



# **SHIRE OF MT MARSHALL**

**These Minutes were confirmed by  
Council at the Ordinary Meeting  
of Council held on  
18 May 2011.**





# **SHIRE OF MT MARSHALL**

**Minutes of Meeting held on  
Wednesday 20 April 2011, in  
Council Chambers, Bencubbin  
commencing at 12:50 pm.**

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Cr PA Gillett

President

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# **DISCLAIMER**

## **MEMBERS OF THE PUBLIC ARE REQUESTED TO READ THROUGH AND FAMILIARISE THEMSELVES WITH THE DISCLAIMER**

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**In particular and without derogating in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a license, any statement or intimation of approval made by a member or officer of the Shire of Mt Marshall during the course of any meeting is not intended to be and is not to be taken as notice of approval from the Shire of Mt Marshall. The Shire of Mt Marshall warns that anyone who has an application lodged with the Shire of Mt Marshall must obtain and should only rely on written confirmation of the outcome of the application, and any conditions attaching to the decision made by the Shire of Mt Marshall in respect of the application.**

**Minutes of the Ordinary Meeting of Council**  
**held on Wednesday 20 April 2011**

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**Minutes of the Ordinary Meeting of Council**  
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15. **Closure of Meeting**

**Minutes of the Ordinary Meeting of Council**  
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**1.0 Declaration of Opening / Announcement of Visitors**

The Presiding Member declared the meeting open at 12:50pm, welcomed Mr John Beagley, and directed his attention to the disclaimer.

**2.0 Record of Attendance / Apologies / Approved Leave of Absence**

**In Attendance**

Cr PA Gillett	President / Presiding Member	
Cr IN Miguel	Deputy President	
Cr MP Hogan	Councillor	
Cr DA Miguel	Councillor	
Cr CJ Kirby	Councillor	
Mr Matthew Gilfellow	Acting Chief Executive Officer	
Mr Rod Munns	Shire Engineer	12:53 pm – 2:04 pm
Mrs Lauren Grylls	Executive Assistant	
Lisa Clark	Natural Resource Management Officer	12:50 pm – 1:26 pm
Miss Rebecca Watson	Community & Recreation Development Officer	1:01 pm – 1:13 pm
Mr John Beagley	Public	

**Apologies**

Cr RN Breakell	Councillor
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**3.0 Standing Orders**

**2011/040 COUNCIL DECISION:**

**That Standing Orders be suspended for the duration of the meeting to allow for greater debate on items in the agenda.**

**Moved Cr IN Miguel                      Seconded Cr MP Hogan                      Carried 5/0**

**4.0 Public Questions**

**4.1 Response to Public Questions Taken on Notice**

Nil

**4.2 Public Question Time**

Nil

**5.0 Applications for Leave Of Absence**

Nil

**Minutes of the Ordinary Meeting of Council**  
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**6.0 Confirmation of Minutes of Previous Meetings**

**6.1 Minutes of the Ordinary Meeting held on Wednesday 22 March 2011**

**2011/041 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That the Minutes of the Ordinary Meeting of Council held on 22 March 2011 be confirmed as a true and correct record of proceedings.**

**Moved Cr DA Miguel**

**Seconded Cr CJ Kirby**

**Carried 5/0**

**7.0 Announcements by Presiding Person Without Discussion**

Nil

**8.0 Petitions / Deputations / Presentations / Submissions**

Nil



**Minutes of the Ordinary Meeting of Council**  
**held on Wednesday 20 April 2011**

**9.0 Reports of Committees**

**9.1 Natural Resource Management Committee**

**9.1.1 Natural Resource Management Committee Minutes – 1 December 2010**

**LOCATION/ADDRESS:** Mt Marshall District  
**NAME OF APPLICANT:** N/A  
**FILE REFERENCE:** A4/14  
**AUTHOR:** Lauren Grylls – Executive Assistant  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 13 April 2011  
**ATTACHMENT NUMBER:** 9.1.1 Minutes of Natural Resource Management  
Committee Meeting  
**CONSULTATION:** Nil  
**STATUTORY ENVIRONMENT:** Nil  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Nil  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Simple Majority

**2011/042 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That the minutes of the Mt Marshall Natural Resource Management Committee meeting held on 1 December 2011 be received and all resolutions adopted.**

**Moved Cr DA Miguel**

**Seconded Cr CJ Kirby**

**Carried 5/0**

**BACKGROUND:**

Nil

**COMMENT:**

The minutes of the Mt Marshall Natural Resource Management Committee meeting held on 1 December 2010 are submitted for council information.

**Minutes of the Ordinary Meeting of Council**  
**held on Wednesday 20 April 2011**

Mr Rod Munns entered the meeting at 12:53 pm.

<b>9.2 Junior Council</b>
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Nil

<b>9.3 Audit Committee</b>
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<b>9.3.2 Audit Committee Minutes – 22 March 2011</b>
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<b>LOCATION/ADDRESS:</b>	Mt Marshall District
<b>NAME OF APPLICANT:</b>	N/A
<b>FILE REFERENCE:</b>	A1/3
<b>AUTHOR:</b>	Lauren Grylls – Executive Assistant
<b>DISCLOSURE OF INTEREST:</b>	No Interest to Disclose
<b>DATE:</b>	10 February 2011
<b>ATTACHMENT NUMBER:</b>	9.3.2 Minutes of Audit Committee Meeting
<b>CONSULTATION:</b>	Nil
<b>STATUTORY ENVIRONMENT:</b>	Nil
<b>POLICY IMPLICATIONS:</b>	Nil
<b>FINANCIAL IMPLICATIONS:</b>	Nil
<b>STRATEGIC IMPLICATIONS:</b>	Nil
<b>VOTING REQUIREMENT:</b>	Simple Majority

<b>2011/043 COUNCIL DECISION / OFFICER RECOMMENDATION:</b>
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That the minutes of the Mt Marshall Audit Committee meeting held on 22 March 2011 be received.
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Moved Cr MP Hogan
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Seconded Cr IN Miguel
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Carried 5/0
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**BACKGROUND:**

Nil

**COMMENT:**

The minutes of the Mt Marshall Audit Committee meeting held on 22 March 2011 are submitted for council information.

**Minutes of the Ordinary Meeting of Council**  
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**9.4 Infrastructure & Development Committee**

Nil

**9.5 Community Sport, Recreation & Townscape Committee**

Nil

**9.6 Bush Fire Advisory Committee**

**9.6.1 Bush Fire Advisory Committee Minutes – 18 March 2011**

<b>LOCATION/ADDRESS:</b>	Mt Marshall District
<b>NAME OF APPLICANT:</b>	N/A
<b>FILE REFERENCE:</b>	A6/38
<b>AUTHOR:</b>	Lauren Grylls – Executive Assistant
<b>DISCLOSURE OF INTEREST:</b>	No Interest to Disclose
<b>DATE:</b>	13 April 2011
<b>ATTACHMENT NUMBER:</b>	9.6.1 Minutes of Bush Fire Advisory Committee Meeting
<b>CONSULTATION:</b>	Nil
<b>STATUTORY ENVIRONMENT:</b>	Nil
<b>POLICY IMPLICATIONS:</b>	Nil
<b>FINANCIAL IMPLICATIONS:</b>	Nil
<b>STRATEGIC IMPLICATIONS:</b>	Nil
<b>VOTING REQUIREMENT:</b>	Simple Majority

**2011/044 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That the minutes of the Mt Marshall Bush Fire Advisory Committee meeting held on 18 March 2011 be received and all resolutions adopted.**

**Moved Cr DA Miguel**

**Seconded Cr MP Hogan**

**Carried 5/0**

**BACKGROUND:**

Nil

**COMMENT:**

The minutes of the Mt Marshall Bush Fire Advisory Committee meeting held on 18 March 2011 are submitted for council information.

**Minutes of the Ordinary Meeting of Council**  
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**9.7 Local Emergency Management Committee**

**9.7.1 Local Emergency Management Committee Minutes – 15 February 2011**

**LOCATION/ADDRESS:** Mt Marshall District  
**NAME OF APPLICANT:** N/A  
**FILE REFERENCE:** A6/38  
**AUTHOR:** Lauren Grylls – Executive Assistant  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 13 April 2011  
**ATTACHMENT NUMBER:** 9.7.1 Minutes of Local Emergency Management Committee Meeting  
**CONSULTATION:** Nil  
**STATUTORY ENVIRONMENT:** Nil  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Nil  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Simple Majority

**2011/045 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That the minutes of the Mt Marshall Local Emergency Management Committee meeting held on 15 February 2011 be received.**

**Moved Cr CJ Kirby**

**Seconded Cr PA Gillett**

**Carried 5/0**

**BACKGROUND:**

Nil

**COMMENT:**

The minutes of the Mt Marshall Local Emergency Management Committee meeting held on 15 February 2011 are submitted for council information.

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**9.8 Beacon Bulletin Inc**

**9.8.1 Beacon Bulletin Inc Minutes – 15 March 2011**

**LOCATION/ADDRESS:** Mt Marshall District  
**NAME OF APPLICANT:** N/A  
**FILE REFERENCE:** A6/38  
**AUTHOR:** Lauren Grylls – Executive Assistant  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 13 April 2011  
**ATTACHMENT NUMBER:** 9.8.1a Correspondence from Beacon Bulletin Inc  
9.8.1b Minutes of Beacon Bulletin Inc Annual General Meeting  
9.8.1c Minutes of Beacon Bulletin Inc General Meeting  
**CONSULTATION:** Nil  
**STATUTORY ENVIRONMENT:** Nil  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Nil  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Absolute Majority

**2011/046 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That:**

- 1. The minutes of the Beacon Bulletin Inc Committee Annual General Meeting and General Meeting held on 15 February 2011 be received and all resolutions adopted;**
- 2. Mrs Kerry Munns be appointed to the Beacon Bulletin Committee to take up the position vacated by Ms Roz Anstee; and**
- 3. The following fees be adopted:**

<b>Local subscription</b>	<b>\$30.00</b>
<b>Mailing Subscription</b>	<b>\$55.00</b>
<b>Emailed subscriptions</b>	<b>\$20.00</b>
<b>Family subscriptions</b>	<b>\$30.00</b>
<b>Emailed plus printed subscriptions</b>	<b>\$40.00</b>
<b>Over the Counter Sales</b>	<b>\$ 1.00</b>

**Moved Cr DA Miguel**

**Seconded Cr IN Miguel**

**Carried 5/0  
Absolute Majority**

**BACKGROUND:**

In June 2006 the Beacon Bulletin Committee was formed as a committee of Council.

The minutes of the Annual General Meeting and General Meeting are submitted for Council information.

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**COMMENT:**

As a committee of Council, committee members are required to be appointed by Council, and fees and charges are required to be set by Council.

Mrs Kerry Munns needs to be appointed to the committee to take up the position vacated by Ms Roz Anstee.

The changes to the subscriptions charged are:

Emailed subscriptions	\$20.00
Family subscriptions	\$30.00
Emailed plus printed subscriptions	\$40.00
Over the Counter Sales	\$ 1.00

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**10.0 Reports of Officers**

**10.1 Environmental Health Officer / Building Surveyor**

Nil

**10.2 Community and Recreation Development Officer**

**10.2.2 Amendment to Fees & Charges Schedule – Sandalwood Story Book**

**LOCATION/ADDRESS:** Mt Marshall District  
**NAME OF APPLICANT:** Mt Marshall History Working Group  
**FILE REFERENCE:** A4/21  
**AUTHOR:** Rebecca Watson – Community and Recreation Development Officer  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 11 April 2011  
**ATTACHMENT NUMBER:** 10.2.2 The Sandalwood Story (under separate cover)  
**CONSULTATION:** Matthew Gilfellon – Acting Chief Executive Officer  
**STATUTORY ENVIRONMENT:** Nil  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Fee for Sandalwood Story publication be set at \$2.00 incl. GST  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Absolute Majority

**2011/047 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That the Sandalwood Story publication be sold at a fee of \$2.00 incl. GST to cover the cost of printing and materials.**

**Moved Cr IN Miguel**

**Seconded Cr MP Hogan**

**Carried 5/0  
Absolute Majority**

**BACKGROUND:**

In 2010, Mrs Ann Grylls approached me to assist her in developing a publication on the history of sandalwood in Mt Marshall. Stories from the history working group archives been compiled to complete the publication. It was discussed that this booklet be available for local residents and tourist to purchase.

**COMMENT:**

The book has now been completed and now requires Council to set a fee for it to be sold. It is not intended that profit be gained from the sales, only that the costs of printing and the materials used be covered. I have worked out that \$2.00 would be a sufficient charge to cover these costs.

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Miss Rebecca Watson entered the meeting at 1:01 pm.

Mrs Lisa Clark left the meeting at 1:02 pm.

Mrs Lisa Clark returned to the meeting at 1:03 pm.

<b>10.2.3 Bencubbin Community Recreation Council Memorandum of Understanding</b>
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<b>LOCATION/ADDRESS:</b>	Mt Marshall District
<b>NAME OF APPLICANT:</b>	Bencubbin Community Recreation Council
<b>FILE REFERENCE:</b>	A4/26
<b>AUTHOR:</b>	Rebecca Watson – Community and Recreation Development Officer
<b>DISCLOSURE OF INTEREST:</b>	No Interest to Disclose
<b>DATE:</b>	13 April 2011
<b>ATTACHMENT NUMBER:</b>	10.2.3 Memorandum of Understanding between the Bencubbin Community Recreation Council and the Shire of Mt Marshall
<b>CONSULTATION:</b>	Matthew Gilfellow – Acting Chief Executive Officer Ron Collins – Bencubbin Community Recreation Council President
<b>STATUTORY ENVIRONMENT:</b>	Nil
<b>POLICY IMPLICATIONS:</b>	Nil
<b>FINANCIAL IMPLICATIONS:</b>	Nil
<b>STRATEGIC IMPLICATIONS:</b>	Nil
<b>VOTING REQUIREMENT:</b>	Simple Majority

<b>OFFICER RECOMMENDATION:</b>
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That the amended Memorandum of Understanding between the Shire of Mt Marshall and the Bencubbin Community Recreation Council for the Bencubbin Recreation Grounds be endorsed.
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<b>2011/048 COUNCIL DECISION:</b>
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<b>That the matter be deferred until the May Ordinary Meeting of Council.</b>
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<b>Moved Cr MP Hogan</b>
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<b>Seconded Cr DA Miguel</b>
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<b>Carried 5/0</b>
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Note: The officer recommendation was amended to defer the matter to the May Ordinary Meeting of Council to allow members of the Bencubbin Community Recreation Council further time to consider the Memorandum of Understanding.

**BACKGROUND:**

In June 2006 the Shire of Mt Marshall and the Bencubbin Community Recreation Council (Bencubbin CRC), entered into a Memorandum of Understanding (MOU) that dictates the roles and responsibilities of both parties in regards to the management of the Bencubbin Recreation Grounds.



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The MOU was due for review in May 2009, however in April 2008 I started reviewing the existing MOU as there were several areas identified by the Shire and the Bencubbin CRC as being unclear.

An MOU was drawn up and taken to the May 2008 Council Meeting. There were still several areas that were unclear within this MOU, therefore Council requested that the MOU be modified to cover these areas and brought back to the June Meeting.

The following decision was made at the June 2008 meeting of Council:

**2008/136 COUNCIL DECISION:**

**That the attached Memorandum of Understanding between the Shire of Mt Marshall and the Bencubbin Community Recreation Council, for the management of the Bencubbin Recreation Grounds, with the inclusion of pest treatment and rubbish bins, be endorsed by Council and be sent to the Bencubbin Community Recreation Council for their endorsement.**

**Moved Cr PB Sachse**

**Seconded Cr MP Hogan**

**Carried 6/0**

The Memorandum was re-sent to the Bencubbin Community Recreation Council for endorsement. In August 2010 the Bencubbin Community Recreation Council asked for several more changes to be made to the agreement. These changes were made and the document returned to them to endorse.

At the Bencubbin Community Recreation Council General Meeting on 12<sup>th</sup> April 2011, the Memorandum of Understanding was raised once again. It was pointed out by the Mt Marshall Agricultural Society that the Old Bar, Exhibition Hall, Sheep Yards, Shearing Shed and Horse Yards are theirs, therefore they should not be included in the Memorandum of Understanding between the Bencubbin Community Recreation Council and the Shire.

**COMMENT:**

Several changes have been made to the Memorandum of Understanding at the request of the Bencubbin Community Recreation Council, including the layout of this document. I ask that Council endorse the attached Memorandum of Understanding for the management of the Bencubbin Recreation Complex.

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Miss Rebecca Watson left the meeting at 1:13 pm.

**10.3 Natural Resource Management Officer**

**10.3.1 Eastern Wheatbelt Declared Species Group – Rule Change Approval**

**LOCATION/ADDRESS:** Mt Marshall District  
**NAME OF APPLICANT:** Eastern Wheatbelt Declared Species Group  
**FILE REFERENCE:** E1/10  
**AUTHOR:** Lisa J Clark – Natural Resource Management Officer  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 6 April 2011  
**ATTACHMENT NUMBER:** 10.3.1 Rules Of Association – Eastern Wheatbelt Biosecurity Group Inc.

**CONSULTATION:** Nil  
**STATUTORY ENVIRONMENT:** Nil  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Nil  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Simple Majority

**OFFICER RECOMMENDATION:**

That the attached Eastern Wheatbelt Declared Species Group 'Draft Rules of Association' be endorsed by Council.

**2011/049 COUNCIL DECISION:**

**That the attached Eastern Wheatbelt Declared Species Group (also known as the Eastern Wheatbelt Biosecurity Group Inc.) 'Draft Rules of Association' be endorsed by Council.**

**Moved Cr MP Hogan**

**Seconded Cr CJ Kirby**

**Carried 5/0**

Note: The officer recommendation was amended by the addition of the words 'also known as the Eastern Wheatbelt Biosecurity Group Inc.'.

**BACKGROUND:**

The Eastern Wheatbelt Declared Species Group (EWDSG) is currently in the process of becoming incorporated under a recognised Biosecurity Group with the Department of Agriculture and Food. This decision was made to ensure the group was able to apply for and attract further funding to employ doggers and improve the condition of the State Barrier Fence.

The process of the association incorporation involves creating rules and regulations for the EWDSG. The Draft rules for the EWDSG have been amended to state that Full Membership of the Board is by Local Government representatives only, and other government departments are associate members. This is to ensure that the board does not become too large.

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**COMMENT:**

The Eastern Wheatbelt Declared Species Group 'Rules of Association' are attached for consideration.

Any comments/amendments Council wish to make regarding the 'Draft Rules' will be forwarded to the EWDSG.

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Mrs Lisa Clark left the meeting at 1:26 pm.

<b>10.4 Acting Accountant</b>
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<b>10.4.7 Abbreviated Statement of Financial Position as at 31 March 2011</b>
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**LOCATION/ADDRESS:** N/A  
**NAME OF APPLICANT:** N/A  
**FILE REFERENCE:** F1/4  
**AUTHOR:** Alisa Della Bosca – Acting Accountant  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 8 April 2011  
**ATTACHMENT NUMBER:** 10.4.7a Municipal Bank Statement  
   10.4.7b Trust Bank Statement  
   10.4.7c Municipal Term Deposit Statement  
   10.4.7d Reserve Term Deposit Statements  
**CONSULTATION:** Matthew Gilfellon – A/ Chief Executive Officer  
**STATUTORY ENVIRONMENT:** Financial Management Regulations 1996  
   Local Government Act 1995  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Nil  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Simple Majority

<b>2011/050 COUNCIL DECISION / OFFICER RECOMMENDATION:</b>
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**That the Abbreviated Statement of Financial Position as at 31 March 2011 be accepted.**

<b>Moved Cr MP Hogan</b>	<b>Seconded Cr IN Miguel</b>	<b>Carried 5/0</b>
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**BACKGROUND:**

Nil

**COMMENT:**

**ABBREVIATED STATEMENT OF FINANCIAL POSITION AS AT 31 MARCH 2011**

	MUNICIPAL (\$)	TRUST (\$)	RESERVE (\$)
Synergy Balance as at 01/03/2011	821,024.18	27,360.46	1,270,059.51
Plus Receipts 01/03/2011 to 31/03/2011	52,864.56	12,819.75	32,544.66
Plus Adjustment	-	-	-
Plus Outstanding Journals	-	-	-
	873,888.74	40,180.21	1,302,604.17
Less Payments 01/03/2011 to 31/03/2011	- 344,499.49	- 12,223.15	-
Less Outstanding Journals	10,856.20	- 1,490.62	-
	540,245.45	26,466.44	1,302,604.17

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This is represented by:

Cash at Bank	296,849.77	24,230.36	-
Investments	245,500.00	-	1,302,604.17
Housing Bonds Held by Bankwest	-	1,700.00	-
Balance as per Bank Reconciliation	542,349.77	25,930.36	1,302,604.17

**RECONCILIATION AS AT 31 MARCH 2011**

Balance as per Bank Statement	296,849.77	24,230.36	-
Balance of Term Deposits	245,500.00	-	1,302,604.17
Balance of Housing Bonds (Bank)	-	1,700.00	-
	542,349.77	25,930.36	1,302,604.17
Plus Outstanding Deposits	551.27	536.08	-
	542,901.04	26,466.44	1,302,604.17
Less Outstanding Cheques	- 2,655.59	-	-
	540,245.45	26,466.44	1,302,604.17

**BALANCE OF RESERVE FUNDS AS AT 31 MARCH 2011**

	<b>\$</b>
Plant Replacement	335,768.72
Aged Care Units	53,736.94
Doctor Recruitment	-
Community Housing	30,879.34
Council Staff Housing	319,454.67
Employee Entitlements	95,219.23
Landcare	-
Caravan Park Upgrades	20,193.52
Public Amenities and Buildings	208,055.09
Land & Road Development	-
Television & Radio Broadcasting	25,164.22
Bencubbin Aquatic Centre Development	122,049.44
Community Bus	37,552.87
Beacon Mens Shed	-
Refuse Site Development	-
Bencubbin Recreation Complex	41,941.04
Office Equipment	12,589.09
Country Local Government Fund Reserve	-
	1,302,604.17

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**Investments as at the 31 March 2011**

<b>FUND</b>	<b>INSTITUTION</b>	<b>TERM</b>	<b>RATE</b>	<b>AMOUNT</b>	<b>EXPIRY</b>
Reserve	Bankwest	4 Months 30 Days	6.00%	759,105.07	30/06/2011
Reserve	Bankwest	1 Month 24 Days	4.75%	127,133.36	24/03/2011
Reserve	Bankwest	3 Months	5.00%	416,365.74	23/05/2011
Municipal	Bankwest	4 Months	6.00%	245,500.00	19/05/2011
Trust	Bankwest	-	-	-	-

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**10.4.8 Statement of Financial Activity**

**LOCATION/ADDRESS:** N/A  
**NAME OF APPLICANT:** N/A  
**FILE REFERENCE:** F1/4  
**AUTHOR:** Alisa Della Bosca – Acting Accountant  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 8 April 2011  
**ATTACHMENT NUMBER:** Nil  
**CONSULTATION:** Matthew Gilfellon – A/ Chief Executive Officer  
**STATUTORY ENVIRONMENT:** Local Government (Financial Management) Regulations 1996  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Nil  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Simple Majority

**2011/051 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That the Statement of Financial Activity for the period ended 31 March 2011 be endorsed.**

**Moved Cr MP Hogan**

**Seconded Cr CJ Kirby**

**Carried 5/0**

**BACKGROUND:**

Council has resolved that material variances greater than ten percent be reported and these have been listed in the notes to the statement.

**COMMENT:**

**SHIRE OF MOUNT MARSHALL**  
**ABBREVIATED STATEMENT OF FINANCIAL ACTIVITY**  
for the period 1 July 2010 to 31 March 2011

OPERATING ACTIVITIES	Note	YTD			Variances Greater Than 10% of YTD Budget
		Budget	Budget	Actual	
Income		\$	\$	\$	
General Purpose Funding	3i	1,920,018	2,066,870	1,751,240	15.27%
Governance		4,860	3,636	347,494	-9457.04%
Law, Order and Public Safety		45,650	4,230	40,726	-862.79%
Health		35,000	26,244	26,286	-0.16%
Education and Welfare		23,216	17,406	19,366	-11.26%
Housing	9i	67,891	50,904	38,843	23.69%
Community Amenities		80,400	60,273	78,806	-30.75%
Recreation and Culture		17,128	12,825	20,008	-56.01%
Transport	12i	623,764	1,272,312	918,017	27.85%
Economic Services		63,300	47,448	99,865	-110.47%
Other Property and Services	14i	54,900	41,157	36,170	12.12%
		<b>2,936,127</b>	<b>3,603,305</b>	<b>3,376,821</b>	

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**Expenditure**

Governance	310,869	226,449	232,421	2.64%
General Purpose Funding	71,747	55,709	41,617	-25.30%
Law, Order and Public Safety	103,364	77,436	70,476	-8.99%
Health	124,901	93,636	95,639	2.14%
Education and Welfare	141,527	106,074	96,628	-8.91%
Housing	225,143	168,813	148,091	-12.28%
Community Amenities	316,836	237,510	158,196	-33.39%
Recreation and Culture	496,214	371,961	367,448	-1.21%
Transport	2,741,563	2,056,086	1,617,941	-21.31%
Economic Services	174,901	130,491	125,572	-3.77%
Other Property and Services	56,534	42,300	12,442	-70.59%
	<b>4,763,599</b>	<b>3,566,465</b>	<b>2,966,471</b>	

Net Operating Profit/(Loss)	<b>(1,827,472)</b>	<b>36,840</b>	<b>410,350</b>
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**ADD NON CASH ITEMS**

Depreciation	2,310,430	577,608	1,169,466
Loss/(Profit) on Sale of Assets	135,537	33,884	-
	<b>2,445,967</b>	<b>611,492</b>	<b>1,169,466</b>

Net Operating Surplus/(Deficit)	<b>618,495</b>	<b>648,332</b>	<b>1,579,816</b>
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**LESS CAPITAL EXPENDITURE**

Land & Buildings	1,524,911	381,228	1,296,095
Plant & Machinery	454,500	113,625	343,334
Furniture, Fittings & Equipment	-	-	-
Infrastructure - Roads	1,813,105	453,276	1,097,250
Infrastructure - Other	134,600	33,650	2,187
	<b>(3,308,621)</b>	<b>(333,447)</b>	<b>(1,159,050)</b>

**LESS OTHER NON OPERATING**

Loan Principal Repayments	125,905	31,476	90,438
Transfer to Community Group			-
Transfer to Reserves	634,184	158,546	94,345
Funding Required	<b>(4,068,710)</b>	<b>(523,470)</b>	<b>(1,343,833)</b>

**FUNDED FROM**

Transfer from Reserves	1,102,278	275,570	799,215
Capital Contribution	1,596,875	399,219	-
Proceeds on Sale of Assets	136,500	34,125	-
Self-Supporting Loan Income	7,443	1,861	7,443
Opening Funds	1,225,614	306,404	1,152,608
Closing Funds	-	493,708	615,433

**Notes**

3i - This variance is due to the Royalties for Regions grants not yet being received. It is expected these grants will meet the budgeted amounts.

9i - This variance is due to rent for community and other housing currently being under budget.

12i - This variance is due to transport grants not yet being received. These grants are received quarterly or on progress of capital works. It is expected that these grants will meet the budgeted amounts.

14i - This variance is due to plant hire charges, engineering service charges and private works income all being below what has been budgeted to be received.



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**Composition Of Net Current Asset Position**

**Current Assets**

Cash - Unrestricted	529,789
Cash - Restricted	1,302,604
Receivables	188,218
Inventories	47,431

**Less Current Liabilities**

Payables & Provisions	(150,005)
less: Cash Reserves - Restricted	(1,302,604)

**615,433**

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**10.5 Shire Engineer**

Nil

**10.6 Senior Administration Officer**

Nil

**10.7 Acting Chief Executive Officer**

**10.7.11 Transfer to National Award**

<b>LOCATION/ADDRESS:</b>	N/A
<b>NAME OF APPLICANT:</b>	N/A
<b>FILE REFERENCE:</b>	S1/1
<b>AUTHOR:</b>	Matthew Gilfellow – Acting Chief Executive Officer
<b>DISCLOSURE OF INTEREST:</b>	Employment Conditions Come Under The Award
<b>DATE:</b>	8 April 2011
<b>ATTACHMENT NUMBER:</b>	Nil
<b>CONSULTATION:</b>	Nil
<b>STATUTORY ENVIRONMENT:</b>	Fair Work Act 2009 Local Government Industry Award 2010 Local Government Officers' Award 1999 Municipal Employees Award 1999
<b>POLICY IMPLICATIONS:</b>	Nil
<b>FINANCIAL IMPLICATIONS:</b>	Nil
<b>STRATEGIC IMPLICATIONS:</b>	Nil
<b>VOTING REQUIREMENT:</b>	Simple Majority

**2011/052 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That employees commencing employment under the Local Government Industry Award 2010 receive an additional two days annual leave.**

**Moved Cr IN Miguel**

**Seconded Cr DA Miguel**

**Carried 5/0**

**BACKGROUND:**

The employees of the Shire of Mt Marshall have been employed under two state awards. In 2010 a national award was created for local government. After much debate WALGA has resolved to support the new national award.

Under the state award, employees received two local government public holidays. One taken at New Year's and one at Easter. The Shire has traditionally taken the additional public holidays as they occurred however the award allows the shire to have staff accrue the public holidays. Under the new national award there are no local government public holidays.

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**COMMENT:**

The current conditions that employees receive cannot be taken away from them so all current employees will still receive the two additional days of annual leave. New employees who will commence under the new award will not receive the extra two days of leave. Having two sets of employees on different conditions may increase the difficulty of organising the works crews holidays, may cause human resource management problems and will also make it harder for the payroll officer to keep correct records.

I am seeking approval from council to give new employees an additional two days annual leave in lieu of the two local government public holidays. This will not be a cost to council and will ensure a shire employee 'perk' is not removed at a time when staff are hard to find.

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The Presiding Member declared a change in the order of business to defer the confidential item 10.7.12 until later in the meeting.

**CONFIDENTIAL ITEM**

**10.7.12 Appointment of Chief Executive Officer**

Deferred.

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**10.8 Finance Administration / Rates Officer**

**10.8.3 Accounts Paid**

**LOCATION/ADDRESS:** N/A  
**NAME OF APPLICANT:** N/A  
**FILE REFERENCE:** F1/4  
**AUTHOR:** Nancy Collins – Finance Administration Officer  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 11 April 2011  
**CONSULTATION:** Nil  
**STATUTORY ENVIRONMENT:** Financial Management Regulations and the Local Government Act 1995  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Nil  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Simple Majority

**2011/053 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That the Accounts Listed**

<b>Municipal Fund</b>	<b>\$ 271684.77</b>
<b>Trust Fund</b>	<b>\$ 16383.30</b>

**Be endorsed.**

**Moved Cr MP Hogan**

**Seconded Cr CJ Kirby**

**Carried 5/0**

**BACKGROUND:**

Following is a List of Accounts submitted to Council on Wednesday 20 April 2011 for the Municipal Fund and Trust Fund.

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**1. Municipal Fund**

<b>CHQ/EFT</b>	<b>DATE</b>	<b>NAME</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
EFT4701	04/03/2011	COVENTRYS	Impact Wrench, Socket Sets	1168.60
EFT4702	04/03/2011	CJD EQUIPMENT PTY LTD	Transmission Oil, Cap, Sealing Ring	1952.60
EFT4703	04/03/2011	COURIER AUSTRALIA	Freight	21.48
EFT4704	04/03/2011	MOBILE MASTERS	Antennae, Bases, Plugs	581.90
EFT4705	04/03/2011	BENCUBBIN BULK HAULIERS	Hire Of Single Side Tipper, Hire Of Roadtrain	9953.63
EFT4706	04/03/2011	KENNETH LAMBLEY & CO	Letterheads	187.40
EFT4707	04/03/2011	MERREDIN TOYOTA	Adjust Airconditioner Belt	34.65
EFT4708	04/03/2011	FUJI XEROX AUSTRALIA PTY LTD	Photocopier Support Service Agreement - August 2010	182.82
EFT4709	04/03/2011	BENCUBBIN SMASH REPAIRS	Fit Two-Way And Aerial	491.80
EFT4710	04/03/2011	COUNTRY TARTS	Catering – WNE SRRG Meeting, Doctor's Lunch	218.00
EFT4711	04/03/2011	BENCUBBIN TRUCK N AUTO'S	Torque Rod Bushes, Mounting Bolt - Water Tanker	59.40
EFT4712	04/03/2011	D & D TRANSPORT	Freight	123.33
EFT4713	04/03/2011	NAUGHTY BUGS PEST CONTROL	Spray For Cockroaches Etc, Mouse Baits	198.00
EFT4714	04/03/2011	JR & A HERSEY	Uniform - Lisa Clark	136.49
EFT4715	04/03/2011	BENCUBBIN AG SUPPLIES	3 Tested Gate Valves"	1380.14
EFT4716	04/03/2011	ADVANCED AUTOLOGIC PTY LTD	Grease, Coolant, Brake Cleaner	361.00
EFT4717	04/03/2011	NALINGA FARMS	Traffic Control	230.45
EFT4718	04/03/2011	TOLLARZO BUILDING	Replace Beacon Complex Verandah	12720.90
EFT4719	04/03/2011	GERALDTON FUEL	Bulk Diesel For Bencubbin Depot	17208.40
EFT4720	04/03/2011	LUNARD PTY LTD	Limestone Blocks For Pool And Complex	3797.42
EFT4721	04/03/2011	DESIGN SYNERGY	Amendments To Drawings - Bencubbin Complex	121.00
EFT4722	04/03/2011	LAUREN GRYLLES	Reimbursement For Gift And Refreshments	185.30
EFT4723	11/03/2011	BOC GASES	Cylinder Hire - February 2011	52.55
EFT4724	11/03/2011	COURIER AUSTRALIA	Freight	7.23
EFT4725	11/03/2011	NINGHAN SPRAYING SERVICE	Steel Posts, Netting	532.44
EFT4726	11/03/2011	KTY ELECTRICAL SERVICES	Replace Smoke Alarm - Bencubbin Apu 4	171.59
EFT4727	11/03/2011	STRATCO (WA) PTY LTD	Good Neighbour Fencing - Beacon Retirement Houses	7127.30
EFT4728	11/03/2011	JASON SIGNMAKERS	Sign - Gabbin	374.00
EFT4729	11/03/2011	BENCUBBIN NEWS & POST	Postage 28.2 - 4.3.11	63.70
EFT4730	11/03/2011	WA TREASURY CORPORATION	Loan No. 119 Fixed Component - Loan To Bennymart - Repaid In Lease Paym	979.96
EFT4731	11/03/2011	HUTTON & NORTHEY MUKINBUDIN	Make Up Hydraulic Hose For Loader	199.45

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<b>CHQ/EFT</b>	<b>DATE</b>	<b>NAME</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
EFT4732	11/03/2011	ICS CARPENTRY	Works Completed To Lot 5 Hammond St, As Per Quote	37710.20
EFT4733	11/03/2011	STAR TRACK EXPRESS	Freight	304.25
EFT4734	11/03/2011	RELIANCE PETROLEUM	Fuel Card Purchases - February 2011	4148.18
EFT4735	11/03/2011	ALL-WAYS FOODS	Chips And Toilet Duck FPR Pool	68.83
EFT4736	11/03/2011	D I TOMAS CONTRACTING	Replace Pavers In APU Driveway	286.00
EFT4737	11/03/2011	BENCUBBIN TRUCK N AUTO'S	Batteries, Belts, Repair Puncture	1116.75
EFT4738	11/03/2011	TSI BEACON	Bobcat Work At Beacon Retirement Houses	231.00
EFT4739	11/03/2011	PERFECT COMPUTER SOLUTIONS PTY LTD	Resolve Computer Issues - Licensing And Library	387.50
EFT4740	11/03/2011	LANDGATE	Rural UV Interim Valuations	100.30
EFT4741	11/03/2011	BENCUBBIN AG SUPPLIES	Hardware Items, Various	956.65
EFT4742	11/03/2011	JENNI BUNCE	Beacon Contract Cleaning 17.2 - 2.3.11	1605.00
EFT4743	11/03/2011	P & J GLASS	Remove Overhanging Branches On Roadside	412.50
EFT4744	18/03/2011	AVON WASTE	Rubbish Collection - February 2011	3853.52
EFT4745	18/03/2011	CJD EQUIPMENT PTY LTD	Hose Assembly	1176.87
EFT4746	18/03/2011	NINGHAN SPRAYING SERVICE	Glyphosate, Tools And Fittings	154.35
EFT4747	18/03/2011	KTY ELECTRICAL SERVICES	Supply And Install Lights At Beacon Complex, Fill Solar Heaters Beacon APU	2909.72
EFT4748	18/03/2011	EDGECOMBE'S JEWELLERS	Master Keys	35.00
EFT4749	18/03/2011	BENCUBBIN NEWS & POST	Postage 8.3 - 11.3.11	22.20
EFT4750	18/03/2011	MT MARSHALL & DISTRICTS AG SOCIETY	Dry Seasons Community Events Funding	6000.00
EFT4751	18/03/2011	AUSTRALIAN TAXATION OFFICE	February Bas	1000.00
EFT4752	18/03/2011	AUSTRALIAN COMMUNICATIONS & MEDIA AUTHORITY	Licence Renewal Fees - SBS	199.00
EFT4753	18/03/2011	ICS CARPENTRY	Install Rear Verandah - Lot 168 Collins St	13654.30
EFT4754	18/03/2011	STAR TRACK EXPRESS	Freight	26.30
EFT4755	18/03/2011	JR & A HERSEY	Fluoro Two Tone Polos, Workpants, Hi Vis Jumpers	412.33
EFT4756	18/03/2011	BENCUBBIN AG SUPPLIES	Stratco Fencing	1080.43
EFT4757	18/03/2011	NALINGA FARMS	Traffic Control Officer	1616.45
EFT4758	18/03/2011	5RIVERS PLUMBING AND GAS	Reconnect Plumbing To New Vanity	284.37
EFT4759	18/03/2011	KUNUNOPPIN MEDICAL PRACTICE	Pre-Placement Medical - J Gobbart	110.00
EFT4760	18/03/2011	HOIST HYDRAULICS WA PTY LTD	Hydro Motor	1163.25
EFT4761	18/03/2011	CORSIGN	Septic Truck Signs	118.80

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<b>CHQ/EFT</b>	<b>DATE</b>	<b>NAME</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
EFT4762	25/03/2011	COVENTRYS	Ratchet Straps, Magnetic Pickup	158.95
EFT4763	25/03/2011	MUKINBUDIN ELECTRICAL CONTRACTOR	Supply Light Fittings For Tennis And Basketball Courts - Beacon	18150.00
EFT4764	25/03/2011	KTY ELECTRICAL SERVICES	Replace Faulty Retic Controller - Beacon Oval	1167.65
EFT4765	25/03/2011	SHIRE OF TRAYNING	Reimbursement - RTG Planning Consultancy Costs	396.00
EFT4766	25/03/2011	BENCUBBIN NEWS & POST	Postage 14.3 - 18.3.11	163.55
EFT4767	25/03/2011	WA HINO SALES & SERVICE	Airconditioner Hoses	884.25
EFT4768	25/03/2011	AUSTRALIAN SERVICES UNION	Payroll Deductions	39.40
EFT4769	25/03/2011	LGRCEU	Payroll Deductions	34.80
EFT4770	25/03/2011	WALGS PLAN	Superannuation Contributions	9800.92
EFT4771	25/03/2011	ICS CARPENTRY	Repair Wall, Fabricate And Fit New Gates	1270.50
EFT4772	25/03/2011	STAR TRACK EXPRESS	Freight	129.10
EFT4773	25/03/2011	D I TOMAS CONTRACTING	Balance Of Payment - Supply And Lay Concrete At Lots 92 & 93 Monger St	27015.56
EFT4774	25/03/2011	CR PA GILLETT	Meeting Fees And Allowances - March 2011	1123.33
EFT4775	25/03/2011	HEMPFIELD SMALL MOTORS	Pull Start	232.90
EFT4776	25/03/2011	D & D TRANSPORT	Freight	235.83
EFT4777	25/03/2011	HILLVALE BUS CONTRACTORS	Bus Subsidy For Interm Swimming Lessons - Beacon	4125.00
EFT4778	25/03/2011	THE INDUSTRY SUPERANNUATION FUND	Superannuation Contributions	925.82
EFT4779	25/03/2011	BENDIGA	Catering - Minister Of Agriculture's Visit To Beacon	447.00
EFT4780	25/03/2011	IT VISION	Excel Integration Workshop - A Della Bosca	847.00
EFT4781	25/03/2011	Cr RN BREAKELL	Meeting Fees And Allowances - March 2011	369.86
EFT4782	25/03/2011	WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION	Advertising - Close Of Enrolments	1069.76
EFT4783	25/03/2011	Cr MP HOGAN	Meeting Fees And Allowances - March 2011	307.46
EFT4784	25/03/2011	BENCUBBIN AG SUPPLIES	Freight - Pool Chemicals	226.29
EFT4785	25/03/2011	JENNI BUNCE	Beacon Accommodation Return 3.3 - 16.3.11	915.00
EFT4786	25/03/2011	GREGORY J LYON	Lay Limestone Blocks Around Playground At Complex	1738.00
EFT4787	25/03/2011	ALISA DELLA BOSCA	Reimburse Meals - It Vision Training	54.90
EFT4788	25/03/2011	JOSCO SURFACE FINISHING PRODUCTS P/L	Poly/Wire Fill Bobbin Broom	595.65
EFT4789	29/03/2011	LUNARD PTY LTD	Limestone Blocks	1305.48
18337	04/03/2011	AUSTRALIA POST	Post Office Box Rental	53.00
18338	04/03/2011	BEACON CO-OPERATIVE LTD	Prizes For Red Card Fox Shoot	35.12



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<b>CHQ/EFT</b>	<b>DATE</b>	<b>NAME</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
18339	04/03/2011	WYLIE-MADE	Supply Plant, Equipment, Labour And Materials To Prepare And Paint Swimming Pool	24956.80
18340	04/03/2011	BENNY MART	Breakfast For Fox Shoot	391.81
18341	10/03/2011	SHIRE OF MT MARSHALL	Cash Payments 09.03.2011	1840.00
18342	11/03/2011	SYNERGY	Electricity - 25.12.10 - 1.3.11	147.15
18343	11/03/2011	RN & JB WHYTE	Dozer Hire To Push Gravel	20020.00
18344	11/03/2011	BENNY MART	Drinks And Lollies For Drought Swim	108.50
18345	18/03/2011	SYNERGY	Streetlights 25.1 - 24.2.11	1026.30
18346	24/03/2011	SHIRE OF MT MARSHALL	Cash Payments 23.03.2011	2390.00
18347	25/03/2011	TELSTRA	Telephone Usage - March 2011	1870.60
18348	25/03/2011	STATE LIBRARY OF WA	Lost And Damaged Library Books	89.10
18349	25/03/2011	SYNERGY	Electricity 31.12.10 - 9.3.11	99.90
18350	25/03/2011	BENCUBBIN SPORTS CLUB INC.	Refreshments - Council	404.00
18351	25/03/2011	WESTNET PTY LTD	Email Protection - Medical Practice	428.45
18352	25/03/2011	Cr IN MIGUEL	Meeting Fees And Allowances - March 2011	413.42
18353	25/03/2011	PRIME SUPER	Superannuation Contributions	116.71
18354	25/03/2011	Cr DA MIGUEL	Meeting Fees And Allowances - March 2011	401.71
18355	25/03/2011	MTAA SUPERANNUATION	Superannuation Contributions	257.18
18356	25/03/2011	CR CJ KIRBY	Meeting Fees And Allowances - March 2011	436.29
18357	25/03/2011	HOSTPLUS	Superannuation Contributions	251.33
18358	25/03/2011	AUSTRALIAN SUPER	Superannuation Contributions	250.46
				271684.77

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**2. Trust**

<b>CHQ/EFT</b>	<b>DATE</b>	<b>NAME</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
EFT4700	01/03/2011	DEPARTMENT OF PLANNING & INFRASTRUCTURE	Reimbursement Of Licensing - February 2011	<b>16383.30</b>
				<b>16383.30</b>

This List of Accounts Paid under Delegation 14 and covering vouchers and direct debits as above was submitted to each Member of the Council for the Ordinary Meeting of **20 April 2011**. All invoices, being the subject of payments made, have been duly certified as to the receipt of goods and services, and prices, computations and costings have been checked against the expenditure authority (i.e. budget, purchase order, delegation).

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Matthew Gilfellon  
A/Chief Executive Officer

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**10.8.4 Yilgarn Iron Pty Ltd – Exploration Licence**

**LOCATION/ADDRESS:** Mt Marshall – Mandiga District  
**NAME OF APPLICANT:** M & M Walter Consulting  
**FILE REFERENCE:** F2/6  
**AUTHOR:** Nancy Collins – Rates Officer  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 11 April 2011  
**ATTACHMENT NUMBER:** 10.8.4 Application for Exploration Licence  
70/4078 including Map

**CONSULTATION:** Nil  
**STATUTORY ENVIRONMENT:** Section 91 – Mining Act 1978  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Nil  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Simple Majority

**2011/054 COUNCIL DECISION / OFFICER RECOMMENDATION:**

That the information be noted.

**Moved Cr IN Miguel**

**Seconded Cr DA Miguel**

**Carried 4/1**

**BACKGROUND:**

Correspondence has been received from M & M Walter Consulting advising of an application on behalf of Yilgarn Iron Pty Ltd for an Exploration Licence as attached.

**COMMENT:**

Nil

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<b>11.0</b>	<b>Reports of Elected Members</b>
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**Cr RN Breakell attended the following meetings / functions:**

Absent

**Cr MP Hogan attended the following meetings / functions:**

1 April 2011	Industrial Shed Opening	Bencubbin
2 April 2011	Mt Marshall & Districts Ag Society Show	Bencubbin
3 & 4 April 2011	Sandalwood Master Tree Growers Field Days	Bencubbin
5 April 2011	RTG Forum / Councillors	Bencubbin
18 April 2011	Sandalwood Project Funding Meeting	Bencubbin

**Cr DA Miguel attended the following meetings / functions:**

28 March 2011	Beacon Progress AGM	Beacon
1 April 2011	Beacon Big Busy Bee	Beacon
1 April 2011	Industrial Shed Opening	Bencubbin
4 April 2011	Beacon Community Forum – Regional Transition	Beacon
5 April 2011	Councillors’ RTG Forum	Bencubbin
6 April 2011	RTG Board Meeting	Koorda
11 April 2011	CBH Meeting	
15 April 2011	Beacon CCRC 16th Birthday	Beacon

**Cr CJ Kirby attended the following meetings / functions:**

28 March 2011	Beacon Progress AGM	Beacon
31 March 2011	Beacon Big Busy Bee	Beacon
4 April 2011	Beacon Community Forum – Regional Transition	Beacon
5 April 2011	Councillors’ RTG Forum	Bencubbin

**Cr IN Miguel attended the following meetings / functions:**

24 March 2011	GE Zone Meeting	Merredin
1 April 2011	Beacon Big Busy Bee	Beacon
4 April 2011	Beacon Community Forum – Regional Transition	Beacon
5 April 2011	Councillors’ RTG Forum	Bencubbin
6 April 2011	RTG Board Meeting	Koorda

**Cr PA Gillett attended the following meetings / functions:**

30 March 2011	LEMC Evacuation Scenario	Kununoppin
1 & 2 April 2011	Mt Marshall & Districts Ag Society Show (& Busy Bee)	Bencubbin
3 & 4 April 2011	Sandalwood Master Tree Growers Field Days	Bencubbin
5 April 2011	Councillors’ RTG Forum	Bencubbin
15 April 2011	Rally Meeting	Bencubbin

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**12.0 Elected Members Motions of Which Previous Notice Has Been Given**

**12.1 Change of Road Name for Road Currently Known as Miguel Road**

<b>LOCATION/ADDRESS:</b>	Shire of Mt Marshall
<b>NAME OF APPLICANT:</b>	Cr DA Miguel
<b>FILE REFERENCE:</b>	A1/6, A2/28
<b>AUTHOR:</b>	Lauren Grylls – Executive Assistant
<b>DISCLOSURE OF INTEREST:</b>	No Interest to Disclose
<b>DATE:</b>	13 April 2011
<b>ATTACHMENT NUMBER:</b>	12.1a Officer Report & Attachment 2006, incl. Council Resolution 2006/150 12.1b Officer Report & Attachments 2008, incl. Council Resolution 2008/209 12.1c Officer Report & Attachment 2009, incl. Council Resolution 2009/223
<b>CONSULTATION:</b>	Cr DA Miguel – Councillor
<b>STATUTORY ENVIRONMENT:</b>	Nil
<b>POLICY IMPLICATIONS:</b>	Admin.1.8 – Community Consultation R&V.5.1 – Naming of Roads & Streets
<b>FINANCIAL IMPLICATIONS:</b>	Nil
<b>STRATEGIC IMPLICATIONS:</b>	Nil
<b>VOTING REQUIREMENT:</b>	Simple Majority

**2011/055 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That, should Council receive no opposition following public consultation via:**

- 1. Correspondence being sent to affected landowners inviting their comment; and**
  - 2. Advertising in local media inviting public comment,**
- the name of the road currently known as Miguel Road, in the east of the Shire be renamed Boundary Road.**

**Moved Cr DA Miguel**

**Seconded Cr PA Gillett**

**Carried 4/1**

**BACKGROUND:**

At the May 2006 Council Meeting an Elected Members motion submitted by Cr LG Cargeeg resolved to rename Boundary Road to Miguel Road.

Cr Cargeeg reported that as Boundary Road had been known as Miguel Road at some earlier time, and to recognise early settler Joe de San Miguel, the road should be renamed.

The recent history of changes to the naming of the road in question is set out in attachments 12.1a to 12.1c.

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**COMMENT:**

Following the resolution in May 2006 to rename Boundary Road to Miguel Road Councillors and staff have received phone calls, confrontations from concerned landowners, and have had to replace and re-erect the Miguel Rd sign on several occasions.

Cr DA Miguel, having not been a part of the decision making process in 2006, would like the issue to be re-addressed. He is not opposed to renaming the road to Boundary Rd.

In accordance with Council policies Admin.1.8 and R&V.5.1, the community and affected landowners will need to be consulted *prior* to any changes taking place. Should no comments of opposition be received, staff will commence action to rename the road.

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**13.0 New Business of an Urgent Nature Introduced by Decision of the Meeting**

**2011/056 COUNCIL DECISION:**

**That the late item 13.4 be considered as presented.**

**Moved Cr MP Hogan**

**Seconded Cr IN Miguel**

**Carried 5/0**

**13.4 22 Rowlands St, Beacon**

**LOCATION/ADDRESS:** Lot 22 Rowland Street Beacon owned by Mr. Steve Thompson  
**NAME OF APPLICANT:** Shire of Mt Marshall  
**FILE REFERENCE:** B1/2  
**AUTHOR:** Julian Goldacre – Environmental Health Officer  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 20 April 2011  
**ATTACHMENT NUMBER:** 13.4 Photographs of Condition of Dwelling  
**CONSULTATION:** Matthew Gilfellon – A/ Chief Executive Officer  
D Howell – Department of Health  
**STATUTORY ENVIRONMENT:** S137, 138 & 140 Health Act 1911  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Cost to demolish dwelling (awaiting quotes) and make good premises. This amount will be recovered on sale of properties  
**STRATEGIC IMPLICATIONS:** Makes available a lot for residential development and improves the visual amenity of street  
**VOTING REQUIREMENT:** Absolute Majority

**2011/057 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That Council consider revoking resolution 2008/135.**

**Moved Cr MP Hogan**

**Seconded Cr CJ Kirby**

**Carried 5/0**  
**Absolute Majority**

**2011/058 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That Council resolution 2008/135 be revoked.**

**Moved Cr IN Miguel**

**Seconded Cr DA Miguel**

**Carried 5/0**  
**Absolute Majority**

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**2011/059 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That:**

- 1. The dwelling and ancillary structures located on Lot 22 Rowlands Street Beacon be condemned;**
- 2. The owner of Lot 22 Rowlands Street, Beacon be issued with a notice directing them to take down and remove, within 31 days of issue, the dwelling and ancillary structures and remove the debris of such action to an appropriate place to the satisfaction of the Environmental Health Officer/Building Surveyor;**
- 3. At the expiry of the 31 days notice, should the requested works not be carried out the Shire of Mt Marshall shall carry out the terms of the notice and recover all expenses from the owner.**

**Moved Cr IN Miguel**

**Seconded Cr PA Gillett**

**Carried 5/0  
Absolute Majority**

**BACKGROUND:**

At the Ordinary Meeting of Council held 18 June 2008, Council adopted decision number 2008/135 which listed the dwelling on lot 22 Rowlands Street as in need of repair. A letter was then sent on the 24 June 2008 to Mr S Thompson notifying him of this decision. No response was ever received.

The Shire office recently received further complaints in writing regarding the condition of the dwelling on Lot 22 Rowlands Street, Beacon. A further investigation by the author found the building and ancillary structures to have deteriorated further and concluded that the best outcome, in light of efforts to date to contact the Thompsons, is for demolition.

**COMMENT:**

Similar to the property located on Lots 47 & 48 Rowlands Street Beacon the dwelling and ancillary structures on Lot 22 Rowlands Street Beacon are owned by Mr Steve Thompson who no longer resides in Western Australia. The dwelling and structures on the Lot are all in a condition best described by the author as dilapidated beyond reasonable repair. Therefore it is considered that the best outcome is to have the dwelling and other structures demolished with the aim to recoup costs to do so when the land is eventually sold.

The author has attempted in vain to notify the owners of the previous order to repair the dwelling to no avail. Furthermore, having scrutinised the electoral roll during a recent trip to Melbourne no useful information was revealed. Council can be assured they have acted in good community faith in this matter in no uncertain terms.

In summary the condition of the dwelling and ancillary structures are as follows:

- Missing & damaged fascia boards
- Missing & damaged ceiling panels
- Missing windows
- Kitchen unusable
- Bathroom unusable



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- Toilet inoperative
- Plumbing non compliant
- Floor panels need replacement
- Septic disconnected and uncovered
- Wall studs and ceiling joists need replacing in places
- Gutter and downpipes missing or damaged
- Roof lifting
- Garden over grown
- Ancillary structures collapsing
- Collapsed antenna
- Exposed asbestos

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**2011/060 COUNCIL DECISION:**

That the meeting adjourn for a short break at 2:04 pm.

Moved Cr MP Hogan

Seconded Cr DA Miguel

Carried 5/0

**2011/061 COUNCIL DECISION:**

That the meeting resume at 2:18 pm.

Moved Cr PA Gillett

Seconded Cr MP Hogan

Carried 5/0

Note: All those present in the room when the meeting adjourned were present when the meeting resumed with the exception of Mr Matthew Gilfellow and Mr Rod Munns.

The Presiding Member declared that the confidential item deferred earlier in the meeting would now be considered.

**CONFIDENTIAL ITEM**

**10.7.12 Appointment of Chief Executive Officer**

**2011/062 COUNCIL DECISION:**

That, in accordance with Section 5.23 (2)(a) and (c), the meeting move behind closed doors to discuss the appointment of a Chief Executive Officer at 2:19 pm.

Moved Cr MP Hogan

Seconded Cr IN Miguel

Carried 5/0

Note: Mrs Lauren Grylls and Mr John Beagley left the meeting at 2:19 pm.

Mr Matthew Gilfellow, Mr John Beagley and Mrs Lauren Grylls returned to the meeting at 2:36 pm.

**2011/063 COUNCIL DECISION / OFFICER RECOMMENDATION:**

That, in accordance with Sections 5.36(1)(a) and 5.36(2)(a)(b) of the Local Government Act 1995, Mr Matthew Gilfellow be appointed to the position of Chief Executive Officer as per the attached Draft CEO Contract of Employment for a period of three (3) years commencing Thursday 21 April 2011, at the agreed cash salary of \$90,000.00 and a total remuneration package of \$135,445.00.

Moved Cr MP Hogan

Seconded Cr DA Miguel

Carried 5/0  
Absolute Majority

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<b>14.0</b>	<b>Next Meeting – Wednesday 18 May 2011 commencing at 6:45pm in Council Chambers, 80 Monger St, Bencubbin</b>
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<b>15.0</b>	<b>Closure of Meeting</b>
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There being no further business the Presiding Member thanked everyone for their attendance and declared the meeting closed at 2:37 pm, wishing everyone a safe and happy Easter.

These Minutes were confirmed by the Council at the Ordinary Meeting of Council held on 18 May 2011.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Cr PA Gillett

\_\_\_\_\_  
President