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Agenda for the Ordinary Meeting of the Yalgoo Shire Council,
to be held in the Paynes Find Community Centre,
on Thursday 28 October 2010, commencing at 11.00 am.

1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

2. RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE

MEMBERS

STAFF

GUESTS

OBSERVERS

LEAVE OF
ABSENCE

APOLOGIES

3. DISCLOSURE OF INTERESTS

Disclosures of interest made before the Meeting

4. PUBLIC QUESTION TIME

4.1 RESPONSE TO QUESTIONS TAKEN ON NOTICE

4.2 QUESTIONS WITHOUT NOTICE

5. MATTERS FOR WHICH THE MEETING MAY BE CLOSED

6. APPLICATIONS FOR LEAVE OF ABSENCE

7. ANNOUNCEMENTS CONCERNING MEETINGS ATTENDED

7.1 PRESIDENT

7.2 COUNCILLORS

8. CONFIRMATION OF MINUTES

8.1 ORDINARY COUNCIL MEETING

BACKGROUND

Minutes of the Ordinary Meeting of Council have previously been circulated to all Councillors.

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION

That the Minutes of the Ordinary Council Meeting held on 30 September 2010 be confirmed.

9. MINUTES OF COMMITTEE MEETINGS

9.1 LOCAL EMERGENCY MANAGEMENT COMMITTEE (LEMC) MEETING HELD 28 SEPTEMBER 2010

File: E7-1
Author: Sharon Daishe, CEO
Interest Declared: No interest to disclose
Date: 19 October 2010
Attachments: p. Minutes of the LEMC Meeting held 28 September 2010
separate Local Emergency Management Arrangements (LEMA) – note this document is provided separately for ongoing reference.

(yellow)

MATTER FOR CONSIDERATION

To receive the minutes of the LEMC meeting held 28 September 2010 and adopt the Local Emergency Management Arrangements as endorsed by the committee.

BACKGROUND

Council appointed an emergency management committee (LEMC) via resolution C2010-0142, following the first LEMC meeting on 1 December 2009. Draft emergency management arrangements (LEMA) were subsequently prepared and circulated for comment before the LEMC met on 28 September 2010 to consider amendments and adopt the draft.

STATUTORY ENVIRONMENT

- Emergency Management Act
- State Emergency Management Committee Policies

STRATEGIC IMPLICATIONS

POLICY IMPLICATIONS

FINANCIAL IMPLICATIONS

Nil

CONSULTATION

Local Emergency Management Committee

COMMENT

The Local Emergency Management Arrangements (LEMA) is a working document to be improved and developed over time. The next meeting of the Local Emergency Management Committee (LEMA) will be at 11am on Tuesday 26 April 2011.

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION

That Council receives the minutes of the Local Emergency Management Committee Meeting held Tuesday 28 September 2010 and adopts the Local Emergency Management Arrangements as endorsed by the LEMC at that meeting.

10. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

11. REPORTS OF OFFICERS

11.0 MATTERS BROUGHT FORWARD

11.1 WORKS

11.1.1 Works Activity Report – September 2010

File:

Author: Cliff Hodder, Works Foreman

Interest Declared: No interest to disclose

Date: 20 October 2010

Attachments: None

MATTER FOR CONSIDERATION

Works report for the past month.

BACKGROUND

Overview of works for the past month.

STATUTORY ENVIRONMENT

None

STRATEGIC IMPLICATIONS

None

POLICY IMPLICATIONS

None

FINANCIAL IMPLICATIONS

None

CONSULTATION

None

COMMENT

a) Construction

- Reform and gravel sheet the Yalgoo Ninghan road ready for water binding
- Constructed stone and cement wall to floodway on the Yalgoo Ninghan Road as per this year's program.
- Completed construction to the Yalgoo- Morawa Road ready for water binding.

b) Maintenance

- Maintenance grading on the North roads these include Dalgara, Melangata and Jingemarra roads.
-

c) Plant and equipment

- Unfortunately on the weekend of 09/10 October 2010 we had a break in to the works depot. An extensive amount of damage was caused to vehicles, heavy plant and the works

crew staff room. This incident is currently in the hands of the Police, thereby leading to some down time for the crew.

- d) Private Work
 - nil this month.
- e) Tip
 - nil this month.
- f) Other
- g) Earthwork to water playground for shelters.

OFFICER RECOMMENDATION

That Council receives the works report for the period ended September 2010.

11.2 DEVELOPMENT

11.3 FINANCE

11.3.1 Deputy CEO Activity Report for the Month of August 2010

File: N/A
 Author: Heide Duffey, Senior Administration Officer
 Interest Declared: No interest to disclose
 Date: 20 October 2010
 Attachments: None

INVESTMENTS

Fund	Institution	Invested	Due	Interest Rate %	Amount Due	Govt guarantee
Municipal	NAB	varying		Up to 3%		Yes
Reserve	NAB	890,760.89		5.29	894,055.48	No
Reserve	Suncorp	1,095,744.04		5.81	1,100,877.53	No

Comparative investment rates

WA Treasury (Overnight):	4.50
WA Treasury 30 days:	4.45
Macquarie 30 Days	5.50

WOMEN IN LOCAL GOVERNMENT

On Friday 15 October 2010 Councillor Valenzuela and myself attend the Women in Local Government Conference in Dongara. The theme for this conference was Aspire to Aspire and may I say the guest

speakers were certainly able to inspire all of us at different levels and also relate to issues that have required a lot of juggling to reach our goals. The networking is always very beneficial at this type of gathering and the catering was a bonus.

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION

That the Deputy CEO’s Activity Report for September 2010 be received.

11.3.2 Financial Activity Statements for September 2010

File:

Author: Violet Rowe, Deputy CEO

Interest Declared: No interest to disclose

Date: 19 October 2010

Attachments: Financial Activity Statements for September 2010

(green) P 20-24 Balance Sheet

P 25-35 Income Statement Detail

P 36 Income Statement Summary by Program

P 37 Income Statement by Nature & Type

P 38 Trust Balance sheet

P 39 Material Variance

MATTER FOR CONSIDERATION

Council to consider adopting the monthly financial statements for September 2010.

BACKGROUND

Amendments to the Local Government (Financial Management) Regulations 1996 that were gazetted on 20 June 2008 and became effective from 1 July 2008 have resulted in regulations 34 and 35 relating to monthly financial reports and quarterly/triennial financial reports being repealed and substituted with a new regulation 34. The new regulation 34 requires that local government report on a monthly basis and prescribes what is required to be reported with the intention of establishing a minimum standard across the industry.

STATUTORY ENVIRONMENT

Local Government Act 1995

Section 6.4–Specifies that a local government is to prepare such other financial reports as are prescribed.

Local Government (Financial Management) Regulations 1996

Regulation 34 states:

(1) A local government is to prepare each month a statement of financial activity reporting on the sources and applications of funds, as set out in the annual budget under regulation 22(1)(d) for that month in the following detail:

(a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c);

(b) budget estimates to the end of month to which the statement relates;

(c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;

(d) material variances between the comparable amounts referred to in paragraphs (b) and (c);

(e) the net current assets at the end of the month to which the statement relates.

Sub regulations 2, 3, 4, 5 and 6 prescribe further details of information to be included in the monthly statement of financial activity.

STRATEGIC IMPLICATIONS

None

POLICY IMPLICATIONS

None

FINANCIAL IMPLICATIONS

Reports showing year to date financial performance allow monitoring of actual expenditure, revenue and overall results against budget targets

CONSULTATION

None

COMMENT

A copy of the Statement of Financial Performance is attached to this item including additional information that council deemed appropriate to receive.

The area's where material variances have been experienced, i.e. either 10% or \$5000 above or below budget, are commented on in the material variance attachment.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION

That Council adopt the financial statements and material variances for the period ending 30 September 2010 as attached.

11.3.3 Accounts Paid During the Month of September 2010

File:

Author: Violet Rowe, Deputy CEO

Interest Declared: No interest to disclose

Date: 19th October 2010

Attachments: Finance: P 41 Listing of accounts paid (green)

MATTER FOR CONSIDERATION

Authorisation of accounts paid during the month of September 2010.

BACKGROUND

Accounts paid are required to be submitted each month.

STATUTORY ENVIRONMENT

Local Government (Financial Management) Regulations 1996

Reg 13(1)–Requires that where the Chief Executive Officer has delegated power to make payments from the Municipal or Trust funds a list of accounts paid is to be prepared each month.

STRATEGIC IMPLICATIONS

None

POLICY IMPLICATIONS

None

FINANCIAL IMPLICATIONS

Payment from Council’s Municipal Account.

CONSULTATION

None

COMMENT

Payments made during the month of September 2010 as per attached schedule.

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION

That:

- 1. The Cheque Detail of payments covering vouchers EFT 1 - 46 totalling \$413,618.69 paid during the month of September 2010, be received;**
- 2. Cheque payments covering cheque numbers 11535-11564 totalling \$88,705.86 paid during the month of September 2010, be received; and**
- 3. Salaries and Wages totalling \$50,581.26 paid during the month of September 2010, be received.**

11.4 ADMINISTRATION

11.4.1 CEO Activity Report 21 September 2010 to 19 October 2010

File:

Author: Sharon Daishe, CEO

Interest Declared: No interest to disclose

Date: 19 October 2010

Attachments: P 1 [Annual Work Program 2010-11](#)

(pink) P 10 Report of Geraldton Mt Magnet Road Safety Meeting 6 October 2010

P 14 Report of Local Government Executive Management Program

P 20 Mining the Mid West: Just a Heartbeat Away – Workshop Program

ITEMS FOR CONSULTATION WITH COUNCIL

Discussion Item	Notes
▪ Date for policy review workshop	Recommend Wed 3 November
▪ Date to review ‘Plan for the Future’ (review was due in 2009)	Recommend defer until 2011 due to overload and urgent priorities eg: forward capital works plan
▪ Crime and Corruption Workshops 8 & 9 November, Geraldton (refer general attachments). Please nominate attendance and whether you need transport.	

USE OF COMMON SEAL

Nil

USE OF DELEGATED AUTHORITY NOT REPORTED ELSEWHERE

Nil

GENERAL MATTERS

- Transport construction modules on Geraldton Mt Magnet Road– Neil Mendham of Worley Parsons contacted the CEO to ask whether there is any impediment to transport oversize/overmass construction modules for the Weld Range Iron Ore Facility on behalf of Sinosteel Mid West Corporation in 2012/2013. Modules are expected to be 7m wide by 8.5-9.5 metres high by up to 40m long. After consulting with the works foreman, CEO advised that we are not aware of any impediment and that the road is under control of Main Roads.
- Mid West Investment Plan (MWIP) – this project of the Mid West Development Commission does not seem to be widely understood but may be of significant benefit and we should ensure that we attend any further workshops. Trevor Price, recently appointed for a temporary term to the MWDC, wrote the following to me in an email after he sent me a list (neither he nor I could ascertain where the list originated) of Yalgoo infrastructure projects. I have asked him not to publish a Yalgoo list until we have prepared our forward capital works program however I have tentatively advised him that if funding suddenly becomes available, I imagine that Council would wish to spend it on the covered sports facility as it is, ‘project ready’:

I provide the following info on the Mid West Investment Plan.

The MWIP is an up to date plan of the region’s immediate and future infrastructure needs and services requirements. The initial task (the NOW) is to compile a draft list of suggested priorities shaped from discussion with federal, state and local govt, industry and non-government organisations. The email sent to you reflects the process of developing a “master list”. Further workshops are likely with LGA’s and occur before the end of the year to ensure LGA’s have another opportunity for input. At this stage it is not a definitive list but a rough draft that will be refined by the end of the year.

The Pilbara and Gascoyne have been allocated funds through R4R for revitalisation eg Gascoyne approx \$120m over 4 years. They undertook a similar process. The belief is that the Mid West is likely to be the next region to receive funding. The development of the MWIP is to provide a regional perspective to base an application for these funds. It is often termed a community support/revitalisation package for the region. This application to govt. will be at the end of March.

The MWIP (the FUTURE) is a fluid document and will eventually provide information based on the impacts of certain scenarios/trigger points ie resource projects, Oakajee, population movements etc.

CAPACITY BUILDING – STAFF AND ELECTED MEMBERS

Policy Schedule 3.2(b), Councillors, requires the CEO to advise Council when the Shire funds councillors to attend any conference or training. This item further informs Council of courses, conferences, training, workshops and other professional development that staff and elected members have undertaken during the reporting period to build capacity to achieve the Council’s goals and responsibilities.

Type	Description	Duration	Participants
Training (OHS)	Pesticide Application	1 day	▪ Works and garden crews
Training	Evacuation Centre Registration	2 hours	▪ President Terry Iturbide ▪ SAO Heide Duffey
Conference	Women in Local Government, Dongara	1 day	▪ Councillor Raul Valenzuela ▪ SAO Heide Duffey

Type	Description	Duration	Participants
Workshop	Mining the MidWest (Geraldton)	1 day	<ul style="list-style-type: none"> ▪ President Terry Iturbide ▪ CEO Sharon Daishe

RATES RECEIVED COMPARISON REPORT

	Jul-10	Aug-10	Sep-10
Bal c/f	\$ 28,328	\$ 27,210	\$ 1,133,635
Rates raised		\$ 1,104,778	
Adjustments to date	\$ 5	\$ 23,557	\$ 989
Total Rates	\$ 28,333	\$ 1,155,545	\$ 1,134,623
Received to Date	\$ 1,123	\$ 21,910	\$ 671,158
Balance outstanding	\$ 27,210	\$ 1,133,635	\$ 463,466
Percentage outstanding		97.9%	40.0%

	Jul-09	Aug-09	Sep-09
Bal c/f	\$ 71,343	\$ 51,820	\$ 1,045,685
Rates raised		\$ 1,018,940	
Adjustments to date	-\$ 335	-\$ 1,247	\$ 49
Total Rates	\$ 71,007	\$ 1,069,513	\$ 1,045,733
Received to Date	\$ 19,187	\$ 23,828	\$ 122,458
Balance outstanding	\$ 51,820	\$ 1,045,685	\$ 923,275
Percentage outstanding		92.5%	81.6%

COUNCILLOR INFORMATION REQUESTS

Received From	Details	Status
2010 President Iturbide	Artists to have use of railway tearooms	<ul style="list-style-type: none"> ▪ Sep 2010 MEEDAC applied to council for use of tearooms. Motion to Council lost. Further information required.
23-Sep-2010 Cr Len Terry	Accommodation lease pegged at Paynes Find in area proposed for use as a caravan parking area and construction of shed for Paynes Find fire truck.	<ul style="list-style-type: none"> ▪ Sep 25 – building surveyor Bill Atyeo emailed response ▪ Refer agenda item within.

MEETINGS ATTENDED

Date	Purpose/Who	Comments
21-24 Sep	Exec Management Program, Perth (inc travel)	Refer report attached
28 Sep	LEMC	Refer agenda item within

Date	Purpose/Who	Comments
1 Oct	Youth Centre Proposal <ul style="list-style-type: none"> ▪ Jamie Strickland, Regional Manager Indigenous Affairs ▪ Ruth Burmeister, Indigenous Children’s Program ▪ Elizabeth Mackay, Indigenous Coordination Centre ▪ Colin Campbell and Victor Ware, MEEDAC ▪ (apologies from “Streeties”, Geraldton) 	Refer agenda item within
6 Oct	Road Safety Meeting	Refer report attached
7 Oct	Mobile communications	Refer agenda item within
7 Oct	Report re behaviour of person at caravan park	
8 Oct	CLGF regional component teleconference with Murchison Shires and Mid West Development Commission	After much debate, it was agreed that the Mid West Development Commission will look into commissioning a business case for the three components of the Vermin Proof Fence for expenditure of 2010-11 regional CLGF funds although Yalgoo will only contribute to the existing fence in this round, in accordance with Council resolution C2010-0922.
8 Oct	Caravan park occupant re above report	
11 Oct	Inspect vandalism with works foreman	Extensive damage at depot including lunchroom and 3 vehicles. Forensic attended from Geraldton. High compliments to manner in which works crew attended to cleanup and managed the interruption to their work.
15 Oct	Mining the MidWest Workshop – with President Terry Iturbide	Highly valuable facilitated session attended by multiple agencies. Focussed on what constitutes a successful partnership.
18 Oct	Bore on Ninghan Road, Des Counsel	Requires caveats and legal agreement; water required early 2011 for water binding pre bitumen on Yalgoo-Ninghan Road

FUTURE COMMITMENTS

Date	Purpose/Who	Comments
22 Oct	Nigel Goode, various	
22 Oct	Sister Mary, Centacare, re Indigenous Children’s Program	General introductory meeting
27 Oct	Education Forum, Geraldton	
28 Oct	Council, Paynes Find	
3 Nov	Gascoyne Murchison Outback Pathways, Cue	
3 Nov	Murchison Executive Group, Cue	
4 Nov	WALGA zone meeting, Cue	Cue ‘Parliament’
6-7 Nov	Work weekend to prepare Council papers	re Cue Thu/Fri and Geraldton Mon/Tue so won’t have time in office

Date	Purpose/Who	Comments
8-9 Nov	Crime & Corruption/Misconduct meetings and workshops, Geraldton with President	Councillors please consider attending, particularly the disclosure of interest session
10 Nov	Bi-annual FESA visit	Date previously set by John Johnson, dependent on whether replacement is recruited as John has resigned
12 Nov	Free science talk by Jaroslav Bouska	Evening event – please consider attending
15-16	Time in Lieu	
23 Nov	Golden Grove open day with President	
24 Nov	Anglican Church Heritage review, tentative date, Laura Gray	

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION

That Council receives the activity report prepared by CEO Sharon Daishe for the reporting period.

11.4.2 Government Heritage Property Disposal Process, P18828 Warriedar Homestead Group

File:

Author: Sharon Daishe, CEO

Interest Declared: No interest to disclose

Date: 19 October 2010

Attachments: P 8 Letter 12 October 2010 from Heritage Council regarding Warriedar Homestead, Government Heritage Property Disposal Process

(yellow)

MATTER FOR CONSIDERATION

To receive information that the Department of Environment and Conservation intends to demolish the Warriedar Homestead and associated buildings and that the Heritage Council has determined that, 'it is unlikely that the place would meet the threshold for entry on the State Register of Heritage Places'.

BACKGROUND

Refer detailed Government Heritage Property Disposal Process Report attached.

President Terry Iturbide, councillor Len Terry, CEO Sharon Daishe, Works Foreman Cliff Hodder and SAO Heide Duffey visited Warriedar Station during the roads tour earlier this year and observed that the homestead is in a seriously dilapidated and vandalised condition.

STATUTORY ENVIRONMENT

Local Government Act 1995 –

- s.3.1 – Provides that the general function of the local government is to provide for the good government of persons in its district.

STRATEGIC IMPLICATIONS

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

CONSULTATION

President Terry Iturbide

COMMENT

Warriedar Homestead has sadly been allowed to fall into a state where the cost of repair would be unreasonable. Partly destroyed by fire in 2007 and already in a poor state of repair when purchased by DEC, the homestead has subsequently been severely vandalised.

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION

That Council notes that the Department of Environment and Conservation (DEC) intend on demolishing Warriedar Homestead and that Council expresses its deep disappointment and sadness to DEC that this homestead with such a rich history was not protected from decay and vandalism.

11.4.3 Youth Centre – Preliminary Proposal

File:

Author: Sharon Daishe, CEO

Interest Declared: No interest to disclose

Date: 19 October 2010

Attachments: P 15 Email 8 October 2010 from Jamie Strickland, Manager Operations
MidWest, Department of Indigenous Affairs

(yellow)

MATTER FOR CONSIDERATION

To consider opening discussion to further the concept of a Youth Centre in Yalgoo.

BACKGROUND

The Shire of Yalgoo previously rented a house in Yalgoo for the purpose of a youth centre. This facility closed over a year ago. Whilst anecdotal reports suggest that the youth centre was well attended and highly regarded, sustainability does not seem to have been established before the centre opened.

Youth in Yalgoo have few opportunities for entertainment and community members routinely suggest that a youth centre would help to keep youths 'off the street' and provide avenues for safe and civil entertainment.

Following an approach from Jamie Strickland from the Department of Indigenous Affairs in Geraldton, a meeting was held in Yalgoo to again discuss developing a youth drop-in centre, as reported by Jamie in the email included in the attachments.

Please read the email in conjunction with this item as it clearly describes the discussions and concept which involve close consultation with the community and multi agency collaboration in the interests of achieving a sustainable and long term solution.

STATUTORY ENVIRONMENT

Local Government Act 1995 –

- s.3.1 – Provides that the general function of the local government is to provide for the good government of persons in its district.

STRATEGIC IMPLICATIONS

A youth centre would be extremely well received by the community of Yalgoo and if well planned and operated, offers opportunity for sustainable growth through providing a facility for youth to interact safely and also to build the capacity of residents of Yalgoo through opportunities to work with and mentor youth.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Costs and possible funding sources to be researched.

CONSULTATION

- Jamie Strickland, Manager Operations Midwest, Department of Indigenous Affairs
- Sharon Daishe, CEO Shire of Yalgoo
- Ruth Burmeister, Centacare Indigenous Children's Worker
- Victor Ware and Colin Campbell, MEEDAC
- Elizabeth Mackay, Solution Broker, Indigenous Coordination Centre Geraldton

COMMENT

The prospect of a well planned, well run youth centre has high value and is recommended as a priority project to pursue in conjunction with other agencies; including inviting the community and youth of Yalgoo to express how they perceive a youth centre should operate.

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION

That Council authorises the CEO to continue to discuss a collaborative, multi-agency proposal for a Youth Centre in Yalgoo and identifies the area directly behind the water playground and proposed covered courts, currently Unallocated Crown Land, as a preferred location.

11.4.4 Letter of Support – Sealing Goldfields Highway, Wiluna-Meekatharra Section

File:

Author: Sharon Daishe, CEO

Interest Declared: No interest to disclose

Date: 19 October 2010

Attachments: P 17 Sample letter of support to Shire of Wiluna for the sealing of the Wiluna-Meekatharra section of the Goldfields Highway

(yellow)

MATTER FOR CONSIDERATION

To consider offering a letter of support to the Shire of Wiluna for the sealing of the Wiluna-Meekatharra section of the Goldfields Highway.

BACKGROUND

The Shire of Wiluna is lobbying to have the Wiluna-Meekatharra section of the Goldfields Highway sealed. This is the only section of State Highway which remains unsealed. The 182km section is a key transport route, but its poor condition has claimed several lives, including a Shire CEO.

The Shire of Wiluna has provided the attached sample letter and requests that regional Shires offer their support by preparing the letter to send to the Shire of Wiluna in the first instance and other agencies if required.

STATUTORY ENVIRONMENT

Local Government Act 1995 –

- s.3.1 – Provides that the general function of the local government is to provide for the good government of persons in its district.

STRATEGIC IMPLICATIONS

Main Roads has identified the Goldfields Highway as a key strategic freight, tourist and inter-town route. Good transport links are essential for the social, health and economic development of the region.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

CONSULTATION

Samantha Tarling, CEO, Shire of Wiluna

COMMENT

The Shire of Wiluna has prepared a compelling case for sealing of this road and it is recommended that the Shire of Yalgoo offers support as requested.

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION

That Council supports the Shire of Wiluna’s efforts to have the Goldfields Highway, Wiluna to Meekatharra section sealed by way of sending the letter of support as included in the attachments.

11.4.5 Rubbish Collection History

File:

Author: Violet Rowe, DCEO

Interest Declared: No interest to disclose

Date: 11th October 2010

Attachments: Resolution C2009-0722

Resolution C2009-0910

(yellow) P 19

P 22

MATTER FOR CONSIDERATION

Council at its September Council meeting requested the CEO to present information on the reasoning behind the decision to use Veolia Environmental Services to provide rubbish collection services instead of using Shire staff.

BACKGROUND

The decision to call a joint tender with the Shire of Mount Magnet and Cue for the provision of rubbish collection services was made by council at its July 2009 Council meeting. Two months later at its September 2009 Council meeting, Council awarded the rubbish collection tender to Veolia Environmental Services.

STATUTORY ENVIRONMENT

None

STRATEGIC IMPLICATIONS

None

POLICY IMPLICATIONS

None

FINANCIAL IMPLICATIONS

None

CONSULTATION

CEO, Shire of Yalgoo

COMMENT

Council initiated the possibility of contracting rubbish collection in early 2009 with an informal direction to the CEO to investigate rubbish collection options. As part of the investigation the CEO recommended to Council to jointly call tenders with Mount Magnet S and Cue Shires for the collection of rubbish at its July 2009 council meeting. Council agreed to participate in this joint tender and reserved the right to decline any tender for Yalgoo.

Once tenders were received the CEO presented the tender information at the August 2009 council meeting as a late item. Council at this time requested that the item be revisited at its September 2009 council meeting.

At the September 2009 council meeting, the costs to the Shire of performing its own rubbish collection were compared with Veolia Environmental Services. Veolia Environmental Services was estimated to be over \$7,000 cheaper than Shire rubbish collection costs in 2009/2010. The direct money saving along with the elimination of the occupational health and safety risk issues and the greater options for recycling was enough to convince council to accept the tender presented by Veolia Environmental Services for a period of three years ending 30 September 2012.

Soon after the September 2009 council meeting Veolia Environmental Services commenced rubbish collection at Yalgoo. As Veolia only collects rubbish once a week the businesses of Yalgoo were offered additional bins to make up for the impediment of multiple day pickups. A bank of bins for recycling paper and cardboard were soon installed at two locations in Yalgoo.

No formal complaints have been received by the Shire of Yalgoo regarding the rubbish collection service.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION

That Council receives the rubbish collection history report.

11.4.6 Pegging of Lease at Paynes Find

File:

Author: Sharon Daishe, CEO

Interest Declared: No interest to disclose

Date: 19 October 2010

Attachments: P29 Councillor Information Request
(yellow)

MATTER FOR CONSIDERATION

To provide information regarding pegging of a lease at Paynes Find.

BACKGROUND

Councillor Len Terry submitted a Councillor Information Request on 23 September 2010 regarding a lease that has been pegged at Paynes Find in the area that Council has considered as suitable for construction of a shed to store the Paynes Find fire truck and also as a casual parking area for caravans.

STATUTORY ENVIRONMENT

Local Government Act 1995 –

- s.3.1 – Provides that the general function of the local government is to provide for the good government of persons in its district.

STRATEGIC IMPLICATIONS

NA

POLICY IMPLICATIONS

NA

FINANCIAL IMPLICATIONS

NA

CONSULTATION

Environmental Health Officer/Building Surveyor Bill Atyeo

COMMENT

Environmental Health Officer/Building Surveyor Bill Atyeo has provided the following information:

- The Lot opposite the tavern is a Reserve (R38039) or Lot 305, and the Shire has control of this land under a Management Order (MO) for recreation. R 17336 (Lot 660) is the Common and is owned by the State (Dept of Lands).
- A person cannot peg the land for a lease for accommodation purposes only, and it would also have to be cleared by Native Title (about a three year process), and be referred to Council for comment. The Department of Lands is bound to inform Council of any such proposal and this is generally done before any permits or leases are issued.
- If it is vacant crown land and was pegged as a mining lease and a person was to establish a mining camp on the lease as part of the mining operations, then this may be possible because the Mining Act tends to overrule a Shire's Town Planning Scheme etc.. However, Council would be given an opportunity to comment and make representation on the issues as they stand.
- Council does not have the right to stop people from pegging a piece of Land. People are permitted to apply to the proper authorities for permits that they feel are legal. The Department must consult with the relevant local government and other authorities before permits are issued.

VOTING REQUIREMENTS

Simple majority.

OFFICER RECOMMENDATION

That Council receives the information regarding pegging of a lease at Paynes Find.

11.4.7 Country Local Government Fund (CLGF) Regional Component and Regional Mobile Telecommunications Project

File:

Author: Sharon Daishe, CEO

Interest Declared: No interest to disclose

Date: 20 October 2010

Attachments: P30 Royalties for Regions Regional Mobile Telecommunications Project
Regional Consultation Document Sep/Oct 2010

(yellow)

MATTER FOR CONSIDERATION

To consider whether the Shire of Yalgoo wishes to pledge any regional, or individual, CLGF funds to the Regional Mobile Telecommunications Project for mobile towers, noting that the minimum pledge is \$250,000 per tower.

BACKGROUND

Last month the Shire resolved as follows regarding the regional component of Country Local Govt Funds:

1. That Council advises the Mid West Development Commission (MWDC) of its in-principle support for the following regional infrastructure projects that were identified at the Country Local Government Fund (CLGF) Strategic Planning Workshop One attended by elected members and CEOs in the Murchison Region and the Shire of Wiluna:
 - a) Restoration of the existing Murchison region No.1 vermin exclusion fence that is managed by the Murchison Regional Vermin Council
 - b) Provision of a regional TAFE facility in close proximity to Yalgoo that must include boarding facilities
 - c) Creation of a vermin exclusion cell by upgrading the proposed Oakajee Port and Rail (OPR) railway corridor fence to vermin proof standard and constructing a new 80 kilometre fence to close the gap between the No.1 fence and the OPR fence. Such support is dependent on OPR first confirming that they will construct a vermin proof fence along the railway corridor.
 - d) Regional Tourism Strategy including a tourist radio network, signage and pathways.
2. That Council requests the Mid West Development Commission, pending resolved support from at least four other Shires and in consultation with those Shires, to:
 - a) Prepare a business case and application in accordance with the guidelines for 2010-11 regional CLGF funds for the restoration of the existing Murchison Region No.1 vermin exclusion fence; and
 - b) Provide the draft business case and application to the Councils in the project group in sufficient time to consider at their November 2010 meetings in order to finalise the application to the Department of Regional Development and Lands before 31 December 2010 (a November submission to Councils will address the risk of requests for changes, allowing for final agreement at December meetings).

The Department of Regional Development and Lands revealed new information on 7 October 2010 at the telecommunications meeting in Geraldton regarding pledging of CLGF regional components towards construction of mobile towers under the \$120M upgrade of services. A summary of the information from that meeting is as follows and a more detailed document is included in the attachments:

- \$40M for regional blackspots – our region is in the priority 1 area
- Carriers will tender for funding, 60% of their bid needs to be greenfields development
- Towers cost \$500K - \$2M

- Other agencies will be able to use the towers eg: if Optus wins the tender, Telstra will still be able to buy space if they want to compete in that area, plus police and other emergency services will be able to use
- Minimum local government pledge is \$250,000 per tower, eg: if two local governments wanted to pledge for 2 towers each (total 4 towers), they would need to pledge a total of \$1M.
- No business case required
- Needs to be notified to RDL before 20 December
- If the winning carrier has included your pledge location in their business case, then the pledge will be refunded (we have no way of knowing this information in advance)
- Otherwise, the pledge will be used as a sweetener for negotiation of the extra towers
- Tender process to be awarded by approx June 2011. Funding is over 3 years, with build over 4 years.
- Local government can also help by supporting consultation for land approvals and by writing to RDL to advise where our mobile gaps are.

STATUTORY ENVIRONMENT

Local Government Act 1995 –

- s.3.1 – Provides that the general function of the local government is to provide for the good government of persons in its district.

STRATEGIC IMPLICATIONS

The Shire of Yalgoo has two significant identified mobile blackspots, being the town of Yalgoo and the locality of Paynes Find. Both of these locations are strategically likely to be included in the carriers' business case tender as they are both 'on the radar' of emergency service blackspots, are greenfields developments, are in the priority one identified area and are on main WA highways.

POLICY IMPLICATIONS

NA

FINANCIAL IMPLICATIONS

Contribution of \$250,000 or more from regional Country Local Government Funds. Note that the Shire's 2010-11 regional component is approximately this amount and is currently dedicated to the vermin proof fence.

CONSULTATION

President Terry Iturbide

Peter Money, CEO, Shire of Cue

Roy McClymont, CEO, Shire of Meekatharra

COMMENT

There was little interest during the teleconference on 8 October regarding the opportunity to pledge funds for mobile towers. However, I subsequently spoke to CEOs at Cue and Meekatharra and they indicated that their Shires may be willing to consider pledging funds for mobile blackspots.

Note that the minimum contribution per tower is \$250,000 and that there is a strong likelihood that Yalgoo and Paynes Find will be included in the carriers tenders although there is no way of confirming this.

We are not likely to know which carrier has won the tender, and which areas are included in their bid, until towards the middle of next year due to the process that is required.

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION

1. That Council authorises the CEO to canvass whether other Shires are interested in pledging regional Country Local Government Funds to fund mobile blackspots and reserves an opinion until complete information is available.
2. That Council writes to the Department of Regional Development and Lands to inform them of the significant mobile blackspots in the town of Yalgoo and the locality of Paynes Find.

11.4.8 Meedac Proposal to Hire eastern rooms at Yalgoo Railway Building

File: Railway Complex
 Author: Sharon Daishe, CEO
 Interest Declared: No interest to disclose
 Date: 20 October 2010
 Attachments: P 48 Yalgoo Railway Building Proposal
 (yellow)

MATTER FOR CONSIDERATION

To consider entering into an arrangement to hire the eastern section of the Yalgoo Railway Complex to MEEDAC for the purpose of training.

BACKGROUND

Council has previously expressed a strong interest in making the Yalgoo Railway complex available to the Indigenous artists of Yalgoo to provide them with a venue for their training, their artwork and to establish a tearoom business.

The CEO met with Sally Bain, Victor Ware and Colin Campbell on 17 August to further discuss the project and MEEDAC submitted a formal proposal on 17 September 2010.

Council voted against a recommendation to the September meeting on the basis that Council requires further information from MEEDAC before being able to surrender use of the tearooms and also that Council prefers that MEEDAC uses the eastern rooms for training purposes, as the tearooms are not suitable for training (they are required for meetings and other purposes) and the far western room is dedicated to the jockey and gymkhana clubs.

STATUTORY ENVIRONMENT

Local Government Act 1995 –

- s.3.1 – Provides that the general function of the local government is to provide for the good government of persons in its district.

STRATEGIC IMPLICATIONS

Employment opportunities in Yalgoo are extremely limited, therefore perpetuating unemployment and social poverty for the permanent Indigenous population in town. The railway station complex with 24 hour fuel station, parking and the attractive railway building is ideally situated on the Geraldton Mount Magnet road for tourists to break their journey in Yalgoo.

Allowing the artists to utilise the railway station building to undertake training, create artworks and potentially in the future operate tearooms has mutual benefits including:

- Creation of Indigenous employment and business opportunities
- Providing a suitable venue for artists to continue their training and production of artwork (currently they do not have a suitably sized or resourced venue)
- Encouraging tourists to break their journey in Yalgoo

This project is an opportunity to enhance the social capital of Yalgoo by building confidence, knowledge, exposure, income and business skills for members of the disadvantaged Indigenous community.

POLICY IMPLICATIONS

None

FINANCIAL IMPLICATIONS

Initially the proposal will be cost neutral, with opportunity to negotiate a return for Council once the artists have established the tearoom/art gallery business.

CONSULTATION

MEEDAC – Sally Bain, Victor Ware, Colin Campbell

Yalgoo artists

DCEO Heide Duffey

President Terry Iturbide

COMMENT

The proposal has high merit for the social capital of Yalgoo and to enhance the profile of tourism.

VOTING REQUIREMENTS

Simple majority.

OFFICER RECOMMENDATION

That the Council offers to hire three rooms at the Railway Station Sporting Complex to MEEDAC, being the room at the far eastern end, the old post office and the small adjoining kitchen, on the following basis:

- **MEEDAC to fund a secure enclosure for the Geraldton fuel computer and associated equipment;**
- **MEEDAC to fund re-keying of the area to securely separate the eastern rooms from the point between the two kitchens;**
- **MEEDAC to be responsible for cleaning of the hired area;**
- **MEEDAC to be responsible for all costs associated with setting up the training rooms;**
- **Hire to be on a month by month basis with the first three months offered at no cost on a trial basis and in recognition of the above costs and other costs that MEEDAC will incur to prepare the facilities;**
- **MEEDAC to vacate the rooms if required by the Shire to allow for repairs and maintenance or other activities to be carried out;**
- **MEEDAC will be responsible for the cost of damages or excessive wear and tear to existing infrastructure and equipment.**

12. NOTICE OF MOTIONS

12.1 PREVIOUS NOTICE RECEIVED

13. URGENT BUSINESS

14. MATTERS FOR WHICH THE MEETING MAY BE CLOSED

15. NEXT MEETINGS

The next Ordinary Meeting of Council is due to be held in the Council Chambers in Gibbons Street on Thursday, 18 November 2010 commencing at 11.00 am.

16. MEETING CLOSURE