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MINUTES

1 Declaration of Opening and Announcement of Visitors

This meeting was declared open at 10.05am

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

Attendance

Cr K Johnston (Council President) Cr J Kyanga (Deputy President) Cr C Carton Cr C Ellis Cr A Geary

Tony Kirwan(Chief Executive Officer)Jean Alagappan(Manager Finance & Admin)

3 Response to Previous Public Questions Taken on Notice

Nil

4 Public Question Time

Nil

5 Application for Leave of Absence

Nil

6 Petitions and Deputations

Mr Shane O'Keith – Department of Education & Training

7 Confirmation of Minutes of Previous Meeting

The Minutes of the Meeting Held on 15th June 2006 be accepted as a true record of that meeting.

54/06 Council Decision MOVED Cr J Kyanga

SECONDED Cr C Carton CARRIED 5/0

8 Announcements by Presiding Member without Discussion

President's Report

I wish to thank all members of the community and staff for their contribution, monetary support and volunteer labour towards the Rodeo event which has been a huge success. I thank Tony Kirwan (CEO), Coby Kirwan (CDO), Frank Emhofer (Works Supervisor) for their support which went beyond the call of duty. On behalf of Council, I also wish to

thank the Mounted Police for their contribution during the event. The community members, young and old appreciated and enjoyed their presence and their street patrolling in town. Many comments received stated that the Wiluna Rodeo was a very well-organised event. Congratulations to all contributors!

Cr Kerrie Johnston

9 Reports of Committees and Officers

9.1 Chief Executive Officer Reports

9.1.1	Subject/Applicant:	Status Report
	Reporting Officer:	A Kirwan, Chief Executive Officer
	Date of Report:	10 th July 2006
	Disclosure of Interest	Nil

Wiluna School

I have had contact with the Education Department's Manager of the Capital Programs Branch and it is expected that the maintenance problems will be fixed during the coming holidays. Correspondence has been given to Councillor Geary as Chair of the School Council.

Sewerage System

An announcement was made last week that \$4 million of funding to move the sewerage ponds was approved. It is expected that work will begin in the next two months and the new system to be operating by July 2007.

Toilet Block

ICC has received the application for \$50,000.00 funding and we expect to hear the result soon. The Shire of Wiluna has also budgeted \$50,000.00 for the project in the next financial year.

Mobile Maintenance Team (MMT)

The Department of Housing and Works has agreed to repair the houses in Wiluna to an acceptable standard prior to the MMT beginning again. The contract to repair that housing will be advertised soon.

Department of Housing and Works-Aboriginal Housing

Due to the problems with Marruwayura two new houses planned for the town, to be managed by Marruwayura, have been delayed. I have contacted Aboriginal Housing to suggest alternative proposals.

Desert Gold

The project planning to start Desert Gold again is continuing. It is expected Council will be briefed soon and further discussions will be held after that.

Release of Building and Industrial Lots in Wiluna

Discussions have been held with DPI and a number of blocks of land will become available in three months. This includes land for housing and industrial purposes.

Homemaker Program

Applications for this position have been received. We have formally invited DHW to participate.

Local Government Week

1. Aboriginal Councillors will be attending training form $01^{st} - 03^{rd}$ August 2006. This includes accommodation at The Vines. Airfares have been booked by the Department of Local Government for Councillors Geary, Carton and Ellis. Councillors Farmer, Kyanga and Johnston will receive cash in lieu of an airfare for road travel.

2. Local Government Week from Saturday 05th – 07th August 2006. Self catering accommodation has been booked at Ascot Quays for Councillors Kyanga, Geary, Carton, Ellis and Johnston. Living allowances for the Local Government week will also be paid although meals will be available at the conference.

Officer Recommendation / Draft Motion

For information and discussion only

9.1.2	Subject/Applicant:	Purchase of Public Toilet Facility
	Reporting Officer:	A Kirwan, Chief Executive Officer
	Date of Report:	11 th July 2006
	Disclosure of Interest	Nil

Summary

The town of Wiluna has required serviceable public toilets for a number of years.

Background

During Commissioner Vincent's time in 2003 he did organise the installation of toilets on the oval but for various reasons they proved to be inadequate for the requirements and were wrecked.

Comment

The need for a public toilet has remained. With the construction of the swimming pool, toilets are available for swimmers and the capacity of the facility is such that it is capable of being expanded to include public toilets outside the pool enclosure.

Consultation

There has been consultation with Council, business and other town residents and it is generally agreed that such a facility is required. Plans were prepared and shown to Council, as were regular reports on progress to secure Commonwealth funding.

Statutory Environment

The architects who assisted the Shire of Wiluna construct the pool were asked to find companies that would construct a similar building to the toilet erected for the pool. Only one company was found.

Local Government Regulation 11 (f) says that a tender does not have to be called if "the Local Government has good reason to believe that, because of the unique nature of the goods or services required or for any other reason, it is unlikely that there is more than one potential supplier" Policy Implications

Financial Implications

-The quote received for the building was \$75,640.00

-The Commonwealth Government has approved \$50,000.00 for the project.

-This costing excludes site works, pad preparation, plumbing and electrical works, Water Corporation fees, fence and any other unforeseen costs which are estimated to be \$25,000.00 -The Shire contribution will be \$50,000.00 or less.

Strategic Implications

Nil

Voting Requirement

Simple majority

Officer Recommendation / Draft Motion

That Council approve the erection of a public toilet facility in Wiluna for a sum not exceeding \$100,640.00

55/06 Council Decision MOVED Cr C Carton

SECONDED Cr C Ellis CARRIED 5/0

9.2 Manager Finance and Administration Officer Reports

9.2.1	Subject/Applicant:	Accounts paid by Authority
	File:	Finance
	Reporting Officer:	J Alagappan, Manager Finance & Admin
	Date of Report:	12 th July 2006
	Disclosure of Interest	Nil

Summary

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

Background

The list of accounts for the period ended 30^{th} June 2006. (See Appendix A – Blue Pages)

Comment

Nil

Consultation Nil

Statutory Environment

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

Policy Implications Nil

Financial Implications Nil

Strategic Implications Nil

Voting Requirement

Simple majority

Officer Recommendation / Draft Motion

That the accounts paid by authority for the period ended 30th June 2006 totalling \$1,101,844.29 be received, noted and incorporated in the Minutes of the meeting.

56/06 Council Decision MOVED Cr J Kyanga

SECONDED Cr C Carton CARRIED 5/0

9.2.2	Subject/Applicant:	Financial Report
	File:	Finance
	Reporting Officer:	J Alagappan, Manager Finance & Admin
	Date of Report:	12 th July 2006
	Disclosure of Interest	Nil

Summary

Regulation 34 of the Local Government Act (Financial Management) Regulations 1996 requires each Local Government to prepare, each month a statement of financial activity accompanied by supporting information considered relevant by the Local Government.

Background

The report for the period ended 30^{th} June 2006. (See Appendix B – Green Pages)

Comment

Nil

Consultation Nil

Statutory Environment

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

Policy Implications Nil

Financial Implications Nil

Strategic Implications Nil

Voting Requirement

Simple majority

Officer Recommendation / Draft Motion

That the Financial Reports for the period ending 30th June 2006 be received, noted and incorporated in the Minutes of the Meeting.

57/06 Council	Decision
MOVED	Cr C Carton

SECONDED Cr C Ellis CARRIED 5/0

9.2.3	Subject/Applicant:	Plan for the Future
	File:	Plan for the Future 2006 - 2010
	Reporting Officer:	J Alagappan, Manager Finance & Admin
	Date of Report:	11 th July 2005
	Disclosure of Interest	Nil

Summary

Recent amendments to the Local Government Act 1995 require Councils to prepare a Plan for the Future of the District. The Shire of Wiluna decided to continue the use the Principal Activities Plan starting from 01^{st} July 2006 to 30^{th} June 2010 (see Appendix C – Yellow Pages). After Council adoption, a local public notice will be given advising that it is available for public inspection. The Plan is to be reviewed every two years (i.e., due to be reviewed in 2008).

Comment

The annual budget is to take into account the Plan for the Future. The public's input was sought in the development of the plan through advertisements on the newsletter and the noticeboard.

Consultation

Staff, Councillors & the Public

Statutory Environment

Local Government (Administration) Regulations 1996 Section 19C & 19D

Policy Implications

Nil

Voting Requirement

Simple Majority required

Officer Recommendation / Draft Motion

That Council adopt the Plan for the Future of Wiluna in Appendix C – Yellow Pages.

58/06 Council Decision MOVED Cr J Kyanga

SECONDED Cr K Farmer CARRIED 5/0

Presiding MemberDateDate	
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	,	
9.2.4	Subject/Applicant:	Fees and Charges
	Reporting Officer:	J Alagappan, Manager Finance & Admin
	Date of Report:	5 th July 2006
	Disclosure of Interest	Nil

Council is required to set the annual fees and charges.

Background

The Fees and Charges have been reviewed for the 2006 - 2007 year. These fees and charges form part of the budget document

Comment

There has been no increase in fees and charges. This will be the third year that fees have not increased.

Sanitation Charges

Domestic

Previously Council increased the domestic service from one bin per week to one bin twice per week. Fees have not been increased Fees are \$150.00 per bin per two services.

*Commercia*l

Commercial Services have been adjusted to better state the existing fees. This may result in cheaper services than in previous years. Fees are \$150.00 per bin per service.

Swimming Pools

With the construction of the new swimming pool the entrance fees have been set as Adult: \$2.00, Child: \$1.00 (Including GST)

Statutory Environment

Nil

Policy Implications Nil

Financial Implications Budget 2006 / 07

Strategic Implications Nil

Voting Requirement Absolute Majority required

Officer Recommendation/Draft Motion

That the fees and charges as shown in the 2006 / 2007 budget document be adopted.

59/06 Council Decision MOVED Cr C Carton

SECONDED Cr K Farmer CARRIED 5/0

9.2.5	Subject/Applicant:	Setting of the Annual Rate
	Reporting Officer:	J Alagappan, Manager Finance & Admin
	Date of Report:	5 th July 2006
	Disclosure of Interest	Nil

Council is required to set the annual rates-in-the-dollar and minimum rates.

Background

Council receives income from various sources, of which the two major ones are Government Grants and revenue raised from ratepayers through the rating system.

The amount of revenue raised from rates depends upon three factors. Type of rate – Gross Rental Value or Unimproved Valuation of the Property The rate charged for each Dollar of valuation

Gross Rental Values are generally applied to properties within townsites and mining infrastructure and;

Unimproved Values are generally rural farmland, pastoral and mining tenements, etc.

The valuation of the property is undertaken by the Valuer General's Office, in Perth. Council has no input to the process. GRV's are revalued every five years and Unimproved every year. Individual ratepayers do have the right of appeal if they disagree with the Valuer's determination, however, this process does not involve Council.

The rate in the Dollar is Council's mechanism for determining the revenue to be raised. Council sets a rate based upon the valuation of the property and also determines a minimum rate for properties of small valuations.

Section 6.32 of the Local Government Act 1995 requires Council to set a rate sufficient to make up the budget discrepancy. This discrepancy is shown on the rate setting statement in the accompanying budget.

Rating

There has been no increase in GRV, Unimproved or Minimums for the last three years. Council will be aware of the increased cost in fuel that not only affects Council's fuel bill but is also reflected in the increased cost of materials and freight charges. This year (2006 / 2007) the rate budget has been increased by 3% on the rate in the Dollar, across the board, for all GRV and UV.

There has been no change to the minimum rate.

Discounts

In addition to imposing rates on rateable land in the District, Council also provides for various incentives and penalties on Payment of Rates.

Council's current discount is 5 percent. There is no increase proposed for this budget.

Penalties

Regulation 70 of the Financial Management Regulations provide for a maximum amount of 11% that can be applied to overdue Rates and Service charges. Rates are overdue thirty five days after service of the notice. Council's current penalty percentage is 10 percent. There is no increase proposed for this budget.

Instalments Plans

The Local Government Act 1995 requires Council to offer ratepayers the option of paying in full or quarterly instalments.

Instalment plans are offered for amounts above \$200.00

When choosing to pay by instalments, ratepayers incur an additional charge of

a) Administration Fees and

b) Interest charged on outstanding monies.

Regulations 68 of the Financial Management Regulations provide for a maximum interest amount of 6.5% that can be applied to outstanding instalments. There is no maximum administration charge.

Council's current Administration Charge is \$6.00 per instalment per reminder notice.

There is no increase proposed for this budget.

Council's current Interest Charge is 0 percent calculated daily by simple interest. That is, Council does not charge an interest percentage. There is no increase proposed for this budget.

Consultation

Nil

Statutory Environment Nil

Policy Implications Nil

Financial Implications Budget 2006 / 2007

Strategic Implications Nil

Voting Requirement Absolute Majority required.

Officer Recommendation / Draft Motion

That the following rates for the period 01st July 2006 to 30th June 2007be adopted:Gross Rental Value – General6.1800 cents in the DollarGross Rental Value – Mining6.1800 cents in the DollarUnimproved Value – General10.3000 cents in the DollarUnimproved Value – Mining10.3000 cents in the Dollar

Minimum Rate – Gross Rental Value Minimum Rate – Unimproved Value \$200.00 per assessment \$175.00 per assessment

That the following be adopted for the period 01st July 2005 to 30th June 2006. Council grant a 5% discount on rates paid on or before the 35th day of service of the rate notice in accordance with the Local Government Act 1995.

Council charge a 10% penalty charge per annum calculated daily by simple interest on rates paid after the 35th day of service of the rate notice in accordance with the Local Government Act 1995.

Council charge a \$6.00 Administration Fee per reminder notice per instalment for rates levied in the 2005 - 2006 financial year in accordance with the Local Government Act 1995.

60/06 Council Decision MOVED Cr J Kyanga

SECONDED Cr K Farmer CARRIED 5/0

9.2.6	Subject/Applicant:	Budget 2006 / 2007 Adoption
	File:	Budget 2006 / 2007
	Reporting Officer:	J Alagappan, Manager Finance & Admin
	Date of Report:	5 th July 2006
	Disclosure of Interest	Nil

Summary

The Budget for 2006 / 2007 is provided under separate cover. This agenda adopts the Budget for the year 2006 / 2007.

Background

Section 6.2 of the Local Government Act 1995 requires each Local Government, no later than 31st of August in each financial year, to prepare and adopt a budget for its Municipal Fund for the financial year ending on the next following 30th June.

Comment

The budget for the year commencing 01st July 2006 and ending 30th June 2007 is provided under separate cover for Council's perusal and adoption.

Consultation Nil

Statutory Environment Nil

Policy Implications Nil

Financial Implications Budget 2006 / 2007

Strategic Implications Nil

Voting Requirement

Absolute Majority required

Officer Recommendation / Draft Motion

That the Budget for 2006 / 2007 as set out in the Budget document and forming part of these minutes be adopted.

61/06 Council Decision MOVED Cr C Carton

MOVED Cr C Cart

SECONDED Cr C Ellis CARRIED 5/0

9.3 Manager Works & Services Officer Reports

No Report

9.4 Principal Environmental Health Officer Reports

No Report

9.5 Community Development Officer Reports

9.5.1	Subject/Applicant:	Arts, Tourism, and Heritage
	Reporting Officer:	Coby Kirwan, Com. Development Officer
	Date of Report:	8 th July 2006
	Disclosure of Interest:	Nil

Heritage

Still waiting on drawings for the entry statement

Arts

Gallery purchases have increased, with many more people becoming involved and interested. This is excellent. There is however a problem in the management of the Gallery. As there are now more visitors for me to attend to and I have other jobs, I must restrict painters working here to mornings only. It has also become necessary for me to be very strict with children in the gallery. When people paint here it is not possible to have their children around at the same time. As people come for their paints or to work here I am explaining the rules.

Immediate purchase of paintings is again on hold with artists until sales catch up. Artists are now paid when a buyer takes their work. At the end of August I have arranged to sell work at Jundee. I will also be in touch with Wiluna Gold to make a sale day.

Library - Residents are pleased to be able to borrow from the library. They do however need to be reminded that borrowings must be returned and not loaned on to others. Some videos and DVD's are definitely going missing. Let's encourage returns so that the service remains available.

Tourism

The Rodeo has now been fully completed. Much work has been done with Shire staff and a team of very productive pastoralists. It is a pity that

only one town person has volunteered their help. Many visitors are expected and our town will be on show.

The Racecourse area is now a changed area and the facilities have improved a lot. I hope we can all remind residents to be respectful of the facility so that it is ready for the next big occasion to be enjoyed by everyone.

Officer Recommendation / Draft Motion

For information and discussion only

9.6 Youth Sports & Recreational Officer Reports

No Report

10 Elected Members Motion of Which Previous Notice Has Been Given

Nil

11 Urgent Business Approved by the Person Presiding or by Decision of Council

11.1	Subject/Applicant:	Motion to Admit Urgent Business
	Reporting Officer:	A Kirwan, Chief Executive Officer
	Date of Report:	17 th July 2006
	Disclosure of Interest	Nil

Summary

One additional report that was not included in the agenda papers circulated to Council prior to the meeting is proposed for consideration.

Statutory Environment

Standing orders Local Laws, item 3.11 provides that -

- (1) In cases of urgency or other special circumstances, matters may, with the consent of the persons presiding be raised without notice and decided by the meeting.
- (2) Any member may move that the urgent business proposed to be raised by the presiding person not be accepted and if carried by a majority of members present, the urgent business is not to be accepted.

Voting Requirement

Simple Majority

Officer Recommendation / Draft Motion

That Items 11.1.1, 11.1.2 & 11.1.3 be admitted to the meeting.

62/06 Council Decision

MOVED Cr J Kyanga

SECONDED Cr C Carton CARRIED 5/0

Tender acceptance of Northern Goldfields Earthmoving for the maintenance grading of Shire of Wiluna roads

Background

Council previously advertised for Tenders to provide maintenance grading services to Councils unsealed roads for a two year period. Tenders closed on Friday 14th July 2006. The Tender was for the provision of two graders (including operators) with associated support equipment and all other costs to be included within the grader hire figure. Two graders will be used for minimum 1 - 3 months when conditions are ideal.

The following Tenders were received.	All costs INCLUSIVE OF GST
--------------------------------------	----------------------------

CONTRACTOR	WITH FUEL	WITHOUT FUEL
L R Archibald & Co - Narrogin	\$147.40	\$107.80
Goodwork Holdings - Wiluna	\$207.90	\$177.68
G L H Contracting - Ashburton	\$205.70	\$183.04
Northern Goldfields Earthmoving – Herne Hill	\$144.50	\$117.00
J & B Lynch Earthmoving – Jarraawood	\$140.00	\$120.00
G S Hobbs Contracting – Cuballing	\$165.00	\$132.00

Comment

Six Tenders were received and all quoted two prices, i.e. with and without fuel. Council is able to purchase fuel at a cheaper price than contractors and claim the GST on the fuel.

The lowest Tender received was \$107.00 per hour <u>without fuel</u>. The lowest tender <u>with fuel</u> supply was \$140.00 per hour.

Tender Recommendation

Council's previous successful tender was Northern Goldfields Earthmoving who completed the contract very well. Although not the cheapest tender it was the second cheapest, and has the advantage that the tenderer has graded the Wiluna Shire roads for the last five years. It is recommended that the Shire continue to use the services of Northern Goldfields Earthmoving.

Consultation

Frank Emhofer – Works Foreman

Statutory Environment Nil

Policy Implications

Nil

Financial Implications

2006 – 2007 Budget. This contract is worth \$369,000.00 and is funded by the Shire.

Strategic Implications

Nil

Voting Requirement

Simple majority

Officer Recommendation / Draft Motion

That the Tender from Northern Goldfields Earthmoving for the sum of \$117.00 per hour per grader, with fuel supplied by the Shire of Wiluna, be accepted for a two year period.

63/06 Council Decision

MOVED Cr J Kyanga

SECONDED Cr C Carton CARRIED 5/0

11.1.2 Subject/Applicant:	Unsealed Re-sheeting Program
File:	Tender No 2 2006 / 2007
Reporting Officer:	A Kirwan, Chief Executive Office
Date of Report:	17 th July 2006
Disclosure of Interest	Nil

Summary

Tenders were invited to supply the hourly rate for a road grader, equivalent to a 14 foot mouldboard, and a road train for the unsealed roads re-sheeting program in the Shire. The rates were to include the cost of loading the gravel.

Background

During 2005 / 2006 the Shire used contractors for the re-sheeting program. The Shire also provided the loader for the program. The program has been successfully completed.

Comment

The contractors will re-sheet the following roads including Wongawol, Wonganoo, Millrose and North Roads. The road re-sheeting program will cost a total of \$868,700.00 and complete 73 kilometres.

Tenders

Tenders were advertised in accordance with Council policy and closed on Friday 14th July 2006. A number of inquiries were made and three tenders were received.

Machinery age & facilities15%Accreditation of equipment10%Road traffic control accreditation5%Water/fuel capacity5%Communication5%

The actual assessment is shown in the attachment. (Appendix D).

Statutory Environment

Local Government Act 1995, Section 3.57 and Local Government (Functions and General) Regulations 1996, Part 4, 'Tenders for Providing Goods and Services'.

Policy Implications

Nil

Financial Implications

Funding for the re-sheeting is included in the 2006 - 2007 budget estimates and total \$868,700.00 of this total \$861,554.00 are grants received from State and Federal Government.

The assessment of the tenders is highlighted in the attachment and indicates that Northern Goldfields Earthmoving is the preferred tenderer.

Northern Goldfields Earthmoving had the highest score in the tendering process and had the lowest tender.

This company has also won the tender for our road maintenancegrading program.

Strategic Implications

The re-sheeting program is important to the Shire as we continue to improve the standard of roads in the Shire.

Voting Requirement

Simple majority

Officer Recommendation / Draft Motion

That the Council accept the tender submitted by Northern Goldfields Earthmoving for the road re-sheeting program in the Shire of Wiluna.

64/06 Council Decision MOVED Cr C Carton

SECONDED Cr J Kyanga CARRIED 5/0

	<i></i>
11.1.3 Subject/Applicant:	Supply of Ride-On Street Sweeper
File:	Tender No. 3 2006 / 2007
Reporting Officer:	A Kirwan, Chief Executive Office
Date of Report:	17 th July 2006
Disclosure of Interest	Nil

The town of Wiluna has required improvement to road sweeping and general clean-up for a number of years.

Background

Council has asked for improved cleanup of the town and allocated budget resources for that purpose.

Tenders

Tenders were advertised for a Ride-On Sweeper and closed on July 14th 2006. Two Tenders were received, one of which answered the specifications and the other which did not.

Tender Comment

Tennant tendered a price of \$65,492.90 (inc. GST) for the required machine and met the specifications. E & M J Rosher tendered \$78,800.00 \$59,950.00 & \$49,500.00 but the tenders did not indicate how the machines met the specifications.

Statutory Environment

Tenders were advertised as per the Local Government Act.

Policy Implications Nil

Financial Implications

Strategic Implications Nil

Voting Requirement Simple majority

Officer Recommendation / Draft Motion

That Council approve the purchase of a Ride-On Sweeper for \$65,492.90 (inc. GST) from Tennant.

65/06 Council Decision MOVED Cr J Kyanga

SECONDED Cr C Carton CARRIED 5/0

12 Matters Behind Closed Doors

Nil

13 Closure

The meeting was declared closed at 10.55am