



# **SHIRE OF MT MARSHALL**

**These Minutes were confirmed by  
Council at the Ordinary Meeting  
of Council held on  
21 April 2010**





# **SHIRE OF MT MARSHALL**

**Minutes of Meeting held at the  
Beacon Country Club on  
Wednesday 17 March 2010,  
commencing at 1:02pm.**

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# **DISCLAIMER**

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## **Minutes of the Ordinary Meeting of Council held on Wednesday 17 March 2010**

### **1.0 Declaration of Opening / Announcement of Visitors**

The Presiding Member declared the meeting open at 1:02pm, welcomed Andrew Dunne, 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 DA Miguel	Councillor
Cr CJ Kirby	Councillor
Cr MR Shemeld	Councillor

Mrs Eva Haydon	Chief Executive Officer
Mr Matthew Gilfellow	Deputy Chief Executive Officer
Mr Rod Munns	Shire Engineer
Mrs Lauren Grylls	Executive Assistant

Mr Andrew Dunne	Beacon CRC Member	1:02pm – 1:15pm
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#### **Apologies**

Cr MP Hogan	Councillor
Cr RN Breakell	Councillor

### **3.0 Standing Orders**

#### **2010/026 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 CJ Kirby**

**Seconded Cr IN Miguel**

**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 held on Wednesday 17 March 2010**

**6.0 Confirmation of Minutes of Previous Meetings**

**6.1 Minutes of the Ordinary Meeting held on Wednesday 17 March 2010**

**2010/027 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That the Minutes of the Ordinary Meeting of Council held on 17 March 2010 be confirmed as a true and correct record of proceedings.**

**Moved Cr DA Miguel**

**Seconded Cr MR Shemeld**

**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 17 March 2010**

The Presiding Member declared a change in the order of business to address item 10.2.5 as follows:

### **10.2.5 Beacon Tennis & Basketball Court Lights Upgrade**

<b>LOCATION/ADDRESS:</b>	Mt Marshall District
<b>NAME OF APPLICANT:</b>	Beacon 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>	9 March 2010
<b>ATTACHMENT NUMBER:</b>	10.2.5a Completed application form including and quotes 10.2.5b Completed project assessment sheet 10.2.5c Copy of application process from Department of Sport and Recreation
<b>CONSULTATION:</b>	Eva Haydon – Chief Executive Officer Matthew Gilfellon – Deputy Chief Executive Officer Beacon Community Recreation Council
<b>STATUTORY ENVIRONMENT:</b>	Nil
<b>POLICY IMPLICATIONS:</b>	Nil
<b>FINANCIAL IMPLICATIONS:</b>	Consideration of \$43,900.00 in the 2010/2011 financial year budget for the Beacon Tennis and Basketball Lighting Project
<b>STRATEGIC IMPLICATIONS:</b>	Nil
<b>VOTING REQUIREMENT:</b>	Absolute Majority

#### **2010/028 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That:**

- 1. The attached project assessment sheet be approved; and**
- 2. Provision of \$43,900.00 is included in the 2010/2011 financial year budget.**

**Moved Cr IN Miguel  
Absolute Majority**

**Seconded Cr MR Shemeld**

**Carried 5/0**

#### **BACKGROUND:**

In March 2010 I was contacted by Andrew Dunne, a committee member on the Beacon Community Recreation Council (BCRC) regarding a proposed funding application for the Department of Sport and Recreation's Community Sport and Recreation Facility Fund (CSRFF), Small Grants Program for new lights at the Beacon tennis and basketball courts. He asked that I attend the next BCRC meeting on Thursday 4 March 2010.

At this meeting the BCRC discussed the lighting project. The project amongst the group was a priority, however they were worried about the large cost involved in upgrading the lights. The Shire of Mt Marshall is outlined in the Memorandum of Understanding (MOU) to be financially responsible for the upgrade of the lights.

## **Minutes of the Ordinary Meeting of Council held on Wednesday 17 March 2010**

Andrew had sourced quotes and completed the majority of the application form prior to the meeting. The completed application form was received by the Shire on 9 March 2010. As part of the application process (see attachment) the application is required to be assessed by the Local Government Authority staff and recommendations prepared for Council. Council is required to rate and rank all applications received in order of priority and commit to any financial contributions requested within the application.

### **COMMENT:**

The BCRC has forwarded the application for Council's approval at the March Meeting. The application requests that Council contribute up to \$43,900.00. The funding program allows for 1/3 of the project costs which is \$30,900.00, however they offer a development bonus which allows for a further \$13,000.00 to be applied for. If the development bonus is approved the Shire will only have to contribute \$30,900.00, however if the bonus is not approved they will need to contribute an extra \$13,000.00 making a total of \$43,900.00.

Included in the attached application form is a Project Assessment Sheet which Council are required to complete to be included in the application. Each of the questions on this form need to be addressed. Council also need to determine if they would consider allocating the \$43,900.00 required in the 2010/2011 financial year budget.

Total project cost breakdown is as follows:

Beacon CRC Cash	\$13,400.00
Beacon CRC In Kind/Donation	\$4,500.00
DSR-CSRFF	\$30,900.00
Bonus	\$13,000.00
Shire of Mt Marshall	\$30,900.00

**Minutes of the Ordinary Meeting of Council held on Wednesday 17 March 2010**

Mr Andrew Dunne left the meeting at 1:15pm.

**9.0 Reports of Committees**

**9.4.1 Reports of Committees**

**LOCATION/ADDRESS:** Mt Marshall District  
**NAME OF APPLICANT:** N/A  
**FILE REFERENCE:** A1/3  
**AUTHOR:** Lauren Grylls – Executive Assistant  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 4 March 2010  
**ATTACHMENT NUMBER:** 9.4.1 Minutes of Infrastructure & Development Committee Meeting  
**CONSULTATION:** Nil  
**STATUTORY ENVIRONMENT:** Nil  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Nil  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Simple Majority

**2010/029 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That the minutes of the Mt Marshall Infrastructure & Development Committee meeting held on 17 February 2010 be received and all resolutions be adopted.**

**Moved Cr DA Miguel**

**Seconded Cr CJ Kirby**

**Carried 5/0**

**BACKGROUND:**

Nil

**COMMENT:**

The minutes of the Mt Marshall Infrastructure & Development Committee meeting held on 17 March 2010 are submitted for council information.

**Minutes of the Ordinary Meeting of Council held on Wednesday 17 March 2010**

**10.0 Reports of Officers**

**10.1 Environmental Health Officer / Building Surveyor**

**10.1.1 New Town Planning Scheme**

<b>LOCATION/ADDRESS:</b>	Shire of Mt Marshall
<b>NAME OF APPLICANT:</b>	Shire of Mt Marshall
<b>FILE REFERENCE:</b>	TP1/2
<b>AUTHOR:</b>	Julian Goldacre – Environmental Health Officer/ Building Surveyor
<b>DISCLOSURE OF INTEREST:</b>	No Interest to Disclose
<b>DATE:</b>	17 March 2010
<b>ATTACHMENT NUMBER:</b>	Nil
<b>CONSULTATION:</b>	Eva Haydon – Chief Executive Officer Paul Bashall – PlanWest Consultant Pam Baskind – Team Leader, Strategic Planning WAPC
<b>STATUTORY ENVIRONMENT:</b>	Planning and Development Act 2005 Town Planning Regulations 1967 (as amended)
<b>POLICY IMPLICATIONS:</b>	New Town Planning Policies
<b>FINANCIAL IMPLICATIONS:</b>	Cost for the Town Planning Scheme will be a portion of the total quoted by Paul Bashall in 2005 at the NEWROC meeting
<b>STRATEGIC IMPLICATIONS:</b>	Updated Town Planning Scheme
<b>VOTING REQUIREMENT:</b>	Simple Majority

**2010/030 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That:**

- 1) A Town Planning Scheme be prepared using the services of Mr Paul Bashall of PlanWest Planning Consultancy;**
- 2) Within 28 days of this decision Council inform the Western Australian Planning Commission (WAPC) of this resolution in the following manner –**
  - a) Provide to the WAPC a copy of this resolution certified by the CEO**
  - b) Provide to the WAPC a map marked “Scheme Area Map”, signed by the CEO on which is delineated the area of land proposed to be included in the scheme, and;**
  - c) Provide to the WAPC a statement setting forth:**
    - i. The objects and intentions of the scheme; and**
    - ii. The anticipated format of the scheme**

**Furthermore that when this decision has been submitted to the WAPC and has their approval, this is then required to be advertised in accordance with Regulation 5 of the Town Planning Regulations 1967 (as amended).**

**Moved Cr IN Miguel**

**Seconded Cr MR Shemeld**

**Carried 5/0**

## **Minutes of the Ordinary Meeting of Council held on Wednesday 17 March 2010**

### **BACKGROUND:**

On 16 February 2010 the author enquired to the Western Australian Planning Commission (WAPC) as to whether they had received notification of the Shire of Mt Marshall intent to prepare a new Town Planning Scheme. The reply to the question was they had not received any notification of the intent to create a new TPS for the Shire of Mt Marshall.

### **COMMENT:**

The Shire will need to inform the WAPC within 28 days of a resolution to prepare a scheme, and also submit the following:

- a) Provide to the WAPC a copy of the resolution certified by the CEO
- b) Provide to the WAPC a map marked "Scheme Area Map", signed by the CEO on which is delineated the area of land proposed to be included in the scheme, and;
- c) Provide to the WAPC a statement setting forth:
  - i. The objects and intentions of the scheme; and
  - ii. The anticipated format of the scheme

Advice from the WAPC is that the above was not done.

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**10.1.2 Lot 10 Hammond St, Gabbin**

<b>LOCATION/ADDRESS:</b>	Lot 10 Hammond Street Gabbin
<b>NAME OF APPLICANT:</b>	Shire of Mt Marshall
<b>FILE REFERENCE:</b>	B1/2
<b>AUTHOR:</b>	Julian Goldacre – Environmental Health Officer/ Building Surveyor
<b>DISCLOSURE OF INTEREST:</b>	No Interest to Disclose
<b>DATE:</b>	17 March 2010
<b>ATTACHMENT NUMBER:</b>	Nil
<b>CONSULTATION:</b>	Eva Haydon – Chief Executive Officer
<b>STATUTORY ENVIRONMENT:</b>	Health Act 1911 Shire of Mt Marshall Health Local Laws 2007 Local Government (Miscellaneous Provisions) 1960
<b>POLICY IMPLICATIONS:</b>	Nil
<b>FINANCIAL IMPLICATIONS:</b>	When confirmation of the dwelling not being brought up to the appropriate habitable standard the Shire of Mt Marshall will demolish the dwelling and place the cost to do so on the land
<b>STRATEGIC IMPLICATIONS:</b>	<b>STRATEGIC IMPLICATIONS:</b> Removal of an uninhabitable dwelling from the town of Gabbin
<b>VOTING REQUIREMENT:</b>	Simple Majority

**2010/031 COUNCIL DECISION / OFFICERS RECOMMENDATION:**

That the information be received.

Moved Cr DA Miguel

Seconded Cr CJ Kirby

Carried 5/0

**BACKGROUND:**

In July 2009 Council resolved the following:

**2009/136 COUNCIL DECISION:**

That:

1. The dwelling on Lot 10 Hammond Street Gabbin, being of brick veneer, suspended timber floors and timber framed roof with clay tiles declared unfit for human habitation from immediate effect of date of notification;
2. A work order be placed on the said dwelling to bring the dwelling up to a standard deemed by the Environmental Health Officer/Building Surveyor to be compliant with the Health Act 1911, Shire of Mt Marshall Health Local Laws 2007 and Local Government (Miscellaneous Provisions) 1960;
3. A period of time being 90 days of notification of dwelling unfit for habitation to be allowed to do such works; and
4. In the event of works not commenced to bring the dwelling to the said standard that a demolition order be placed on the said dwelling.

Moved Cr PB Sachse

Seconded Cr RN Breakell

Carried 6/0

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### **COMMENT:**

The dwelling located on Lot 10 Hammond Street Gabbin being of brick veneer, suspended timber floors and timber framed roof with clay tiles which has:

- Been declared unfit for human habitation
- A work order on the said dwelling to bring the dwelling up to a standard deemed by the Environmental Health Officer/Building Surveyor to be compliant with the Health Act 1911, Shire of Mt Marshall Health Local Laws 2007 and Local Government (Miscellaneous Provisions) 1960 has not been accomplished

Advice given to Mrs Trainor late last year regarding the premises was to write to the Council and explain her intentions to carry out the work order and request more time; no such correspondence was received. Furthermore the 28 day appeal period for a hearing at the State Administrative Tribunal was not taken up.

The final recourse for the Shire is the demolition of the said dwelling to commence at the Shires earliest convenience. Discussions are underway with the Shire Engineer, Mr Rod Munns and a quote from a competent demolition contractor will be undertaken as well.

Of important note is the change to the rules regarding asbestos demolition after the 1 June 2010 which will have to be undertaken by a licensed level 2 demolition contractor if more than 10m<sup>2</sup> in area. There is a strong possibility the dwelling on lot 10 Hammond Street has asbestos material components.

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**10.2 Community and Recreation Development Officer**

**10.2.5 Beacon Tennis & Basketball Court Lights Upgrade**

Item 10.2.5 was addressed earlier in the meeting.

**10.2.6 2010 Seniors Trip**

**LOCATION/ADDRESS:** Mt Marshall District  
**NAME OF APPLICANT:** Mt Marshall Seniors  
**FILE REFERENCE:** A6/18  
**AUTHOR:** Rebecca Watson – Community and Recreation Development Officer  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 12 March 2010  
**ATTACHMENT NUMBER:** Nil  
**CONSULTATION:** Eva Haydon – Chief Executive Officer  
**STATUTORY ENVIRONMENT:** Nil  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Additional \$1300 expenditure  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Absolute Majority

**2010/032 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That an additional \$1300 be allocated to account 0821021 Annual Seniors Trip in the 2009/2010 financial year budget to contribute towards the 2010 Seniors Trip to Busselton.**

**Moved Cr DA Miguel  
Absolute Majority**

**Seconded Cr MR Shemeld**

**Carried 5/0**

**BACKGROUND:**

Each year Council has allocated \$1500.00 towards the annual Mt Marshall seniors trip. The money each year is used to pay for the senior's accommodation. The past few trips have attracted around 15 people. In the 2008/2009 financial year, money was allocated but the seniors did not end up having a trip.

**COMMENT:**

This year the seniors have chosen to go to Busselton for 4 days. I have investigated options for accommodation, taking into consideration special requirements of the seniors such as bedding and stairs. I have been unable to find accommodation within the budgeted \$1500.00 therefore request an additional \$1300.00 to contribute towards the accommodation. The additional funds being requested are included in this years budget review.



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**10.2.7 Sturt Pea House Ownership**

<b>LOCATION/ADDRESS:</b>	Lot 81 (75) Monger St, Bencubbin
<b>NAME OF APPLICANT:</b>	Bencubbin P&C Association
<b>FILE REFERENCE:</b>	B2/16
<b>AUTHOR:</b>	Lauren Grylls – Executive Assistant
<b>DISCLOSURE OF INTEREST:</b>	President – Bencubbin P&C Association
<b>DATE:</b>	12 March 2010
<b>ATTACHMENT NUMBER:</b>	10.2.7 Various Items of Correspondence
<b>CONSULTATION:</b>	Eva Haydon – Chief Executive Officer
<b>STATUTORY ENVIRONMENT:</b>	Nil
<b>POLICY IMPLICATIONS:</b>	Nil
<b>FINANCIAL IMPLICATIONS:</b>	Unbudgeted expenditure – unknown at this stage
<b>STRATEGIC IMPLICATIONS:</b>	Nil
<b>VOTING REQUIREMENT:</b>	Absolute Majority

**2010/033 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That, pending the Bencubbin Primary School Parents & Citizens' Association receiving ownership of Lot 81 Monger St, Bencubbin, the lot be purchased from the Bencubbin Primary School P&C Association at a sum that covers all expenses of sale to the Association plus one dollar.**

**Moved Cr DA Miguel  
Absolute Majority**

**Seconded Cr PA Gillett**

**Carried 5/0**

**BACKGROUND:**

Since the winding up of the Bencubbin Pre-School Parents and Citizens Association in 1997, the Shire of Mt Marshall has conducted all maintenance and repairs to the building known as Sturt Pea House and gardens at Lot 81 Monger St, Bencubbin as it was presumed the building was vested in their care.

For a number of years now, ownership of the land and building known as Sturt Pea House, Lot 81 Monger St, Bencubbin has been uncertain as it was discovered that the current title is in the name of the Bencubbin Pre School Parents and Citizens Association which wound up in 1997.

The Bencubbin Primary School P&C Association took up this matter with various bodies including the Department of Education, the Department of Consumer and Employment Protection (DOCEP), and the Minister for Child Protection; Community Services; Seniors and Volunteers; Women's Interests, Robyn McSweeney MLC to ascertain the correct ownership of the building.

The Bencubbin Primary School P&C Association are pursuing ownership of the building as a matter of community interest. The P&C intend to offer lot 81 Monger St, Bencubbin for sale to the Shire of Mt Marshall. They feel it is in the interests of local community groups and business for Sturt Pea House to be owned by the Shire rather than 'an outside government department'.

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Presently the P&C are awaiting advice on whether they will be the beneficiaries of the land and whether they will be exempt from having to pay stamp duty on the transfer.

### **COMMENT:**

The P&C Association are seeking an agreement from Council to purchase Lot 81 Monger St, Bencubbin from them at a cost that would cover all expenses associated with the transfer and sale plus one dollar as the Association is required to make a profit. This will result in expenditure of an unbudgeted amount to Council which unfortunately the P&C are unaware of at this time.

Should Council be unwilling to purchase Lot 81 Monger St, the P&C will advise the relevant bodies that it no longer seeks ownership as it is unable to bear the costs associated with owning the building.

Should it be possible for the Shire of Mt Marshall to become the direct owners (not the P&C Assoc.), the P&C would fully support this option.

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**10.3 Natural Resource Management Officer**

Nil

**10.4 Chief Executive Officer**

**10.4.6 WA Local Government Association 2010 Honours**

**LOCATION/ADDRESS:** N/A  
**NAME OF APPLICANT:** N/A  
**FILE REFERENCE:** A5/11  
**AUTHOR:** Eva Haydon – Chief Executive Officer  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 8 March 2010  
**ATTACHMENT NUMBER:** 10.4.6 Correspondence from WALGA  
**CONSULTATION:** Nil  
**STATUTORY ENVIRONMENT:** Nil  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Nil  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Simple Majority

**OFFICER RECOMMENDATION:**

For Council consideration.

**2010/034 COUNCIL DECISION:**

**That Mr Jack Walker be nominated to receive an award in the WALGA 2010 honours program.**

**Moved Cr DA Miguel**

**Seconded Cr MR Shemeld**

**Carried 5/0**

Note: Council wish to nominate Mr Jack Walker, Senior Administration Officer for an award/certificate due to his long and loyal service to the Shire of Mt Marshall.

**BACKGROUND:**

Nominations for the 2010 WA Local Government Association Honours program is now open and member local governments, zones and state Councillors are invited to submit nominations.

The Honours program is one small way of publicly recognising and celebrating the outstanding achievements and lasting contributions made by Elected Members and Officers to their respective Councils, to Local Government as a sector and to the wider community.

**COMMENT:**

Nil

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**10.4.7 Shire of Mt Marshall Delegate to Regional Transition Group**

**LOCATION/ADDRESS:** Potentially Shires of Koorda, Mt Marshall and Trayning  
**NAME OF APPLICANT:** N/A  
**FILE REFERENCE:** A2/17  
**AUTHOR:** Eva Haydon – Chief Executive Officer  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 10 March 2010  
**ATTACHMENT NUMBER:** Nil  
**CONSULTATION:** Nil  
**STATUTORY ENVIRONMENT:** Nil  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Unknown  
**STRATEGIC IMPLICATIONS:** Unknown  
**VOTING REQUIREMENT:** Absolute Majority

**OFFICER RECOMMENDATION:**

For Council consideration.

**2010/035 COUNCIL DECISION:**

**That Councillors PA Gillett and IN Miguel be appointed delegates to the Regional Transition Group and all remaining councillors be appointed to act as Deputy.**

**Moved Cr MR Shemeld  
Absolute Majority**

**Seconded Cr DA Miguel**

**Carried 5/0**

**BACKGROUND:**

Council resolved last month to enter into a Regional Transition Group with the Shires of Koorda and Trayning.

**COMMENT:**

In order to commence discussions on shared services and apply for funding to facilitate the provision of a strategic and asset management plan, representatives of the three shires must meet. Consequently Council must nominate their delegates to this group.

Clause 3.1 of the agreement supplied by the Department of Local Government provides the following:

**3.1 Board of RTG**

Within three months of the Execution Date, the RTG shall convene the inaugural meeting, of the RTG and appoint a board comprising one elected

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member and one elected deputy member for each Participant together with such other members as the participants agree.

I believe it is essential that at least two elected members are involved with this process from its beginning and therefore recommend that each Council appoint two elected members and one deputy elected member. The agreement provides scope for additional members.

**10.4.8 Western Australian Country Shire Councils' Representation**

**LOCATION/ADDRESS:** Western Australia  
**NAME OF APPLICANT:** Fitz Gerald Strategies  
**FILE REFERENCE:** A2/31  
**AUTHOR:** Eva Haydon – Chief Executive Officer  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 10 March 2009  
**ATTACHMENT NUMBER:** 10.4.8 Expression of Interest Form  
**CONSULTATION:** Nil  
**STATUTORY ENVIRONMENT:** Nil  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Unknown  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Simple Majority

**2010/036 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That Fitz Gerald Strategies be advised that the Shire of Mt Marshall is interested in more information regarding the formation of a new representative association for Country Shire Councils in Western Australia and is therefore willing to meet with its Principal.**

**Moved Cr PA Gillett**

**Seconded Cr DA Miguel**

**Carried 5/0**

**BACKGROUND:**

Correspondence has been received from Mike Fitz Gerald, Principal of Fitz Gerald Strategies requesting that the Shire of Mt Marshall register its interest in the formation of a new representative association for Country Shire Councils in Western Australia.

Following receipt of the expression of interest, Mike Fitz Gerald would like to arrange a meeting with the President, Deputy President and CEO for a briefing and presentation of an outline proposal for the formation of a representative association.

**COMMENT:**

As there is no information provided, it is difficult to comment on the proposal, however an organisation that looks after the interests of country shire councils would be a refreshing change.

There would still be a requirement to remain a member of the WA Local Government Association due to the impossibility of obtaining public liability insurance at a reasonable cost through any other organisation.

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**10.4.9 Medical Practice Management Committee**

**LOCATION/ADDRESS:** Shires of Mt Marshall, Mukinbudin, Nungarin and Trayning  
**NAME OF APPLICANT:** N/A  
**FILE REFERENCE:** H2/10  
**AUTHOR:** Eva Haydon – Chief Executive Officer  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 10 March 2010  
**ATTACHMENT NUMBER:** Nil  
**CONSULTATION:** Nil  
**STATUTORY ENVIRONMENT:** Local Government Act 1995  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Within Budget  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Absolute Majority

**2010/037 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That Crs PA Gillett and MP Hogan be appointed as Shire of Mt Marshall representatives on the Kununoppin Medical Practice Management Committee.**

**Moved Cr DA Miguel  
Absolute Majority**

**Seconded Cr IN Miguel**

**Carried 5/0**

**BACKGROUND:**

The Kununoppin Medical Practice Management Committee has been meeting when required over the past 9 months to deal with Practice issues. Membership has not been formally set down, however the Presidents, one Councillor and CEO's of the four shires have met during that time to deal with the recruitment of a medical practitioner and the set up of the practice.

Cr Hogan is the delegate to the Local Health Advisory Group and has been attending the meetings with Cr Gillett.

The Shire of Mt Marshall has been managing the practice.

**COMMENT:**

Nil

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**10.5 Shire Engineer**

Nil

**10.6 Senior Administration Officer**

**10.6.4 Former Seventh Day Adventist Church Building**

**LOCATION/ADDRESS:** 96 Monger Street, Bencubbin  
**NAME OF APPLICANT:** Maree Walker T/A Giftware Suppliers  
**FILE REFERENCE:** B3/1  
**AUTHOR:** Jack Walker – Senior Administration Officer  
**DISCLOSURE OF INTEREST:** No Interest to Disclose (not related)  
**DATE:** 9 March 2010  
**ATTACHMENT NUMBER:** 10.6.4 Correspondence from Applicant  
**CONSULTATION:** Eva Haydon – Chief Executive Officer  
**STATUTORY ENVIRONMENT:** Nil  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Weekly rental  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Absolute Majority

**2010/038 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That Mrs Walker be granted a weekly lease agreement to rent a portion of the former SDA church building to operate a giftware shop and the weekly rent be set at \$16.50 GST inclusive.**

**Moved Cr DA Miguel  
Absolute Majority**

**Seconded Cr CJ Kirby**

**Carried 4/1**

**BACKGROUND:**

Correspondence has been received from Mrs Maree Walker seeking Councils consideration to allow her to lease portion of the former SDA church to operate a giftware shop.

**COMMENT:**

Mrs Walker previously supplied giftware to the Benny Mart, but with the change of ownership she was asked to remove her stock from the shop. Mrs Walker is now looking for alternative premises.



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**10.6.5 “Water” Reserves 19985, 12688, and 14642**

**LOCATION/ADDRESS:** Water Reserves 19985, 12688 and 14642  
**NAME OF APPLICANT:** Department of Regional Development and Lands  
**FILE REFERENCE:** A3/6  
**AUTHOR:** Jack Walker – Senior Administration Officer  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 11 March 2010  
**ATTACHMENT NUMBER:** 10.6.5 Various items of correspondence from  
Dept. Regional Development and Lands  
**CONSULTATION:** Rod Munns – Engineer  
Eva Haydon – Chief Executive Officer  
**STATUTORY ENVIRONMENT:** Nil  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Nil  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Simple Majority

**2010/039 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That Council advise the Department of Regional Development and Lands that it does not wish to take on the control and management of “Water” Reserves 19985, 12688, and 14642, but has no objections to the reserves being cancelled and included into adjoining freehold land.**

**Moved Cr CJ Kirby**

**Seconded Cr IN Miguel**

**Carried 5/0**

**BACKGROUND:**

Council has received a request from the Department of Regional Development and Lands based on a recommendation from DEC that Reserve 19985 (Beacon Rock Road), be transferred to the control and management of the Shire for the purpose of “Landscape Protection”, Reserve 12688 (Welbungin – Wialki Road) for the purpose of “Parklands” and Reserve 14642 (Welbungin – Wialki Road) also for the purpose of “Parklands”

**COMMENT:**

It would appear that Council was approached in 1992 with regard to accepting management of Reserve 14642, but no further action was initiated and the proposal lapsed.

There is also mention of a letter in 1998 (copy attached) with regard to Reserve 12688 which has only now received a response from DEC.

The paperwork regarding Reserve 19985 is current.

It looks like the Government is trying to handball unwanted “Water Reserves” to local authorities.

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**2010/040 COUNCIL DECISION:**

That the meeting adjourn for a short break at 2:26pm.

Moved Cr DA Miguel

Seconded Cr IN Miguel

Carried 5/0

**2010/041 COUNCIL DECISION:**

That the meeting resume at 2:38pm.

Moved Cr PA Gillett

Seconded Cr DA Miguel

Carried 5/0

**10.7 Deputy Chief Executive Officer**

**10.7.5 Write-Off Trust Bank Account Imbalance**

<b>LOCATION/ADDRESS:</b>	N/A
<b>NAME OF APPLICANT:</b>	N/A
<b>FILE REFERENCE:</b>	F1/4
<b>AUTHOR:</b>	Matthew Gilfellon – Deputy Chief Executive Officer
<b>DISCLOSURE OF INTEREST:</b>	No Interest to Disclose
<b>DATE:</b>	10 March 2010
<b>ATTACHMENT NUMBER:</b>	Nil
<b>CONSULTATION:</b>	Eva Haydon – Chief Executive Officer
<b>STATUTORY ENVIRONMENT:</b>	Local Government Act 1995 and Local Government (Financial Management) Regulations 1996
<b>POLICY IMPLICATIONS:</b>	Nil
<b>FINANCIAL IMPLICATIONS:</b>	Will be recorded as additional income for the 2009-10 financial year
<b>STRATEGIC IMPLICATIONS:</b>	Nil
<b>VOTING REQUIREMENT:</b>	Absolute Majority

**2010/042 COUNCIL DECISION / OFFICER RECOMMENDATION:**

That Council write off the \$8,828.63 Shire of Mt Marshall Trust Account imbalance.

Moved Cr IN Miguel  
Absolute Majority

Seconded Cr DA Miguel

Carried 5/0

**BACKGROUND:**

An amount of \$8,828.63 is sitting on the trust account bank reconciliation as an imbalance. Permission is sought to write-off the amount. The journal will debit the bank account and credit an income account. There will be no cost to this course of action.

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**COMMENT:**

The imbalance has been sitting on the bank reconciliation over three years. An amount was transferred to the trust bank account with the notation "audit error correction" but no journal was ever recorded. There does not appear to be any supporting documentation for the transfer however the trust accounts do currently balance. During discussions with the auditors they approved the writing off of the amount.

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**10.7.6 Write-Off Municipal Bank Account Imbalance**

**LOCATION/ADDRESS:** N/A  
**NAME OF APPLICANT:** N/A  
**FILE REFERENCE:** F1/4  
**AUTHOR:** Matthew Gilfellon – Deputy Chief Executive Officer  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 10 March 2010  
**ATTACHMENT NUMBER:** Nil  
**CONSULTATION:** Eva Haydon – Chief Executive Officer  
**STATUTORY ENVIRONMENT:** Local Government Act 1995 and Local Government (Financial Management) Regulations 1996  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Will be recorded as additional income for the 2009-10 financial year  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Absolute Majority

**2010/043 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That Council write off the \$5,029.25 Shire of Mt Marshall Municipal Account imbalance.**

**Moved Cr DA Miguel  
Absolute Majority**

**Seconded Cr CJ Kirby**

**Carried 5/0**

**BACKGROUND:**

An amount of \$5,029.25 is sitting on the municipal bank reconciliation as an imbalance. Permission is sought to write-off the amount. The journal will debit the bank account and credit an income account. There will be no cost to this course of action.

**COMMENT:**

The imbalance has been sitting on the bank reconciliation for several years. There have been attempts to find where the imbalance stems from but no reason has so far been found. Already it has taken officers many hours trying to find it and to continue to look would most likely be a waste of time and effort which could be put to better uses. During discussions with the auditors they approved the writing off of the amount as it has been an issue for the past couple of years.

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**10.7.7 Statement of Financial Activity**

**LOCATION/ADDRESS:** N/A  
**NAME OF APPLICANT:** N/A  
**FILE REFERENCE:** F1/4  
**AUTHOR:** Matthew Gilfellon – Deputy Chief Executive Officer  
**DISCLOSURE OF INTEREST:** No interest to disclose  
**DATE:** 10 March 2010  
**ATTACHMENT NUMBER:** Nil  
**CONSULTATION:** Nil  
**STATUTORY ENVIRONMENT:** Local Government (Financial Management) Regulations 1996  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Nil  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Simple Majority

**2010/044 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That the Statement of Financial Activity for the period ended 28 February 2010 be endorsed.**

**Moved Cr PA Gillett**

**Seconded Cr MR Shemeld**

**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 2009 to 28 February 2010**

OPERATING ACTIVITIES	Note	YTD Budget	YTD Actual	Variances Greater Than 10% of YTD Budget
		\$	\$	
Income				
General Purpose Funding	4i	2,289,266	1,874,177	14.39%
Governance		9,960	6,624	-772.12%
Law, Order and Public Safety	5i	75,796	50,640	33.03%
Health	7i	90,000	60,000	95.17%
Education and Welfare	8i	46,064	30,704	25.75%
Housing		67,860	45,224	-350.07%
Community Amenities		76,664	51,080	-112.76%
Recreation and Culture		6,842	4,552	-1041.12%
Transport		1,583,345	1,078,768	-3.50%
Economic Services		112,480	74,968	-12.85%
Other Property and Services	14i	65,416	43,592	63.92%
		<b>4,423,693</b>	<b>3,320,329</b>	<b>3,302,785</b>

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### Expenditure

Governance		282,901	188,432	147,446	-21.75%
General Purpose Funding	3e	20,173	15,943	40,564	154.43%
Law, Order and Public Safety		83,697	57,690	45,935	-20.38%
Health		189,678	68,424	73,886	7.98%
Education and Welfare		128,844	85,776	64,865	-24.38%
Housing	9e	107,392	131,648	230,098	74.78%
Community Amenities		273,171	181,896	163,308	-10.22%
Recreation and Culture		533,590	352,560	292,226	-17.11%
Transport		2,384,821	1,213,392	421,920	-65.23%
Economic Services		177,788	124,024	92,652	-25.30%
Other Property and Services		(13,954)	(6,664)	16,595	-349.02%
		<b>4,168,101</b>	<b>2,413,121</b>	<b>1,589,495</b>	
Net Operating Profit/(Loss)		<b>255,592</b>	<b>907,208</b>	<b>1,713,290</b>	
<b>ADD NON CASH ITEMS</b>					
Depreciation		1,896,440	1,264,293	-	
Loss/(Profit) on Sale of Assets		(45,827)	(30,551)	-	
		<b>1,850,613</b>	<b>1,233,742</b>	<b>-</b>	
Net Operating Surplus/(Deficit)		<b>2,106,205</b>	<b>2,140,950</b>	<b>1,713,290</b>	
<b>LESS CAPITAL EXPENDITURE</b>					
Land & Buildings		1,423,789	949,193	479,229	
Plant & Machinery		556,613	371,075	451,118	
Furniture, Fittings & Equipment		7,100	4,733	-	
Infrastructure - Roads		1,360,797	907,198	637,504	
Infrastructure - Other		253,340	168,893	16,191	
		<b>(1,495,434)</b>	<b>(260,143)</b>	<b>129,248</b>	
<b>LESS OTHER NON OPERATING</b>					
Loan Principal Repayments		133,902	89,268	100,101	
Transfer to Reserves		872,088	581,392	295,072	
Funding Required		<b>(2,501,424)</b>	<b>(930,803)</b>	<b>(265,925)</b>	
<b>FUNDED FROM</b>					
Transfer from Reserves		797,633	531,755	171,946	
Capital Contribution		1,584,571	1,056,381	-	#
Proceeds on Sale of Assets		214,915	143,277	-	
Self-Supporting Loan Income		7,047	4,698	-	
Opening Funds		1,569,846	1,569,846	1,468,366	
Closing Funds		1,672,588	1,314,075	1,374,387	

### Notes

4i - This variance is due to the deferment of Royalties for Regions funding for the 2009/10 year.

5i - This variance is due to the grant for the Wialki Fire Shed still yet to be received. The Grant was budgeted to be \$35,000.

7i - This variance is due to Medical Practice Income being under-budget. The budgeted amount of \$70,000 for the year was an estimated figure. Medical practice expenses are also currently under-budget.

8i - This variance is due to the family support grant not being received yet.

14i - Plant hire charges, engineering service charges and private works income are all below what has been budgeted to be received.

3e - Administration expenses allocated to General Purpose Funding are ahead of what was budgeted.

9e - This variance is due to repairs on the 166 Collins St which will be paid for through insurance.

There are also some capital costs that will need to be re-allocated to the balance sheet.

### Composition Of Net Current Asset Position

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### **Current Assets**

Cash - Unrestricted	1,370,439
Cash - Restricted	2,001,272
Receivables	140,030
Inventories	38,703

### **Less Current Liabilities**

Payables & Provisions	(174,785)
less: Cash Reserves - Restricted	(2,001,272)
	<b>1,374,387</b>

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**10.7.8 Abbreviated Statement of Financial Position as at 28 February 2010**

**LOCATION/ADDRESS:** N/A  
**NAME OF APPLICANT:** N/A  
**FILE REFERENCE:** F1/4  
**AUTHOR:** Matthew Gilfellon – Deputy Chief Executive Officer  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 10 March 2010  
**ATTACHMENT NUMBER:** 10.7.8a – Municipal Bank Statement  
 10.7.8b – Trust Bank Statement  
 10.7.8c – Municipal Term Deposits  
 10.7.8d – Trust Term Deposits  
 10.7.8e – Reserve Term Deposits  
**CONSULTATION:** Nil  
**STATUTORY ENVIRONMENT:** Financial Management Regulations 1996 and the Local Government Act 1995  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Nil  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Simple Majority

**2010/045 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That the Abbreviated Statement of Financial Position as at 28 February 2010 be accepted.**

**Moved Cr DA Miguel**

**Seconded Cr PA Gillett**

**Carried 5/0**

**BACKGROUND:**

Nil

**COMMENT:**

**Abbreviated Statement of Financial Position as at 28 February 2010**

	<b>MUNICIPAL (\$)</b>	<b>TRUST (\$)</b>	<b>RESERVE (\$)</b>
Synergy Balance as at 01/02/2010	1,212,099.28	281,873.54	1,967,784.64
Plus Receipts 01/02/2010 to 28/02/2010	467,994.92	34,614.51	170,471.01
Plus Adjustment	5,029.25	8,828.63	-
Plus Outstanding Journals	-	-	-
	<hr/> 1,685,123.45	<hr/> 325,316.68	<hr/> 2,138,255.65
Less Payments 01/02/2010 to 28/02/2010	- 310,055.61	- 84,394.43	136,982.90
Less Outstanding Journals	- 26,309.01	- 0.01	-
Synergy Balance as at 31/01/2010	<hr/> <hr/> 1,348,758.83	<hr/> <hr/> 240,922.24	<hr/> <hr/> 2,275,238.55

This is represented by:

Cash at Bank	325,752.67	130,332.68	-
Investments	1,031,680.23	107,436.91	2,001,272.75



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Housing Bonds Held by Bankwest	-	2,000.00	-
Balance as per Bank Reconciliation	1,357,432.90	239,769.59	2,001,272.75

### RECONCILIATION AS AT 28 February 2010

Balance as per Bank Statement	325,752.67	130,332.68	-
Balance of Term Deposits	1,031,680.23	107,436.91	2,001,272.75
Balance of Housing Bonds (Bank)	-	2,000.00	-
	1,357,432.90	239,769.59	2,001,272.75
Plus Outstanding Deposits	394.40	1,380.65	-
	1,357,827.30	241,150.24	2,001,272.75
Less Outstanding Cheques	- 9,068.47	- 228.00	-
	1,348,758.83	240,922.24	2,001,272.75

<b>Balance of Reserve Funds as at 28 February 2010</b>	<b>\$</b>
Plant Replacement	427,061.85
Aged Care Units	49,770.69
Doctor Recruitment	-
Community Housing	28,600.94
Council Staff Housing	204,030.64
Employee Entitlements	88,183.00
Landcare	-
Caravan Park Upgrades	18,705.66
Public Amenities and Buildings	192,685.31
Land & Road Development	-
Television & Radio Broadcasting	23,307.78
Bencubbin Aquatic Centre Development	113,031.11
Community Bus	34,778.17
Beacon Mens Shed	-
Refuse Site Development	-
Bencubbin Recreation Complex	38,839.65
Office Equipment	11,650.95
Country Local Government Fund Reserve	770,627.00
	2,001,272.75

### *Investments as at the 28 February 2010*

FUND	INSTITUTION	TERM	RATE	AMOUNT	EXPIRY
Reserve	Bankwest	6 Months 30 Days	6.01%	1,487,999.28	31/08/2010
Reserve	Bankwest	1 Month 24 Days	4.03%	120,469.08	01/03/2010
Reserve	Bankwest	3 Months	4.25%	392,804.39	19/02/2010
Municipal	Bankwest	4 months	5.20%	319,631.55	12/04/2010
Municipal	Bankwest	1 Month	3.88%	712,048.68	04/03/2010
Trust	Bankwest	1 Month	4.09%	107,065.00	18/02/2010

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**10.8 Finance Administration / Rates Officer**

**10.8.3 Kaolin Resources Pty Ltd – Exploration Licence**

**LOCATION/ADDRESS:** Mt Marshall District  
**NAME OF APPLICANT:** Kaolin Resources Pty Ltd  
**FILE REFERENCE:** F2/6  
**AUTHOR:** Nancy Collins – Rates Officer  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 8 March 2010  
**ATTACHMENT NUMBER:** 10.8.3a Application for Exploration Licence  
70/3817  
10.8.3b Map  
**CONSULTATION:** Nil  
**STATUTORY ENVIRONMENT:** Section 91 – Mining Act 1978  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Nil  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Simple Majority

**2010/046 COUNCIL DECISION / OFFICER RECOMMENDATION:**

That the information be noted.

**Moved Cr PA Gillett**

**Seconded Cr IN Miguel**

**Carried 5/0**

**BACKGROUND:**

Correspondence has been received from Australian Mining Administrative Professionals Pty Ltd advising of an application on behalf of Kaolin Resources Pty Ltd for an Exploration Licence as attached.

**COMMENT:**

Nil

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**10.8.4 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:** 8 March 2010  
**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

**2010/047 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That the Accounts Listed**

<b>Municipal Fund</b>	<b>\$ 246419.56</b>
<b>Trust Fund</b>	<b>\$ 30226.01</b>

**Be endorsed.**

**Moved Cr CJ Kirby**

**Seconded Cr MR Shemeld**

**Carried 5/0**

**BACKGROUND:**

Following is a List of Accounts submitted to Council on Wednesday 17 March 2010 for the Municipal Fund and Trust Fund.

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### 1. Municipal Fund

Chq/EFT	Date	Name	Description	Amount
EFT3481	02/02/2010	CHILD SUPPORT AGENCY	Payroll Deductions	280.34
EFT3482	02/02/2010	AUSTRALIAN SERVICES UNION	Payroll Deductions	37.80
EFT3483	02/02/2010	LGRCEU	Payroll Deductions	32.80
EFT3484	02/02/2010	WALGS PLAN	Superannuation Contributions	10232.78
EFT3485	02/02/2010	THE INDUSTRY SUPERANNUATION FUND	Superannuation Contributions	243.52
EFT3486	02/02/2010	CONPLANT AUSTRALIA	Fuel Gauge	125.52
EFT3487	02/02/2010	WESTSCHEME	Superannuation Contributions	448.36
EFT3488	11/02/2010	EASTERN HILLS SAWS & MOWERS PTY LTD	Husqvarna Hedge Trimmer	545.00
EFT3489	11/02/2010	BENCUBBIN NEWS & POST	Postage 18.1 - 22.1.10	86.70
EFT3490	11/02/2010	WA TREASURY CORPORATION	Loan No. 111 Interest Payment - 229 Murray Street House	9518.08
EFT3491	11/02/2010	ICS CARPENTRY	Make Frame To Secure Chemical Shed	992.20
EFT3492	11/02/2010	RELIANCE PETROLEUM	Fuel Card Purchases For January 2010	2792.75
EFT3493	11/02/2010	BENCUBBIN SMASH REPAIRS	Remove 2-Way Radio And Phone Kit	88.00
EFT3494	11/02/2010	BENCUBBIN TRUCK N AUTO'S	Various Small Items	132.75
EFT3495	11/02/2010	BENCUBBIN AG SUPPLIES	Suction Hose; Various Hardware Items	2920.56
EFT3496	11/02/2010	GERALDTON FUEL	Bulk Diesel	16279.42
EFT3497	16/02/2010	CG MORRIS & CO	Inspection And Service Of Fire Equipment – Bus	22.55
EFT3498	16/02/2010	COVENTRYS	MP3 Radio	372.62
EFT3499	16/02/2010	AVON WASTE	Rubbish Collection - January 2010	3654.88
EFT3500	16/02/2010	KTY ELECTRICAL SERVICES	Check Air-conditioner - 30 Rowlands St	187.00
EFT3501	16/02/2010	PESTEX CO	Ant Treatment To Kitchen, Bathroom Etc	231.00
EFT3502	16/02/2010	JASON SIGNMAKERS	Warning Signs And Sign Posts	10427.34
EFT3503	16/02/2010	SHIRE OF TRAYNING	Reimbursement - Doctor's Expenses To Dec 2009	6088.28
EFT3504	16/02/2010	SIGMA CHEMICALS	Sodium Hypochlorite	1103.75
EFT3505	16/02/2010	BENCUBBIN BULK HAULIERS	Freight On Limestone Blocks And Pavers	2692.80
EFT3506	16/02/2010	ROCKINGHAM HOLDEN	Purchase Of Holden Captiva For Engineer	15089.60
EFT3507	16/02/2010	FUJI XEROX AUSTRALIA PTY LTD	Photocopier Support Service Agreement (New)	165.51
EFT3508	16/02/2010	BEAUREPAIRES	Wheel Alignment	70.00
EFT3509	16/02/2010	D & D TRANSPORT	Freight - Pool Chemicals	378.38
EFT3510	16/02/2010	HOWARD PORTER	Repairs To Suspension, Lift Cylinders, Door Mounts Etc	6095.32
EFT3511	16/02/2010	LANDGATE	Rural UV Interim Valuation	164.22
EFT3512	16/02/2010	5RIVERS PLUMBING AND GAS	Repairs To Gas Stove	251.10

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EFT3513	16/02/2010	JONATHAN TRANTER	Telephone Allowance	152.51
EFT3514	16/02/2010	DONOVAN FORD	Purchase Of Nissan Navara	21083.90
EFT3515	22/02/2010	DONOVAN FORD	Nissan Navara	63997.70
EFT3516	24/02/2010	BOC GASES	Cylinder Hire - January 2010	55.37
EFT3517	24/02/2010	DOWERIN REFRIGERATION & AIR CONDITIONING SERVICES	Repairs To Fridge; Service Air-conditioner In Office	869.88
EFT3518	24/02/2010	CJD EQUIPMENT PTY LTD	Ripper Teeth And Lock Pins	1962.63
EFT3519	24/02/2010	COURIER AUSTRALIA	Freight On Computers	40.89
EFT3520	24/02/2010	NINGHAN SPRAYING SERVICE	Nitrogen Regulator	744.44
EFT3521	24/02/2010	BENCUBBIN NEWS & POST	Postage 1.2 - 5.2.10	186.00
EFT3522	24/02/2010	TOTAL EDEN WATERING SYSTEMS PTY LTD	Pop Up Sprinklers	146.05
EFT3523	24/02/2010	SIGMA CHEMICALS	Chemigem Rotor And Squeeze Tube	165.00
EFT3524	24/02/2010	WA HINO SALES & SERVICE	Taps	46.20
EFT3525	24/02/2010	COUNTRY TARTS	Catering For February Council Meeting	316.00
EFT3526	24/02/2010	Synergy Pigments Australia Pty Ltd	Bright Red Oxide For Cement	363.00
EFT3527	24/02/2010	Downer Edi Works Pty Ltd	8 Drums Emulsion	1876.16
EFT3528	24/02/2010	Vicki Philipoff Settlements	Purchase Of Lot 38 Rowlands St Beacon	26674.92
EFT3529	24/02/2010	BENCUBBIN AG SUPPLIES	Cement, Bolts Etc Signs; Sprinkler Fittings Etc	1829.26
EFT3530	24/02/2010	RADIOWEST BROADCASTERS PTY LTD	Fire Safety Messages - January 2010	44.00
EFT3531	24/02/2010	JENNI BUNCE	Contract Cleaning 21.1 - 3.2.10	495.00
EFT3532	24/02/2010	R B MOTORS	Wheel Alignment	45.10
EFT3533	24/02/2010	KARNI ENGINEERING	Repair Grader Roller	1256.75
EFT3534	25/02/2010	CHILD SUPPORT AGENCY	Payroll Deductions	280.34
EFT3535	25/02/2010	AUSTRALIAN SERVICES UNION	Payroll Deductions	37.80
EFT3536	25/02/2010	LGRCEU	Payroll Deductions	32.80
EFT3537	25/02/2010	WALGS PLAN	Superannuation Contributions	10572.15
EFT3538	25/02/2010	THE INDUSTRY SUPERANNUATION FUND	Superannuation Contributions	243.54
EFT3539	25/02/2010	WESTSCHEME	Superannuation Contributions	270.20
17946	02/02/2010	PRIME SUPER	Superannuation Contributions	73.95
17947	02/02/2010	MTAA SUPERANNUATION	Superannuation Contributions	125.13
17948	02/02/2010	ING MASTERFUND	Superannuation Contributions	79.73
17949	02/02/2010	REST SUPERANNUATION	Superannuation Contributions	292.72
17950	02/02/2010	CBUS	Superannuation Contributions	260.86
17951	11/02/2010	SHIRE OF MT MARSHALL	Cash Payments 10.02.10	2040.55
17952	11/02/2010	SYNERGY	Streetlights 23.12.09 - 22.1.10	872.35
17953	16/02/2010	WATER CORPORATION	Water Usage 3.12.09 - 27.1.10	69.10

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17954	16/02/2010	SYNERGY	Electricity Usage 25.11.09 - 28.01.10	8544.20
17955	16/02/2010	WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION	Advertising - L/H Grader Operator	1043.78
17956	16/02/2010	ACO POLYCRETE PTY LTD	Sloped Channel With Slotted Grate	796.13
17957	24/02/2010	WATER CORPORATION	Water Consumption 5.11.09 - 25.1.10	15.25
17958	24/02/2010	SYNERGY	Electricity Usage 28.11.09 - 01.02.10	523.50
17959	24/02/2010	MEGAN BEAGLEY	Reimbursement For Australia Day BBQ Supplies	121.93
17960	24/02/2010	WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION	Advertising Tender And Plant Operator	814.08
17961	24/02/2010	KEN THURSTON	Reimbursement Of Expenses To Produce Photo Album For Shire	1234.88
17962	24/02/2010	BENNY MART	Bacon, Sausages Etc - Australia Day Breakfast	377.36
17963	25/02/2010	SHIRE OF MT MARSHALL	Cash Payments 24.02.10	2190.00
17964	25/02/2010	PRIME SUPER	Superannuation Contributions	181.41
17965	25/02/2010	MTAA SUPERANNUATION	Superannuation Contributions	250.26
17966	25/02/2010	ING MASTERFUND	Superannuation Contributions	78.57
17967	25/02/2010	HESTA SUPERANNUATION FUND	Superannuation Contributions	68.86
17968	25/02/2010	REST SUPERANNUATION	Superannuation Contributions	292.72
17969	25/02/2010	CBUS	Superannuation Contributions	292.62
17970	25/02/2010	HOSTPLUS	Superannuation Contributions	145.77
17971	25/02/2010	AUSTRALIAN SUPER	Superannuation Contributions	95.33
				246419.56

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**2. Trust**

3350	24/02/2010	NEVILLE BRANDIS	REFUND HOUSING BOND	340.00
EFT3479	01/02/2010	NEWROC	RECOUP	6230.06
EFT3480	01/02/2010	DEPARTMENT OF PLANNING & INFRASTRUCTURE	RECOUP LICENSING - JANUARY 2010	23655.95
				30226.01

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 **17 March 2010**. 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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Eva Haydon  
Chief Executive Officer

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**10.8.5 Royal Flying Doctor Service Fundraiser in Mukinbudin**

**LOCATION/ADDRESS:** Mukinbudin  
**NAME OF APPLICANT:** Mrs P O'Neil  
**FILE REFERENCE:** F1/9  
**AUTHOR:** Nancy Collins – Finance Administration Officer  
**DISCLOSURE OF INTEREST:** No Interest to Disclose  
**DATE:** 9 March 2010  
**ATTACHMENT NUMBER:** Nil  
**CONSULTATION:** Eva Haydon – Chief Executive Officer  
**STATUTORY ENVIRONMENT:** Local Government Act 1995  
Local Government (Financial Management)  
Regulations 1996  
**POLICY IMPLICATIONS:** Nil  
**FINANCIAL IMPLICATIONS:** Minor unbudgeted expense  
**STRATEGIC IMPLICATIONS:** Nil  
**VOTING REQUIREMENT:** Absolute Majority

**2010/048 COUNCIL DECISION / OFFICER RECOMMENDATION:**

**That the sum of \$88.00, for the hire of the portable toilets by the committee organising the fundraiser for the Royal Flying Doctor Service, be waived.**

**Moved Cr PA Gillett  
Absolute Majority**

**Seconded Cr CJ Kirby**

**Carried 5/0**

**BACKGROUND:**

Mrs Trish O'Neill rang the author requesting the hire of the Shire's portable toilets on Saturday March 27. As they are to be used for a fundraiser for the Royal Flying Doctor Service, Mrs O'Neill asked if Council would consider waiving the hire fee.

**COMMENT:**

Nil



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### 11.0 Reports of Elected Members

#### **Cr RN Breakell attended the following meetings / functions:**

Not present

#### **Cr MR Shemeld attended the following meetings / functions:**

Nil

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

Not present

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

7 March 2010	Beacon Football Club AGM	Beacon
18 February 2010	Beacon Silver Chain Meeting	Beacon
15 March 2010	Beacon Progress Assoc. Meeting	Beacon

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

7 March 2010	Beacon Football Club AGM	Beacon
15 March 2010	Beacon Progress Assoc. Meeting	Beacon
13 March 2010	Mt Marshall Show	Bencubbin

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

18 February 2010	Beacon Silver Chain Meeting	Beacon
4 March 2010	Beacon CRC Meeting	Beacon
10 March 2010	WAFL Executive Meeting	Subiaco
15 March 2010	Beacon Progress Assoc. Meeting	Beacon
16 March 2010	CWFL Meeting	Bencubbin

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

23 February 2010	NEWROC Meeting	Koorda
4 March 2010	GECZ WALGA Meeting	Koorda
10 March 2010	Medical Practice Meeting	Bencubbin
12 March 2010	MM Ag Society Show Busy Bee	Bencubbin
13 March 2010	Mt Marshall Show	Bencubbin
15 March 2010	Tender Evaluation	Bencubbin

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

Nil

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

**2010/049 COUNCIL DECISION:**

That the late item 13.1 be considered as presented.

**Moved Cr DA Miguel**

**Seconded Cr CJ Kirby**

**Carried 5/0**

**13.1 Tender MM04/10 – 2 x Dwellings on Lot 92 Monger St, Bencubbin**

<b>LOCATION/ADDRESS:</b>	N/A
<b>NAME OF APPLICANT:</b>	N/A
<b>FILE REFERENCE:</b>	A6/7
<b>AUTHOR:</b>	Rod Munns – Engineer
<b>DISCLOSURE OF INTEREST:</b>	No Interest to Disclose
<b>DATE:</b>	16 March 2010
<b>ATTACHMENT NUMBER:</b>	13.1a Tender Results & Summary Sheet 13.1b Recommendation Report for 2 x Dwellings on Lot 92 Monger St, Bencubbin – Tender MM04/10
<b>CONSULTATION:</b>	Julian Goldacre – Environmental Health Officer Cr Paul Gillett – Shire President
<b>STATUTORY ENVIRONMENT:</b>	Nil
<b>POLICY IMPLICATIONS:</b>	Nil
<b>FINANCIAL IMPLICATIONS:</b>	Amendment to Budget Allocation
<b>STRATEGIC IMPLICATIONS:</b>	Nil
<b>VOTING REQUIREMENT:</b>	Absolute Majority

**OFFICER RECOMMENDATION:**

That:

1. The tender MM04/10 for the supply and erection of 2 x Dwellings on Lot 92 Monger St, Bencubbin not be awarded; and
2. Tenders be called for the supply and erection of two (2) x site built dwellings on Lot 92 Monger St in Bencubbin

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### **2010/050 COUNCIL DECISION:**

**That:**

- 1. The tender MM04/10 for the supply and erection of 2 x Dwellings on Lot 92 Monger St, Bencubbin not be awarded; and**
- 2. Tenders be called for the supply and/or erection of two (2) x site built dwellings on Lot 92 Monger St in Bencubbin.**

**Moved Cr DA Miguel  
Absolute Majority**

**Seconded Cr CJ Kirby**

**Carried 5/0**

Note: Part two of the officer recommendation was amended by changing the word 'and' to the phrase 'and/or' to enable tenderers to either erect Shire supplied kit homes, or to supply and erect site built homes.

### **BACKGROUND:**

Council has received four (4) tenders to provide either two (2) x transportable or built on-site 2 bedroom + study dwellings each on Lot 92 Monger St, Bencubbin. Three (3) tenders received were for the supply of transportable dwellings and one (1) tender was received for onsite built dwellings. The results of the tender are shown on the Tender Results and Summary sheet attached (refer to attachment 13.1a).

### **COMMENT:**

The specification for these dwellings was very similar to the specification in Tender MM05/09 for the two (2) x dwellings that are presently located on Lots 93 Monger St in Bencubbin. However the main differences between the specifications are:

1. The split system units for the 2 dwellings in this tender specification were removed, so that Council can get these installed by our preferred contractor at a later date.
2. A "gas" wall oven was specified in this tender instead of an "electric" wall oven mainly to reduce the demand on available power.
3. A solar water heater with storage tank on the roof was specified in this tender, so that we do not receive tenders with solar water heaters with ground mounted water tanks and subsequent additional required pumps, as we did for the existing two (2) new dwellings from Transteel that are located adjacent on Lot 93 Monger St, Bencubbin. Also specifying that the tenderer is to allow for their contractor to install these solar hot water systems onsite, and not just supply them for Council's contractors to install at our cost.

Since Council cannot claim the GST for housing costs, you will note that in this document and all related tender evaluation and recommendation documents I have made all cost figures inclusive of GST, since this is ultimately what it will cost Council. Since in the past I have mistakenly quoted all housing tender figures exclusive of GST, you will find compared to previous housing tenders, that the cost figures for this tender will be slightly higher due to the GST component.

After advertising we received tender document requests from several housing manufacturing companies. However, we only received four (4) tenders from four (4) different companies. This number of tenders received is normal, but we did receive an

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email from one (1) company advising that they would not provide a tender as they thought they would not be able to place their transportable dwellings on the site because of the existing limestone retaining walls around Lot 92.

All four (4) tenders were found to be complying and were evaluated further using the qualitative criteria. As can be seen from the attached Recommendation Report, there was no outstanding tender score and due to the large disparity between the tender prices received, the Evaluation Panel has recommended that Council award no tender.

<b>14.0</b>	<b>Next Meeting – Wednesday 21 April 2010 commencing at 12:45pm 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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The Presiding Member declared the meeting closed at 3:24pm.

These Minutes were confirmed by the Council at the Ordinary Meeting of Council held on 21 April 2010.

\_\_\_\_\_  
Date

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