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- NOTE:**
- a) The Council Committee Minutes Item numbers may be out of sequence. Please refer to Section 10 of the Agenda – Information Report - Committee Decisions Under Delegated Authority for these items.
  - b) Declaration of Councillors and Officers Interest is made at the time the item is discussed.



MINUTES OF THE ORDINARY COUNCIL MEETING HELD IN THE COUNCIL CHAMBERS, 6 PATERSON STREET, MUNDIJONG ON MONDAY, 23 JULY 2012. THE SHIRE PRESIDENT DECLARED THE MEETING OPEN AT 7.00PM AND WELCOMED COUNCILLORS, STAFF AND MEMBERS OF THE GALLERY.

## 1. ATTENDANCES & APOLOGIES (including Leave of Absence):

### IN ATTENDANCE:

**COUNCILLORS:** B Moore ..... Presiding Member  
M Harris  
D Atwell  
J Kirkpatrick  
S Piipponen  
C Randall  
M Ricketts  
B Urban  
G Wilson

**OFFICERS:** Ms J Abbiss ..... Chief Executive Officer  
Mr B Gleeson ..... Director Development Services  
Mr R Gorbunow ..... Director Engineering  
Mr A Hart ..... Director Corporate Services  
Mrs S van Aswegen ..... Director Strategic Community Planning  
Mrs D Bridson ..... Agendas and Minutes Officer  
Mrs D Baldwin ..... Member of staff

**APOLOGIES:** Nil

Members of the Public - 7  
Members of the Press - 1

## 2. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE:

### David Houseman – 17 Clifton Street, Byford

Vandalism in Byford is out of control. Police find it difficult to apprehend the vandals as they abscond up the laneway.

Q1. *What has the council done in regards to closing the laneway next to the hall. Garrison style fencing would be suitable, similar to what the schools and the Anglican Church use. Cyclone fencing can be cut with pliers and is not aesthetically pleasing.*

A1. Council is currently undertaking an investigation into the laneways in Byford. This study will examine issues of subdivision of land adjoining laneways as well as the naming. A report completed by consultants has been finalised and will be presented to Council in the future.

Council at its Ordinary Meeting on 25 June 2012, considered a report relating to the Crime Risk Assessments, CPTED – Lighting Audits and CCTV Feasibility Studies. The report also addressed an item of urgent business raised by a Councillor, that Council consider the temporary closure of the laneway between Mary Street and the Town Hall Reserve with garrison type fencing.

Council has resolved (in part) the following:

*“F. Not support the closure of the laneway between the Byford Hall and Mary Street, Byford, as it would be inconsistent with objectives and visions for the future development of the Byford townsite, as outlined in Council’s adopted Byford Townsite Detailed Area Plan.”*

Roger Spencer, 292 Lightbody Road, Mardella

This question relates to the recent funding allocation for the sealing of Lightbody Road. The section that you are proposing to seal on Lightbody Road benefits no one and will only add to our dust problem.

We are not asking for more money just that you spend it where it will be of some benefit to the people who live on the road.

*Q1. Will the Shire seal the 1 km section in front of the homes on Lightbody Road?*

A1. Not in the 2012/2013 financial year.

Kay Spencer, 312 Lightbody Road, Mardella

Let me first point out that contrary to information quoted in the Examiner, there are no homes on the section of road you are proposing to seal. All of the homes affected by the dust are on the kilometre we are asking you to bitumise.

Last week I was advised that the reason the Director Engineering does not want to seal in front of our homes is because there would be the added cost of two cuts in the bitumen ends when joining the middle section at a later date.

On my observation, a minimal cut was required when laying the first kilometre to the existing bitumen. It is also my observation that minimal damage occurs to the ends of the sealed sections and minimal cuts would be required when joining.

Coupled with the fact that one cut is already required if joining from the existing bitumen. I question that the extra cost involved in the Director Engineering’s reasoning is a valid reason not to seal the section in front of our homes and put an end to our horrendous dust problems.

To my knowledge it has been the practice of other shires to seal mid sections on gravel roads in front of homes to stop the dust. The extra cost of one cut could be offset against water trucks needed in summer for dust control.

If this is part of the Director Engineering’s reasoning for not putting the sealing in front of our houses I urge Councillors to look closely at the merits of it and consider if it outweighs putting us through more summers of substandard living conditions.

*Q1. I question that the extra cost involved in Richards reasoning is a valid reason not to seal the section in front of our homes and put an end to our horrendous dust problems.*

A1. The Director of Engineering’s reasoning for not sealing the mid section on Lightbody Road in front of three residential properties is because the danger in doing patch work is a significant road safety problem due to the confusing level of speed travelled on bitumen roads versus gravel roads.

The Main Roads of WA’s (MRWA) “Application and Approval Guideline - Speed Zoning” under “1.2 Applicable Roads” and Standard AS 1742.4 -2008 - “Manual of uniform traffic control devices Part 4: Speed Controls”, in Section 2.1.2 General Principles, paragraph

(d), reference is made to the fact that unsealed roads are not speed zoned and bitumen roads have sign posted speed limits and MRWA approves these speed zones. The dangerous mix of irregular travel on sealed roads and non sealed roads creates a potential hazard where lack of vehicle stability and traction control results in failure.

Cecily Cronin, 425 Jarrah Road, Hopeland, 6125

Jarrah Road, Hopeland was nominated under the original Federal Roads to Recovery Program of 2001 – 2005. We received a sign stating this road was part of the Federal program. No work has been done.

I would like Council to ascertain:

Q1. *What was proposed when the sign was set up?*

Q2. *Why didn't it happen?*

Q3. *What action do you propose to rectify this failure to use Federal Funds?*

Note: Roads to Recovery Mark 2 is now being serviced (2009 – 2014).

A1. We have reviewed our archived notes from the year 2000 on this matter and are unable to ascertain if or when Jarrah Road was nominated for works within the period of the Roads to Recovery program running from 2000 through to 2005.

Unfortunately, the current budget that has been allocated for road upgrades does not include Jarrah Road in the near future, and will be re-evaluated in the future.

### **3. PUBLIC QUESTION TIME:**

*Public question time commenced at 7.01pm.*

Keith Whibley, 22 Cranbourne Way, Byford

The footpath along Abernethy Road between Gordon Road and Warburton Road has fallen into a state of disrepair to the point of it being unsafe to walk along. This path is used by residents of both The Glades and the Trotting Complex going into Byford. A large number of school students use it to catch school buses that stop along Abernethy Road.

Q1. When is the council going to repair this path to make it safe to use?

The Shire President stated that the question will be taken on notice and responded to in writing.

*Public question time concluded at 7.03pm.*

### **4. PUBLIC STATEMENT TIME:**

*Public statement time commenced at 7.03pm.*

Clayton Oud, 301 Lightbody Road

At the last council meeting of the 9<sup>th</sup> of July, the residents of Lightbody Rd expressed their concerns over the location of the planned next stage of sealing on Lightbody Rd.

Due to a lack of communication and consultation our frustration was heightened, resulting in the Director of Engineering being unfairly singled out by us for criticism.

For this I apologise to Mr Gorbunow as it was unfair to him.

I would also like to add that my dealings with the Engineering Department go back some years on the Lightbody Rd saga and prior to Mr Gorbunow joining the Shire the department was in a dysfunctional state lacking in both expertise and direction, due in a large part to the priorities of past councils.

An Engineering Department that gave estimates of \$1,000,000 per kilometre plus the cost of earthworks to seal Lightbody and also believed that it would be a saving to the Shire to tear up sealed roads and revert them back to unsealed roads, both suggestions I am sure the present Engineering Department would scoff at.

So whilst I will continue to dispute the decision not to seal in front of the homes on Lightbody Rd, I do acknowledge that since joining the Shire, Mr Gorbunow has been doing a difficult job in bringing the general standard of road infrastructure in the Shire into the 21<sup>st</sup> century.

Nick De Vries, 3 Sheridan Lane, West Perth - NS Projects on behalf of Gold Fusion - OCM007/07/12

We acknowledge the position taken by the reporting officer in relation to concerns over the use of Reilly Road by oversized vehicles for the proposed timber plantation harvesting. However, we wish to raise our disappointment that none of the issues identified in the report have been raised, or consultation undertaken, with the landowner to allow an opportunity for these issues to be addressed prior to the report and recommendation going before Council.

The report identifies three key factors in making the recommendation:

1. Potential damage to the road surface
2. Consultation with the neighbouring resident
3. Safety concerns over the use of Reilly Road and the intersection with South Western Highway

We would like to address these items as follows:

1. In relation to potential damage to the road surface, it is fully expected and considered reasonable that any damage to Reilly Road that may arise from the use by oversized vehicles be made good or rectified by the landowner as appropriate. We are happy to accept a requirement for a “make good” condition, but would highlight that the road serves only as an access to the landowner’s property, as well as providing access to the single residential tenancy within the property (which uses only the first approximately 50m length of the road).
2. In relation to the consultation undertaken with the residential property (on Lot 302), the property forms part of the wider landholding and the occupant is in fact a tenant of the landowner (not owner occupier as stated in the report). The tenant has since provided confirmation advising that they are happy to work with the landowner in relation to the use of Reilly Road by oversized vehicles for the proposed harvesting to manage any access or safety concerns.
3. In relation to safety concerns raised, it is considered that reasonable measures can be implemented by the landowner (in consultation with the Shire) to mitigate safety concerns, including use of signage and imposed speed limits etc, particularly given the harvesting timeframe involved (approximately 2 months) and limited vehicle movements forecast per day (approximately 7 vehicles). We request that the opportunity be provided to review safety concerns with the Shire’s Engineering Officers to attempt to resolve. Further, the report appears to form a position on behalf of Main Roads regarding non-

acceptability of use of the intersection with South Western Highway. We believe that Main Roads should be given the opportunity to review and verify this.

In summary, we are seeking the opportunity to work with the Shire to address any concerns regarding the use of oversized vehicles on Reilly Road, which we believe can be resolved with appropriate temporary measures and application of Shire conditions on approval. We therefore respectfully request that rather than an outright refusal of the application 'Option 1' (providing conditional support) be considered by the Council.

Keith Whibley, 22 Cranbourne Way, Byford

Mr Whibley gave council notice that there is a petition going around the Byford area as residents are unhappy about the increase in rates, especially people that live in The Glades Estate. The petition will be tabled at the Council meeting scheduled for 23 August 2012.

The Shire President advised that Council are aware of concerns regarding the increase in rates and that Council are mindful of the impact of the increase.

*Public statement time concluded at 7.10pm.*

**5. PETITIONS & DEPUTATIONS:**

Nil

**6. PRESIDENT'S REPORT:**

Nil.

**7. DECLARATION OF COUNCILLORS AND OFFICERS INTEREST:**

Nil

**8. RECEIPTS OF MINUTES OR REPORTS AND CONSIDERATION FOR RECOMMENDATIONS:**

**8.1 Special Council Meeting – 29 June 2012**

Moved Cr Urban, seconded Cr Wilson

The attached minutes of the Special Council Meeting held on 29 June 2012 be confirmed. ([E12/4039](#))

CARRIED 9/0

**8.2 Special Council Meeting – 3 July 2012**

Moved Cr Urban, seconded Cr Wilson

The attached minutes of the Special Council Meeting held on 3 July 2012 be confirmed. ([E12/4041](#))

CARRIED 9/0

**8.3 Ordinary Council Meeting – 9 July 2012**

Moved Cr Urban, seconded Cr Kirkpatrick

The attached minutes of the Ordinary Council Meeting held on 9 July 2012 be confirmed. ([E12/4276](#))

CARRIED 9/0



## 9. MOTIONS OF WHICH NOTICE HAS BEEN GIVEN:

OCM006/07/12	PROPOSED ROAD CLOSURE – LOT 12 JARRAHDAL ROAD, JARRAHDAL (SJ1076)
Author:	Casey Rose – Planning Assistant
Senior Officers:	Michael Daymond – Acting Manager Statutory Planning Brad Gleeson – Director Development Services
Disclosure of Officers Interest	No officer involved in the preparation of this report is required to declare an interest in accordance with the provisions of the Local Government Act

Proponent: Ron Heeks  
 Owner: Ron Heeks  
 Date of Receipt: 15 August 2011  
 Lot Area: 11.3 ha  
 Town Planning Scheme No. 2 Zoning: Rural  
 Metropolitan Region Scheme Zoning: Rural

### EXECUTIVE SUMMARY

The Shire has received a request from the owner of Lot 12 Jarrahdale Road for the partial closure of an unconstructed road reserve adjoining the eastern lot boundary. The unconstructed road reserve is 239 metres in length. The landowner seeks support to close 50 – 80 metres at the end of the road reserve. The owner advises that their preferred site to build a future dwelling is located near the eastern boundary, accessible from the unconstructed road. The future dwelling site has been selected due to views and topography. It is recommended that Council conditionally support the partial closure of the road.

### RELEVANT PREVIOUS DECISIONS OF COUNCIL

There is no previous Council decision relating to this issue.

### COMMUNITY / STAKEHOLDER CONSULTATION

Under the *Land Administration Act 1997* and the *Land Administration Regulations 1998*, should the proposed road closure be supported by Council, advertising to relevant surrounding landowners and government agencies is required for a period of 35 days.

### REPORT

#### Background

Lot 12 is zoned 'Rural' under the Shire's Town Planning Scheme No.2 (TPS 2) and was created as part of the subdivision of part Lot 546 and part Lot 140 Jarrahdale Road in 2001. The unconstructed road was in place prior to this subdivision and historical information indicates the road existed before the 1970's. The existing length of road is 239 metres and forms a 10 metre wide road reserve between Lot 12 and adjoining Lot 6 on Jarrahdale Road.

The landowner purchased the property in 2001 and to date the property has remained generally vacant other than an outbuilding approved in 2006. A history of aerial photography indicates a row of trees were planted within the road reserve around 2004 and these trees now restrict use of the section of road the landowner is now requesting partial closure of. The applicant advises they intend on building a dwelling adjacent to the unconstructed road reserve in the future.

The subject land has an existing entry point off Jarrahdale Road in the north western boundary with the unconstructed road running along the north-east boundary and would be reasonably trafficable although a crossover upgrade would be required. The unconstructed road has had a farm gate erected and locked preventing entry onto the unconstructed, yet gazetted road. A check of the Shire's Reserves information reveals that a gate licence has not been issued for this. This matter is the subject of a separate compliance investigation.

### Proposed Dwelling

The landowner proposes building a residence 20 metres from the existing fence line currently separating Lot 12 and Lot 6. This position is favoured by the landowner due to topography and distance from Jarrahdale Road. The proposed 20 metre setback would therefore entail the 10 metres of the existing road reserve, thus reducing the actual secondary street side back to 10 metres should the road ultimately be constructed or fenced. To date, no application for a dwelling has been lodged. The Shire is able to permit a variation to the minimum setback to the proposed dwelling, through the lodgement of a formal development application in the future.

It is noted that should the formal road closure process ultimately be supported by State Land Services, the portion of road will need to be amalgamated into one or both adjoining parcels of land which will require a valuation and subsequent sale of land to either or both parties. As the landowner seeks only a partial closure, it would not be permitted to keep the other portion of the road locked unless a gate licence was also granted.

### Options

There are two options available to Council when dealing with this proposal as follows:

- Option 1: Support the partial road closure request and advertise in accordance with the *Land Administration Act 1997* and the *Land Administration Regulations 1998*; or
- Option 2: Not support the request and advise the applicant accordingly.

### Conclusion

It is therefore recommended Council support the request to partially close the road reserve.

## **ATTACHMENTS**

- [OCM006.1/07/12](#) - Locality plan (E12/3733)
- [OCM006.2/07/12](#) - 2010 Aerial photo (E12/3745)
- [OCM006.3/07/12](#) - 2012 Aerial photo depicting portion of road (E12/3735)

## **ALIGNMENT WITH OUR PLAN FOR THE FUTURE**

The proposal is consistent with the Plan for the Future.

## **STATUTORY ENVIRONMENT**

- *Land Administration Act 1997* - Section 58
- *Land Administration Regulations 1998* - Regulation 9

## **FINANCIAL IMPLICATIONS**

Council's annual fees and charges nominate fees to be incurred by the applicant should Council support the formal progression of a road closure request.

## **VOTING REQUIREMENTS**

**ABSOLUTE MAJORITY**





### **OCM006/07/12 COUNCIL DECISION/Officer Recommendation**

**Moved Cr Urban, seconded Cr Harris**

**That Council supports the partial proposed road closure as depicted on attachment OCM006.3/07/12.**

**CARRIED BY ABSOLUTE MAJORITY 9/0**

OCM007/07/12	OVERSIZE VEHICLE APPLICATION – REILLY ROAD, WHITBY (P08578)
Author	Richard Gorbunow - Director Engineering
Senior Officer:	Brad Gleeson - Acting Chief Executive Officer
Disclosure of Officers Interest	No officer involved in the preparation of this report is required to declare an interest in accordance with the provisions of the Local Government Act

### **EXECUTIVE SUMMARY**

An application has been made by Bunbury Fibre Exports Pty Ltd, seeking Council approval to access Location 28 on Reilly Road, Whitby, using multi-combination vehicles up to 27.5 metres to cart approximately 13,000 to 15,000 tonnes of harvest timber from the Whitby Plantation which is only accessible from Reilly Road to South Western Highway from 15 July to 30 October 2012. It is recommended that the application not be approved.

### **RELEVANT PREVIOUS DECISIONS OF COUNCIL**

There is no previous Council decision relating to this issue.

### **COMMUNITY/STAKEHOLDER CONSULTATION**

The owner occupier of adjacent Lot 302, the only property that has ingress/egress from Reilly Road to their property was consulted. They advise that they do not support permitting road trains on Reilly Road.

### **REPORT**

#### **Background**

The applicant advises that the plantation was previously owned by Iluka Mundijong Plantation and the last harvest was done in 2003 to salvage some areas burnt in the bushfire and to thin the remainder. That operation was carried out by the WA Plantation Resources and all the timber exited the plantation via Reilly Road onto South Western Highway to Pinjarra, and then to Bunbury. The rate of harvest is estimated to be at 350 tonnes per day which equates to seven loads. Any application to use oversize vehicles on Council controlled roads requires Council consent to obtain a permit issued by Main Roads Western Australia (MRWA). Reilly Road is approximately 400m long of unformed gravel road with one residential access. This section of the road is not wide enough for road train movements. The entire length of Reilly Road and the intersection of Reilly Road and South Western Highway do not meet MRWA guidelines for multi-combination vehicles.

#### **Options**

There are two options available to Council when dealing with this proposal as follows:

Option 1: Support the applications with conditions; or

Option 2: Not support the request.

Option 2 is recommended.

### Conclusion

The use of road trains on Reilly Road will result in damage to road surface, including verges. The proposed route was inspected by the Director Engineering and does not meet the stringent MRWA guidelines for multi-combination vehicles criteria. It is therefore recommended Council do not support the request.

### ATTACHMENTS

- [OCM007.1/07/12](#) - Haulage application
- [OCM007.2/07/12](#) - Aerial photo

### ALIGNMENT WITH OUR PLAN FOR THE FUTURE

Ensure a safe and secure community, provide and maintain a safe road network and facilitate effective movement of traffic, cyclists, and pedestrian users on Shires roads.

### STATUTORY ENVIROMENT

The operation of permit vehicles is controlled by MRWA on the basis of recommendations provided by Council.

- *Road Traffic Act WA*
- *Road Traffic Act Vehicle Standards* regulations
- MRWA – Concessional Loading Scheme requirements

### FINANCIAL IMPLICATIONS

The increased gross combination mass of road trains will result in an increase in road damage.

### VOTING REQUIREMENTS

Simple Majority

### OCM007/07/12 COUNCIL DECISION/Officer Recommendation

Moved Cr Kirkpatrick, seconded Cr Harris proforma  
That Council:

1. Does not approve the use of oversize vehicles, up to 27.5 metres in length, to access 'Whitby Plantation' on Reilly Road, Whitby.
2. Advise Main Roads Western Australia of Council's decision.

**CARRIED 9/0**

OCM008/07/12	WRITE OFF OF SUNDRY DEBTORS – JULY 2012 (A0877)
Author:	Kelli Hayward – Financial Accountant
Senior Officers:	Casey Mihovilovich – Executive Manager Finance Alan Hart – Director Corporate Services
Disclosure of Officers Interest	No officer involved in the preparation of this report is required to declare an interest in accordance with the provisions of the Local Government Act if no interest OR state your interest

### RELEVANT PREVIOUS DECISIONS OF COUNCIL

There is no previous Council decision relating to this issue.

## COMMUNITY / STAKEHOLDER CONSULTATION

No community consultation was required.

## REPORT

As part of the normal business activity of the Shire, debtor invoices are issued to individuals/corporations where in the opinion of the Shire a debt is owed to the Shire.

It is prudent financial management that the Shire review monies owed and if the debt is considered uncollectable, the amount be written off by Council as a bad debt.

Debtor Code	Invoice Number	Date of Invoice	Amount (GST exclusive)	Reason
956	6055	10/01/2012	\$ 668.00	Invoice was for the collection of dumped rubbish in conjunction with a litter penalty. Contact has been attempted on a number of occasions with no response.
SUN02004	5874	15/08/2011	\$ 11.69	Total invoice was for \$112.86 (incl. GST); \$100 was received on 04/11/11.
916	5898	6/09/2011	\$ 307.80	Invoice was for Ranger callout for dog attack and impound of wandering dog. Contact has been attempted on a number of occasions with no response, unable to find current address for debtor.
907	5819	23/06/2011	\$ 6,325.00	Debtor has filed for bankruptcy, it is not expected that we will receive the funds through the administration process.
<b>TOTAL</b>			<b>\$ 7,312.49</b>	

## ALIGNMENT WITH OUR PLAN FOR THE FUTURE

Regularly reviewing monies owed to the Shire, helps the Shire to exercise responsible financial and asset management cognizant of being a hyper-growth Council in line with the Plan for the Future.

## STATUTORY ENVIRONMENT

Section 6.12(1)(c) of the *Local Government Act 1995* - Power to Defer, Grant Discounts, Waive or Write Off Debts states:

*“A local government may write off any amount of money, which is owed to the local government.”*

## FINANCIAL IMPLICATIONS

The financial implications to Council will result in a write off of \$7,312.49. The Shire has an annual budget allocation of \$4,000; the additional \$3,312.49 will be covered by savings in other expenditure areas of the Governance program.

**VOTING REQUIREMENTS****ABSOLUTE MAJORITY****OCM008/07/12 COUNCIL DECISION/Officer Recommendation**

Moved Cr Harris, seconded Cr Ricketts  
That Council writes off the following Sundry Debtors:

Debtor Code	Invoice Number	Date of Invoice	Amount (GST exclusive)	Reason
956	6055	10/01/2012	\$ 668.00	Invoice was for the collection of dumped rubbish in conjunction with a litter penalty. Contact has been attempted on a number of occasions with no response.
SUN02004	5874	15/08/2011	\$ 11.69	Total invoice was for \$112.86 (incl GST), \$100 was received on 04/11/11.
916	5898	6/09/2011	\$ 307.80	Invoice was for Ranger callout for dog attack and impound of wandering dog. Contact has been attempted on a number of occasions with no response, unable to find current address for debtor.
907	5819	23/06/2011	\$ 6,325.00	Debtor has filed for Bankruptcy, it is not expected that we will receive the funds through the Administration process.
<b>TOTAL</b>			<b>\$ 7,312.49</b>	

**CARRIED BY ABSOLUTE MAJORITY 9/0**

OCM009/07/12	CONFIRMATION OF PAYMENT OF CREDITORS (A0917)
Author:	Erin Noble - Finance Officer
Senior Officers:	Alan Hart - Director Corporate Services
Disclosure of Officers Interest	No officer involved in the preparation of this report is required to declare an interest in accordance with the provisions of the Local Government Act

**EXECUTIVE SUMMARY**

The *Local Government (Financial Management) Regulations 1996* requires the Local Government to prepare a list of accounts paid by the Chief Executive Officer each month.

**RELEVANT PREVIOUS DECISIONS OF COUNCIL**

There is no previous Council decision relating to this issue.

**COMMUNITY / STAKEHOLDER CONSULTATION**

No community consultation was required.

**REPORT**

## Proposal

In accordance with the *Local Government (Financial Management) Regulations 1996* 13(1), Schedules of all payments made through the Council's bank accounts are presented to Council for their inspection. The list includes details for each account paid incorporating:

- a) Payees name;
- b) The amount of the payment;
- c) The date of the payment; and
- d) Sufficient information to identify the transaction.

Invoices supporting all payments are available for the inspection of Council. All invoices and vouchers presented to Council have been certified as to the receipt of goods and the rendition of services and as to prices, computations and costing and that the amounts shown were due for payment, is attached and relevant invoices are available for inspection.

## Conclusion

It is recommended that Council receives the payments authorised under delegated authority and detailed in the list of invoices for period of 21 May 2012 to 30 June 2012, as per attachment OCM009.1/07/12 - Creditor List of Accounts 21 May 2012 to 30 June 2012 including Creditors that have been paid and in accordance with the *Local Government (Financial Management) Regulations 1996*.

## **ATTACHMENTS**

- [OCM009.1/07/12](#) - A copy of the vouchers numbered Cheque 42461 to Cheque 42578 and EFT26948 TO EFT 27387 totalling \$3,021,084.96 for the period of 21 May 2012 to 30 June 2012

## **ALIGNMENT WITH OUR PLAN FOR THE FUTURE**

Council's Plan for the Future has placed an emphasis on exercising responsible financial management.

## **STATUTORY ENVIRONMENT**

Section 5.42 and 5.45(2) of the *Local Government Act 1995* states that the Local Government may delegate some of its powers to the Chief Executive Officer. Council have granted the Chief Executive Officer Delegated Authority CG07 - Payments from Municipal and Trust Fund.

Regulation 13 of the *Local Government (Financial Management) Regulations 1996* as amended requires the Local government to prepare a list of accounts paid by the Chief Executive Officer each month, showing:

- (a) The payee's name;
- (b) The amount of the payment;
- (c) The date of the payment; and
- (d) Sufficient information to identify the transaction.

## **FINANCIAL IMPLICATIONS**

All payments that have been made are in accordance with the purchasing policy and within the approved budget, and where applicable budget amendments, that have been adopted by Council.

**VOTING REQUIREMENTS**

Simple Majority

**OCM009/07/12 COUNCIL DECISION/Officer Recommendation**

**Moved Cr Kirkpatrick, seconded Cr Atwell**

**That Council receives the payments authorised under delegated authority and detailed in the list of invoices for period of 21 May 2012 to 30 June 2012, as per attachment OCM009.1/07/12 - Creditor List of Accounts 21 May 2012 to 30 June 2012 including Creditors that have been paid and in accordance with the *Local Government (Financial Management) Regulations 1996*.**

**CARRIED 9/0**



**10. INFORMATION REPORTS:**

OCM010/07/12	CHIEF EXECUTIVE OFFICER INFORMATION REPORT
Author:	Trish Kursar - Personal Assistant to the Chief Executive Officer
Senior Officers:	Brad Gleeson - Acting Chief Executive Officer
Disclosure of Officers Interest	No officer involved in the preparation of this report is required to declare an interest in accordance with the provisions of the Local Government Act if no interest OR state your interest

The purpose of this report and associated attachments is to provide information to Councillors relating to recent activity regarding operational matters that need to be reported to Council either through a statutory mechanism or as information. The following details are provided to Councillors for information only.

**ATTACHMENTS**

- [OCM010.1/07/12](#) - Policy Forum Agenda June 2012 (E12/332)
- [OCM010.2/07/12](#) - Seal Register Report May 2012 (E02/5614)
- [OCM010.3/07/12](#) - Agenda - WALGA Peel Zone, 28 June 2012 (IN12/9383)
- [OCM010.4/07/12](#) - Agenda - WALGA South East Metro Zone, 27 June 2012 (IN12/9604)
- [OCM010.5/07/12](#) - Agenda - WALGA State Council, July 2012 (IN12/8727)

**VOTING REQUIREMENTS**          Simple Majority

**OCM010/07/12 COUNCIL DECISION/Officer Recommendation**

**Moved Cr Kirkpatrick, seconded Cr Ricketts**  
**That Council accept the Acting Chief Executive Officer Information Report for June 2012.**  
**CARRIED 9/0**

OCM011/07/12	DEVELOPMENT SERVICES INFORMATION REPORT
Author:	Various
Senior Officers:	Jason Robertson – Manager Building Services Tony Turner – Manager Health, Rangers and Compliance Michael Daymond – Acting Manager Statutory Planning Brad Gleeson – Director Development Services
Disclosure of Officers Interest	No officer involved in the preparation of this report is required to declare an interest in accordance with the provisions of the Local Government Act.

The purpose of this report and associated attachments is to provide information to Councillors relating to recent activity regarding operational matters that need to be reported to Council either through a statutory mechanism or as information. The following details are provided to Councillors for information only.

**ATTACHMENTS**

- [OCM011.1/07/12](#) - Building - Delegated Authority
- [OCM011.2/07/12](#) - Health, Rangers and Development Compliance - Delegated Authority
- [OCM011.3/07/12](#) - Statutory Planning - Delegated Authority
- [OCM011.4/07/12](#) - Statutory Planning Report tabling Scheme Amendments, Local Planning Policies and Local Structure Plans

**VOTING REQUIREMENTS**          Simple Majority

**OCM011/07/12 COUNCIL DECISION/Officer Recommendation**

**Moved Cr Urban, seconded Cr Kirkpatrick  
That Council accept the Development Services Information Report for June 2012.  
CARRIED 9/0**

OCM012/07/12	ENGINEERING SERVICES INFORMATION REPORT (A1917)
Author:	Various
Senior Officers:	Craig Wansbrough – Project Manager (Water Sensitive Urban Design) Strini Govender – Manager Infrastructure and Design Dave Gossage – Manager Emergency Services Richard Gorbunow - Director Engineering
Disclosure of Officers Interest	No officer involved in the preparation of this report is required to declare an interest in accordance with the provisions of the Local Government Act.

The purpose of this report and associated attachments is to provide information to Councillors relating to recent activity regarding operational matters that need to be reported to Council either through a statutory mechanism or as information. The following details are provided to Councillors for information only.

**ATTACHMENTS**

- [OCM012.1/07/12](#) – South Western Highway Workshop Summary

**VOTING REQUIREMENTS**          Simple Majority

**OCM012/07/12 COUNCIL DECISION/Officer Recommendation**

**Moved Cr Randall, seconded Cr Ricketts  
That Council accept the Engineering Services Information Report for June 2012.  
CARRIED 9/0**

OCM013/07/12	CORPORATE SERVICES INFORMATION REPORT
Author:	Various
Senior Officers:	Alan Hart - Director Corporate Services
Disclosure of Officers Interest	No officer involved in the preparation of this report is required to declare an interest in accordance with the provisions of the Local Government Act

**DELEGATED AUTHORITY (A0039-02)**

22/05/2012	CG07	Payment of EFT26948 to EFT26949	25,218.31	CM & SvA
23/05/2012	CG07	Payment of EFT26950	50.00	CM & AH
24/05/2012	CG07	Payroll	248,030.03	CM & SVA
15/05/2012	CG19	Withdrawal of Municipal Investment Account Number # 143818532	260482.60	AH & SVA
28/05/2012	CG19	Reinvestment of Investment Account Number 143432698 for the purpose of Restricted Funds – Byford Central Stage 6A outstanding street trees	13,322.72	AH & BG
28/05/2012	CG19	Reinvestment of Investment Account Number 143432748 for the purpose of Restricted Funds – Byford Central Stage	11,657.39	AH & BG

		6A Road Works Road Intersection Roads 43&48		
24/05/2012	CG07	Payment of EFT26951 to EFT27028	465,952.32	CM & SvA
24/05/2012	CG07	Payment of Cheque 42461 to 42468	17,187.45	BG & CM
24/05/2012	CG07	Payment of Cheque 42469 to 42470	3,975.75	BG & CM
28/05/2012	CG07	Payment of EFT27029	4,424.62	CM & AH
29/05/2012	CG07	Payment of EFT27030	954.04	CM & AH
30/05/2012	CG19	Reinvestment of Investment Account Number # 9981-43928	253,200.23	AH & BG
31/05/2012	CG07	Payment of EFT27031 to EFT27102	307,042.57	CM & AH
08/06/2012	CG07	Payment of EFT27103 to EFT27105	48,820.56	CM & AH
05/06/2012	CG19	Withdrawal of Municipal Investment Account Number 969132533	313,296.85	AH & SVA
05/06/2012	CG19	Reinvestment of Investment Account Number 145266714 for the purpose of Municipal Funds	507,836.67	AH & SVA
06/06/2012	CG07	EFT27106	CANCELLED	CANCELLED
07/06/2012	CG07	Payment of EFT27107 to EFT27148	245,494.09	CM & AH
07/06/2012	CG07	Payment of EFT27149	74,219.97	CM & AH
07/06/2012	CG07	Payment of EFT27150	239.65	CM & AH
07/06/2012	CG07	Payment of EFT27151	50.00	CM & AH
11/06/2012	CG19	Withdrawal of Municipal Investment Account Number 968922111	523,847.36	AH & BG
12/06/2012	CG19	Withdrawal of Municipal Investment Account Number 969046109	523,128.60	AH & BG
14/06/2012	CG19	Investment of Investment Account Number 146159538 for the purpose of Restricted Funds – L3 Alexander Road Stage 3	57,125.57	BG & SVA
14/06/2012	CG19	Investment of Investment Account Number 144244100 for the purpose of Reserve Funds	242,531.26	BG & SVA
15/06/2012	CG07	Payment of EFT27152 to EFT27232	855,157.41	CM & AH
15/06/2012	CG07	Payment of Cheque 42498 to 42525	26,771.05	CM & BG
16/06/2012	CG07	Payment of Cheque 42526	963.90	BG & RG
18/06/2012	CG19	Reinvestment of Investment Account Number 144306511 for the purpose of Restricted Funds – Grange Meadows	50,117.72	AH & SVA
18/06/2012	CG19	Payment of EFT27233	159.22	CM & BG
19/06/2012	CG19	Payment of EFT27234 to EFT27235	6,906.75	CM & BG
20/06/2012	CG19	Reinvestment of Investment Account Number 998178872 for the purpose of Municipal Funds	20,294.60	AH & BG
20/06/2012	CG19	Reinvestment of Investment Account Number 983022496 for the purpose of Municipal Funds	8,145.03	AH & BG
21/06/2012	CG07	Payroll	278,754.03	CM & BG
21/06/2012	CG19	Payment of EFT27236 to EFT27339	400,869.09	CM & BG
19/06/2012	CG19	Payment of Cheque 42527 to 42564	50,801.65	CM & BG
22/06/2012	CG19	Payment of EFT27240 to EFT27341	26,305.15	BG & AH
25/06/2012	CG19	Reinvestment of Investment Account Number 997649134 for the purpose of Municipal Funds	943,144.13	AH & BG
25/06/2012	CG19	Reinvestment of Investment Account Number 997395795 for the purpose of Restricted Funds – L3 Thomas Rd	29,029.34	AH & BG

		Byford Maintenance of Landscaping (Goldlight Holdings)		
25/06/2012	CG19	Reinvestment of Investment Account Number 997395832 for the purpose of Restricted Funds – L3 Thomas Rd Byford Water Quality (Goldlight Holdings)	64,171.05	AH & BG
25/06/2012	CG19	Reinvestment of Investment Account Number 143995470 for the purpose of Restricted Funds – L181 Brown Street Byford Area C	15,058.68	AH & BG
26/06/2012	CG19	Investment of Investment Account Number 9699-44697 for the purpose of Municipal Funds	500,000.00	AH & BG
27/06/2012	CG19	Payment of EFT27242	954.04	BG & AH
29/06/2012	CG07	Payment from Municipal Bank Account to Trust Bank Account for the Month of	43,405.62	BG & SVA
29/06/2012	CG19	Payment of EFT27243 to EFT27386	326,223.39	BG & AH
29/06/2012	CG19	Payment of Cheque 42565 to 42577	97,244.17	BG & AH
29/06/2012	CG19	Payment of Cheque 42578	1,629.00	BG & AH

**VOTING REQUIREMENTS** Simple Majority**OCM013/07/12 COUNCIL DECISION/Officer Recommendation**

**Moved Cr Urban, seconded Cr Harris  
That Council receive the Corporate Services Information Report for June 2012.  
CARRIED 9/0**

**11. URGENT BUSINESS:**

OCM014/07/12	WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION 2012 ANNUAL GENERAL MEETING (A1164)
Author:	Trish Kursar - Personal Assistant to the Chief Executive Officer
Senior Officers:	Joanne Abbiss - Chief Executive Officer
Disclosure of Officers Interest	No officer involved in the preparation of this report is required to declare an interest in accordance with the provisions of the Local Government Act

**EXECUTIVE SUMMARY**

Agendas for the Western Australian Local Government Association (WALGA) Annual General Meeting to be held on 1 August 2012 have been distributed.

**RELEVANT PREVIOUS DECISIONS OF COUNCIL**

There is no previous Council decision relating to this application/issue.

**COMMUNITY / STAKEHOLDER CONSULTATION**

No community consultation is required.

**REPORT**

The Serpentine Jarrahdale Shire, under the single association structure, has voting rights as a member of the South East Metropolitan Zone. Council's voting delegates are currently the President and Deputy President. Council delegates are to attend the 2012 Annual General Meeting on Wednesday, 1 August 2012 at 1.30pm.

The Annual General Meeting of WALGA has a number of agenda items which Council will need to provide direction to their nominated delegates on. These items are as follows:

- 4.1 Transport Contributions from Heavy Vehicles Users (05-006-03-0001 ID)
- 4.2 Consultation Process with State Government (04-001-03-0001 TB)
- 4.3 Revaluation of Unimproved Valuation (UV) Land (05-034-01-0001 TB)

**ATTACHMENTS**

- [OCM014.1/07/12](#) - Western Australian Local Government Association 2012 Annual General Meeting Agenda (E12/9187).

**ALIGNMENT WITH OUR PLAN FOR THE FUTURE**

Council's Plan for the Future has placed an emphasis on Council taking a leadership role and advocating for changes to State Government policy that will improve outcomes for our community. Attendance at the Annual General Meeting will enable the Shire to have an input into the policy direction of WALGA.

**FINANCIAL IMPLICATIONS**

There are no financial implications.

**VOTING REQUIREMENTS**          Simple Majority

**OCM014/07/12 OFFICER RECOMMENDED RESOLUTION**

**1. Council delegates are to vote the following way on items on the 2012 Local Government Association Annual General Meeting Agenda:**

- 4.1 Transport Contributions from Heavy Vehicles Users – Support**
- 4.2 Consultation Process with State Government Users – Support**
- 4.3 Revaluation of Unimproved Valuation (UV) Land - Support**

**OCM014/07/12 COUNCIL DECISION/ New Motion**

**Moved Cr Kirkpatrick, seconded Cr Ricketts  
That Council:**

**1. Nominate Councillor Harris and Councillor Randall to attend the 2012 Local Government Association Annual General Meeting on 1 August 2012.**

**2. Delegates are to vote the following way on items on the 2012 Local Government Association Annual General Meeting Agenda:**

- 4.1 Transport Contributions from Heavy Vehicles Users - Support**
- 4.2 Consultation Process with State Government Users - Support**
- 4.3 Revaluation of Unimproved Valuation (UV) Land - Support**

**CARRIED 9/0**

**12. COUNCILLOR QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN:**

**13. CLOSURE:**

There being no further business the meeting closed at 7.42pm.

I certify that these minutes were confirmed at the Ordinary Council Meeting held on 13 August 2012.

.....  
Presiding Member

.....  
Date