



# MINUTES

## ORDINARY COUNCIL MEETING

The Menzies Council Chambers,  
Shenton Street Menzies

Friday April 28th, 2011  
Commencing At 9.29am

# SHIRE OF MENZIES



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**SHIRE OF MENZIES**

## ORDINARY COUNCIL MEETING

APRIL 28TH, 2011

Commencing at 9.29 am

In the Shire Council Chambers,  
Shenton St, Menzies

# MINUTES

## 1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Shire President (Cr. Gregory Dwyer) declared the meeting open, welcomed the attendees and proceeded with the agenda as planned

*Meeting adjourned at 9.30am*

*Meeting resumed at 9.51am*

*Meeting adjourned at 9.51am*

*Meeting resumed at 2.26pm*

## 2 RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE PREVIOUSLY APPROVED

*Attendance:*

Councillors	Cr Gregory Dwyer	President
	Cr Greg Stubbs	Deputy President
	Cr Jill Dwyer	Councillor
	Cr Ian Tucker	Councillor
	Cr Aileen Kelly	Councillor
Staff:	Mr Brian Seale	Chief Executive Officer
	Ms Carol McAllan	Deputy Chief Executive Officer
Apologies		

Cr. Pusey not in attendance having tendered his resignation.

## 3 RESPONSES TO PREVIOUS PUBLIC QUESTION TIME TAKEN ON NOTICE

None

## 4 PUBLIC QUESTION TIME

None

## 5 DECLARATIONS OF INTEREST / APPLICATIONS FOR LEAVE OF ABSENCE.

Cr. Kelly declared an interest in Item 9.5 and 9.10  
Cr. Stubbs declared an interest in item 9.11 and 9.12  
Cr. Dwyer (G) declared an interest in item 9.14

## 6 PETITIONS / DEPUTATIONS / PRESENTATIONS

None

## **7 CONFIRMATION OF PREVIOUS MINUTES**

- 7.1 Confirmation of the Minutes of the ordinary Council held March 24<sup>th</sup>, 2011 as presented be adopted.

MOVED Cr Stubbs

SECONDED Cr Dwyer (J)

**“CARRIED 5/0”**

## **8 QUESTIONS ON NOTICE.**

- 8.1 Questions on Notice

None

## **9 REPORTS OF COMMITTEES AND OFFICERS**

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<b>SUBMISSION TO:</b>	Ordinary Meeting of Council
<b>LOCATION:</b>	Shire of Menzies
<b>APPLICANT:</b>	N/A
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	None
<b>DATE:</b>	April 28th, 2011
<b>AUTHOR:</b>	Brian Seale, Chief Executive Officer
<b>SIGNATURE OF AUTHOR:</b>	
<b>SENIOR OFFICER:</b>	Brian Seale, Chief Executive Officer
<b>SIGNATURE OF SENIOR OFFICER:</b>	

**SUMMARY**

That the Financial Statements and Reports to the statements to March 28<sup>th</sup>, 2011 as presented be adopted.

**BACKGROUND:**

The Financial Reports (AAS27) are presented monthly, generated by our off-site Accountants, UHY Haines Norton and printed in our office.

**COMMENT:**

Included in these Financial Reports, (which are an equivalent of a quarterly financial report) are a rates report and a report on reserves funds

**CONSULTATION:**

Ms Mandy Wynne, Haines Norton. Reporting on Financial Activity

**STATUTORY ENVIRONMENT:**

Local Government (Financial Management) Regulations 1996 Regulation 34

**POLICY IMPLICATIONS:**

None

**FINANCIAL IMPLICATIONS:**

None.

**VOTING REQUIREMENTS:**

Simple Majority required

**COUNCIL DECISION / OFFICER RECOMMENDATION**

**ITEM 9.1**

MOVED Cr Kelly

SECONDED Cr Dwyer (J)

That the Financial Statements and Reports to the statements to March 28<sup>th</sup>, 2011 as presented be adopted.

**“CARRIED 5/0”**



<b>SUBMISSION TO:</b>	Ordinary Meeting of Council
<b>LOCATION:</b>	Shire of Menzies
<b>APPLICANT:</b>	N/A
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	None
<b>DATE:</b>	April 28 <sup>th</sup> , 2011
<b>AUTHOR:</b>	Brian Seale, Chief Executive Officer
<b>SIGNATURE OF AUTHOR:</b>	
<b>SENIOR OFFICER:</b>	Brian Seale, Chief Executive Officer
<b>SIGNATURE OF SENIOR OFFICER:</b>	

**SUMMARY:**

To consider the report of aged rate debtors and Sundry Debtors as at March 31<sup>st</sup>, 2011 as required by Council on a monthly basis, to evidence the extent of outstanding indebtedness and to display the evident controls being applied and the collections achieved in this critical aspect of the Shire's operations.

**BACKGROUND:**

This reporting mechanism is a standard requirement as called for by Council

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:**

Simple Majority required

**COUNCIL DECISION / OFFICER RECOMMENDATION**

**ITEM 9.3**

MOVED Cr Kelly

SECONDED Cr Dwyer (J)

To receive the report of aged Rate debtors and Sundry Debtors as at March 31<sup>st</sup>, 2011, as required by Council to be submitted on a monthly basis, to evidence the extent of outstanding indebtedness and to display the evident controls being applied and the collections achieved in this critical aspect of the Shire's operations, with a write-off of the following debtors being recommended as uncollectable for the following illustrated reasons.

**"CARRIED 5/0"**

That Council move behind closed doors.

**“CARRIED 5/0”**

*Council move behind closed doors at 2.28pm*

<b>9.4 BIENNIAL ELECTION 2011</b>
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<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	<b>N/A</b>
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>April 28th, 2011</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	

**SUMMARY.**

To consider the appointment of a returning Officer for the 2011 biennial election and to address the issues of a possible extra-ordinary election due to the recent demise of Cr. Lansdown.

**BACKGROUND:**

Not applicable.

**COMMENT:**

An “Extra-ordinary” election can be held to recruit a replacement elected member, if council resolves to do so and the alternative for the returning officer is either another staff member or the Electoral Commission.

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

- Local Government Act 1995 – Section - 2.32 (a.)
- Local Government Act 1995 – Section - 4.19
- Local Government Act 1995 – Section - 4.17 (2.)

**POLICY IMPLICATIONS:**

None

**FINANCIAL IMPLICATIONS:**

None

**VOTING REQUIREMENTS:**

Simple Majority required

*Council come out from behind closed doors at 2.36pm*



MOVED Cr Kelly

SECONDED Cr Tucker

To approve of the appointment of the Deputy C.E.O. (Mrs. Carol McAllan) as the Returning Officer for the 2011 Biennial Election and to incorporate the election to fill the vacancy required resulting from the recent demise of Cr. Lansdown into the biennial election, instead of conducting an additional "Extra-ordinary "election for this purpose, where opportunity exists and is available under section 4.17(2.) of the Local Government Act 1995.

**"CARRIED 5/0"**

*Cr. Kelly has declared an interest in item 9.5  
Council agrees that Cr. Kelly remains in Chambers.*

**9.5 REQUEST TO ALTER THE RATING OF LOT 500 GOLDFIELDS HIGHWAY.**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	<b>N/A</b>
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>April 28<sup>th</sup>, 2011</b>
<b>AUTHOR:</b>	<b>Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	

**BACKGROUND:**

To consider the issues surrounding the application to alter the rating of lot 500 on the Goldfields Highway to a "Residential/Light Industrial" purpose, in terms of the attached request.

**COMMENT:**

The p[roperty is currently occupied by Cr. Kelly and is captured under a Residential Lease arrangement with the Department of Regional Development and Lands.

**CONSULTATION:**

**STATUTORY ENVIRONMENT**

Amendment to the Town Planning Scheme No 1.

**POLICY IMPLICATIONS:**

None

**FINANCIAL IMPLICATIONS:**

None.

**VOTING REQUIREMENTS:**

Absolute Majority required

MOVED Cr Dwyer (J)

SECONDED Cr Stubbs

To approve of the amendment to alter the rating of lot 500 on the Goldfields Highway to a "Residential/Light Industrial" purpose, in terms of the attached request, subject to the following :

1. Conclusion to the amendment to the Town Planning Scheme.
2. Statutory advertising having been conducted.
3. Approval from the W.A. Planning commission being held.

**"CARRIED 4/0"**  
**Absolute Majority**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	<b>N/A</b>
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>April 28<sup>th</sup>, 2011</b>
<b>AUTHOR:</b>	<b>Carol McAllan, A/Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	

**SUMMARY**

To consider the application as received from Kevan Owens relative to the application as received for his residence in Reid Street, after the closure of the application time had expired.

**BACKGROUND:**

Council will recall the agreement entered into wherein a subsidy was offered to land purchasers who built on the land acquired within three years from the date of the Auction, which was February 27<sup>th</sup>, 2008.

**COMMENT:**

The potential issue with this application is the possibility of creating a precedent for other home builders wanting the same subsidy after the closing date.

**CONSULTATION:**

The applicant endeavoured to have the septic tank facilities installed within the time frame but found much difficulty in contracting a plumber to attend to address the work.

**STATUTORY ENVIRONMENT**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:**

Simple Majority required

**COUNCIL DECISION / OFFICER RECOMMENDATION**

**ITEM 9.6**

MOVED Cr Dwyer (J)

SECONDED Cr Kelly

To approve the application for a septic tank subsidy as received from Kevan Owens relative to the application as received for his residence in Reid Street.

**“CARRIED 4/0”**

**SUBMISSION TO:** Ordinary Meeting of Council  
**LOCATION:** Shire of Menzies  
**APPLICANT:**  
**FILE REF:**  
**DISCLOSURE OF INTEREST:** None  
**DATE:** April 28<sup>th</sup>, 2011.  
**AUTHOR:** Brian Seale, Chief Executive Officer  
**SIGNATURE OF AUTHOR:**  
**SENIOR OFFICER:** Brian Seale, Chief Executive Officer.  
**SIGNATURE OF SENIOR OFFICER:**

**SUMMMARY.**

To consider the imposition of a Differential rate for the 2011/12 year, as has been the case for previous years, in terms of the attached data relative to the 2008/09 year.

**BACKGROUND.**

It seems based on the attached data that differential rating has applied in the past and for which current approval is now sought.

**COMMENTS.**

The Shire budget determines the extent of need for raising of rates and from which sectors of the rate base how much is to be raised. Accordingly, without having prepared a budget, we have very little idea of the value required to be raised and the impact of this is that where a Local Authority raises or plans to raise a "Differential" rate that is more than twice the value of the lowest differential general rate, then Ministerial approval is required. This is quite difficult without any data to base the decision on, though we can "Presume" a similar situation will apply in 2011/12 as applied in 2010/11 and have based our recommendations on that premise, where this judgement remains an "Estimate Only". Two months notice is required, during which potential objections may be received from assessment.

**CONSULTATION.**

**STATUTORY ENVIRONMENT** Local Government Act 1995 – Section 6.33

**POLICY IMPLICATIONS.**

**FINANCIAL IMPLICATIONS.**

**VOTING REQUIREMENTS.** Absolute Majority required.

<b>OFFICER'S RECOMMENDATION - COUNCIL DECISION</b>	<b>ITEM 9.7</b>
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Moved Cr. Kelly Seconded Cr. Tucker  
 To impose a General Differential rate for the 2011/12 year, as follows, subject to the following detail and ministerial approval being held and Statutory advertising being conducted

1. G.R.V. \$0.0614
2. Menzies Town G.R.V. \$0.0614
3. Kookynie Town G.R.V. \$0.0614
4. U.V. Mining \$0.1235
5. U.V. Pastoral \$0.0212
6. Minimum – Mining \$200-00
7. Minimum – Other \$200-00

**“CARRIED 5/0”**  
**Absolute Majority**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>April 28<sup>th</sup>, 2011</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer.</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	

**SUMMARY:**

To consider the issues surrounding the contract with Fortress Home Building Systems Pty Ltd in terms of a potential unauthorized variation to the contract enacted without Council approval and what legal avenues remain open to Council as a result.

**BACKGROUND:**

Council entered into the contract with Fortress to construct the dwelling, on the basis of completion by June 30, 2009 and the submission was adopted due to the suggestion the residence could be constructed within three months, This did not happen.

**COMMENT:**

This issue has been the subject of a recent enquiry from the Department of Local Government, the results of which are yet to be received.

**CONSULTATION:**

President Dwyer has sought comment from the Legal firm of Kott Gunning and may be able to shed some light on the situation Council is in with this

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:**

Simple Majority required

**COUNCIL DECISION**

**ITEM 9.8**

MOVED Cr Kelly

SECONDED Cr Dwyer (J)

To identify what legal avenues are available to Council relative to the issues relative to the construction of the dwelling at the corner Mercer/Reid Street and report back to Council at the May 2011 meeting with the results of the enquiry.

**“CARRIED 5/0”**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	<b>N/A</b>
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>April 28<sup>th</sup>, 2011</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	

**SUMMARY:**

To consider the submission from the rate payer as attached, relative to his rate arrears situation amounting to the sum of \$12,511-27 as displayed in the attached data.

**BACKGROUND:** This item was presented to the February Council meeting and deferred until the March meeting and was further deferred pending more detail. In that regard, the following is provided to assist in this deliberation.

1. Assessment 1770 Outstanding \$1,931-57
  2. Assessment 1769 Outstanding \$1,814-60
  3. Assessment 3469 Outstanding \$ 658-53
  4. Assessment 1107 Outstanding \$ 986-64
  5. Assessment 1105 Outstanding \$7,230-96
- Total **\$12,622.30**

Interest Factor attracted to the above **\$1,194-93**.

Contiguous Rating factor relative to the above **\$1,252**, had contiguous rating been applied, when applied for.

**CONSULTATION**

The rate-payer visited the Shire in early February to declare his concerns which largely reflect the following issues.:

1. Request for contiguous rating on Freehold land.
2. The sum of \$3,300 was allegedly paid in cash and not applied to the assessments, though receipts have not been produced to support this.
3. Allegation that the mining rates should be so high and suggesting these are double the previous years rates.
4. Request to reverse out the interest factor as applied to this matter.
5. Request to “Work” out the remaining Shire entitlement by pushing up the refuse site in Kookynie.

**STATUTORY ENVIRONMENT:**

Not Applicable

**POLICY IMPLICATIONS:**

Not Applicable

**FINANCIAL IMPLICATIONS:**

The sum of \$12,511-27 has been budgeted for as collectable in this financial year.

**VOTING REQUIREMENTS:**

Simple Majority required

<b>COUNCIL DECISION / OFFICER RECOMMENDATION</b>	<b>ITEM 9.9</b>
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MOVED Cr Dwyer

SECONDED Cr Kely

To support the submission from the rate payer (Ron Andrei) as attached, relative to his rate arrears situation amounting to the sum of \$12,511-27 as displayed in the attached data with the following recommendations: Failing full recovery of balance of entitlement, the dispensation reverse to full entitlements, with further advices to issue to the October meeting.

1. Approve contiguous rating for adjacent freehold land (lot 283/284 Cosmos) and back date this to the earliest rate entitlement remaining unpaid, reducing the rate balance by \$1,252-00.
2. Provide formal advices to the Ratepayer that opportunity to object to the Valuer General remains with the rate-payer and requires an application to be submitted.
3. As it seems this has been a long standing issue from some years back, the reversal of the accrued interest factor in the sum of \$1,194-93 is seen as reasonable, without attracting further interest until this balance has been extinguished.
4. Provide a one off dispensation of 50% of this alleged sum previously paid to be applied in the sum of \$1,650.00 as written off as a bad debt to the cost centre for this purpose, as calculated as follows due by 30/09/2011 in full.

Current Balance	\$12,622-30
Less Contiguous Rating.	\$ 1,252-00
Less Interest Factor	<u>\$ 1,194-93</u>
Sub-Total	\$ 10,175-37
Less 50 % Dispensation For alleged payment	<u>\$ 1,650.00</u>
Balance Due	<u><b>\$ 8,525.37</b></u>

**“CARRIED 5/0”**



*Cr. Kelly declared an interest in this item*

**9.10 APPLICATION FOR A PROSPECTING LICENSE – 29/2215**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>April 28<sup>th</sup>, 2011.</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer.</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	

**SUMMARY:**

To consider the application for a Prospecting License as received from Venus Metals Corporation Limited for a tenement over the Town site of Menzies, as presented.

**BACKGROUND:**

This application impacts on privately owned land and also the town site of Menzies and the town common.

**COMMENT:**

This application was submitted to the March "Ordinary Meeting of Council" and lapsed from a loss of quorum and represented as a result, a copy of which is appended to assist council in this deliberation.

**CONSULTATION:**

Not Applicable

**STATUTORY ENVIRONMENT:**

Not Applicable

**POLICY IMPLICATIONS:**

Not applicable.

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:**

Simple Majority required

**COUNCIL DECISION**

**ITEM 9.10**

MOVED Cr Stubbs

SECONDED Cr Dwyer

To note the application for a Prospecting License as received from Venus Metals Corporation Limited for a tenement over the Town site of Menzies, as presented with disapproval of mining activity.

**"CARRIED 4/0"**

*Cr. Stubbs declared an interest in this item  
Council agrees that Cr. Stubbs remain in chambers for discussion only and vacate for voting.  
Cr. Stubbs vacates chambers at 3.50pm*

**9.11 TRAVEL SUPPPORT PROVISION FOR MORAPOI - BUDGET VARIATION.**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	<b>N/A</b>
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>April 28<sup>th</sup>, 2011.</b>
<b>AUTHOR:</b>	<b>Brian Seale Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	
<b>SENIOR OFFICER:</b>	<b>Brian Seale Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	

**SUMMARY:**

To consider a budget variation of \$8,000 in the current 2010/11 financial year to assist the Morapoi Sporting group opportunity to continue with the transport of the players to Kalgoorlie for the remainder of the season, as requested in the attached letter of request.

**BACKGROUND:**

Again, I re-enforce my earlier comments that notwithstanding Councils clear comments of guidance that items of budget variation and/or provision be referred to the "Budget Workshop/Special Meeting of Council" and to avoid these items being presented piece-meal during the year and reassure council that this is not any type of deliberate attempt to disobey the directive, but an earnest advice from the group that without continue support they may not be able to continue with the transport arrangements for the remainder of this sporting cycle.

**CONSULTATION:**

This item was presented to the March meeting, though lapsed through loss of quorum, a copy of which is represented to this meeting for attention.

**STATUTORY ENVIRONMENT:** Not applicable

**POLICY IMPLICATIONS:** Not applicable.

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:**

"Absolute" Majority required

**COUNCIL DECISION**

**ITEM 9.11**

MOVED Cr Dwyer

SECONDED Cr Tucker

To approve an additional budget variation of \$4,000 in the current 2010/11 financial year to assist the Morapoi Sporting group opportunity to continue with the transport of the players to Kalgoorlie for the remainder of the season, as requested in the attached letter of request, with funding to be applied from the cost centre labelled "G.R.O.H. Housing Purchases, recently reduced in February 2011 to \$180,000 and now proposed to reduce to \$176,000 and the

“Travel Expense Cost Centre” to be increased to \$14,000 to accommodate current expenditure and this proposed level of support, with funding applications for the future to be applied for promptly for the next fixtures.

**“CARRIED 4/0”**

### **Absolute Majority**

*Cr. Stubbs returns to chambers at 4.05pm.*

*Council adjourns at 4.06pm*

*Council resumes at 4.21pm*

*Cr. Stubbs declared an interest in this item and vacates chambers at 4.26pm.*

## **9.12 MORAPOI OUTBACK RODEO EVENT 2011.**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>March 25<sup>th</sup>, 2011.</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer.</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	

### **SUMMARY:**

To consider the promotion of the Morapoi Outback Rodeo Event for 2011, with a funding request of \$65,000, as presented in terms of the attached letter of request.

### **BACKGROUND:**

Council supported this event in 2010 with \$65,020 in cash and approximately \$5,000 of “In-Kind” support.

### **COMMENT:**

Whilst clear directive has issued by Council to the CEO relative to items requiring budget provision to be collated as one item for attention at a special meeting of council, this particular request seeks a commitment from council due to the need and requirement for forward planning and entering into contractual obligations to book participants for this event well in advance lest we run the risk of not being able to hold the event at the last moment.

There is no attempt deliberate or otherwise to disobey council in this item, but a genuine request for consideration of support to the concept to enable the convenors to commence the process of preparation and booking commitments in the knowledge of funding.

This item was presented to the March meeting but lapsed due to loss of quorum. Copy of the item is appended to assist council in this deliberation.

### **CONSULTATION:**

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:** Simple Majority required

<b>COUNCIL DECISION</b>	<b>ITEM 9.12</b>
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MOVED Cr Kelly

SECONDED Cr Dwyer

To approve of the support of the Morapoi Outback Rodeo Event for 2011, with a funding request of \$15,000 for prize money plus \$20,000 Dry Season Assistance Funding for generic support, as presented in terms of the attached letter of request, to be funded in the 2011/12 budget year, subject to the budget adoption meeting scheduled for June/July 2011.

**“CARRIED 4/0”**

*Cr. Stubbs returns to chambers at 4.47pm.*

**9.13 RESOURCE CENTRE – STAFFING AND CHEQUE ACCOUNT.**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	<b>N/A</b>
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>April 28<sup>th</sup>, 2011</b>
<b>AUTHOR:</b>	<b>Carol McAllan, D/Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	

**SUMMARY.**

To consider the issues surrounding the request for an amendment to the staffing situation at the Resource Centre and to function with a separate cheque account.

**BACKGROUND:**

Council will recall having recently approved of an increase in wages time for an officer to assist in the Resource Centre for two days per week, where the other three days per week for this "Tourist Officer", where to be applied to:

One day per week for administrative support for the Lake Ballard operations.

One day per week for administrative support for the Tjuntjuntjara Community operations.

One day per week for Events co-ordination, Area Promotion, Tourism and administration.

**COMMENT:**

Council is now in receipt of advices from the Co-ordinator seeking an amendment to this arrangement for a "Full-Time" officer, though this is an operational matter and not necessarily a question for Council. However, this is presented as a mark of a support fro the officer.

**CONSULTATION:**

Gary Ventris.

**STATUTORY ENVIRONMENT:**

**POLICY IMPLICATIONS:**

None

**FINANCIAL IMPLICATIONS:**

None

## VOTING REQUIREMENTS:

Simple Majority required

<b>COUNCIL DECISION / OFFICER RECOMMENDATION</b>
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<b>ITEM 9.13</b>
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MOVED Cr Dwyer

SECONDED Cr Kelly

- a.) To retain the current arrangement of a “Full-time” position as a Tourist Officer working five days per week from the Resource Centre to provide the following :
1. Two days per week to support the Resource Centre Co-ordinator.
  2. One day per week for administrative support for the Lake Ballard operations.
  3. One day per week for administrative support for the Tjuntjuntjara Community operations.
  4. One day per week for Events co-ordination, Area Promotion, Tourism and administration, pending the decision of the operative as to her intentions to return to work or not following a term of maternity leave, with the administration to ensure staffing is provided to cover the seasonal needs over the week-ends.
- b.) To approve of a separate cheque account for the operations of the Resource Centre to be conducted through the Shire’s Bankers at the National Australia Bank Limited in Kalgoorlie, with the signing authority to be ”the Shire C.E.O, and one other Committee Members to sign conjointly, subject to :
- 1.) A functional management committee being installed.
  - 2.) To accommodate operational matters only, where the Shire will continue to provide for the building maintenance, insurances, and salaries of employees.
  - 3.) Standard record keeping mechanisms being in place.
  - 4.) Appropriated audit and preparation of quarterly financial statements’ to be prepared and presented to Council.
  - 5.) Budget and operational plan to be designed for commencement July 1<sup>st</sup>, 2011.

**“CARRIED 5/0”**

*Cr. Stubbs declared an interest in this item.  
Cr Dwyer (G) declares a proximity interest in this item.*

**9.14 THE GOLDFIELDS CY-CLASSIC AND MENZIES CARNIVAL**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	<b>N/A</b>
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>April 28th, 2011</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	

**BACKGROUND:**

To consider the issues surrounding involvement in the Goldfields Cy-Classic and Menzies Carnival and to consider budget provision for the 2011 event for the 2010/11 financial year.

**COMMENT:**

It seems the following is an accurate summation of the situation, presented for Council consideration.

1. Support of \$30,000 to ensure the Race comes to Menzies.
2. Support of \$10,000 towards Prize monies, together with the promised contribution of \$20,000 from the Mac Carthur Minerals Limited group.
3. Support to \$35,000 to underwrite the Menzies Carnival for entertainment, Live band, crèche, and dinner, tent facilities and community breakfast.

Whilst some revenues will attract to the Shire as a result of sales from the dinner attendees and the tent accommodation facility, though it will be necessary to provide \$35,000 for the Carnival initially to ensure the success of the Venture, though the Net result is likely to be less than this

**CONSULTATION:**

President Dwyer attended the meeting in the town hall on Wednesday April 20<sup>th</sup>, 2011 at 4 pm and may wish to contribute pertinent information relative to this matter.

**STATUTORY ENVIRONMENT**

**POLICY IMPLICATIONS:** None

**FINANCIAL IMPLICATIONS:** Budget variation will be required to \$75,000

**VOTING REQUIREMENTS:**

Absolute Majority required

<b>COUNCIL DECISION / OFFICER RECOMMENDATION</b>
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<b>ITEM 9.14</b>
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MOVED Cr

SECONDED Cr

To approve of a budget variation of \$75,000 in the 2010/11 year to support the issues surrounding involvement in the Goldfields Cy-Classic and Menzies Carnival as detailed with the funding to be reallocated from the G.R.O.H. Housing purchase budget presently in the sum of \$176,000, to be reduced to \$91,000.

**“ITEM LOST FOR LOSS OF QUORUM”**



## 9.15 PROPOSED BUDGET PROVISIONS FOR THE 2011/12 YEAR.

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	<b>N/A</b>
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>April 28<sup>th</sup>, 2011</b>
<b>AUTHOR:</b>	<b>Carol McAllan, D/Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	

### SUMMARY

To consider the presented list of issues for budget provision in the 2011/12 year, subject to the annual budget adoption meeting.

### BACKGROUND:

Council requested a single item be presented rather than numerous items each "Ordinary meeting", as such, this is a collation of concepts, without pre-empting council support or otherwise, as these are presented without much detail to assist Council in this request, though Council can delete any or all of this items to seek a more comprehensive assessment submission in the future.

### COMMENT:

The following are listed without any order to the presentation for council comment.

1. Town Oval development for football matches	\$50,000
2. Lake Ballard Marketing Plan	\$70,000
3. Heritage Inventory Review	\$30,000
4. Server Replacement	\$50,000
5. Caravan Park – Capital Items	\$50,000
6. Tjuntjuntjara	
- Rubbish Truck and Sewerage Truck – Operational issues	\$40,000
- Sport and Recreational Programme	\$50,000
- Housing provision (once only)	\$100,000
7. Dog Control (Ross Wood.)	\$10,000
8. Photocopier	\$15,000
9. Reconciliation Action Plan	\$50,000
10. Cultural Awareness Training	\$10,000
11. Grids on the Kookynie Road	\$50,000
12. Maintenance Grading for Shire Employees	\$150,000
13. Plant Replacement	\$750,000
14. Plant Trade-in Values	(\$200,000)

**CONSULTATION:**

**STATUTORY ENVIRONMENT**

**POLICY IMPLICATIONS:**

**FINANCIAL IMPLICATIONS:**

**VOTING REQUIREMENTS:**

Simple Majority required

<b>COUNCIL DECISION / OFFICER RECOMMENDATION</b>	<b>ITEM 9.15</b>
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MOVED Cr Kelly

SECONDED Cr Dwyer

To make budget provision for the presented list of issues for budget provision in the 2011/12 year, subject to support at the annual budget adoption meeting.

1. Town Oval development for football matches	\$50,000
2. Lake Ballard Marketing Plan	\$70,000
3. Heritage Inventory Review	\$30,000
4. Server Replacement	\$50,000
5. Caravan Park – Capital Items	\$50,000
6. Tjuntjuntjara	
- Rubbish Truck and Sewerage Truck – Operational issues	\$40,000
- Sport and Recreational Programme	\$50,000
- Housing provision (once only) (Power and Water)	\$100,000
7. Dog Control (Ross Wood.)	\$10,000
8. Photocopier	\$15,000
9. Reconciliation Action Plan	\$70,000
10. Cultural Awareness Training	\$10,000
11. Grids on the Kookynie Road	\$50,000
12. Plant Replacement	\$750,000
13. Sport and Recreation Program. Morapoi-Menzies	\$50,000
14. Cactus Eradication Program.	\$50,000
15. Plant Trade-in Values	(\$200,000)

**“CARRIED 5/0”**

**9.16. BUDGET REVIEW FOR THE 2010/11 YEAR.**

<b>SUBMISSION TO:</b>	<b>Ordinary Meeting of Council</b>
<b>LOCATION:</b>	<b>Shire of Menzies</b>
<b>APPLICANT:</b>	
<b>FILE REF:</b>	
<b>DISCLOSURE OF INTEREST:</b>	<b>None</b>
<b>DATE:</b>	<b>April 28th, 2011.</b>
<b>AUTHOR:</b>	<b>Brian Seale, Chief Executive Officer</b>
<b>SIGNATURE OF AUTHOR:</b>	
<b>SENIOR OFFICER:</b>	<b>Brian Seale, Chief Executive Officer.</b>
<b>SIGNATURE OF SENIOR OFFICER:</b>	

**SUMMARY:**

To consider the budget review for the year to June 30<sup>th</sup>, 20911, as at March 31<sup>st</sup>, 2011., in terms of the attachments.

**BACKGROUND:**

At the time of writing this very comprehensive item had not been designed, though intended to be addressed prior to the council meeting.

**COMMENT:**

**CONSULTATION:**

**STATUTORY ENVIRONMENT:**

Local Government (Financial Management) Regulations 1996 – Clause 33A (1.)

**POLICY IMPLICATIONS:** Not Applicable.

**FINANCIAL IMPLICATIONS:** None

**VOTING REQUIREMENTS:** Simple Majority required

**COUNCIL DECISION**

**ITEM 9.16**

MOVED Cr

SECONDED Cr

To receive the budget review for the year to June 30<sup>th</sup>, 2011 as at March 31<sup>st</sup>, 2011. in terms of the attachments, as presented.

**“NOT PRESENTED”**

## 10 STATUS REPORTS

### 10.1 Shire of Menzies Status Report

Presented, in case there are any Council resolutions to be addressed from this report.

## 11 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

### 11.1 Elected Members motions with previous notice.

None

### 11.2 Confidential Business to be held behind closed doors.

None

### 11.3 REPORTS OF COUNCILLORS AND STAFF

#### ***Cr Stubbs:***

Are there people interested in compiling the history of Kookynie.

#### ***Cr Tucker:***

Could the Council erect bollards either side of the speed hump in Kensington Street.

#### ***Cr Kelly:***

Nil.

#### ***Cr Dwyer. (J.)***

Nil

#### ***Cr Dwyer G:***

Attended the Services to Indigenous Communities Forum in Perth. Template for Communities may benefit Morapoi however the template is not released yet.

#### ***Mr Seale: B.***

Carol McAllan attended the Cattle Meeting in Leonora in the absence of CEO and President.

## 12 INFORMATION BULLETIN

### 12.1 Information Bulletin as presented for discussion and resolutions (if required).

*CEO and DCEO vacate chambers at 5.35pm*

**NEXT MEETING / MEETING CLOSURE**

***The next Meeting will be held on Thursday, May 26th, 2011 at the Shire of Menzies Council Chambers, commencing at 9.00am.***

There being no further business to discuss, the President declared the meeting closed at: 5.40pm.

**These Minutes were confirmed as a True and Accurate record of proceedings at the Ordinary meeting of Council, held on Thursday May 26<sup>th</sup> 2011.**

**Confirmed by the Shire of Menzies President,  
Cr. Gregory Dwyer**

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