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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 VISIT	ORS:	
1:07pm	The President de	clared the meeting open.		
0605.02	RECORD OF ABSENCE	ATTENDANCE/APOLOGIES/APPROVED	LEAVE	OF

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:
	11201 01102 10 1 11211000 1 02210 402011011 017111211 01111011021

Nil

0605.04 PUBLIC QUESTION TIME:

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

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 his 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 MINUTES

Correction 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 COMM	VITTEES VND	MEMBEDS

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.

0605.11 HEALTH, BUILDING & TOWN PLANNING

Mr Trevor Brandy gave the Council a spiel on the procedures required to resolve the dilapidated housing issues in Mullewa. The CEO informed Council of the progress that has been taken to date on various dilapidated houses.

2:02pm Trevor Brandy, Environmental Health & Building Officer left the meeting.

0605.12 RURAL STREET ADDRESSING

Moved: J L Freeman Seconded: L A Panting

COUNCIL DECISION: That:

- The Shire of Mullewa participates in the rural addressing program and advises the Department of Land Administration accordingly.
- The local community clubs or sporting groups be approached to install the Rural Street Address numbers for a monetary reward with the Shire supplying materials, plant and equipment. Failing the assistance of such a group, Shire employees to be utilised to install the Rural Street Address numbers; and
- Provision be made in the 2005/2006 budget for the installation of Rural Street Address numbers.

CARRIED 8/0

0605.13 REGISTER OF HERITAGE PLACES – COMMENT ON

Moved: G M Steele Seconded: B I N Thomas

COUNCIL DECISION: That the Mullewa Shire Council has no comment it wishes to make

nor does it wish to attend a meeting of the Register Committee of the Heritage Council at which the permanent registration of the

Pindar Garage Buildings is to be considered.

CARRIED 8/0

0605.14 MEDICAL PRACTITIONER – SERVICE OF

Moved: BIN Thomas Seconded: N D Johnstone

COUNCIL DECISION: That the Chief Executive Officer seek to establish from Doctors

Stuart Adamson and Ron Hutchinson their interest in the provision of medical services to the Mullewa community under a partnership

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

YOUTH SERVICES BUS – USE OF
 2:12pm Cr Freeman declared an impartial interest as an employee of OLMC and left the meeting.
 Cr Steele declared an impartial interest as being a member of OLMC P & F and left the meeting

Moved: BIN Thomas Seconded: LA 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

0005 00	FINIANICE O	CENEDAL	DUDDOCE
0605.22	FINANCE &	GENERAL	PURPUSE

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.

Cr Steele - Enquired as to the state of the sand seal surface at the cutting.

3:06pm Jan Wilks, Financial Officer – entered the meeting. 3:06pm Jan Wilks, Financial Officer – left the meeting

MEETING ADJOURNED FROM 3:07PM - 3:30PM

0605.27 MEETING RECONVENED

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 (Central Ward) Councillor N D Johnstone (South Ward)

OFFICERS:

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

0605.28 FINANCE REPORT 31st MAY 2005

Moved: N D Johnstone Seconded: L J Wainwright

council decision: That the Finance Report for the period ended 31st May 2005 be

received.

CARRIED 9/0

0605.29 REGIONAL TOURISM BROCHURE – CONTRIBUTION TOWARDS

Moved: BIN Thomas Seconded: LA Panting

COUNCIL DECISION: That subject to the support of the Mullewa Tourist and Promotion

Committee a contribution of \$3,000.00 be made to the reprint of the Wildflower Country Regional Tourism brochure, provided where

possible corrections to the initial publication can be made.

CARRIED 9/0

0605.30	2005/06	EMERGENCY	SERVICES	LEVY	CAPITAL	AND	OPERATING	ı
	GRANTS	S – ADVICE OF						ı

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

Moved: BIN 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

 The expenditure required to implement the recommendations that are adopted, be authorised.

CARRIED 5/4

Councillors Kerkmans, Panting, Tierney and Freeman requested that their votes be recorded as per Section 5.21(4)(a) of the Local Government Act 1995.

0605.32 DRAFT PRINCIPAL ACTIVITY PLAN – ADOPTION OF

4:05pm Cr Johnstone left the meeting.

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

COUNCIL DECISION: That the draft Principal Activities Plan for the Mullewa Shire Council

for the years 2005/2006 to 2008/2009 be deferred until the next

meeting.

CARRIED 8/0

0605.33 DELEGATED AURTHORITIES – REVIEW OF

Moved: L A Panting Seconded: L J Wainwright

COUNCIL DECISION: That the delegations made by Council and numbered 2, 3, 4, 5, 6, 7,

9, 10, 11, 12, 13, 14, 24, 29, 34, 35, 36 having been reviewed in accordance with Section 5.46 of the Act, are still considered

current.

CARRIED 8/0

4:08pm Cr Johnstone returned to the meeting.

0605.34 ANNUAL RESOLUTIONS – ADOPTION OF

Moved: J L Freeman Seconded: L J Wainwright

COUNCIL DECISION: That

- Valuations as supplied by the Valuer General's Office for 2005/2006 be adopted, and
- Depreciation policy and rates as given be adopted.

CARRIED 9/0

0605.35 NATIVE TITLE APPLICATION WAD6002/04 – ADVICE OF

Moved: BIN Thomas Seconded: LA 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 authoritive 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 authoritive 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 OF	
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4:15pm Cr Johnstone left the meeting

4:16pm Cr Johnstone returned to the meeting

Moved: BIN 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

registration service pending further discussion and resolution with the member Councils of the North Midlands Voluntary Regional Organisation of Councils and correspondence from the Hon Minister for Planning and Infrastructure.

CARRIED 9/0

4:16pm Cr Freeman declared an impartial interest as an employee of OLMC and left

the meeting

0605.38 ANNUAL QUIZ NIGHT – CONTRIBUTION TOWARDS

Moved: L A Panting Seconded: L J Wainwright

COUNCIL DECISION: That consideration be given by the Council to the provision of a

prize/gift voucher or similar to the value of \$20.00 be made available to Our Lady of Mt Carmel School Annual Quiz Night to be

conducted on Friday 17 June 2005.

CARRIED 8/0

4:17pm Cr Freeman returned to the meeting

0605.39 MULLEWA EARLY YEARS GROUP – SUPPORT FOR

Moved: BIN Thomas Seconded: N D Johnstone

COUNCIL DECISION: That the Mullewa Early Years Group be advised that the Council has

a preference for making the Tourist Centre, in Jose Street Mullewa available to the group at such time as it becomes available and subject to such terms and conditions as the Council may determine

at that time.

CARRIED 9/0

0605.40 CHIEF EXECUTIVE OFFICER'S REPORT

Moved: B I N Thomas Seconded: G M Steele

COUNCIL DECISION: That the Chief Executive Officer's report for the month of May 2005

be received and the recommendations arising from that report be

adopted.

17 June 2005 Meeting with Mr Grant Woodhams MLA -

Mullewa – 1:00pm

21 June 2005 Corruption and Crime Commission westlink

	broadcast – Telecentre – 10:30am
23 June 2005	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

Moved: BIN Thomas Seconded: LJ Wainwright

council decision: That the accounts for payments as presented be passed for

payment.

CARRIED 9/0

0605.42 DELEGATED AUTHORITY

Moved: J L Freeman Seconded: B I N Thomas

TREES FALLEN ON VACANT BLOCK

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
0605.44	ABORIGINAL HOUSING – PROVISION OF
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.

Cr Wainwright Advised that trees had fallen over on the vacant block near the doctors surgery.

0605.45

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