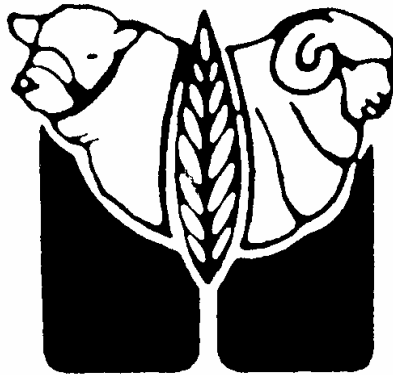


MINUTES



ORDINARY MEETING

HELD ON

THURSDAY, 21st JULY 2005

AT

SHIRE OF BOYUP BROOK
ABEL STREET – BOYUP BROOK
COMMENCEMENT AT 3.30PM

TABLE OF CONTENTS

1	RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE PREVIOUSLY APPROVED	3
	1.1 <u>Attendance</u>	3
	1.2 <u>Apologies</u>	3
2	PUBLIC QUESTION TIME	
	2.1 <u>Response to Previous Public Questions Taken on Notice..</u>	3
	2.2 <u>Public Question Time..</u>	3
3	APPLICATIONS FOR LEAVE OF ABSENCE	4
4	PETITIONS/DEPUTATIONS/PRESENTATIONS/REPORTS	4
5	CONFIRMATION OF MINUTES OF PREVIOUS MEETING	5
6	PRESIDENTIAL COMMUNICATIONS	5
7	REPORTS OF OFFICERS AND COMMITTEES	
	7.1 WORKS AND SERVICES	
	7.1.1 Townscape Advisory Committee Minutes	6
	7.2 DEVELOPMENT AND COMMUNITY SERVICES	
	7.2.1 Lot 5 Barron Court, Boyup Brook – Planning Application for an Oversized Shed7	
	7.2.2 Nelson Location 2620 Kulikup – Planning Application for a Public Assembly & Gallery	11
	7.2.3 Boyup Brook Infill Sewerage Project.....	12
	7.2.4 Residential Lot Development – Lot 298 Glynn Street	14
	7.2.5 Lot 67 & 68 Abel Street – Proposal for pubTAB.....	15
	7.2.6 Youth Advisory Council.....	16
	7.2.7 Economic Development Committee.....	16
	7.3 CORPORATE SERVICES	
	7.3.1 Adoption of 2005/2006 Budget	18
	7.3.2 Boyup Brook Flax Mill	20
	7.3.3 Boyup Brook Country Music Festival 2005	23
	7.3.4 Chief Executive Officer Key Result Areas 2005-2006.....	27
	7.3.5 Western Australian Local Government Association – 2005 Annual General Meeting Agenda.....	28
	7.3.6 Accounts for Payment and Financial Status	28
8	PETITIONS AND MEMORIALS.....	29
9	MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN.....	30
	9.1 Cr Marshall – WA Community Foundations Promotional Pamphlets.....	30
10	URGENT BUSINESS	30
	10.1 Railway Barracks – Proposed Heritage Precinct	30
11	CLOSURE OF MEETNG.....	30

Suspension of Standing Orders

MOVED: Cr Downing

SECONDED: Cr Martin

That the Order of Business for the Council Meeting, being Clause 5 of the Standing Orders, Local Law No 1 be suspended.

CARRIED: 9/0

1 RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE PREVIOUSLY APPROVED

1.1 Attendance

Cr T Ginnane – Shire President
Cr S Broadhurst
Cr R Downing
Cr J Florey
Cr P Marshall
Cr M Martin
Cr K Moir (departed 5.18pm)
Cr T Oversby
Cr A Piper

Mr W Pearce – Chief Executive Officer
Mr K Jones – Manager of Finance and Administration
Mr J Eddy – Manager of Works and Services
Mrs G Wallace – Secretary (departed 5.45pm)

Mr J Forrest (departed 3.43pm)
Mr T Mead (departed 3.40pm)
Mrs J Mead (departed 3.40pm)
Mrs M Loder (entered 3.34pm / departed 5.45pm)
Mr A Flottmann – Manjimup Bridgetown Times (entered 3.35pm / departed 5.45pm)
Mrs S Bates (entered 3.41pm / departed 3.43pm)
Mr N Parker (entered 4.24pm / departed 5.20pm)
Mr D Winter (entered 5.04 / departed 5.45pm)
Mrs S Tuckett (entered 5.04 / departed 5.24pm)

1.2 Apologies

2 PUBLIC QUESTION TIME

2.1 Response to Previous Public Questions Taken on Notice

Nil

2.2 Public Question Time

3 APPLICATIONS FOR LEAVE OF ABSENCE

4 PETITIONS/DEPUTATIONS/PRESENTATIONS/REPORTS

Mrs M Loder entered the Chambers the time being 3.34pm.

Mr A Flottmann entered the Chambers the time being 3.35pm.

4.1 Design a sign competition – Cheque presentation to winners

Earlier this year the Shire of Boyup Brook sponsored a design a sign competition for possible consideration for use at the Shire Boundaries. Finalisation was delayed due to an extension of the closing date granted to the BBDHS art students but has now been judged.

Seven entrants submitted, collectively, twelve entries and some interesting ideas were presented but it was disappointing that a couple were eliminated by not complying with the Conditions of Entry. The prize of \$500.00 will be shared by two designs. Congratulations go to Tim Mead and to Shelley Bates and Joe Forrest whose submission was designed jointly.

Cr Broadhurst presented the winners cheques to Mr Tim Mead and Mr Joe Forrest.

Mr T Mead and Mrs J Mead departed the Chamber the time being 3.40pm.

4.2 Cr Broadhurst – Mrs Cavanagh

Cr Broadhurst attended Mrs Grace Cavanagh's 105 Birthday. Mrs Cavanagh wishes to convey her gratitude to the Council for her present.

4.3 Cr Broadhurst – Tourism Association AGM

At the Tourism Association AGM Mrs Noreen Tuckett was re-elected President and Mrs Sue White as Treasurer. Due to Mrs Tuckett taking on the role as President she is unable to fulfill the role of Manager. This position is now vacant.

Mrs Tuckett wishes to see the construction of toilet facilities at the Jayes Road and Asplin Siding bridges completed as a priority over the next 12 months.

4.4 Cr Broadhurst – Blackwood River Valley Marketing Association – AGM

At the BRVMA AGM Mr Ian Baxter was re-elected as president and Mrs Sue White re-elected as Treasurer.

The main outcome of a recent workshop held will be to develop a brochure complimenting the Inland Loop brochure for the Blackwood Valley towns.

5 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

5.1 Minutes of the Ordinary Meeting of the Council held on 16 June 2005.

MOVED: Cr Oversby

SECONDED: Cr Downing

That the minutes of the previous Ordinary Meeting of the Council held on 16 June 2005 be confirmed as an accurate record subject to the following changes:-

- **Page 25 – item 7.3.1 – delete the sixth bullet point in clause 2 ‘Townscape (Waters Edge) Advisory Committee purpose’.**
- **Front page - replace the number ‘19’ with ‘16’.**

CARRIED 9/0

Mrs S Bates entered the Chambers the time being 3.41pm.

Cr Broadhurst presented Mrs S Bates with a winner’s cheque for the Design a Sign Competition.

Mrs S Bates and Mr J Forrest departed the Chambers the time being 3.43pm.

5.2 Minutes of the Special Meeting of the Council held 29 June 2005

MOVED: Cr Downing

SECONDED: Cr Broadhurst

That the minutes of the Special Meeting of the Council held on 29 June 2005, be confirmed as an accurate record.

CARRIED 9/0

6 PRESIDENTIAL COMMUNICATIONS

Nil

7 REPORTS OF OFFICERS AND COMMITTEES

7.1 WORKS AND SERVICES

7.1.1 Townscape Advisory Committee Minutes

<i>Proponent:</i>	<i>Shire of Boyup Brook</i>
<i>Location:</i>	<i>-</i>
<i>Reporting Officer:</i>	<i>John Eddy</i>
<i>Date Report Written:</i>	<i>14 July 2005</i>
<i>Enabling Legislation:</i>	<i>Local Government Act 1995</i>
<i>File:</i>	<i>PA/37/001</i>
<i>Appendices:</i>	<i>1.1 - Minutes</i>

BACKGROUND:

A Townscape Advisory Committee meeting was held on 6 July 2005.

Minutes of the meeting are laid on the table and circulated (refer to appendix 1.1).

MOVED: Cr Moir

SECONDED: Cr Broadhurst

That the:-

- 1. minutes of the Townscape Advisory Committee held on the 6 July 2005, be received;**
- 2. Council approve the painting and landscaping of the Railway Reserve Toilet Block by the Boyup Brook Secondary students, subject to the detail being determined by the Townscape Committee prior to commencement of any works.**

CARRIED 9/0

Cr Ginnane and Cr Florey declared a proximity interest in the item 7.1.1 and departed the Chambers the time being 3.50 pm.

Cr Downing took the Chair.

MOVED: Cr Marshall

SECONDED: Cr Oversby

That the Council approve the replication of the 2004 Abel Street median landscaping works to the Bridge Street median between Forrest and Barron Streets including the removal of existing Box Trees and re-orientation of new plants, subject to approval of funding in the 2005/06 budget.

CARRIED 4/3

Cr Marshall requested that the vote for the above motion be recorded.

For

Against

Cr Downing
Cr Marshall
Cr Piper
Cr Oversby

Cr Martin
Cr Moir
Cr Broadhurst

Cr Ginnane and Cr Florey returned to the Chambers the time being 4.14pm.

The CEO advised the Council that an application for the temporary vacancy on the Townscape Committee had been received from Mrs C Hales.

Mr E Muncey has verbally resigned from the Townscape Committee. Council was asked whether they wish to accept the above nomination or to advertise the vacant position in the August 2005 Gazette.

MOVED: Cr Broadhurst

SECONDED: Cr Florey

That the Council appoints Mrs C Hales to the Townscape Committee subject to Mr E Muncey's written confirmation of his resignation form the said committee.

CARRIED 8/1

7.2 DEVELOPMENT AND COMMUNITY SERVICES

Cr Downing declared a proximity interest in the item 7.2.1 and departed the Chambers the time being 4.18pm.

Mr N Parker entered the Chambers the time being 4.24pm.

7.2.1 Planning Application for an Oversized Shed – Lot 5 Barron Court, Boyup Brook

<i>Proponent:</i>	<i>AJ & JA Casserly</i>
<i>Location:</i>	<i>Lot 5 Barron Court, Boyup Brook</i>
<i>Reporting Officer:</i>	<i>Will Pearce</i>
<i>Date Report Written:</i>	<i>15 June 2005</i>
<i>Enabling Legislation:</i>	<i>Town Planning Scheme No 2</i>
<i>File:</i>	<i>AS12312</i>
<i>Appendices:</i>	<i>1.2 - plans, letter</i>

BACKGROUND:

The proponent is seeking approval for an oversized shed to be located at Lot 5 Barron Court, Boyup Brook.

The proponent has forwarded all the relevant details to support the application as required by the Shire's Town Planning Scheme No 2 (the 'Scheme').

A plan, elevation drawings and correspondence are provided – see attached.

DETAIL:

Lot 5 is a vacant lot with a gross area of 11.6ha, currently zoned “Special Rural No.4”.

The proposal involves the construction of a new 300m² steel framed/part rammed earth shed with a maximum height of 6.0m.

The proponent advises that the purpose of the shed is for storage of plant and vehicles for his rammed earth building business. No building activities will take place in the shed.

The proponent also wishes to use a portion of the shed as a temporary residence whilst constructing the main residence. This is allowed under Council’s ‘Temporary Accommodation – Owner /Builder’ policy.

The proponent also requests approval to use the temporary accommodation as a permanent ‘cottage’ following the construction of the primary residence which is not permitted in the special rural. In other words it can’t be leased out as a rental property.

The Council’s “Outbuilding” policy states in part:-

“MAXIMUM DIMENSIONS

Maximum permissible outbuilding area dimensions will be as follows: -

<i>Zone</i>	<i>Maximum individual outbuilding area (m²)</i>	<i>Maximum total outbuilding area (m²)</i>	<i>Maximum height (m)</i>
<i>Residential Blocks 1012m² or less</i>	<i>56.4</i>	<i>75</i>	<i>3.0</i>
<i>Residential blocks greater than 1012m²</i>	<i>56.4</i>	<i>90</i>	<i>4.5</i>
<i>Urban</i>	<i>56.4</i>	<i>75</i>	<i>4.5</i>
<i>Special Rural</i>	<i>No maximum area</i>	<i>108</i>	<i>4.5</i>
<i>Rural</i>	<i>No maximum area</i>	<i>No maximum area</i>	<i>No maximum height</i>

Structures outside the domain of the standard set above shall be subject to a planning application for the Council to consider on its merits.

OVERSIZED OUTBUILDINGS

For the purpose of calculating total outbuilding floor space, the Council only takes freestanding structures such as garages or sheds into consideration; any structure attached to the main building such as a verandah or carport would be excluded.

In assessing your request, Council will require that:

- *The proposed outbuilding(s) are of masonry construction or clad in factory applied colour finished sheet metal;*
- *The height or any opening to the outbuilding(s) is less than 3.0 metres;*
- *The ridge/gable height is less than 4.0 metres;*
- *The outbuilding(s) must be totally or partially screened from the street by a dwelling and/or landscaping capable of reaching a height equivalent to the eave height of the outbuilding(s) upon maturity;*
- *Your proposal will not have a detrimental effect on your neighbours or on the street in general.*

For the Council to consider your application you must provide a written statement detailing why the additional outbuilding floor space is required and its intended use.”

The size and height of the shed therefore does not comply with the Council's policy.

The proposed location of the shed has been placed outside the approved 'building envelope' which is shown in the attached plan. The Council does have the discretion to approve the placement of buildings outside this restrictive area.

COMMENT:

The Council does have discretion to relax its standards prescribed within its policies under clause 3.6 of the Scheme should it be satisfied that:-

- “(i) approval of the proposed development would be consistent with the orderly and proper planning of the district and the preservation of the amenity of the district;*
- (ii) the non-compliance will not have any adverse effect upon the occupiers or users of the development of the general population of the district, and;*
- (iii) the spirit and purpose of the standard or requirement will not be unreasonably departed from.”*

The size of the shed and height are over and above the policy guidelines. However, the size of the lot is approximately 4-5 times the area of the standard special rural lots in other parts of the district for example properties Lee Steere Drive and Zig Zag Road.

There are many 'rural' zoned lots in the district that are of equivalent, if not smaller, area that under the 'Outbuilding' policy would allow a shed of unlimited size and height without requiring Council approval.

The proposed shed will have a visual impact on the adjoining neighbour on lot 4 Barron Court. The proponent has indicated that trees have been planted along the boundary to reduce the visual impact on lot 4 over time.

The neighbours, R and S Downing of lot 4, have forwarded comments on the shed for Council consideration. Please see attached letter.

Whether it will have a negative impact needs to be considered by the Council. It is the officer's opinion that it may not have a negative impact.

A site inspection will take place for all committee members to become familiar with the issue first hand.

The Chief Executive Officers recommendation to the Development Services Committee be:-

That the Council approves the planning application as presented for an oversized shed 300m² in area proposed for Lot 5 Barron Court, Boyup Brook subject to:-

- 1 the proposal complies with the Town Planning Scheme No.2;

- 2 the commercial activity does not entail the employment of any person not a member of the occupier's family
- 3 access being approved by the Manager of Works and Services;
- 4 all stormwater run off from impervious surfaces being disposed of to the satisfaction of the Manager of Works and Services;
- 5 the building complies with the Building Code of Australia;
- 6 compliance with the Council's 'Temporary Accommodation – Owner/Builder' policy and that the accommodation component of the shed discontinues being used as a residence on completion of the primary residence.

The Development Services Committee considered this issue at its meeting held on 11 July 2005 and concurred with the Chief Executive Officer's recommendation with the following additional clauses:-

- 7 the shed being located outside the 'Building Envelope' Setbacks with setbacks as presented;
- 8 roof and wall cladding material being made of non-reflective colorbond (the owner has the option of constructing the east-facing 10.0m wall of rammed-earth);
- 9 tree screening as proposed being maintained.

MOVED: Cr Moir

SECONDED: Cr Piper

That the Council approves the planning application as presented for an oversized shed 300m² in area proposed for Lot 5 Barron Court, Boyup Brook subject to:-

- 1. the proposal complies with the Town Planning Scheme No.2;**
- 2. the commercial activity does not entail the employment of any person not a member of the occupier's family**
- 3. access being approved by the Manager of Works and Services;**
- 4. all stormwater run off from impervious surfaces being disposed of to the satisfaction of the Manager of Works and Services;**
- 5. the building complies with the Building Code of Australia;**
- 6. compliance with the Council's 'Temporary Accommodation – Owner/Builder' policy and that the accommodation component of the shed discontinues being used as a residence on completion of the primary residence;**
- 7. the shed being located outside the 'Building Envelope' with setbacks as presented;**
- 8. roof and wall cladding material being made of non-reflective colorbond (the owner has the option of constructing the east-facing 10.0m wall of rammed-earth);**
- 9. tree screening as proposed being maintained.**

CARRIED 8/0

Cr Downing returned to the Chambers the time being 4.25pm.

7.2.2 Planning Application for a Public Assembly and Gallery – Nelson Location 2620, Kulikup

<i>Proponent:</i>	<i>K & L Chambers</i>
<i>Location:</i>	<i>Nelson Location 2620, Kulikup</i>
<i>Reporting Officer:</i>	<i>Will Pearce</i>
<i>Date Report Written:</i>	<i>07 July 2005</i>
<i>Enabling Legislation:</i>	<i>Town Planning Scheme No 2</i>
<i>File:</i>	<i>AS5240</i>
<i>Appendices:</i>	<i>1.3 – attached letter & plan</i>

BACKGROUND:

The proponent is seeking to establish a gallery and public area at Nelson Location 2620, Kulikup to be known as 'Tulips with a Difference'.

Details and plans are attached to support the application as required by the Shire's Town Planning Scheme No 2 (the 'Scheme').

DETAIL:

The Scheme covers these activities as-

- an 'art gallery' defined as a 'premises used for showing of works of art' which is allowed by the Council if shown to be incidental to the predominant use of the land;
- a "place of public assembly" defined as.... "*land and buildings used as a special place of assembly including grounds for athletics, all sporting grounds with spectator provision, race courses, trotting tracks, studio or showgrounds*" which is allowed at the discretion of the Council ("AA" use).

General requirements under the Scheme include:-

- Setbacks – not nominated by proponent however all activities are within the immediate surrounds of the main homestead. The actual gallery is a room with the house.
- Carparking and Access - The Scheme requires the provision of 1 parking space per 4 persons.

Other requirements that need to be addressed by the proponent include:-

- Toilets
- water
- waste collection
- public buildings/assembly safety
- food preparation for selling Devonshire teas

However, these matters are already controlled under various Council local laws and government regulations and guidelines which will need to be complied with prior to opening to the public.

COMMENT:

Such an event would be a welcome addition to the district that will complement other local events.

The Development Services Committee considered this issue at its meeting held on 11 July 2005 and concurred with the Chief Executive Officer's recommendation.

MOVED: Cr Broadhurst

SECONDED: Cr Moir

That the Council approves the planning application for a Public Assembly and Gallery at Nelson Location 2620, Kulikup, subject to:-

- (a) compliance with the Town Planning Scheme No. 2;**
- (b) providing access and carparking spaces at a ratio of 1 space per 4 persons to the satisfaction of the Manager of Works and Services;**
- (c) compliance with the Health (Public Buildings) Regulations;**
- (d) compliance with the Health (Food Hygiene) Regulations;**
- (e) compliance with the Shire of Boyup Brook Health Local Laws.**

CARRIED 9/0

7.2.3 Boyup Brook Infill Sewerage Project

Proponent: Water Corporation
Location: -
Reporting Officer: Will Pearce
Date Report Written: 13 July 2005
Enabling Legislation: -
File: PH/45/002
Appendices: -

BACKGROUND:

The Water Corporation has recently advised that the timing of the Infill Sewerage Programme for the state has been reviewed recently and rescheduled.

DETAIL:

Sewerage for the Boyup Brook townsite has been planned for many years with current scheduling indicating installation in the 2007/08 financial year.

The town was to be initially serviced in 1999 however recent state governments have rescheduled the programme in the past four years to the detriment of Boyup Brook.

The Water Corporation now advise that sewerage will be installed in 2017/018.

Boyup Brook needs to be serviced with sewerage urgently for the following reasons:-

- Boyup Brook is located on the Blackwood River
- Approximately 80% of the existing residential buildings were constructed prior to the Health Act changes in 1980s when only one leach drain was required.

Many of these 30-60 year old leach drains have failed over time, especially due to the area being high in clay levels, thus allowing nutrients to pass into the river system. Algal blooms in the river in recent times would appear to confirm this.

- A number of new houses in town in recent years have been allowed to install only one septic tank and one leach drain, instead of the legal requirement of installing two of each, due to the impending infill sewerage.

These approvals were given only on the proviso that the landowner through a statutory declaration would connect to sewerage within 12 months of the service being provided. Rescheduling the installation of sewerage has now exacerbated the problem as even newer houses will be on a one leach drain system for in excess of 5 years because of the delay (a 'good deed' by the Council in helping its residents to save on septic/ leach drain installation costs by half because of the anticipated infill construction in 2008 has been completely annulled by the rescheduling).

COMMENT:

This decision is a major disappointment considering that the Council has advised various state ministers in the past that infill sewerage is an urgent requirement for the town due to health, environmental and economic development reasons.

It is suggested that the Chief Executive Officer informs the Ministers for Water Resources, Environment, Health and Regional Development and T Waldron MLA of the Council's extreme disappointment in the postponement of Infill Sewerage for the Boyup Brook townsite and seeks an urgent reinstatement of the Boyup Brook sewerage construction to be carried out in 2008/09.

MOVED: Cr Oversby

SECONDED: Cr Martin

That the Chief Executive Officer informs the Ministers for Water Resources, Environment, Health and Regional Development and T Waldron MLA of the Council's extreme disappointment in the postponement of Infill Sewerage for the Boyup Brook townsite and seeks an urgent reinstatement of the Boyup Brook sewerage construction to be carried out in 2008/09.

CARRIED 9/0

MOVED: Cr Marshall

SECONDED: Cr Oversby

That the Council move into a committee of the whole under clause 15.6 of the shire's Local Law No.1 - Standing Orders to allow members free discussion on the matter.

CARRIED 9/0

MOVED: Cr Oversby

SECONDED: Cr Downing

That the Council moves out of committee of the whole under clause 15.6 of the Standing Orders, Local Law No.1.

CARRIED 9/0

7.2.4 Residential Lot Development – Lot 298 Glynn Street

Proponent: Shire of Boyup brook
Location: Lot 298 Glynn Street, Boyup Brook
Reporting Officer: Will Pearce
Date Report Written: 13 July 2005
Enabling Legislation: Local Government Act 1995
File: AS30071
Appendices: 1.4 - Map

BACKGROUND:

The Council at its 17 June 2004 meeting resolved:-

'That the Council investigates the potential to encourage landowners of large 'residential' zoned lots, including state government reserves, to subdivide their properties down to at least 2000m2.'

Landcorp, the state government's land development agency, were subsequently requested to develop 6 new 2,000m² lots on Lot 298 Glynn Street (plan attached – see appendix 1.4) as a consequence of this resolution.

Cr Marshall has requested that this issue be revisited.

DETAIL:

Lot 298 is a 1.3ha state government reserve covered with native trees.

It has a beautiful outlook over the townsite and would provide excellent new residential lots.

Cr Marshall writes-

'On that basis I would like to see 1000 m blocks. I would support this as 2000 m blocks are not necessary. I would be very surprised if we could not get this through. I would be prepared to lobby politically on this basis.'

I am prepared to put this forward as a motion to next Council meeting if you would prefer it to come this way. Thanks for the info.'

State policy normally requires new residential lots being a minimum of 2,000m² where there is no sewerage service. As mentioned in the Infill Sewerage report in this agenda, this service will not be provided until 2017.

Cr Marshall's point is that the shire would have a good case to demand 1,000m² lots because sewerage will not be available for some time.

The reason why the Council did chose 2,000m² was due to local real estate agents advising that these size lots were being requested by the market at the time.

COMMENT:

Another reason for previously endorsing the larger area of 2,000m² was to reduce the need to clear the majority of existing trees due to building road infrastructure and of course to build new houses and accompanying outbuildings.

The smaller 1,000m² lots will require extensive clearing. However, the site may provide for some 8 – 10 new residential lots for the district.

It is suggested that the Council reaffirms its item 7.2.3 June 2004 Council meeting decision in relation to creating additional 2,000m² residential lots in the Boyup Brook townsite including lot 298 Glynn Street.

MOVED: Cr

SECONDED: Cr

That the Council directs the Chief Executive Officer to write to Landcorp in relation to creating 1,000m² residential lots in the Boyup Brook townsite on lot 298 Glynn Street.

CARRIED 9/0

7.2.5 Lots 67 and 68 Abel Street, Boyup Brook – Proposal for a pubTAB

Proponent: Racing and Wagering WA (formerly TAB)
Location: Boyup Brook Hotel Lots 67 & 68 Abel Street, Boyup Brook
Reporting Officer: Will Pearce
Date Report Written: 13 July 2005
Enabling Legislation: Betting Control Act
File: AS800
Appendices: 1.5 - Letter

BACKGROUND:

Racing and Wagering WA (formerly TAB) is seeking to establish a “pubTAB” on Lots 67 and 68 Abel Street, Boyup Brook.

Correspondence is attached.

DETAIL:

The proponent wishes to establish a “pubTAB” on the subject property. Only one terminal will be installed for betting purposes.

The hotel is currently a licensed premises that did provide a TAB service until 1998.

The proponent is required by legislation to notify and seek comment from the local government.

COMMENT:

The activity is a typical service currently provided by many hotels throughout the state. The impact on the district would be negligible.

The activity is a ‘permitted’ use under the Town Planning Scheme No. 2 and therefore is not subject to a formal planning approval process.

It is suggested that the Council supports a pubTAB operating in the Boyup Brook Hotel on Lots 67 and 68 Abel Street, Boyup Brook.

MOVED: Cr Moir

SECONDED: Cr Florey

That the Council supports a pubTAB operating in the Boyup Brook Hotel on Lots 67 and 68 Abel Street, Boyup Brook.

CARRIED 9/0

7.2.6 Youth Advisory Committee Minutes

Proponent: Shire of Boyup Brook
Location: -
Reporting Officer: Keith Jones
Date Report Written: 15 July 2005
Enabling Legislation: Local Government Act 1995
File: IM/37/004
Appendices: 1.6 - Minutes

BACKGROUND:

A meeting of the Youth Advisory Committee was held on 14 June 2005.

Minutes of the meeting are laid on the table and circulated (refer to appendix 1.6).

MOVED: Cr Oversby

SECONDED: Cr Downing

That the minutes of the Youth Advisory Committee on 14 June 2005 be received.

CARRIED 9/0

7.2.7 Economic Development Committee Minutes

Proponent: Shire of Boyup Brook
Location: -
Reporting Officer: Will Pearce
Date Report Written: 15 July 2005
Enabling Legislation: Local Government Act 1995
File: GO/37/005
Appendices: 1.7 Minutes

BACKGROUND:

A meeting of the Economic Development Committee was held on the 7 July 2005.

Minutes of the meeting are laid on the table and circulated (refer to appendix 1.7).

MOVED: Cr Downing

SECONDED: Cr Martin

That the minutes of the Economic Development Committee Meeting held on 7 July 2005, be received.

CARRIED 9/0

MOVED: Cr Moir

SECONDED: Cr Oversby

That the meeting be adjourned for an afternoon tea break, the time being 4.45 pm.

CARRIED 9/0

MOVED: Cr Oversby

SECONDED: Cr Moir

That the meeting resume, the time being 5.04 pm.

CARRIED 9/0

The meeting resumed with the following persons in attendance.

Cr T Ginnane – Shire President
Cr R Downing
Cr S Broadhurst
Cr J Florey
Cr P Marshall
Cr M Martin
Cr K Moir
Cr T Oversby
Cr A Piper

Mr W Pearce – Chief Executive Officer
Mr J Eddy – Manager of Works and Services
Mr K Jones – Manager for Finance & Administration
Mrs G Wallace – Minute Secretary

Mr D Winter
Mrs S Tuckett
Mr N Parker
Mr A Flottmann
Mrs M Loder

MOVED: Cr Downing

SECONDED: Cr Florey

That the Country Music Club proceed with their presentation on proposed development of a Music Park on the shire reserve in Jackson Street.

CARRIED 9/0

Mr D Winter of the Country Music Club made a visual presentation to the Council outlining the development of the Country Music Park and how the grant monies received of \$160,000 will be utilized.

Cr Ginnane congratulated D. Winter and S. Tuckett and the Country Music Club on their successful grant applications and presentation.

Cr Moir departed the Chambers the time being 5.18pm.

Mr N Parker departed the Chambers the time being 5.20pm.

7.3 CORPORATE SERVICES

MOVED: Cr Florey

SECONDED: Cr Martin

That the Council move into a committee of the whole under clause 15.6 of the shire's Local Law No.1 - Standing Orders to allow members free discussion on the matter.

CARRIED 8/0

Mr D Winter, Mr M Loder and Mrs S Tuckett department the Chambers the time being 5.24pm.

Mr D Winter and Mrs M Loder returned to the Chambers the time being 5.28pm.

MOVED: Cr Piper

SECONDED: Cr Downing

That the Council moves out of committee of the whole under clause 15.6 of the Standing Orders, Local Law No.1.

CARRIED 8/0

7.3.1 Adoption of 2005/06 Budget

<i>Proponent:</i>	<i>Shire of Boyup Brook</i>
<i>Location:</i>	<i>-</i>
<i>Reporting Officer:</i>	<i>Keith Jones</i>
<i>Date Report Written:</i>	<i>15 July 2005</i>
<i>Enabling Legislation:</i>	<i>Local Government Act 1995</i>
<i>File:</i>	<i>FM/9/002</i>
<i>Appendices:</i>	<i>Separate attachment</i>

BACKGROUND:

The draft 2005/2006 Budget, minus the statutory section, is presented for consideration.

The statutory details will be available at the close of business Tuesday 19 July 2005. All Councillors will be informed by the shire's secretary of its availability for collection. Please accept management apologies for the delay in getting this document to elected members.

It is necessary to formally adopt the budget prior to 31 August 2005 under the Local Government Act 1995.

DETAIL:

The draft budget is attached (please refer to separate document).

Notable amendments from the previous draft budget include-

- \$30,000 allocation to the 'Commercial' reserve
- Capital expense 'IT Equipment' allocation of \$24,962 (previously \$2,000) – the expense required to purchase the new financial software from Haines Norton as resolved by Council in December 2004.
- Capital Expense 'Chemical Monitoring Device' allocation of \$10,000 deleted
- Schedule 7 Income 'Surgery Turnover' allocation of \$260,000 (previously \$250,000) – based on 2004/05 actual income.
- Schedule 1 Income 'Interest on Investments' allocation of \$30,776 (previously \$25,000) - based on 2004/05 actual income.

The previous estimated 2004/05 deficit of \$30,883 is now \$12,753. This was due to an accrued expense that had already been paid to Ingal Civil Products for galvanized rails in June 2005.

COMMENT:

The increase in rate income required over the previous financial year requires a 2.45% increase in rate yield. Upon adoption and imposition of the Rates and Service charges levied, preparation will commence for the dispatch of rate notices in early August 2005.

Promotion of the contents of the Budget will include an information folder accompanying the Rate Notice and a media release.

A complete copy of the Budget will be available for inspection in the Library following adoption.

MOVED: Cr Downing

SECONDED: Cr Marshall

That the:-

1. rates and charges as specified hereunder be imposed for the 2005/2006 financial year on all rateable property within the district of the Shire of Boyup Brook in accordance with the provisions of the Local Government Act 1995 and Health Act 1911 :-

(a) General Rate

Residential	12.7265 cents in the dollar on Gross Rental Values
Industrial	12.7265 cents in the dollar on Gross Rental Values
Commercial	12.7265 cents in the dollar on Gross Rental Values
Rural	0.5809 cents in the dollar on Unimproved Values
Special Rural	0.5809 cents in the dollar on Unimproved Values
Special Rural (Town)	12.7265 cents in the dollar on Gross Rental Values
Outside Town	0.5809 cents in the dollar on Unimproved Values

(b) Minimum Rates

\$455 per assessed Lot, Location or other piece of land on Gross Rental Values in the Residential, Commercial and Industrial areas.

\$455 per assessed Lot, Location or other piece of land on Gross Rental Values in the Special Rural Townsite area.

\$455 per assessed Lot, Location or other piece of land on Unimproved Values in the Rural and Mining areas.

\$385 per assessed Lot, Location or other piece of land on Unimproved Values in the Outside Townsite (Rural) area.

\$455 per assessed Lot, Location or other piece of land on Unimproved Values in the Special Rural area.

(c) Due dates for payment of 2005/2006 Rates and services charges levied

5 September 2005, or, where the installment option is chosen, 5 September 2005, 7 November 2005, 9 January 2006 and 13 March 2006.

(d) Installment Plan Interest Rate

A charge of 5.5% per annum calculated daily by simple interest will be applied to all rates paid by installment as from 35 days of date of notice.

(e) Late Payment Interest Rate

A charge of 11% per annum calculated daily by simple interest as from 5 September 2005.

(f) Installment Administration Fee

A \$7.50 administration charge applies for rates and service charges levied for installments 2, 3 and 4.

(g) Rubbish Removal Charges

\$135.00 for one collection per week of a 240 Litre Mobile Garbage Bin.

2. fees and charges contained in Schedule One be imposed for the 2005/2006 financial year;

3. 2005/2006 Budget for the Shire of Boyup Brook, be adopted.

CARRIED 9/0

7.3.2 Boyup Brook Flax Mill

<i>Proponent:</i>	<i>Shire of Boyup Brook</i>
<i>Location:</i>	<i>Lot 336 Jackson Street, Boyup Brook</i>
<i>Reporting Officer:</i>	<i>Will Pearce</i>
<i>Date Report Written:</i>	<i>13 July 2005</i>
<i>Enabling Legislation:</i>	<i>Local Government Act 1995</i>
<i>File:</i>	<i>AS 2007</i>
<i>Appendices:</i>	<i>-</i>

BACKGROUND:

Following the departure in 2002 of the previous lessees Mr and Mrs Flewellen from the Boyup Brook Flax Mill, a shire owned and managed facility, was expected to be leased by late 2003 to a group of cadet defence force leaders.

This group became formalised as the Flax Mill Camp Inc. (FMC).

At its March 2003 meeting, the Council resolved that the:-

1. Shire President and Chief Executive Officer be authorised to negotiate and sign on behalf of the Council a Memorandum of Understanding with the Cadet Small Ship Training Inc incorporating the general conditions for the proposed lease of the Boyup Brook Flax Mill as presented in this report;
2. upon the signing of the Memorandum of Understanding between the Shire of Boyup Brook and the Cadet Small Ship Training Inc, the Chief Executive Officer be authorised to advertise Council's intent to dispose of the property in compliance with section 3.58 of the Local Government Act 1995 and engage its solicitor to draft a formal lease between the Shire of Boyup Brook and the Cadet Small Ship Training Inc. for the disposition of the property known as the Flaxmill Recreation Complex, the lease documentation which will include the following terms and conditions:-

Lessee

Cadet Small Ship Training Inc

Description of Property

The land generally known as Flaxmill Recreation Complex and Open Air Shed (known as the Grain Storage Shed)

Term

5 years plus 5 year option

Rental

Rental – \$5,000 year one, \$15,000 per annum for subsequent years

General Lessor Covenants

To pay the costs of and incidental to the preparation, and stamping of the lease

To permit the lessee to peaceably and quietly enjoy the property for the term of the lease without any lawful interruption by the Lessor

To insure all buildings and other improvements owned by the Lessor of an insurable nature now or hereafter against fire and such other risks as the Lessor considers reasonable

General Lessee Covenants

To pay all other outgoings

To comply with and observe any Acts of Parliament and all by-laws, local laws and orders relating to the leased premises

To keep all buildings and other improvements now or hereafter in good and tenantable and serviceable repair and condition (fair wear and tear excepted)

Not to use the property for purposes other than that of a camping-accommodation and caravan park facility, function centre, hall or complex hire facility, office accommodation or such other uses permitted in a commercial zoning or such other uses as the lessor may approve of in writing

Not without the written consent of the lessor, which consent shall not be unreasonably withheld:-

- to remove or (structurally) alter any buildings, erections or fences or construct any buildings now or hereinafter
- to assign, transfer, sublet or part with the possession of the property
- to grant any license or easement for the use of the land

To permit the Lessor or its agents access at all reasonable times to examine the state of repair

To make good all defects/repairs which the Lessor or its Agents determine necessary within a reasonable period of time;

Not to do or permit on the property anything which may be or become a nuisance to adjoining owners and occupiers

Not knowingly to do or permit on the property anything which may render insurance voidable

That all buildings and other structural improvements will remain the property of the lessor.

The Cadet Small Ship Training Inc. mentioned above is the name of the organisation that the Council initially dealt with as the FMC had yet to be incorporated.

The FMC chairperson recently advised the CEO verbally that the group had become defunct and would not be seeking a lease for the facility.

It is now necessary for the Council to consider the future of the Flax Mill site.

DETAIL:

Mr M Lecocq recently wrote via email-

"Firstly like to thank you and the Shire for you're patience in what is now nearly two years of trying to work out an agreement over the Flaxmill camp. Unfortunately several things have stopped us proceeding with this project.

I was sold the idea with the understanding that it would be a "Tri Service" camp to cater for not only the Naval cadets but also to include the Army and Airforce. This failed early with the withdrawal of the other two services.

We still went ahead and formed the Flaxmill Camp Inc and elected a committee to proceed with the camp. I was President, Burnie (Unwin) was Vice, Marty Landcaster was Treasurer, Martin Hall was Secretary with 6 other committee members. All but two of these people are no longer with the N.R.C. We had very little if any support from the NRC.

Our major hurdle was the public liability insurance and as this got harder and harder to obtain interest from the committee dwindled.

With the sacking from NRC of Marty and the moving to England of Ron Cheak morale hit an all time low and committee meetings stopped.

Nothing has happed since last October and I think that it is time to abandon the project and let the Shire of Boyup Brook move on.

I apologise on behalf of the committee for not letting you know sooner and for any embarrassment that we may have caused you personally.

I have found working with you one of the only rewards in this whole matter and hope that if I am passing though town one day I would be made welcome by you.

Once again thank you for all the help you gave me."

The Boyup Brook Flax Mill became vacant in 2002. An advertising process inviting expressions of interest for the management of the premises took place which attracted a submission from the cadets.

Since 2002, Mr G Bogar has been contracted by the shire to provide a caretaking service with the main duties being cleaning and fee collection. This service is charged at \$20 per day plus additional costs as and when required, for example the Country Music Weekend.

Mr Bogar is providing a very good service with feedback on his manner with various park patrons including caravan clubs always being positive.

Bookings are currently being taken by the shire's office staff. The shire's gardeners maintain the grounds.

The Council may wish to consider options for the long-term management of the premises. A number of options exist including-

- commercial leasing (advertise for 'expressions of interest')
- sale of the property
- continue with the contract caretaker, that is remain with the status quo
- employ an on-site staff member to relieve staff of all required duties including building maintenance, fee collection, cleaning, gardens and lawns.

The financial implications are varied depending on the preferred option. Please refer to the draft budget for financial information on 2004/05 actuals and 2005/06 budgeted figures both of which are based on the caretaker scenario.

It is suggested that the Council continues to manage the Boyup Brook Flax Mill in-house and contract Mr G Bogar as a caretaker on a one hour per day basis at a cost of \$20/hour until further notice.

MOVED: Cr Martin

SECONDED: Cr Florey

That the Council continues to manage the Boyup Brook Flax Mill in-house and contract Mr G Bogar as a caretaker on a one hour per day basis at a cost of \$20/hour plus additional costs as and when required until further notice.

CARRIED 8/0

7.3.3 2005 Country Music Festival

Proponent: *Country Music Club*
Location: *Reserve 23783*
Reporting Officer: *Will Pearce*
Date Report Written: *13 July 2005*
Enabling Legislation: *Local Government Act 1995*
File: *CR/31/003*
Appendices: *1.8 - Concept Plans*

BACKGROUND:

The Boyup Brook Country Music Club (the 'club') relocated its annual Country Music Awards and Festival to Reserve 23783 Jackson Street in 2004 after holding it at the Boyup Brook Football Oval for the previous 21 years.

It is now requesting approval to continue this arrangement plus approval to access further shire facilities and provide various infrastructure within the reserve.

DETAIL:

At its October 2003 meeting the Council resolved:-

'That approval be given to the Boyup Brook Country Music Club to hold the 2004 annual awards on Reserve 23783 Beatty Street, Boyup Brook subject to:-

1. Parking being allowed within the grounds of the Football Oval and –

- i) the club placing 'no parking' signs around the perimeter of the Football Oval to keep vehicles off the grass playing surface;
 - ii) recreation (football) grounds being controlled by either the club or community group selected by the club;
 - iii) that parking fees be allowed to be charged for fundraising purposes only;
 - iv) the oval hire fee for the two days being charged;
2. The requested earthworks being arranged by the Manager of Works and Services;
 3. Removal of the marked trees and stumps being arranged by the Manager of Works and Services on the proviso that the club plants 100 native tree seedlings during the 2004 'Plant a Tree' Day (or during a suitable time of the year before the 2005 festival) around the reserve perimeter in consultation with the Manager of Works and Service;
 4. fencing along the river to be constructed of a sturdy 1.2 metre high tensile ringlock wire (or similar material) fencing erected in accordance with manufacturer's specifications connected to posts adequately spaced. All material to be new or as new of an aesthetically pleasing nature approved by the Chief Executive Officer;
 5. a suitable barrier approved by the Manager of Works and Services being placed along the path between the hockey ovals by the club;
 6. long term proposals and developments being submitted for further consideration.'

The club is now requesting use of Hockey Field No. 1 and the Football Oval for camping in addition to areas previously approved.

The closing of roads in the commercial district of town on the Saturday morning of the event for stalls and parades is dealt with by the Manager of Works and Services leading up to the event.

In relation to clause 6 above, the club has presented concept documents (see appendix 1.8) to the Council in the past for the development of the park.

At its June 2004 meeting the Council resolved that:-

1. the Council endorses Reserve 23783 Jackson Street being developed as a 'music park';
2. approval be given to the Boyup Brook Country Music Club to:-
 - i. hold the Annual Country Music Awards from 2005 onwards on Reserve 23783 Beatty Street, Boyup Brook subject to compliance with Council's October 2003 Item 7.3.3 resolution;
 - ii. apply through various agencies to fund the development of infrastructure including power, water, lighting, lawn, reticulation, street furniture and stage/music shell at no expense to the Council, except in-kind support for the establishment of the lawn component;
 - iii. hold a busy bee to make safe and level the uneven areas of the reserve.

The inaugural Ute and Truck Muster was held this year on Hockey Field No. 2 as part of the festival.

The club has recently been successful in obtaining state and federal grants to fully fund-

- | | |
|--|----------|
| ➤ building a concrete stage (possible rammed earth walls) | \$30,000 |
| ➤ a collapsible sound shell | \$80,000 |
| ➤ reticulation of the grounds | \$20,000 |
| ➤ installing power points and lighting (light bollards for highlighting walk ways) | \$30,000 |

The scope of the works is approximately \$160,000. Attached are basic plans of the stage and sound shell (see appendix 1.9).

The Council has previously endorsed the development of the park subject to there being no expense to the shire. The actual works can now be done at no capital cost to the Council, subject to its approval. Ongoing operational expenses are discussed under 'Comment'.

A further request of Council is to allow the club to obtain the grass scarifyings produced when the football oval is renovated in September. Although the grass is only waste, the club will be able to use it to lawn the surface of the music park.

COMMENT:

The Council is requested to consider if it wishes to approve the scope of the works presented in this report and, if so, how it wishes to be directly involved in the development of the park.

There will be a cost to the shire associated with the new infrastructure for example water, power, repairs/maintenance and lawn mowing.

These issues of ongoing costs will be considered by the Council annually during the course of developing its yearly budgets. The Council will have actual figures on the park's overall expenses for consideration come June 2006.

Mowing of the park will not be a priority for shire gardening staff throughout the year except in the period leading up to the Country Music Festival. At best it will be mowed monthly on average throughout the year. This has been budgeted for in the draft 2005/06 budget.

The Shire normally charges \$165 per day for oval hire fees. If the club is able to earn revenue out of parking it is deemed appropriate to charge the oval hire fee rates.

The club is to be congratulated on their success in obtaining substantial funding from external sources for this project.

Should the Council approve the 'music park' development, it will be a welcome addition to the shire's existing facilities that can provide for outdoor events and concerts throughout the year by a variety of community clubs and groups and commercial entities.

It is suggested that the recommendation above be considered.

Cr K Moir departed the chambers, the time being 5.18pm.

MOVED: Cr Oversby

SECONDED: Cr Downing

That the Council approves of the Boyup Brook Country Music Club holding the Annual Country Music Awards on Reserve 23783 Jackson Street and thereafter parking being allowed within the grounds of the Football Oval and –

- i) the club placing 'no parking' signs around the perimeter of the Football Oval to keep vehicles off the grass playing surface;**
- ii) recreation (football) grounds parking being controlled by either the club or community group selected by the club;**
- iii) that parking fees are charged for fundraising purposes only;**
- iv) the standard shire oval hire fee for the two days being charged.**

CARRIED 8/0

MOVED: Cr Oversby

SECONDED: Cr Florey

That the Council approves of the Boyup Brook Country Music Club holding the Annual Country Music Awards on Reserve 23783 Jackson Street and thereafter and Camping being allowed on Hockey Field No. 1 and the Football Oval, subject to vehicles being kept off the grass playing surfaces, there not being a local cricket match in relation to the Football Oval and the grounds being repaired if damaged at the club's expense.

CARRIED 8/0

MOVED: Cr Oversby

SECONDED: Cr Broadhurst

That the Council approves of the Boyup Brook Country Music Club holding the Annual Country Music Awards on Reserve 23783 Jackson Street and thereafter and Hockey Field No.2 holding the Ute and Truck Muster subject to the grounds being repaired if damaged at the club's expense and vehicle access and egress coming off the west side of the grounds only.

CARRIED 8/0

MOVED: Cr Marshall

SECONDED: Cr Oversby

That the Council approves of the Boyup Brook Country Music Club holding the Annual Country Music Awards on Reserve 23783 Jackson Street and thereafter and planting of 100 native tree seedlings during a suitable time of the year before the 2006 festival around Reserve 23783 perimeter in consultation with the Townscape Committee.

CARRIED 8/0

MOVED: Cr Oversby

SECONDED: Cr Broadhurst

That the Council approves of the Boyup Brook Country Music Club holding the Annual Country Music Awards on Reserve 23783 Jackson Street and thereafter and the general concept and location of the sound shell and stage as presented being supported subject to construction certification from a structural engineer, approval from the Chief Executive Officer and their being no major deviation from the plans unless approved by the Council.

CARRIED 8/0

MOVED: Cr Oversby

SECONDED: Cr Downing

That the Council approves of the Boyup Brook Country Music Club holding the Annual Country Music Awards on Reserve 23783 Jackson Street and thereafter and power and lighting infrastructure and reticulation being installed and lawn planted throughout the grounds in consultation with the CEO and the Manager of Works and Services at the club's expense. Ongoing power, water and mowing costs will be considered by the Council during its annual budget processes.

CARRIED 8/0

The Chief Executive Officer declared a financial interest in the following item, the time being 5.45 pm.

MOVED: Cr Oversby

SECONDED: Cr Florey

That in accordance with Section 5.23 (2) (b) of the Local Government Act 1995 the next part of the meeting be closed to members of the public to allow the Council to consider a matter

dealing with the personal affairs of a person and the Council go into committee to allow members free discussion on the matter, the time being 5.45 pm.

CARRIED 8/0

Mr Eddy, Mr Jones, Mrs Wallace, Mrs Loder, Mr Flottmann and Mr Winter departed the Chambers, the time being 5.45pm.

MOVED: Cr Marshall

SECONDED: Cr Broadhurst

In accordance with Section 5.23 (2) of the Local Government Act 1995 the next part of the meeting is open to the members of the public and the Council come out of committee, the time being 6.08 pm.

CARRIED 8/0

7.3.4 Chief Executive Officer– Key Result Areas 2005 - 2006

<i>Proponent:</i>	<i>Shire of Boyup Brook</i>
<i>Location:</i>	<i>-</i>
<i>Reporting Officer:</i>	<i>Will Pearce</i>
<i>Date Report Written:</i>	<i>14 July 2005</i>
<i>Enabling Legislation:</i>	<i>Local Government Act 1995</i>
<i>File:</i>	<i>9/2</i>
<i>Appendices:</i>	<i>1.9 - Confidential</i>

BACKGROUND:

The Council engaged the Western Australian Local Government Association's Industrial Relations personnel to workshop required Key Result Areas (KRAs) for the CEO to achieve for the period 2005 – 2006.

This workshop took place on 15 June 2005 and was facilitated by Mr John Phillips.

It is now necessary to adopt the agreed KRAs.

DETAIL:

Clause 4.1 of the CEO's employment contract requires that he ...'must use every endeavour to achieve the agreed Performance Outcomes and Indicators as detailed in Annexure 2'.

In the past three years, the CEO's position description as incorporated in Annexure 2 of the employment contract has been used as the review document.

The position description is laid on the table. This document is very much governance and internal management focused.

The draft KRAs attached (see separate confidential appendix 1.10) have been developed to improve the annual process of reviewing the performance of the CEO by including project orientated duties in addition to governance duties..

COMMENT:

This new review format is a vast improvement to the CEO performance review process.

It is suggested that the employment contract for Mr Will Pearce, Chief Executive Officer, be amended to include the Key Result Areas as presented as an addendum to Annexure 2.

Mr Jones and Mr Eddy returned to the Chambers the time being 6.08pm.

MOVED: Cr Downing

SECONDED: Cr Broadhurst

That the employment contract for Mr Will Pearce, Chief Executive Officer, be amended to include the Key Result Areas as presented as an addendum to Annexure 2.

CARRIED 8/0

7.3.5 Western Australian Local Government Association – 2005 Annual General Meeting
Agenda Items

Proponent: Western Australian Local Government Association (WALGA)
Location: -
Reporting Officer: Will Pearce
Date Report Written: 15 July 2005
Enabling Legislation: Local Government Act 1995
File: -
Appendices: 1.10 – Agenda Items

BACKGROUND:

The AGM for the Western Australian Local Government Association (WALGA) will take place on Sunday 07 August 2005.

The Council is requested to consider the motions submitted in the agenda for consideration at the 2005 AGM.

DETAIL:

The motions are attached (see appendix 1.10).

COMMENT:

It is suggested that the Council supports the agenda items for the 2005 Annual General Meeting of the Western Australian Local Government Association.

MOVED: Cr Marshall

SECONDED: Cr Martin

That Councillors Downing and Oversby be given discretion with their voting rights, subject to being in the best interests of the Shire of Boyup Brook, when considering agenda items for the 2005 Annual General Meeting of the Western Australian Local Government Association.

CARRIED 8/0

7.3.6 Accounts for Payment and Financial Status

Proponent: Shire of Boyup Brook
Location: -
Reporting Officer: Keith Jones
Date Report Written: 15 July 2005
Enabling Legislation: Local Government Act 1995
File: FM/10/003
Appendices: 1.11 - Payments

BACKGROUND:

A monthly report is presented for consideration.

DETAIL:

The accounts for payment up to 30 June 2005 are attached (see appendix 1.11).

The payments made directly through the Municipal Account are as follows:-

• Salaries for the month of June 05	\$	104,471.77
• Lease of Photocopier	\$	415.06
• Internet Access Fee	\$	149.04
• FlexiRent Computer	\$	2,088.00

The Account Balances for the various accounts as at **30 June 2005** are as follows:-

• Municipal Account	\$	77,900.28
• Shire Clerk Advance	\$	3,022.81
• Shire Medical Account	\$	35,473.28
• Trust Account	\$	30,177.59

Investments secured with the Commonwealth Bank maturing 31 July 2005 are as follows:-

• Reserves Account Term Deposit	\$	787800.77
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As at 15 July 2005 the following amount of rates were outstanding:- \$ 71755.32

Sundry Debtors at 15 July 2005 \$ 85266.75

Sundry Creditors at 15 July 2005 \$ NIL

MOVED: Cr Downing

SECONDED: Cr Oversby

That the accounts as:-

- 1 presented totalling \$206724.21 voucher numbers 14001-14086 & 1 for payment;**
- 2 paid by direct payments through the Municipal Account, the Chief Executive Officer's Advance Account and Trust, be endorsed for payment.**

CARRIED 8/0

Cr Oversby departed the Chambers the time being 6.23pm.

Cr Oversby returned to the Chambers the time being 6.24pm.

8 PETITIONS AND MEMORIALS

Nil

9 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

9.1 Cr Marshall – WA Community Foundation promotional pamphlets

COUNCILLOR COMMENT:

Council at its May 2004 meeting supported the concept of a Public Benefit Institution being instigated in Boyup Brook.

Throughout the past 14 months an Advisory Committee has been working towards this end.

The above motion gives the Shire the opportunity to further support the establishment and success of the project.

MOVED: Cr Marshall

SECONDED: Cr Oversby

That Council pays for the initial printing cost of the 1500 pamphlets promoting the 'Future Boyup Brook' concept up to a cost of \$500.

CARRIED 7/1

10 URGENT BUSINESS – BY APPROVAL OF THE PRESIDENT OR A MAJORITY OF COUNCILLORS PRESENT

10.1 Railway Barracks - Proposed Heritage Precinct

MOVED: Cr Marshall

SECONDED: Cr Oversby

That the heritage Council of WA be requested excise the Railway Barracks on Railway Parade from the proposed 'Railway Station Heritage Area'.

CARRIED 5/3

11 CLOSURE OF MEETING

There being no further business the Chairman declared the meeting closed at 6.39 pm.

These Minutes and Schedule of Accounts were confirmed by the Council at the Council Meeting held on the 18 August 2005.

Cr Terry Ginnane, Shire President