

## MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBERS ON TUESDAY 24 JULY 2007

### 1. COMMENCEMENT

The President declared the meeting open at 10.10am.

### 2. ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE

#### Attendance

Cr J M Schilling	President	West Ward
Cr N J McLean	Deputy President	South Ward
Cr M G Roberts		South Ward
Cr W S McDonald		South Ward
Cr B M Foster		West Ward
Cr V A Szczecinski		North Ward
Cr J D Alexander		North Ward
Mr K L Byers	Chief Executive Officer	
Mr S P Gollan	Deputy Chief Executive Officer	
Mrs S C Collins	Senior Administration Officer	

#### Apologies

Nil.

#### Leave of Absence

Cr A D Bailey	West Ward
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### 3. PUBLIC QUESTION TIME

Nil.

### 4. CONDOLENCES

RUTTY	Gerald (Gerry)	6 July 2007
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### 5. APPLICATIONS FOR LEAVE OF ABSENCE

Nil.

**6. CONFIRMATION OF MINUTES AND BUSINESS ARISING**

**6.1 MINUTES OF THE COUNCIL MEETING HELD IN COUNCIL CHAMBERS ON TUESDAY 26 JUNE 2007**

**M1/0707 Moved Cr Foster Seconded Cr Roberts**  
**That the Minutes of the Ordinary Meeting of Council held in Council Chambers on Tuesday 26 June 2007 be confirmed.**  
**CARRIED 7-0**

**BUSINESS ARISING**

Nil.

**6.4 PRESIDENT'S REPORT**

The President gave a verbal report.

**M2/0707 Moved Cr McLean Seconded Cr Foster**  
**That the President's Report for the month of July be received.**  
**CARRIED 7-0**

**GENERAL MEDICAL SERVICES**

**M3/0707 Moved Cr Alexander Seconded Cr Roberts**  
**That the President and Chief Executive Officer meet with Dr A. Adebayo to discuss matters of mutual interest in relation to the medical practice.**  
**CARRIED 7-0**

At 10.37am Mr W Carter, Shire Planner, entered the Chambers.

## 7. REPORTS OF COMMITTEES AND OFFICERS

### 7.1 TOWN PLANNING

<b>ITEM NUMBER:</b>	<b>7.1.1</b>
<b>DATE:</b>	<b>17 July 2007</b>
<b>SUBJECT:</b>	<b>PROPOSED SHEDS AND DWELLINGS</b>
<b>OWNER:</b>	<b>Multiple</b>
<b>FILE REFERENCE:</b>	<b>Multiple</b>
<b>AUTHOR:</b>	<b>Shire Planner – Warwick Carter</b>

Appendices 1 – 7 (inclusive)

#### BACKGROUND

The following items all comply with the Shire's Town Planning Scheme and related policies. Copies of the plans are attached. It is proposed to approve these items, subject to the development being in accordance with the approved plans.

#### COMMENT

	<b>Owner</b>	<b>Address</b>	<b>Development</b>	<b>File Ref</b>
1	A Robinson	Lot 150 Carr Road, Mt Kokeby	Shed	CAR2 447
2	J & M Alexander	Lot 1325 York-Williams Road, Beverley	Single House	YOR2 975
3	Mayville Nominees Pty Ltd	17 Waterhatch Road, Beverley	Shed	WAT 1004
4	J Scott	1563 Edison Mill Road, Westdale	Shed	EDI 1574
5	R & T Tamblyn	Lot 100 Brookton Hwy, Westdale	Shed	BRO5 51213
6	D Adams	Lot 74 Great Southern Hwy, Beverley	Shed	GRE 685
7	O Mowlds & C Cusack	18 Railway Street, Beverley	Shed	RAI2 50033

**M4/0707**

**Moved Cr Szczecinski**

**Seconded Cr Roberts**

**That Council approve the applications for Development as listed in the body of the report subject to the following conditions:**

- 1. The development shall be in complete accordance with the approved plans, prepared by the applicant and endorsed by Council's Shire Planner.**

**CARRIED 7-0**

## 7.1 TOWN PLANNING

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<b>ITEM NUMBER:</b>	<b>7.1.2</b>
<b>DATE:</b>	<b>17 July 2007</b>
<b>SUBJECT:</b>	<b>PROPOSED SUBDIVISION – LOT 23904 YORK-WILLIAMS ROAD, BEVERLEY</b>
<b>OWNER:</b>	<b>M King</b>
<b>FILE REFERENCE:</b>	<b>PL 135108</b>
<b>AUTHOR:</b>	<b>Shire Planner – Warwick Carter</b>

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Appendix 8

### BACKGROUND

**Address:** Lot 23904 York-Williams Road, Beverley  
**Zoning:** TPS2 - Farming  
**Area:** ~41.6ha

### COMMENT

The WAPC has requested comment on the proposed boundary realignment of the above-mentioned lots into two titles.

The proposed lots are 21.6ha and 20.015ha in area. The original lots appear to be a normal 38.7ha lot and a closed road reserve of 2.8ha. The road reserve is only 20m wide and for that reason, Council would not generally support development of a dwelling, as it would not meet the required setbacks (such as development in the "Mt Kokeby Townsite"). Given that the application would result in additional dwelling entitlements, it is considered to be contrary the State Government Policy and therefore should not be supported.

**M5/0707**

**Moved Cr Schilling**

**Seconded Cr Foster**

**That Council advise the WAPC that they do not support the approval of application 135108 for the following reasons:**

- 1. The approval would be contrary to DC 3.4 Clause 3.2.3(e)(ii), as it would create additional dwelling entitlements, as Council would not currently support an application for a dwelling on Lot 23904 due to the width and setback requirements of the scheme.**

**CARRIED 7-0**

## 7.1 TOWN PLANNING

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<b>ITEM NUMBER:</b>	<b>7.1.3</b>
<b>DATE:</b>	<b>17 July 2007</b>
<b>SUBJECT:</b>	<b>PROPOSED SUBDIVISION – LOT 205 HARPER STREET, BEVERLEY</b>
<b>OWNER:</b>	<b>W Smith</b>
<b>FILE REFERENCE:</b>	<b>PL 135283</b>
<b>AUTHOR:</b>	<b>Shire Planner – Warwick Carter</b>

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Appendix 9

### BACKGROUND

**Address:** Lot 205 Harper Street, Beverley  
**Zoning:** TPS2 - Residential R2.5  
**Area:** 19301m<sup>2</sup>

Council has previously supported the creation of an Outline Development Plan (ODP). Council last resolved that it was supportive of the design, subject to a comprehensive drainage plan. To date, the Shire has not received a drainage plan and the ODP has not been forwarded to the WAPC for adoption.

### COMMENT

As Council does not have an adopted ODP over the area and is unaware of what the drainage requirements are for the development, it is recommended that the application not be supported at this time. The ODP is important to ensure that the Shire is not creating problems with additional stormwater runoff from future roads in the development and that the Shire acquires easements in necessary locations.

If the ODP shows that there is need for upgrading of drainage infrastructure due to additional development in this area, then the Shire needs to take contributions towards these costs at the time of subdivision, in order to ensure that the costs of development are not burdened on the remainder of the Shire's ratepayers.

**M6/0707**

**Moved Cr Schilling**

**Seconded Cr Foster**

**That Council advise the WAPC that they do not support the approval of application 135283 at this time for the following reasons:**

- 1. No Outline Development Plan has been adopted over the site, and development would be ad-hoc.**
- 2. Lots 3 and 4 do not have sufficient frontage to Richardson Street.**

**CARRIED 7-0**

## 7.1 TOWN PLANNING

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<b>ITEM NUMBER:</b>	<b>7.1.4</b>
<b>DATE:</b>	<b>17 July 2007</b>
<b>SUBJECT:</b>	<b>PROPOSED SUBDIVISION – LOT 401 YORK-WILLIAMS ROAD, BEVERLEY</b>
<b>OWNER:</b>	<b>A &amp; M Gooch</b>
<b>FILE REFERENCE:</b>	<b>PL 135284</b>
<b>AUTHOR:</b>	<b>Shire Planner – Warwick Carter</b>

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Appendix 10

### BACKGROUND

**Address:** Lot 401 York-William Road, Beverley  
**Zoning:** TPS2 - Farming  
**Area:** ~160ha

### COMMENT

The WAPC has requested comment on the proposed subdivision of the above-mentioned lot into two titles.

The proposed lots are 77.9ha and 82.6ha in area. The applicant states that this is similar to an adjoining lot and that there is a proven groundwater supply, which is stated in a report to the WAPC. The WAPC was unable to present the Shire with a copy of this report and staff therefore cannot verify the groundwater claim.

It has not been demonstrated in any meaningful way that the application will not adversely affect agricultural production in the area, and therefore it is recommended that the application not be supported.

**M7/0707**      **Moved Cr Foster**      **Seconded Cr McLean**  
That Council advise the WAPC that they do not support the approval of application 135284 for the following reasons:

1. The applicant has failed to demonstrate a groundwater source.
2. The subdivision would be prejudicial to continued agricultural production in the Shire.

**CARRIED 7-0**

## 7.1 TOWN PLANNING

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<b>ITEM NUMBER:</b>	<b>7.1.5</b>
<b>DATE:</b>	<b>17 July 2007</b>
<b>SUBJECT:</b>	<b>PROPOSED SUBDIVISION – LOT 2 HUNT ROAD, BEVERLEY</b>
<b>OWNER:</b>	<b>K Harwood</b>
<b>FILE REFERENCE:</b>	<b>PL 135291</b>
<b>AUTHOR:</b>	<b>Shire Planner – Warwick Carter</b>

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Appendix 11

### BACKGROUND

**Address:** Lot 2 Hunt Road, Beverley  
**Zoning:** TPS2 - Residential R10  
**Area:** 2021m<sup>2</sup>

### COMMENT

The WAPC has requested comment on the proposed subdivision of the above-mentioned lot into two titles.

The lots conform to the minimum lot size requirements of the R10 zone and have suitable frontage to the road. Given that the lots comply with the Scheme requirements, it is recommended that the application be supported.

**M8/0707**      **Moved Cr Roberts**      **Seconded Cr Foster**  
**That Council advise the WAPC that they recommend approval of application 135291 subject to no conditions.**

**CARRIED 7-0**

At 10.47am Mr F Buise, Environmental Health Officer/Building Surveyor and Mr W Wandless, Maintenance Officer entered the Chambers.

## 7.2 HEALTH AND BUILDING

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<b>ITEM NUMBER:</b>	<b>7.2.1</b>
<b>DATE:</b>	<b>17 July 2007</b>
<b>SUBJECT:</b>	<b>USE OF CARAVAN – LOT 41 SMITH STREET, BEVERLEY</b>
<b>FILE REFERENCE:</b>	<b>SMI2 286</b>
<b>AUTHOR:</b>	<b>Environmental Health Officer / Building Surveyor – Frank Buise</b>

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### BACKGROUND

The owner of this property has made application to the Council for permission to live in their caravan on the property whilst their new dwelling is being completed.

A building licence for a dwelling was issued on 10 April 2007.

The Caravan Parks and Camping Grounds Regulations 1999, Section 11 (2) (a) states:

- (a) by the local government of the district where the land is situated, if such approval will not result in the land being camped on for longer than 3 months in any 12 month;
- (b) by the Minister, if such approval will result in the land being camped on for longer than 3 months in any period of 12 months or
- (c) despite paragraph (b), by the local government of the district where the land is situated –
  - (1) if such approval will not result in the land being camped on for longer than 12 consecutive months; and
  - (2) if any person owns or has a legal right to occupy the land and is to camp in the caravan on the land while a building licence issued to that person in respect of the land is in force.

### COMMENT

The Caravan Parks and Camping Grounds Regulations 1999, gives a person the right to camp on his land whilst he has obtained a building licence, subject to that person applying in writing to the Council. The applicant has written seeking approval from the Council. Approval is only for a twelve-month period.



**STATUTORY ENVIRONMENT**

Caravan Parks and Camping Grounds Regulations 1997. Section 11

**M9/0707**

**Moved Cr Foster**

**Seconded Cr Szczecinski**

**That Council grant approval for the owner of Lot 41 Smith Street, Beverley to camp on their property for a period of twelve months whilst their dwelling is being built.**

**CARRIED 7-0**

## 7.2 HEALTH AND BUILDING

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<b>ITEM NUMBER:</b>	<b>7.2.2</b>
<b>DATE:</b>	<b>17 July 2007</b>
<b>SUBJECT:</b>	<b>LIVING IN CARAVAN ON PRIVATE PROPERTY – LOT 27 GREAT SOUTHERN HIGHWAY, BEVERLEY</b>
<b>FILE REFERENCE:</b>	<b>GRE 14</b>
<b>AUTHOR:</b>	<b>Environmental Health Officer / Building Surveyor – Frank Buise</b>

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### **BACKGROUND**

The owner of the property has written to the Shire seeking permission to live in a caravan on his property.

A building licence was issued on 1 November 2005 (21 05/06) for second-hand steel shed. The shed was inspected on 10 April 2007.

The owner has been living on site for the past 12 to 18 months without approval. The Caravan and Camping Regulations allow someone to camp on the property for up to 12 months with Council approval, whilst a current building licence is in force.

There is no provision under the Health Act 1911, for anyone to live on a property without the necessary sanitary fixtures. There are regulations, which stipulate the required sanitary fixtures to be provided. The Building Code of Australia also lists the required sanitary fixtures.

### **COMMENT**

The applicant is living in a caravan, which is not suited for permanent occupancy, and does not have the minimum required sanitary fixtures to deem it habitable.

The applicant seeks Council approval to live in the caravan for a further 6 months.

### **STATUTORY ENVIRONMENT**

The applicant is living in a caravan, which is not suited for permanent occupancy, and does not have the minimum required sanitary fixtures to deem it habitable.

The applicant seeks Council approval to live in the caravan for a further 6 months.

**M10/0707 Moved Cr Foster** **Seconded Cr McDonald**  
**That Council advise the owner of Lot 27 Great Southern Highway,**  
**Beverley that unless he installs a suitable sanitary system within 3**  
**months that he cannot reside in his caravan on Lot 27.**  
**CARRIED 7-0**

## 7.2 HEALTH AND BUILDING

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<b>ITEM NUMBER:</b>	<b>7.2.3</b>
<b>DATE:</b>	<b>17 July 2007</b>
<b>SUBJECT:</b>	<b>PROPOSED PROSECUTION – LOT 24 GREAT SOUTHERN HIGHWAY, KOKEBY</b>
<b>OWNER:</b>	<b>S Raisin</b>
<b>FILE REFERENCE:</b>	<b>GRE 1395</b>
<b>AUTHOR:</b>	<b>Environmental Health Officer / Building Surveyor – Frank Buise</b>

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### BACKGROUND

Council dealt with this property on 24 April 2007 for planning matters.

A transportable dwelling was deposited on this property sometime in March or April 2007. No building application has been received to date.

Section 13 of the Building Regulations 1989 states;

13 (1) A builder shall not commence to construct, alter, add to or underpin any building and shall not commence any earthworks, necessary for, or incidental to, that construction, alteration, addition or underpinning until-

- (a) the plans, drawings and specifications have been approved;
- (b) the building surveyor has stamped the plans, drawings and specifications with the official stamp showing the number of the approval and the date of approval;
- (c) the builder has paid the appropriate fee prescribed in the Table to regulation 24; and
- (d) a license has been issued in the form of Form 4 or 5.

The penalty for the offence is a fine not exceeding \$5,000.

### COMMENT

The owner of the property has had the dwelling delivered without any Shire/Council approval. The owner has made no contact since the dwelling was delivered.

## **STATUTORY ENVIRONMENT**

Building Regulations 1989. Section 13

- M11/0707**      **Moved Cr McLean**                                      **Seconded Cr Foster**  
That Council prosecute the owners of Lot 24 Great Southern Highway, Kokeby, for illegal building works under Section 13 of the Building Regulation 1989, and further, Council authorise the Principal Environmental Health Officer/Building Surveyor to instigate legal action.

**CARRIED 7-0**

At 10.59am Mr W Carter, Shire Planner, left the Chambers.

**8. INFORMATION BULLETIN**

**8.2 ENVIRONMENTAL HEALTH OFFICER/BUILDING SURVEYOR**

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**ITEM NUMBER: 8.2.1**  
**SUBJECT: TOWN HALL – CEILING MAINTENANCE**  
**FILE REFERENCE: VIN 1628**

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Mr W Wandless, Shire Maintenance Officer, provided photos of the Town Hall ceiling.

**M12/0707 Moved Cr Schilling    Seconded Cr Foster**  
**Council, as a matter of urgency, engage a Structural Engineer to provide a report, on the condition of the ceiling in the Town Hall, for presentation to the next meeting of Council.**

**CARRIED 7-0**

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**ITEM NUMBER: 8.2.2**  
**SUBJECT: GENERAL MAINTENANCE**

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Mr W Wandless, Shire Maintenance Officer, gave a verbal report of maintenance carried out during the month.

At 11.28am Mr W Wandless, Shire Maintenance Officer, left the Chambers.

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**ITEM NUMBER: 8.2.3**  
**SUBJECT: GENERAL REPORT**

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General correspondence, duties and communications for Environmental Health Officer/Building issues; general duties with complaints, building activities follow-ups, food recalls, Building returns, water sampling, Builders Registration Board returns.

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**ITEM NUMBER: 8.2.4**  
**SUBJECT: BUILDING STATISTICS FOR 2006/2007**

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102 Building Licenses were issued.  
26 new dwellings were approved, of which 15 were approved for the town and 12 for rural area.  
Total value of works for the 12 month period \$4,894,097.00.



At 11.35am Mr S Vincent, Works Supervisor entered the Chambers.

### 7.3 PLANT, WORKS, RECREATION AND TOURISM

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ITEM NUMBER:	7.3.1
DATE:	16 July 2007
SUBJECT:	FORREST STREET DRAINAGE
FILE REFERENCE:	WO FOR, WO RAI2 & RO 020
AUTHOR:	Works Supervisor – Steve Vincent

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Appendix 12

#### BACKGROUND

Requested from the June 2007 meeting (M10/0607), Shire Staff to implement a drainage design for Forrest Street.

#### COMMENT

Attached is the design prepared by the Shire. As indicated on the design, three utilities have to be crossed by this pipe. Due to the size of the pipe and not being able to relocate these services, a survey will be required to determine the levels.

**M14/0707 Moved Cr Schilling**                      **Seconded Cr Roberts**  
**That Council arrange for the below ground services to be surveyed and the levels designed accordingly for the proposed stormwater pipe between Railway and Forrest Streets.**  
**CARRIED 6-1**





**8. INFORMATION BULLETIN**

**8.3 WORKS SUPERVISOR**

**8.3.1 GENERAL – PLANT AND WORKS**

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**ITEM NUMBER: 8.3.1.1**  
**SUBJECT: VERGE SPRAYING**

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All town street verges have been sprayed for weeds. The rural roads are well under way, it is anticipated these will be finished before the end of July. We are concentrating on spraying all the bitumen road shoulders in the rural areas.

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**ITEM NUMBER: 8.3.1.2**  
**SUBJECT: TOILET SIGNS**

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Two new signs have been installed in the main street indicating where the public toilets are situated.

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**ITEM NUMBER: 8.3.1.3**  
**SUBJECT: TREE LOPPING**

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The trees along Barrington Road have been lopped and removed by Shire staff.

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**ITEM NUMBER: 8.3.1.4**  
**SUBJECT: DALE KOKEBY ROAD**

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A section of Dale Kokeby Road between Great Southern Highway and Carr Road has been ripped and relayed to try and improve the surface and drainage. When the conditions prevail we will look at treating this section with a product called Claycrete, which will hopefully be a more permanent solution.

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**ITEM NUMBER: 8.3.1.5**  
**SUBJECT: RIVER DREDGING**

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The Shire have carted in clay for the contractors to build holding ponds for the silt while the river is being dredged. Once this silt has dried, all this material will be removed.

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**ITEM NUMBER: 8.3.1.6**  
**SUBJECT: ROADS GRADED**

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The following roads have recently been graded: Balkuling, Barrington, Bateman, Bennet, Carr, Dale Kokeby, Dale Bin North, Deep Pool, Gors, Glencoe, Maitland, Mandiakon, Northbourne, McDonald, Oakdale, Piccadilly, Potts, Rickeys, Rickeys Siding, Dongadilling, East Lynne, Aiken.

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**ITEM NUMBER: 8.3.1.7**  
**SUBJECT: CULVERT CLEARING**

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The backhoe has been clearing the culverts on Dale Kokeby Road, Carr Road, Southern Branch Road and Yenyening Lakes Road.

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**ITEM NUMBER: 8.3.1.8**  
**SUBJECT: PLANT REPORT**

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Mr Jim Evans, Shire Mechanic provided a Plant report.

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**ITEM NUMBER: 8.3.1.9**  
**SUBJECT: FESA**  
**FILE REFERENCE: ES 009**

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Correspondence has been received from FESA, detailing the various repairs that have been undertaken on the replacement Fire Tender.

**M16/0707 Moved Cr Alexander Seconded Cr Roberts**  
**That a letter of complaint be sent to the Chief Executive Officer of FESA, expressing alarm at the numerous faults, that placed both fire fighters and property at risk, which needed to be rectified on the replacement Beverley Fire Tender with a copy to the Minister of Emergency Services and to Mr Mark Bowen FESA Northam.**  
**CARRIED 7-0**

**M17/0707 Moved Cr Schilling Seconded Cr McLean**  
**That the Works Supervisor's Report be received.**  
**CARRIED 7-0**

At 12.16pm Mr S Vincent, Works Supervisor left the Chambers.

**7.4 FINANCE**

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**ITEM NUMBER:** 7.4.1  
**DATE:** 18 July 2007  
**SUBJECT:** SCHEDULE OF ACCOUNTS  
**AUTHOR:** Deputy Chief Executive Officer – Stephen Gollan

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Appendix 13

The Schedule of Accounts for the month of June 2007 is enclosed.

**M18/0707 Moved Cr Roberts Seconded Cr Szczecinski**  
**Council resolve the Schedule of Accounts for the month of June 2007, be received.**

**CARRIED 7-0**

**7.4 FINANCE**

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**ITEM NUMBER:** 7.4.2  
**DATE:** 18 July 2007  
**SUBJECT:** FINANCIAL REPORT FOR THE PERIOD ENDED 30 JUNE 2007  
**AUTHOR:** Deputy Chief Executive Officer – Stephen Gollan

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The Financial Statement for the period ended 30 June 2007 is enclosed under separate cover.

**M19/0707 Moved Cr Foster Seconded Cr Roberts**  
**Council resolve to receive the Financial Report, as presented, for the period ended 30 June 2007.**

**CARRIED 7-0**

## 7.4 FINANCE

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<b>ITEM NUMBER:</b>	<b>7.4.3</b>
<b>DATE:</b>	<b>17 July 2007</b>
<b>SUBJECT:</b>	<b>LGMA – COUNCIL CORPORATE MEMBERSHIP 2007/2008</b>
<b>FILE REFERENCE:</b>	<b>GR 013</b>
<b>AUTHOR:</b>	<b>Deputy Chief Executive Officer – Stephen Gollan Byers</b>

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### **BACKGROUND**

As Council would be aware they need to adopt certain motions.

### **BACKGROUND**

LGMA has restructured its approach to Council Corporate Membership for 2007/2008 in that some 85% of the funds raised will be used for specific projects that have identifiable benefits to the sector and to the immediate region. A very significant proportion of the funds are to be allocated to a project to address the skills shortage crisis in Local Government. Direct benefits to the Council include member rates for any elected member attending an LGMA event. It is recommended that the Council take up this membership.

The LGMA has made available Council Corporate Membership (CCM) for a number of years but this Local Government has not taken up such affiliation.

As a result of research by LGMA it is launching a major initiative to use CCM funds raised in 2007/2008 and beyond to address two major concerns in the sector. In future, some 85% of the funds raised through CCM will be used to address the skills shortage and provide direct funding to support LGMA Branches. Therefore, the Association is very keen to recruit more Councils as corporate members.

The specifics of the projects to be funded are as follows:

#### **(a) Skills Shortage**

There is a major crisis in attracting and retaining suitably skilled staff to work in Local Government in Western Australia. The LGMA views this issue so seriously that nearly 70% of the funds raised through CCM will be used to address the skills shortage. The funds raised for this purpose will be identified separately and reported on regularly.

The skills shortage project will have the objective of –

- Raising awareness of Local Government as a great career opportunity and an employer of choice with the general public, school children and university students.
- Working with WALGA and the Department of Local Government and Regional Development as a joint exercise to address the skills shortage. Through this avenue LGMA will bring an officer viewpoint to the table.
- Developing strong and consistent retention policies with individual Local Governments and for the sector as a whole.
- Implementing innovative and constructive methods for attracting people to Local Government through scholarships, cadetships and school/university vacation employment opportunities.
- Developing and maintaining a web site extolling the virtues and opportunities when working for Local Government.

If sufficient funds are raised they will be used to employ an appropriately skilled person to undertake the above tasks.

It is a great opportunity for Local Government to prove that when it identifies a problem it self-funds a solution rather than seeking financial support from government.

#### **(b) Branch Support**

Strong branches mean a strong LGMA, which is for the benefit of the whole sector. A strong branch is one that provides real benefits for its members in terms of regular meetings to discuss topical issues in the sector, seminars and workshops, social events, regional conferences and development support for younger officers. Such events require funds and well-subscribed CCM program means all branches will receive a significant boost in funding.

The concept is that the funds raised through CCM by the Local Governments in the region will be paid directly to the Branch committee, which will then have the funds to provide support and training in the region for Local Government officers.

The proportion of CCM funds allocated to Branches will be around 15%.

#### **(c) LGMA Operations**

The remaining 15% of the funds raised will be used to support general LGMA operations.



## 7.4 FINANCE

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<b>ITEM NUMBER:</b>	<b>7.4.4</b>
<b>DATE:</b>	<b>17 July 2007</b>
<b>SUBJECT:</b>	<b>BEVERLEY TENNIS CLUB – REQUEST FOR ASSISTANCE</b>
<b>FILE REFERENCE:</b>	<b>FOR 1462</b>
<b>AUTHOR:</b>	<b>Deputy Chief Executive Officer – Stephen Gollan</b>

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Appendix 14

### BACKGROUND

The Beverley Tennis Club has written requesting assistance in relation to the club extending their existing entertainment area.

### COMMENT

The Tennis Club has asked if Council can consider donating the following

- 188 tones of yellow sand
- 12 tones washed white beach sand
- 2 truck loads of concrete

The club has also asked if Council would allow for staff to assist in leveling the site prior to the commencement of the project.

The Works Supervisor has provided estimated costs for the following requests

- |   |          |
|---|----------|
| • 188 tones of yellow sand  | \$564.00 |
| • 12 tones washed white beach sand                                | \$350.00 |
| • 2 truck loads of concrete (Sleeps = 1.2m <sup>3</sup> per load) | \$460.00 |
| • Labor costs for leveling site                                   | \$312.00 |

The prices listed above are at cost price.

**M21/0707**

**Moved Cr Schilling**

**Seconded Cr Foster**

**That Council agree to provide the assistance requested by providing:**

- |   |          |
|---|----------|
| • 188 tones of yellow sand  | \$564.00 |
| • 12 tones washed white beach sand                                | \$350.00 |
| • 2 truck loads of concrete (Sleeps = 1.2m <sup>3</sup> per load) | \$460.00 |
| • Labor costs for leveling site                                   | \$312.00 |

**CARRIED 7-0**



## 7.4 FINANCE

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<b>ITEM NUMBER:</b>	<b>7.4.5</b>
<b>DATE:</b>	<b>23 July 2006</b>
<b>SUBJECT:</b>	<b>ADOPTION OF 2007/2008 BUDGET</b>
<b>AUTHOR:</b>	<b>Deputy Chief Executive Officer – Stephen Gollan</b>

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### **BACKGROUND**

As Council would be aware they need to adopt certain motions in relation to formally adopting the 2007/2008 budget.

### **COMMENT**

The motions listed below are those, which need to be adopted.

- Adoption of Rate in the Dollar
- Minimum Rate
- Rate Discount
- Rate Penalty
- Rate Installments
- Reserve Fund
- Schedule of Fees and Charges
- Installment Payments and Dates
- Fire Break Order
- 2007/2008 Budget Formal Adoption

### **Adoption of Rate in the Dollar**

**M22/0707**      **Moved Cr Roberts**      **Seconded Cr Szczecinski**  
**That the Gross Rental Value of 11.4169 cents in the dollar and**  
**Unimproved Value of 1.0278 cents in the dollar be adopted.**  
**CARRIED 7-0**





**Bulldozed Bush:** A firebreak 20 metres wide shall be maintained immediately inside the external boundaries of all land which has been bulldozed, chained or prepared in any similar manner for clearing by burning (whether it is intended to burn the bush or not).

**Stationary Pumps/Motors:** A firebreak 4 metres wide shall be cleared and maintained around all stationary pumps and motors.

**Harvesting Operations:** During the period when harvesting operations are being conducted, there shall be provided in the same paddock or within 400 metres of that paddock an operational independent mobile fire-fighting unit having a water capacity of not less than 650 litres. The tank of the unit shall be kept full of water at all times during the harvest operations. The responsibility to supply the unit being that of the landowner.

**Operation of Plant and Machinery:** During the restricted and prohibited burning times, all harvesters and trucks carting grain shall not be operated on rural land unless fitted with a fire extinguisher. On days of HARVEST BANDS there shall be no movement of any vehicles within paddocks.

**Paddock Burns:** At any time throughout the year, where a landowner intends to burn paddocks, the following must be provided to prevent escape of fire:

1. A firebreak 2.2 metres wide clear of all inflammable material completely surrounding the area to be burnt.
2. An operational fire-fighting unit having a capacity of not less than 650 litres.
3. Permits to burn may be required. Contact your Fire Control Officer for details.

## **TOWNSITE LAND**

All lots with an area of 2.024 ha (5 acres) or less, shall be clear of all inflammable material or have grass mown to a height no greater than 15cm.

## **GENERAL INFORMATION**

**Fuel Dumps:** You shall remove all flammable materials or material likely to become flammable during summer from land occupied by bulk storage tanks and/or drums used for storage of liquid fuel whether the bulk storage tanks and/or drums contain liquid or not. This includes the land on which ramps for holding the drums are constructed. The flammable free ground must be maintained to a distance of at least 4 metres outside the perimeter of any drum, stack of drums or drum ramp or bulk storage tank.

**Variations to Requirements:** By the Order. For permission to provide firebreaks in alternative positions or by alternative date or to take alternative action to abate fire hazards on the land, an application must be made no later than 14 days prior to the date firebreaks are required. If permission is not granted by the Shire or its duly authorized officer, you shall comply with the requirements of this notice.

**Penalty for Failure to Comply:** The penalty for failing to comply with this notice is a fine of up to \$1,000.00. If the owner or occupier fails to carry out the works required by this Firebreak Order the Shire of Beverley may enter the land and prepare the firebreaks at the cost of the owner or occupier.

**Burning:** If the requirements of this notice are carried out by burning, such burning must be in accordance with the relevant provisions of the Bush Fire Act 1954.

**Formal Adoption of 2007/2008 Budget**

**M32/0707**

**Moved Cr Foster**

**Seconded Cr Roberts**

**That Council adopts the 2007/2008 Budget.**

**CARRIED 7-0**



## 8. INFORMATION BULLETIN

### 8.1 CHIEF EXECUTIVE OFFICER

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<b>ITEM NUMBER:</b>	<b>8.1.1</b>
<b>DATE:</b>	<b>17 July 2007</b>
<b>SUBJECT:</b>	<b>AVONDALE PROJECT COMMITTEE – GAS FOR BBQs</b>
<b>FILE REFERENCE:</b>	<b>RC 005 &amp; FM 011</b>
<b>AUTHOR:</b>	<b>Chief Executive Officer – Keith Byers</b>

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#### **BACKGROUND**

Council at their meeting held 27 April 2007 resolved under M23/0407 as follows:

*“That Council resolve to advise the Avondale Discovery Farm that it is not prepared to finance the gas for the BBQs.”*

Council has received further correspondence from the Avondale Project Committee reiterating their request for assistance in funding the gas for the BBQ's at Avondale Discovery Farm.

**RESOLVED that the status quo remain, and the Avondale Project Committee be advised that Council is not prepared to finance the gas for the BBQs at Avondale Discovery Farm.**

## 8. INFORMATION BULLETIN

### 8.1 CHIEF EXECUTIVE OFFICER

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ITEM NUMBER:	8.1.2
DATE:	18 July 2007
SUBJECT:	DOCTOR'S VEHICLE
FILE REFERENCE:	PE 003
AUTHOR:	Chief Executive Officer – Keith Byers

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#### BACKGROUND

Dr Adebayo has again approached me with the objective of upgrading his motor vehicle.

A proposition he has put forward is that we quit the current vehicle, through either a dealer or to him at market value. In turn he would then purchase his own vehicle and Council pay him an annual/monthly vehicle allowance equivalent to the existing cost to the Shire. This figure is approximately \$10,000 to \$12,000 annually.

The agreement with Doctor Adebayo is that we provide a vehicle. The type is not specified other than it should be an automatic, air-conditioned sedan.

The agreement also states that the vehicle shall remain the property of the Council, however, if both parties are satisfied this could easily be amended.

**M34/0707 Moved Cr Alexander Seconded Cr Foster**  
That Doctor Adebayo be advised that Council is not prepared to amend clause 2.2(a)(1) of the agreement between the Shire of Beverley and Aderemi Adebayo (*“the motor vehicle remain the property of the Shire at all times”*) and as such will not be upgrading the current type of vehicle.

**CARRIED 7-0**



**8. INFORMATION BULLETIN**

**8.4 SHIRE PLANNER**

Nil.

**8. INFORMATION BULLETIN**

**8.5 POOL MANAGER**

Nil.

**9. TABLED CORRESPONDENCE**

- Road Safety Council of WA – RoadSafety Network – June 2007
- Department of Water and the Swan River Trust – Review of the Economic Viability of Sediment Extraction from the Avon River Pools – May 2007
- Swan River Trust – River View – Autumn 2007
- Natural Heritage Trust – Natural Heritage – June 2007
- Department of Communications, Information Technology and the Arts – Broadband in Regional Australia – April 2007
- Australian Local Government Women’s Association – Review of the National Framework for Women in Local Government - The Way Forward – May 2007

**10. OTHER BUSINESS**

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<b>ITEM NUMBER:</b>	<b>10.1</b>
<b>SUBJECT:</b>	<b>RATING EXEMPTIONS</b>
<b>FILE REFERENCE:</b>	<b>GRE1 73</b>

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At Council’s last meeting (M15/0607) a claim was received from the Indigenous Land Corporation that in accordance with Section 193P of the Aboriginal and Torres Strait Islander Act, they were exempt from paying rates on land recently purchased by them.

It was agreed that a legal opinion clarifying the claim be sought.

Council has now received a legal opinion advising that the Indigenous Land Corporation is in this case exempt from paying rates.

## 10. OTHER BUSINESS

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**ITEM NUMBER: 10.2**  
**SUBJECT: 2007 JUDGING FOR RURAL AMBASSADOR FOR THE CENTRAL REGION FOR AGRICULTURAL SHOWS**  
**FILE REFERENCE: RC 005**

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Cr McLean and Cr Foster attended the 2007 Judging for Rural Ambassador for the Central Region for Agricultural Shows on Saturday the 7<sup>th</sup> July 2007 at the Beverley Railway Station, Art Gallery, and were very impressed with the event.

**The Chief Executive Officer to write to the Beverley Agricultural Society thanking them for their invitation and congratulating them on the way they handled the day.**

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**ITEM NUMBER: 10.3**  
**SUBJECT: BEVERLEY ST JOHN AMBULANCE SUB-CENTRE – MERCEDES AMBULANCE BLESSING**  
**FILE REFERENCE: CR 002**

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Cr Foster, Cr Szczecinski and Cr Alexander attended the Blessing of the new ambulance on Saturday 7 July 2007, which was performed by the State St John Ambulance Chaplain Mr Don Sonsee.

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**ITEM NUMBER: 10.4**  
**SUBJECT: REGIONAL INFRASTRUCTURE FUNDING PROGRAM – BEVERLEY RAILWAY STATION OUTDOOR CENTRE – BEVERLEY ART GALLERY SOCIETY**  
**FILE REFERENCE: GS 002**

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Correspondence has been received from the Department of Local Government and Regional Development enclosing application forms to seek funding assistance through Regional Infrastructure Funding Program for the Beverley Railway Station Outdoor Centre.

**Council agreed to provide in-kind support for this project. The Chief Executive Officer will process the application for the financial assistance.**

**10. OTHER BUSINESS**

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**ITEM NUMBER: 10.5**  
**SUBJECT: WORKS SUPERVISOR'S EMPLOYMENT CONTRACT**

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Mr S Vincent, Works Supervisor's contract is up for renewal.

**Council agreed that the Works Supervisor's contract be extended for a further 2 year period based on normal CPI.**

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**ITEM NUMBER: 10.6**  
**SUBJECT: WESTERN AUSTRALIAN LOCAL GOVERNMENT IN 2027 – A SYMPOSIUM ON THE FUTURE**  
**FILE REFERENCE: GR 013**

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Councillors have received a copy of the correspondence and brochure from Local Government Managers Australia inviting Elected Members, CEO and Senior Staff to register if they wish to attend 'A Symposium on the Future' to be held from 11-13 September 2007 at Rendezvous Observation City Hotel, Scarborough.

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**ITEM NUMBER: 10.7**  
**SUBJECT: REQUEST FROM WALGA FOR A COMPREHENSIVE LIST OF OPERATING AIRPORTS, AERODROMES AND AIRSTRIPS IN THE SHIRE**  
**FILE REFERENCE: TT 007**

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**Council advise WALGA that the Shire of Beverley has a main airfield, and privately owned airstrips are located on rural properties owned by the following families - Noonan, Fisher, Sattler, Burnett and Cooke.**

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**ITEM NUMBER: 10.8**  
**SUBJECT: ANNUAL SENIORS LUNCHEON**

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Councillors were advised that this year's Seniors Luncheon would be held on Thursday 20 September 2007 commencing at 11.30am in the Beverley Town Hall.

**Council advertise the Seniors Luncheon in The Beverley Blarney.**

**11. CLOSURE**

**There being no further business the meeting closed at 2.30pm.**

I hereby certify these Minutes as being confirmed in accordance with Section 5.22 of the Local Government Act 1995.

**Presiding Member**

**Date**