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**MINUTES OF THE ORDINARY MEETING OF THE SHIRE OF MULLEWA HELD IN THE COUNCIL CHAMBERS ON WEDNESDAY, 20 FEBRUARY 2008.****0208.01 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS**

1:10pm The President declared the meeting open.

**0208.02 RECORD OF ATTENDANCE/APOLOGIES/APPROVED LEAVE OF ABSENCE****PRESENT:**

Councillor A J (Nino) Messina – President	(West Ward)
Councillor B I N (Barbara) Thomas – Deputy President	(East Ward)
Councillor A J (Andrew) Messina	(South Ward)
Councillor J L (Julie) Freeman	(Central Ward)
Councillor M D (Mick) Tierney	(Central Ward)
Councillor M (Mike) Kerkmans	(East Ward)
Councillor A J (Tony) Crudeli	(Central Ward)
Councillor K P (Kim) Keeffe	(South Ward)

**OFFICERS:**

Mr TA (Tom) Hartman - Chief Executive Officer

**APOLOGIES:**

Nil

**LEAVE OF ABSENCE:**

Councillor L J (Linda) Wainwright (Central Ward)

**VISITORS**

Nil

**0208.03 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil

**0208.04 PUBLIC QUESTION TIME**

Nil

**0208.05 APPLICATIONS FOR LEAVE OF ABSENCE**

Nil

**0208.06 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS**

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

**COUNCIL DECISION:**                      **THAT THE MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 19 DECEMBER 2007, AS PRINTED BE CONFIRMED.**

**CARRIED 8/0**

**0208.07 ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION**

Nil

**0208.08 PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS**

Nil

**0208.09 REPORTS OF COMMITTEES/MEMBERS**

Nil

**0208.10 REPORTS OF OFFICERS****10.2 HEALTH, BUILDING AND TOWN PLANNING****10.2.1 INTERIM DEVELOPMENT ORDER – APPLICATION FOR RENEWAL**

DATE OF MEETING:                      20<sup>th</sup> February 2008

LOCATION/ADDRESS:                      Shire of Mullewa

NAME OF APPLICANT:                      -

FILE REFERENCE:                      513.03

PREVIOUS MINUTE/S & REFERENCE:                      18<sup>th</sup> August 2004 – 10.2.3

DATE AND AUTHOR:                      30<sup>th</sup> January 2008. Noelene Holmes, Deputy Chief Executive Officer

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

SUMMARY                      Report advises of requirement for an Interim Development Order

BACKGROUND:                      In August 2004 Council granted approval to make application to the Department for Planning and Infrastructure for the establishment of an Interim Development Order over the whole of the district of the Mullewa Shire not presently covered by the Mullewa Town Planning Scheme No. 1. Approval was granted for a period of 3 years. Interim Development Order No. 10 expired on 24<sup>th</sup> December 2007 and we are now required to seek the Ministers approval to establish a new Interim Development

Order.

COMMENT: The Department for Planning and Infrastructure (DPI) is currently examining a draft copy of the proposed Local Planning Strategy and Town Planning Scheme No2 (District Scheme). Until such time as the new planning strategy is complete there is an obligation to have an Interim Development Order in place. This will allow Council to exercise effective planning control outside of the Mullewa townsite.

CONSULTATION: Department for Planning & Infrastructure

STATUTORY ENVIRONMENT: Town Planning & Development Act

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 FORMAL APPLICATION BE MADE TO MINISTER FOR PLANNING SEEKING APPROVAL FOR AN INTERIM DEVELOPMENT ORDER OVER THE WHOLE OF THE DISTRICT OF THE MULLEWA SHIRE NOT PRESENTLY COVERED BY THE MULLEWA TOWN PLANNING SCHEME NO. 1

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

COUNCIL DECISION: **THAT FORMAL APPLICATION BE MADE TO MINISTER FOR PLANNING SEEKING APPROVAL FOR AN INTERIM DEVELOPMENT ORDER OVER THE WHOLE OF THE DISTRICT OF THE MULLEWA SHIRE NOT PRESENTLY COVERED BY THE MULLEWA TOWN PLANNING SCHEME NO. 1**

**CARRIED 8/0**

### **10.2.2 SALE OF INDUSTRIAL LAND - LOT 7**

DATE OF MEETING: 20<sup>th</sup> February 2008

LOCATION/ADDRESS: -

NAME OF APPLICANT: -

FILE REFERENCE: 513.06

PREVIOUS MINUTE/S & REFERENCE: September 2007 (Urgent business), November 2007  
19 December 2007 - 10.2.1

DATE AND AUTHOR: 30 January 2008, Tom Hartman, Chief Executive Officer

DISCLOSURE OF INTEREST: Author has no disclosure of interest.

SUMMARY Report submits update of purchase of industrial land by Haulmore Trailer Sales.

BACKGROUND: Council considered the matter of the sale of industrial land at their December

2007 meeting. Council resolved the following:

**THAT COUNCIL ACCEPT THE OFFER FROM HAULMORE TRAILER SALES PTY LTD, SUBJECT TO:**

- ◆ **THE DISPOSAL OF LOT 7 (VOL 2072 FOL 482) IS IN ACCORDANCE WITH SECTION S3.58(3) OF THE LOCAL GOVERNMENT ACT 1995;**
- ◆ **IS FOR THE SUM OF \$47,500 (EX GST);**
- ◆ **THAT THE LOT BE DISPOSED OF ON A "AS IS WHERE IS" BASIS;**
- ◆ **THAT APPROVAL IS GRANTED FOR A CARETAKERS PREMISES (IN ACCORDANCE WITH THE RELEVANT LEGISLATION) AND SPECIFICALLY THAT-**
  - *The approval be reviewed every two years.*
  - *Limiting the roofed area to 100m<sup>2</sup> so that out buildings and the original accommodation do not exceed the use of the industrial zoning.*
  - *That the accommodation be limited to one person per unit;*
- ◆ **THAT ANY FUTURE SUBDIVISION OF THE LOT TO BE CARRIED OUT IN ACCORDANCE WITH THE RELEVANT LEGISLATION;**
- ◆ **THAT THE USE OF THE LOT IS IN ACCORDANCE WITH THE SHIRE OF MULLEWA'S INTERIM DEVELOPMENT ORDER NO. 10;**

**CARRIED 8/0**

COMMENT: Mr Alan Moody of Haulmore Trailer Sales has advised in writing their agreement to accept Councils value of \$47,500 plus GST. Advertising for the disposition of property was carried out (in accordance with the LG Act) and at the closure of the required time frame no submissions were received.

CONSULTATION: Deputy CEO.

STATUTORY ENVIRONMENT: Local Government Act S3.58(3)

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

FINANCIAL IMPLICATIONS: Unbudgeted income of \$47,500

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

VOTING REQUIREMENT: Simple majority

**OFFICER RECOMMENDATION** THAT COUNCIL AUTHORISE THE CHIEF EXECUTIVE OFFICER TO PROCEED WITH THE DISPOSAL OF LOT 7 MULLEWA-WUBIN ROAD TO HAULMORE TRAILER SALES FOR THE SUM OF \$47,500 (PLUS GST), AND;  
THAT THE PROCEEDS FROM THE SALE BE DIRECTED TO COUNCILS BUILDING RESERVE.

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

**COUNCIL DECISION:** **THAT COUNCIL AUTHORISE THE CHIEF EXECUTIVE OFFICER TO PROCEED WITH THE DISPOSAL OF LOT 7 MULLEWA-WUBIN ROAD TO HAULMORE TRAILER SALES FOR THE SUM OF \$47,500 (PLUS GST), AND;  
THAT THE PROCEEDS FROM THE SALE BE DIRECTED TO COUNCILS BUILDING RESERVE.**

**CARRIED 8/0**

## 10.4 FINANCE AND GENERAL PURPOSE

### 10.4.1 BUDGET SUBMISSIONS 2008/2009 – REQUEST FOR SUBMISSIONS

DATE OF MEETING:	20 <sup>th</sup> February 2008
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	-
FILE REFERENCE:	206
PREVIOUS MINUTE/S & REFERENCE:	-
DATE AND AUTHOR:	Noelene Holmes, Deputy Chief Executive Officer
DISCLOSURE OF INTEREST:	Author has no disclosure of interest.
SUMMARY	Report advises of the requirement to submit projects for consideration in the forthcoming 2008/2009 budget
BACKGROUND:	In accordance with Council's Policy No. 502 - All projects which Councillors wish to be considered in the budget deliberations should be submitted to the Chief Executive Officer by April 1.
COMMENT:	Submissions should include supporting documents and detail costs to enable staff to use the information to support the projects' inclusion in the draft budget.
CONSULTATION:	
STATUTORY ENVIRONMENT:	Nil
POLICY IMPLICATIONS:	Council Policy 502 Budget Preparation
FINANCIAL IMPLICATIONS:	Assist with preparation of 2008/2009 Budget
STRATEGIC IMPLICATIONS:	There are no known strategic implications at this time.
VOTING REQUIREMENT:	Simple majority
OFFICER RECOMMENDATION	THAT COUNCIL NOTE THE CONTENTS OF THIS REPORT AND THAT SUBMISSION OF PROJECTS FOR CONSIDERATION IN THE 2008/2009 DRAFT BUDGET BE SUBMITTED TO THE CHIEF EXECUTIVE OFFICER BY 1 APRIL 2008.

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

**COUNCIL DECISION:** **THAT COUNCIL NOTE THE CONTENTS OF THIS REPORT AND THAT SUBMISSION OF PROJECTS FOR CONSIDERATION IN THE 2008/2009 DRAFT BUDGET IS SUBMITTED TO THE CHIEF EXECUTIVE OFFICER BY 1 APRIL 2008.**

**CARRIED 8/0**

<b>10.4.2 STATEMENT OF FINANCIAL ACTIVITY</b>
---

DATE OF MEETING: 20<sup>th</sup> February 2008  
 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: 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 December 2007 and at **APPENDIX B** is the Statement of Financial Activity for January 2008.

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 STATEMENTS OF FINANCIAL ACTIVITY FOR THE MONTHS OF DECEMBER 2007 AND JANUARY 2008 BE RECEIVED.

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

**COUNCIL DECISION:** **THAT THE STATEMENTS OF FINANCIAL ACTIVITY FOR THE MONTHS OF DECEMBER 2007 AND JANUARY 2008 BE RECEIVED.**

**CARRIED 8/0**

<b>10.4.3 FINANCE REPORT</b>
------------------------------

DATE OF MEETING: 20<sup>th</sup> February 2008  
 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:

COMMENT:	<b><u>BANK RECONCILIATION</u></b> The Bank Reconciliation for the months of December 2007 and January 2008 are listed below at <b>APPENDIX C</b> and <b>APPENDIX D</b> . 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 6%.
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 REPORTS FOR THE PERIOD ENDED 31 <sup>ST</sup> DECEMBER 2007 AND 31 <sup>ST</sup> JANUARY 2008 BE RECEIVED.

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

**COUNCIL DECISION:** **THAT THE FINANCE REPORTS FOR THE PERIOD ENDED 31<sup>ST</sup> DECEMBER 2007 AND 31<sup>ST</sup> JANUARY 2008 BE RECEIVED.**

**CARRIED 8/0**

<b>10.4.4</b>	<b>ACCOUNTS FOR PAYMENT</b>
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DATE OF MEETING:	20 <sup>th</sup> February 2008
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	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 \$ 281,029.21 covers the following:



Municipal Account

Cheque No.	9727 - 9754	\$	84,632.44
Electronic Fund Trans	3901 - 3958	\$	135,160.27
Payroll & Fees	VARIOUS	\$	61,199.50

Trust Account

Cheque No.	337 - 338	\$	37.00
<b>Total:</b>		<b>\$</b>	<b>281,029.21</b>

CONSULTATION:

Nil

STATUTORY

Local Government Act and Regulations

ENVIRONMENT:

POLICY

There are no known policy implications at this time.

IMPLICATIONS:

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.	9727 - 9754	\$	84,703.06
Electronic Fund Trans	3901 - 3958	\$	136,304.04
Payroll & Fees	VARIOUS	\$	61,199.50

Trust Account

Cheque No.	337 - 338	\$	37.00
<b>Total:</b>		<b>\$</b>	<b>282,243.60</b>

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

COUNCIL DECISION:

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

Municipal Account

Cheque No.	9727 - 9754	\$	84,703.06
Electronic Fund Trans	3901 - 3958	\$	136,304.04
Payroll & Fees	VARIOUS	\$	61,199.50

Trust Account

Cheque No.	337 - 338	\$	37.00
<b>Total:</b>		<b>\$</b>	<b>282,243.60</b>

**CARRIED 8/0****10.4.5 COMPLIANCE AUDIT RETURN – COMPLETION OF**

DATE OF MEETING:

20<sup>th</sup> February 2008

FILE REFERENCE:

204

DATE AND AUTHOR:

18<sup>th</sup> January 2008 – Noelene Holmes, Deputy Chief Executive OfficerDISCLOSURE  
INTEREST:

OF

The Author has no Disclosure of Interest.

BACKGROUND:

In accordance with the provisions of the Local Government Act 1995 each local government is to carry out a Compliance Audit for the period 1

January to 31 December 2007 against the requirements included within the Compliance Audit Return, attached under separate cover.

The Compliance Audit Return is to be

- Presented to Council at a meeting of the Council;
- Adopted by the Council; and
- Recorded in the minutes of the meeting in which it is adopted.

A certified copy of the report and the relevant copy of the minutes must be submitted to the Director General of the Department of Local Government and Regional Development by 31 March 2008.

COMMENT:

The completion of the Compliance Audit Return is mandatory and acts as a form of self-regulation, it is intended to seek compliance from local government and should serve as a checklist to remind employees and Councillors of their statutory obligations.

The Compliance Audit Return has been provided under separate cover to Councillors as part of this meeting agenda.

STATUTORY ENVIRONMENT:

Local Government (Audit) Regulations 1996.

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.

OFFICER RECOMMENDATION

THAT:

THE COMPLIANCE AUDIT RETURN, AS PRESENTED, BE ADOPTED AS THE OFFICIAL RETURN FOR THE SHIRE OF MULLEWA FOR THE PERIOD 1 JANUARY TO 31 DECEMBER 2007 AND CERTIFIED BY THE SHIRE PRESIDENT AND CHIEF EXECUTIVE OFFICER AS TRUE AND CORRECT, TO THE BEST OF THEIR KNOWLEDGE, AND; BE SUBMITTED TO THE EXECUTIVE DIRECTOR, DEPARTMENT OF LOCAL GOVERNMENT & REGIONAL DEVELOPMENT.

**Moved:**

*A J Crudeli*

**Seconded:**

*B I N Thomas*

COUNCIL DECISION:

**THAT:**

**THE COMPLIANCE AUDIT RETURN, AS PRESENTED, BE ADOPTED AS THE OFFICIAL RETURN FOR THE SHIRE OF MULLEWA FOR THE PERIOD 1 JANUARY TO 31 DECEMBER 2007 AND CERTIFIED BY THE SHIRE PRESIDENT AND CHIEF EXECUTIVE OFFICER AS TRUE AND CORRECT, TO THE BEST OF THEIR KNOWLEDGE, AND; BE SUBMITTED TO THE EXECUTIVE DIRECTOR, DEPARTMENT OF LOCAL GOVERNMENT & REGIONAL DEVELOPMENT.**

**CARRIED 8/0**

**10.4.6 MULLEWA SWIMMING POOL – REVIEW OF ENTRY FEE REMOVAL**

DATE OF MEETING: 20 February 2008

LOCATION/ADDRESS: -

NAME OF APPLICANT: -

FILE REFERENCE: 609.01

PREVIOUS MINUTE/S & REFERENCE: 20 December 2006, 19 September 2007

DATE AND AUTHOR: 12 February 2008 – Tom Hartman, Chief Executive Officer

DISCLOSURE OF INTEREST: Author has no disclosure of interest.

SUMMARY: Report reviews the free entry period over the 2007/08 School holidays.

BACKGROUND: At the Ordinary meeting of Council held 19 September 2007, Council resolved to allow free entry to the Mullewa Swimming Pool for the remainder of the 2007/08 school holiday period.

COMMENT: I requested the Swimming Pool Manager to record activities over this period. His report follows-

**POOL MANAGERS REPORT –2007/08**  
**FREE POOL ENTRY DURING SCHOOL HOLIDAYS 2007/2008**

*I believe Free Entry over the Christmas Holidays was very successful with good numbers over the whole period and with a marked increase of adults coming to the pool. The one free entry per day rule seems to keep the kids in the pool longer than normal and I think we must keep this rule for all future trials.*

*The behaviour of the children was excellent. I only had to ask about three or four kids to leave the pool grounds in about seven weeks which would be a record for us. I don't know if it was because of the rules we placed on getting free entry or the hot weather we had. I only had one incident of vandalism over the whole holiday period with four kids climbing the fence on New Years Day and making a bit of a mess with green paint on the kiosk walls and in the change rooms.*

*I banned those kids for two weeks and then made them pay the normal entry fee when they were allowed back in. This probably worked as a good example for everyone else. The only problems I had was when we had the inflatable crocodile out, while I was supervising that a few underage children wandered in of the street and had a swim.*

*If I had someone in the kiosk to monitor who goes in and out we could solve that problem. On a few days we got up to about 150 patrons. I could have used a bit of help with supervision. Other than that all things went well.*

---

As can be noted in the above report, the attendance over this period was again good with an increase attendance by adults. The behaviour of the kids was considered excellent.

Supervision was suggested as a concern again at certain times and will be addressed in the future. The introduction of rules to cover the kids wandering in and out of the pool and bad behaviour outside the pool also had a positive affect.

The new “inflatable” has been a hit.

There is again more positive reasons for Council to consider introducing

the same concession for the next Christmas school holiday period and supervision, activities and budget adjustments should be addressed during the 2008/09 budget estimates.

CONSULTATION:	Pool Manager
STATUTORY ENVIRONMENT:	There are no known statutory implications at this time.
POLICY IMPLICATIONS:	There are no known policy implications at this time.
FINANCIAL IMPLICATIONS:	Matter will require consideration at the 08/09 budget meeting.
STRATEGIC IMPLICATIONS:	There are no known strategic implications at this time.
VOTING REQUIREMENT:	Simple Majority
OFFICER RECOMMENDATION	THAT COUNCIL CONSIDER THE INTRODUCTION OF FREE ENTRY INTO THE MULLEWA SWIMMING POOL DURING THE 2008/2009 CHRISTMAS SCHOOL HOLIDAY PERIOD AND CONSIDER THE MATTER DURING THE 2008/2009 BUDGET DELIBERATIONS.

**Moved:** M Kerkmans                      **Seconded:** A J (Andrew) Messina

**COUNCIL DECISION:** **THAT COUNCIL CONSIDER THE INTRODUCTION OF FREE ENTRY INTO THE MULLEWA SWIMMING POOL DURING THE 2008/2009 CHRISTMAS SCHOOL HOLIDAY PERIOD AND CONSIDER THE MATTER DURING THE 2008/2009 BUDGET DELIBERATIONS.**

**CARRIED 8/0**

#### **10.4.7 MULLEWA COMMUNITY TRUST – DISBURSEMENT REVIEW**

DATE OF MEETING:	20 <sup>th</sup> February 2008
LOCATION/ADDRESS:	
NAME OF APPLICANT:	
FILE REFERENCE:	808.05
PREVIOUS MINUTE/S & REFERENCE:	
DATE AND AUTHOR:	12 February 2008, Tom Hartman, Chief Executive Officer
DISCLOSURE OF INTEREST:	Author has no disclosure of interest.
SUMMARY	Report suggests Council <b>MAY</b> wish to consider reviewing the annual disbursement amount from the Mullewa Community Trust.
BACKGROUND:	Initially the Council, in October, 2004, resolved “that a minimum of one third of the annual contribution shall be retained and invested”. In August, 2005, following accepting the increased contribution from Mt Gibson Mining from \$75,000 to \$100,000, Council resolved “that disbursement annually shall be \$50,000”. The \$50,000 cap appears to be a carry over from the formula one third/two thirds based on the contribution of \$75,000. Using the original formula on \$100,000 the result would be \$66,666 available to be disbursed and \$33,333 retained and invested. Having said that, Council may still wish to maintain the \$50,000 cap and build the “reserve” for the future, especially now that the interest earned is available to assist

community groups at Councils discretion.

When setting up the Mullewa Community Trust, Council developed criteria to guide the Committee in its recommendations to Council for expending the funds. One of the criteria is that Council "may set limits on the amounts to be distributed in any one year, of over any period".

COMMENT:	This review is only suggested to allow Council the opportunity to ensure disbursements are being made for the public benefit of the citizens of the Shire of Mullewa. At present the total amount requested for this round is \$58,442.55.
CONSULTATION:	President
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 REVIEW THE ANNUAL DISBURSEMENT BY THE MULLEWA COMMUNITY TRUST FOR THE 2008 FUNDING ROUND.

**Moved:** M D Tierney      **Seconded:** M Kerkmans

**COUNCIL DECISION:** **THAT COUNCIL SET THE ANNUAL DISBURSEMENT BY THE MULLEWA COMMUNITY TRUST FOR THE 2008 FUNDING ROUND AT \$60,000.**

**CARRIED 8/0**

*Cr Thomas declared an impartiality interest in the following item, the interest being a member of the Our Lady of Mt Carmel Parish Council.*

#### **10.4.8 RECREATION CENTRE DINING ROOM – WAIVING FEES**

DATE OF MEETING:	20 <sup>th</sup> February 2008
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	OLMC Parish Council
FILE REFERENCE:	-
PREVIOUS MINUTE/S & REFERENCE:	-
DATE AND AUTHOR:	14 February 2008, Tom Hartman, 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 <b>APPENDIX E</b> 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 29<sup>th</sup> March 2008, between 11:00am and 2:00pm 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 29th March 2008.

CONSULTATION:

STATUTORY  
ENVIRONMENT:  
POLICY  
IMPLICATIONS:  
FINANCIAL  
IMPLICATIONS:  
STRATEGIC  
IMPLICATIONS:

There are no known statutory implications at this time.

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 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 29<sup>TH</sup> MARCH 2008 BETWEEN 11:00AM AND 2:00PM - 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 29<sup>TH</sup> MARCH 2008.

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

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

**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 29<sup>TH</sup> MARCH 2008 BETWEEN 11:00AM AND 2:00PM - SUBJECT TO THE FOLLOWING:**

- **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 29<sup>TH</sup> MARCH 2008.**

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

**CARRIED 8/0**

## 10.5                      CHIEF EXECUTIVE OFFICERS REPORT

### **10.5.1    DPI MID WEST INFRASTRUCTURE ANALYSIS**

DATE OF MEETING:                      20<sup>th</sup> February 2008  
LOCATION/ADDRESS:                      -  
NAME OF APPLICANT:  
FILE REFERENCE:

## PREVIOUS MINUTE/S &amp;

## REFERENCE:

DATE AND AUTHOR: 13 February 2008, Tom Hartman, Chief Executive Officer

## DISCLOSURE OF

Author has no disclosure of interest.

## INTEREST:

## SUMMARY

The Department of Planning & Infrastructure (DPI) has released a draft Mid West Infrastructure Analysis Report (to be tabled) for stakeholder comment. The report is aimed at assisting State Government to develop an Infrastructure Strategy for the Mid West region of Western Australia.

## BACKGROUND:

The Shire of Mullewa was invited to and participated in a regional Infrastructure Workshop facilitated by officers from DPI in May, 2006 (held in Mingenew) to identify areas of infrastructure development required to accommodate an expanded mining industry due specifically to new iron ore mine site development. The outcomes for Mullewa from this workshop activity are attached. Each Local Government attending the workshop carried out the same process.

In addition to the development of an Infrastructure Strategy for the Mid West, the analysis is also expected to assist service providers with their strategic planning priorities for the region. It is envisaged that better coordination of State Government investment decisions should also result from the analysis and strategy formulation process.

The work completed thus far highlights a number of important challenges confronting the region. In particular, the uncertainty of whether major new projects will eventuate, finding State Government / private sector solutions to infrastructure development to support major new mining developments, avoiding delays in the implementation of major infrastructure projects, understanding population trends and possible growth scenarios, land development considerations and provision of an appropriate level of social infrastructure to support future growth.

## COMMENT:

The draft report, although thorough in content, has a slanted focus in terms of report recommendations towards a coastal direction in relation to population trends and resulting infrastructure servicing development. Rather than looking at alternative methods of reversing the rural decline, the report seems to suggest that the coastal attraction will continue and so most effort should be focused on facilitating this movement.

The report fails to offer an opportunity for rural centres to position themselves to maximise the mining development content occurring in their respective areas. This gap has far reaching consequences for inland rural centres, particularly if the resulting Infrastructure Strategy report becomes a strategic blueprint for future State Government infrastructure investment and development into the Mid West.

There are a number of specific areas that the Shire of Mullewa would like to see included within the final Infrastructure Analysis Report and resulting conclusions / recommendations. These include the following:-

- Mullewa as the central depot for resources to be railed to port and a hub for road network.
- Diversification of farming – bio diesel, etc.
- Development of a Light Industrial Area of land for provision of



services to the mining industry – specifically due to Mullewa being a road / rail transfer hub for the southern mineral province.

- Tourism infrastructure and product.
- Revitalising the Town centre.
- Education.

Moreover, the draft Infrastructure Analysis Report should contain recommendations that support remote and rural Local Government positioning to take advantage of mining developments in the area. The State Government has an opportunity to encourage Local Government and local stakeholder entrepreneurship by setting policy and report conclusions that support communities such as Mullewa in their efforts to maximise mining investment.

A similar report is being submitted to other Mid West Local Governments and a response from the Mid West Regional Council has been forwarded to the Department outlining these concerns.

**CONSULTATION:**

Gavin Treasure, CEO, Shire of Mullewa

**STATUTORY ENVIRONMENT:**

There are no known statutory implications at this time.

**POLICY**

There are no known policy implications at this time.

**IMPLICATIONS:**

**FINANCIAL**

There are no known financial implications at this time.

**IMPLICATIONS:**

**STRATEGIC**

**IMPLICATIONS:**

This matter has significant strategic consequences to the Shire of Mullewa if the current draft Infrastructure Analysis Report is adopted in its present form. A response submission is required to be prepared and lodged with the DPI in support of the position to maximise new mining investment within the adjacent rural economies.

**VOTING REQUIREMENT:**

Simple majority

**OFFICER**

**RECOMMENDATION**

**IT IS RECOMMENDED THAT:-**

1. THE SHIRE OF MULLEWA SUBMITS A STRATEGIC RESPONSE TO THE DRAFT INFRASTRUCTURE ANALYSIS REPORT AS PREPARED BY THE DEPARTMENT FOR PLANNING AND INFRASTRUCTURE.
2. THE SAID STRATEGIC RESPONSE SUPPORTS THE POSITION THAT RURAL AND REMOTE SHIRES SUCH AS MULLEWA BE ENCOURAGED TO POSITION THEMSELVES IN TERMS OF NEW INFRASTRUCTURE DEVELOPMENT TO SERVICE NEW MINING DEVELOPMENT PROJECTS IN THE AREA.
3. THE SAID STRATEGIC RESPONSE REFERRED TO IN 2 ABOVE, ALSO INCLUDE A RECOMMENDATION THAT THE STATE GOVERNMENT USE THE INFRASTRUCTURE ANALYSIS REPORT AS A MECHANISM FOR RURAL COMMUNITIES BATTLING HARDSHIP CAUSED BY DROUGHT TO REVERSE THE DECLINING TREND THROUGH ECONOMIC DIVERSIFICATION FROM NEW MINING DEVELOPMENT.

**Moved:** M D Tierney                      **Seconded:** A J (Andrew) Messina

**COUNCIL DECISION:**            **IT IS RECOMMENDED THAT:-**

1. THE SHIRE OF MULLEWA SUBMITS A STRATEGIC RESPONSE TO THE DRAFT INFRASTRUCTURE ANALYSIS REPORT AS PREPARED BY THE DEPARTMENT FOR PLANNING AND INFRASTRUCTURE.
2. THE SAID STRATEGIC RESPONSE SUPPORTS THE POSITION THAT RURAL AND REMOTE SHIRES SUCH AS MULLEWA BE ENCOURAGED TO POSITION THEMSELVES IN TERMS OF NEW INFRASTRUCTURE DEVELOPMENT TO SERVICE NEW MINING DEVELOPMENT PROJECTS IN THE AREA.
3. THE SAID STRATEGIC RESPONSE REFERRED TO IN 2 ABOVE, ALSO INCLUDE A RECOMMENDATION THAT THE STATE GOVERNMENT USE THE INFRASTRUCTURE ANALYSIS REPORT AS A MECHANISM FOR RURAL COMMUNITIES BATTLING HARDSHIP CAUSED BY DROUGHT TO REVERSE THE DECLINING TREND THROUGH ECONOMIC DIVERSIFICATION FROM NEW MINING DEVELOPMENT.

**CARRIED 8/0**

### **10.5.2 CROC FESTIVAL**

DATE OF MEETING:            20<sup>th</sup> February 2008

LOCATION/ADDRESS:            -

NAME OF APPLICANT:            -

FILE REFERENCE:

PREVIOUS MINUTE/S &        21<sup>st</sup> February 2007  
REFERENCE:

DATE AND AUTHOR:            14 February 2008 – Tom Hartman, Chief Executive Officer

DISCLOSURE OF                Author has no disclosure of interest.  
INTEREST:

SUMMARY                        Report submits the possibility of the Croc Festival being held again in Mullewa in 2008 and recommends Council consideration.

BACKGROUND:                Council budgeted \$20,000 in 2007/2008 plus in-kind contributions towards conducting the Croc Festival in Mullewa. The festival was held on 14 – 16 August 2007.  
At Councils August 22, 2007, meeting it was reported that

*“Approximately 500 students attended the Festival from 13 schools from the region. There appeared to be a very positive response from those who were involved and from visitors, facilitators, parents and guests. The Croc Festival organisers were very pleased with the venue. Council needs to consider whether it wants to be involved in hosting any future festivals, to allow early planning to be undertaken”*

At that meeting Council resolved

**'THAT COUNCIL WOULD LIKE TO HOST A FUTURE CROC FESTIVAL IN MULLEWA.'**

**CARRIED 6/0**

COMMENT: At this stage there has not been an official approach to Council by Croc Festivals of Australia, however, I have been verbally advised that the organisers have been notified by the Federal funding agency that there will be a reduction in the funding from 7 sites to 5 sites, and that Mullewa has been excluded. Croc Festival is appealing this decision and is now awaiting the results of the appeal.

This report is requesting Council to formally consider whether favourable consideration is to be given in the 2008/2009 budget to support the Croc Festival being held in Mullewa in 2008. This decision would allow an immediate response if the request to hold the festival in Mullewa is again forthcoming in the near future.

Council contributed \$20,000 cash last year.

CONSULTATION: Organisers.

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 have financial impact; however other benefits will flow on to local businesses and community.

STRATEGIC IMPLICATIONS: Should have positive impact.

VOTING REQUIREMENT: Simple majority

OFFICER RECOMMENDATION: THAT COUNCIL GIVE FAVOURABLE CONSIDERATION IN THE 2008/2009 BUDGET FOR \$20,000 PLUS IN-KIND SUPPORT TOWARDS THE CROC FESTIVAL BEING HELD IN MULLEWA IN 2008.

**Moved:** *M Kerkmans*                      **Seconded:** *B I N Thomas*

COUNCIL DECISION: **THAT COUNCIL GIVE FAVOURABLE CONSIDERATION IN THE 2008/2009 BUDGET FOR \$20,000 PLUS IN-KIND SUPPORT TOWARDS THE CROC FESTIVAL BEING HELD IN MULLEWA IN 2008.**

**AMENDMENT**

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

**THAT THE MOTION BE AMENDED BY ADDING AFTER 2008, "SUBJECT TO THE FUNDING BEING SOURCED FROM THE MULLEWA COMMUNITY TRUST".**

**CARRIED 8/0**

The Presiding Person put the amended motion-

**THAT COUNCIL GIVE FAVOURABLE CONSIDERATION IN THE 2008/2009 BUDGET FOR \$20,000 PLUS IN-KIND SUPPORT TOWARDS THE CROC FESTIVAL BEING HELD IN MULLEWA IN 2008, SUBJECT TO THE FUNDING BEING SOURCED FROM THE MULLEWA COMMUNITY TRUST.**

**CARRIED 8/0**

<b>0208.11</b>	<b>NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING</b>
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Nil

<b>0208.12</b>	<b>ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN</b>
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Nil

<b>0208.13</b>	<b>DELEGATED AUTHORITY</b>
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Nil

<b>0208.14</b>	<b>CLOSURE OF MEETING</b>
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The President closed the meeting at 2:20pm.

These minutes were confirmed at a meeting on 19 March 2008:

Signed:

A J (Nino)Messina, President

Date: