

Shire of Wiluna

MINUTES



Ordinary Meeting of Council

Wednesday 25 May 2011

Commences at 10.00 am

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Minutes

1. Declaration of Opening and Announcement of Visitors

The Meeting was opened at 10.15am.

2. Record of Attendance / Apologies and Leave of Absence Previously Approved

John Kyanga	(President)
Graham Harris	(Deputy President)
Stacey Petterson	(Councillor)
Chris Webb	(Councillor)
Jim Quadrio	(Councillor)
Samantha Tarling	(Chief Executive Officer)
Tony Doust	(Project Manager)
Linda Butterly	(Deputy Chief Executive Officer)

3. Response to Previous Public Question Taken on Notice

Nil

4. Public Question Time

Nil

5. Applications for Leave of Absence

Nil

6. Notations of Interest

6.1. Interest Affecting Impartiality Shire of Wiluna Code of Conduct

Refer Item 11 (Page 23 of the Ordinary Council Meeting held on 25 May 2011: Urgent Business Approved by the Person Presiding or by Decision of Council

Cr Petterson declared impartiality due to being a traditional owner in the Claimant Group of NT Claim WAD 6164/1998.

Cr Kyanga declared impartiality because he is the husband of Olive Kyanga who is a traditional owner involved in the Native Title Claim WAD 6164/1998.

Cr Quadrio declared impartiality because he is a party to the Wiluna Claim and is a respondent to the Wiluna NT claim as a member of the PGA Group.

6.2. Financial Interest Local Government Act Section 5.60A

6.3. Proximity Interest Local Government Act Section 5.60B

The Department of Local Government has advised that councillors involved in a native title claim do not have a financial interest until the determination has been finalized. Therefore councillors who have an interest in Item 11 of the Agenda - Wiluna Claim – Native Title WAD6164/1998 will declare an impartiality interest.

7. Petitions and Deputations

Nil

8. Confirmation of Minutes of Previous Meeting

8.1. The Minutes of the Meeting held on 27 April 2011 be accepted as a true record of that meeting.

OCM 45 /11 Council Decision and Officer Recommendation

MOVED Cr Harris

SECONDED Cr Webb

CARRIED 5/0

9. Announcement Presiding Member without Discussion

Nil

10. Reports of Officers and Committees

10.1. Chief Executive Officer Reports

10.1.1. Subject/Applicant:	Status Report
File:	Various
Reporting Officer:	Samantha Tarling – Chief Executive Officer
Date of Report:	9 May 2011
Disclosure of Interest:	Nil

Purpose

The purpose of this report is for Council to receive the CEO's status report and endorse the CEO's actions and recommendations.

OCM resolutions update

File Ref: 00100

In accordance with the Shire of Wiluna Local Law Standing Orders 1999 the CEO is to report outstanding resolutions to keep Council informed of status.

Fitness for Work policy – Drug and Alcohol in the workplace was discussed at the April OCM and the CEO was requested to keep council informed of its introduction after council requested this be given priority in the introduction of

OHS program. A policy is currently being developed and will be reported to Council to adopt at the June OCM.

No other resolutions are outstanding at this time.

Regional Local Government Entities – Models for Regional Collaboration in Remote Areas – Discussion Paper
File Ref: 00157

The Department of Local Government has released a discussion paper titled Regional Local Government Entities – Models for Regional Collaboration in Remote Areas for RCG councils to comment on by 30 June 2011. A copy of the discussion paper is attached. Appendix C (lilac pages)

Each RCG has committed to developing a Regional Business Plan to identify those functions and services that could be better delivered through a shared regional approach. Each RCG will then be looking at ways to best implement the outcomes of this planning process and in particular which regional models or entities might be best suited to achieve these outcomes. To assist in this process, the discussion paper explores a number of possible models and how these might be used.

The GVROC CEO's met on 3 May 2011 resolved to recommend to the RCG Board :

1. That the Executive Officer prepare a draft discussion paper on the Department of Local Government's recently released discussion paper entitled "*Regional Local Government Entities. Models for Regional Collaboration in Remote Areas*", with the paper providing more detailed information on the various governance models outlined in the discussion paper and forming the basis for any commentary provided by the GERCG to the Department of Local Government.
2. That a representative of the Department of Local Government be invited to attend the next meeting of the GVROC Technical Officers Working Group.
3. The GERCG seek an extension of time in which to make comment on the Department of Local Government's recently released discussion paper entitled "*Regional Local Government Entities. Models for Regional Collaboration in Remote Areas*".
4. A report detailing the GERCG's views on the discussion paper be prepared for consideration at the GERCG meeting to be held on Thursday 4 August 2011 and then submitted to the Department of Local Government.

Integrated Planning and Reporting Framework – Structural Reform
File Ref: 00332

The Minister for Local Government wrote to the Shire President outlining regulatory changes for Plan for the Future. He is proposing to amend regulations 19C and 19D of the Local Government (Administration)

Regulations 1996, which define the requirement for local governments to develop a plan for the future. The new regulations will require local governments to develop and adopt a Strategic Community Plan and a Corporate Business Plan. The letter attached at Appendix D (ivory pages) advises that local governments will be expected to be fully compliant with the new regulations by 1 July 2013 and to take the contents of the new Plans into account when preparing our annual budgets for the 2013/14 financial year.

This time frame is one year before the Council anticipated reviewing our current Shire of Wiluna Strategic Plan 2009-2014, however, the timeframe will cause no disturbances to our current planning.

The Strategic Plan in the future will be referred to as the Strategic Community Plan. This is the principle planning document with community input. The Corporate Business Plan will fall out of the community aspirations, projects and key priorities. The Corporate Business Plan is the operational and financial planning document that will demonstrate our capacity to achieve the community aspirations, projects and key priorities in the Strategic Community Plan.

Further discussion during pre-budget meetings will be held to consider the planning and resources required to meet timelines outlined in the Integrated Planning and Reporting Implementation Schedule 2011-13 attached. The CEO suggests that the community consultation for strategic community planning commence in February 2012. It is recommended that the same Strategic Planner and methodology be used as was for the 2009-14 Strategic Plan which has proven to be a winning formula to getting the message understood and delivered on.

2011 WA Local Government Week
File Ref: 00393

Local Government Week will be held on Thursday 4 – Saturday 6 August 2011. Booklets have been forwarded to councillors to peruse and advise if you will be attending the conference this year.

To capitalise on the early bird registration discount Councillors are asked to rsvp to the CEO by 31 May to allow the registrations to be processed and returned by the deadline 13 June 2011.

Accommodation is always tight at this time in Perth due to the well attended conference and if staff are to secure the accommodation of the Shire's choice, early reservations will need to be made.

LEMC – Airport Emergency Exercise
File Ref: 00333

May LEMC Airport Emergency Exercise has been rescheduled for Wednesday, 29 June 2011 at 1.00pm. Councillors Kyanga and Webb are on

the LEMC and will be automatically involved. Other Councillors are invited to attend. It would be a valuable exercise for councillors to be involved in given your leadership role in the community should an emergency ever occur in the community.

June meeting with Minister for Transport
File Ref: 00181 Vol 2

The Minister for Transport, Hon Troy Buswell, MLC has advised the Shire he is available to meet with Council representative in his Perth office on Monday 27 June, 2pm.

OCM 46/11 Council Decision and Officer Recommendation

MOVED Cr Harris

SECONDED Cr Webb

That Council receive this report and endorses the CEO's recommendations and actions.

CARRIED 5/0

(Linda Butterly left the meeting at 10.45 am and returned at 10.49 am, Tony Doust left the meeting at 10.49 am and returned at 10.54 am)

10.1.2. Subject/Applicant:	Australian Rural Road Group
File:	00347
Reporting Officer:	Samantha Tarling, CEO
Date of Report:	9 May 2011
Disclosure of Interest:	Nil

Purpose

The purpose of this report is to seek council's direction in regard to joining the Australian Rural Road Group and contributing towards a detailed cost benefit economic analysis of the rural road crisis.

Background

Australian Rural Road Group has written to the Shire inviting the Shire to join the group and in doing so, join their quest to promote the allocation of additional Federal Government funding towards rural roads. A copy of the letter is attached. Appendix E (yellow pages)

Comment

The Australian Rural Road Group believes that rural roads must be identified as an integral component of the entire agricultural supply chain and therefore, an essential part of Australia's strategic transport infrastructure.

The objectives of the Australian Rural Road Group are:

- To secure new, ongoing Government funding for the local rural road network which is essential to support sustainable agriculture production for Australia;
- To collate and disseminate data that will assist agriculturally productive Local Government Authorities in Australia to obtain funding for their local rural road networks; and
- To work cooperatively with both industry and community bodies that recognise and support the importance of the local road network to the Australian economy and lifestyle.

Council is invited to join the Australian Rural Road Group to support their objectives. The annual fee is \$100.

The Australian Rural Road Group are also requesting a voluntary extra contribution of \$900 from member councils in order to support a more detailed cost-benefit economic analysis of the rural road issue.

Council's options are to:

1. Join the membership of Australian Rural Road Group for an annual fee of \$100 and contribute a voluntary contribution of \$900 to support the production of a cost-benefit economic analysis report of the rural road issue.
2. Not join the membership of Australian Rural Road Group or contribute towards the production of a cost-benefit economic analysis report of the rural road issue.
3. A combination of both.

Consultation

Nil

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

The amount of up to \$1000 has not been accounted for in the 2010/11 budget.

Strategic Implications

Nil

Voting Requirements

Simple Majority

OCM 47/11 Council Decision and Officer Recommendation

MOVED Cr Webb

SECONDED Cr Quadrio

For Council to:

Join the membership of Australian Rural Road Group for an annual fee of \$100 and contribute a voluntary contribution of \$900 to support the production of a cost-benefit economic analysis report of the rural road issue.

CARRIED 5/0

10.1.3. Subject/Applicant:	Request from the Northern Country Zone for a Financial Contribution for the No 3 State Barrier Fence
File:	00075
Reporting Officer:	Samantha Tarling, CEO
Date of Report:	11 May 2011
Disclosure of Interest:	Nil

Purpose

The purpose of this report is for Council to decide to contribute financially to a request from Northern Country Zone of WALGA to maintaining and upgrading the No. 3 State Barrier Fence.

Background

Correspondence has been received from the Northern Country Zone of WALGA requesting that the Shire consider making a financial contribution that will assist in maintaining and upgrading the No. 3 State Barrier Fence. See attachments – Appendix G (peach pages)

The Northern Country Zone comprises the following local governments:

Shire of Carnamah	Shire of Chapman Valley
Shire of Coorow	City of Geraldton- Greenough
Shire of Irwin	Shire of Mingenew
Shire of Morawa	Shire of Mullewa
Shire of Northampton	Shire of Perenjori
Shire of Three Springs	

The letter explains the importance of the fence to agriculture in Western Australia and the work required and costs associated with upgrading the fence from Emu Proof to Wild Dog Standard (with the inclusion of a lap wire to prevent kangaroos from burrowing under the fence).

The correspondence also details the funding that has been made available through the Royalty for Regions program to assist with this work.

Comment

As councillors are aware, the Shire of Wiluna has directed its 2010/2011 regional component of the Country Local Government Fund (CLGF) to State Barrier Fence No. 1. This fence is managed by Murchison Regional Vermin Council (MRVC).

Other local governments where the vermin control fences are situated have done similarly. For example, the Shires of Westonia and Yilgarn have allocated their regional component of the CLGF to the upgrading and maintenance of the State Barrier Fence No. 1.

Whilst it is acknowledged that the upgrade and maintenance of the State Barrier Fence No.3 is required, so is that of the State Barrier Fence No.1.

Consultation

GVROC CEO's held a scheduled meeting on Friday, 6 May 2011 where this item was on the agenda for discussion. The resolution to be recommended to GVROC is:

That the GVROC Technical Officers Working Group recommend to the GVROC Council that the Northern Country Zone of WALGA's request for a financial contribution to assist in the upgrading and maintenance of the State Barrier Fence No.3 be declined.

The CEO's believed, contributing to this request, opened the door for numerous requests of projects with merit, requiring funding would be forthcoming because contributing would set a precedence and individual councils and regions had their own projects to manage and finance before contributing to others.

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

The donation of \$3000 is unbudgeted.

Strategic Implications

Strategic Plan 2009-14, Key Priority – Leading Wiluna, Strong Leadership,

Governance and Planning.

Voting Requirements

Simple Majority

OCM 48/11 Council Decision and Officer Recommendation

MOVED Cr Quadrio

SECONDED Cr Harris

That the Shire of Wiluna advise the Northern Country Zone of WALGA that Council fully support the upgrade of the State Barrier Fence No.3, however, due to financial demands of its own, their request for a financial contribution to assist in the upgrading and maintenance of the State Barrier Fence No.3 is declined.

CARRIED 5/0

10.1.4. Subject/Applicant:	Nomination of voting delegates for WALGA AGM 2011
File:	00393
Reporting Officer:	Chief Executive Officer – Samantha Tarling
Date of Report:	11 May 2011
Disclosure of Interest:	Nil

Purpose

The purpose of this report is for Council to nominate two voting delegates and two proxies for the WALGA 2011 AGM to be held during Local Government Week.

Comment

The WALGA 2011 AGM is to be held during Local Government Week on Saturday, 6 August 2011. Pursuant to the WALGA constitution, all member councils are entitled to be represented by 2 voting delegates. Member councils seeking to exercise their voting entitlements are to ensure their voting delegates are registered. To register delegates the CEO must sign off on the completed registration form and return to WALGA by 11 July 2011. In the event that a voting delegate is unable to attend, provision is made for proxy delegates to be registered. Only registered delegates or proxy registered delegates will be permitted to exercise voting entitlements on behalf of member councils.

Voting delegates may be elected members or serving officers.

Consultation

Nil

Strategic Implications

Strategic Plan 2009-14, Key Priority – Leading Wiluna, Strong Leadership, Governance and Planning.

Statutory Implications

Nil

Policy Implications

Nil

Financial Implications

Nil

Voting Requirement

Simple Majority

OCM 49/11 Council Decision and Officer Recommendation
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MOVED Cr Harris

SECONDED Cr Webb

That Council:

1. Nominate Cr Petterson and Cr Harris as the voting delegates for the WALGA 2011 AGM;
2. Nominate Cr Quadrio and Cr Kyanga as proxy delegates.
3. Authorise the Chief Executive Officer to advise WALGA of the voting delegates and proxies by the deadline, 11 July 2011.

CARRIED 5/0

10.2. Principal Environmental Health Officer and Building Surveyor Report

10.2.1. Subject/Applicant:	Status Report
File:	Various
Reporting Officer:	Principal Environmental Health Officer and Building Surveyor Report
Date of Report:	19 May 2011
Disclosure of Interest:	Nil

Purpose

The purpose of this report is to provide information to Council in relation to Environmental Health and Building and for Council to receive the report and endorse the Officer's actions.

CLUB HOTEL
File Ref: Lot 55

Carried out inspection of the failed sewerage system at the Club Hotel following complaints of escaping sewage and illegal dumping of raw sewage effluent in the creek and at the Wiluna Refuse site.

Hotel owner was directed to instigate immediate action to eliminate the future occurrence of such severe public health annoyance and statutory contravention and was informed that a Health Act Notice would be issued regarding the issue.

A formal NOTICE under the *Health Act 1911* was prepared then posted (registered post) to the owners of the Club Hotel stipulating a specific period within which the sewerage system servicing the Hotel is to be upgraded to eliminate all future sewerage failures. The Notice also warned on the consequence should any future illegal dumping of raw sewage occur.

A copy of that Notice is available to any interested councillor following a request to the CEO.

I met with the CEO and Councillors on the 4 May 2011 to clarify and exemplify the Council's specific legal obligations under the *Health Act 1911* and *Food Act 2008*, together with summarisation of the reasons for the issue of a Health Act Notice to the Club Hotel.

Wiluna Liquid Waste Disposal Facility
File Ref: 00031

Inspected the fenced liquid waste trenches at the Wiluna Refuse Site in terms of compliance with a request to the Acting Works Overseer during my previous visit – the removal of all vegetation around the sewage trenches.

This work had been completed in full consequently photographs were taken then e-mailed to the Kalgoorlie DEC seeking formal registration of a sewage disposal facility under the *Environmental Protection Act* (as statutorily obligated).

New Post Office Location
File Ref: Lot 38-40

Inspected structural building work being carried out at the old Wiluna Community Supermarket for the development of premises for the relocation of the Wiluna Post Office.

Mount Keith Mine Camp
File Ref: 00414

Conducted an inspection of the Mount Keith Mine Camp Kitchen facilities in terms of its compliance with the provisions of the Food Standards Code

together with the Mount Keith Camp Swimming Pool in terms of its compliance with the requirements of the Health Aquatic Facilities Code.

Building Applications Processed and Building Licences Issued
File Ref: Lot 1487/Lot 963/Lot 38-40

Building Licence No.: 03/11
Owner: Shire of Wiluna
Building: Single residence
Location: Lot 1487 Jones Street
Builder: McGrath Homes
Construction cost: \$216,079.00
Fees: Building Licence Fee \$ 687.52
Gov't BCITF Levy \$ 432.15
BRB: \$ 40.50
Total \$1160.18

Building Licence No.: 04/11
Owner: Shire of Wiluna
Building: Three single residence units
Location: Lot 963 Jones Street
Builder: McGrath Homes
Construction cost: \$506,556.00
Fees: Building Licence Fee \$1611.76
Gov't BCITF Levy \$1013.11
BRB: \$ 40.50
Total \$2665.37

Building Licence No.: 02/11
Owner: Meedac
Building: Commercial Office Renovations
Location: Lot 38-40 Wotton Street
Builder: Colin Gordon
Construction cost: \$84,843.00
Fees: Building Licence Fee \$154.26
Gov't BCITF Levy \$169.69
BRB: \$ 40.50
Total \$364.45

OCM 50/11 Council Decision and Officer Recommendation

MOVED Cr Webb

SECONDED Cr Harris

That Council receives this report and endorses the Environmental Health Officer and Building Surveyor's recommendations and actions.

CARRIED 5/0

10.3. Deputy CEO Reports

Nil

10.4. Manager Finance & Administration Reports

10.4.1. Subject/Applicant:	Accounts Paid by Authority
File:	00020 Vol 2
Reporting Officer:	Glenn Deocampo – Manager, Admin & Finance
Date of Report:	19 May 2011
Disclosure of Interest:	Nil

Purpose

In accordance with the Financial Management Regulations a list of accounts paid by the Chief Executive Officer is presented to Council to be adopted.

Background

The list of accounts for the period ending 30 April 2011 are listed as Appendix A – Blue pages

Consultation

Nil

Statutory Environment

Local Government (Financial Management) Regulations 1996 – Regulations 13. (*Reprint 2: The regulations as at 17 February 2006*)

Policy Implications

Nil

Financial Implications

Nil

Strategic Implications

Nil

Voting Requirement

Simple majority

OCM 51/11 Council Decision and Officer Recommendation

MOVED Cr Harris

SECONDED Cr Webb

That the accounts paid by authority for the periods ending 31 March 2011 and 30 April 2011 totalling \$1,018,008.36 be received, endorsed and incorporated in the Minutes of the meeting.

CARRIED 5/0

(Linda Butterly left the meeting at 11.25 am and returned at 11.30 am)

10.4.2. Subject/Applicant:	Financial Report
File:	Finance
Reporting Officer:	Glenn Deocampo – Manager, Finance & Admin
Date of Report:	19 May 2011
Disclosure of Interest:	Nil

Purpose

The purpose of this report is to seek Council's adoption of the Financial Reports for the periods ending 31 March 2011 and 30 April 2011

Background

Section 6.4 of the Local Government Act 1995 requires the CEO to prepare monthly/quarterly financial reports in accordance with the provisions of regulation 34 and 35 of the Local Government Act (Financial Management) Regulations 1996.

The reports for the period ending 31 March and 30 April 2011 are listed as Appendix B (green pages).

Comment

Nil

Consultation

Nil

Statutory Environment

Local Government Financial Management Regulations 1996 – Regulations 34-35.

Voting Requirement

Simple majority

OCM 52/11 Council Decision and Officer Recommendation

MOVED Cr Webb

SECONDED Cr Harris

That Council adopt the Financial Reports for the periods ending 31 March 2011 and 30 April 2011 as presented.

CARRIED 5/0

10.5. Manager of Works Report

10.5.1. Subject/Applicant:	Status Report
File:	Various
Reporting Officer:	Laurie Bresland, Manager of Works
Date of Report:	16 May 2011
Disclosure of Interest:	Nil

Purpose

The purpose of this report is to inform Council of the operations of the Works Department and to inform Council of relevant issues.

Roads

File Ref: 00055

The annual road inspection was undertaken on the 9 and 10 May 2011 by the CEO, Cr Quadrio, Manager of Works and Wayne Linke (NGE Earthmoving Transport).

The inspection was to inspect the road network and to review the current 5-year Road Re-Sheeting Program and to inspect the construction works being undertaken by NGE Earthmoving Transport. A 10 year Road Resheeting Program will be prepared for Council to consider at pre-budget meeting.

The route taken was the Wongawol, Granite Peak/Lake Violet Road out to Glen Ayle Station, onto Carnegie Station. From Carnegie, 100 km east along the Gunbarrel Hwy. Returning from Carnegie Station to Wiluna.

The condition of the road, the importance of the road in terms of traffic and transport and safety of the roads was documented and will form part of the 10 year Re-sheeting program. The location of road building materials and quality of materials was documented to assist with the most economically sourcing of materials. Areas of flood effected and low lying areas were also noted.

All of the Roads listed in the report are open to traffic and have been maintenance graded to a reasonable level, the priority was to get roads open which has occurred. The grader will now resume normal operations. Due to the amount of damage the grading has taken some time. The Ullula/Sandstone road is now open and the Yeelirrie/Sandstone, Meekatharra/Yeelirrie and Sandstone/Wiluna roads have been graded. The Gunbarrel Highway east of Carnegie Station has been graded and is open to 4wd traffic only. While on inspection a truck and trailer arrived at Carnegie Station on route to Mungili to deliver supplies and backload with sandalwood. On the 10 May 2011, the CEO and Works Manager approached the driver and advised the operator that maintenance grading was occurring and no trucks were permitted because of the damage likely to be caused. The Gunbarrel Hwy was inspected the previous day to

approximately 100km east of Carnegie Station, there were several areas that were still very wet and very boggy, certainly unsuitable for a truck.

If trucks traverse the road then severe damage will occur, effectively ruining any attempt to keep the road in a serviceable condition, the driver was advised of this and told that he was not permitted on the road for at least two days, weather permitting.

There are several issues for Council to consider from this scenario. Currently the road is graded once a year, however due to flooding and again heavy rains, the road was graded twice on request from the Mungili operation. However the cost to Council is in the order of \$16,000 per grade. If the road was not driven on by trucks when wet, then only one grade per year would suffice, this would allow for normal 4wd traffic to access. All 4wd access is by tourists and the Mungili operation.

It is not suitable for general truck movement. If the Mungili sandalwood operation must use trucks on the road then I would consider that the cost of an additional grade be the responsibility of them. Therefore my recommendation to Council is that we continue to only grade the road once per year and any subsequent grading be done on a private works basis and carried out under the authority of the Shire and in accordance with the Shire's authorised contractor and the cost be prepaid. I seek council's endorsement of this direction.

During the road inspection many issues were discussed, these included

- Frequency of maintenance grading
- Road realignment
- Improvement of Directional and road advisory signage
- Road use priorities
- Road programming based on use and importance
- The funds required to upgrade roads that are currently unsafe to a safe standard.

These items will be the basis of the 10 year Re-Sheeting program.

The section of Wongawol Road SLK approximately 115-125 was inspected and in particular the quality of the work being undertaken by the contractor. The standard of the work was assessed as very good, partly because of the quality of accessible materials, road building techniques and the use of a grid roller brought in by the contractor. The value for money is very good and a commitment to best practice was noted, including construction signage, camp conditions and efficiency.

The Grid Roller used has a twofold purpose, one the breaking down of Calcrete and Shale which is common in the area and once compacted, forms a high quality well compacted finished product. It is considered that even though there is additional cost the benefits are well worth it. Discussions were held with the contractor as to the hire out rate of the machine. There are two methods used to hire machines, one an hourly rate

and two a day rate, however in the case of rollers, it is industry practice to charge out on a day rate. The advantage to Council for a day rate hire is a reduction in overall cost. It is recommended that the contractor be paid on a day rate at a potential cost saving of \$300 per day in the future.

During the trip it was noted that where good cut off drains and offshoot drains were installed the damage to the road was reduced. Any future works will have the drainage improved and will be part of the contract and will be included in the tender document. Another issue that was discussed is the importance of clearing vegetation on either side of the road, so that when grading is underway, material will not be lost. This material can also be used to reshape the road.

Mosquito Fogging
File Ref: 00314

Mosquito Fogging has ceased due to the cooler weather.

Aerodrome
File Ref: 00233

Lighting is currently being updated by EPE Services.

A container for the generator for the aerodrome has been sourced and will be painted and prepared for installation once emptied.

Other Items of interest
File Ref: 00505/Lot 963

A new road sweeper listed in Council's 2010/11 budget has been ordered and should arrive in 12 weeks.

The house pad on Lot 963 Jones Street is being prepared for the new transportables arriving on the 31 May.

OCM 53/11 Council Decision and Officer Recommendation
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MOVED Cr Webb

SECONDED Cr Petterson

That Council receives this report and endorses the Manager of Works recommendations and actions.

CARRIED 5/0

(Cr Kyanga left the meeting at 11.47 am and returned at 11.49 am, Cr Petterson left the meeting at 11.55 am and returned at 11.57 am).

10.6. Committee Report

Nil

10.7. Council Information Bulletin

10.7.1. Subject/Applicant:	Status Report
File:	00349
Reporting Officer:	Anton Knezevich, Sport and Recreation Manager
Date of Report:	13 May 2011
Disclosure of Interest:	Nil

Purpose

The purpose of this report is for council to be advised of operations in the Sports and Recreation Department.

In accordance with the Strategic Plan Key Priority Area, Healthy Safe Fun Wiluna, the following programmed community events will be held.

28 May 2011 Karaoke Night
18 June 2011 Girls Pampering night
2 July 2011 Quiz night

In accordance with the Strategic Plan Key Priority Area, Healthy Safe Fun Wiluna, facilitate participation in State level games for Wiluna sports teams and players the following programmed community events will be held.

11 March The Kalgoorlie Nickel West Cup under 17 boys came 2nd in Basketball
19 May 2011 Touch Rugby Wiluna vs. Jundee – At Newmont
3 June 2011 AFL Wiluna vs. Dalkeith – Rottnest Island (Golden West Resources)
14 June 2011 AFL Wiluna vs. Jundee – Wiluna Oval

10.7.2. Subject/Applicant:	Status Report
File:	Various
Reporting Officer:	Heather Charlton, Art Gallery Manager
Date of Report:	11 May 2011
Disclosure of Interest:	Nil

Purpose

The purpose of this report is for council to be advised of operations in the Art Gallery.

BHE Printmaking Workshop **File Ref: 00465**

Basil Hall was again engaged to conduct a Printmaking Workshop in April. Whilst only six artists took part, the resulting work is of a high standard.

Ten editions were completed during the week, while one incomplete intaglio block was forwarded to Darwin for printing, and others will be finished when further cutting completed.

Western Desert Kidney Health Project
File Ref: 00428

The Art Gallery has been approached by the facilitators to assist with preparations for the project, which will be conducted over two weeks in June. It is aimed to engage the community in an educational process when artworks will be animated into a short film, and a lantern celebration is planned to conclude.

Revealed Exhibition & Marketplace
File Ref: 00311

This year, Perth's Revealed Event is to coincide with CHOGM. One of our artists work has been submitted for consideration by the pre-selection panel for inclusion in the exhibition.

Geraldton Regional Art Gallery – 'Connection 2 Place'
File Ref: 00464

An exhibition of work from Mid-West Art Centres is being arranged for June-August, in collaboration with Yamaji Art and Wirnda Barna Art Centres. To add an element of difference to the show, Tjukurba will exhibit a range of prints including selections from our new Limited Editions.

10.7.3. Subject/Applicant:	Status Report
File:	00423
Reporting Officer:	Swimming Pool
Date of Report:	13 May 2011
Disclosure of Interest:	Nil

Purpose

The purpose of this report is for council to be advised of operations relating to the Swimming Pool.

Recruitment
File Ref: 00423

Throughout April and May a search has been conducted to secure the services of a qualified Pool Manager for the 2011-2012 summer swimming season. We have been fortunate in engaging the services of Ms Lynne Kretschmer who has over 15 years Pool Management experience and previously worked in Laverton (5 years).

Winter Maintenance Program
File Ref: 00423

Lynne attended a three-day pool maintenance program with AVP Pool Maintenance consultant during the first week of May. The ongoing problem associated with water leakage is being studied and all major plant equipment is now fully operational. A small number of replacement parts are being attended to and the Pool facility is undergoing a 'make-over' in readiness for the summer season.

The Pool is now under cover and the DCEO, with the help from the Depot staff are managing the day-to-day winter chemical and general grounds maintenance.

10.7.5. Subject/Applicant:	Status Report
File:	00087
Reporting Officer:	Debra McNeill, Tourism Officer
Date of Report:	11 May 2011
Disclosure of Interest:	Nil

Purpose

The purpose of this report is to inform Council of the progress on the Heritage Town Walk Trail interpretive signs installation.

Meedac staff and CDEP participants started installing the interpretive panel holders that are in the shape of goannas on Tuesday, 9 May 2011. Both the northern and southern loop will be finished at the end of the first week. After that stage of the project is complete, the large cut outs of Canning and Beadell will be installed on the corner of Wotton and Wells Street.

A strategic objective set down in the Shire 2009-14 Strategic Plan (as resolved by the local community in the focus groups) is to have CDEP participant involved in this project to achieve 'the rub off effect' in acquiring skills and a qualification. Meedac have registered 9 Martu CDEP participants and 6 of them will be eligible for their Certificate 1 in Civil Construction. Skills they have learned as a result of being involved in the project are welding and concreting.

OCM 54/11 Council Decision and Officer Recommendation

MOVED Cr Harris

SECONDED Cr Petterson

For Council to receive the Council Information Bulletin reports.

CARRIED 5/0

11. Elected Members Motion of Which Previous Notice Has Been Given

Cr Quadrio has advised in writing that he wishes to move the following motion at this meeting.

I wish to rescind Council Resolution OCM 30/11.

OCM 30/11 Council Decision and Officer Recommendation

MOVED Cr Quadrio

SECONDED Cr Harris

For Council:

1. *To instruct MinterEllison to continue to act on the Shire of Wiluna's behalf in the native title Wiluna Claim on a watching brief basis; and*
2. *Endorse the CEO's advice to MinterEllison in March 2011, the Shire doesn't wish to become a party to the two related native title claims, Wiluna People Number 2 and the Tarlpa People claims.*

CARRIED 5/0

Background information from Cr Quadrio

I am a respondent to the WILUNA N/T Claim WAD6164/1998 and the above motion is in direct conflict to my private standing. I misunderstood the intent of the original motion and cannot support it personally due to the direct conflict of interest.

Chief Executive Officer's Comments

Cr Quadrio has identified a personal conflict of interest for himself in this matter. To rescind the motion he has gained support from two other councillors to support his motion, as required under the Local Government Act, Section 5.25 (1)(e) LG (Administration) Regulation 10.

The rescinding of the motion if carried will require council to resubmit the motion to determine its position on the matter and if council reverses its position the CEO will need to advise Minter Ellison of that outcome as the CEO has advised Minter Ellison of council's April decision and that has been acted on.

The information to be considered is in Appendix G (caramel pages).

Due to the CEO being in Perth on council business in the last week, insufficient time has been available to prepare a detailed report on this matter before the agenda goes out to councillors. A report will be tabled and discussed at the council meeting.

A report was not prepared as indicated in the Agenda due to insufficient time required to give full details on the other possible factors that may have arisen as a result of the rescinding of the motion, however, the matter before council was satisfied by verbal advise and other matters other than what was on the table were not discussed as anticipated by the CEO.

OCM 55/11 Council Decision

MOVED Cr Quadrio

SECONDED Cr Webb

1. That the resolution OCM 30/11 by Council made at the Ordinary Council Meeting on 27 April 2011 be rescinded; and
2. That the Officers Recommendation be reconsidered.

CARRIED 5/0 By Absolute Majority

(Cr Quadrio left the meeting at 12.40 pm)

OCM 56/11 Council Decision and Officer Recommendation

MOVED Cr Harris

SECONDED Cr Webb

For Council:

3. To instruct MinterEllison to continue to act on the Shire of Wiluna's behalf in the native title Wiluna Claim on a watching brief basis; and
4. Endorse the CEO's advice to MinterEllison in March 2011, the Shire doesn't wish to become a party to the two related native title claims, Wiluna People Number 2 and the Tarlpa People claims.

CARRIED 4/0

12. Urgent Business Approved by the Person Presiding or by Decision of Council

Nil

13. Public Question Time

Nil

14. Matters Behind Closed Doors – Confidential Item

Nil

15. Closure

The meeting closed at 12.45 p.m.