

Shire of Wiluna

**CONFIRMED MINUTES**



**Ordinary Meeting of Council**

**Held**

**Thursday 17th April 2008**

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**APPENDIX A (i) – Accounts paid by Authority (Feb’08) – Blue Pages**

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**MINUTES**

**1 Declaration of Opening and Announcement of Visitors**

The meeting was declared open at 10.05am

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

John Kyanga	(President)	
Anne Geary	(Deputy President)	
Kenny Farmer	(Councillor)	
Catherine Carton	(Councillor)	
Annette Williams	(Councillor)	
Leanne Peck	(Councillor)	
Graham Harris	(Councillor)	(Entered 11.20am)
Samantha Tarling	(CEO)	
Vince Bugna	(Deputy CEO)	
Glenn Deocampo	(MAF)	
Tom Milo	(Works Manager)	
Heather Charlton	(ATH)	

**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**

Newmont Mining 15 Minute PowerPoint Presentation on "The Safe Use and Transport of Cyanide to Jundee Gold Mine".

**7 Confirmation of Minutes of Previous Meetings**

The Minutes of the Meeting Held on 21<sup>st</sup> February 2008 be accepted as a true record of that meeting.

**11/08 Council Decision**

**MOVED** Cr A Geary

**SECONDED** Cr C Carton

**CARRIED** 6/0

**8 Announcements by Presiding Member without Discussion**

A congratulation extended to Richard Whittington for being a Member of Order of Australia.

## 9 Reports of Committees and Officers

### 9.1 Chief Executive Officer Reports

<b>9.1.1 Subject/Applicant:</b>	<b>Status Report</b>
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File:

Reporting Officer: S. Tarling, Chief Executive Officer

Date of Report: 10 April 2008

Disclosure of Interest: Nil

#### **Marruwayura Office**

As discussed in detail with Council, it is proposed that the building be used as a co-location centre for agencies, a town meeting place, a post office and perhaps an employment agency for the mines. Funds will be sought from the mines to assist the Shire manage the facility.

Refurbishment cannot begin until ownership and tenure issues of the building have been secured in the name of the Shire. Council made an offer on the building of \$100 000.

The response from the agent earlier this month was that this offer was considerably lower than the property was valued at. The agent was advised that damage had occurred since that time and the Council believed the offer was a fair market price.

The agent requested we forward him current photos of the property. This has been done and he will reconsider our offer.

#### **Caravan Park**

At the February OCM it was reported that funding for the upgrade of the proposed caravan park could be included in the 2008/2009 budget although government funding through the Regional Infrastructure Funding Program is available.

A submission was prepared by Works Manager, Tom Milo and has been submitted.

The closing date for submissions was 12 March 2008. The DLGRD have received the submission and advised that final decisions will be made by 1 July 2008. Successful applicants will be asked to submit a full application by mid August. Recommendations will be made to the Minister by early November 2008.

#### **Desert Gold**

It was reported at the February 2008 OCM that a final decision about the status of Desert Gold has not yet been made and the appeal from Woodpac is still with the governor.

This is still the status quo.

### **Councillor Training – Compliance Audit**

At the February 2008 OCM it was requested that Councillors receive training in the understanding of the Annual Compliance Audit.

The DLGRD have agreed to conduct the training and will advise of a suitable date in the near future. DLGRD also offered to conduct other training of interest on their visit.

### **Wiluna Security Patrol**

Indigenous Affairs held a meeting at the Shire offices last week to discuss the introduction of the Wiluna Security Patrol.

The purpose of the patrol is to reduce contact between aboriginal people and the criminal justice system. It responds to individuals at risk of harming themselves or others, and, seeks to refer or link individuals to appropriate services.

The patrol is expected to commence at the beginning of May.

The Management Committee for the Wiluna Patrol will comprise of the following agencies and representatives:

Shire of Wiluna - Ms Samantha Tarling  
Police - Mr Graeme Macey

Nooda Ngulegoo -Mr Arnold McKenzie  
Wiluna School Principal - Mr Dave Hurle  
Dept.Child Protection - Mr Anton Rossouw  
DIA Regional Manager - Mr Joseph Baker

One member from each family group will be invited to sit on the management committee once the patrol is operational. The AMS will also be invited to sit on the committee.

Indigenous Affairs have identified the Wiluna Family Groups as the: Kyanga, Newland, Williams, Anderson, Farmer, Patch, Allison, Gilbert, Ashwin and Stevens.

At the meeting the CEO requested flexible hours for the Patrol to ensure community needs are met. This undertaking was given.

At present the patrollers do not have a uniform and the CEO offered the Shire of Wiluna shirts for an interim uniform. This offer was accepted. It is the intention of the project officer to have the school assist with the design of the uniform to give the community ownership of the patrol. This may extend to the badging on the patrol vehicle.

It is anticipated that there will be two full-time patrollers and up to four part-time patrollers. The successful candidates will be announced in the coming weeks.

Patrollers employed part-time will have a contract for 6-months with the aim of obtaining full-time employment at the end of that contract. It is envisaged that participants will be trained in relevant fields that would lead to employment within the local mining industry or community.

### **Council Workshops**

The CEO is seeking Councillors interest in holding informal quarterly workshops. The workshops would give Councillors the opportunity to ask questions of the staff and discuss any major Council issue of the day without the formalities required in a Council meeting.

Suggested Dates for 2008:

Thursday	5 June	10.00am – 12.00
Thursday	4 September	10.00am – 12.00
Thursday	4 December	10.00am – 12.00

Lunch provided after the meeting.

### **Indigenous Councillor Training**

The DLGRD will be running a 3 day Indigenous Councillor Training seminar in Perth 6 – 9 May 2008.

All invited Councillors have advised that they will attend the training to be held at the Vines Resort.

The DLGRD would like the CEO to attend to partake in one of the three days training and on the other two days go to Cunderdin to attend a DLGRD organised mentoring program. In consultation with the President the CEO has accepted this invitation and will fly with the Councillors on the Monday to Perth and return on the Friday.

### **Local Government Advisory Board Inquiry into Local Government Service Delivery to Indigenous Communities**

The President and the CEO travelled to Leonora on Tuesday, 8 April 2008 to meet with the Local Government Advisory Board who have been asked by the Minister to report back by the 31 May 2008 into the comments and status quo of services and facilities being provided by the local government to indigenous communities.

The terms of reference for the Inquiry are:

- The core services that local government should provide to agreed categories of Indigenous communities;
- The legislative and financial impediments to local government providing services to discrete Indigenous communities;

- The potential for local governments to deliver services, including essential services to Indigenous communities through regional councils and other contractual arrangements;
- The Commonwealth/State funding arrangements that should be negotiated to implement reforms to local government service provision;
- Accountability arrangements and issues of tied funding versus untied funding;
- How the participation by Indigenous persons in local government can facilitate service delivery; and
- The role of local government in relation to Indigenous community governance.

Shire of Wiluna, Laverton and Leonora were represented by their President, Deputy and/or CEO.

The following questions were answered in the three (3) hour meeting:

- What services do Shire of Wiluna deliver/what could we deliver?
- What impediments are there to service delivery?
- What does Shire of Wiluna think of the proposed new arrangements? Can we cope?
- What do we require to take on this work? How soon could we do so?
- Would Shire of Wiluna consider contracting work to Indigenous or other organisations?
- What roles does Shire of Wiluna have in governing Indigenous Communities?
- What are the Shire of Wiluna major concerns?

The President and CEO spoke of the effects the abovementioned would have on Windidda, Kutakubba, Bondini and Town.

The CEO advised that in the Shire of Wiluna many of these services are currently being provided, however, any enhancement of these as suggested by the Commonwealth Government will need to be adequately funded and the services and facilities will need to be up to Australian Standards before being passed over to the Shire. Further, it was the CEO's opinion that a regional council rubbish service would need to be in place with surrounding councils to be cost effective.

<b>9.1.2 Subject/Applicant:</b>	<b>Delegation Register - Review</b>
File:	Delegation Register
Reporting Officer:	Samantha Tarling, Chief Executive Officer
Date of Report:	2 <sup>nd</sup> April 2008
Disclosure of Interest:	Nil

### Summary

Adoption of 2008 Delegation Register.  
2008 Delegation Register – Appendix D



### Background

Section 5.46 of the Local Government Act 1995 requires a Register of Delegations made by Council to the Chief Executive Officer and others to be maintained. The section requires the Delegations to be reviewed annually.

### Comment

The Shire of Wiluna last reviewed, amended and adopted its Delegations in 2007. The Shire is now due to adopt a reviewed Delegations Register.

### Officer Recommendation/Draft Motion

That the 2008 Delegation Register as attached be adopted.

### 12/08 Council Decision

**MOVED** Cr A Geary

**SECONDED** Cr A Williams  
**CARRIED** 6/0

<b>9.1.3 Subject/Applicant:</b>	<b>Caravan Park and Miners Camp Development Proposal</b>
File:	
Reporting Officer:	S Tarling, Chief Executive Officer
Date of Report:	10 April 2008
Disclosure of Interest:	Nil

### Summary

The owner of Leonora Lodge contacted Council to discuss a proposal to establish a construction and mining camp along with tourist cabins and a caravan park in the Shire of Wiluna.

It is proposed to undertake the development with Shire approval with their own funds or advise they are interested in a joint venture with Council.

### Background

It was resolved at the November 2007 Council Meeting:

That Council

1. Approve the CEO taking actions to secure the old school site which is a reserve for a caravan park to be managed by the Shire of Wiluna.
2. Any requirement by the Department of Planning and infrastructure to purchase the site is considered by the Shire Council.

### Comment

Nil

### **Proposal Received from Leonora Lodge**

The owner of Leonora Lodge visited Wiluna recently and looked at the old primary school site and believes it has the potential to offer a suitable location to expedite the establishment of a construction and mining camp along with tourist cabins and a caravan park.

The proposal is based on the assumption that sufficient power, water and sewer are available in the area. Leonora Lodge also have a sewerage treatment plant that is large enough to handle 200 plus people per day.

The following proposal was submitted should Council be interested in entering into a joint venture.

*The equity in a separate company to be formed would comprise of the following:*

- 1. Land transferred into the company by the Shire at a commercial value.*
- 2. Infrastructure, buildings and all associated works to establish the caravan park and construction camp cost to be born by NT Link or associated company.*

*The aim of the company would be to establish a suitable facility for both mining and tourism with a longterm view to provide employment and benefit to the aboriginal residents of Wiluna. The share holding could be sold by either party but only if first offered to the other share holder.*

*The infrastructure and costs would be approximately 1.5 million to establish a 30 site Caravan Park and 50 rooms, along with ablution and laundry facilities.*

*A kitchen recreational area and gymnasium could be established in the existing class rooms along with a caretaker's residence, this would be an additional cost once the business is established once the business is established and has ongoing custom.*

*Based on a land value of approximately 230,000 Council share holding would be 20% of the company. If there are funds available to assist in the development the share holding could easily be increased.*

### **CEO advice to proposal received from Leonora Lodge**

Making a decision on the proposal at this time without further investigation is not advisable.

The following are issues along with other others that need to be investigated to advance this application – are these proposals allowable

with land vested in Council or under the Local Government act? Is the power station big enough to support this development if council was in favour? Is there sufficient sewerage capacity and associated issues that come under the Water Corporation control?

If Council agree to this proposal "in principle" and wish to investigate the proposal further I believe there needs to be separation of the proposal into two categories. Firstly, we have a construction and mining camp separate to the tourist caravan park and the camp be located on the opposite site of the power station. The caravan park to be a tourist caravan park and if services are available this be located on the old primary school site.

It is the CEO's opinion that separate sites and facilities for tourists and miners, would better meet the social aspirations of each group and ensure the Shire's mission of providing responsible management and leadership to deliver quality services and facilities' is met.

### **Council Options**

Council is presented with two options:

1. provide "in principle" support for the proposal and authorise the CEO to further investigate the proposal and alternatives and report back findings to Council to make an informed decision; or
2. do not support the proposals and advise the developer.

### **Consultation**

Nil

### **Statutory Environment**

Local Government Act 1995  
Town Planning Scheme  
Town Planning Act  
Caravan and Camping Act

### **Policy Implications**

Nil

### **Officer Recommendation**

That Council:

1. approve the CEO to gather as much information as possible in order to keep Council informed;
2. approve the CEO to discuss development proposal and alternative proposals with the proponent subject to the Town Planning Scheme and other planning laws;
3. the CEO engage the Shire's town planning consultant to provide a report to Council on the proposal and this be brought back to Council for further consideration.

**13/08 Council Decision**

**MOVED** Cr C Carton

**SECONDED** Cr A Geary  
**CARRIED** 6/0

**9.1.4 Subject/Applicant: Gidgee Gold Mine – Permit for Road Train Haulage and permit to upgrade the road**

File Reference:  
Reporting Officer: S Tarling, Chief Executive Officer  
Date of Report: 10 April 2008  
Disclosure of Interest: Nil

**Summary**

Apex Gold P/L wish to progress the hauling of ore from the Gidgee Gold Mine to the Wiluna Mine to commence in December 2008. To do this the road will need to be upgraded and permission granted from the Shire to commence this work and permission granted to obtain a permit to operate road trains on the road.

**Background**

In December 2007 Council received a request from Apex Gold P/L seeking permission for haulage of ore from the Gidgee Gold Mine north along the existing haul road (Gidgee Road) to the intersection of the Meekatharra –Yeelirie Road, then easterly along the Meekatharra-Yeelerie Road until the intersection of the Sandstone- Wiluna Road.

From here trucking would proceed in a northerly direction to the intersection of Goldfields Highway, then along the existing Wiluna Gold Mine haulage road to the Wiluna Gold Mine Treatment Plant. This represents a distance of 125km.

The proposal was to commence haulage in the December 2008 at low levels increasing over the following 5 years.

**Comment**

Apex Gold P/L are willing to work with the Shire to obtain the necessary approvals by engaging the relevant persons to complete the required reports and investigations to enable Council to make an informed decision on the matter.

With regard to the Wiluna mining and processing operations Apex Gold P/L is progressing with its Project Implementation Plan to recommence operations in November 2008.

This will involve commencing underground mining operations and the restarting of the gold processing plant. Prior to commencing operations a major refurbishment of the process plant will be completed to bring the plant up to current operating standards.

**Council Options**

Council is presented with two options:

3. provide “in principle” support for the proposal and authorise the CEO to further investigate the proposal and report back findings to Council to make an informed decision; or
4. Do not support the request for the issue of the permits.

**Consultation**

Nil

**Statutory Environment**

Local Government Act 1995

**Policy Implications**

Nil

**Financial Implications**

Nil

**Voting Requirement**

Simple Majority

**Officer Recommendation:**

That Council:

4. approve the CEO to gather as much information as possible in order to keep Council informed;
5. the CEO liaise with the Shire of Sandstone CEO who has currently been through this process with Apex Gold P/L, and, with Main Roads to report back to Council; and
6. Liaise with Apex Gold P/L to receive the required reports and investigation findings (at Apex Gold P/L expense) to bring back to Council to make an informed decision on:
  - giving permission to upgrade the Gidgee Road to the intersection of the Meekatharra –Yeelirie Road, then easterly along the Meekatharra-Yeelerie Road until the intersection of the Sandstone-Wiluna Road and from there in a northerly direction to the intersection of Goldfields Highway.
  - Authorising a permit to operate road trains on the abovementioned road.

**14/08 Council Decision**

**MOVED** Cr L Peck

**SECONDED** Cr K Farmer

**CARRIED** 6/0

<b>9.1.5 Subject/Applicant:</b>	<b>Petition to Legislative Assembly to have the Goldfields Highway – Wiluna to Meekatharra Sealed</b>
File Reference:	
Reporting Officer:	S Tarling, Chief Executive Officer
Date of Report:	10 April 2008
Disclosure of Interest:	Nil

### Summary

John Bowler, MLA, recently visited the Shire of Wiluna and the President raised the matter of the upgrade of the Goldfields Highway – Wiluna to Meekatharra section with him and was advised that the best way forward on the matter was to lodge a petition to the Legislative Assembly of the Parliament.

A petition is outlined below and Council's endorsement is sought to progress this matter.

### Background

In 2006 Minister McTiernan visited Wiluna to open the Magellan section of the highway. On this visit the issue of the Goldfields Highway – Wiluna to Meekatharra section being upgraded to Type 5 standard was raised.

Since that time the Shire of Meekatharra have been lobbying the Minister to consider this proposal and have requested Council's expressed support on this matter.

### Comment

The following petition has been drafted for Council's endorsement.

## PETITION

To the Honourable the Speaker and Members of the Legislative Assembly of the Parliament of Western Australia in parliament assembled.

### **We, the undersigned, say**

*The Goldfields Highway – Meekatharra to Wiluna section be upgraded to Type 5 standard in the next 5 financial years.*

*We say this because the current condition of the road is unsafe for the users of this road and fatalities are a high risk on this section of the highway in its current condition.*

*Further, the Goldfields Highway is an important regional link road and the Meekatharra to Wiluna section provides a vital social and economic connection between the two towns and an essential east-west link in the booming Pilbara region.*

*Lastly, after minor rains the road can be closed for days. This causes inconvenience to state agency officers, particularly in emergency situations, shire*

*residents, businesses and tourists. The road users are forced to take lengthy and sometimes hazardous detours in order to travel between Meekatharra and Wiluna. Any major rain events can see the road closed for weeks.*

***Now we ask that the Legislative Assembly direct the Minister for Planning and Infrastructure and the Minister for Goldfields-Esperance to ensure the Level 5 upgrade is carried out to the Wiluna-Meekatharra Road within the next five years and commit to that deadline.***

To ensure the maximum number of signatures are gathered from the Shire of Wiluna residents, it is suggested that Council engage community support by a volunteer approaching residents throughout the day at the businesses or in their home and explaining the purpose and desired outcomes of submitting the Petition. Councillor Peck has advised the CEO that she is willing to undertake this role if Council support the strategy.

To show regional support for the upgrade it is recommended that Council work in partnership with the Shire of Meekatharra on this matter and forward the Petition to them to circulate and forward their copy under their letterhead to the Legislative Assembly.

### **Council's Options**

Three options are presented for Council consideration:

1. Adopt the wording of the Petition and progress this matter until the CEO believes the maximum amount of signatures are obtained to forward to the Legislative Assembly;
2. Reword the Petition and progress the matter until the CEO believes the maximum amount of signatures are obtained to forward to the Legislative Assembly; or
3. Not submit a Petition to the Legislative Assembly.

### **Consultation**

John Bowler, MLA

### **Statutory Environment**

Local Government Act 1995

### **Policy Implications**

Nil

### **Financial Implications**

Nil

### **Strategic Implications**

The petition will:

- foster economic prosperity in the Shire and Region
- enhance the quality of community life in the Shire and Region: and

- strengthen the Shire's position as an innovative, independent local government in the shire and region by demonstrating leadership in matters involving the community's wellbeing and economic prosperity.

### Voting Requirement

Simple majority

### Officer Recommendation

That Council:

1. adopt the Petition as outlined in the report;
2. support the strategy of engaging a community member as a volunteer to seek support for the petition;
3. authorise the CEO to forward the petition to the Shire of Meekatharra for their support; and
4. authorise the CEO to forward the Petition when the maximum number of signatures have been attained in consultation with the President and report the matter back to council for information.

### 15/08 Council Decision

**MOVED** Cr C Carton

**SECONDED** Cr K Farmer

**CARRIED** 6/0

## 9.2 Manager Finance and Administration Officer Reports

<b>9.2.1 Subject/Applicant:</b>	<b>Accounts paid by Authority</b>
File:	Finance
Reporting Officer:	Glenn Deocampo, Manager Finance & Admin
Date of Report:	31 <sup>st</sup> March 2008
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 ending 29<sup>th</sup> February 2008 and 31<sup>st</sup> March 2008 are listed as Appendix A(i) and Appendix A(ii) – Blue Pages.

### Comment

Nil

### Consultation

Nil



**Statutory Environment**

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

**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 29<sup>th</sup> February 2008 totalling \$361,452.32, and 31<sup>st</sup> March 2008 totalling \$280,777.23 be received, noted and incorporated in the Minutes of the meeting.

**16/08 Council Decision**

**MOVED** Cr A Geary

**SECONDED** Cr A Williams

**CARRIED** 6/0

<b>9.2.2 Subject/Applicant:</b>	<b>Financial Report</b>
File:	Finance
Reporting Officer:	Glenn Deocampo, Manager Finance & Admin
Date of Report:	7 <sup>th</sup> April 2008
Disclosure of Interest:	Nil

**Summary**

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.

**Background**

The reports for the period ending 29<sup>th</sup> February 2008 and 31<sup>st</sup> March 2008 are listed as Appendix B(i) and Appendix B(ii) – 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 29<sup>th</sup> February  
2008 and 31<sup>st</sup> March 2008 be received noted and incorporated in the  
Minutes of the Meeting.

**17/08 Council Decision**

**MOVED** Cr C Carton

**SECONDED** Cr A Williams

**CARRIED** 6/0

<b>9.2.3 Subject/Applicant:</b>	<b>Budget Review and Audit Committee Meeting</b>
File:	
Reporting Officer:	Vince Bugna, Deputy CEO
Date of Report:	11 April 2008
Disclosure of Interest:	Nil

**Summary**

Local governments are required to conduct a budget review between 1  
January and 31 March each financial year under *the Local Government  
(Financial Management) 1996*.

**Comment**

Part of the requirements is to produce a Statement of Financial Activity  
to compare the Year-to-Date (YTD) Budget income and expenditure to  
the Year-to-Date Actual income and expenditure. We have conducted a  
budget review for YTD ending 29 February 2008. A Statement of

Financial Activity is also required which shows a comparison between the Annual Budget and the Projected Actual income and expenditure as at 30 June 2008.

The Audit Committee met on 10 April 2008 to assess the material variances and to make recommendations to Council, if any. The Audit Committee voted that since we have a projected surplus at the end of

the year, there is no need for an amendment to the budget nor require any transfer from the Reserve accounts for spending until 30 June 2008. The Audit Committee minutes of the meeting is now presented to Council to accept and confirm. Please see Appendix C – Yellow pages for the Minutes of the Audit Committee meeting and the Statements of Financial Activity with accompanying notes.

### **Statutory Environment**

Local Government Financial Management Regulations 33A

### **Voting Requirement**

Simple majority.

### **Officer Recommendation/Draft Motion**

That Council accept and confirm the Minutes of the Audit Committee meeting including the recommendations made.

#### **18/08 Council Decision**

**MOVED** Cr A Geary

**SECONDED** Cr L Peck

**CARRIED** 6/0

### **9.3 Manager Works & Services Officer Reports**

<b>9.3.1 Subject/Applicant:</b>	<b>Status Report</b>
Reporting Officer:	Tom Milo, Works Manager
Date of Report:	17 <sup>th</sup> April 2008
Disclosure of Interest:	Nil

Verbal Report

### **Officer Recommendation / Draft Motion**

For information and discussion only

## 9.4 Principal Environmental Health Officer Reports

<b>9.4.1 Subject/Applicant:</b>	<b>XXX Zero Waste Plans – Phase II</b>
File:	Zero Waste Plan
Reporting Officer:	W.V. Atyeo – Principal EHO/Building Surveyor
Date of Report:	3 <sup>rd</sup> March 2008
Disclosure of Interest:	Nil

### **Summary:**

I attended a meeting at the Town of Cambridge on Friday the 29<sup>th</sup> February 2008 in regard to the ongoing development of Zero Waste Management Plans, and discussions on where the money might be in waste. We looked at funding of projects and where the money might come.

I will be recommending that Council join with the Shire of Yalgoo and other Local Governments within the region to secure funding to have a private consultant engaged to complete Phase II of the Zero Waste

Management Plans, as is now required by the Waste Avoidance and Resource Recovery Act 2007 (WARR).

### **Background:**

The Shire completed Phase I of the Zero Waste Plans by me completing an online survey for the DEC for which we have received \$5,000. Following this, the Shires within this region felt that they would not

participate in Phase II until the State Government made clear its direction in regard to these matters, and conducted better dialogue and discussion with Local Government.

Zero Waste Management plans are part of an initiative and strategy by the Department of Environment and Conservation to improve waste management practices in Western Australia. The requirement to implement waste management strategies has also been introduced in the WARR Act 2007 and additional legislation to encourage voluntary participation in the strategy by Councils. Funding is available to assist Councils to further participate in preparing a plan (Phase 11). The funding is \$7,000 for Local Governments who work individually, and non metropolitan Local Governments who work collectively to receive \$15,000 each.

It was clear from the meeting I attended in Perth that the CEO for the Department of Environment and Conservation has the powers to appoint consultants to do plans for Councils that do not participate, and that this option will be exercised where required. If the CEO gives Notice of this, then it is not guaranteed that the funding above will be available for those Local Governments, and the CEO can appoint whoever he feels is appropriate. Yes, there is to be some consultation when the CEO takes these steps, but in the end, it will be done.

The legislative powers are attached for Councillors information.

These Plans were to have been prepared by the 31<sup>st</sup> March 2008, but this has now been extended to the 24<sup>th</sup> November 2008.

The decision now is whether Council does it with the funding that is available, or whether Council waits to see what the CEO of the DEC does in regard to Waste Management Plans.

**Comments:**

It was made clear at the meeting that I attended that the purpose of the plans is not to implement waste recycling initiatives, but to do things better than they are now. In other words Plans will be assessed on the

initiatives to be undertaken by the Shires to progressively improve what they are doing now, and if these initiatives can be to include regional solutions, then they would be considered compliant.

If Council was to determine to progress with the development of plans jointly with other Council's within the region, then I feel it could be done

with the funds provided by the DEC, without the need for a contribution by Council. Cost negative.

Having a plan will afford Council the opportunity to –

- Examine a 'where to from here' approach towards the implementation of an improved waste management strategy within the Shire and the region.
- Outline options for waste reduction and recycling that are economically viable, and identify those that are not.
- Detail the impediments to waste reduction and recycling faced by small communities, and these could be highlighted to the Government.
- Demonstrate the inaccessibility of many recycling options for rural and remote Shires.
- Outline the economic impact should unrealistic practices be legislated to the Government.
- All costs will be paid for by the State Government.

Mr Williams from the Shire of Yalgoo has approached me in regard to joining with them in the development of plans, and I have undertaken to approach the Shires of Meekatharra, Sandstone, Mount Magnet, Cue, and Wiluna, to gauge their response to this proposition. It is obvious from the meeting I attended in Perth, that WALGA is promoting the

direction of the State Government, and is encouraging the development of Regional Councils, and not supporting amalgamations.

The EHO (Mr Dave Williams) from the Shire of Yalgoo has obtained a quote from a Government endorsed consultant to prepare a plan, and it has been estimated to be \$9,000 for an individual plan, and \$12,000-13,000 for two shires with the shared cost being reduced for each

participating shire i.e. approx. \$16,000 for three Shires. Preparation of the plan will require a considerable amount of resources and be very time consuming, hence the need to engage a consultant to prepare a plan.

**Consultation:**

Chief Executive Officer – Meekatharra - Roy McClymont  
Dave Williams – EHO for the Shire of Yalgoo  
Officers of WALGA  
Department of Environment

**Statutory Environment:**

Environmental Protection Act 1986  
Waste Avoidance and Resource Recovery Act 2007 –

- s.40 – provides that the CEO of DEC may require a Local Government to include in its Plan for the Future, a waste management plan
- s.41 – CEO of DEC may require particular matters to be addressed.

**Policy Implications:**

Nil

**Financial Implications:**

It is anticipated that the cost to Council will likely be in the order of \$2,000 if the decision is to go alone, and cost neutral if other councils participate.

**Strategic Implications:**

The plan will assist in providing an improved system of waste management within the Shire.

**Voting Requirements:**

Simple Majority

**Officer Recommendation**

That Council:-

- Join with the Shire of Yalgoo and other Shires in the Region in engaging an endorsed consultant to prepare a Strategic Waste Management Plan as provided for in the Waste Avoidance and Resource Recovery Act 2007 Section 38, for all participating Shires and including a regional focus.

**19/08 Council Decision**

**MOVED** Cr G Harris

**SECONDED** Cr K Farmer  
**CARRIED** 7/0

## 9.5 Art Gallery Manager Reports

<b>9.5.1 Subject/Applicant:</b>	<b>Status Report</b>
File:	
Reporting Officer:	Heather Charlton, Art Gallery Manager
Date of Report:	17 <sup>th</sup> April 2008
Disclosure of Interest:	Nil

### Verbal Report:

The following items were reported

- March sales amounted to \$6,455 and April to date (as of meeting time) is \$5,860.
- Attended the Martumili Exhibition Port Hedland Courthouse Gallery and received an invitation from FORM to exhibit on October.
- Engaged with Arts Law Society in preparing contracts for two artists to issue reproduction licenses for their work
- Annette's painting to be reproduced by BHP on stationery and a DVD for indigenous recruitment project
- ARTSTART Programme, a new initiative to encourage young artists of all ages with painting activities in keeping with traditional style.
- Proposed for a better signage that should strategically be placed around the town
- Robin Dale will be coming next month to offer workshop to artist for professional development, and would like to make more drawings of elders or people of the Shire.
- Extensions to Gallery Workroom. Jundee's original outdoor work area plans being reviewed with proposal to extend the gallery space, and to create a larger work room with two independent workspaces.

### **Officer Recommendation / Draft Motion**

For information and discussion only

## 9.6 Youth Sports & Recreational Officer Reports

Nil

**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**  
Nil

**12 Matters Behind Closed Doors**  
Nil

**13 Closure**  
Meeting Closed at 11.35 am.