



AGENDA
FOR THE ORDINARY MEETING
OF COUNCIL
TO BE HELD IN
THE COUNCIL CHAMBERS, YALGOO
ON FRIDAY 27 JULY 2018
COMMENCING 11.00 AM



SHIRE OF YALGOO

NOTICE OF ORDINARY COUNCIL MEETING

THE NEXT ORDINARY MEETING OF COUNCIL WILL BE HELD IN THE YALGOO COUNCIL CHAMBERS, YALGOO ON FRIDAY 27 JULY 2018 COMMENCING AT 11.00 AM.

Silvio Brenzi

Chief Executive Officer



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Agenda for the Ordinary Meeting of the Yalgoo Shire Council,
To be held at the Council Chambers, Yalgoo
on Friday 27 July 2018, commencing at 11.00 am.

PLEASE TURN OFF ALL MOBILE PHONES PRIOR TO THE COMMENCEMENT OF THE MEETING

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.

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

Minutes of the Ordinary Meeting

That the Minutes of the Ordinary Council Meeting held on 29 June 2018 be confirmed.

Moved:

Seconded:

Motion put and carried/lost:

9. REPORTS OF COMMITTEE MEETINGS

9.0 FINANCE COMMITTEE MEETING HELD ON 27 JULY 2018 AT 10.00 AM

9.1 Differential Rating 2018-19 Proposed Rates and Minimums

Author:	Dominic Carbone
Interest Declared:	No interest to disclose
Date:	20 July 2018
Attachments	Submission received from McMahon Mining Title Services Pty Ltd

Matter for Consideration

Council to give consideration to any submissions received from ratepayers and obtain ministerial approval for the imposing of a differential general rate that is more than twice the lowest differential general rate to be imposed.

Background

Council at its meeting held on 29 June 2018 adopted the following resolution:

- 1. Advertise the intention to impose the following differential general rates and minimum payments applying to each of the differential rate categories in accordance with Section 6.36 of the Local Government Act 1995 be placed in the Geraldton Guardian newspaper and the Bulldust.**

Differential General Rate	Rate in the \$	Minimum Payment	Minimum \$
GRV – Townsite Improved	0.0767827	GRV – Townsite Improved	280
GRV – Townsite Vacant	0.0767827	GRV – Townsite Vacant	620
UV – Pastoral / Rural	0.0767827	UV – Pastoral / Rural	280
UV – Mining / Mining Tenement	0.37430250	UV – Mining / Mining Tenement	280
UV – Exploration / Prospecting	0.19882530	UV – Exploration / Prospecting	280

- 2. That the advertisement in (1) above also provide for an invitation for submissions to be made by an elector or a ratepayer for a period of 21 days closing at 4:00 pm on Friday 27 July 2018 and detail the time and place where the Shire of Yalgoo Rating Methodology and it’s Differential Rating Model may be inspected and a copy be placed on the Shire’s website.**
- 3. That all rural/pastoral ratepayers be provided with a copy of the Shire of Yalgoo Rating Methodology and its Differential Rating Model and be invited to make submissions.**
- 4. That Council adopts the Objects and Reasons for the following differential rating categories;**
 - Town Improved- consists of properties located within the townsite boundaries with a predominate residential, commercial and industrial use. This category is considered by council to be the base rate by which all other GRV properties are assessed and have a different demand and requirement on shire services and infrastructure.**

- **Townsite Vacant – Consists of vacant properties located within the townsite boundaries that are vacant (no residential commercial or industrial structures built on the land) The rate in the dollar is the same as the Town Improved category however the minimum rate is higher in order to encourage landowners to undertake development.**
- **Pastoral/Rural- this rating applies to all pastoral leases and land with a predominate rural land use. The proposed rate is comparatively lower when compared to the mining/mining tenement and exploration / prospecting categories on the basis that the pastoral industry has minimum impact or requirement on the shire services and infrastructure.**
- **Mining/ Mining Tenement- this category applies to all mining leases located within the shire. The proposed rate is comparatively higher when compared to the pastoral/rural category on the basis that mining operations require additional ongoing maintenance of the roads network that services this land use along with additional costs associated with the administration of mining tenements.**
- **Exploration / Prospecting – This rating category applies to exploration, prospecting and other general purpose leases located within the shire. The proposed rate is comparatively higher when compared to the pastoral/rural category and lower than the mining tenement category on the basis that the mining operations require additional and ongoing maintenance of the road network that services the land use, the additional cost associated with the administration of exploration and prospecting leases and the shire wishes to encourage exploration.**

An advertisement was placed in the Geraldton Guardian on 6 July 2018, in accordance with the abovementioned resolution.

Statutory Environment

Local Government Act 1995

s6.33. Differential general rates

(3) In imposing a differential general rate a local government is not to, without the approval of the Minister, impose a differential general rate, which is more than twice the lowest differential general rate imposed by it.

Financial Implications

Council is required to raise different rates to meet its total expenditure commitments.

Consultation

Nil

Comment

A submission was received from McMahon Mining Title Services Pty Ltd on behalf of exploration and prospecting companies in Western Australia which states the following;

We act for a number of exploration and prospecting companies in WA and thank you for the opportunity to make a general submission regarding the proposed rates for 2018-19.

We note that valuations provided by the Valuer General are used to calculate rates for mining tenements each year, and that valuations are based on a multiple of the rent imposed by the Department of Mines, Industry Regulation and Safety.

In 2018-19, the Department will increase all tenement rents by six percent (except for exploration licences), with an additional six per cent increase in 2019-20 to fund the Exploration Incentive Scheme (EIS). For the first three years of an exploration licence, rents will increase by 1.5 per cent in 2018-19 and 2019-20 to protect the junior sector in finding the deposits of the future.

This rent increase will automatically result in an inflation in valuation and increase in rates even before any further increase in the rate in the dollar or minimum is applied by the Shire. The EIS is aimed at generating exploration activity and further increase in rates on top of the automatic increase, may result in double-dipping and diminish these intended effects.

The rent increases were published in the Gazette on 25 June 2018. A copy of the Department's 2018-19 Fees and Charges is **enclosed** for reference.

We ask that the Shire consider this automatic increase in its rates modelling and give consideration to whether the rates for mining tenements can be reduced for the 2018-19 year.

In relation to Mining/Mining Tenement and Exploration / Prospecting differential rates no increase in the rate in the dollar has been proposed and will remain the same as 2015-16, a period of 3 years with no increase. The minimum rate will increase from \$270 to \$280 per annum for both categories.

The Shire proposes to levy the following rates for the differential rating categories "Exploration / Prospecting", "Mining/Mining Tenement"

"UV Exploration/Prospecting" – 19.88253 cents in the dollar.

The rates levied for this category represents 6.6% of the total rates to be levied by the Shire. Of the 181 properties, 77 will be levied the minimum rate of \$280 pa and 104 properties will be levied \$1,128.32 pa on average. The rate in the dollar for this category differentiates it from mining tenements and acknowledges that less Shire resources are utilised by this category.

"UV Mining/Mining Tenement" – 37.43025 cents in the dollar.

The rates levied for this category represents 84.1% of the rates to be levied by the Shire. Of the 166 properties, 20 will be levied the minimum rate of \$280 pa and 146 properties will be levied \$10,650.62 pa on average. The rate in the dollar for this category is comparatively higher when compared to other categories on the basis additional Shire resources are utilised.

Both of the above mentioned categories rates in the dollar exceed the requirements set in Section 6.33(3) of the Local Government Act 1995, that is the rates in the dollar exceed by more than twice the lowest differential general rate of 6.77242 cents for "UV Pastoral/Rural" category. Therefore, approval is required from the Minister before Council can impose the above-mentioned rates in the dollar

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION

Differential Rating 2018-19 – Proposed Rates and Minimums

That the Finance Committee recommends to Council that:

- 1. Thank McMahon Title Services Pty Ltd for their submission and be forwarded a copy of the report.**
- 2. Request the CEO to seek approval from the Minister for Local Government to approve the Shire of Yalgoo’s application to impose a rate in the dollar which will result in it being more than twice the lowest differential general rate imposed for the “UV Mining/Mining Tenement” and “UV Exploration/Prospecting” categories, in accordance with section 6.33(3) of the Local Government Act 1995.**

- UV Mining/Mining Tenement 37.43025 cents in the dollar**
- UV Exploration and Prospecting 19.88253 cents in the dollar**

Moved:

Seconded:

Motion put and carried/lost

10. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS/Other Matters

10.0 INFORMATION ITEMS

Sharing of operational information on items that are not confidential, do not require a decision and do not meet the definition of matters for which the meeting may be closed under section 5.23 of the Local Government Act (e.g.: matters affecting employee/s or the personal affairs of any person).

11. MATTERS FOR DECISION

11.0 MATTERS BROUGHT FORWARD

11.1 TECHNICAL SERVICES

11.1.1 Progress Report on the Capital Works Program 2017-18

Author:	Dominic Carbone
Interest Declared:	No interest to disclose
Date:	20 July 2018
Attachments	Nil

Matter for Consideration

To receive the Progress Report on the 2017-2018 Capital Works Program.

Background

The Shire in adopting its 2017-2018 Annual Budget has allocated funds amounting to \$3,213,634 for the purpose of acquiring capital assets and undertaking infrastructure works.

Statutory Environment

Nil

Strategic Implications

Timely delivering of the various capital projects which will deliver the objectives of the Community Strategic Plan.

Policy Implications

Nil

Financial Implications

To deliver the Capital Works Program within the budgeted allocations.

Consultation

Nil

Comment

The Capital Works Projects for the 2017-2018 financial year are detailed be:

CAPITAL WORKS PROGRAMME 2017-18

The following assets and works are budgeted to be acquired or undertaken during the year:

			2017/18	2017/18	VARIANCE	
			ANNUAL	JULY-	FAV	COMMENTS
			BUDGET	JUNE	(UNFAV)	
				ACTUAL		
				YTD		
			\$	\$	\$	
<u>By Program</u>						The CEO to provide a verbal update on the status of the capital projects as at 30 June 2018
Governance						
000000-Refurbish Morning Tea /Public Meeting Room	F & E		5,000	0	5,000	Check Account Allocation Posting to incorrect account
000000- Computus Shelving for Record Management	F & E		4,000	2,436	1,564	Purchase of Shelving complete
000000- Elected Members IPADS	F & E		0	4,340	(4,340)	Purchase approved by Council completed
000000-Admin Mobile Phones,laptop,Computers,Office Equip.	F & E		5,000	2,508	2,492	New Hard Drive Ordered to Cater for CCTV and Replacement of CEO Mobile
000000-Council Chamber -Table	F & E		4,000	0	4,000	Matter for further consideration
000000- Admin Centre - Garden Reticulation	L & B		7,000	0	7,000	Check Account Allocation Posting to incorrect account
000000- Admin Centre -Records Fit Coolroom Panels to Sea Container	L & B		16,800	19,132	(2,332)	Complete
000000- Motor Vehicle CEO	P & E		86,030	89,370	(3,340)	Complete
000000- Motor Vehicle CGTS	P & E		66,485	0	66,485	Matter for deferred to Replace in 2018-19

			2017/18 ANNUAL BUDGET	2017/18 JULY- JUNE ACTUAL	VARIANCE FAV (UNFAV)	COMMENTS
			\$	YTD \$	\$	
<u>By Program</u>						The CEO to provide a verbal update on the status of the capital projects as at 30 June 2018
Law Order Public Safety						
000000-CCTV Yalgoo Townsite	F & E		60,248	57,369	2,879	Complete Still waiting on DEC Approval at the School Site
000000- Firearm	F & E		0	1,786	(1,786)	Approved via budget review
Housing						
000000-Staff Housing - Security	L & B		65,000	50,260	14,740	Project completed
000000-Two Units 17 Shemrock Street	L & B		300,000	0	300,000	Project not commenced deferred to 2018-19
Recreation and Culture						
000000 - Furn. & Equip - Art Centre	F & E		15,430	14,894	536	Complete
000000 - Furn. & Equip - Day Care Centre	F & E		15,596	18,946	(3,350)	CEO to provide comment at the meeting
000000 - Furn. & Equip - Community Hall	F & E		0	7,936	(7,936)	Complete
000000 - Arts and Crafts Building	L & B		40,488	108,644	(68,156)	To Complete Landscaping
000000-Power Supply Mens Shed and Rifle Club	L & B		19,000	17,260	1,740	Complete
000000-Payne Find Complex - External Painting	L & B		8,000	7,364	636	Complete
000000-Payne Find Complex - Internal Painting	L & B		4,000	3,800	200	Complete Balance to Purchase Blinds

		2017/18 ANNUAL BUDGET	2017/18 JULY- JUNE ACTUAL	VARIANCE FAV (UNFAV)	COMMENTS
		\$	YTD \$	\$	
<u>By Program</u>					The CEO to provide a verbal update on the status of the capital projects as at 30 June 2018
000000 -Community and Youth Centre CLGF 2012-13 Unspent - Shade Sails	L & B	44,222	32,064	12,158	Completed Unspent portion of grant refunded \$12,158
000000 - Community Hall - Air Conditioner	L & B	10,500	9,351	1,149	Complete
000000-Ride on Mower	P & E	25,000	25,850	(850)	Complete
000000- Community/School Oval Shared Use Development	Recreation	937,000	636,867	300,133	In Progress
000000- Pinic Shelter Shamrock Park	Recreation	0	7,521	(7,521)	Complete
Transport					
000000- Machinery Shed Depot	L & B	135,000	127,607	7,393	Complete - lights to be installed
000000-Flood Control -Fuel Station	L & B	27,300	23,110	4,190	Complete
000000- Depot -Electric Boundary Fence and Gate	L & B	25,000	25,410	(410)	Project not commenced
000000- Catapillar Wheel Loader 950M	P & E	314,350	315,154	(804)	Complete
000000- Paynes Find Airstrip Fence	Other	45,000	0	45,000	Project not commenced
000000-Solar Lights Paynes Find	Other	12,000	50,580	(38,580)	Complete
000000-Paynes Find Beautification	Other	18,658	223	18,435	Project not commenced allocation to be checked

The following assets and works are budgeted to be acquired or undertaken during the year:

		2017/18 ANNUAL BUDGET	2017/18 JULY- JUNE ACTUAL	VARIANCE FAV (UNFAV)	COMMENTS
		\$	YTD \$	\$	
<u>By Program</u>					
ROADS TO RECOVERY GRANTS					
000000- Yalgoo/Morawa Road - Widen to 7m	Roads	530,119	513,000	17,119	The CEO to provide a verbal update on the status of the capital projects as at 30 June 2018 Complete
RRG SPECIAL GRANT RD WORKS					
000000- Yalgoo/Ninghan Road - Seal to width 4m SLK48.8 to SLK 36.6	Roads	293,500	292,981	519	Complete
MUNICIPAL FUND					
000000- North Road - Crossing	Roads	10,000	0	10,000	Project not commenced
Economic Services					
000000-Caravan Park - Sealing of Parking Bays and Driveways	L & B	22,000	22,000	-	Complete
000000 - Storage and POS Facility - Caravan Park	L & B	18,800	18,120	680	Complete
000000- Shelter and Seating Joker Tunnel	L & B	4,054	0	4,054	Quotations being Sought for Signage
000000- Shelter and Visitors Board at Railway Station	L & B	4,054	0	4,054	Quotations being Sought for Signage
Other Property and Services					
000000-Mens Shed Upgrade	L & B	15,000	35,216	(20,216)	Complete
		3,213,634	2,541,099	672,535	

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION

Progress Report on the Capital Works Program 2017 - 2018

That Council receive the Progress Report on the Capital Works Program 2017 – 2018 as at June 2018.

Moved:

Seconded:

Motion put and carried/lost:

11.1.2 Technical Services Monthly Report 30 June 2018

Author:	Ray Pratt, Works Foreman
Interest Declared:	No interest to disclose
Date:	20 July 2018
Attachments	

Matter for Consideration

That Council receive the Technical Services Monthly Report as at 30 June 2018.

Background

Nil

Statutory Environment

Nil

Statutory Implications

Nil

Consultation

Nil

Comment

1 ROAD CONSTRUCTION – CAPITAL

1.1 Yalgoo – Morawa Road

Graders have cleaned vegetation from verges and opened up drains. Repaired flood damage at floodways.

1.2 Yalgoo - Ninghan Road

Roadworks 90km south of Yalgoo completed.
Quodrio sealed 3.5km
Constructed Truck Bay at Golden Grove / Ninghan Road.

2 ROAD MAINTENANCE - OPERATIONS

2.1 Planned Works

Mt Gibson Road – Removed Bitumen with Grader.
Badja Road Graded.

2.2 Access Roads & Airstrips

Mellanbye Access Road Graded

3 OTHER INFRASTRUCTURE MAINTENANCE

3.1 Plant and Equipment

CAT Grader and John Deer Grader both had C services

3.2 Buildings

Purchase pipe and tank for Fuel Station Flooding Project
Purchase pipe and headwalls for Milligan Street

4 PARKS AND RESERVES

4.1 Reticulation put in at the Arts Centre, started landscaping.

4.2 Oval pad put in for clubrooms.

5 INFRASTRUCTURE - CAPITAL

5.1 Nil

6 STAFF

6.1 The Shire has an outside workforce of 9 staff

6.2 Ryan Egan obtained his MC licence.

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION

Technical Services Monthly Report 30 June 2018

That Council:

Receive the Technical Services report as at 30 June 2018.

Moved:

Seconded:

Motion put and carried/lost:

11.2 DEVELOPMENT, PLANNING AND ENVIRONMENTAL HEALTH

LATE ITEM

11.2.1 Reserve 11867 Great Northern Highway – Mt Singleton – Proposal for the Installation of a Telecommunications Facility

Author:	Mr. Silvio Brenzi, Chief Executive Officer
Interest Declared:	No interest to disclose
Date:	24 July 2018
Attachments	Planning Assessment Report by Planning Solutions, Proposal Plans

Matter for Consideration

The Shire has received an application for consideration in relation to a proposal to install a Telstra mobile phone base station located on Reserve 11867 within Ningham Station.

The application has been submitted by Planning Solutions on behalf of Service Stream Mobile Communications (SSMC) for its client, Telstra Corporation Limited (Telstra) with respect to the deployment of its mobile phone network.

A summary of the application is noted below:

A Telstra mobile phone base station facility, utilizing the existing 37.5 M guyed mast, which is proposed as part of the National Mobile Black Spot Program including:

- 4 x Omnidirectional antennas;
- 4 x Parabolic antennas;
- GPS antenna;
- 12 x Solar Panel arrays;
- 1 x Diesel Generator;
- Outdoor equipment shelter x 1;

The proposed facility will be contained within a 21.20 M x 20.30 M truncated security fenced compound. The mast is of a non-reflective galvanised finish which is considered the least obtrusive finish.

The facility will also reserve a 6.00 M space on the mast for future emergency services organisations infrastructure.

Background

The subject site is contained within the area covered by the Shire of Yalgoo Local Planning Scheme No. 2 (LPS2) and is a Local Scheme Reserve for Rural/Mining under the provisions of LPS2.

The proposal comprises of a the installation of four (4) omnidirectional antennas, one (1) GPS antenna and four (4) parabolic antennas on an existing 37.5 metre guyed mast, one (1) solar panel array and one (1) diesel generator at ground level, together with an outdoor equipment cabinet, cabling and ancillary equipment, including one (1) tower mounted amplifier and three (3) radio remote units.

The proposed infrastructure will be located on a reserve created to accommodate a trigonometrical station and also contains an existing 37.50 metre guyed mast utilised for radio transmission. The majority of the reserve will remain undisturbed, with the ground level infrastructure contained within the security fenced lease area containing the existing guyed mast, a solar panel array, diesel generator and equipment cabinets. Access to the site, once constructed, will be minimal, with an expectation of only one to two visits per year for maintenance. There is sufficient space within the lease area to accommodate a service vehicle.

Consultation

Chief Executive Officer – Mr. Silvio Brenzi
Environmental Health Officer/ Building Surveyor – Mr. Bill Atyeo

Strategic Implications

The strategic significance of telecommunications is identified in the State Planning Strategy which states:
“The development of State infrastructure, services and regional centres that employ new telecommunication technologies will enable business growth and efficiency. It will also enable people, resources and information to be linked in ways that reduce the barriers of location and time.”

Shire of Yalgoo Local Planning Strategy 2010

The Shire of Shire of Yalgoo Local Planning Strategy 2010 (Strategy) identifies the key issues relating to the Council’s long-term vision, values, aspirations and objectives for the Shire.

Sub clause 3.6.4 Telecommunications of Clause 3 Key Issues of the Strategy identifies that;
Land lines are provided by Telstra. There is no digital or cdma coverage.

Since the date of the Strategy mobile phone base stations have been installed throughout the Shire, however there are still substantial areas without effective coverage. Effective telecommunications is deemed an essential community service, vital to successful growth, development and safety. The proposed facility will provide terrestrial mobile voice and high-speed wireless data broadband to improve highway and town-to-town coverage to the rural communities, businesses, miners, tourists and travellers in the locality.

It is submitted the proposed development adequately addresses matters to be considered by Council and is considered to be consistent with the objectives of the Strategy.

Accordingly, the proposal warrants Council support and approval.

Policy Implications

The Shire of Yalgoo does not have a specific Telecommunications Local Planning Policy.

State Planning Policy No. 3.7–Planning in Bushfire Prone Areas

Department of Fire and Emergency Services mapping identifies the subject site is located within a Bush Fire Prone Area.

State Planning Policy No. 3.7 (**SPP3.7**) and Guidelines for Planning in Bushfire Prone Areas (Guidelines) provide objectives and guidelines on how bushfire risk is to be addressed when planning, designing or assessing a planning proposal within a bushfire prone area. Where required, SPP3.7 states that a Bushfire Attack Level (BAL) assessment is required as part of a planning application.

Whilst the subject site is located within a bushfire prone area, in accordance with Clause 5.8.4 of the Guidelines, a non-habitable building does not require a BAL assessment. Furthermore, Clause 5.7 of the Guidelines refers to telecommunications facilities as “unavoidable development,” where full compliance with SPP3.7 would be unreasonable.

A BAL assessment for the subject proposal is therefore not required.

State Planning Policy 5.2 – Telecommunications Infrastructure

The objectives of this policy are to:

- Facilitate the provision of telecommunications infrastructure in an efficient, cost-effective and environmentally responsible manner to meet community needs;

- Manage the environmental, cultural heritage, visual and social impacts of telecommunications infrastructure;
- Ensure that telecommunications infrastructure is included in relevant planning processes as essential infrastructure for business, personal and emergency reasons; and,
- Promote a consistent approach in the preparation, assessment and determination of planning decisions for telecommunications infrastructure.

It is considered that this proposal is consistent with these objectives.

The facility complies with State Planning Policy 5.2 Telecommunications Infrastructure in that it provides *'essential infrastructure for business, personal and emergency reasons'* and addresses clause 5.1.1 of the policy which cites *'The benefit of improved telecommunications services should be balanced with the visual impact on the surrounding area'*. It is considered that community benefits derived from the proposed facility outweigh the consequential negative impacts.

Financial Implications

Should Council resolve to refuse or conditionally approve this proposal; an applicant aggrieved by a determination of the local government in respect of the exercise of a discretionary power under the Scheme may appeal under Part 14 of the Planning and Development Act. Such process would incur legal costs.

Legal and Statutory Implications

The Planning and Development Act 2005 and its Regulations provides for the creation of a Local Planning Scheme.

The Shire of Yalgoo Local Planning Scheme No. 2 (the Scheme) provides the mechanism for protecting and enhancing the environment of the district and its historical associations, controlling land and building development, setting aside land for future use as reserves and other matters authorised by the Planning and Development Act 2005.

Under the Scheme the proposed "telecommunications infrastructure" land use is not listed. Accordingly, under Clause 4.4.2 of the LPS2 - If a person proposes to carry out on land any use that is not specifically mentioned in the Zoning Table and cannot reasonably be determined as falling within the type, class or genus of activity of any other use category the local government may —

- a) determine that the use is consistent with the objectives of the particular zone and is therefore permitted;
- b) determine that the use may be consistent with the objectives of the particular zone and thereafter follow the advertising procedures of clause 9.4 in considering an application for planning approval; or
- c) determine that the use is not consistent with the objectives of the particular zone and is therefore not permitted.

The land is identified as being a Local Reserve, which under Clause 3.4 of LPS2: a person must not —

- a) use a Local Reserve; or
- b) commence or carry out development on a Local Reserve, without first having obtained planning approval under Part 9 of the Scheme.

In determining an application for planning approval, the local government is to have due regard to —

- a) the matters set out in clause 10.2; and
- b) the ultimate purpose intended for the Reserve.

With respect to the above, it is considered that the proposed land use of 'telecommunications infrastructure' would not compromise the ultimate purpose intended for the reserve.

Heritage has also been considered and the attached report outlines the considerations and conclusions reached by Planning Solutions who act on behalf of Service Stream Mobile Communications (SSMC).

Nationally, telecommunications infrastructure is governed by the Telecommunications Act 1997. This is the overarching legislation. The main effect of this legislation is that there is a requirement for telecommunications infrastructure to comply with State (and local) planning and environmental approval procedures.

Should Council decide to refuse the application, it is likely that the matter will be sent to the State Administrative Tribunal (SAT) for review. Additionally, refusal of an application made under the National Black Spot Program has the potential to impact the future development and rollout of similar facilities required for the network operation throughout the area.

Risk Implications

As noted above, an applicant aggrieved by a determination of the local government in respect of the exercise of a discretionary power under the Scheme may appeal under Part 14 of the Planning and Development Act. Such process would incur legal costs.

Social Implications

The Shire of Yalgoo currently has many mobile black spots within its boundary. Poor reception in remote areas can be problematic for social connectivity and can also hamper the ability to communicate during emergency situations.

Effective telecommunications are deemed to be an essential community service, vital to successful growth, development and safety. The proposed facility will provide terrestrial mobile voice and high-speed wireless data broadband to improve highway and town-to-town coverage to the rural communities, tourists and travellers in the locality.

Environmental Implications

It is advised that the construction of the proposed guyed mast and associated ancillary development is unlikely to have a significant effect on the surrounding environment. Any possible impacts can be appropriately addressed through the existing planning framework.

While the proposal has the minimal impacts to the surrounding natural environment, it is recommended that during construction all care is taken to ensure that native wildlife is not interfered, erosion does not occur or is not likely to occur once the construction is complete and that any damage and rubbish created by the construction is appropriately remediated.

Economic Implications

There are no adverse economic implications envisaged from this report.

Conclusion

There is strong State policy support for telecommunications facilities if, when balancing improved telecommunications services with environmental impacts; including for example, visual impact and flood or fire hazard, a particular proposal provides a net community benefit.

The proposal presented is permissible under the provisions of the Shire of Yalgoo Local Planning Scheme No. 2 and is consistent with the objectives and provisions of the applicable statutory planning instruments and is consistent with the principles of orderly and proper planning as outlined in the full report.

In summary, the proposal is justified for the following reasons:

1. The proposed development is consistent with the Shire of Yalgoo Local Planning Strategy 2010
2. The proposed development is consistent with the Scheme provisions and objectives of the Shire of Yalgoo Local Planning Scheme No.2.
3. The proposal is consistent with the Western Australian Planning Commission's State Planning Policy No. 5.2–Telecommunications Infrastructure.
4. The proposal is adequately separated from sensitive sites and residential development.
5. The infrastructure associated with the telecommunications facility will be contained within the existing site and will not involve the removal of significant vegetation.
6. Works associated with the development are not anticipated to detrimentally affect the amenity of the area.

The proposal is consistent with planning principles derived from state and local levels, and given the minimal impact on the amenity of the area and the locality, the application warrants approval from the Shire of Yalgoo.

The proposed telecommunications facility as part of the National Mobile Black Spot Program will provide improved coverage services within the Shire and will provide an overall benefit.

Under Clause 10.3 of the Shire of Yalgoo Local Planning Scheme No.2, in determining an application for planning approval the local government may –

- a) Grant its approval with or without conditions; or
- b) Refuse to grant its approval.

In this instance, it is considered that the application appropriately meets all statutory requirements and is therefore recommended that approval be granted subject to relevant conditions.

Voting Requirements

Simple Majority.

OFFICER RECOMMENDATION

Reserve 11867 – Great Northern Highway – Paynes Find – Mt Singleton – Proposal for the Installation of a Telecommunications Facility

That Council:

Approve the application for development submitted by Planning Solutions acting on behalf of Service Stream Mobile Communications (SSMC) for their client Telstra Corporation Limited for the installation of a Mobile Phone Base Station on Reserve 11867, subject to the following conditions:

- 1. Development shall be carried out only in accordance with the terms of the application as approved herein and any approved plans;**
- 2. Any variations from the above shall require additional approval to be received from Council;**
- 3. The development approved is to be substantially commenced within a period of 2 years after the date of determination. Should development not substantially commence before the expiration, approval would no longer apply and additional approvals will be required;**
- 4. This approval does not constitute a building permit. A building permit is to be obtained prior to the commencement of any building works; and**
- 5. Nothing in the approval or these conditions shall excuse compliance with all relevant written laws in the commencement and carrying out of the development.**

Moved:

Seconded:

Motion put and carried/lost

11.3 FINANCE

11.3.1 Accounts for Payment June 2018

Author:	Dominic Carbone
Interest Declared:	No interest to disclose
Date:	20 July 2018
Attachments	Nil

Matter for Consideration

Council approve the Accounts for Payment list for the period 1 June 2018 to 30 June 2018 as detailed in the report below.

Background

The Local Government Act 1995 and the Local Government (Financial Management) Regulations 1996 requires the Chief Executive Officer to present a list of accounts paid and/or payable to Council and such to be recorded in the minutes of the meeting.

Statutory Environment

Local Government Act 1995

6.10 Financial Management regulations

Regulations may provide for –

- a. The security and banking of money received by a local government' and
- b. The keeping of financial records by a local government; and
- c. The management by a local government of its assets, liabilities and revenue; and
- d. The general management of, and the authorisation of payments out of –
 - I. The municipal fund; and
 - II. The trust fund, of a local government.

Local Government (Financial Management) Regulations 1996

13. Payments from municipal fund or trust fund by CEO, CEO's duties as to etc.
 1. If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared –
 - I. The payee's name; and
 - II. The amount of the payment; and
 - III. The date of the payment; and
 - IV. Sufficient information to identify the transaction.
 2. A list of accounts for approval to be paid is to be prepared each month showing –
 - a. For each account which requires council authorisation in that month –
 - I. The payee's name; and
 - II. The amount of the payment; and
 - III. Sufficient information to identify the transaction; and
 - b. The date of the meeting of the council to which the list is to be presented.
 3. A list prepared under subregulation (1) or (2) is to be –
 - a. Presented to the council at the next ordinary meeting of the council after the list is prepared; and
 - b. Recorded in the minutes of that meeting.

Strategic Implications

Nil

Financial Implications

Nil

Consultation

Nil

Comment

The list of accounts paid for the period 1 June 2018 to 30 June 2018 are as follows:

_ID	Creditor's Name	Cheque Date	Invoice Details	Total Amount Due
1009*2018	Austral Mercantile Collection Pty Ltd	5/06/2018	Debt Collection Fee	2,981.57
1015*2018	Beaurepaires	5/06/2018	Tyres - Trailer YA-1643 Tyres- Bobcat YA-493	1,800.70
1018*2018	BOQ Asset Finance & Leasing Pty Ltd	5/06/2018	Photocopier rental	329.50
1024*2018	Canine Control	5/06/2018	Ranger Service 13 & 17 May 2018	949.03
1034*2018	Communication Systems Geraldton	5/06/2018	Check faulty computer cable and replace	1,534.50
1044*2018	Rocke, David	5/06/2018	Clean Paynes Find Community Centre for RFDS Clinic	862.50
1056*2018	Five Star Business Equipment & Comms	5/06/2018	Photocopier mtce charge	774.55
1064*2018	REFUEL AUSTRALIA	5/06/2018	May 2018 Fuel Purchase	19,481.19
1065*2018	Geraldton Mower & Repair Specialist	5/06/2018	5L 2-stroke oil, blades,repair honda leaf blower and purchase new honda leaf blower	2,012.20
1073*2018	Great Northern Rural Services.	5/06/2018	40 STEEL POSTS	376.64
1130*2018	Novus Autoglass Midwest	5/06/2018	YA-778 TOYOTA LANDCRUISER, WINDSCREEN REPLACEMENT YA -778 and YA - 795	1,235.50
1137*2018	PaynesFind Road House & Tavern	5/06/2018	Fuel Purchase	400.99
1138*2018	Pemco Diesel Pty Ltd	5/06/2018	YA329: Carry Out Service	793.16
1196*2018	Wavecrest Projects Pty Ltd.	5/06/2018	1 Stanley Street - Car Port Repairs	10,725.00
1236*2018	U R SAFE PTY LTD	5/06/2018	Installation of perimeter security electric fence and new remote for auto gate & alarm system	28,472.40
1237*2018	MERCURE HOTEL PERTH	5/06/2018	ACCOMMODATION,PARKING,MEALS FOR BRITT HOLLAND - WALGA TRAINING	596.00

_ID	Creditor's Name	Cheque Date	Invoice Details	Total Amount Due
1240*2018	Westrac Equipment Pty Ltd	5/06/2018	YA457: Vehicle Parts	1,411.35
1251*2018	Atyeo's Environmental Health Services PL	5/06/2018	Consultancy Fees - EHO Duties	3,810.08
1260*2018	CONSTRUCTION TRAINING FUND	5/06/2018	PAYMENT OF BCITF FEES COLLECTED	1,050.00
1280*2018	BP MECHANICAL MAINTENANCE	5/06/2018	YA457: Service & Repaires YA1590: Service & Repaires YA493: Service & Repaires	1,895.06
1284*2018	DEPARTMENT OF MINES, INDUSTRY REGULATIONS & SAFETY	5/06/2018	PAYMENT OF BSL FEES COLLECTED	704.25
1310*2018	INTEGRITY SAMPLING WA	5/06/2018	Random Testing	2,161.06
1339*2018	SUN CITY BATTERIES	5/06/2018	RT1272F2 RITAR 12V AGM BATTERY	35.00
1382*2018	GLASS CO WA	5/06/2018	6 Henty: Supply & Install Security Screens & Doors 43 Gibbons: Supply & Install Security Screens & Do 48 Gibbons: Supply & Install Security Screens & Do 54 Campbell: Supply & Install Security Screens & D 27 Stanley: Suplly & Install Security Screens & Do 18a Shamrock: Supply & Install Security Screens & 18b Shamrock: Supply & Install Security Screens & 18d Shamrock: Supply & Install Security Screens & 18c Shamrock: Supply & install Security Screens & 19b Stanley: Supply & install Security Screens 19a Stanley: Supply & Install Security Screens	52,429.52
1404*2018	HOLLAND, BRITT	5/06/2018	Reimbursement of Staff Rates Training Expenses	123.64
1409*2018	CAMERELLI ASSOCIATES	5/06/2018	Consultanct fees - Conduct CEO Appraisal	1,605.00
1412*2018	PRATT, HELEN	5/06/2018	Steel Post Caps - Caravan Park	9.90
1415*2018	RIGHT 4 THE ROAD	5/06/2018	YA 415: INSPECTION FEE	158.95
1059*2018	Trenfield, Gail	14/06/2018	Meeting Fees -Ordinary Meeting (May) 2018 Special Meeting 8.06.2018	472.00

_ID	Creditor's Name	Cheque Date	Invoice Details	Total Amount Due
1085*2018	Kanny, Joanne	14/06/2018	Meeting Fees -Ordinary Meeting (May) 2018 Special Meeting 8.06.2018	970.00
1139*2018	Lawson, PERCY (SENIOR)	14/06/2018	Meeting Fees -Ordinary Meeting (May) 2018 Special Meeting 8.06.2018	763.67
1158*2018	Grinham, Robert	14/06/2018	Meeting Fees -Ordinary Meeting (May) 2018 Special Meeting 8.06.2018	863.49
1220*2018	PAYNE, GREGORY ARTHUR	14/06/2018	Meeting Fees -Ordinary Meeting (May) 2018 Special Meeting 8.06.2018	1,737.26
1311*2018	HODDER, TAMISHA	14/06/2018	Meeting Fees -Ordinary Meeting (May) 2018 Special Meeting 8.06.2018	472.00
1417*2018	MAKING TRACKS ADVENTURES	14/06/2018	Donation	300.00
1015*2018	Beaurepaires	18/06/2018	YA807: Tyres	3,131.76
1028*2018	Civic Legal	18/06/2018	Legal Fees -Native Title Matters , advice in relation to request for access to CCTV,disciplinary action	18,996.64
1037*2018	Core Business Australia pty ltd	18/06/2018	Project Management - Claim 1: Yalgoo Sports Centre Project	34,315.25
1048*2018	Dominic Carbone & Associates	18/06/2018	Consultancy Service - Admin and Finance	5,170.00
1064*2018	REFUEL AUSTRALIA	18/06/2018	Truck Wash & Oil	796.69
1067*2018	Geraldton Toyota	18/06/2018	40,000km Service: CEO Vehicle	642.49
1091*2018	Landgate	18/06/2018	Mining Tenements Land Enquiry	387.20
1093*2018	LGISWA	18/06/2018	Excess on claim settlement	5,000.00
1119*2018	Mt Magnet Waste Disposal	18/06/2018	8 Henty St - Pump out Septic	1,900.00
1171*2018	WINC AUSTRALIA PTY LIMITED	18/06/2018	Archive Box (20) Archive Box(30)	832.15
1182*2018	ThinkWater Geraldton	18/06/2018	Supply & Install Reticulation to Art Centre	7,547.55

_ID	Creditor's Name	Cheque Date	Invoice Details	Total Amount Due
1245*2018	TYREPOWER GERALDTON	18/06/2018	YA0: Tyres	1,458.24
1280*2018	BP MECHANICAL MAINTENANCE	18/06/2018	YA457: Service & Repaires YA807: Service & Repaires High Pressure Cleaner: Service & Repaires YA1611:	1,613.15
1339*2018	SUN CITY BATTERIES	18/06/2018	TRUCK BATTERIES	1,044.00
1357*2018	ARTISTRY SIGN MAKERS	18/06/2018	Heritage Signs	4,900.00
1378*2018	DATAKOM SYSTEMS WA	18/06/2018	IPADS for members	4,774.31
1393*2018	EXTERIA STREET AND PARK OUTFITTERS	18/06/2018	Pinic Shelter: Shamrock Park	8,273.10
1397*2018	PROFESSIONALS GERALDTON	18/06/2018	Staff Housing Inspections	3,000.00
1021*2018	Bunnings Building Supplies Pty Ltd	21/06/2018	Workshop consumbles - screws, wall plugs, door rol, 60 bags of rapid set concrete,blade saw kit 12pce	1,141.04
1040*2018	Courier Australia	21/06/2018	Freight Charges	474.40
1056*2018	Five Star Business Equipment & Comms	21/06/2018	Photocopier mtce charge	564.47
1067*2018	Geraldton Toyota	21/06/2018	37,000km Service Due to YA805 - Repair to Right Re Ceo vehicle: Replace fuel filter	1,313.45
1108*2018	Midwest Chemical & Paper	21/06/2018	REGAL 2PLY 400S TOILET ROLL (48): K2V-400	314.34
1182*2018	ThinkWater Geraldton	21/06/2018	RETIC FITTINGS: ART CENTRE	161.40
1189*2018	Urbis Pty Ltd	21/06/2018	Planning Consultancy Fees -Rezoning Lots 65-66 Gibbons St	1,285.77
1191*2018	Veolia Environmental Services	21/06/2018	Rubbisg Service Collection Fee	4,005.94

_ID	Creditor's Name	Cheque Date	Invoice Details	Total Amount Due
1369*2018	GNC	21/06/2018	SEPTIC TANK , CONCRETE PIPES	5,625.40
1374*2018	MIDWEST TURF SUPPLIES	21/06/2018	Landscaping consultancy	5,645.70
1392*2018	QUADRIO EARTHMOVING PTY LTD	21/06/2018	Yalgoo Ninghan Rd: Prep existing base & Seal	297,000.00
1395*2018	QUEST INNALOO	21/06/2018	Staff Training -Accommodation & Meals: Britt Holland D.O.T Training	1,107.80
1402*2018	NOVOTEL PERTH LANGLEY	21/06/2018	Acommodation & Meals - Silvio Brenzi	144.50
1404*2018	HOLLAND, BRITT	21/06/2018	Reimbursement - Meals (D.O.T Training)	34.60
1418*2018	INCITE SECURITY	21/06/2018	IT work on Ceo computer	687.50
1012*2018	Australian Taxation Office	26/06/2018	May 2018 BAS Activity Statement	19,998.00
1015*2018	Beaurepaires	26/06/2018	YA 1622 - TYRES	1,719.96
1021*2018	Bunnings Building Supplies Pty Ltd	26/06/2018	Workshop Consumables Concrete Rapid Set	1,072.92
1024*2018	Canine Control	26/06/2018	Ranger Service: 29 May 2018 Ranger Service: 7 June 2018 Ranger Service: 14 & 20 June 2018	2,847.09
1040*2018	Courier Australia	26/06/2018	Freight charges	474.40
1044*2018	Rocke, David	26/06/2018	Reimbursement Stationary Supplies	428.29
1056*2018	Five Star Business Equipment & Comms	26/06/2018	Photocopier mtce charge	564.47
1064*2018	REFUEL AUSTRALIA	26/06/2018	May 2018 Fuel Charges	22,133.08
1067*2018	Geraldton Toyota	26/06/2018	40,000km service Replace Fuel Filter	791.00
1077*2018	Hitachi Construction Machinery(Australia)	26/06/2018	YA465: Grader Parts	981.30

_ID	Creditor's Name	Cheque Date	Invoice Details	Total Amount Due
1108*2018	Midwest Chemical & Paper	26/06/2018	Caravan Park:Cleaning Supplies	744.73
1153*2018	Pratt, Ray	26/06/2018	Keys Cut for Oval	23.20
1155*2018	Records Archives Historical Management	26/06/2018	Consultancy Fees - Recorgs Site Visit Review	7,018.00
1182*2018	ThinkWater Geraldton	26/06/2018	ORANGE PUMP CP200 550W S/S Art Centre: Retic Fittings	694.75
1189*2018	Urbis Pty Ltd	26/06/2018	Plaaning Consultancy Fees - Rezoning Lots 65-66 Gibbons St	1,285.77
1191*2018	Veolia Environmental Services	26/06/2018	Rubbish Service Collection Fee	4,005.94
1207*2018	Yalgoo Hotel Motel	26/06/2018	ACCOMMODATION & MEALS: BILL ATYEO - 19 TO 21 JUNE Lunch for LEMC Meeting Held 11 May 2018 ACCOMMODATION & MEALS - BILL ATYEO: 22 - 24 MAY 20 Supply Lunch for Council Meeting	1,108.00
1252*2018	E & MJ ROSHER	26/06/2018	YA487 & YA499: PARTS Ya499: Filter (oil)	495.70
1277*2018	REILLY & CO	26/06/2018	Community Engagement Artwork: design for FairGame visit flyer	3,366.79
1347*2018	GRANTS EMPIRE	26/06/2018	Consultanct Fees - Sports Building Grant Application	528.00
1369*2018	GNC	26/06/2018	Concrete pipes	5,625.40
1374*2018	MIDWEST TURF SUPPLIES	26/06/2018	Landscaping works - Suppy and Install Art Centre	11,555.70
1384*2018	IRIS CONSULTING	26/06/2018	Recordkeeping & Accounting for Councillors	298.00
1392*2018	QUADRIO EARTHMOVING PTY LTD	26/06/2018	Yalgoo-Ningham Rd: Road Works	297,000.00
1395*2018	QUEST INNALOO	26/06/2018	Staff Training -Britt Holland: Accommodation & Meals	1,107.80
1402*2018	NOVOTEL PERTH LANGLEY	26/06/2018	Accommodation: CEO	144.50

_ID	Creditor's Name	Cheque Date	Invoice Details	Total Amount Due
1404*2018	HOLLAND, BRITT	26/06/2018	Reimbursement - Meals (D.O.T Training)	34.60
1405*2018	WAGGA WAGGA STATION	26/06/2018	Wild Dog Bounty Scheme	220.00
1412*2018	PRATT, HELEN	26/06/2018	Financial Year Diary	21.67
1418*2018	INCITE SECURITY	26/06/2018	Carry out IT works	687.50
1419*2018	BENARA NURSERIES	26/06/2018	Supply of Plants	825.55
1420*2018	GERALDTON LOCK & KEY	26/06/2018	1 KEY CABINET FOR WORKSHOP	200.00
1422*2018	PULLAGAROO STATION	26/06/2018	Wild Dog Bounty	550.00
1009*2018	Austral Mercantile Collection Pty Ltd	29/06/2018	Debt Collection Fees	1,311.35
1018*2018	BOQ Asset Finance & Leasing Pty Ltd	29/06/2018	Konica Minolta Copier Rental	329.50
1021*2018	Bunnings Building Supplies Pty Ltd	29/06/2018	GAS BOTTLE EXCHANGE & SUNDRY ITEMS FOR CARAVAN PARK, Sundry Supplies for Workshop	439.16
1059*2018	Trenfield, Gail	29/06/2018	Meeting Fees June 2018	763.67
1085*2018	Kanny, Joanne	29/06/2018	Meeting Fees June 2018	1,918.87
1139*2018	Lawson, PERCY (SENIOR)	29/06/2018	Meeting Fees June 2018	440.83
1158*2018	Grinham, Robert	29/06/2018	Meeting Fees June 2018	1,318.93
1171*2018	WINC AUSTRALIA PTY LIMITED	29/06/2018	Office Supplies	1,161.36
1175*2018	Sun City Print	29/06/2018	Stationery 12 RECEIPT BOOKS	391.00
1200*2018	Western Independent Foods	29/06/2018	Consumables -ANCHOR FULL CREAM MILK UHT P/ 250 X 15MLS	101.31

_ID	Creditor's Name	Cheque Date	Invoice Details	Total Amount Due
1234*2018	DATACOM SOLUTIONS (AU) PTY LTD	29/06/2018	Onsite and Online Consulting Fees - OZONE	14,102.00
1251*2018	Atyeo's Environmental Health Services PL	29/06/2018	Consultanct Fees - EHO Duties	3,939.78
1311*2018	HODDER, TAMISHA	29/06/2018	Meeting Fees June 2018	763.67
1357*2018	ARTISTRY SIGN MAKERS	29/06/2018	Tourism Signage	6,205.00
1423*2018	JAMES, EMMALINE	29/06/2018	School Holiday Workshop 5 & 6 July 2018	3,200.00
1424*2018	LAWSON, PERCY	29/06/2018	Part Payments for rates A# 597 from June 2018 meeting fees	440.84
TOTAL				992,965.88

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION

Accounts for Payment May 2018

That Council approve the list of accounts paid for the period 1 June 2018 to 30 June 2018 amounting to \$992,965.88 and the list be recorded in the Minutes.

Moved:

Seconded:

Motion put and carried / lost

11.3.2 Investments as at 30 June 2018

Author:	Dominic Carbone
Interest Declared:	No interest to disclose
Date:	20 July 2018
Attachments	Nil

Matter for Consideration

That Council receive the Investment Report as at 30 June 2018.

Background

Money held in the Municipal Fund of the Shire of Yalgoo that is not required for the time being may be invested under the Trustee Act 1962 Part III.

Statutory Environment

Local Government Act 1995

6.14. Power to invest

(1) Money held in the municipal fund or the trust fund of a local government that is not, for the time being, required by the local government for any other purpose may be invested as trust funds may be invested under the *Trustees Act 1962* Part III.

(2A) A local government is to comply with the regulations when investing money referred to in subsection (1).

(2) Regulations in relation to investments by local governments may —

(a) make provision in respect of the investment of money referred to in subsection (1); and

[(b) *deleted*]

(c) prescribe circumstances in which a local government is required to invest money held by it; and

(d) provide for the application of investment earnings; and

(e) generally provide for the management of those investments.

Local Government (Financial Management) Regulations 1996

19. Investments, control procedures for

(1) A local government is to establish and document internal control procedures to be followed by employees to ensure control over investments.

(2) The control procedures are to enable the identification of —

(a) the nature and location of all investments; and

(b) the transactions related to each investment.

19C. Investment of money, restrictions on (Act s. 6.14(2)(a))

(1) In this regulation —

authorised institution means —

(a) an authorised deposit-taking institution as defined in the *Banking Act 1959* (Commonwealth) section 5; or

(b) the Western Australian Treasury Corporation established by the *Western Australian Treasury Corporation Act 1986*;

foreign currency means a currency except the currency of Australia.

(2) When investing money under section 6.14(1), a local government may not do any of the following —

(a) deposit with an institution except an authorised institution;

(b) deposit for a fixed term of more than 12 months;

(c) invest in bonds that are not guaranteed by the Commonwealth Government, or a State or Territory government;

(d) invest in bonds with a term to maturity of more than 3 years;

- (e) invest in a foreign currency.

Strategic Implications

Nil

Consultation

Nil

Comment

The worksheet below details the investments held by the Shire as at 30 June 2018.

SHIRE OF YALGOO INVESTMENTS AS AT 30 JUNE 2018								
INSTITUTIONS	SHORT TERM RATING	INVESTMENT TYPE	ACCOUNT N ^o	TERM	DATE OF TRANSACTION	DATE OF MATURITY	INTEREST RATE	PRINCIPAL
MUNICIPAL FUND								
Note Balance as per Bank Statement								
NAB	N/A	Operating a/c	50-832-4520	Ongoing	N/A	N/A	Variable	\$1,494,941.00
NAB	N/A	Cash Maximiser	86-538-7363	Ongoing	N/A	N/A	Variable	\$41,141.54
NAB	N/A	Term Deposit	89-977-1574	30 days	26.06.2018	27.07.2018	1.50%	\$62,683.84
NAB	N/A	Short Term Investment	24-831-4222	Ongoing	N/A	N/A	Variable	\$51,862.49
TOTAL								\$1,650,628.87

RESERVE FUNDS								
NAB	N/A	Term Deposit	97-511-4454	30 Days	27.06.2018	27.07.2018	1.50%	\$162,347.79
NAB	N/A	Term Deposit	89-972-5236	30 Days	27.06.2018	27.07.2018	1.50%	\$450,651.08
NAB	N/A	Term Deposit	11-186-3992	30 Days	27.06.2018	27.07.2018	1.50%	\$1,075,045.84
TOTAL								\$1,688,044.71

TRUST								
NAB	N/A	Trust a/c	50-832-4559	Ongoing	N/A	N/A	Variable	\$21,738.51
TOTAL								\$21,738.51

INVESTMENT REGISTER						
01 JULY 2017 TO 30 JUNE 2018						
NATIONAL AUSTRALIA BANK						
ACCOUNT N ^o	DATE OF MATURITY	INTEREST RATE	OPENING BALANCE	INTEREST EARNED TO 3.06.2018	INVESTMENT TRANSFERS	CLOSING BALANCE 30.06.2018
86-538-7363	Ongoing	Variable	\$40,929.28	\$212.26	0	\$41,141.54
89-977-1574	27.07.2018	1.50%	\$61,392.89	\$1,290.95	0	\$62,683.84
24-831-4222	Ongoing	Variable	\$51,594.90	\$267.59	0	\$51,862.49
97-511-4454	27.07.2018	1.50%	\$158,650.69	\$3,697.10	0	\$162,349.79
89-972-5236	27.07.2018	1.50%	\$440,410.14	10,240.94	0	\$450,651.08
11-186-3992	27.07.2018	1.50%	\$1,050,564.24	\$24,481.60	0	\$1,075,045.84

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION

Investments as at 30 June 2018

That the Investment Report as at 30 June 2018 be received.

Moved:

Seconded:

Motion put and carried/lost

11.3.3 Financial Activity Statement for the Period ended the 30 June 2018

Author:	Dominic Carbone
Interest Declared:	No interest to disclose
Date:	20 July 2018
Attachments	<ul style="list-style-type: none"> • Statement of Comprehensive Income ending the 30 June 2018; • Financial Activity Statement; ending 30 June 2018 • Summary of Current Assets and Current Liabilities as of 30 June 2018; • Statement of Current Financial Position as at 30 June 2018; • Detailed worksheets; • Other Supplementary Financial Reports: <ul style="list-style-type: none"> ○ Reserve Funds; ○ Loan Funds; ○ Trust Fund

Matter for Consideration

Adoption of the Monthly Financial Statements.

Background

The Local Government Act and Regulations require local governments to prepare monthly reports containing the information that is prescribed.

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

Provision of timely accounting information to inform Council of the financial status and financial affairs of the local government.

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

Policy Implications

2.4 Material Variance

Financial Implications

The Financial Activity Statements reflect the financial situation of the Shire as at year to date.

Consultation

Nil

Comment

The Shire prepares the monthly financial statements in the statutory format along with the other supplementary financial reports comprising of:

- Statement of Comprehensive Income;
- Statement of Financial Position;
- Reserve Funds;
- Loan Funds; and
- Trust Fund.

The areas where material variances have been experienced (10% or \$10,000 above or below budget) are commented on in the material variance column.

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION

R34 (1) Financial Activity Statement for the Period ended the 30 June 2018.

That Council:

Adopts the Financial Activity Statement for the period ended 30 June 2018.

Moved:

Seconded:

Motion put and carried/lost

11.4 ADMINISTRATION

11.4.1 Report on Matters Outstanding as at 20 July 2018

Author:	Dominic Carbone
Interest Declared:	No interest to disclose
Date:	20 July 2018
Attachments	Nil

Matter for Consideration

That Council note the report on outstanding matters.

Background

The report is compiled from resolutions of Council relating to reports presented to Council, Notice of Motions, and Urgent Business.

Statutory Environment

Nil

Business Implications

Nil

Consultation

Nil

Comment

Matters outstanding are detailed below with comments in relation to status.

MATTERS OUTSTANDING			
MEETING DATE	ITEM REFERENCE	RESOLUTION	CURRENT STATUS
31 Mar 17	Under-taking a Review of the Shire of Yalgoo Policies	That the CEO under-take a review of the Shire Policies over the next three months	Funds to be allocated in the Draft 18/19 annual budget.
28 July 2017	Review of Local Laws	Council authorised the CEO to implement a review of Local Laws	Funds to be allocated in the Draft 18/19 annual budget
23 March 2018	Application for a prospecting licence	Council authorises the CEO to locate a suitable prospecting area close to the Yalgoo town site and make application to the Mining Registrar for registration.	Application to be lodged - Works Foreman to Lodge 27/6/2018

MATTERS OUTSTANDING			
MEETING DATE	ITEM REFERENCE	RESOLUTION	CURRENT STATUS
29 June 2018	Final Adoption of Local Planning Scheme Amendment No. 2	<p>That Council:</p> <ol style="list-style-type: none"> 1. Pursuant to Section 75 of the <i>Planning and Development Act 2005 (as amended)</i> and Clause 50(3)(a) of the <i>Planning and Development (Local Planning Scheme) Regulations 2015</i> resolve to support Amendment No.2 without modification and subsequently adopt Scheme Amendment No.2 to Local Planning Scheme No.2 by: <ol style="list-style-type: none"> i. Reclassify Lot 65 (No. 42) Gibbons Street and Lot 66 (No.44) Gibbons Street, Yalgoo from ‘Public Purposes’ to ‘Residential (R10)’ as indicated on the Scheme Amendment Map. ii. Amend the Scheme Map accordingly. 2. That Council authorise the Shire President and the Chief Executive Officer to execute the relevant documentation pursuant to Clause 50 of the <i>Planning and Development (Local Planning Scheme) Regulations 2015</i>. 3. That Council notes the submissions received during the formal advertising period, as set out in the Schedule of Submissions and the Officer recommendation in respect of each submission. 4. That Council forwards the Schedule of Submissions and a copy of each submission to the Western Australian Planning Commission together with three copies of the signed and sealed Amendment documents for endorsement pursuant to Clause 53(1) of the <i>Planning and Development (Local Planning Scheme) Regulations 2015</i>. 5. That Council request the Honourable Minister for Transport, Planning and Lands to grant final approval to Scheme Amendment No.2 to Local Planning Scheme No.2. 6. That Council inform those agencies and persons who made a submission on Scheme Amendment No.2 to Local Planning Scheme No.2 of its decision. 	Consultant Planner to initiate the required actions.

MATTERS OUTSTANDING

MEETING DATE	ITEM REFERENCE	RESOLUTION	CURRENT STATUS
27 April 2018	CCTV extension to service Police Station	Council approved a wireless link from the Shire Administration Centre to Yalgoo Police Station.	\$3,500 be incorporated in the 2018-19 Draft Annual Budget.
8 June 2018	Request to utilise the Yalgoo Arts and Culture Centre	The CEO to request a formal proposal from North Midlands Project to use the facility as a Training Hub.	Letter was sent. No response.
26 June 2018	Paynes Find Planning Compliance Assessment	<p>That Council:</p> <ol style="list-style-type: none"> 1. Pursuant to Clause 10.3 of the Shire of Yalgoo Local Planning Scheme No.2 approve the respective site plans for Lot 4317, Goodingnow Road, Paynes Find WA 6612 (PilRoc Retreat) and Lot 4234, Great Northern Highway, Paynes Find WA 6612 (Paynes Find Roadhouse & Tavern); 2. Advise the owners of the property that: <ol style="list-style-type: none"> i. Any future development upon the site that requires associated planning approval are to be determined and approved by the Council accordingly; ii. Approval of the respective site plans do not constitute approval for any applications which may be pending determination by Council, and do not guarantee future approvals on the site. iii. Nothing in the approval or these conditions shall excuse compliance with all relevant written laws in the commencement and carrying out of the development 3. Provide the Compliance Assessment Report and a copy of this determination to the respective landowners. 4. Seek confirmation from the landowners in relation to the recommended scheme amendments identified in the assessment reports prior to initiation. 	Consultant Planner to initiate required actions.

MATTERS OUTSTANDING			
MEETING DATE	ITEM REFERENCE	RESOLUTION	CURRENT STATUS
26 June 2018	Community Survey	<p>That Council:</p> <ol style="list-style-type: none"> 1. Thank the Yalgoo Community for their responses 2. Subject to (1) above that this be communicated to residents via the Bulldust, email and on the internet. 	To be place on the Shire’s Facebook Page and on the next edition of the Yalgoo Bulldust.

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION

Report on Matters Outstanding as at 20 July 2018

That Council:

Receives Report N° 11.4.1 Report on Matters Outstanding as at 20 July 2018.

Moved:

Seconded:

Motion put and carried/lost

11.4.2 Integrity Compliance Audit Program

Author:	Dominic Carbone
Interest Declared:	No interest to disclose
Date:	20 July 2018
Attachments	Letter from Department of Local Government, Sport and Cultural Industries dated 3 July 2018

Matter for Consideration

That Council give consideration to participating in the Department of Local Government, Sport and Cultural Industries roll out of their Compliance Framework component namely the Integrity Compliance Audit Program.

Background

The initiative replaces the Department’s previous Compliance and Probity Audit.

Statutory Environment

Nil

Statutory Implications

The Shire’s participation in the Integrity Compliance Audit Program will provide feedback as to the Level of governance compliance and possible areas of improvement.

Consultation

Nil

Comment

The Department of Local Government, Sport and Cultural Industries has selected the Shire of Yalgoo, as a small local government in the Gascoyne Murchison region to participate in the roll out of its new Integrity Compliance Audit Program. Council is requested to give consideration to the invitation extended by the department.

Participation in the program is considered beneficial to the Shire as it will assist it in improving its level of compliance.

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION

Integrity Compliance Audit Program

That Council

Advise the Department of Local Government, Sport and Cultural Industries that it is willing to participate in its roll out of the Integrity Compliance Audit Program.

Moved:

Seconded:

Motion put and carried/lost:

11.4.3 Request for Comments – Proposed Creation of an Unclassified Conservation Park over former Burnerbinmah Pastoral Lease Lands

Author:	Dominic Carbone
Interest Declared:	No interest to disclose
Date:	20 July 2018
Attachments	Letter from the Department of Biodiversity, Conservation and Attractions dated 27 March 2018

Matter for Consideration

That Council provide comments to the Department of Biodiversity, Conservation and Attractions in relation to the creation of a conservation park over the former Burnerbinmah pastoral lease.

Background

The Burnerbinmah pastoral lease was purchased by the Department of Conservation and Land Management in 1995. The pastoral lease was surrendered and the land reverted to crown land.

Statutory Environment

Land Administration Act 1997

s14 Minister to consult local governments before exercising certain powers in relation to Crown land

Before exercising in relation to Crown land any power conferred by this Act, the Minister must, unless it is impracticable to do so, consult the local government within the district of which the Crown land is situated concerning that exercise.

Financial Implications

Concerns over the erosion of the Shire rating base while continuing to service the area.

Consultation

Nil

Comment

The proposed conservation park has an approximate area of 50,508 hectares and it will be established for conservation and recreational purposes as part of the Karara Rangelands Park. The department states that the installation of recreation and tourism facilities such as day use areas and basic camping facilities could be established as funding permits and enter into partnership with Aboriginal people to manage and interpret the Culture values of the land.

Whilst the Shire sees the benefits in the creation of a conservation park it never the less has concerns that a number of pastoral leases have been acquired by the department which in turn erodes the Shire’s limited rate base whilst having to continue to provide services to the area, thus adversely impacting on the Shire’s finances.

A contribution by the Department in lieu of rates for these conservation areas could alleviate this concern.

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION

Request for Comments – Proposed creation of an unclassified conservation Park over Former Burnerbinmah Pastoral Lease Lands

That Council

Advise the Department of Biodiversity, Conservation and Attractions as follows;

- 1. That the Shire support the creation of a conservation park over the former Burnerbinmah pastoral lease,**
- 2. the department address the matter of making a contribution in-lieu of rates from the conservation area within the Shire of Yalgoo in order to limit the impact on the Shire’s rate base.**

Moved:

Seconded:

Motion put and carried/lost:

12. NOTICE OF MOTIONS

12.1 PREVIOUS NOTICE RECEIVED

13. URGENT BUSINESS

14. MATTERS FOR WHICH THE MEETING MAY BE CLOSED

14.0 STATUTORY ENVIRONMENT – MEETING CLOSED TO THE PUBLIC

Councillors are obliged to maintain the confidentiality of matters discussed when the meeting is closed. Fines of up to \$10,000 or two years imprisonment apply to certain offences relating to misuse of information.

The following legislative extracts were downloaded from www.auslii.edu.au on 8 November 2010.

Local Government Act 1995

s5.23. Meetings generally open to the public

- (1) Subject to subsection (2), the following are to be open to members of the public —
 - (a) all council meetings; and
 - (b) all meetings of any committee to which a local government power or duty has been delegated.
- (2) If a meeting is being held by a council or by a committee referred to in subsection (1)(b), the council or committee may close to members of the public the meeting, or part of the meeting, if the meeting or the part of the meeting deals with any of the following —
 - (a) a matter affecting an employee or employees;
 - (b) the personal affairs of any person;
 - (c) a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting;
 - (d) legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting;
 - (e) a matter that if disclosed, would reveal —
 - (i) a trade secret;
 - (ii) information that has a commercial value to a person; or
 - (iii) information about the business, professional, commercial or financial affairs of a person, where the trade secret or information is held by, or is about, a person other than the local government;
 - (f) a matter that if disclosed, could be reasonably expected to —
 - (i) impair the effectiveness of any lawful method or procedure for preventing, detecting, investigating or dealing with any contravention or possible contravention of the law;
 - (ii) endanger the security of the local government’s property; or
 - (iii) prejudice the maintenance or enforcement of a lawful measure for protecting public safety;
 - (g) information which is the subject of a direction given under section 23(1a) of the

Parliamentary Commissioner Act 1971 ; and
 (h) such other matters as may be prescribed.

- (3) A decision to close a meeting or part of a meeting and the reason for the decision are to be recorded in the minutes of the meeting.

s5.92 Access to information by council, committee members

- (1) A person who is a council member or a committee member can have access to any information held by the local government that is relevant to the performance by the person of any of his or her functions under this Act or under any other written law.
- (2) Without limiting subsection (1), a council member can have access to —
- (a) all written contracts entered into by the local government; and
 - (b) all documents relating to written contracts proposed to be entered into by the local government.

s5.93. Improper use of information

A person who is a council member, a committee member or an employee must not make improper use of any information acquired in the performance by the person of any of his or her functions under this Act or any other written law —

- (a) to gain directly or indirectly an advantage for the person or any other person; or
- (b) to cause detriment to the local government or any other person. Penalty: \$10 000 or imprisonment for 2 years.

Local Government (Rules of Conduct) Regulations 2007

s6. Use of information

- (1) In this regulation —
 closed meeting means a council or committee meeting, or a part of a council or committee meeting, that is closed to members of the public under section 5.23(2) of the Act;
 confidential document means a document marked by the CEO to clearly show that the information in the document is not to be disclosed;
 non-confidential document means a document that is not a confidential document.
- (2) A person who is a council member must not disclose —
- (a) information that the council member derived from a confidential document; or
 - (b) information that the council member acquired at a closed meeting other than information derived from a non-confidential document.
- (3) Subregulation (2) does not prevent a person who is a council member from disclosing information —
- (a) at a closed meeting; or
 - (b) to the extent specified by the council and subject to such other conditions as the council determines; or
 - (c) that is already in the public domain; or
 - (d) to an officer of the Department; or
 - (e) to the Minister; or
 - (f) to a legal practitioner for the purpose of obtaining legal advice; or
 - (g) if the disclosure is required or permitted by law.

15. NEXT MEETING

The next Ordinary Meeting of Council is due to be held in the Council Chambers Shire of Yalgoo 31 August 2018 commencing at 10.00 am.

16. MEETING CLOSURE

There being no further business, the President declared the Ordinary meeting closed at

