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**MINUTES OF THE ORDINARY MEETING OF THE SHIRE OF MULLEWA HELD IN THE COUNCIL CHAMBERS ON WEDNESDAY, 17 SEPTEMBER 2008.****0908.01 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS**

1:00pm The President declared the meeting open.

**0908.02 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 J L (Julie) Freeman	(Central Ward)
Councillor M D (Mick) Tierney	(Central Ward)
Councillor L J (Linda) Wainwright	(Central Ward)
Councillor A J (Tony) Crudeli	(Central Ward)
Councillor K P (Kim) Keeffe	(South Ward)
Councillor A J (Andrew) Messina	(South Ward)

**OFFICERS:**

Mr TA (Tom) Hartman - Chief Executive Officer  
Ms NJ (Noelene) Holmes – Deputy Chief Executive Officer (1.20pm)

**APOLOGIES:**

Councillor M (Mike) Kerkmans (East Ward)

**LEAVE OF ABSENCE:****VISITORS**Mullewa District High School

Mr Matthew Potts  
Ashlene Ryan  
Ricki Lee Jones  
Kelsie Anderson

**0908.03 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil

**0908.04 PUBLIC QUESTION TIME**

Ashlene Ryan, Ricki Lee Jones and Kelsie Anderson from Mullewa District High School asked the following questions:

1. ***Would it be possible if we could get a playground near the youth centre on the sand area?***

Work is in progress to grass this area.

2. ***Would it be possible if we can get recycling bins here around in Mullewa?***

Council is working with other Regional Councils on possible recycling options. Kids could start collecting aluminium cans for re-sale.

3. ***Would it be possible if we could get a holiday carnival in Mullewa? For example***
- ***Basketball***
  - ***Disco's***
  - ***Football***
  - ***Soccer***

Council provides holiday programs during school holidays. Discussions will need to happen with the kids and Council staff.

4. ***Students need more opportunities for employment in Mullewa. Do you know how we can create those opportunities?***

Council is working with the Mullewa Indigenous Womens Group and Meedac to encourage opportunities through the arts and tourism. What would they like to see happen.

5. ***How can we stop graffiti in town?***

It is up to the leadership group to assist with getting the message out there.

6. ***Would it be possible to have a graffiti wall in town where kids can graffiti legally?***

The youth centre may be the site, but this will have to be developed by the kids to ensure that there is a mutual obligation.

7. ***Would it be possible to get some lawn at in near the youth centre?***

Work is in progress to grass this area.

8. ***We came up with some suggestions for activities at the youth centre.***

- ***New computer***
- ***New pool table***
- ***More basketballs***
- ***Skateboards***

These are noted and will be further discussed with the kids.

9. **Can we introduce little athletics into Mullewa? It will be great for kids' confidence and it would keep them off the street.**

Maybe both schools could form a partnership and commence this activity.

**0908.05 APPLICATIONS FOR LEAVE OF ABSENCE**

Nil

**0908.06 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS**

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

**COUNCIL DECISION:** THAT THE MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 20<sup>th</sup> AUGUST 2008, AS PRINTED BE CONFIRMED.

**CARRIED 8/0**

**0908.07 ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION**

Nil

**0908.08 PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS**

Nil

**0908.09 REPORTS OF COMMITTEES/MEMBERS**

Nil

**0908.10 REPORTS OF OFFICERS**

**10.3 WORKS, PLANT, PARKS & GARDENS**

**10.3.1 LOCAL GOVERNMENT ROAD ASSETS AND EXPENDITURE 2006/2007 – REPORT ON**

DATE OF MEETING: 17<sup>th</sup> September 2008

LOCATION/ADDRESS: -

NAME OF APPLICANT: Western Australian Local Government Association

FILE REFERENCE: 105.01

PREVIOUS MINUTE/S & REFERENCE: 19<sup>th</sup> December 2007

DATE AND AUTHOR:	10 September 2008, Tom Hartman, Chief Executive Officer
DISCLOSURE OF INTEREST:	Author has no disclosure of interest.
SUMMARY:	
BACKGROUND:	<p>A report on local government road assets expenditure 2006/2007 has been received from the Western Australian Local Government Association. The report is a snap shot of the commitment of Local Governments to maintaining and upgrading the road network. It clearly identifies where road funding is going, where it has been spent, and where more road funding is required.</p> <p>It is noted in the report that in 2006/2007 local government spent:</p> <ul style="list-style-type: none"><li>▪ \$313.4m on preservation – a shortfall of \$120.6m, and</li></ul> <p>Total local government expenditure on roads was \$450.7m an increase of \$38.3m over the previous year.</p>
COMMENT:	<p>The road assets and expenditure report is very detailed and covers approximately 80 pages. (This report will be tabled)</p> <p>Attached <b>APPENDIX A</b> is the following information for your assistance:</p> <ul style="list-style-type: none"><li>▪ Conclusions – a summary of the report which provides various pie and bar graphs showing the shortfall in expenditure over need,</li><li>▪ Mid West Regional Road Group – The Mullewa Shire maintains its position being sixteenth (16<sup>th</sup>) highest Council based on expenditure out of the 18 members of the Mid West Regional Road Group, and</li><li>▪ Agricultural shires without large towns of the 71 Shires in this category Mullewa was the 67<sup>th</sup> highest performer in terms of its own revenue capacity spent on roads. Mullewa was 59<sup>th</sup> in 2005/2006.</li></ul> <p>WALGA continues to raise a matter that Council needs to make note of, in relation to a reduction in Councils own expenditure being spent on Roads. This anomaly was pointed out previously to Council and the agreement to receiving Roads to Recovery funding requires Council expenditure on roads to be at least that to which was averaged prior to the funding agreement. However, there has been a very severe drought over the past 2 years that has affected the maintenance program due to the dry conditions.</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 THE 2006/2007 REPORT ON LOCAL GOVERNMENT ROAD ASSETS AND EXPENDITURE BE NOTED AND THAT THE

CONTINUING COMMITMENT TO THE UPGRADING, MAINTENANCE AND IMPROVEMENT OF COUNCILS ROAD NETWORK IS REAFFIRMED.

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

**COUNCIL DECISION:** **THAT THE 2006/2007 REPORT ON LOCAL GOVERNMENT ROAD ASSETS AND EXPENDITURE BE NOTED AND THAT THE CONTINUING COMMITMENT TO THE UPGRADING, MAINTENANCE AND IMPROVEMENT OF COUNCILS ROAD NETWORK IS REAFFIRMED.**

**CARRIED 8/0**

### **10.3.2 REGIONAL ROAD GROUP FUNDING – SUBMISSIONS 2009/2010**

DATE OF MEETING: 17<sup>th</sup> September 2008

LOCATION/ADDRESS: -

NAME OF APPLICANT: -

FILE REFERENCE: 706.03 2008/2009

PREVIOUS MINUTE/S & REFERENCE:

DATE AND AUTHOR: 10 September 2008 – Tom Hartman, Chief Executive Officer

DISCLOSURE OF INTEREST: Author has no disclosure of interest.

SUMMARY

In accordance with the timetable as established by the Mid West Regional Road Group, program submissions have been prepared by Michael Keane, Greenfield Technical Services and submitted for road projects for the 2009/2010 financial year. In accordance with Regional Road Group direction, funding submission can only be considered on roads of regional significance. Priority is normally given to preservation works over construction works. At this time there is no indication of the level of funding for the Mid West Regional Project Pool for the 2009/2010 program.

Endorsement of this project funding submission is sought.

BACKGROUND: The following road projects have been submitted for funding through the Regional Road Group for the 2008/2009 financial year.

<i>Mingenew-Mullewa Rd</i>	6km reseal SLK 12-18 plus minor shoulder work	\$136,700
<i>Nangetty-Walkaway Rd</i>	Final 7km of 14mm re-seal program	\$164,8000
<i>Mingenew-Mullewa Rd</i>	Significant shoulder renewal ahead of reseal program	\$ 79,200

COMMENT: Due to the importance of the Mingeneew-Mullewa Road and the current condition of the shoulders it was considered necessary to apply for the continued funding for this work.

CONSULTATION: Michael Keane, Greenfield Technical Services - Bob Roden, Works Supervisor.

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

ENVIRONMENT: POLICY IMPLICATIONS: FINANCIAL IMPLICATIONS:	There are no known policy implications at this time.  Funding is approved on the basis of local government contributing 1/3 of the cost.
STRATEGIC IMPLICATIONS:	There are no known strategic implications at this time.
VOTING REQUIREMENT:	Simple majority
OFFICER RECOMMENDATION	THAT THE ACTION OF THE CHIEF EXECUTIVE OFFICER IN SUBMITTING PROJECTS FOR NANGETTY-WALKAWAY AND THE MINGENEW-MULLEWA ROADS, UNDER THE REGIONAL ROAD GROUP LOCAL ROAD PROJECT FUNDING POOL FOR THE 2009/2010 FINANCIAL YEAR BE ENDORSED.
<b>Moved:</b>	<i>J L Freeman</i>
<b>Seconded:</b>	<i>K P Keeffe</i>
COUNCIL DECISION:	<b>THAT THE ACTION OF THE CHIEF EXECUTIVE OFFICER IN SUBMITTING PROJECTS FOR NANGETTY-WALKAWAY AND THE MINGENEW-MULLEWA ROADS, UNDER THE REGIONAL ROAD GROUP LOCAL ROAD PROJECT FUNDING POOL FOR THE 2009/2010 FINANCIAL YEAR BE ENDORSED.</b>

CARRIED 8/0

## 10.4 FINANCE AND GENERAL PURPOSE

### 10.4.1 WILDFLOWER DRIVE TRAILS DEVELOPMENT PLAN

DATE OF MEETING:	17 <sup>th</sup> September 2008
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	
FILE REFERENCE:	
PREVIOUS MINUTE/S & REFERENCE:	
DATE AND AUTHOR:	Tom Hartman, Chief Executive Officer
DISCLOSURE INTEREST: SUMMARY	OF Author has no disclosure of interest.  Report submits that the Shire of Mullewa along with the Shires of Morawa and Perenjori have appointed Mrs Zoë Campbell to work as a consultant for the group as the Tourism Development Officer to assist the three Shires in developing new regional tourism plans and strategies.
BACKGROUND:	The success of Mullewa's walk and drive trails have shown that, through a range of well developed trails, tourists can be encouraged to explore an area more thoroughly which in turn will lead them to stay in the area longer and possibly spend more money, hence leading to economic development. With this in mind the three Shires have determined that an inland drive trail (Geraldton to Dalwallinu) will create a "corridor" to lead travelers through our region and to offer visitors an alternative route to or from Perth and/or the north-west or Murchison-Gascoyne. The intention is to formalise what is already a reasonably well-travelled route linking

Dalwallinu to Geraldton via Perenjori, Morawa and Mullewa. This route will pass through an area that is world renowned for its spectacular wildflowers, but also has many interesting landscapes, a vibrant history and the primary production industries of agriculture and mining which many visitors find fascinating. It is envisaged that the route will become a "Drive Trail" that would have considerable merit as a touring route that would complement the proposed Great North Road Stock Route and commonly used inland wildflower drives.

The project will deliver a Development Plan for a point to point Drive Trail. This drive trail will essentially become the spine of the route and will suggest a number of off shoots and loops that will be developed in later stages by the relevant Shires as extra promotional attractions. The plan will also develop a theme for the route and identify stopping places at which interpretive signs will later be installed.

## COMMENT:

This partnership with Morawa and Perenjori is administrated through Morawa and it is proposed that Mrs Zoë Campbell, as the Tourism Development Officer, would be given the approval to appoint Kulbardi Hill Consulting to undertake the initial work in the drawing up of the Trail Development Plan. This will require the financial commitment of the Shires of Perenjori, Morawa and Mullewa. Dalwallinu responded the following -

*"I have held preliminary discussion with the President and Deputy President who can see the merit in this project. Unfortunately our next Council meeting is not until 23 September 2008 at which point I will have an item for them to decide. I personally see this as a great project that would enhance our existing trails and self drive tours. So, unfortunately I can't guarantee our contribution just yet."*

## CONSULTATION:

STATUTORY  
ENVIRONMENT:  
POLICY  
IMPLICATIONS:  
FINANCIAL  
IMPLICATIONS:

There are no known statutory implications at this time.

There are no known policy implications at this time.

A quote of \$30,000 has been received from Kulbardi Hill Consulting to undertake this project work financial contributions of \$5,000 from the Shire of Mullewa with similar commitments from the Shire of Perenjori and the Shire of Morawa (totaling \$15,000) will be required. The matching 50% balance (\$15,000) will be from the Mid West Development Commission Regional Development Scheme.

The \$5,000 contribution from the Shire of Mullewa will be allocated from the "Area Promotion" budget and therefore having no impact on end of financial year results.

STRATEGIC  
IMPLICATIONS:

This project should have positive implications as there is currently talk between the Wildflower Country Tourism Group, Dalwallinu and Moora to expand (at a buy in cost) the existing tourism boundaries and include them as the central and south eastern entry points into our region.

## VOTING REQUIREMENT:

Simple majority



OFFICER  
RECOMMENDATION

THAT:-

- 1) SUBJECT TO MATCHING GRANT FUNDING SUCCESS AND EQUAL FINANCIAL CONTRIBUTIONS BEING RECEIVED FROM THE SHIRES OF PERENJORI AND MORAWA, APPROVAL BE GIVEN TO ALLOCATE \$5,000 FROM THE AREA PROMOTION BUDGET TO UNDERTAKE A TRAIL DEVELOPMENT PLAN.

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

## COUNCIL DECISION:

THAT:-

- 1) **SUBJECT TO MATCHING GRANT FUNDING SUCCESS AND EQUAL FINANCIAL CONTRIBUTIONS BEING RECEIVED FROM THE SHIRES OF PERENJORI AND MORAWA, APPROVAL BE GIVEN TO ALLOCATE \$5,000 FROM THE AREA PROMOTION BUDGET TO UNDERTAKE A TRAIL DEVELOPMENT PLAN.**

**CARRIED 8/0**

Cr Crudeli and Cr Thomas declared an impartial interest in the following item. The interest being members of the Badminton Club.

**10.4.2 MULLEWA BADMINTON CLUB – REQUEST FOR FEE REDUCTION**

DATE OF MEETING:	17 <sup>th</sup> September 2008
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	Mullewa Badminton Club
FILE REFERENCE:	606.04
PREVIOUS MINUTE/S & REFERENCE:	19 <sup>th</sup> December 2007
DATE AND AUTHOR:	8 <sup>th</sup> September 2008, Noelene Holmes, Deputy Chief Executive Officer
DISCLOSURE OF INTEREST:	Author has no disclosure of interest.
SUMMARY	Report submits a request for an annual court hire fee reduction.
BACKGROUND:	The attached letter at <b>APPENDIX A</b> from the Mullewa Badminton Club is outlining the request for an annual fee reduction.
COMMENT:	At the 2007/2008 budget deliberations it was resolved that the interest being earned on the funds invested from the Mullewa Community Trust be used, at Council discretion, to assist local community groups.  It was generally acknowledged that this allocation would be used to assist with facility hire and other matters that would assist community groups continue to function

The Mullewa Badminton Club requested and was granted a reduction of their 2007/2008 fees. The Club uses the recreation centre on Tuesdays for Ladies Badminton and Thursdays for night badminton from May to mid October.

Should this trend continue it may be prudent to consider a formula for fees charged with the calculation based on club members or income for the previous year when reviewing annual fees and charges.

## CONSULTATION:

## STATUTORY

There are no known statutory implications at this time.

## ENVIRONMENT:

## POLICY

There are no known policy implications at this time.

## IMPLICATIONS:

## FINANCIAL

## IMPLICATIONS:

Council has a budget allocation of \$9,000 on the 2008/2009 budget. GL3022 Support for Community Groups.

## STRATEGIC

## IMPLICATIONS:

There are no known strategic implications at this time.

## VOTING REQUIREMENT:

Simple majority

## OFFICER

## RECOMMENDATION

THAT COUNCIL APPROVE THE REQUEST FROM THE MULLEWA BADMINTON CLUB FOR A FEE REDUCTION FROM \$618 PER ANNUM TO \$300 PER ANNUM. AND;

THAT THE REDUCTION OF \$318 BE FUNDED FROM INTEREST EARNED FROM THE MULLEWA COMMUNITY TRUST DURING 2008/2009.

**Moved:**

*J L Freeman*

**Seconded:**

*L J Wainwright*

## COUNCIL DECISION:

**THAT COUNCIL APPROVE THE REQUEST FROM THE MULLEWA BADMINTON CLUB FOR A FEE REDUCTION FROM \$618 PER ANNUM TO \$300 PER ANNUM. AND;**

**THAT THE REDUCTION OF \$318 BE FUNDED FROM INTEREST EARNED FROM THE MULLEWA COMMUNITY TRUST DURING 2008/2009.**

**CARRIED 8/0**

<b>10.4.3 FINANCE REPORT 31<sup>st</sup> AUGUST 2008</b>
--

DATE OF MEETING: 17<sup>th</sup> September 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:

**BANK RECONCILIATION**

The Bank Reconciliation for the month of August 2008 is attached at **APPENDIX 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 6.75%.

## 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 THE FINANCE REPORT FOR THE PERIOD ENDED 31<sup>st</sup> AUGUST 2008 BE RECEIVED.

**Moved:**

*M D Tierney*

**Seconded:**

*Andrew J Messina*

## COUNCIL DECISION:

**THAT THE FINANCE REPORT FOR THE PERIOD ENDED 31<sup>st</sup> AUGUST 2008 BE RECEIVED.**

**CARRIED 8/0**

<b>10.4.4 ACCOUNTS FOR PAYMENT</b>
------------------------------------

## DATE OF MEETING:

17<sup>th</sup> September 2008

## LOCATION/ADDRESS:

-

## NAME OF APPLICANT:

-

## FILE REFERENCE:

-

## PREVIOUS MINUTE/S &amp;

-

## REFERENCE:

## DATE AND AUTHOR:

Noelene Holmes, Deputy Chief Executive Officer

## DISCLOSURE

OF

Author has no disclosure of interest.

## 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 \$ 314,924.84 covers the following:

<u>Municipal Account</u>		
Cheque No.	9920-9948	\$ 39,622.98
Electronic Fund Trans	4411-4483	\$ 204,642.02
Payroll & Fees	VARIOUS	\$ 70,405.35
<u>Trust Account</u>		
Cheque No.	358-360	\$ 175.49
	<b>Total:</b>	<b>\$ 314,924.84</b>

CONSULTATION:	Nil
STATUTORY ENVIRONMENT:	Local Government Act and Regulations
POLICY IMPLICATIONS:	There are no known policy implications at this time.
FINANCIAL IMPLICATIONS:	There are no known financial implications at this time.
STRATEGIC IMPLICATIONS:	There are no known strategic implications at this time.
VOTING REQUIREMENT:	Simple majority
OFFICER RECOMMENDATION	THAT THE ACCOUNTS FOR PAYMENT LISTED ON THE SCHEDULE AS PRESENTED BE PASSED FOR PAYMENT.

<u>Municipal Account</u>		
Cheque No	9920-9948	\$ 39,622.98
Electronic Fund Trans	4411-4483	\$ 204,642.02
Payroll & Fees	VARIOUS	\$ 70,405.35
<u>Trust Account</u>		
Cheque No.	358-360	\$ 175.49
	Total:	\$ 314,924.84

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

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

<u>Municipal Account</u>		
<b>Cheque No</b>	<b>9920-9948</b>	<b>\$ 39,622.98</b>
<b>Electronic Fund Trans</b>	<b>4411-4483</b>	<b>\$ 204,642.02</b>
<b>Payroll &amp; Fees</b>	<b>VARIOUS</b>	<b>\$ 70,405.35</b>
<u>Trust Account</u>		
<b>Cheque No.</b>	<b>358-360</b>	<b>\$ 175.49</b>
	<b>Total:</b>	<b>\$ 314,924.84</b>

**CARRIED 8/0**

#### 10.4.5 STATEMENT OF FINANCIAL ACTIVITY

DATE OF MEETING: 17<sup>th</sup> September 2008  
 LOCATION/ADDRESS: -  
 NAME OF APPLICANT: -  
 FILE REFERENCE: -  
 PREVIOUS MINUTE/S & REFERENCE: -

DATE AND AUTHOR:	Noelene Holmes, Deputy Chief Executive Officer
DISCLOSURE OF INTEREST: SUMMARY	Author has no disclosure of interest.
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 <b>APPENDIX C</b> is the Statement of Financial Activity for August 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 THE STATEMENT OF FINANCIAL ACTIVITY FOR THE MONTH OF AUGUST 2008 BE RECEIVED.
<b>Moved:</b>	<i>K P Keefe</i>
<b>Seconded:</b>	<i>A J Crudeli</i>
COUNCIL DECISION:	<b>THAT THE STATEMENT OF FINANCIAL ACTIVITY FOR THE MONTH OF AUGUST 2008 BE RECEIVED.</b>
	<b>CARRIED 8/0</b>

The President invited Cr Wainwright to draw the ticket for the rate incentive prize. The ticket was A728

#### **10.4.6 ELECTED MEMBER TRAINING & DEVELOPMENT – APPLICATION TO ATTEND**

DATE OF MEETING:	17 <sup>th</sup> September 2008
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	-
FILE REFERENCE:	101.02
PREVIOUS MINUTE/S & REFERENCE:	-
DATE AND AUTHOR:	Noelene Holmes – Deputy Chief Executive Officer
DISCLOSURE OF INTEREST: SUMMARY	Author has no disclosure of interest. Report requests approval to attend training course.
BACKGROUND:	An application to attend an Elected Member Development Program has been received by Cr Julie Freeman
COMMENT:	In accordance with Council's Policy 915 "Elected Member Development" Cr Freeman is requesting approval to attend training being conducted by WA Local Government Association Module 7 – Local Government Finance.

**Module 7: Local Government Finance**

This module provides participants with a range of basic tools to understand, interpret, develop, plan, and more effectively manage the financial resources of their Local Government, as well as inform them of their duties and responsibilities in regards to the financial management of their Council.

The module will be held in Perth on 18<sup>th</sup> October 2008 at a cost of \$165. A copy of Cr Freeman's 'Application to Attend' is attached at **APPENDIX D**.

CONSULTATION:	Nil
STATUTORY ENVIRONMENT:	There are no known statutory implications at this time.
POLICY IMPLICATIONS:	Policy 915 – Elected Member Training
FINANCIAL IMPLICATIONS:	Cost of course - \$165
STRATEGIC IMPLICATIONS:	There are no known strategic implications at this time.
VOTING REQUIREMENT:	Simple majority
OFFICER RECOMMENDATION	THAT THE APPLICATION TO ATTEND "MODULE 7 – LOCAL GOVERNMENT FINANCE" BY CR JULIE FREEMAN ON 18 <sup>TH</sup> OCTOBER 2008 BE APPROVED IN ACCORDANCE WITH THE GUIDELINES OF COUNCILS POLICY 'ELECTED MEMBER DEVELOPMENT'

**Moved:** *K P Keefe*                      **Seconded:** *A J Crudeli*

**COUNCIL DECISION:** **THAT THE APPLICATION TO ATTEND "MODULE 7 – LOCAL GOVERNMENT FINANCE" BY CR JULIE FREEMAN ON 18<sup>TH</sup> OCTOBER 2008 BE APPROVED IN ACCORDANCE WITH THE GUIDELINES OF COUNCILS POLICY 'ELECTED MEMBER DEVELOPMENT'**

**CARRIED 8/0**

## 10.5 CHIEF EXECUTIVE OFFICERS REPORT

### 10.5.1 CORAL COAST NOMINATION

DATE OF MEETING:	17 <sup>th</sup> September 2008
LOCATION/ADDRESS:	-
NAME OF APPLICANT:	-
FILE REFERENCE:	-
PREVIOUS MINUTE/S & REFERENCE:	-19 September 2007
DATE AND AUTHOR:	10 September 2008 – Tom Hartman, Chief Executive Officer
DISCLOSURE OF INTEREST:	Author has no disclosure of interest.
SUMMARY:	Report calls for consideration of a nomination for Australia's Coral Coast.
BACKGROUND:	The attached letter at <b>APPENDIX A</b> from the Board of Australia's Coral Coast is inviting members to consider nominating for a position on the

Board.

Australia's Coral Coast is the peak tourism body responsible for branding, positioning and marketing the coastal region of Western Australia extending north from Cervantes to Exmouth and inland via the shires bordering the Midlands Road to Mullewa.

Fundamentally the role of Australia's Coral Coast as the Regional Tourism Organisation is that of "Destination Marketing". The organisation undertakes activities designed to expose the tourism product and infrastructure of the region to consumers in its identified core markets domestically and internationally.

COMMENT:

The aim of the organisation is to develop and market Australia's Coral Coast as Western Australia's premier holiday destination and provide industry leadership that will accelerate the sustainable growth of tourism to the region.

The Australia's Coral Coast Board meets 6 times per year to provide strategic direction and advice to the CEO. The meetings are held in Perth and in regional centres. The organisation funds travel expenses for Board members to attend these meetings. It is a requirement that Board Members have the flexibility and availability to attend all meetings including the AGM (to be held in Geraldton 22/10/08). Occasionally Board members are required to attend regional tourism forums on behalf of Australia's Coral Coast to keep in touch with local issues and represent the Board.

The Board consists of:

- 1 x Chairman
- 3 x Whole of Region Elected Members
- 2 x Local Government Representatives
- 1 x Co-Opted Member
- 1 x Tourism WA Representative
- 1 x Southern Area Representative
- 1 x Central Area Representative
- 1 x Northern Area Representative

The Board positions which will become vacant for 2008/09 are:

- 1 Sub-Regional Representative – Northern Area
- 1 Sub-Regional Representative – Southern Area
- 1 Whole of Region Representative

Mullewa is included in the central area along with the City of Geraldton-Greenough, Chapman Valley and Northampton.

This position is for a 2 year term and nominations must be made by financial members closing at 5.00pm on the 26<sup>th</sup> September 2008.

CONSULTATION:

STATUTORY  
ENVIRONMENT:  
POLICY

There are no known statutory implications at this time.

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 CONSIDER SUBMITTING A NOMINATION FOR THE  
 POSITION OF CENTRAL AREA SUB REGIONAL REPRESENTATIVE.

**Moved:**                                    *B I N Thomas*                                    **Seconded:**                                    *M D Tierney*

COUNCIL DECISION:                        **THAT COUNCIL WILL NOT SUBMIT A NOMINATION FOR THE  
 POSITION OF CENTRAL AREA SUB REGIONAL REPRESENTATIVE.**

**CARRIED 8/0**

### **10.5.2 MID WEST REGIONAL COUNCIL – ACTING CEO**

DATE OF MEETING:                        17<sup>th</sup> September 2008

LOCATION/ADDRESS:                        -

NAME OF APPLICANT:                       -

FILE REFERENCE:                           -

PREVIOUS MINUTE/S &                    20 August 2008  
 REFERENCE:

DATE AND AUTHOR:                        Tom Hartman, Chief Executive Officer

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

This report raises a matter from the recent MWRC whereby it was resolved to appoint an Acting CEO and finalise its future direction and structure.

BACKGROUND:                                The report considered at the recent meeting of the MWRC held 3<sup>rd</sup> September, 2008, giving the background to this item is attached at **APPENDIX B.**

COMMENT:                                      As I reported in the August meeting of Council the MWRC CEO had tendered his resignation which had then triggered the MWRC Chairman to call an urgent meeting of the “Working Group” to allow matters raised and discussed to be presented to member Councils at their August monthly meetings. This working group meeting was held on Thursday 14<sup>th</sup> August at the Shire of Mullewa, and attended by the President, Deputy President and CEO. The report that was submitted to the working group was attached for Councils attention. (Councillors should refer to Item 10.5.3 of the August, 2007 meeting)

As reported, following considerable discussion, the consensus of the working group was to continue with the MWRC, advertise for a replacement CEO with a commercial/business background and review the current administration structure involving the current Director of Corporate Services. I also advised it should be noted that the projection after 09/10 was for an annual contribution for general operating costs may increase to \$50000. Council resolved the following –



**'THAT COUNCIL SUPPORT THE OUTCOME OF THE MWRC WORKING GROUP TO CONTINUE WITH THE MWRC, ADVERTISE FOR A REPLACEMENT CEO WITH A COMMERCIAL/BUSINESS BACKGROUND AND REVIEW THE CURRENT ADMINISTRATION STRUCTURE INVOLVING THE CURRENT DIRECTOR OF CORPORATE SERVICES.'**

I understood that the current administration structure was only to be reviewed, but as can be seen from the report submitted to the MWRC the cost of the Director of Corporate Services was calculated across the other members. This, I feel may have caused some concern amongst the members that are not receiving the service of this position. I made this point quite clear at the last TAG meeting and indicated that the Shire of Mullewa had not considered this proposal other than the administration was to be reviewed. I also discussed that in my opinion the recommendation to the MWRC should be split and the CEO position considered as a separate item to the revised budget.

As can be noted from the minutes of the recent MWRC meeting the recommendation was defeated and a subsequent motion resolved. The reason for this action was revealed in the note following the resolution which stated –

***'Reason for Deviation from Officer's Recommendation: The MWRC did not believe it was in a position to commence the process of replacing the Chief Executive Officer until it had finalised its future direction and the most appropriated structure to achieve the objectives of the Regional Council.'***

This outcome from the MWRC meeting has caused some confusion due to the fact that there was consensus from the working group meeting as to its future direction.

Although the recommendation to the MWRC did include the appointment of one of the existing member shire CEO's with the MWRC as Acting CEO, this action was recommended in relation to any delay in appointing a replacement CEO. I did not attend the recent MWRC meeting, but, I have been informed that the decision took everyone attending by surprise as there was no consultation that this matter would be resolved this way. In hindsight it may have been better to 'lay the matter on the table' owing obviously to the concerns with the recommendation by some members. There could be other options that may need to be explored such as engaging a relief officer for a short period similar to the Geraldton/Greenough amalgamation. The list goes on.....

Councillors will note that I included the copy of the letter CEO's received in relation to this matter from the MWRC which is attached at **APPENDIX C** and this will need Council consideration. Unfortunately the letter does not indicate what action is going to be taken to achieve the reasoning of the decision regarding ***"finalising its future direction and the most appropriate structure to achieve the objectives of the regional Council"***

I will be meeting with other CEO's on Friday, September 12, to discuss this outcome and may be in a position to advise Council on their views.

I consider Council now needs to discuss its involvement in the MWRC and provide future direction.

CONSULTATION:	MWRC member CEO's 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 CONSIDER THE OUTCOME OF THE MWRC MEETING AND PROVIDE ITS FUTURE DIRECTION.

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

**COUNCIL DECISION:** **THAT COUNCIL ADVISE THE MWRC -**

1. **COUNCIL SUPPORTS THE CEO NOT TO ACCEPT THE ROLE OF ACTING CEO FOR THE MWRC.**
2. **COUNCIL SUPPORTS THE APPOINTMENT OF AN ACTING CEO EXTERNAL TO THE REGION.**
3. **COUNCIL SUPPORTS THE FOCUS OF THE ACTING CEO ON THE FOLLOWING AREAS –**
  - **MRWA – INTEGRATED SERVICE AGREEMENT (\*PRIORITY 1)**
  - **INTEGRATED STRATEGIC WASTE MANAGEMENT PLAN**
  - **REGIONAL REFUSE COLLECTION SERVICE**
  - **DOZER SERVICE**
  - **LEGISLATIVE & CORPORATE COMPLIANCE REQUIREMENTS OF THE MWRC**
  - **TOURISM PROMOTION WITH THE REGION**
  - **RESOURCE SHARING**
  - **PLANT PROCUREMENT**
4. **COUNCIL DOES NOT SUPPORT THE PROPOSED COST SHARING OF THE DIRECTOR CORPORATE SERVICES POSITION OTHER THAN DIRECT FEE FOR SERVICE PROJECTS.**
5. **COUNCIL ADVISE ITS INTENTION TO COMMENCE DIALOGUE WITH ITS WESTERN NEIGHBOURS.**
6. **COUNCIL SUPPORTS AN URGENT MEETING OF THE PRESIDENTS FROM THE 7 MEMBER COUNCILS TO DISCUSS THE FUTURE DIRECTION AND APPROPRIATE STRUCTURE FOR THE MWRC.**

**CARRIED 8/0**

3.15pm – 3.18pm      Cr Freeman left the meeting

<b>0908.11</b>	<b>NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING</b>
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Nil

<b>0908.12</b>	<b>ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN</b>
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Nil

3.24pm -3.40pm Meeting adjourned

<b>0908.13</b>	<b>DELEGATED AUTHORITY</b>
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<b>13.1</b>	<b>MUNICIPAL SEAL – EXERCISING DELEGATED AUTHORITY TO AFFIX</b>
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DATE OF MEETING: 17<sup>th</sup> September 2008

LOCATION/ADDRESS:

NAME OF APPLICANT: -

FILE REFERENCE:

PREVIOUS MINUTE/S & REFERENCE: 21 May 2008

DATE AND AUTHOR: Tom Hartman Chief Executive Officer

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

SUMMARY Report seeks endorsement for affixing the Municipal seal

BACKGROUND: In accordance with Delegation No. 29 granted by Council at Minute No. 0607.16 the Municipal Seal was affixed to the documentation as follows:

Regional Infrastructure Funding Program Agreement – Town Enhancement and Trails Project

COMMENT: Council's policy on the use of the Municipal Seal is such:

*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:*

- *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*
- *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.*

CONSULTATION:

STATUTORY Local Government Act 1995

ENVIRONMENT:  
 POLICY: Policy No. 614 – Delegation of Authority to Affix Municipal Seal  
 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: Absolute majority

**OFFICER RECOMMENDATION** THAT THE EXERCISE OF DELEGATED AUTHORITY BY THE SHIRE PRESIDENT AND CHIEF EXECUTIVE OFFICER IN AFFIXING THE MUNICIPAL SEAL TO THE REGIONAL INFRASTRUCTURE FUNDING PROGRAM AGREEMENT ON THE 20<sup>TH</sup> AUGUST 2008 BE ENDORSED.

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

**COUNCIL DECISION:** **THAT THE EXERCISE OF DELEGATED AUTHORITY BY THE SHIRE PRESIDENT AND CHIEF EXECUTIVE OFFICER IN AFFIXING THE MUNICIPAL SEAL TO THE REGIONAL INFRASTRUCTURE FUNDING PROGRAM AGREEMENT ON THE 20<sup>TH</sup> AUGUST 2008 BE ENDORSED.**

**CARRIED BY ABSOLUTE MAJORITY 8/0**

### **13.2 DELEGATED AUTHORITIES – REVIEW OF**

DATE OF MEETING: 17<sup>th</sup> September 2008

LOCATION/ADDRESS: -

NAME OF APPLICANT:

FILE REFERENCE: -

PREVIOUS MINUTE/S & REFERENCE: Annually - June 2007

DATE AND AUTHOR: 8<sup>th</sup> September 2008 – 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: This matter should have been attended to at the June 2008 meeting in compliance with Section 5.46 of the Act. Unfortunately it was overlooked and I take full responsibility for this oversight.

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

All of the delegations are considered current.

CONSULTATION: STATUTORY 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:** *J L Freeman*                      **Seconded:** *M D Tierney*

**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 BY ABSOLUTE MAJORITY 8/0**

<b>0908.14      CLOSURE OF MEETING</b>
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The President closed the meeting at 3.41pm.

These minutes were confirmed at a meeting on 15 October 2008:
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Signed:
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A J Messina, President
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Date:
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