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MINUTES OF THE ORDINARY MEETING OF THE SHIRE OF MULLEWA HELD IN THE COUNCIL CHAMBERS ON WEDNESDAY 15 JUNE 2005.**0605.01 DECLARATION OF OPENING/ANNOUNCEMENTS OF VISITORS:**

1:07pm The President declared the meeting open.

0605.02 RECORD OF ATTENDANCE/APOLOGIES/APPROVED LEAVE OF ABSENCE**PRESENT:**

Councillor A J Messina – President	(West Ward)
Councillor B I N Thomas – Deputy President	(East Ward)
Councillor G M Steele	(South Ward)
Councillor J L Freeman	(Central Ward)
Councillor M D Tierney	(Central Ward)
Councillor M Kerkmans	(East Ward)
Councillor L A Panting	(Central Ward)
Councillor L J Wainwright (2:58pm)	(Central Ward)
Councillor N D Johnstone	(South Ward)

OFFICERS:

Mr G S Wilks - Chief Executive Officer
Ms N J Holmes – Deputy Chief Executive Officer

APOLOGIES:

Nil

LEAVE OF ABSENCE:

Nil

VISITORS:

Ms Jessica Healy – Teacher and Matt Morrissey and Nicholas McKenna – Students of Our Lady of Mount Carmel Catholic School.

0605.03 RESPONSE TO PREVIOUS PUBLIC QUESTION STAKEN ON NOTICE:

Nil

0605.04 PUBLIC QUESTION TIME:

The President opened the meeting for public questions. The following questions were received:

0605.05 OUR LADY OF MOUNT CARMEL CONVENT SCHOOL STUDENT COUNCIL MEETING – SUGGESTIONS/REQUESTS ARISING FROM

More playgrounds and equipment – the visitors were asked to get a general consensus of what particular items of equipment would be appropriate.

More resources for the library – particularly books and videos for Year 2-3

1:10pm Jan Wilks – Finance Officer entered the meeting

1:11pm Jan Wilks – Left the meeting.

Cr Freeman to liaise with DCEO regarding book stock allocations.

More activities to be organised at the Recreation Centre – The CEO advised that the Youth Activities Officer will be approached to co-ordinate some activities at the Rec Centre. There would also be an expectation for some parental participation.

Investigate ditch near Recreation Centre – Matt Morrissey to identify ditch and report back to the CEO.

Formation of a Motor Bike Club – The President advised that this was not a Council function and that there is an area near the rubbish tip that is utilised by people with motor bikes on a casual basis.

Formation of a Cricket Club – The visitors were advised that this would be a sport that should be organised by parents.

Area at Recreation Centre (BMX Track) – Requested to have the track reinstated. The visitors were asked to design a plan and to gauge interest in a track being located at the Youth Centre.

Other items requested were:

- Knock down the old houses and build new ones
- Clean up the roads.
- Upgrade the hospital.

1:23pm the CEO escorted the visitors from the meeting.

0605.06 APPLICATION FOR LEAVE OF ABSENCE

Nil.

0605.07 BUSINESS ARISING FROM THE MINUTESCorrection to Minute No. 0505.16: Annual Building Inspection – Report of

Replace the word 'residents' with 'residence'

Minute No. 0505.24: Kembla Community Zoo – Maintenance of

Date of meeting to be advised.

Minute No. 0505.28: Voluntary Liquor Agreement – Resigning of

The CEO advised that he was seeking a community representative to sign the agreement.

1:40pm Jan Wilks – Finance Officer entered the meeting
 1:40pm Cr Johnstone left the meeting
 1:40pm Jan Wilks left the meeting
 1:42pm Cr Johnstone returned to the meeting.

0605.08 CONFIRMATION OF MINUTES OF THE PREVIOUS MEETING

Moved: *J L Freeman* **Seconded:** *G M Steele*

COUNCIL DECISION: **That the minutes of the Ordinary Meeting of Council held on 18 May 2005, as printed, be confirmed.**

CARRIED 8/0

0605.09 REPORT OF COMMITTEES AND MEMBERS

1:45pm Graham Wilks, Chief Executive Officer left the meeting.

0605.10 MULLEWA TOURIST PROMOTION COMMITTEE

Moved: *L A Panting* **Seconded:** *B I N Thomas*

COUNCIL DECISION: **That the minutes of the Tourist Promotion Committee held on 6 June 2005, as printed, be confirmed.**

CARRIED 8/0

1:46pm Graham Wilks, Chief Executive Officer entered the meeting.
 1:46pm Trevor Brandy, Environmental Health & Building Officer entered the meeting.

arrangement, as well as opening dialogue with the Australia Medical Association to determine its interest in supporting the Mullewa community in either securing or providing General Practitioner Services.

CARRIED 8/0

0605.15 SUBDIVISION APPLICATION – LOT 51 DEVILS CREEK

Moved: *G M Steele*

Seconded: *J L Freeman*

COUNCIL DECISION: That the Mullewa Shire Council cause to be prepared a policy under its Interim Development Order No. 10 to allow for the creation of homestead lots generally throughout the district of the Shire of Mullewa, in accordance with its previous determination with respect to the creation of such lots and having regard to the West Australian Planning Commissions policy statement 3.4

CARRIED 8/0

0605.16 WORKS, PLANTS, PARKS & GARDENS

0605.17 AUTHORITIES - STAFF

Moved: *L A Panting*

Seconded: *N D Johnstone*

COUNCIL DECISION: That Mr Daryl Wesley Park be appointed an authorised officer and a registration officer under the Dog Act 1976 on behalf of the Mullewa Shire Council and be registered on the Corporate Firearm Licence.

CARRIED 8/0

0605.18 PIPELINE CORRIDOR – INFORMATION ON

Moved: *M Kerkmans*

Seconded: *N D Johnstone*

COUNCIL DECISION: That MGM Pipelines Proprietary Ltd be advised that at this time consent will not be given to entering, using or occupying any land under the care or control of this local government for the purpose of determination of an appropriate for the Geraldton Pipeline Corridor study.

CARRIED 8/0

0605.19 ZONE CONTROL AUTHORITY – ANNUAL REVIEW**Moved:** *L A Panting* **Seconded:****COUNCIL DECISION:** **That Cr Michael Kerkmans be nominated for a position on the Geraldton Zone Control Authority.****CARRIED 8/0****0605.20** YOUTH SERVICES BUS – USE OF

2:12pm Cr Freeman declared an impartial interest as an employee of OLMC and left the meeting.

2:12pm Cr Steele declared an impartial interest as being a member of OLMC P & F and left the meeting

Moved: *B I N Thomas* **Seconded:** *L A Panting***COUNCIL DECISION:** **That the action of the Chief Executive Officer in approving the use of the Mullewa Youth Services by Our Lady of Mt Carmel School, Parents & Friends Association from 7:00pm to 12(midnight) on Friday 17 June 2005 for the purpose of transportation of guests from the Mullewa Townsite to the Mullewa Golf Club and return as part of the program for its annual quiz night is ratified.****CARRIED 6/0**

2:13pm Crs Freeman and Steele returned to the meeting.

0605.21 PLANT REPLACEMENT – PROGRAM OF**Moved:** *N D Johnstone* **Seconded:** *G M Steele***COUNCIL DECISION:** **That:**

- **The 2005/2006 Plant Replacement Program be adopted, and**
- **The Chief Executive Officer is authorised to give effect to plant purchases subject to the following:**
 - **Light vehicles to be changed over at any time in accordance with programming requirements**
 - **Satisfaction of the requirements of the Local Government Act 1995 with respect to tendering, and**
 - **Prior budgetary approval or other Council authority.**

CARRIED 8/0

0605.22 FINANCE & GENERAL PURPOSE**0605.23 CODE OF CONDUCT – REVIEW OF**

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

COUNCIL DECISION: **That the Code of Conduct as adopted by the Mullewa Shire Council, having been reviewed is considered appropriate for the needs of the organisation and no changes are currently proposed.**

CARRIED 8/0

0605.24 WORKS, PLANTS, PARKS & GARDENS

2:48pm Bob Roden, Works Supervisor entered the meeting

0605.25 WORKS SUPERVISORS REPORT

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

COUNCIL DECISION: **That the Works Supervisor's report, including the Parks and Gardens report, for the month of May 2005 be received.**

CARRIED 8/0

0605.26 PLANT REPORT

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

COUNCIL DECISION: **That the Plant Mechanic's report be received.**

CARRIED 8/0

2:58pm Cr Wainwright entered the meeting.

Cr Steele - Enquired as to the formation of Moore Road. The Works Supervisor explained the method and why the road was formed the way it is.

Cr Tierney - Advised that there are two washouts on the way to the Mt Gibson mine site.

Cr Kerkmans - Bush on side of roads is of concern.

Cr Messina - Rain is causing the side of roads on the school bus route to erode.

0605.30	2005/06 EMERGENCY SERVICES LEVY CAPITAL AND OPERATING GRANTS – ADVICE OF
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Moved: *N D Johnstone***Seconded:** *J L Freeman*

COUNCIL DECISION: That the Fire and Emergency Services Authority of Western Australia be advised that:

- The operating grant 2005/2006 amounting to the sum of \$32,000.00 is gratefully received, and
- That objection is made to the capital allocation of a 2.4 rural tanker to the Mullewa Central Brigade and the loss of the current 3.4R tanker, and the lack of acknowledgement of the need for additional rural units with garaging within this Shire.

CARRIED 9/0

0605.31	REGIONAL LOCAL GOVERNMENT – CONSIDERATION OF
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Moved: *B I N Thomas***Seconded:** *N D Johnstone*

COUNCIL DECISION: That the Mullewa Shire Council supports the establishment of a Regional Local Government from member Councils within the area of membership of the North Midlands Voluntary Regional Organisation of Councils in accordance with the following:-

- The Council as a member of the NMVROC agrees to participate in the formation of a regional local government and authorises:
 - its officers to assist in the preparation of an establishment agreement, and
 - to allocate funds to finance the preparation of the establishment agreement.
- The Shire President is appointed to be a member of the regional council,
- The term of the appointment shall be two years,
- The Deputy Shire President shall be the deputy member for the regional councillor, and may act in the members stead in the absence of the member,
- The NMRC organisation structure be acknowledged as an interim model which is to be reviewed after the completion of a regional strategic planning process,
- The Council agrees to pay an equal annual financial contribution to the regional council for a minimum of four years commencing from 2005-2006,
- The annual contribution to be paid by the Council shall be no more than \$20,000, and

0605.35 NATIVE TITLE APPLICATION WAD6002/04 – ADVICE OF**Moved:** *B I N Thomas* **Seconded:** *L A Panting***COUNCIL DECISION:** **That the Mullewa Shire Council become an interested party to the application lodged by Mr Raymond Dann and others (WAD6002/04) and include as the advice that the Councils interest relates to:**

- **Impact upon reserves and other public lands under its care and control,**
- **Advocacy on behalf of pastoral interest within the Municipality, and**
- **Representation as an authoritative view of the Mullewa Community which may not be represented by other parties of the claimants.**

CARRIED 9/0**0605.36** NATIVE TITLE APPLICATION WAD286/04 – ADVICE OF**Moved:** *G M Steele* **Seconded:** *N D Johnstone***COUNCIL DECISION:** **That the Mullewa Shire Council become an interested party to the application lodge by Mr Trevor Phillips and others (WAD286/04) and include as the advice that the Councils interest relates to**

- **Impact upon reserves and other public lands under its care and control,**
- **Advocacy on behalf of pastoral interest within the Municipality, and**
- **Representation as an authoritative view of the Mullewa Community which may not be represented by other parties of the claimants.**

CARRIED 9/0**0605.37** ONLINE LICENSING AGREEMENT – RENEWAL OF4:15pm Cr Johnstone left the meeting
4:16pm Cr Johnstone returned to the meeting**Moved:** *B I N Thomas* **Seconded:** *N D Johnstone***COUNCIL DECISION:** **That the Department of Planning and Infrastructure be advised that the Mullewa Shire Council does not intend at this time to sign the extension of contract for the provision of an online licensing and**

23 June 2005	broadcast – Telecentre – 10:30am ADP management group meeting – Mullewa – 11:00am
30 June 2005	Local Government Superannuation plan visit – Mullewa – 7:30am
3-5 July 2005	National local roads and transport congress – Tasmania
6 July 2005	Meet the president – Mullewa – 9:00am

CARRIED 9/0

0605.41	ACCOUNTS FOR PAYMENT AND SPECIAL PAYMENT
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Moved: *B I N Thomas* **Seconded:** *L J Wainwright*

COUNCIL DECISION: **That the accounts for payments as presented be passed for payment.**

CARRIED 9/0

0605.42	DELEGATED AUTHORITY
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Moved: *J L Freeman* **Seconded:** *B I N Thomas*

COUNCIL DECISION: **That the exercise of delegated authority by the Shire President and Chief Executive Officer entered into on 1 June 2005 is endorsed.**

CARRIED 9/0

0605.43	GENERAL BUSINESS
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0605.44	ABORIGINAL HOUSING – PROVISION OF
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Cr Tierney Enquired as to the hearsay of the provision of Aboriginal Housing. The CEO advised that MRAC had submitted preliminary plans to the EHO.

0605.45	TREES FALLEN ON VACANT BLOCK
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Cr Wainwright Advised that trees had fallen over on the vacant block near the doctors surgery.

0605.46 CLOSURE OF MEETING

The President closed the meeting at 4:59pm.

These minutes were confirmed at a meeting on 20 July 2005

Signed:

A J Messina, President

Date: 20 July 2005