
INDEX

0607.01	DECLARATION OF OPENING/ANNOUNCEMENTS OF VISITORS.....	2
0607.02	RECORD OF ATTENDANCE/APOLOGIES/APPROVED LEAVE OF ABSENCE	2
0607.03	RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE	2
0607.04	PUBLIC QUESTION TIME	2
0607.05	APPLICATION FOR LEAVE OF ABSENCE	3
0607.06	CONFIRMATION OF MINUTES OF PREVIOUS MEETING.....	3
0607.07	ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION.....	3
0607.08	PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS	3
0607.09	REPORTS OF COMMITTEES / MEMBERS	3
0607.10	HEALTH, BUILDING AND TOWN PLANNING.....	4
	1. Wildflower Country Regional Council Health, Building Service Delivery Unit	4
	2. Annual Building Inspection Report	5
0607.11	WORKS, PLANTS, PARKS & GARDEN	6
	1. Plant Replacement – Program Of.....	6
0607.12	FINANCE & GENERAL PURPOSE.....	8
	1. Finance Report 31 st May 2007	8
	2. Accounts For Payment	9
	3. Statement Of Financial Activity.....	11
	4. Dogs – Application For Exemption	11
	5. Tender – Disposal Of 174 Steele Street, Mullewa.....	13
	6. Community Groups – Support For.....	14
0607.13	CHIEF EXECUTIVE OFFICER'S REPORT	16
	1. Wildflower Country Regional Council Draft Strategic Plan	16
	2. Wildflower Country Regional Council Skills Audit.....	17
	3. Draft Wildflower Country Regional Council Worksheet	17
	4. Mullewa Liquor Accord.....	18
	5. Shared Responsibility Agreement	19
0607.14	ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN.....	20
0607.15	NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING	20
0607.16	DELEGATED AUTHORITY	21
	1. Delegated Authorities – Review Of.....	21
	2. Affixing Of Municipal Seal	22
0607.17	CLOSURE OF MEETING.....	23

MINUTES OF THE ORDINARY MEETING OF THE SHIRE OF MULLEWA HELD IN THE COUNCIL CHAMBERS ON WEDNESDAY 20 JUNE 2007.**0607.01 DECLARATION OF OPENING/ANNOUNCEMENTS OF VISITORS**

1:15pm The President declared the meeting open.

0607.02 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)

OFFICERS:

Mr T Hartman - Chief Executive Officer
Ms N J Holmes – Deputy Chief Executive Officer

APOLOGIES:

Councillor M Kerkmans	(East Ward)
Councillor L J Wainwright	(Central Ward)
Councillor N D Johnstone	(South Ward)

LEAVE OF ABSENCE:**VISITORS**

Mullewa District High School

Teacher: Sharon Cussons
Students: Dwayna Papertalk
Wendy Simpson

0607.03 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

0607.04 PUBLIC QUESTION TIME

WENDY: Thank you for inviting us to the Shire Council meeting and for the lovely lunch. During the term Room 3 have been looking at ways we can make Mullewa a better place. Our class have come up with some questions we would like to ask you today.

DWAYNA: We were wondering if it would be possible to have some toilets built at the cemetery and the waterfall?

The CEO advised that there is some discussions in place for the provision of toilets at the cemetery. The President advised that toilets at the waterfall would be dependent on funding.

WENDY: Between the Youth Centre and Pool there is a bare, sandy area of land. Is there something planned for that area or is it possible to have some grass put there?

The CEO advised that development of this area is included in the Mullewa Townscape Plan. The area has been identified for a grass / active area.

DWAYNA: Some of the boys in Room 3 ride motor bikes and wanted to know if the BMX track could please be fixed.

The President advised that the liability factor in providing this sort of facility is not viable. Parents may want to look at forming a club and maintaining a track.

WENDY: Thank you for listening to our questions.

0607.05 APPLICATION FOR LEAVE OF ABSENCE

Nil

0607.06 CONFIRMATION OF MINUTES OF PREVIOUS MEETING
--

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

COUNCIL DECISION: THAT THE MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 16 MAY 2007, AS PRINTED BE CONFIRMED.

CARRIED 5/0

0607.07 ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION

Nil

0607.08 PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS
--

Nil

0607.09 REPORTS OF COMMITTEES / MEMBERS
--

Nil

0607.10 HEALTH, BUILDING AND TOWN PLANNING**1. WILDFLOWER COUNTRY REGIONAL COUNCIL HEALTH, BUILDING SERVICE DELIVERY UNIT**

DATE OF MEETING:	20 th June 2007
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	-
FILE REFERENCE:	-
PREVIOUS MINUTE/S & REFERENCE:	-
DATE AND AUTHOR:	13 June 2007, Tom Hartman, Chief Executive Officer
DISCLOSURE OF INTEREST:	Author has no disclosure of interest.
SUMMARY:	Report submits the proposed Health, Building Service Delivery Unit from the WCRC for Council consideration.
BACKGROUND:	The following report was submitted to the WCRC for endorsement at the June 2007, meeting attached at APPENDIX A .
COMMENT:	Council should be interested in this service unit due to the requirement under the Health Act to provide an Environmental Health Officer and to also support a unified approach with the region towards servicing its people. The existing service is being conducted under a user pays system from the Shire of Greenough. It is not known if the Amalgamated Council is interested in continuing the service. It has been determined that a service should be for one day per week. This will allow outstanding matters to be attended to.
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:	Council has budgeted approximately \$18000 per year for Health/Building/Town Planning. It is proposed to increase the Health budget by at least \$6000.
STRATEGIC IMPLICATIONS:	There are no known strategic implications at this time.
VOTING REQUIREMENT:	Simple majority
OFFICER RECOMMENDATION	THAT COUNCIL PARTICIPATE IN THE WCRC HEALTH, BUILDING SERVICE DELIVERY UNIT, COMMENCING IN 2007/2008.

Moved: *B I N Thomas* **Seconded:** *G M Steele*

COUNCIL DECISION: **THAT COUNCIL PARTICIPATE IN THE WCRC HEALTH, BUILDING SERVICE DELIVERY UNIT, COMMENCING IN 2007/2008, SUBJECT TO COUNCILS ALLOCATION BEING REDUCED FROM \$26,000 TO \$18,000.**

CARRIED 5/0

2. ANNUAL BUILDING INSPECTION REPORT

DATE OF MEETING: 20th June 2007

LOCATION/ADDRESS: Mullewa Townsite

FILE REFERENCE: 303.03

PREVIOUS MINUTE/S &
REFERENCE:

DATE AND AUTHOR: 14 June 2007 – Natalie Hope, Administration & Finance Manager

DISCLOSURE OF INTEREST: Author has no disclosure of interest.

BACKGROUND: Members of Council accompanied by CEO, DCEO and Joe Liprino conducted the inspection of Council's buildings on Tuesday the 6th of March 2007. In accordance with a determination made as part of the inspection, a listing of maintenance and improvement works has been developed for consideration as part of the 2007/2008 Municipal Budget.

Please note: All minor works determined in the housing inspections have been issued work orders.

COMMENT: Reference is made to **APPENDIX B**. Listed is a summary of quotes and estimated costs required for the following buildings as identified at the annual Council Building Inspection:

Listed at **APPENDIX B** are also quotes for the following buildings:

- SWIMMING POOL
- TELECENTRE/TOURIST BUREAU
- TOWN HALL
- LESSER HALL
- PUBLIC TOILETS
- RECREATION CENTRE
- THE STATION
- 1 SHORT STREET
- 18 STOCK STREET
- 71 JOSE STREET
- 73 JOSE STREET
- 5 MILLS STREET
- 8A BIRDWOOD STREET
- 8B BIRDWOOD STREET
- 7 PADBURY STREET
- 40 CARSON STREET
- 9 FRY STREET

It is proposed that these works be included in the Budget.

STATUTORY ENVIRONMENT:	There are no known statutory implications at this time.
POLICY IMPLICATIONS:	There are no known policy implications at this time.
FINANCIAL IMPLICATIONS:	That, as an interim measure, provisions be made in the 2007/2008 Budget for maintenance works in accordance with the quotes and estimated costs obtained: Quotes and Estimated Cost (approx) - \$ 98,712
STRATEGIC IMPLICATIONS:	There are no known strategic implications at this time.
VOTING REQUIREMENT:	Simple Majority
OFFICER RECOMMENDATION	THAT PROVISION BE MADE IN THE 2007/08 BUDGET FOR WORKS TO BE CARRIED OUT.

Moved: *J L Freeman* **Seconded:** *M D Tierney*

COUNCIL DECISION: **THAT FOLLOWING A REVISION OF A NUMBER OF ITEMS PROVISION BE MADE IN THE 2007/08 BUDGET FOR WORKS TO BE CARRIED OUT TOTALLING APPROXIMATELY \$39,000. THESE ITEMS WILL BE FURTHER CONSIDERED DURING BUDGET DELIBERATIONS**

CARRIED 5/0

0607.11 WORKS, PLANTS, PARKS & GARDEN

1. PLANT REPLACEMENT – PROGRAM OF

DATE OF MEETING:	20 th June 2007
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	-
FILE REFERENCE:	708
PREVIOUS MINUTE/S & REFERENCE:	
DATE AND AUTHOR:	Noelene Holmes, Deputy Chief Executive Officer
DISCLOSURE OF INTEREST:	OF Author has no disclosure of interest.
SUMMARY	Report presents plant replacement program for approval
BACKGROUND:	Council has developed a rolling Plant Replacement Program. The program is designed to ensure that there is an orderly and efficient level of fleet management. Approval for the program for 2007/2008 is requested.
COMMENT:	Attached at APPENDIX A is a copy of the Plant Replacement Program for 2007/2008 In summary the following items are programmed to be replaced:

MW5023	JD670CH Grader
0MW	Holden Statesman
00MW	Holden Berlina
MW5001	Ford Utility

A need has been identified to consider purchasing a light road sweeper which would allow footpaths and road verges to be kept in a clean and tidy condition.

A quote has been obtained from Tennant Australia for a 6400LC sweeper - \$46,915 (ex GST). This vehicle is light enough to traverse concrete and brick paved footpaths without causing damage and robust enough to pick up rubbish, dirt and leaves. The quote is attached at **APPENDIX B**

CONSULTATION:	CEO, Works Supervisor, Mechanic
STATUTORY ENVIRONMENT:	There are no known statutory implications at this time.
POLICY IMPLICATIONS:	There are no known policy implications at this time.
FINANCIAL IMPLICATIONS:	In accordance with the Municipal Budget 2007/2008
STRATEGIC IMPLICATIONS:	There are no known strategic implications at this time.
VOTING REQUIREMENT:	Simple majority
OFFICER RECOMMENDATION	<p>THAT</p> <ul style="list-style-type: none"> • THE 2007/2008 PLANT REPLACEMENT PROGRAM BE ADOPTED, AND • THE CHIEF EXECUTIVE OFFICER IS AUTHORISED TO GIVE EFFECT TO PLANT PURCHASES SUBJECT TO THE FOLLOWING: <ul style="list-style-type: none"> ▪ 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.

Moved: *B I N Thomas* **Seconded:** *G M Steele*

COUNCIL DECISION:	<p>THAT</p> <ul style="list-style-type: none"> • THE 2007/2008 PLANT REPLACEMENT PROGRAM BE ADOPTED AND BE CONSIDERED IN THE 2007/08 BUDGET DELIBERATIONS, 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.**
- **AND THAT THE MATTER BE RECONSIDERED DURING THE 07/08 BUDGET DELIBERATIONS.**

CARRIED 5/0

2:00pm Noelene Holmes, Deputy Chief Executive Officer, left the meeting

2:02pm Noelene Holmes, Deputy Chief Executive Officer, returned to the meeting

0607.12 FINANCE & GENERAL PURPOSE

1. FINANDE REPORT 31ST MAY 2007

DATE OF MEETING: 20th June 2007

DATE AND AUTHOR: 12th June 2007 Natalie Hope – Admin & Finance Manager

COMMENT: BANK RECONCILIATION
The Bank Reconciliation for the month of May 2007 is listed below. The CDA account is a Cash Deposit Account where excess Municipal funds are transferred to obtain maximum interest. This account attracts an interest rate of 5.75%.

ACCOUNT	MUNICIPAL	CDA	TRUST	COMMUNITY TRUST	RESERVE	ROAD RESEAL
BANK STATEMENT BALANCE	46401.33	1,341,978.00	55,825.35	214,031.25	357,000.00	491,668.42
ADJUSTMENTS	0.00	0.00	0.00	0.00	0.00	0.00
ADD O/S DEPOSITS	105.45	0.00	0.00	0.00	0.00	0.00
LESS O/S CHEQUES	40381.88	0.00	281.73	0.00	0.00	0.00
CASH BALANCE	6124.90	1,341,978.00	55,543.62	214,031.25	357,000.00	291,668.42
CASH BALANCE 01.07.06	932,103.44	911,978.00	104,340.44	112,296.26	357,000.00	283,333.00
<u>ADD</u>						
RECEIPTS YTD	3,640,202.95	2,035,000.00	21,559.10	3,334.99	0.00	8,335.42
RECEIPTS THIS MONTH	858,023.42	465,000.00	5,431.11	100,000.00	0.00	200,000.00
<u>LESS</u>						
PAYMENTS TO DATE	3,224,729.76	1,665,000.00	75,657.04	1600.00	0.00	0.00
PAYMENTS THIS MONTH	857,497.12	405,000.00	130.00	0.00	0.00	0.00
CASH BALANCE	1,348,102.93	1,341,978.00	55,543.61	214,031.25	357,000.00	491,668.42

Note: The CDA funds are included in the Municipal Cash Balance

STATEMENT OF CASH POSITION
31st May 2007

CASH ON HAND	200.00
MUNICIPAL FUND	6,124.90
INVESTED MUNICIPAL FUNDS	1,341,978.00
MULLEWA COMMUNITY TRUST	214,031.25
RESERVE FUNDS	357,000.00
ROAD RESEAL FUNDS	491,668.42
TOTAL CASH FUNDS	2,411,002.57

THIS IS REPRESENTED BY:

LEAVE RESERVE	83,000.00
SERVICE GRATUITY RESERVE	12,000.00
BUILDING RESERVE	137,000.00
AERODROME RESERVE	26,000.00
MEDICAL CENTRE RESERVE	67,000.00
EFFLUENT SCHEME RESERVE	32,000.00
MULLEWA COMMUNITY TRUST	214,031.25
ROAD RESEAL FUNDS	491,668.42
WILDFLOWER COUNTRY REGIONAL COUNCIL FUNDS	40,355.35
AVAILABLE FUNDS	<u>1,307,947.55</u>
TOTAL FUNDS	2,411,002.57

STATUTORY ENVIRONMENT: There are no statutory implications on this matter.

POLICY IMPLICATIONS: There are no policy implications on this matter.

FINANCIAL IMPLICATIONS: There are no financial implications on this matter.

STRATEGIC IMPLICATIONS: There are no strategic implications on this matter.

VOTING REQUIREMENTS: Simple Majority

OFFICER RECOMMENDATION : THAT THE FINANCE REPORT FOR THE PERIOD ENDED 31ST MAY 2007 BE RECEIVED.

Moved: *M D Tierney* **Seconded:** *J L Freeman*

COUNCIL DECISION: **THAT THE FINANCE REPORT FOR THE PERIOD ENDED 31ST MAY 2007 BE RECEIVED.**

CARRIED 5/0

2. ACCOUNTS FOR PAYMENT

DATE OF MEETING: 20th June 2007
LOCATION/ADDRESS: -
NAME OF APPLICANT: -
FILE REFERENCE: -

PREVIOUS MINUTES & REFERENCE:	-																					
DATE AND AUTHOR:	12 th June 2007. Natalie Hope, Senior Admin and Finance Manager																					
DISCLOSURE INTEREST: SUMMARY:	OF Author has no disclosure of interest. 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 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 \$327,533.05 covers the following:																					
	<table border="0"> <tr> <td colspan="3"><u>Municipal Account</u></td> </tr> <tr> <td>Cheque No.</td> <td>9520 – 9549</td> <td>\$ 52,337.71</td> </tr> <tr> <td>Electronic Fund Trans</td> <td>3345 – 3422</td> <td>\$ 187,751.06</td> </tr> <tr> <td>Payroll & Fees</td> <td>VARIOUS</td> <td>\$ 86,122.23</td> </tr> <tr> <td colspan="3"><u>Trust Account</u></td> </tr> <tr> <td>Cheque No.</td> <td>304 – 306</td> <td>\$ 1,322.05</td> </tr> <tr> <td></td> <td>Total:</td> <td>\$ 327,533.05</td> </tr> </table>	<u>Municipal Account</u>			Cheque No.	9520 – 9549	\$ 52,337.71	Electronic Fund Trans	3345 – 3422	\$ 187,751.06	Payroll & Fees	VARIOUS	\$ 86,122.23	<u>Trust Account</u>			Cheque No.	304 – 306	\$ 1,322.05		Total:	\$ 327,533.05
<u>Municipal Account</u>																						
Cheque No.	9520 – 9549	\$ 52,337.71																				
Electronic Fund Trans	3345 – 3422	\$ 187,751.06																				
Payroll & Fees	VARIOUS	\$ 86,122.23																				
<u>Trust Account</u>																						
Cheque No.	304 – 306	\$ 1,322.05																				
	Total:	\$ 327,533.05																				
CONSULTATION:	Nil																					
STATUTORY ENVIRONMENT: POLICY IMPLICATIONS: FINANCIAL IMPLICATIONS: STRATEGIC IMPLICATIONS:	Local Government Act and Regulations 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 THE ACCOUNTS FOR PAYMENT LISTED ON THE SCHEDULE AS PRESENTED BE PASSED FOR PAYMENT.																					
	<table border="0"> <tr> <td colspan="3"><u>Municipal Account</u></td> </tr> <tr> <td>Cheque No.</td> <td>9520 – 9549</td> <td>\$ 52,337.71</td> </tr> <tr> <td>Electronic Fund Trans</td> <td>3345 – 3422</td> <td>\$ 187,751.06</td> </tr> <tr> <td>Payroll & Fees</td> <td>VARIOUS</td> <td>\$ 86,122.23</td> </tr> <tr> <td colspan="3"><u>Trust Account</u></td> </tr> <tr> <td>Cheque No.</td> <td>304 – 306</td> <td>\$ 1,322.05</td> </tr> <tr> <td></td> <td>Total:</td> <td>\$ 327,533.05</td> </tr> </table>	<u>Municipal Account</u>			Cheque No.	9520 – 9549	\$ 52,337.71	Electronic Fund Trans	3345 – 3422	\$ 187,751.06	Payroll & Fees	VARIOUS	\$ 86,122.23	<u>Trust Account</u>			Cheque No.	304 – 306	\$ 1,322.05		Total:	\$ 327,533.05
<u>Municipal Account</u>																						
Cheque No.	9520 – 9549	\$ 52,337.71																				
Electronic Fund Trans	3345 – 3422	\$ 187,751.06																				
Payroll & Fees	VARIOUS	\$ 86,122.23																				
<u>Trust Account</u>																						
Cheque No.	304 – 306	\$ 1,322.05																				
	Total:	\$ 327,533.05																				
Moved:	<i>J L Freeman</i>	Seconded:	<i>G M Steele</i>																			
COUNCIL DECISION:	THAT THE ACCOUNTS FOR PAYMENT LISTED ON THE SCHEDULE AS PRESENTED BE PASSED FOR PAYMENT.																					

Municipal Account

Cheque No.	9520 – 9549	\$ 52,337.71
Electronic Fund Trans	3345 – 3422	\$ 187,751.06
Payroll & Fees	VARIOUS	\$ 86,122.23

Trust Account

Cheque No.	304 – 306	\$ 1,322.05
	Total:	\$ 327,533.05

CARRIED 5/0**3. STATEMENT OF FINANCIAL ACTIVITY**

DATE OF MEETING: 20th June 2007

LOCATION/ADDRESS: -

NAME OF APPLICANT: -

FILE REFERENCE: -

PREVIOUS MINUTE/S & REFERENCE: -

DATE AND AUTHOR: 14 June 2007, Noelene Holmes, Deputy Chief Executive Officer

DISCLOSURE OF INTEREST: OF 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 A** is the Statement of Financial Activity for May 2007.

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 MAY 2007 BE RECEIVED.

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

COUNCIL DECISION: **THAT THE STATEMENT OF FINANCIAL ACTIVITY FOR THE MONTH OF MAY 2007 BE RECEIVED.**

CARRIED 5/0**4. DOGS – APPLICATION FOR EXEMPTION**

DATE OF MEETING: 20th June 2007

LOCATION/ADDRESS: 6 Birdwood Street

NAME OF APPLICANT: Mrs Heather Reynolds

- FILE REFERENCE: 404.01
- PREVIOUS MINUTE/S & REFERENCE:
DATE AND AUTHOR: Noelene Holmes, Deputy Chief Executive Officer
- DISCLOSURE OF INTEREST: Author has no disclosure of interest.
- SUMMARY: A letter has been received requesting permission to keep more than 2 dogs.
- BACKGROUND: Mrs Heather Reynolds is requesting Councils permission to keep a third dog at her residential property located at 6 Birdwood Street, Mullewa. A copy of the letter is attached at **APPENDIX B**.
- COMMENT: On the 19th September 1979 the Council resolved to make and submit for confirmation by the Governor, By-laws relating to Dogs. Part II of the By-laws – Regulation of Dog Kennels are only applicable to the Townsite of Mullewa.
- The relevant section of the By-law is listed further below in this report along with the related section of the Dog Act.
- The By-law states that a person is not permitted to keep more than two dogs on a premises unless it is an approved kennel. However, there is a provision stating that an exemption may be sought from the local government under the Dog Act to keep more than 2 dogs and that the local government may impose conditions when granting the exemption.
- Councils Ranger advises that other Councils give consideration to the age of the dogs when granting an exemption, if any one of the animals is elderly and not expected to survive for an extended time, the exemption is usually granted. Mrs Reynolds advises that the dog is 14 years of age.
- CONSULTATION: Ranger – Peter Smith
- STATUTORY ENVIRONMENT: **Municipality of the Shire of Mullewa
Bylaws Relating to Dogs**

Part II – Regulation of Dog Kennels

18. A person shall not keep or permit or suffer to keep more than two dogs on any premises unless such premises are licensed as an approved kennel establishment pursuant to Part II of these By-laws

18A. Notwithstanding the provisions of By-law 18, a person wishing to keep more than 2 dogs, but not greater than 6 dogs on any premises, may seek exemption for those premises under the provision of Section 26(3) of the Dog Act.

**Dog Act 1976
Part V - The keeping of dogs**

26. Limitation as to numbers

(3) Where by a local law under this Act a local government has placed a limit on the keeping of dogs in any specified area but the local government is satisfied in relation to any particular premises that the provisions of this Act relating to approved kennel establishments need not be applied in the circumstances, the local government may grant an exemption in respect of those premises but any such exemption.

- (a) may be made subject to conditions, including a condition that it applies only to the dogs specified therein;
- (b) shall not operate to authorise the keeping of more than 6 dogs on those premises;
- and;

(c) may be revoked or varied at any 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 MRS REYNOLDS BE GRANTED AN EXEMPTION UNDER SECTION 26(3) OF THE DOG ACT 1976. THE EXEMPTION BE LIMITED TO THE KEEPING THREE DOGS, AND;

THAT THE EXEMPTION BE REVOKED IMMEDIATELY THE THIRD DOG IS REMOVED FROM THE PREMISES, AND;

THAT THE DOG BE KEPT IN ACCORDANCE WITH THE DOG ACT 1976 AND COUNCIL'S BY-LAWS RELATING TO DOGS.

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

COUNCIL DECISION: **THAT MRS REYNOLDS BE GRANTED AN EXEMPTION UNDER SECTION 26(3) OF THE DOG ACT 1976. THE EXEMPTION BE LIMITED TO THE KEEPING THREE DOGS, AND;**

THAT THE EXEMPTION BE REVOKED IMMEDIATELY THE THIRD DOG IS REMOVED FROM THE PREMISES, AND;

THAT THE DOG BE KEPT IN ACCORDANCE WITH THE DOG ACT 1976 AND COUNCIL'S BY-LAWS RELATING TO DOGS.

CARRIED 5/0

5.	TENDER – DISPOSAL OF 174 STEELE STREET, MULLEWA
-----------	--

DATE OF MEETING: 20th June 2007

LOCATION/ADDRESS: 174 Steele Street, Mullewa

NAME OF APPLICANT: -

FILE REFERENCE: 303.03 H13

PREVIOUS MINUTE/S & REFERENCE: May 2007.

DATE AND AUTHOR: Noelene Holmes, Deputy Chief Executive Officer

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

SUMMARY: Report advises of result of tender

BACKGROUND: At the May meeting of Council it was resolved to dispose of the property located at 174 Steele Street, by public tender. The appropriate advertising was carried out and the tender period closed at 4pm on the 14th June 2007. Two enquiries on the property were received by this office.

COMMENT: At the conclusion of the tender period, one tender had been received.

The tender from LM Harris offers a price of \$28,000 for the purchase of the property. Settlement is forecast for 21 days from finance approval.

CONSULTATION:

STATUTORY ENVIRONMENT: Local Government Act Section 3.58. Disposing of property
Local Government Act Section 3.57
Local Government (Functions & General) Regulations

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

FINANCIAL IMPLICATIONS: Funds from the sale of the property will be transferred to Councils Building Reserve.

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

VOTING REQUIREMENT: Absolute majority

OFFICER RECOMMENDATION: THAT THE TENDER FOR THE PURCHASE OF LOT 174 STEELE STREET, MULLEWA FROM LM HARRIS FOR \$28,000 BE ACCEPTED AND THE CHIEF EXECUTIVE OFFICER BE AUTHORISED TO AFFECT THE APPROPRIATE DOCUMENTATION FOR THE TRANSFER OF THE PROPERTY.

Moved: *M D Tierney* **Seconded:** *G M Steele*

COUNCIL DECISION: **THAT THE TENDER FOR THE PURCHASE OF LOT 174 STEELE STREET, MULLEWA FROM LM HARRIS FOR \$28,000 BE ACCEPTED AND THE CHIEF EXECUTIVE OFFICER BE AUTHORISED TO AFFECT THE APPROPRIATE DOCUMENTATION FOR THE TRANSFER OF THE PROPERTY.**

CARRIED 5/0

6. COMMUNITY GROUPS – SUPPORT FOR
--

DATE OF MEETING: 20th June 2007

LOCATION/ADDRESS: -

NAME OF APPLICANT: -

FILE REFERENCE:

PREVIOUS MINUTE/S & REFERENCE:

DATE AND AUTHOR: Noelene Holmes, Deputy Chief Executive Officer

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

SUMMARY

BACKGROUND: There appears to be an increase in requests from Community groups for use of councils facilities at no charge it has become evident that a mechanism is required that will recognise the cost incurred to Council for granting such requests. Discussions have indicated that interest earned from the Mullewa Community Trust could be directed to offset this cost.

COMMENT: Funds received for the Mullewa Community Trust are invested in a term deposit with interest earned on this money being credited to operating revenue of the Shire. The interest will be allocated to 'Donations' under Governance.

The Interest earned on this deposit this year to date is \$3,344. This amount will fluctuate during the year due to Community Trust Projects being completed and paid out.

Each application should be judged on its merits but ought to be limited to those that will have a direct benefit to Mullewa residents.

CONSULTATION: Chief Executive Officer

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

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

FINANCIAL IMPLICATIONS: Will be included in 07/08 Budget

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

VOTING REQUIREMENT: Simple majority

OFFICER RECOMMENDATION THAT BUDGET PROVISION BE MADE FOR OFFSETTING COSTS OF FREE COUNCIL FACILITY HIRE FROM THE INTEREST EARNED FROM MULLEWA COMMUNITY TRUST FUNDS AND BE LIMITED TO THE VALUE OF THE INTEREST EARNED IN ANY ONE YEAR AND BE ALLOCATED TO DONATIONS - GOVERNANCE.

THAT EACH APPLICATION BE JUDGED ON ITS MERITS AND BE LIMITED TO THOSE THAT WILL HAVE A DIRECT BENEFIT TO MULLEWA RESIDENTS.

Moved: *B I N Thomas* **Seconded:** *G M Steele*

COUNCIL DECISION: **THAT BUDGET PROVISION BE MADE FOR OFFSETTING COSTS OF FREE COUNCIL FACILITY HIRE FROM THE INTEREST EARNED FROM MULLEWA COMMUNITY TRUST FUNDS AND BE LIMITED TO THE VALUE OF THE INTEREST EARNED IN ANY ONE YEAR AND BE ALLOCATED TO DONATIONS - GOVERNANCE.**

THAT EACH APPLICATION BE JUDGED ON ITS MERITS AND BE LIMITED TO THOSE THAT WILL HAVE A DIRECT BENEFIT TO MULLEWA RESIDENTS.

CARRIED 5/0

0607.13 CHIEF EXECUTIVE OFFICER'S REPORT**1. WILDFLOWER COUNTRY REGIONAL COUCIL DRAFT STRATEGIC PLAN**

DATE OF MEETING:	20 th June 2007
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	-
FILE REFERENCE:	-
PREVIOUS MINUTE/S & REFERENCE:	-
DATE AND AUTHOR:	13 th June 2007, Tom Hartman, Chief Executive Officer
DISCLOSURE OF INTEREST:	Author has no disclosure of interest.
SUMMARY:	Report submits the Draft WCRC Strategic Plan for Council noting
BACKGROUND:	The following report was endorsed by the WCRC at its June 2007 meeting, attached at APPENDIX A .
COMMENT:	<p>Following the June Meeting of the WCRC, it has been decided to conduct a further workshop to discuss the Draft Strategic Plans, prior to the "Road Show".</p> <p>This process will allow all individual Councillors of the 7 Shires to attend and have some input into the plan. From this workshop the "Road Show" will be implemented.</p> <p>When the date for the workshop is determined and notification given, I strongly urge all Councillors, who are still uncomfortable with the WCRC concept, to attend.</p> <p>Councillors have received a copy of the Strategic Plan previously.</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:	Simple majority
OFFICER RECOMMENDATION	THAT COUNCIL NOTE THE CONTENTS OF THE WCRC DRAFT STRATEGIC PLAN.

Moved: *J L Freeman* **Seconded:** *M D Tierney*

COUNCIL DECISION: **THAT COUNCIL NOTE THE CONTENTS OF THE WCRC DRAFT STRATEGIC PLAN.**

CARRIED 5/0

2.	WILDFLOWER COUNTRY REGIONAL COUNCIL SKILLS AUDIT
-----------	---

DATE OF MEETING: 20th June 2007

LOCATION/ADDRESS: -

NAME OF APPLICANT: -

FILE REFERENCE: -

PREVIOUS MINUTE/S & REFERENCE: -

DATE AND AUTHOR: 13 June 2007, Tom Hartman, Chief Executive Officer

DISCLOSURE OF INTEREST: Author has no disclosure of interest.

SUMMARY: Report submits a WCRC Skills Audit for Council noting.

BACKGROUND: The following report was endorsed by the WCRC June Meeting, attached at **APPENDIX B.**

COMMENT: As can be noted in the report, this Skills Audit now forms part of the WCRC Draft Strategic Plan.

Councillors have received a copy of the Skills Audit in the last week with the Information Bulletin.

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 NOTE THE CONTENTS OF THE WCRC SKILLS AUDIT.

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

COUNCIL DECISION: THAT COUNCIL NOTE THE CONTENTS OF THE WCRC SKILLS AUDIT.

CARRIED 5/0

3.	DRAFT WILDFLOWER COUNTRY REGIONAL COUNCIL WORKSHEET
-----------	--

DATE OF MEETING: 20th June 2007

LOCATION/ADDRESS: -

NAME OF APPLICANT: -

FILE REFERENCE: -

PREVIOUS MINUTE/S & REFERENCE: -

DATE AND AUTHOR: 13 June 2007, Tom Hartman, Chief Executive Officer

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

INTEREST: Report submits the WCRC draft budget worksheet for endorsement.

SUMMARY: The following report was endorsed by the WCRC at its meeting in June 2007, attached at **APPENDIX C**.

BACKGROUND: There are some items that we require changing or deleting in the worksheet attached at **APPENDIX D**. These include –
Delete 31500 – Wila Gutharra
Delete 3000 – Tourism Officer

COMMENT: There are no known statutory implications at this time.

CONSULTATION: There are no known policy implications at this time.

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

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

FINANCIAL IMPLICATIONS: Simple majority

STRATEGIC IMPLICATIONS: THAT COUNCIL ENDORSE THE CONTENTS AS PRESENTED, SUBJECT TO MAKING THE NECESSARY ADJUSTMENTS TO THE DRAFT WCRC 2007/2008 BUDGET WORKSHEET BEING –
Delete 31500 Wila Gutharra and 3000 Tourism Officer; MAKING A TOTAL COMMITMENT OF \$60115; AND ADVISE THE WCRC ACCORDINGLY.

VOTING REQUIREMENT: **OFFICER RECOMMENDATION**

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

COUNCIL DECISION: THAT COUNCIL ENDORSE THE CONTENTS AS PRESENTED, SUBJECT TO MAKING THE NECESSARY ADJUSTMENTS TO THE DRAFT WCRC 2007/2008 BUDGET WORKSHEET BEING –
Delete 31500 Wila Gutharra and 3000 Tourism Officer; **REDUCE HEALTH BUILDING SDU TO \$18,000, MAKING A TOTAL COMMITMENT OF \$50,120; AND ADVISE THE WCRC ACCORDINGLY.**

CARRIED 5/0

4. MULLEWA LIQUOR ACCORD

DATE OF MEETING: 20th June 2007

LOCATION/ADDRESS: -

NAME OF APPLICANT: -

FILE REFERENCE: -

PREVIOUS MINUTE/S & REFERENCE: May 2005, June 2006

DATE AND AUTHOR: 14 June 2007, Tom Hartman, Chief Executive Officer

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

SUMMARY: Report submits the completed Mullewa Liquor Accord for Council

endorsement.

BACKGROUND: In June 2006, Council resolved to facilitate a review of the previous "Mullewa Community and Licensees Agreement". Over the past year there have been a number of meetings to develop the Mullewa Liquor Accord. The accord was finalised at the meetings held 15th and 21st May 2007.

COMMENT: The attached Mullewa Liquor Accord at **APPENDIX E** has been developed by representatives of the liquor industry, police, shire and community. The accord is now in operation. The Accord is a "Living" document and can be amended through the process of consultation. Meetings of the committee can be convened by the police when and where required.

CONSULTATION:

STATUTORY There are no known statutory implications at this time.

ENVIRONMENT:

POLICY There are no known policy implications at this time.

IMPLICATIONS:

FINANCIAL There are no known financial implications at this time.

IMPLICATIONS:

STRATEGIC There are no known strategic implications at this time.

IMPLICATIONS:

VOTING REQUIREMENT: Simple majority

OFFICER

RECOMMENDATION

THAT COUNCIL ENDORSE THE MULLEWA LIQUOR ACCORD DATED 21ST MAY 2007.

Moved:

B I N Thomas

Seconded:

J L Freeman

COUNCIL DECISION:

THAT COUNCIL ENDORSE THE MULLEWA LIQUOR ACCORD DATED 21ST MAY 2007.

CARRIED 5/0

5. SHARED RESPONSIBILITY AGREEMENT

DATE OF MEETING: 20th June 2007

LOCATION/ADDRESS: -

NAME OF APPLICANT: -

FILE REFERENCE: -

PREVIOUS MINUTE/S & -

REFERENCE:

DATE AND AUTHOR: 14 June 2007, Tom Hartman, Chief Executive Officer

DISCLOSURE OF Author has no disclosure of interest.

INTEREST:

SUMMARY

Report submits for endorsement, the entering into an agreement with the Australian Government, Mullewa Indigenous Women's Group and MEEDAC.

BACKGROUND:

On the 14th May 2007, the CEO signed a Shared Responsibility Agreement with the Australian Government, Mullewa Indigenous

Women's Group and MEEDAC for funding towards the repairs of the "Moorhead" building in Jose Street, Mullewa. Councils role in the agreement is to auspice the funding and contract manage the specific trades for the repairs.

COMMENT: On the 30th April 2007, I met with representatives of the Indigenous Co-ordination Centre and discussed various matters, in particular the benefits of obtaining a building for the Mullewa Indigenous Womens Group to work from. The "wheels of Government" do work fast, sometimes, and by May 14, the funding had been provided and a Shared Responsibility Agreement had been signed.

A copy of the agreement is attached at **APPENDIX F**.

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 ENDORSE THE ACTIONS OF THE CEO IN SIGNING THE SHARED RESPONSIBILITY AGREEMENT BETWEEN THE AUSTRALIAN GOVERNMENT, MULLEWA INDIGENOUS WOMENS GROUP AND MEEDAC FOR THE RENOVATION OF THE "MOORHEADS" BUILDING IN JOSE STREET MULLEWA.

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

COUNCIL DECISION: **THAT COUNCIL ENDORSE THE ACTIONS OF THE CEO IN SIGNING THE SHARED RESPONSIBILITY AGREEMENT BETWEEN THE AUSTRALIAN GOVERNMENT, MULLEWA INDIGENOUS WOMENS GROUP AND MEEDAC FOR THE RENOVATION OF THE "MOORHEADS" BUILDING IN JOSE STREET MULLEWA.**

CARRIED 5/0

0607.14	ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN
----------------	--

Nil

0607.15	NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING
----------------	---

Nil

0607.16 DELEGATED AUTHORITY**1. DELEGATED AUTHORITIES – REVIEW OF**DATE OF MEETING: 20th June 2007

LOCATION/ADDRESS: -

NAME OF APPLICANT:

FILE REFERENCE: -

PREVIOUS MINUTE/S & REFERENCE: Annually

DATE AND AUTHOR: 14 June 2007 – Tom Hartman, Chief Executive Officer

DISCLOSURE OF INTEREST: -

BACKGROUND: In accordance with the provision of Section 5.46 of the Local Government Act, council is required to review all delegations that it has made, at least once in every financial year.

COMMENT: Attached at **APPENDIX A** is a summary of the delegations made by Council.

All of the delegations are considered current.

CONSULTATION:

STATUTORY ENVIRONMENT: Local Government Act 5.46

ENVIRONMENT:

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 THE DELEGATIONS MADE BY COUNCIL, AND NUMBERED 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 24, 29, 34, 35, 36, 38, AND 39 HAVING BEEN REVIEWED IN ACCORDANCE WITH SECTION 5.46 OF THE ACT, ARE STILL CONSIDERED CURRENT.

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

COUNCIL DECISION: **THAT THE DELEGATIONS MADE BY COUNCIL, AND NUMBERED 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 24, 29, 34, 35, 36, 38, AND 39 HAVING BEEN REVIEWED IN ACCORDANCE WITH SECTION 5.46 OF THE ACT, ARE STILL CONSIDERED CURRENT.**

CARRIED 5/0

2.	AFFIXING OF MUNICIPAL SEAL
-----------	-----------------------------------

DATE OF MEETING:	20 th June 2007
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	-
FILE REFERENCE:	-
PREVIOUS MINUTE/S & REFERENCE:	-
DATE AND AUTHOR:	14 June 2007, Tom Hartman, Chief Executive Officer
DISCLOSURE OF INTEREST:	Author has no disclosure of interest.
SUMMARY:	Report submits that the Municipal Seal was affixed to the Shared Responsibility Agreement (SRA) Funding Agreement with the Australian Government for the funding the repairs to the Moorheads Building and recommends Council endorsement.
BACKGROUND:	On the 14 th May, 2007, The CEO signed a SRA to Auspice the funding, on behalf of the Australian Government for the repairs to the Moorheads Building, Jose Street, Mullewa, for the Mullewa Indigenous Womens group. The funding agreement has been prepared and required affixing of the seal and signing.
COMMENT:	In accordance with Councils Delegation No 29, the affixing of the Municipal Seal was carried out.
CONSULTATION:	-
STATUTORY ENVIRONMENT:	Local Government Act Section 5.42 (1) Council Delegation No 29
POLICY IMPLICATIONS:	<i>The Shire President and the Chief Executive Officer are delegated authority to enter into arrangements on behalf of the Municipality including the affixation of the Municipal Seal, subject to the following conditions:</i> <ul style="list-style-type: none"> • <i>Entering into such arrangements and the affixation of the Municipal Seal shall only occur where there is a time limitation that precludes authority being received from the Council, and</i> • <i>On each and every occasion where an arrangement is entered into on behalf of the Municipality and/or the Municipal Seal is affixed, the particulars of such an arrangement are to be reported to the subsequent meeting of Council.</i>
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 EXERCISE OF DELEGATED AUTHORITY BY THE CHIEF EXECUTIVE OFFICER TO AFFIX THE MUNICIPAL SEAL TO THE SRA FUNDING AGREEMENT BE ENDORSED.

Moved: G M Steele

Seconded: B I N Thomas

COUNCIL DECISION: **THAT THE EXERCISE OF DELEGATED AUTHORITY BY THE CHIEF EXECUTIVE OFFICER TO AFFIX THE MUNICIPAL SEAL TO THE SRA FUNDING AGREEMENT BE ENDORSED.**

CARRIED 5/0

0607.17 CLOSURE OF MEETING

The President closed the meeting at 2:15pm.

These minutes were confirmed at a meeting on 18 July 2007:
--

Signed:

A J Messina, President

Date: