRADE OF THE MULLEWA SWIMMING POOL.
Moved:	<i>J L Freeman</i>
Seconded:	<i>K P Keeffe</i>
COUNCIL DECISION:	THAT COUNCIL INVITE TENDERS FOR THE STAGE 2 UPGRADE OF THE MULLEWA SWIMMING POOL.
	CARRIED 7/0

10.3.2 TENDERS – EFFLUENT SEWER LINE UPGRADE

DATE OF MEETING:	17 th March 2010
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	-
FILE REFERENCE:	111
PREVIOUS MINUTE/S & REFERENCE:	17 February 2010
DATE AND AUTHOR:	12 TH March 2010. Tom Hartman Chief Executive Officer
DISCLOSURE INTEREST:	OF Author has no disclosure of interest.
SUMMARY	Report provides information to Council concerning the tender results for the upgrade of the existing sewer line.
BACKGROUND:	At the February 2010 meeting of Council it was resolved <i>“THAT COUNCIL DELEGATE THE POWER TO THE CHIEF EXECUTIVE OFFICER TO ACCEPT THE MOST ADVANTAGEOUS TENDER FOR THE UPGRADING OF THE EFFLUENT SEWER LINE AS PER THE TENDER DOCUMENTS WITHIN THE BUDGET ESTIMATE OF \$140,516.”</i>
COMMENT:	At the close of tender 9 tenders were received, with a value ranging from \$55,900 to \$228,036. Following the assessment and evaluation of the Tenders, the tender submitted by Tru-Line Excavation & Plumbing was selected for a price of \$55,900. Negotiations have been held with Tru-Line to also complete the 260 metre sewer branch line that connects and picks up the waste from the Hospital and caravan park.
CONSULTATION:	Work will be starting on this project immediately. President Bob Roden
STATUTORY ENVIRONMENT:	Local Government (Functions & General) Regulations.

POLICY IMPLICATIONS:	There are no known policy implications at this time.
FINANCIAL IMPLICATIONS:	Council has allocated \$140,000 in the 2009/2010 budget for this upgrading work.
STRATEGIC IMPLICATIONS:	There are no known strategic implications at this time.
VOTING REQUIREMENT:	Simple majority
OFFICER RECOMMENDATION	THAT COUNCIL NOTE THE INFORMATION IN THIS REPORT.
Moved:	<i>A J Crudeli</i>
Seconded:	<i>M Tierney</i>
COUNCIL DECISION:	THAT COUNCIL NOTE THE INFORMATION IN THIS REPORT. CARRIED 7/0

10.4 FINANCE AND GENERAL PURPOSE

10.4.1 MINOR FEES & CHARGES

DATE OF MEETING:	17 th March 2010
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	-
FILE REFERENCE:	
PREVIOUS MINUTE/S & REFERENCE:	—
DATE AND AUTHOR:	4 th March 2010 - Noelene Holmes, Deputy Chief Executive Officer
DISCLOSURE OF INTEREST:	Author has no disclosure of interest.
SUMMARY	Report lists Fees & Charges for consideration
BACKGROUND:	In accordance with Council's Policy all minor rates, charges, fees and other payments charged by Council are to be reassessed by Council in the March/April of each year for inclusion in the next draft budget.
COMMENT:	The table of fees and charges is attached at APPENDIX A to be considered. Most fees have been increased by 2.1% which is the CPI percentage change for Perth between Dec 08 and Dec 09 according to the Bureau of Statistics.

The admission fees for the Mullewa swimming pool remain unchanged since 2000. The following charges have been obtained as a comparison for Councils reference. Councils direction is sought.

SWIMMING POOL	ADULT	CHILD
Mullewa	2.00	1.50
Three Springs	2.00	1.50
Meekatharra	2.40	1.20
Mt Magnet	2.50	1.50
Morawa	3.00	2.00
Aquarena – Geraldton	4.50	3.50

Consideration has been given to the pricing of the fee where this service is provided within the community.

CONSULTATION: Shires of: Mt Magnet, Morawa, Three Springs, Meekatharra. Geraldton Aquarena.

STATUTORY ENVIRONMENT: Local Government Act 1995 S6.16 – Imposition of Fees & Charges
Local Government Act 1995 S6.17 – Setting the Level of Fees & Charges

POLICY IMPLICATIONS: Policy No. 501.1 - *Minor Fees and Charges*
All minor rates, charges, fees and other payments charged by Council will be reassessed by the Council in the March/April period of each year, for inclusion in the next draft budget.

FINANCIAL IMPLICATIONS: Will assist when preparing the 10/11 budget
STRATEGIC IMPLICATIONS: There are no known strategic implications at this time.

VOTING REQUIREMENT: Simple majority

OFFICER RECOMMENDATION: THAT THE TABLE OF FEES AND CHARGES AS PRESENTED BE CONSIDERED FOR INCLUSION IN THE 2010/2011 DRAFT BUDGET AND;
THAT CONSIDERATION BE GIVEN TO INCREASING THE ADMISSION FEES FOR THE MULLEWA SWIMMING POOL

Moved: *Andrew Messina* **Seconded:** *J L Freeman*

COUNCIL DECISION: **THAT THE TABLE OF FEES AND CHARGES AS PRESENTED BE CONSIDERED FOR INCLUSION IN THE 2010/2011 DRAFT BUDGET AND;
THAT THE ADMISSION FEES FOR THE MULLEWA SWIMMING POOL BE INCREASED TO \$2.50/ ADULT.**

CARRIED 7/0

10.4.2 BUDGET – REVIEW AS AT 31ST DECEMBER 2009

FILE REFERENCE: 206

REPORTING OFFICER: Noelene Holmes – Deputy Chief Executive Officer

DISCLOSURE OF INTEREST: Author has no disclosure of interest

DATE OF REPORT: 4th March 2010

PREVIOUS MINUTE/
REFERENCE:
SUMMARY:

Report addresses requirement to conduct a budget review

BACKGROUND: Local Governments are required to conduct a budget review between 1 January and 31 March each financial year. This is a requirement covered by Regulation 33A of the Local Government (Financial Management) Regulations 1996. The intention of the legislation is to ensure local

governments conduct at least one review between six and nine months into a financial year.

COMMENT:

A review has been conducted as at the end of December 2009 and is presented in the 'Schedule' format at **APPENDIX B** with an explanation regarding the variation. The report reviews the variance between current and year to date figures. Capital items are included on the last page of the attachment. A letter indicates the progress of the item; C = Completed
P = In Progress

The items highlighted in the report do not warrant any change to the current budget. The statement of financial activity dated 31st December 2009 shows the performance and financial position of the Shire of Mullewa to be overall satisfactory in accordance with the 2009/2010 budget. Should Councillors have any queries on the budget review please directed them to me prior to meeting day to allow for an explanation.

Regulation 33A(2) and (3) of the Regulations require that the result of the budget review to be submitted to Council within 30 days of the review. Council is then to consider the local governments financial performance and financial position and determine whether or not to adopt the review, any part of the review or any recommendations made in the review. Regulation 33A(4) states that within 30 days after the Council has made a determination, a copy of the review and determination is to be provided to the Department of Local Government and Regional Development.

CONSULTATION:
STATUTORY
ENVIRONMENT:

Chief Executive Officer

Local Government Act
Financial Management Regulations

33A. Review of budget

(1) Between 1 January and 31 March in each financial year a local government is to carry out a review of its annual budget for that year.

(2A) The review of an annual budget for a financial year must —

(a) consider the local government's financial performance in the period beginning on 1 July and ending no earlier than 31 December in that financial year; and

(b) consider the local government's financial position as at the date of the review; and

(c) review the outcomes for the end of that financial year that are forecast in the budget.

(2) Within 30 days after a review of the annual budget of a local government is carried out it is to be submitted to the council.

(3) A council is to consider a review submitted to it and is to determine* whether or not to adopt the review, any parts of the review or any recommendations made in the review.

(4) Within 30 days after a council has made a determination, a copy of the review and determination is to be provided to the Department.

POLICY
IMPLICATIONS:
FINANCIAL
IMPLICATIONS:
STRATEGIC
IMPLICATIONS:
VOTING REQUIREMENT:

There are no known policy implications at this time.

Review of budget in accordance with regulations.

There are no known strategic implications at this time.

Absolute Majority

**OFFICER
RECOMMENDATION**

THAT THE BUDGET REVIEW CARRIED OUT AS AT THE 31ST DECEMBER 2009 AND AS PRESENTED BE ADOPTED; AND THAT THE DEPARTMENT OF LOCAL GOVERNMENT BE ADVISED IN ACCORDANCE WITH THE REQUIREMENTS OF THE FINANCIAL MANAGEMENT REGULATIONS.

Moved: *Andrew Messina* **Seconded:** *A J Crudeli*

COUNCIL DECISION: **THAT THE BUDGET REVIEW CARRIED OUT AS AT THE 31ST DECEMBER 2009 AND AS PRESENTED BE ADOPTED; AND THAT THE DEPARTMENT OF LOCAL GOVERNMENT BE ADVISED IN ACCORDANCE WITH THE REQUIREMENTS OF THE FINANCIAL MANAGEMENT REGULATIONS.**

CARRIED 7/0

10.4.3 FINANCE REPORT – FEBRUARY 2010

DATE OF MEETING: 17th March 2010
LOCATION/ADDRESS: -
NAME OF APPLICANT: -
FILE REFERENCE: -
PREVIOUS MINUTE/S & REFERENCE: -
DATE AND AUTHOR: 4th March 2010. Noelene Holmes, Deputy Chief Executive Officer

DISCLOSURE OF INTEREST: Author has no disclosure of interest.
SUMMARY Report presents a bank reconciliation of Councils bank accounts.

BACKGROUND: A reconciliation of funds is carried out at end of each month for all of Councils bank accounts. The accounts are reconciled with the general ledger to ascertain accuracy of income and expenditure of the previous month.

COMMENT: **BANK RECONCILIATION**
The Bank Reconciliation for the month of February 2010 is attached at **APPENDIX C**. The CDA account is a Cash Deposit Account where excess Municipal funds are transferred to obtain maximum interest.

CONSULTATION: -
STATUTORY ENVIRONMENT: There are no known statutory implications at this time.
POLICY IMPLICATIONS: There are no known policy implications at this time.
FINANCIAL IMPLICATIONS: There are no known financial implications at this time.
STRATEGIC IMPLICATIONS: There are no known strategic implications at this time.

VOTING REQUIREMENT: Simple majority

OFFICER RECOMMENDATION THAT THE FINANCE REPORT FOR THE PERIOD ENDED 28th FEBRUARY 2010 BE RECEIVED.

Moved: *Andrew J Messina* **Seconded:** *A J Crudeli*

COUNCIL DECISION: **THAT THE FINANCE REPORT FOR THE PERIOD ENDED 28th FEBRUARY 2010 BE RECEIVED.**

CARRIED 7/0

10.4.4 STATEMENT OF FINANCIAL ACTIVITY

DATE OF MEETING:	16 th December 2009
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	-
FILE REFERENCE:	-
PREVIOUS MINUTE/S & REFERENCE:	-
DATE AND AUTHOR:	Noelene Holmes, Deputy Chief Executive Officer
DISCLOSURE OF INTEREST:	Author has no disclosure of interest.
SUMMARY:	
BACKGROUND:	Financial Management Regulation 34 requires a Local Government to prepare a 'Statement of Financial Activity' reporting on the sources and applications of funds on a monthly basis.
COMMENT:	Attached at APPENDIX D is the Statement of Financial Activity for November 2009.
CONSULTATION:	
STATUTORY ENVIRONMENT:	There are no known statutory implications at this time.
POLICY IMPLICATIONS:	There are no known policy implications at this time.
FINANCIAL IMPLICATIONS:	There are no known financial implications at this time.
STRATEGIC IMPLICATIONS:	There are no known strategic implications at this time.
VOTING REQUIREMENT:	Simple majority
OFFICER RECOMMENDATION:	THAT THE STATEMENT OF FINANCIAL ACTIVITY FOR THE MONTH OF NOVEMBER 2009 BE RECEIVED.
Moved:	<i>B I N Thomas</i>
Seconded:	<i>Andrew Messina</i>
COUNCIL DECISION:	THAT THE STATEMENT OF FINANCIAL ACTIVITY FOR THE MONTH OF NOVEMBER 2009 BE RECEIVED.
	CARRIED 7/0

10.4.4 ACCOUNTS FOR PAYMENT FEBRUARY 2010
--

DATE OF MEETING:	17 th March 2010
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	-
FILE REFERENCE:	-
PREVIOUS MINUTE/S & REFERENCE:	-
DATE AND AUTHOR:	4 th March 2010. Noelene Holmes, Deputy Chief Executive Officer
DISCLOSURE OF INTEREST:	Author has no disclosure of interest.
SUMMARY:	The purpose of this report is to provide details of cheques drawn and direct debit entries made to Council's bank account during the month, to be

passed for payment by Council.

BACKGROUND: Clause 11 of the Local Government (Financial Management) Regulations provides that a Local Government shall develop procedures for the authorisation of payments. Clause 12 of the Regulations requires a schedule of cheques drawn to be presented at the next Ordinary Meeting following preparations of the list.

COMMENT: Attached to this report at **APPENDIX D** is a list detailing all cheques drawn and direct debits since the last Council meeting. The summary of the schedule of accounts to be passed for payment totalling \$ 234,906.93 covers the following:

Municipal Account

Cheque No.	10394 – 10420	24,627.75
Electronic Fund Trans	5730 - 5794	130,382.47
Payroll & Fees	Various	78,908.61

Trust Account

Cheque No.	418 - 420	988.10
Total:		234,906.93

CONSULTATION: Nil

STATUTORY ENVIRONMENT: Local Government Act and Regulations

POLICY IMPLICATIONS: There are no known policy implications at this time.

FINANCIAL IMPLICATIONS: There are no known financial implications at this time.

STRATEGIC IMPLICATIONS: There are no known strategic implications at this time.

VOTING REQUIREMENT: Simple majority

OFFICER RECOMMENDATION: THAT THE ACCOUNTS FOR PAYMENT LISTED ON THE SCHEDULE AS PRESENTED BE PASSED FOR PAYMENT.

Municipal Account

Cheque No.	10394 - 10420	24,627.75\$
Electronic Fund Trans	5730 - 5794	130,382.47\$
Payroll & Fees	Various	79908.61\$

Trust Account

Cheque No.	418 - 420	988.10\$
Total:		234,906.93\$

Moved: *J L Freeman* **Seconded:** *A J Crudeli*

COUNCIL DECISION: **THAT THE ACCOUNTS FOR PAYMENT LISTED ON THE SCHEDULE AS PRESENTED BE PASSED FOR PAYMENT.**

Municipal Account

Cheque No.	10394 - 10420	24,627.75\$
Electronic Fund Trans	5730 - 5794	130,382.47\$
Payroll & Fees	Various	79908.61\$

Trust Account

Cheque No.

418 - 420

988.10\$

Total:

234,906.93\$

CARRIED 7/0

SHIRE OF MULLEWA
LIST OF ACCOUNTS DUE AND SUBMITTED TO COUNCIL
17TH MARCH 2010

Chq/EFT	Name	Description	Municipal	Trust	Total
EFT5739	HOT CHILLI SOURCE PTY LTD	RIGGERS GLOVES	-1,232.00		-1,232.00
EFT5740	NINO MESSINA PTY LTD	SUPPLY SAND AND GRAVEL FOR BUSH FIRE TANKS	-8,677.00		-8,677.00
EFT5741	JR & A HERSEY PTY LTD	PICK UP TOOL , XTENDER KIT	-590.59		-590.59
EFT5742	ALLPACK SIGNS	POSTS AND FITTINGS	-1,533.62		-1,533.62
EFT5743	AUSTRAL MERCANTILE COLLECTIONS PTY LTD	RATES RECOVERY	-984.90		-984.90
EFT5744	ALL PARK PRODUCTS	DRINK FOUNTAIN - HEART PARK	-3,454.00		-3,454.00
EFT5745	CENTRAL WEST PUMP SERVICE	PUMP FITTING AND SERVICE	-4,521.00		-4,521.00
EFT5746	CHEFMASTER AUSTRALIA	RUBBISH BAGS	-150.90		-150.90
EFT5747	AUSTRALIA POST	POSTAGE FEBRUARY 2010	-184.70		-184.70
EFT5748	AUSTRALIAN TAXATION OFFICE	FEBRUARY 2010 TAX LIABILITY	-12,974.19		-12,974.19
EFT5749	RELIANCE PETROLEUM	BULK DIESEL AND UNLEADED FUEL	-16,996.94		-16,996.94
EFT5750	AUSTRALIAN SERVICES UNION	PAYROLL DEDUCTIONS	-37.80		-37.80
EFT5751	BUNNINGS BUILDING SUPPLIES PTY LTD	HARDWARE AND FLUID MASTER	-439.80		-439.80
EFT5752	BOC LIMITED	RENT ON CYLINDERS 29.01.10 - 25.02.10	-43.36		-43.36
EFT5753	BRIDGESTONE AUSTRALIA LTD	PUNCTURE REPAIR	-33.00		-33.00
EFT5754	DONNA BYRON	COUNCIL CATERING	-718.00		-718.00
EFT5755	BOLTS R US	SPLIT PIN	-7.77		-7.77
EFT5756	INTERCONTINENTAL PERTH BURSWOOD	ACCOMMODATION - NINO MESSINA	-175.00		-175.00
EFT5757	COVENTRYS	VARIOUS PARTS	-266.81		-266.81
EFT5758	COOPERS CONCRETE PRODUCTS & ROOF TILING	SEPTIC TANK LID	-225.50		-225.50
EFT5759	CJD EQUIPMENT PTY LTD	PIN AND LUBRICANT	-458.39		-458.39
EFT5760	CRUDELIUS AUTO REPAIRS PTY LTD	UNLEADED FUEL AND PARTS	-1,636.66		-1,636.66
EFT5761	CORPORATE EXPRESS	STATIONERY AND TONER	-1,344.10		-1,344.10
EFT5762	CRAMER & NEIL REFRIGERATION	AIR CONDITIONER MAINTENANCE	-866.25		-866.25
EFT5763	CHAMPION BAY TROPHIES	ENGRAVE PENS AND BRIEFCASE	-34.10		-34.10
EFT5764	DEPARTMENT OF TREASURY AND FINANCE	REIMBURSEMENT - DAMAGED LIBRARY BOOKS	-37.40		-37.40
EFT5765	FIRE & EMERGENCY SERVICES AUTHORITY (WA)	ESL REMITTANCE - FEBRUARY 2010	-361.96		-361.96
EFT5766	GERALDTON LOCK & KEY	KEYS AND LOCKS	-366.74		-366.74
EFT5767	VEOLIA ENVIRONMENTAL SERVICES	REFUSE COLLECTION CHARGES	-5,325.80		-5,325.80
EFT5768	GREAT NORTHERN RURAL SERVICES	RETICULATION	-347.30		-347.30
EFT5769	GERALDTON MOWER & REPAIR SPECIALISTS	1 CHAIN	-35.20		-35.20
EFT5770	JR & A HERSEY PTY LTD	UNIFORMS - OUTSIDE STAFF	-2,305.10		-2,305.10
EFT5771	MITCHELL & BROWN	3 IPOD SHUFFLES - HEALTH PROGRAM	-229.00		-229.00
EFT5772	MULLEWA FARM SUPPLIES	VARIOUS PARTS, CHEMICALS AND HARDWARE	-1,133.83		-1,133.83
EFT5773	MULLEWA ENGINEERING SERVICES PTY LTD	FABRICATE LEAN - TOO	-12,464.93		-12,464.93
EFT5774	MIDWEST MOWERS & SMALL ENGINES	LINK LEFT	-48.50		-48.50
EFT5775	MARKET CREATIONS PTY LTD	PUBLIC RELATIONS CONTRACT	-550.00		-550.00
EFT5776	WESTRAC PTY LTD	FILTERS, ELEMENTS, SOS KITS	-1,991.49		-1,991.49
EFT5777	ON HOLD MAGIC PTY LTD	MONTHLY RENTAL FOR JANUARY 2010	-150.30		-150.30

**SHIRE OF MULLEWA
LIST OF ACCOUNTS DUE AND SUBMITTED TO COUNCIL
17TH MARCH 2010**

Chq/EFT	Name	Description	Municipal	Trust	Total
EFT5778	SIGMA CHEMICALS	6 CHLORINE BRIQUETTES	-1,577.40		-1,577.40
EFT5779	SUN CITY PRINT	WINDOW FACE ENVELOPES	-359.00		-359.00
EFT5780	STATEWIDE BEARINGS	CASTER WHEELS	-75.68		-75.68
EFT5781	SHIRE OF MULLEWA STAFF SOCIAL CLUB	PAYROLL DEDUCTIONS	-110.00		-110.00
EFT5782	THURKLES MULLEWA	REFRESHMENTS	-198.68		-198.68
EFT5783	TRADELINK	BAND TAPE, 2 HOLE SAW	-117.56		-117.56
EFT5784	WALTONS GERALDTON	FILTER	-110.97		-110.97
EFT5785	YARRUMBA SERVICE STATION & DELI	CARAVAN PARK COMMISSIONS - FEBRUARY 2010	-34.93		-34.93
EFT5786	GERALDTON INDEPENDENT BUILDING SUPPLIES	1 DOOR AND HINGES	-121.10		-121.10
EFT5787	JULIE HILL	DESIGN OF 2 BANNERS	-260.00		-260.00
EFT5788	LESLEY KING	MOSAIC MESH	-170.00		-170.00
EFT5789	MD ELECTRICAL SERVICES	ELECTRICAL REPAIRS	-517.77		-517.77
EFT5790	PEMCO DIESEL PTY LTD	OIL FILTERS AND AIR FILTERS	-462.55		-462.55
EFT5791	PETER SMITH	RANGER SERVICES FRIDAY MARCH 5	-1,650.00		-1,650.00
EFT5792	AUSSIE TREE SERVICES	TRIM TREES ON KOWALD ROAD	-5,926.47		-5,926.47
EFT5793	SUN CITY PLUMBING	REPLACE GAS H.W.U 8B BURDWOOD TOILET REPAIRS	-1,794.02		-1,794.02
EFT5794	THINK WATER GERALDTON	CLAMPS	-411.84		-411.84
FEE	COMMONWEALTH BANK	BANK FEES	-121.01		-121.01
PAYROLL	COMMONWEALTH BANK	PAYROLL F/E 02.03.2010	-38,659.80		-38,659.80
PAYROLL	COMMONWEALTH BANK	PAYROLL F/E 16.02.2010	-40,127.80		-40,127.80
			<u>-233,918.83</u>	<u>-988.10</u>	<u>-234,906.93</u>

MUNICIPAL ACCOUNT
 CHEQUES
 ELECTRONIC FUND TRANSFERS
 PAYROLL
 BANK FEES
TRUST ACCOUNT
 CHEQUES

10394 - 10420
 EFT5730 - EFT5794
 PAYROLL
 FEES
 418 - 420
TOTAL

-24,627.75
 -130,382.47
 -78,787.60
 -121.01
 -988.10
-234,906.93

10.4.5 STATEMENT OF FINANCIAL ACTIVITY

DATE OF MEETING:	17 TH March 2010
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	-
FILE REFERENCE:	-
PREVIOUS MINUTE/S & REFERENCE:	-
DATE AND AUTHOR:	4 th March 2010. Noelene Holmes, Deputy Chief Executive Officer
DISCLOSURE OF INTEREST:	Author has no disclosure of interest.
SUMMARY:	
BACKGROUND:	Financial Management Regulation 34 requires a Local Government to prepare a 'Statement of Financial Activity' reporting on the sources and applications of funds on a monthly basis.
COMMENT:	Attached at APPENDIX E is the Statement of Financial Activity for February 2010.
CONSULTATION:	
STATUTORY ENVIRONMENT:	There are no known statutory implications at this time.
POLICY IMPLICATIONS:	There are no known policy implications at this time.
FINANCIAL IMPLICATIONS:	There are no known financial implications at this time.
STRATEGIC IMPLICATIONS:	There are no known strategic implications at this time.
VOTING REQUIREMENT:	Simple majority
OFFICER RECOMMENDATION	THAT THE STATEMENT OF FINANCIAL ACTIVITY FOR THE MONTH OF FEBRUARY 2010 BE RECEIVED.
Moved:	<i>J L Freeman</i>
Seconded:	<i>K P Keefe</i>
COUNCIL DECISION:	THAT THE STATEMENT OF FINANCIAL ACTIVITY FOR THE MONTH OF FEBRUARY 2010 BE RECEIVED.

CARRIED 7/0**10.4.6 RECREATION CENTRE DINING ROOM – WAIVING FEES**

DATE OF MEETING:	17 th March 2010
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	OLMC Parish Council
FILE REFERENCE:	-
PREVIOUS MINUTE/S & REFERENCE:	-
DATE AND AUTHOR:	12 th March 2010. Noelene Holmes, Deputy Chief Executive Officer
DISCLOSURE OF INTEREST:	Author has no disclosure of interest.
SUMMARY:	Report requests Council waive the hire fee for the Recreation Centre Dining Room.

BACKGROUND: The attached correspondence at **APPENDIX F** has been received from B. Thomas on behalf of the OLMC Parish Council to conduct the combined service for the "Blessing of the Season".

COMMENT: The request is for the 27th March 2010, between 9.30am and 1.30pm followed by a sausage sizzle.

This event is held annually and is a direct benefit to residents of the area. Normally Council would approve of the use subject to the following conditions:

- Free use will be withdrawn on the confirmation of a booking by a paying hirer.
- The use is limited to the purpose and times stated in the application.
- The area is left clean and tidy at the conclusion of each use, paying particular attention to removing all traces of footprints on the floor. The supply of cleaning materials to be the responsibility of the user.
- All rubbish is removed from the area and disposed of at a suitable location.
- The Council is indemnified in writing for any accident or injury arising from this undertaking. Any accident/incident is to be reported immediately to the Shire office.
- The contribution of the Council to this undertaking is promoted.
- The agreement shall conclude at the end of use on the 27th March 2010.

CONSULTATION:

STATUTORY ENVIRONMENT: There are no known statutory implications at this time.

POLICY IMPLICATIONS: There are no known policy implications at this time.

FINANCIAL IMPLICATIONS: Fee for use of Dining Room \$58.75

STRATEGIC IMPLICATIONS: There are no known strategic implications at this time.

VOTING REQUIREMENT: Simple majority

OFFICER RECOMMENDATION THAT OUR LADY OF MT CARMEL PARISH COUNCIL BE GRANTED FREE USAGE OF THE RECREATION CENTRE FOR CONDUCTING THE COMBINED SERVICE FOR THE "BLESSING OF THE SEASON" ON 27TH MARCH 2010 BETWEEN 9.30AM AND 1.30PM - SUBJECT TO THE FOLLOWING:

- FREE USE WILL BE WITHDRAWN ON THE CONFIRMATION OF A BOOKING BY A PAYING HIRER.
- THE USE IS LIMITED TO THE PURPOSE AND TIMES STATED IN THE APPLICATION – AS ABOVE.
- THE AREA IS LEFT CLEAN AND TIDY AT THE CONCLUSION OF EACH USE, PAYING PARTICULAR ATTENTION TO REMOVING ALL TRACES OF FOOTPRINTS ON THE FLOOR. THE SUPPLY OF CLEANING MATERIALS TO BE THE RESPONSIBILITY OF THE USER.
- ALL RUBBISH IS REMOVED FROM THE AREA AND

- DISPOSED OF AT A SUITABLE LOCATION.
- THE COUNCIL IS INDEMNIFIED IN WRITING FOR ANY ACCIDENT OR INJURY ARISING FROM THIS UNDERTAKING. ANY ACCIDENT/INCIDENT IS TO BE REPORTED IMMEDIATELY TO THE SHIRE OFFICE.
 - THE CONTRIBUTION OF THE COUNCIL TO THIS UNDERTAKING IS PROMOTED.
 - THE AGREEMENT SHALL CONCLUDE AT THE END OF USE ON THE 27TH MARCH 2010.

THAT THE COST OF HIRE BE OFFSET AGAINST INCOME FROM INTEREST EARNED FROM THE MULLEWA COMMUNITY TRUST FUNDS.

Moved: *B I N Thomas* **Seconded:** *J L Freeman*

COUNCIL DECISION: **THAT OUR LADY OF MT CARMEL PARISH COUNCIL BE GRANTED FREE USAGE OF THE RECREATION CENTRE FOR CONDUCTING THE COMBINED SERVICE FOR THE "BLESSING OF THE SEASON" ON 27TH MARCH 2010 BETWEEN 9.30AM AND 1.30PM - SUBJECT TO THE FOLLOWING:**

- **FREE USE WILL BE WITHDRAWN ON THE CONFIRMATION OF A BOOKING BY A PAYING HIRER.**
- **THE USE IS LIMITED TO THE PURPOSE AND TIMES STATED IN THE APPLICATION – AS ABOVE.**
- **THE AREA IS LEFT CLEAN AND TIDY AT THE CONCLUSION OF EACH USE, PAYING PARTICULAR ATTENTION TO REMOVING ALL TRACES OF FOOTPRINTS ON THE FLOOR. THE SUPPLY OF CLEANING MATERIALS TO BE THE RESPONSIBILITY OF THE USER.**
- **ALL RUBBISH IS REMOVED FROM THE AREA AND DISPOSED OF AT A SUITABLE LOCATION.**
- **THE COUNCIL IS INDEMNIFIED IN WRITING FOR ANY ACCIDENT OR INJURY ARISING FROM THIS UNDERTAKING. ANY ACCIDENT/INCIDENT IS TO BE REPORTED IMMEDIATELY TO THE SHIRE OFFICE.**
- **THE CONTRIBUTION OF THE COUNCIL TO THIS UNDERTAKING IS PROMOTED.**
- **THE AGREEMENT SHALL CONCLUDE AT THE END OF USE ON THE 27TH MARCH 2010.**

THAT THE COST OF HIRE BE OFFSET AGAINST INCOME FROM INTEREST EARNED FROM THE MULLEWA COMMUNITY TRUST FUNDS.

CARRIED 7/0

10.5 CHIEF EXECUTIVE OFFICERS REPORT

10.5.1 MATTER LAYING ON THE TABLE - MID WEST REGIONAL COUNCIL - FUTURE

DATE OF MEETING: 17th March 2010
 LOCATION/ADDRESS: -
 NAME OF APPLICANT: -
 FILE REFERENCE: -
 PREVIOUS MINUTE/S & REFERENCE: 18 November 2009, 16 December 2009 (attached)
 17 February 2010

This matter is laying on the table as a result of the following resolution from the meeting held 17th February, 2010

“THAT THE ITEM LAY ON THE TABLE UNTIL MARCH 2010 COUNCIL MEETING”

Council will need to resolve to lift the matter from the table to continue the discussion.

DATE AND AUTHOR: 11 February 2010, Tom Hartman, Chief Executive Officer
 DISCLOSURE OF INTEREST: OF Author has no disclosure of interest.
 SUMMARY Report raises further discussion regarding the future of the Mid West Regional Council

BACKGROUND: At the February 2010 meeting of the MWRC an Elected Member item on its future was on the agenda. The resolution to the item was –

“The Mid West Regional Council elected members discuss the future and possible winding up of the MWRC by agreement of the participants effective June 30, 2010 with their Individual Councils.”

This resolution was carried 4/2.

A copy of the report is attached at **APPENDIX A**.

COMMENT: This matter has been discussed by Council previously and a copy of the minutes of the 2009 November and December meetings are also attached.

CONSULTATION:
 STATUTORY ENVIRONMENT: There are no known statutory implications at this time.
 POLICY IMPLICATIONS: There are no known policy implications at this time.
 FINANCIAL IMPLICATIONS: There are no known financial implications at this time.
 STRATEGIC IMPLICATIONS: There are no known strategic implications at this time.
 VOTING REQUIREMENT: Simple majority

OFFICER RECOMMENDATION THAT COUNCIL DISCUSS THIS MATTER

Cr A J Crudeli left the meeting 2.21 – 2.22pm

Moved: *B I N Thomas* **Seconded:** *K P Keefe*

COUNCIL DECISION: THAT COUNCIL DISCUSS THIS MATTER

CARRIED 6/0

Moved: *J L Freeman* **Seconded:** *K P Keefe*

COUNCIL DECISION: THAT COUNCIL SUPPORT THE WINDING UP OF THE MID WEST REGIONAL COUNCIL BY THE AGREEMENT OF THE PARTICIPANTS EFFECTIVE JUNE 30, 2010

LOST 2/5

Cr A J Crudeli left the meeting 2.30 - 2.32pm

Moved: *Antonino J Messina* **Seconded:** *J L Freeman*

COUNCIL DECISION: THAT THE ITEM LAY ON THE TABLE UNTIL MARCH 2010 COUNCIL MEETING

CARRIED 7/0

OFFICER RECOMMENDATION THAT COUNCIL RESOLVE TO LIFT THE MATTER FROM THE TABLE TO CONTINUE THE DISCUSSION.

Moved: *B I N Thomas* **Seconded:** *Andrew Messina*

COUNCIL DECISION: THAT COUNCIL RESOLVE TO LIFT THE MATTER FROM THE TABLE TO CONTINUE THE DISCUSSION.

CARRIED 7/0

Moved: *B I N Thomas* **Seconded:** *A J Crudeli*

COUNCIL DECISION: THAT THE ITEM LAY ON THE TABLE INDEFINATELY.

CARRIED 7/0

10.5.2 PERFORMANCE REVIEW ON CHIEF EXECUTIVE OFFICER

DATE OF MEETING: 17th March 2010
LOCATION/ADDRESS: -
NAME OF APPLICANT: -
FILE REFERENCE: -

PREVIOUS MINUTE/S & REFERENCE: 26 March, 2008, 18 March 2009
DATE AND AUTHOR: 4th March 2010 – Tom Hartman, Chief Executive Officer
DISCLOSURE OF INTEREST: OF Author has no disclosure of interest.
SUMMARY: Report raises matter that requires the performance of the CEO to be reviewed as required by Section 5.38 of the Local Government Act.
BACKGROUND: Section 5.38 of the Local Government Act states:

5.38. Annual review of certain employees' performances

The performance of each employee who is employed for a term of more than one year, including the CEO and each senior employee, is to be reviewed at least once in relation to every year of the employment.

Section 5.39 of the Local Government Act states, amongst other matters:

5.39. Contracts for CEO's and senior employees

(2) A contract under this section -

(b) there are specified in the contract performance criteria for the purpose of reviewing the person's performance;

My employment contract provides the following information as required by the Local Government Act, Section 5.39 (2) (b) –

1. PERFORMANCE CRITERIA

The following performance criteria applies to this contract:

- *Provide accurate and timely advice to council;*
- *Work in collaboration with council;*
- *Provide innovative and visionary leadership;*
- *Establishes effective networks;*
- *Maintains a work environment that facilitates the development of people and encourages them to perform at a high level;*
- *Ensure the effective and accountable application of financial and physical resources;*
- *Develops and implements change management strategies to enhance service delivery;*
- *Initiates the development, implementation and review of effective policies.*

These performance criteria may be varied and any other criteria may be included by agreement between the parties at any time during the term of this contract.

Regulation 18D, Local Government (Administration) Regulations 2696 states-

18D. Local government to consider performance review on CEO

A local government is to consider each review on the performance of the CEO carried out under section 5.38 and is to accept the review, with or without modification, or to reject the review.

Clause 12.2 of my contract with Council states-

12.2 Salary (Cash Component)

12.2.1 The remuneration package referred to in subclause 12.1 shall be reviewed annually by Council with consideration given to the CPI index and award provisions. A review shall not result

in a decrease in the remuneration package.

COMMENT: I have attached a proforma that should assist Councillors to undertake that part of the review relating to performance. A separate copy will be provided to conduct the review if Council accepts the proforma.

The performance measures, in the proforma, are those that are listed in my contract of employment and have been copied above in the background. Following last years review there were no requests from Councillors to vary the performance criteria.

Generally these are returned to the President, collated and submitted, with the results of any remuneration negotiations, back to Council for acceptance, with or without modification, or to reject the review.

Council will need to consider how the review will be arranged following the return of the performance proforma, as the results should be discussed along with the remuneration package prior to submitting to full Council. Council may need to consider selecting a review "Panel" to report back to the April meeting.

CONSULTATION:

STATUTORY ENVIRONMENT:

Local Government Act, Section 5.38
Local Government Act, Section 5.39
Local Government (Administration) Regulations

POLICY IMPLICATIONS:
FINANCIAL IMPLICATIONS:
STRATEGIC IMPLICATIONS:

There are no known policy implications at this time.
There are no known financial implications at this time.
There are no known strategic implications at this time.

VOTING REQUIREMENT:

Simple majority

OFFICER RECOMMENDATION

- THAT COUNCIL ASSESS THE PERFORMANCE OF THE CEO BY WAY OF THE ESTABLISHED PROFORMA, RETURN COMPLETED FORM TO THE PRESIDENT AND CONSIDER THE REVIEW PROCESS AND REPORT BACK TO THE APRIL MEETING OF COUNCIL.
- THAT A PANEL, CALLED "THE PERFORMANCE REVIEW PANEL" BE ESTABLISHED FOR THE PURPOSE OF REVIEWING THE PERFORMANCE OF THE CEO AND TO MAKE RECOMMENDATIONS TO COUNCIL AT THE APRIL MEETING. THE COMMITTEE SHALL CONSIST OF PRESIDENT, DEPUTY PRESIDENT, CRAND CR

Moved:

B I N Thomas

Seconded:

J L Freeman

COUNCIL DECISION:

- **THAT COUNCIL ASSESS THE PERFORMANCE OF THE CEO BY WAY OF THE ESTABLISHED PROFORMA, RETURN COMPLETED FORM TO THE PRESIDENT AND CONSIDER THE REVIEW PROCESS AND REPORT BACK TO THE APRIL MEETING OF COUNCIL.**
- **THAT A PANEL, CALLED "THE PERFORMANCE REVIEW PANEL" BE ESTABLISHED FOR THE PURPOSE OF REVIEWING**

**THE PERFORMANCE OF THE CEO AND TO MAKE
RECOMMENDATIONS TO COUNCIL AT THE APRIL MEETING.
THE COMMITTEE SHALL CONSIST OF PRESIDENT, DEPUTY
PRESIDENT, AND AVAILABLE COUNCILLOR MEMBERS**

CARRIED 7/0

2.05-2.06pm Councillor Tierney left the meeting

10.5.3 BUSH FIRE CONTROL OFFICER – APPOINTMENT OF
--

DATE OF MEETING:	17 th March 2010
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	
FILE REFERENCE:	401
PREVIOUS MINUTE/S & REFERENCE:	
DATE AND AUTHOR:	9 th March 2010 - Tom Hartman, Chief Executive Officer
DISCLOSURE INTEREST:	OF Author has no disclosure of interest.
SUMMARY	Report requests confirmation of appointment of Fire Control Officer
BACKGROUND:	Andrew Thomas gave notice, many months ago, that he wished to resign as Fire Control Officer for Pindar Brigade. He indicated at the time that he would stay on until the position could be filled by a person in the area who would agree to complete the appropriate training.
COMMENT:	Zac Grima agreed to take on the position and has attended and gained the necessary training for a Fire Control Officer.
CONSULTATION:	Andrew Thomas
STATUTORY ENVIRONMENT: POLICY IMPLICATIONS:	Bush Fires Act <i>FIRE CONTROL OFFICERS - APPOINTMENT OF</i> <ul style="list-style-type: none"> • A fire control officer will not be appointed until such time as the nominated person has completed and passed the necessary training to take up the role of a Fire Control Officer.
FINANCIAL IMPLICATIONS:	There are no known financial implications at this time.
STRATEGIC IMPLICATIONS:	There are no known strategic implications at this time.
VOTING REQUIREMENT:	Simple majority
OFFICER RECOMMENDATION	THAT ZAC GRIMA BE APPOINTED FIRE CONTROL OFFICER FOR THE PINDAR BUSH FIRE BRIGADE; AND THAT THE APPOINTMENT OF ANDREW THOMAS BE CANCELLED.
Moved:	<i>B I N Thomas</i> Seconded: <i>M Tierney</i>
COUNCIL DECISION:	THAT ZAC GRIMA BE APPOINTED FIRE CONTROL OFFICER FOR THE PINDAR BUSH FIRE BRIGADE; AND

**THAT THE APPOINTMENT OF ANDREW THOMAS BE CANCELLED.
CARRIED 7/0**

10.5.4 BUSH FIRE GROUP – MEETING OF
--

DATE OF MEETING:	17 th March 2010
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	-
FILE REFERENCE:	401
PREVIOUS MINUTE/S & REFERENCE:	16 September 2009
DATE AND AUTHOR:	8 March 2010 – Tom Hartman, Chief Executive Officer
DISCLOSURE OF INTEREST:	Deputy Chief Bush Fire Control Officer.
SUMMARY	Report submits Bush Fire Group recommendations for adoption.
BACKGROUND:	The Mullewa Bushfire Group met on Friday, 5 th March, and has provided a set of minutes with recommendations to Council.
COMMENT:	Attached at APPENDIX B is a copy of the minutes of the Group meeting for adoption. The Group voted to recommend the restriction on Sunday harvesting following the last SUNDAY prior to Christmas. The reasons cited were that harvesting in the area is generally completed by Christmas and many farmers leave the area for the annual break. Part of the Groups recommendation will require an alteration to Councils policy on Harvesting (below) The policy would be amended as follows: 309 HARVESTING Harvesting during the Restricted and Prohibited Burning Times is prohibited on Christmas Day, Boxing Day, New Years Day, any other Public Holidays, and any days gazetted as Public Holidays, and Sundays following the last Sunday prior to Christmas (except where an appropriate permit is issued by a Fire Control Officer), unless Council specifically determines otherwise.
CONSULTATION:	-
STATUTORY ENVIRONMENT:	Bush Fires Act 1954
POLICY IMPLICATIONS:	309 - Harvesting
FINANCIAL IMPLICATIONS:	There are no known financial implications at this time.
STRATEGIC IMPLICATIONS:	There are no known strategic implications at this time.
VOTING REQUIREMENT:	Simple Majority
OFFICER	THAT THE MINUTES OF THE MULLEWA BUSHFIRE GROUP

- RECOMMENDATION MEETING HELD ON TUESDAY, 8th SEPTEMBER 2009, BE RECEIVED AND THE FOLLOWING RECOMMENDATIONS ADOPTED –
- CALM to be approached to supply the tanks to the Northern areas of the Shire. The CEO to approach Mt Gibson to support fire fighting incidents which occur in that area.
 - Volunteers attending fires are required to wear protective clothing. Article to be placed in the Mullewa Mail about the importance of this protection.
 - It is recommended to Council to appoint Zac Grima as Fire Control Officer for Pindar.
 - A Thankyou letter to be sent to Andrew Thomas for his time and dedication as a Fire Control Officer for Pindar.
 - Sunday harvesting be restricted following the last Sunday before Christmas.
 - Extra Fire Truck to remain stationed at Bindu and is on call to attend fires subject to the authority of the CBFCO and in his absence the CEO/DBFCO.

THAT COUNCILS POLICY 309 BE AMENDED BY ADDING “AND SUNDAYS FOLLOWING THE LAST SUNDAY PRIOR TO CHRISTMAS

Moved: *A J Crudeli* **Seconded:** *Andrew Messina*

- COUNCIL DECISION: **THAT THE MINUTES OF THE MULLEWA BUSHFIRE GROUP MEETING HELD ON TUESDAY, 8th SEPTEMBER 2009, BE RECEIVED AND THE FOLLOWING RECOMMENDATIONS ADOPTED –**
- **CALM to be approached to supply the tanks to the Northern areas of the Shire. The CEO to approach Mt Gibson to support fire fighting incidents which occur in that area.**
 - **Volunteers attending fires are required to wear protective clothing. Article to be placed in the Mullewa Mail about the importance of this protection.**
 - **It is recommended to Council to appoint Zac Grima as Fire Control Officer for Pindar.**
 - **A Thankyou letter to be sent to Andrew Thomas for his time and dedication as a Fire Control Officer for Pindar.**
 - **Sunday harvesting be restricted following the last Sunday before Christmas.**
 - **Extra Fire Truck to remain stationed at Bindu and is on call to attend fires subject to the authority of the CBFCO and in his absence the CEO/DBFCO.**

THAT COUNCILS POLICY 309 BE AMENDED BY ADDING “AND SUNDAYS FOLLOWING THE LAST SUNDAY PRIOR TO CHRISTMAS.

CARRIED 7/0

2.13- 2.15pm- CEO left the meeting

10.5.5 LOCAL GOVERNMENT REFORM - UPDATE
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DATE OF MEETING:	17 th March 2010
LOCATION/ADDRESS:	
NAME OF APPLICANT:	
FILE REFERENCE:	
PREVIOUS MINUTE/S & REFERENCE:	18 February 2009, 18 March, 2009, 22 April 2009, 20 May 2009, 17 June 2009, 19 th August 2009, 17 February 2010.
DATE AND AUTHOR:	11 March 2010, Tom Hartman, Chief Executive Officer
DISCLOSURE OF INTEREST:	Author has no disclosure of interest.
SUMMARY	Report updates Council on the progress in the Local Government Reform process, and recommends supporting amendments to the MOU.
BACKGROUND:	Following the first meeting (Minutes ATTACHED) of the Joint Structural Reform Transitional Arrangements Committee in Geraldton on Thursday, 11 th February 2010, a major change has developed in the reform process. Unfortunately representatives from the Shire of Chapman Valley have advised that they wish to postpone discussions with the City and the Shire of Mullewa. The postponement has not been embraced by the Joint Structural Transitional Arrangements Committee.
COMMENT:	<p>A further meeting (Minutes ATTACHED) of the Joint Structural Reform Transitional Arrangements Committee was held in Mullewa on Friday February 26 whereby it was agreed by the committee to continue with the reform process without the Shire of Chapman Valley and have the MOU amended and to be submitted to both the City and the Shire of Mullewa.</p> <p>At the meeting a media statement was developed and circulated to the various outlets. The media statement is ATTACHED</p> <p>On Thursday, 11th March, 2010, the Joint Structural Reform Transitional Arrangements Committee met again to finalise the MOU prior to submitting to the individual Councils for endorsement. The amended MOU is ATTACHED</p> <p>A report is being compiled by the City of Geraldton-Greenough and will be tabled at the meeting. The report will contain explanations regarding the changes to the MOU.</p>
CONSULTATION:	
STATUTORY ENVIRONMENT:	There are no known statutory implications at this time.
POLICY IMPLICATIONS:	There are no known policy implications at this time.
FINANCIAL IMPLICATIONS:	There are no known financial implications at this time.
STRATEGIC IMPLICATIONS:	There are no known strategic implications at this time.
VOTING REQUIREMENT:	Absolute majority
OFFICER RECOMMENDATION	THAT COUNCIL SUPPORTS THE CHANGES TO THE REFORM MOU, DUE TO THE WITHDRAWAL OF THE SHIRE OF CHAPMAN VALLEY

FROM THE JOINT STRUCTURAL REFORM TRANSITIONARY ARRANGEMENTS COMMITTEE AND ENDORSES THE MOU TO BE SUBMITTED TO THE WA ADVISORY BOARD.

Moved: *Andrew Messina* **Seconded:** *A J Crudeli*

COUNCIL DECISION: **THAT COUNCIL SUPPORTS THE CHANGES TO THE REFORM MOU, DUE TO THE WITHDRAWAL OF THE SHIRE OF CHAPMAN VALLEY FROM THE JOINT STRUCTURAL REFORM TRANSITIONARY ARRANGEMENTS COMMITTEE AND ENDORSES THE MOU TO BE SUBMITTED TO THE WA ADVISORY BOARD.**

CARRIED 7/0

Moved: *J L Freeman* **Seconded:** *Andrew Messina*

COUNCIL DECISION: **THAT THE COUNCIL, BY ABSOLUTE MAJORITY, PURSUANT OF THE S5.8 AND DIVISION 8 OF THE LOCAL GOVERNMENT ACT 1995 (AS AMENDED) RESOLVES TO:**

- 1. NOTE the unilateral withdrawal of the Shire of Chapman Valley to the voluntary merger process as defined in the Memorandum of Understanding (signed on the 26 November 2009);**
- 2. ADOPTS the amended Memorandum of Understanding as attached, with an additional change to b (ii), k (ii) & k (iii) from one (1) councillor to two (2) councillors respectively.**
- 3. AMENDS the membership of the Joint Structural Reform Transitional Arrangement Committee to reflect the removal of the representatives of the Shire of Chapman Valley;**
- 4. REFERS the amended structural reform proposal to the Local Government Advisory Board for their urgent consideration; and**
- 5. ADVISE the Minister for Local Government of the determination**

CARRIED BY ABSOLUTE 7/0

0210.13 CLOSURE OF MEETING
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The President closed the meeting at 2.55pm.

These minutes were confirmed at a meeting on 17th March 2010:

Signed:

A J Messina, President

Date: