# MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBERS ON TUESDAY 26 JUNE 2007

# 1. COMMENCEMENT

The President declared the meeting open at 10.00am.

# 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 A D Bailey		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

Nil.

# 3. PUBLIC QUESTION TIME

# 3.1 Proposed Prosecution

The owner of Lot 3717 Mandiakon Road, Beverley addressed Council in regard to Item 7.2.2 of the Agenda for this meeting.

#### 4. CONDOLENCES

PEARCE	Christine Louise	20 <sup>th</sup> May 2007
BARRETT-LENNARD	Dorothea Ann (Dora)	3 <sup>rd</sup> June 2007
SING	Noelland (Noel)	4 <sup>th</sup> June 2007
McCLOY	Lachlan	9 <sup>th</sup> June 2007
UGLE	Glen Henry	16 <sup>th</sup> June 2007
CRANFIELD	Leslie Brian	19 <sup>th</sup> June 2007

#### 5. APPLICATIONS FOR LEAVE OF ABSENCE

Cr Bailey advised he would not be available for the July Meeting of Council.

# 6. CONFIRMATION OF MINUTES AND BUSINESS ARISING

# 6.1 MINUTES OF THE COUNCIL MEETING HELD IN COUNCIL CHAMBERS ON TUESDAY 22<sup>ND</sup> OF MAY 2007

# M1/0607 Moved Cr Foster Seconded Cr McLean That the Minutes of the Ordinary Meeting of Council held in Council Chambers on Tuesday 22<sup>nd</sup> of May 2007 be confirmed. CARRIED 8-0

# **BUSINESS ARISING**

Nil.

#### 6.4 PRESIDENT'S REPORT

Beverley Shire Councillors were thrilled to learn the Beverley Railway Station had been selected as a finalist in the 2007 State Heritage Council Awards and ultimately announced the winner for the restoration of the Beverley Railway Station. The Shire would like to thank the Beverley Historical Society for nominating our railway station as an entrant in the awards. Mrs Morag Whitney submitted the nomination with a well-researched history of the building and details of restoration. Thank you Morag, your brilliant talent for writing submissions is well recognised in Beverley.

The President tabled the Heritage Council Award for outstanding conservation of a State Registered Heritage Place. The award recognises individuals and organisations making a significant contribution to WA's cultural heritage.

The Shire Presidents of the five Shires involved in SEAVROC met with the Minister for Local Government Hon. Ljiljanna Ravlich MLC on the 21<sup>st</sup> of June, to officially sign the Memorandum of Understanding between the five Shires. This enables us to progress our partnership of purchasing and applying for grant funding as a group, which is proving to be financially beneficial to all Shires.

Mr Bernie Kelly from Department of Water has advised me a dredge will be in Beverley in the next few weeks to commence dredging the Town Pool in the river. We hope this will help the stench problem, which has been most unpleasant in recent times.

As a Zone delegate of the Wheatbelt Medical Health Services Committee I will be attending a meeting on 2<sup>nd</sup> of July in Northam to vote on the Final Draft of the Memorandum of Understanding for this group.

This month Keith Byers, Chief Executive Officer, and I attended a workshop in Cunderdin to progress with the joint Emergency Services Plan for all SEAVROC Shires.

We also attended a further Crime Prevention meeting. The Coordinators will be arranging meetings with people from the different stakeholder groups in our Town i.e. Seniors, Youth, Education, Indigenous, Business and Service Groups to gauge the needs of this community.

Keith and I attended Regional Road Group meetings in Pingelly this month. We met with Mr Jeff Anderson the Regional Manager of Main Roads WA to discuss the road network assessments for this Shire. He assured us MRWA is trying to assess most roads in every Shire in this State prior to harvest 2007. With the help of our Councillors we have prioritised the roads in this Shire for assessment.

Finally Local Government Elections will be held on 20<sup>th</sup> of October this year. I intend to retire at this election along with four or maybe five of my fellow Councillors. I would like to urge people to consider standing for Council at these elections. I have enjoyed my eight and a half years on Council and have found the more effort you are prepared to give the more rewarding it can be. It would be great to see some younger members of our community also considering standing for Council. Nominations for Council will be out in August. We look forward to your nominations.

I hope by the time this goes to print we have had lashings of rain.

M2/0607 Moved Cr Foster Seconded Cr Szczecinski
That the President's Report for the month of June 2007 be received.

#### 7. REPORTS OF COMMITTEES AND OFFICERS

#### 7.1 **TOWN PLANNING**

**ITEM NUMBER:** 7.1.1

DATE: 19 June 2007

SUBJECT: PROPOSED SINGLE DWELLING – LOT 1 (8967)

**GREAT SOUTHERN HIGHWAY, BEVERLEY** 

OWNER: M & L Larsen FILE REFERENCE: **GRE 1372** 

**Shire Planner – Warwick Carter AUTHOR:** 

# Appendix 1

#### **BACKGROUND**

Address: Lot 1 (8967) Great Southern Highway

Zoning: TPS2 - Farming

Area: 66 ha

**Use Class:** Single Dwelling "AA"

#### COMMENT

The applicant seeks to construct a single dwelling on the subject property. The dwelling appears to be in keeping with the amenity of the area and is setback 50m to the nearest boundary.

Given that the application complies with the Shire requirements, it is recommended that the application be approved.

#### M3/0607 **Moved Cr Foster**

conditions:

**Seconded Cr Roberts** That Council approve the application for a Single Dwelling at Lot 1 (8967) Great Southern Highway, Kokeby subject to the following

1. The development shall be in complete accordance with the approved plans numbered 060607, prepared by the applicant and endorsed by Council's Shire Planner.

#### 7.1 TOWN PLANNING

ITEM NUMBER: 7.1.2

DATE: 19 June 2007

SUBJECT: PROPOSED SHED – LOT 563 KOKENDIN ROAD,

**BEVERLEY** 

OWNER: M & M Carroll FILE REFERENCE: KOK2 1460

AUTHOR: Shire Planner – Warwick Carter

# Appendix 2

#### **BACKGROUND**

**Address:** Lot 563 Kokendin Road, Beverley

**Zoning:** TPS2 - Farming

Use Class: Shed "AA"

#### COMMENT

The applicant seeks to construct a shed (studio) on the subject property. The shed is 48m2 in area and located in close proximity to the dwelling.

The application complies with the height and setback requirements of the Scheme and Policy. Given that the application complies with the Shire requirements, it is recommended that the application be approved.

# M4/0607 Moved Cr Foster

**Seconded Cr Roberts** 

That Council approve the application for a Shed at Lot 563 Kokendin Road, Beverly subject to the following conditions:

1. The development shall be in complete accordance with the approved plans numbered 050607, prepared by the applicant and endorsed by Council's Shire Planner.

# 7.1 TOWN PLANNING

ITEM NUMBER: 7.1.3

DATE: 19 June 2007

SUBJECT: PROPOSED SINGLE DWELLING – LOT 2292 COOKES

ROAD (ROGERS ROAD), BEVERLEY

OWNER: T & A Cooke FILE REFERENCE: ROG 872

AUTHOR: Shire Planner – Warwick Carter

# Appendix 3

#### **BACKGROUND**

Address: Lot 2292 Cookes Road (Rogers Road)

**Zoning:** TPS2 - Farming

Area: 79 ha

Use Class: Single Dwelling "AA"

#### COMMENT

The applicant seeks to construct extensions to a single dwelling on the subject property. The development will be setback 300m from the nearest boundary. The extensions are consistent with the existing design of the dwelling.

Given that the application complies with the Shire requirements, it is recommended that the application be approved.

# M5/0607 Moved Cr Foster

**Seconded Cr Roberts** 

That Council approve the application for a Single Dwelling (extension) at Lot 2292 Cookes Road, Dale subject to the following conditions:

1. The development shall be in complete accordance with the approved plans numbered 180607, prepared by the applicant and endorsed by Council's Shire Planner.

# 7.1 TOWN PLANNING

ITEM NUMBER: 7.1.4

DATE: 19 June 2007

SUBJECT: PROPOSED SUBDIVISION – LOT 72, 73 & 74 LUKIN

STREET, BEVERLEY

OWNER: P Gurney FILE REFERENCE: 134653

AUTHOR: Shire Planner – Warwick Carter

# Appendix 4

#### **BACKGROUND**

Address: Lot 72, 73 & 74 Lukin Street, Beverley

**Zoning:** TPS2 - Residential R5

**Area:** 10749m<sup>2</sup>

#### COMMENT

The WAPC has requested comment on the proposed amalgamation of the above-mentioned lots into a single title.

Given that the development is not creating any more dwelling entitlements, it is recommended that Council advise the WAPC that they support the application.

M6/0607 Moved Cr Foster Seconded Cr Roberts

That Council advise the WAPC that they approve application

134653 subject to no conditions.

Cr Foster declared an interest in item 7.1.5, being a proximity interest, and left the Chambers at 10.21am.

Mr Frank Buise, Environmental Health Officer/Building Surveyor entered the Chambers at 10.21am.

#### 7.1 TOWN PLANNING

ITEM NUMBER: 7.1.5

DATE: 19 June 2007

SUBJECT: PROPOSED SINGLE DWELLING – 11 (LOT 29)

**MONGER STREET, BEVERLEY** 

OWNER: K Stocker FILE REFERENCE: MON 1028

AUTHOR: Shire Planner – Warwick Carter

# Appendix 5

#### **BACKGROUND**

**Address:** 11 (Lot 29) Monger Street **Zoning:** TPS2 - Residential R10

**Area:** 810m2

**Use Class:** Single Dwelling "P"

#### COMMENT

The applicant wishes to seek Council's views on a proposed development prior to deciding whether to purchase a block. This is not an application for planning approval, and is a potential resident seeking the views of Council.

The development is a single dwelling, a use that is permitted in the zone. Council's guidance is requested on the amenity issues associated with the development.

The proposed dwelling is a barn style construction, clad in colorbond with a zincalume roof. The plans show windows on the ground floor, however the applicant has previously advised that they wished only to have roller doors on the ground floor.

The ground floor is to be a garage area with the second storey a residence. The applicant is a truck driver and wants to construct a secure residence as he is away for long periods at a time.

Whilst Council would not generally take an application for a single dwelling in the Residential zone, in this case they may insist in order to determine matters of amenity.

It is the Shire Planner's opinion that the proposed development is out of keeping with the predominant architectural style of the area. Whilst steel frame housing may be appropriate in the area, such development should take the appearance of a more conventional dwelling.

Should Council support the development it is recommended that Council require a planning application so they can impose a condition requiring windows on the ground floor to ensure that the development appears more in keeping with the other dwelling in the street.

# M7/0607 Moved Cr McLean

Seconded Cr Bailey

That Council advise the applicant:

- 1. they are supportive of new dwellings in the area;
- 2. should he wish to construct a barn style dwelling in the Residential zone, he will be required to make a formal planning application to the Shire; and
- 3. they are unlikely to support an application for a barn style dwelling at the subject property due to the development being incompatible with the surrounding development styles.

**CARRIED 7-0** 

Cr Foster returned to the Chambers at 10.26am.

#### 7.2 HEALTH AND BUILDING

ITEM NUMBER: 7.2.1

DATE: 19 June 2007

SUBJECT: SEA CONTAINER – LOT 55 HAMERSLEY STREET,

**BEVERLEY** 

FILE REFERENCE: HAM 13

AUTHOR: Environmental Health Officer / Building Surveyor –

Frank Buise

# Appendix 6

#### **BACKGROUND**

Council at its meeting on 27 February 2007 resolved to issue an order under section 401 (1) of the (Miscellaneous Provisions) Act 1960. The order was issued on 10 April 2007, and required the owner to pull down and remove the sea container within 60 days.

The owner had the opportunity to appeal to SAT, but has declined to do so.

The father of the owner of the property has written to Council seeking permission to retain the sea containers (see attached plan) for the purposes of collecting storm water.

#### COMMENT

The applicant has submitted a sketch plan outlining what he hopes to achieve with the approval of Council.

#### M8/0607

#### **Moved Cr Alexander**

**Seconded Cr Roberts** 

That Council advise the applicant of Lot 55 Hamersley Street, Beverley that permission is given to retain the sea containers on the property provided that they are fully enclosed within a shed, which is to be completed within 12 months, otherwise the sea containers are to be removed from the property.

CARRIED 7-1

#### 7.2 HEALTH AND BUILDING

ITEM NUMBER: 7.2.2

DATE: 19 June 2007

SUBJECT: PROPOSED PROSECUTION – 3717 MANDIAKON

**ROAD, BEVERLEY** 

FILE REFERENCE: MAN1 765

AUTHOR: Environmental Health Officer / Building Surveyor –

**Frank Buise** 

Appendix 7

#### **BACKGROUND**

Council at its meeting on 27 February 2007 resolved to prosecute the owner of Loc 3717 Mandiakon Road under Section 13 of the Building regulations 1989 for building without a licence.

#### COMMENT

The owner of the property has written to Council seeking to amend Council's decision.

The letter is appended.

#### STATUTORY ENVIRONMENT

Building Regulations 1989. Section 13

Mr Steve Vincent, Works Supervisor entered the Chambers at 10.52am.

M9/0607 Moved Cr Szczecinski Seconded Cr Foster

That Council advise the owner of 3717 Mandiakon Road, Beverley that after reviewing the matter it will not be proceeding with the prosecution.

#### 8. INFORMATION BULLETIN

# 8.2 ENVIRONMENTAL HEALTH OFFICER/BUILDING SURVEYOR

ITEM NUMBER: 8.2.1

SUBJECT: GENERAL REPORT

General Correspondence, duties and communications for EHO/Building issues; General duties with complaints, building activities follow-ups, food recalls, Building returns, water sampling, Builders Registration Board returns.

ITEM NUMBER: 8.2.2

SUBJECT: BUILDING LICENSES ISSUED

Building licenses issued up to 15 May 2007:

Lic No	78 06/07	Lic No	82 06/07
Lot No	41 Smith St	Lot No	115 Barnsley St
Building	Dwelling	Building	Shed
Value	\$160,000	Value	\$7,500
Lic No	90 06/07	Lic No	91 06/07
Lot No	59 Forrest St	Lot No	Loc 3826 K1 Rd
Building	Relocated Dwelling	Building	Shed
Value	\$100,000	Value	\$10,500
Lic No	92 06/07	Lic No	93 06/07
Lot No	35 Lukin St	Lot No	2523 Edison Mill Rd
Building	Verandah	Building	Garage Extension
Value	\$1,000	Value	\$14,800
Lic No	94 06/07	Lic No	95 06/07
Lot No	1218 Rickeys Rd	Lot No	13151 Billabong Rd
Building	Swimming Pool	Building	Shed
Value	\$10,500	Value	\$70,000
Lic No	97 06/07	Lic No	98 06/07
Lot No	231 Nicholas St	Lot No	55 Hamersley St
Building	Shed	Building	Extension, Retaining Wall
Value	\$2,000	Value	\$5,500
Lic No Lot No Building	99 06/07 50 Bethany Rd Sand Pad, Footings		

That the Environmental Health Officer/Building Surveyor's Report be received.

Value

\$6,000

Mr Frank Buise, Environmental Health Officer/Building Surveyor left the Chambers at 11.16am.

# 8. INFORMATION BULLETIN

# 8.3 WORKS SUPERVISOR – PLANT AND WORKS

# 8.3.1 GENERAL

ITEM NUMBER: 8.3.1.1

SUBJECT: REQUEST FOR RUMBLE STRIPS

It was requested to look into installing rumble strips on the Westdale Road near the intersection of Brookton Hwy, and Mawson Road at the intersection of the Quairading Road. I met with Main Roads at both sites, they recommend not using rumble strips, as there would be a problem with noise for the house on the Westdale Road. Rumble strips are to be maintained regularly as they wear fast and wouldn't be effective in this area. To help with the safety of these corners Main Roads will replace the faded signs and have extra drop tags installed stating the distance to the corner.

ITEM NUMBER: 8.3.1.2

SUBJECT: GIVE WAY SIGNS FOR NARROW BRIDGE

Give Way signs will be installed by Main Roads on all our single lane bridges. The fieldwork has been completed and they are currently waiting on the final approval from head office.

ITEM NUMBER: 8.3.1.3

SUBJECT: CORBERDING ROAD

There was a dangerous section of Corberding Road that needed urgent repairs. This section was on the crest of a hill, which had large rocks protruding through. They have been covered with gravel and the crest was also widened out to make it safer.

ITEM NUMBER: 8.3.1.4

SUBJECT: ROADS GRADED

Buckingham, Dobaderry, Edison Mill, Kieara, Kokendin, Pike, Rigoll, Sheahan, Thomas, Valentine, Walgy, York-Williams.

#### 8.3 WORKS SUPERVISOR

ITEM NUMBER: 8.3.1.5 SUBJECT: LOPPING

Trees have been lopped on Buckingham Rd, Pikes Rd, Thomas Rd and at the intersection of York-Williams / Waterhatch Rd.

Street trees around town have also been pruned.

ITEM NUMBER: 8.3.1.6

SUBJECT: STREET TREES REQUESTED

A request has been made to have street trees planted along Hopkins Street. It will require approximately 8 which would have to planted on the west side, away from the power lines.

ITEM NUMBER: 8.3.1.7

SUBJECT: MEMORIAL TOILETS

A new seat has been installed and mulch layed around the plants.

ITEM NUMBER: 8.3.1.8

SUBJECT: SMITH STREET

Kerbing has been layed and backfilled on the North side of Smith Street from Barnsley Street to join onto the existing kerbing. This section of kerbing had to be laid as water was running off the road on to private property where a house is now being built.

ITEM NUMBER: 8.3.1.9

SUBJECT: 2007/2008 BUDGET CONSIDERATIONS

Costs are currently being prepared for the 2007 / 2008 budget.

**ITEM NUMBER:** 8.3.1.10

SUBJECT: PLANT REPORT

Mr Jim Evans, Shire Mechanic provided a plant report.

#### 8.3 WORKS SUPERVISOR

#### 8.3.2 CONSTRUCTION

ITEM NUMBER: 8.3.2.1

SUBJECT: WESTDALE ROAD

Work has been carried out near the Dale Sports Ground. Trees and have been removed and the shoulders reconstructed in preparation for the stabilising, which is to be carried out over this one kilometer section.

ITEM NUMBER: 8.3.2.2 SUBJECT: RESEALS

Boral have been back to reseal the sections of the Westdale Road where the metal had started to strip off.

# That the Works Supervisor's Report be received.

Council received an invitation to inspect the facilities at the Telecentre. Council adjourned at 11.50am to visit the Telecentre and to continue on for a 12.30pm lunch.

Mr Steve Vincent, Works Supervisor left the Chambers at 11.50am when the meeting adjourned.

Council reconvened at 1.47pm.

Mr Steve Vincent, Works Supervisor returned to the Chambers when the meeting reconvened at 1.47pm.

# 7.3 PLANT, WORKS, RECREATION AND TOURISM

ITEM NUMBER: 7.3.1

DATE: 20 June 2007

SUBJECT: FORREST STREET DRAINAGE

FILE REFERENCE: WO FOR & RO 020

AUTHOR: Works Supervisor – Steve Vincent

# Appendix 8

#### **BACKGROUND**

Terms of Agreement for Shire of Beverley Town Drainage are attached.

I was requested at the May Council meeting to obtain a quote for a design to drain storm water from the Railway, Taylor Street area through to Forrest Street.

A copy of the e-mail requesting a quote follows:

"Email sent to BG&E

The Shire of Beverley would like to follow on from your report completed on 5 July 2006, regarding the drainage in the Forrest Street area.

Could you please supply a quote to produce a detailed design to drain water through this area?

The information we require is if Railway Street and Taylor Street are constructed and sealed in the future, what would be required to pipe the storm water through lots 37 and 38 Forrest Street to the existing pipes in Forrest Street. We would need to know the pipe sizes and any openings to allow all water to enter this drainage system.

At this stage we are requesting a quote only, to produce such a design.

Could you please send this to me by 15 June 2007, as this quote will be required for the next council meeting."

#### COMMENT

Following is the quote received in response:

"E-mail from BG & E Pty Limited.

Our lump sum fee for the drainage design is \$6,100 excluding GST, as follows:

Engineer - 20 hours at \$157/hr = \$3140 Drafter - 20 hours at \$100/hr = \$2000 Project Management - 4hours = \$960

Please note that we cannot guarantee delivery of the design drawings by 15 July due to our substantial work commitments at present. We will endeavour to have them ready by this date, but it is more likely to be the end of July.

BG&E offers to undertake this work in accordance with our standard Terms of Agreement, a copy of which is attached for your approval prior to commencement of the services.

If you have any queries, please do not hesitate to contact me. Regards,

PETER COUGHLAN Director BG&E Pty Limited"

Moved Cr McLean Seconded Cr Roberts
That Council implement a drainage design for Forrest Street to be undertaken by BG & E Pty Limited at a cost of \$6,100 (excluding GST).

# **AMENDMENT TO MOTION**

M10/0607 Moved Cr Alexander Seconded Cr Szczecinski

That Council implement a drainage design for Forrest Street to be

undertaken by Shire staff.

THE AMENDMENT WAS PUT AND CARRIED 5-3

THE AMENDMENT BECAME THE MOTION AND WAS CARRIED 6-2

Mr Steve Vincent, Works Supervisor left the Chambers at 2.35pm

ITEM NUMBER: 7.4.1

DATE: 20 June 2007

SUBJECT: SCHEDULE OF ACCOUNTS

AUTHOR: Deputy Chief Executive Officer – Stephen Gollan

Appendix 9

Schedule of Accounts for the month of May 2007 attached.

M11/0607 Moved Cr Roberts Seconded Cr Foster

The Schedule of Accounts for the month of May 2007 be received.

**CARRIED 8-0** 

## 7.4 FINANCE

ITEM NUMBER: 7.4.2

DATE: 20 June 2007

SUBJECT: FINANCIAL REPORT FOR THE PERIOD ENDED THE

31<sup>st</sup> OF MAY 2007

AUTHOR: Deputy Chief Executive Officer – Stephen Gollan

Financial Statement for the period ended the 31<sup>st</sup> of May 2007 is

enclosed under separate cover.

M12/0607 Moved Cr Foster Seconded Cr Szczecinski

The Financial Report, as presented, for the period ended the 31<sup>st</sup> of

May 2007 be received.

ITEM: 7.4.3

DATE: 14 June 2007

SUBJECT: INVESTMENT OF SURPLUS FUNDS

FILE REFERENCE: FM 008

AUTHOR: Deputy Chief Executive Officer – Stephen Gollan

# **BACKGROUND**

Council has at present surplus funds that have been invested in line with Council's policy.

#### COMMENT

Listed below are surplus funds that have been invested during the month of June 2007 with Esanda Investments.

<ul> <li>Office Equipment Reserve</li> </ul>	\$ 18,681.00
<ul> <li>Annual Leave Reserve</li> </ul>	\$ 94,179.00
<ul> <li>Building Reserve</li> </ul>	\$ 358,803.00
<ul> <li>Leave and Gratuity Reserve</li> </ul>	\$ 18,142.00
<ul><li>Plant Reserve</li></ul>	\$ 511,109.00
<ul> <li>Recreation Ground Reserve</li> </ul>	\$ 221,101.00
<ul> <li>Bush Fire Fighters Reserve</li> </ul>	\$ 59,501.00
<ul> <li>Avon River Development Reserve</li> </ul>	\$ 24,972.00
<ul> <li>Community Bus Reserve</li> </ul>	\$ 17,978.00
<ul> <li>Cropping Committee Reserve</li> </ul>	\$ 67,350.00
<ul><li>Municipal Fund</li></ul>	\$ 400,000.00
<ul><li>Municipal Fund</li></ul>	\$ 400,000.00

The Investment terms are as follows:

Certificate#	Term	Interest Rate	Amount	Expires
1712817005	63 days	6.35%	\$1,391.816.00	12/06/2007
1412801008	33 Days	6.35%	\$ 400,000.00	16/06/2007

M13/0607 Moved Cr Foster Seconded Cr Roberts
That the investment report for the month of June 2007 be received.

CARRIED 8-0

ITEM NUMBER: 7.4.4

DATE: 21 June 2007

SUBJECT: INSURANCE RENEWAL

FILE REFERENCE: RM 005

AUTHOR: Deputy Chief Executive Officer – Stephen Gollan

# Appendix 10

#### **BACKGROUND**

Municipal Insurance Broking Services has supplied a quote for Council's 2007 / 2008 insurances.

# COMMENT

Below is a summary of Council's insurance policies and their costs along with the 2006 / 2007 premiums.

						Increase /
Class of Insurance	07	/08 Premium	06	07 Premium		(Decrease)
Bushfire	\$	7,950.00	\$	2,500.00	\$	5,450.00
Councillor & Officers Liability	\$	4,185.00	\$	4,185.00	\$	-
Councillor & Officers Liability	\$	675.00	\$	750.00	-\$	75.00
Fidelity Guarantee	\$	525.00	\$	415.04	\$	109.96
Journey Injury	\$	350.00	\$	350.00	\$	-
Motor Vehicle & Plant	\$	29,032.37	\$	28,994.97	\$	37.40
Personal Accident & Travel	\$	1,500.00	\$	1,502.38	-\$	2.38
Salary Continuance	\$	3,116.00	\$	4,101.64	-\$	985.64
Industrial Special Risk	\$	17,802.39	\$	14,722.76	\$	3,079.63
Electronic Equipment Breakdown	\$	536.23	\$	513.94	\$	22.29
Machinery Breakdown	\$	2,552.79	\$	2,089.11	\$	463.68
Multi Risk / General Breakdown	\$	404.80	\$	432.48	-\$	27.68
Public Liability	\$	21,590.00	\$	23,370.00	-\$	1,780.00
Workers Compensation	\$	46,003.00	\$	43,241.00	\$	2,762.00
	\$	136,222.58	\$	127,168.32	\$	9,054.26
Business Practices Protection (Q)	\$	3,500.00			\$	3,500.00
	\$	139,722.58	\$	127,168.32	\$	12,554.26

As you can see I have requested a quote-titled "Local Government Business Practices Protection". This is if council fails in their duties in breaching an act and are issued with a fine providing it was an innocent breach this insurance might cover the fine. This cover now is being sought by a number of Councils.

I have also increased Council excess on Motor Vehicles and Plant from \$300.00 to \$1,000.00 as this has decreased Council's premium quite significantly.

Cr Alexander left the Chambers at 2.45pm.

M14/0607 Moved Cr Foster

Seconded Cr Schilling

That Council agree to the insurance proposal as supplied by Municipal Insurance Broking Services for 2007 / 2008 including the Local Government Business Practices Protection.

**CARRIED 7-0** 

Cr Alexander returned to the Chambers at 2.50pm

ITEM NUMBER: 7.4.5

DATE: 21 June 2007

SUBJECT: RATING EXEMPTIONS

FILE REFERENCE: GRE1 73

AUTHOR: Chief Executive Officer – Keith Byers

# Appendix 11

#### **BACKGROUND**

Council received notification that the property, previously owned by Neil and Marie Gooch, has been sold to the Indigenous Land Corporation, who have in turn advised that they are exempt from paying rates.

#### COMMENT

Section 193P of the Aboriginal and Torres Strait Islander Act 2005 decrees that "The Indigenous Land Corporation is not subject to taxation under a law of the Commonwealth, a State or a Territory".

Rates levied on the land concerned in 2006/07 were \$5,848.64. This figure assumes that the 10% discount for early payment of rates has been claimed.

I have enclosed a copy of the Indigenous Land Council correspondence, along with an Info Page from WALGA whereby a similar set of circumstances has arisen in the Shire of Derby/West Kimberley.

#### M15/0607

#### **Moved Cr Foster**

**Seconded Cr Roberts** 

That Council seek advice from the Western Australian Local Government Association and comments from Hon Judi Moylan MP, Member for Pearce in relation to the claim by the Indigenous Land Council that they are exempt from paying rates.

#### 7.5 ADMINISTRATION

ITEM NUMBER: 7.5.1

DATE: 13 June 2007 SUBJECT: UNNAMED ROAD

FILE REFERENCE: RO 014

AUTHOR: Chief Executive Officer – Keith Byers

# Appendix 12

#### **BACKGROUND**

It was reported to the May meeting of Council that Mr S Richards had sold Avon Location 16914 and that the required road had been constructed to Council's satisfaction.

Council resolved to recommend to the Geographic Names Committee that a suggested name for the road would be "Blechynden Road".

Council wrote to the Geographic Names Committee but have been advised that in the Shire of Quairading there is a Blechynden Road that is located about 25km northeast of the unnamed road. The road naming guidelines are that there should be 50km between duplicated road names in rural areas.

#### COMMENT

A farm name, or perhaps an area of historical or geographical prominence might assist with a suitable name.

# M16/0607

Moved Cr Schilling Seconded Cr McLean That Council recommend to the Geographic Names Committee that the name for the road providing access to Avon Location 16914 be "Blechys Road".

#### 7.5 ADMINISTRATION

ITEM NUMBER: 7.5.2

DATE: 20 June 2007

SUBJECT: SOUTH EAST AVON VOLUNTARY REGIONAL

**ORGANISATION OF COUNCILS (SEAVROC)** 

FILE REFERENCE: GR 018

AUTHOR: Chief Executive Officer – Keith Byers

Appendix 13

#### **BACKGROUND**

In October 2006 SEAVROC was successful in applying for a grant application to review, update and consolidate the Local Emergency Management Plans for the South East Avon Voluntary Regional Organisation of Councils and to incorporate requirements of the Emergency Management Act 2005 into these plans.

The funding allocated was in the form of a grant for \$90,000 (Federal Government), and BHW Consulting were awarded the contract to prepare the Emergency Management Plans. This involved consultation with the Shires of Beverley, Brookton, Cunderdin, Quairading and York, the Department of Local Government and Regional Development and the Local LEMAC Committee.

#### COMMENT

The aim of SEAVROC with this project was to provide each Council with five (5) coordinated Local Emergency Management Plans, which are easily understood and fully workable by each local authority for the benefit of and to the satisfaction of local communities and hazard management agencies.

The plans differ only in specific local information and contain operating procedures that are common to all Shires.

The end result is that there will be one consolidated plan incorporating the five (5) coordinated plans in the name of SEAVROC.

The Emergency Management Plans are for the benefit of the region as a whole, the local authorities, the local community and also hazard management agencies.

There is already interaction between the Shires in the other areas such as recreation, education, health, law and order and these plans add to what is already a pro-active regional association.

Funding opportunities are increased if applied for on a regional basis. The objective of SEAVROC is to reduce costs and to improve services to the communities.

SEAVROC has been recognised as a pro-active regional grouping at the State and Federal levels and this is refected in the level of grant funding received to date.

# STATUTORY ENVIRONMENT

Emergency Management Act 2005

# **VOTING REQUIREMENT**

**Absolute Majority.** 

M17/0607 Moved Cr Foster That Council:

**Seconded Cr Roberts** 

- (a) Adopt the Local Recovery Arrangements for the Shire of Beverley; and
- (b) Authorise the signing of the Partnering Agreement for the provision of mutual aid for recovery during emergencies.

  CARRIED 8-0

#### 8. INFORMATION BULLETIN

# 8.1 CHIEF EXECUTIVE OFFICER

ITEM NUMBER: 8.1.1

DATE: 15 June 2007

SUBJECT: AVON RIVER STENCH

FILE REFERENCE: EM 021

AUTHOR: Chief Executive Officer – Keith Byers

# **BACKGROUND**

Council decided at its February meeting to write to the Department of Water in regard to the dredging of the Beverley Town Pool area in order to reduce the unpleasant odor emanating from sections of the Avon River throughout summer.

Council has received a response from the Department and along with the Shire intends to dredge sections of the river towards the end of this month.

It is intended to place the sediments on the foreshore between residences 98 and 111 Lukin Street for 3-4 weeks until it is dry enough to cart away. The owners of these properties have been informed of Council's intention. Unfortunately there will probably be some smell for this short duration, however, it is hoped that this inconvenience will be far outweighed by the long-term benefits throughout Beverley during summer.

The matter be noted.

#### 8.1 CHIEF EXECUTIVE OFFICER

ITEM NUMBER: 8.1.2

DATE: 20 June 2007

SUBJECT: CENTRAL COUNTRY ZONE 2007 GOLF DAY

AUTHOR: Chief Executive Officer – Keith Byers

# **BACKGROUND**

The Shire of Cuballing extends an invitation to Council to participate in the Central Country Zone 2007 Golf Day to be held in Cuballing on Friday 7 September 2007, 10.15am for an 11am Hit Off.

Nominations close on Friday 31 August.

#### 8.1 CHIEF EXECUTIVE OFFICER

ITEM NUMBER: 8.1.3

DATE: 20 June 2007

SUBJECT: BEVERLEY ST JOHN AMBULANCE SUB-CENTRE

- MERCEDES AMBULANCE BLESSING

FILE REFERENCE: CR 002

AUTHOR: Chief Executive Officer – Keith Byers

#### BACKGROUND

The Beverley St John Ambulance Sub-Centre extends an invitation to Councillors and Shire Staff to the Blessing of their new ambulance to be held at Beverley Sub-Centre in John Street from 11.30am on Saturday 7 July 2007. The blessing will be performed by the State St John Ambulance Chaplain Mr Don Sonsee and will be followed by a Roast style lunch.

Crs Foster and Szczecinski advised they would be able to attend.

#### 8.1 CHIEF EXECUTIVE OFFICER

ITEM NUMBER: 8.1.4

DATE: 20 June 2007

SUBJECT: UNDERGROUND POWER PROGRAM – ROUND FOUR

LOCALISED ENHANCEMENT PROJECTS

FILE REFERENCE: EST 006

AUTHOR: Chief Executive Officer – Keith Byers

Appendix 14

#### **BACKGROUND**

Correspondence from Office of Energy advising that the evaluation of all of the local government proposals have been completed and unfortunately the proposal for Vincent Street has been unsuccessful for selection in Round Four. They advise this result is in a fiercely competitive selection process for only a limited number of projects.

ITEM NUMBER: 8.1.5

DATE: 20 June 2007

SUBJECT: EMPLOYMENT CONTRACT – CHIEF EXECUTIVE

**OFFICER** 

AUTHOR: Chief Executive Officer – Keith Byers

#### BACKGROUND

Further to previous discussions with Council, the CEO indicated he would like to enter into an employment contract for a three-year period commencing on the 1<sup>st</sup> July 2007.

Mr Keith Byers, Chief Executive Officer, Mr Stephen Gollan, Deputy Chief Executive Officer and Mrs Sue Collins, Senior Administration Officer, at the request for staff to leave the chambers, left the Chambers at 3.14pm and returned to the Chambers at 4.15pm.

M18/0607 Moved Cr Alexander Seconded Cr Szczecinski

That the Chief Executive Officer, Keith Byers, be offered a 3 year employment contract subject to an annual performance review.

CARRIED 7-1

# 8. INFORMATION BULLETIN

# 8.4 SHIRE PLANNER

Nil.

# 8. INFORMATION BULLETIN

# 8.5 POOL MANAGER

Nil.

# 9. TABLED CORRESPONDENCE

- WALGA Natural Resource Management Environmental Case Studies
- DPLGRD Circular 11/07 Local Government Sustainability Frameworks
- National Trust of Australia Guidelines for Heritage Interpretation 2007
- Education Workforce Initiatives Discussion Paper
- WALGA Central Country Zone CBH Site Network Strategy
- Department of Health Health Impact Assessment in WA Discussion Paper
- WALGA State Council Summary Minutes June 07
- WA Football Commission Football Facilities Strategic Plan
- Hon Judi Moylan MP Third Round of Government's Community Water Grants Program
- Australian Government Transport & Regional Services Portfolio – Budget 2007/08

#### 10. **OTHER BUSINESS**

**ITEM NUMBER:** 10.1

SUBJECT: VINCENT STREET – TRAFFIC SPEED LIMIT

FILE REFERENCE: **WO VIN, TT 003, TT 011** 

Correspondence has been received from MainRoads WA in response to Council's letter requesting the reduction of the speed limit on Vincent Street from 50 km/h to 40 km/h between Dawson and Bartram Streets in accordance with Item 7.5.7 of the May meeting of Council. MainRoads advise that they deem the 50 km/h speed limit has been correctly determined and therefore the operating speed will remain current.

M19/0707 **Moved Cr Szczecinski** 

Seconded Cr McLean That Council place 40 km/h yellow advisory signs on Vincent

Street between Dawson and Bartram Streets.

#### 10. OTHER BUSINESS

ITEM NUMBER: 10.2

SUBJECT: COUNCIL HOUSE – LOT 110 (51) SMITH

**STREET - RECONSTRUCTION** 

FILE REFERENCE: SMI2 1489

In regard to reconstruction of the Council house at 51 Smith Street, the Assessors appointed by the Local Government Insurance Scheme have advised that the building has been inspected by Structural Engineers and two building contractors have provided quotes to reinstate the damage.

The tender received by the Assessors from Construct allows for the work to be carried out entirely to the engineers structural recommendations and would result in a very labour intensive process which is reflected in their estimate of \$349,285.74.

Maunders quote allows for the removal and replacement of the internal walls rather than carrying out the repair process detailed by the engineer. The said quote complies with the original addenda and specifications determined by the Engineer, and the cost realises a significant saving in the quote of \$240,506.15.

# M20/0707 Moved Cr Schilling

**Seconded Cr Foster** 

That Council declare the matter of the reconstruction of the Deputy Chief Executive Officer's residence an emergency, eliminating the need to invite tenders to undertake the repairs, which would unnecessarily hinder a commencement date and that Council accept the quotation of Maunder Builders to undertake the work as listed less the air conditioning component.

**CARRIED 7-1** 

#### 10. OTHER BUSINESS

ITEM NUMBER: 10.3

SUBJECT: FINANCIAL ASSISTANCE – CATHERINE

BRITZA'S SELECTION TO COMPETE AT NATIONAL PONY CLUB CHAMPIONSHIPS

IN TOOWOOMBA

FILE REFERENCE: FM 011

Correspondence has been received from M, S & C Britza seeking financial assistance towards Catherine competing at the National Pony Club Championships in Toowoomba in July 07.

#### M21/0607

Moved Cr Foster Seconded Cr McDonald That Council advise they do not support financial assistance towards this event.

**TIED 4-4** 

The President exercised her right to use her Casting Vote.

THE MOTION WAS

LOST 3-5

ITEM NUMBER: 10.4

SUBJECT: PROPOSED COMMUNITY CENTRE

FILE REFERENCE: CP 004

The Chief Executive Officer has received correspondence from Trevor Parsons Building, estimating the costs to build a similar building to the Wickepin Community Building, complete with air conditioning, carpets and brick paving would be \$1.8 - \$2.1 million. However if Council were to negotiate a joint venture with a selected builder the costs would be reduced to an estimated \$1.35 - \$1.55 million.

#### M22/0707

Moved Cr Schilling Seconded Cr Szczecinski
That Council continue with the feasibility study into the construction of a Community Centre.

**CARRIED 6-2** 

#### 10. OTHER BUSINESS

ITEM NUMBER: 10.5 SUBJECT: MEETINGS

- Council agreed to hold the next Plant & Works Committee
   Meeting on Tuesday 3<sup>rd</sup> of July 2007 at 9am.
- Mr Max Trenordan has advised he would to meet with Council in Chambers on Tuesday 3<sup>rd</sup> of July 2007 at 1.30pm to discuss the following:
  - Forrest St Drain
  - Avon River Stench
  - Subdivision Mt Kokeby
  - Closing of 2 Man Police Stations
  - Water Grants

ITEM NUMBER: 10.6

SUBJECT: PROPOSED HERITAGE LISTING –

**BEVERLEY INFANT HEALTH CENTRE** 

FILE REFERENCE: VIN 1138 & DB 003

Council has received correspondence from the Heritage Council advising that they are considering possible entry of the Beverley Infant Health Centre in the State Register of Heritage Places and rather than seeking Council's comments have invited Council to send a nominee to the meeting at which the proposed registration will be considered.

#### M23/0607

**Moved Cr Alexander** 

Seconded Cr McDonald

That Council advise the Heritage Council that the Shire of Beverley opposes the proposed heritage listing of the Beverley Infant Health Centre as it wishes to develop the area and the listing may prejudice Council's development.

**CARRIED 8-0** 

# 11. CLOSURE

There being no further business the meeting closed at 4.55 pm.

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

Presiding Member Date