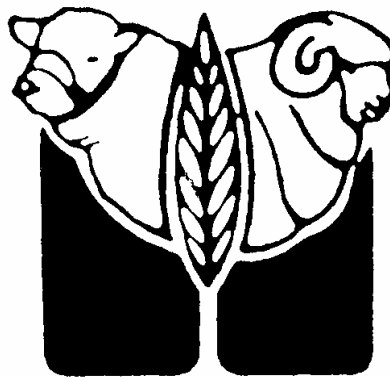


MINUTES



ORDINARY MEETING

HELD

THURSDAY 17 JUNE 2010

COMMENCED AT 3.33PM

AT

SHIRE OF BOYUP BROOK CHAMBERS
ABEL STREET – BOYUP BROOK

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

1.1 Attendance

Cr T Ginnane– Shire President
Cr T Doust – Deputy Shire President
Cr E Biddle
Cr R Downing
Cr Giles
Cr P Marshall
Cr E Muncey
Cr B O'Hare

STAFF: Mr Alan Lamb (Chief Executive Officer)
Mr John Eddy (Manager of Works & Services)
Mr Keith Jones (Manager of Finance)
Mrs Maria Lane (Executive Assistant)

PUBLIC: Shaaron Kapiteyn and June Wilkins arrived at 2.30pm and left at 3.30pm
Sergeant Jenny Sara arrived at 3pm and left at 4.08pm
Beverley McKune arrived at 3pm for her Citizenship Ceremony and left at 3.30pm.
Fran Staniforth-Smith arrived at 3pm and left at 3.25pm.
Megan Frost and Darcy Gladwell arrived at 3.10pm and left at 3.30pm
Noel Mounsher arrived at 3.30pm and left at 3.40pm

1.2 Apologies

1.3 Leave of Absence

Cr T Oversby

2 PUBLIC QUESTION TIME

2.1 Response to Previous Public Questions Taken on Notice

Nil

2.2 Public Question Time

2.2.1 Mr Noel Mounsher – Roosters

Mr Noel Mounsher expressed his concerns about noise disruption from roosters. The Chief Executive Officer noted the complaint and undertook to follow up on any controls that may be in place and advise Mr Mounsher of these.

3.40pm – Noel Mounsher left the Chambers.

3 APPLICATIONS FOR LEAVE OF ABSENCE

Leave of absence for the July 2010 Ordinary Council meeting was requested by Cr Giles.

4 PETITIONS/DEPUTATIONS/PRESENTATIONS/REPORTS

4.1 Sergeant Sara OIC Boyup Brook Police Station – general up date

Sergeant Jenny Sara gave an overview and feedback on Policing matters in Boyup Brook.

4.08pm – Sergeant Jenny Sara left the Chambers.

4.2 Cr Biddle – Critical Horizons Conference

Cr Biddle attending the Critical Horizons Conference regarding emerging global trends and how they may affect regional communities in the South West in the future and gave a detailed report on the conference. He noted the emphasis given to the need for forward planning.

4.3 Cr O’Hare - Telecentre

Cr O’Hare advised Councillors that the Telecentre has been through an assessment process and they have been classed as a level 3 which is the highest rating.

The Telecentre are now a Registered Training Organisation. The name will be changed from “Telecentre” to the “Boyup Brook Community Resource Centre” as at the 1st July 2010. Additional funding for the new name change and new program has come from the Royalties for Regions program.

5 CONFIRMATION OF MINUTES

5.1 Ordinary Meeting of Council Thursday 15 May 2010.

OFFICER RECOMMENDATION – ITEM 5.1

That the minutes of the Ordinary Meeting of Council held on Thursday 15 May 2010, be confirmed as an accurate record.

COUNCIL DECISION – ITEM 5.1

MOVED: Cr Downing

SECONDED: Cr Muncey

That the minutes of the Ordinary Meeting of Council held on Thursday 15 May 2010, be confirmed as an accurate record, subject to the following corrections:-

Page 5 – amend date from Saturday 26 April to Monday 26 April.

Page 23 – add the word “to” into the resolution to read as follows:- “That Council approve C Osborne’s application to fund the costs of a memorial seat at the Boyup Brook Cemetery with the seat and its location to be determined by the Chief Executive Officer.”

CARRIED 8/0

Res 101/10

6 PRESIDENTIAL COMMUNICATIONS

- 2, 3 June - Attended the Critical Horizons Conference.
- 21 May - Met with Terry Redman.
- 23 May – Attended Chudacud Estate to congratulate our 2010 Young Rural Ambassador contestant, Lauren McCaughan.
- 28 May - Attended the South West Zone Meeting – Bunbury Port.
- 31st May - Met with Bridgetown Shire President and CEO.
- 12th June – Attended Funeral Service for Mr B Bogar

7 REPORTS OF OFFICERS

7.1 MANAGER WORKS & SERVICES

Nil

7.2 MANAGER – FINANCE

7.2.1 Accounts for Payment

<i>Location:</i>	<i>Not applicable</i>
<i>Applicant:</i>	<i>Not applicable</i>
<i>File:</i>	<i>FM/1/002</i>
<i>Disclosure of Officer Interest:</i>	<i>None</i>
<i>Date:</i>	<i>10 June 2010</i>
<i>Author:</i>	<i>Keith Jones – Manager of Finance</i>
<i>Authorizing Officer:</i>	<i>Not applicable</i>
<i>Attachments:</i>	<i>Yes – List of Accounts Paid</i>

SUMMARY

Report recommends the acceptance and approval of the Schedule of Accounts for Payment.

BACKGROUND

Invoices have been received during the month of May 2010.

COMMENT

Accounts are presented for consideration (see appendix 7.2.1) or where paid by direct debit pursuant to the Council's "Authorisation to Make Payments" policy.

CONSULTATION

Nil

STATUTORY OBLIGATIONS

Local Government (Financial Management) Regulations Act 1009, Regulation 12; and Regulations 13(3) (a) (b); 13(1); and 13(4).

POLICY IMPLICATIONS

Accounts are presented for consideration or where paid by direct debit pursuant to the Council's "Authorization to Make Payments" policy.

BUDGET/FINANCIAL IMPLICATIONS

Account payments are in accordance with the adopted budget for 2009/10 or authorized by separate resolution.

STRATEGIC IMPLICATIONS

Nil

VOTING REQUIREMENTS

Simple Majority

COUNCIL DECISION & OFFICER RECOMMENDATION – ITEM 7.2.1

MOVED: Cr Downing

SECONDED: Cr O'Hare

That the payment of accounts for May 2010 as presented totalling \$435,863.77 and as represented by cheque voucher numbers 18067 – 18115 totalling \$103,868.50, and accounts paid by direct electronic payments through the Municipal Account totalling \$331,955.27 be endorsed.

CARRIED 8/0

Res 102/10

4.36pm – Cr Muncey left the Chambers.

COUNCIL DECISION

MOVED: Cr O'Hare

SECONDED: Cr Biddle

That the late item 10.2 be dealt with and that the order of business in the agenda be changed to allow the item to be brought forward and dealt with at this time.

CARRIED 7/0

Res 103/10

10.2 May 2010 Monthly Statements of Financial Activity

Location:	<i>Not applicable</i>
Applicant:	<i>Not applicable</i>
File:	<i>FM/10/003</i>
Disclosure of Officer Interest:	<i>None</i>
Date:	<i>10 June 2010</i>
Author:	<i>Keith Jones – Manager of Finance</i>
Authorizing Officer:	<i>Not applicable</i>
Attachments:	<i>Yes – Financial Reports</i>

SUMMARY

Report recommends Council receive the Balance Sheet and Operating Statement for the month ended May 2010 and Investment Schedule for the month ended 30 June 2010.

BACKGROUND

Section 6.4 of the Local Government Act 1995 places financial reporting obligations on local government operations.

Regulation 34 (1)–(4) of the Local Government (Financial Management) Regulations 1996 requires the local government to prepare a 'Monthly Statement of Financial Activity'.

The regulations also prescribe the content of the report.

The reports are attached – see appendix 7.2.2

COMMENT

Nil

CONSULTATION

Nil

STATUTORY OBLIGATIONS

Local Government (Financial Management) Regulations 1996, s34 (1) (a)
Local Government (Financial Management) Regulations 1996, s19 (1) (2) (a) (b)
Local Government (Financial Management) Regulations 1996, s34 (2) (a) (b)

POLICY IMPLICATIONS

Nil

BUDGET/FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Nil

VOTING REQUIREMENTS

Simple Majority

COUNCIL DECISION & OFFICER RECOMMENDATION – ITEM 10.2

MOVED: Cr Downing

SECONDED: Cr O’Hare

That the May 2010 Monthly Statements of Financial Activity as presented, be received.

CARRIED 7/0

Res 104/10

7.3 CHIEF EXECUTIVE OFFICER

7.3.1 Subdivision Application (WAPC Ref 140763) Boyup Brook Arthur Road

Location: Lot 6 Boyup Brook Arthur Road
Applicant: K Moir Licensed Surveyor
File: AS3420
Disclosure of Interest: None
Date: 8th June 2010
Author: Geoffrey Lush (Council’s Consultant Planner)
Authorizing Officer: Alan Lamb – Chief Executive Officer
Attachments: 1 - Subdivision Plan

SUMMARY

The application is to subdivide Lot 6 Boyup Brook Arthur River Road into two allotments having areas of 45.2 ha and 153.5 ha respectfully as shown in Attachment 1. The property is presently used for general farming and also the site of the Harvey Dickson Country Music Venue.

The Western Australian Planning Commission has now referred a hydrology report to Council for comment.

The subject land has not been inspected in the preparation of this report.

BACKGROUND

The subject land is Lot 6 DP 21152 Boyup Brook Arthur Road. The subject land has an area of 198.7 hectares and is located approximately 6 kms from the townsite.

The property extends to the Blackwood River and is bisected by the Boyup Brook Arthur Road dissects the property. 42 hectares of the site is situated between the river and the Boyup Brook Arthur Road. Thompson Road adjoins the eastern boundary and this is a gravel rural road.

Development on the site includes homestead and associated sheds and stock yards. Of particular is the Harvey Dickson Country Music Venue which has held very successful concerts, festivals, rodeos with overnight camping facilities over many years. This facility occupies approximately 6 hectares of the site.

This application was originally considered by Council at its Meeting of the 19th November 2009 at which time it resolved:

- 1 *That Council advise the Western Australian Planning Commission that it supports the proposed subdivision of Lot 6 Boyup Brook Arthur Rod on the basis that*
 - (a) *it will facilitate further improvements to the Harvey Dickson Country Music Venue, which is considered to be a primary tourist and cultural facility in the Shire; and*
 - (b) *the application is considered to be consistent the provisions for rural subdivision outlined in*
 - *the Shire of Boyup Brook Town Planning Scheme No.2*
 - *WAPC DC 3.4 Subdivision of Rural Land; and*
 - *The Warren Blackwood Rural Strategy.*

- 2 *That the Western Australian Planning Commission be requested to include the following conditions on any approval:-*
 - a) *Access to the proposed lot shall be restricted to Thompson Road.*
 - b) *A Notification be placed upon the Certificate of Title pursuant to Section 70A of the Transfer of Land Act 1893 (as amended) to advise landowners of the nearby location of the Harvey Dickson Country Music Venue which may affect the property due to noise or other factors.*
 - c) *A Fire Management Plan being prepared and implemented to the requirements and satisfaction of Council.*

COMMENT

The Planning Commission has referred a Hydrological Assessment Report of the proposed subdivision to Council. This report acknowledges that there is potential to increase the water supply for the proposed lot so as to increase agricultural production.

It is still unclear if this is for Class 1 or 2 agricultural land. The inference from the Hydrological Assessment Report is that land is suitable for summer irrigation which would assume that more intensive forms of agriculture could be developed.

It is noted that the original application was supported by a Land Capability Study.

CONSULTATION

None

STATUTORY ENVIRONMENT

Western Australian Planning Commission

There are several WAPC Policies affecting the general subdivision of rural land including:-

- State Planning Policy 2.5 - Agriculture and Rural Land Use.
- DC 3.4 – Subdivision of Rural Land.

The Warren Blackwood Regional Rural Strategy also applies to the proposal and with regard to rural subdivision and recommends:

- A minimum lot size of 80 hectares in rural areas;
- Where a lot is less than 80ha in size it must have a minimum area of 40ha and must contain at least 30ha of good farming land (Class 1 or 2);
- Such applications must be supported by an agronomist's and hydrologist's report.

The Planning Commission is also stipulating that the total lot area is also to incorporate:-

- A minimum area of 30ha of high-capability land,
- Plus the water capture and/or storage area (as necessary),
- Plus an area for farm infrastructure and buildings with sufficient setback from adjoining properties so as not to restrict potential agricultural productivity on those properties, setbacks from watercourses and wetlands,
- Plus the retention of any remnant vegetation that should be protected from clearing.

Town Planning Scheme No 2

The subject land is zoned 'Rural' in Town Planning Scheme No 2.

Clause 5.1 of the Scheme states that in considering applications for subdivision, rezoning and planning consent in the Rural zone, Council shall have regard to:

- i) the need to protect the agricultural practices of the Rural zone in light of its importance to the District's economy;
- ii) the need to protect the area from uses which will reduce the amount of land available for agriculture;
- iii) the need to preserve the rural character and rural appearance of the area; and
- iv) where rural land is being subdivided for closer development, the proposal should be supported with evidence outlining the land's suitability and capability for further development.

Rural Strategy

Within the draft Local Planning Strategy the subject land is predominantly located within the BBR2 Western Policy Area.

The Strategy recommendations for rural subdivision reflect the above recommendations from the Warren Blackwood Regional Rural Strategy.

POLICY IMPLICATIONS

None

FINANCIAL IMPLICATIONS

None

STRATEGIC IMPLICATIONS

None

VOTING REQUIREMENTS

Simple Majority

4.40pm – Cr Muncey returned to the Chambers.

COUNCIL DECISION & OFFICER RECOMMENDATION – ITEM 7.3.1

MOVED: Cr Doust

SECONDED: Cr Biddle

- 1 That the Western Australian Planning Commission be advised that Council has no additional comment to make on application Ref No 140763 to subdivide Lot 6 Boyup Brook Arthur Road.**

CARRIED 8/0

Res 105/10

7.3.2 Subdivision Application (WAPC Ref 142093) Boyup Brook Arthur Road

Location: Lot 1119, 11758, 11017 & 1457
Boyup Brook – Greenbushes Road

Applicant: RAS Machin

File: AS4270

Disclosure of Interest: None

Date: 8th June 2010

Author: Geoffrey Lush (Council’s Consultant Planner)

Authorizing Officer: Alan Lamb – Chief Executive Officer

Attachments: 1 – Existing Allotments
2 – Subdivision Plan

SUMMARY

The application is to realign the boundaries of Lots 1119, 11758, 11017 & 1457 Boyup Brook – Greenbushes Road.

Lots 1457, 1119 and 11758 are located within the Shire of Bridgetown - Greenbushes while Lot 11017 is located in the Shire of Boyup Brook. The existing allotments are shown in Attachment 1.

The subject land has not been inspected in the preparation of this report.

BACKGROUND

The subject land is located approximately 17 kms west of Boyup Brook. It has a total area of 140.5 hectares comprising of:-

- Lot 1178 – 28.8 hectares;

- Lot 11017 – 68.8 hectares;
- Lot 1457 – 40.5 hectares; and
- Lot 1119 – 2.4 hectares.

Lot 11017 is physically separated from the other allotments by several hundred metres.

Only Lot 11017 is located within the Shire of Boyup Brook while the remainder of the land is within the Shire of Bridgetown – Greenbushes. Howards Road also bisects Lot 11017.

The subject land is owned by EJ Partridge and there is a dwelling on both portions of the property.

The site has been developed for general farming and is undulating and predominantly cleared. Hester Brook traverses both parts of the property. The Boyup Brook – Greenbushes Road is a constructed sealed rural road which is also a strategic log haulage road.

Lot 1119 (2.4 hectares) is situated immediately adjacent to the existing residence on Lot 1457.

The application is to re-subdivide the land into four allotments as shown in Attachment 2. This is described as follows:

- Lot A will have an area of 70 hectares and will amalgamate Lots 147 and 11758.
- Lot B will have an area of 2.4 hectares and is a relocation of Lot 1119. Lot B will be position immediately adjacent to Reserve 21272.
- Lot C will have an area of 52 hectares and is the western portion of Lot 11017; and
- Lot D will have an area of 16 hectares and is the eastern portion of Lot 11017.

Howards Road will still bisect Lot D, with a small section located on the northern side of the road.

COMMENT

There are a number of issues associated with the overall application which are complicated by the land being situated within two different municipalities. However Council's consideration of the application is restricted to that portion located within the Shire of Boyup Brook, being Lot 11017.

The proposal for Lot 11017 is a two lot subdivision. As Lot D is well below the stipulated minimum 80ha lot size then any subdivision can only be considered by applying Planning Commission Policy DC3.4 being on the basis that Boyup Brook – Greenbushes Road is a major physical division. The Rural Strategy does not address the issue of major physical divisions.

Policy DC3.4 states that a major physical division does not generally include rural roads. The issue of what constitutes a major physical division is a matter for the Planning Commission to determine.

It is also noted that a large portion of Lot D as the site is affected by Hester Brook. No land capability or contour information has been given to demonstrate how much of the land might be affected by inundation or water logging. From available aerial photography it would appear that the land which is clearly not affected by the drainage line is approximately 100m wide.

CONSULTATION

Department of Planning
Shire of Bridgetown - Greenbushes

STATUTORY OBLIGATIONS

Western Australian Planning Commission

There are several WAPC Policies affecting the general subdivision and boundary realignments of rural land including:-

- State Planning Policy 2.5 - Agriculture and Rural Land Use;
- DC 3.4 – Subdivision of Rural Land; and
- Warren Blackwood Regional Rural Strategy

The Warren Blackwood Regional Rural Strategy recommends in relation to farm rationalization that the principal issue will be improving the sustainability and long-term agricultural viability of the farming operation and observing the primary principle of protecting and enhancing the productive capacity of agricultural land.

The other policies generally restrict broad acre rural subdivision but it is noted that DC 3.4 – Subdivision of Rural Land provides that a significant physical division of land can be exempted from the normal subdivision restrictions. However it states that:-

“The existing physical division of a lot by a significant natural or constructed feature may be formalised through subdivision. A significant physical division generally does not include rural roads or creeks that are commonly crossed for farm management purposes.”

Town Planning Scheme No 2

The subject land is zoned ‘Rural’ in Town Planning Scheme No 2.

Clause 5.1 of the Scheme states that in considering applications for subdivision, rezoning and planning consent in the Rural zone, Council shall have regard to:

- i) the need to protect the agricultural practices of the Rural zone in light of its importance to the District’s economy;
- ii) the need to protect the area from uses which will reduce the amount of land available for agriculture;
- iii) the need to preserve the rural character and rural appearance of the area; and
- iv) where rural land is being subdivided for closer development, the proposal should be supported with evidence outlining the land’s suitability and capability for further development.

Rural Strategy

Within the draft Local Planning Strategy the subject land is predominantly located within the BBR2 Western Policy Area.

In relation to boundary realignments the Rural Strategy recommendations include:-

12. *In the case of lifestyle lots, the land is located within 10kms of a major townsite.*

13. *That for the purpose of the above provision a “lifestyle” lot is defined as having a minimum area of 20 hectares (being within 10kms of the townsite).*

POLICY IMPLICATIONS

None

BUDGET/FINANCIAL IMPLICATIONS

None

STRATEGIC IMPLICATIONS

None

VOTING REQUIREMENTS

Simple Majority

COUNCIL DECISION & OFFICER RECOMMENDATION – ITEM 7.3.2

MOVED: Cr Doust

SECONDED: Cr O'Hare

That the Western Australian Planning Commission be advised that;

- a) **Council has only considered the proposed subdivision of Lot 11017 Boyup Brook – Greenbushes Road as the remainder of the subject land (Lots 1119, 11758 & 1457) are located within the Shire of Bridgetown – Greenbushes.**
- b) **As Council’s Rural Strategy does not make any recommendations in relation to what constitutes a “major physical division” of land, the determination of the application rests with the application of Commission Policy DC3.4.**

CARRIED 8/0

Res 106/10

7.3.3 Country Local Government Fund – Regional Projects

Location:	<i>Not applicable</i>
Applicant:	<i>Not applicable</i>
File:	<i>GR/31/003</i>
Disclosure of Officer Interest:	<i>None</i>
Date:	<i>10 June 2010</i>
Author:	<i>Alan Lamb</i>
Authorizing Officer:	<i>Not applicable</i>
Attachments:	<i>letter from SWDC</i>

SUMMARY

The purpose of this report is to put before Council the position in relation to the \$100,000 the South West Development Commission (SWDC) has for studies on regional projects with the recommendation that Council endorses the list of projects included in the recommendation.

BACKGROUND

With the reduction to the amount of funds the State Government estimated it would receive from mining royalties in 2009/10 it decided to cut almost all of the Country Local Government Fund (CLGF) it has indicated it would distribute to Councils. Of the funds that were available \$100,000 was given to each of the regional development commissions to undertake studies on projects as selected by Councils in their regions that would be funded in future years from the regional portion of the CLGF.

The CLGF was distributed in accordance with a formula with each country Local Government getting 100% of its allocation in the first year of the scheme. In the second year 35% was to go to regional project and this would increase to 50% for subsequent years.

The Department of Local Government administered the CLGF in the first year and it set proposed guidelines for 2009/10 and subsequent years. The CLGF was the given to the Department for Regional Development and Lands (RDL) and it, and the Minister, have indicted a change of direction. Essentially, the move has been to make the regional projects project based which will mean that Councils will group for projects they support, Council may be in more than one group, they may be in groups with Councils that are not neighbours and they may be in groups that transcend regional development commission boundaries.

The Deputy President and CEO attended a SWDC workshop in Bunbury where the new direction was discussed and expanded on and Councils were asked to provide a list of regional projects they might support. Boyup Brook was one of the few that met that request and had a list into the Commission before this workshop. At the workshop Councils were asked to get their lists in so they could be distributed to other Councils and the attached letter from SWDC includes lodged listings.

The SWDC plans to use the WALGA Zone (SWALGA) as the forum to decide on which studies will be funded from its \$100,000.

It is understood, from SWDC CEO Don Punch, that projects studied now do not have to be funded in 2010/11, that they can be implemented in subsequent years and can be structured over more than one year. Also that there is some hope that there will be funding for regional studies in future years.

COMMENT

The attached letter does not ask Council to do anything however it is assumed that there will be a call for regional projects to be put forward and this call may not fit Council meeting schedules. It is therefore suggested that Council may wish to look at what projects it might like to see studied and form at least a preliminary position so that the Shire President has a Council supported list when he is called on to put it forward.

It is recommended that Council support the projects as listed in the attachment under the heading Boyup Brook, namely:

- Improvements to mobile telephone coverage.
- Aged persons accommodation
- Power supply to communities
- Promotion of towns such as Boyup Brook

Council may also wish to add a regional study on the installation of photo voltaic panels (see Manjimup's listing) on Council buildings like, sporting facilities (i.e. a study to establish what there is, what the need gaps are and how these may be met regionally), ceding Crown land in (or near to) town sites (also Manjimup).

CONSULTATION

The author has communicated to Council and others.

STATUTORY OBLIGATIONS

Nil

POLICY IMPLICATIONS

Nil

BUDGET/FINANCIAL IMPLICATIONS

Nil at this time

STRATEGIC IMPLICATIONS

Nil

SUSTAINABILITY IMPLICATIONS

- **Environmental**
There are no known significant environmental issues.
- **Economic**
There are no known significant economic issues.
- **Social**
There are no known significant social issues.

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION – ITEM 7.3.3

That Council endorse the following listing of projects to be put forward for business case study funding by the South West Development Commission:

- Improvements to mobile telephone coverage.
- Aged persons accommodation
- Power supply to communities
- Promotion of towns such as Boyup Brook
- Installation of photo voltaic panels on Council buildings
- Sporting facilities – exiting, needs and options
- Gifting unused/required Crown land in, and near town sites to Local Governments.

COUNCIL DECISION – ITEM 7.3.3

MOVED: Cr Doust

SECONDED: Cr Biddle

That Council endorse the following listing of projects to be put forward for business case study funding by the South West Development Commission:

- Improvements to mobile telephone coverage.
- Aged persons accommodation
- Power supply to communities
- Promotion of towns such as Boyup Brook
- Installation of photo voltaic panels on Council buildings
- Sporting facilities – exiting, needs and options
- Gifting unused/required Crown land in, and near town sites to Local Governments.

AMENDMENT – ITEM 7.3.3

Councillor Downing sought an amendment to the listing to include Underground Sewerage. The mover and seconder of the motion agreed that this be included in their motion and so the motion was restated as follows:

That Council endorse the following listing of projects to be put forward for business case study funding by the South West Development Commission:

- Improvements to mobile telephone coverage.
- Aged persons accommodation
- Electricity supply to communities
- Promotion of towns such as Boyup Brook
- Installation of photo voltaic panels on Council buildings
- Sporting facilities – exiting, needs and options
- Gifting unused/required Crown land in, and near town sites to Local Governments.
- Underground sewerage.

CARRIED 8/0

Res 107/10

7.3.4 Heated Pool Committee Hall Hire

Location: Boyup Brook Town Hall
Applicant: Heated Multi Purpose Pool Committee
File:
Disclosure of Officer Interest: None
Date: 10 July 2010
Author: Alan Lamb – Chief Executive Officer
Authorizing Officer: Not applicable
Attachments: Nil

SUMMARY

The purpose of this report is to put before Council the Heated Multi Purpose Pool Committee’s request for use of the hall free of charge for a fund raising event with the recommendation that this be approved.

BACKGROUND

The Heated Multi Purpose Pool Committee plans to hold a “Collectors” Day in the Town Hall on Sunday, 4 July 2010 between 9am and 5pm. They plan to charge an entrance fee of \$5.00 and operate the function as a fundraiser. The Committee seeks to use the hall free of charge.

Hall hire fees are set as part of the budget process and the following is an extract from the list of fees and charges as shown in the 2009/10 budget. The fees relevant to the proposed hiring have been highlighted:

Schedule of Fees and Charges 2009-2010					
G/L	Charge Details	Statutory or Council Charge	GST Status	2008/2009 Inc GST	2009/2010 Inc GST
Recreation & Culture		Schedule 11			
Boyup Brook Hall Hire (Inclusive of GST)					
Type of Function					
Stage Shows					
1111010	Bond	Council	GST Free	\$200.00	\$200.00
1111005	Deposit	Council	GST Charged	\$100.00	\$100.00
1111005	Hire Charge	Council	GST Charged	\$220.00	\$220.00
Balls					
1111010	Bond	Council	GST Free	\$200.00	\$200.00
1111005	Deposit	Council	GST Charged	\$100.00	\$100.00

MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 17 JUNE 2010

1111005	Hire Charge	Council	GST Charged	\$220.00	\$220.00
	Community Group/Clubs Fundraising				
1111010	Bond	Council	GST Free	\$200.00	\$200.00
1111005	Deposit	Council	GST Charged	\$75.00	\$75.00
1111005	Hire Charge	Council	GST Charged	\$150.00	\$150.00
	Commercial Activities				
1111010	Bond	Council	GST Free	\$200.00	\$200.00
1111005	Deposit	Council	GST Charged	\$100.00	\$100.00
1111005	Hire Charge	Council	GST Charged	\$220.00	\$220.00
	Weddings				
1111010	Bond	Council	GST Free	\$200.00	\$200.00
1111005	Deposit	Council	GST Charged	\$75.00	\$75.00
1111005	Hire Charge	Council	GST Charged	\$220.00	\$220.00
	Private Functions – Community Groups/Clubs				
1111010	Bond	Council	GST Free	\$200.00	\$200.00
1111005	Deposit	Council	GST Charged	\$75.00	\$75.00
1111005	Hire Charge	Council	GST Charged	\$150.00	\$150.00
	Badminton				
1111010	Bond			N/A	N/A
1111005	Deposit			N/A	N/A
1111005	Hire Charge	Council	GST Charged	\$3.00 per hour	\$3.00 per hour
	Gym/Aerobics				
1111010	Bond			N/A	N/A
1111005	Deposit			N/A	N/A
1111005	Hire Charge		GST Charged	\$3.00 per hour	\$3.00 per hour
	Rehearsals (per occasion)	N/A	N/A	\$15.00	\$15.00
1111010	Bond			N/A	N/A
1111005	Deposit			N/A	N/A
1111005	Hire Charge	Council	GST Charged	\$15.00	\$15.00
	Kitchen Only				
1111010	Bond	Council	GST Free	\$200.00	\$200.00
1111005	Deposit	Council	GST Charged	\$50.00	\$50.00
1111005	Hire Charge	Council	GST Charged	\$110.00	\$110.00

Public Meetings (no kitchen)					
I111010	Bond			N/A	N/A
I111005	Deposit	Council	GST Charged	\$50.00	\$50.00
I111005	Hire Charge	Council	GST Charged	\$110.00	\$110.00

COMMENT

This request is in effect a donation request so Council's Donation Policy applies. This policy provides for groups to lodge donation requests before the budget is adopted and these requests are then dealt with as part of the budget process. The policy also provides for:

The Chief Executive Officer may in consultation with the Shire President approve extraordinary donation requests up to \$100.00 in cash, or \$500.00 in-kind (excluding administrative support eg. photocopying), to local community groups throughout the year when requested.

In practice, this part of the policy does not appear to be used. The policy also provides as follows:

The CEO shall reject all other requests throughout the year outside the donation funding program.

When Council sets its fees and charges annually it looks at the general situation because it is difficult to cover every eventuality. In this case Council does provide hall hire at a reduced rate for community groups who want to run fund raising events.

Some community fund raising events will be such that they can absorb the cost of venue hire and still return funds to the group and others will not. It is noted that the group intends to charge an entry fee of \$5.00 and so it will need to have 30 people through the doors just to cover hire costs (presumably they would get the deposit back without deduction however this is not certain and so the position may well be worse in terms of net income from the activity).

It is noted that there are costs associated with the use of a facility and it would be wrong not to seek to offset these with a charging regime. At the same time Council has encouraged volunteerism (fund raisers are an integral part of volunteering) and needs to increase the use of facilities such as the Hall. So an opportunity to waive accounts, such as the section of the policy mentioned above provides for, allows flexibility for requests to be dealt with on a case by case basis.

Strict adherence to the policy would require Council to refer the CEO to the last part of the policy and reject the request, or to the section that provides for the CEO and President to deal with extraordinary donation requests. It is however suggested that Council does depart from its policy on this occasion and deal with the request before it. Also that it gives some direction in relation to extraordinary request and this may entail a review of the current policy.

Dealing with the request itself, it is suggested that the proposed community event would not generate sufficient income to meet hall hire costs and raise funds for the group and so it may well not go ahead if the fees are required. Events such as the one being proposed are important, apart from the fundraising aspect, to bring the community together. The

Collectors Day event is for local people who collect things to display them for others to see and so may well be of interest to a number of people in the community.

CONSULTATION

The author has spoken with the applicant and the Shire President.

STATUTORY OBLIGATIONS

Nil

POLICY IMPLICATIONS

Council's Donations Policy has application and is as follows:

POLICY NO.	F.02
POLICY SUBJECT	Donations
ADOPTION DATE	17 June 2004
VARIATION DATE	21 December 2007

Objective

To promote and support community-based initiatives, which meet Shire's strategic direction.

Statement

Definitions

The following definitions apply to this policy:

- Organisation is an incorporated body under the Associations Incorporation's Act 1987 or a recognised corporate body created by government with an Australian Companies Number (ACN).
- Individual is a resident of the Shire.
- Grant – is the provision of a set amount of funds for a single year in order to achieve a specific identified purpose.
- Sponsorship- is the provision of cash, in-kind support or subsidy to organisations or individuals in return for specifically identified promotional opportunities for the Shire.
- Subsidy is the provision of in-kind in the form of a cash book entry which enables the Shire to determine the real cost of support provisions and donations to community groups.

Eligibility

Only organisations are eligible for funding support. In some instances, organisations may apply for funding on behalf of individuals who must be residents of the shire. Only one application per year may be funded for any one organisation.

In general, applications for funding shall fulfil the following criteria:-

- Not for direct profit or financial gain to the organisation or an individual;
- The proposal supports the mission statement, values and strategic direction of the Shire;
- The applicant organisation can demonstrate the capacity to manage and be accountable for the funds and the project.

The Council will: -

- only allocate funds for identified purposes and with specific expenditure estimates provided and will not provide block grants under any circumstances;
- require each applicant organisation to submit a new funding application on each occasion before Council will commit any funds;
- require each successful applicant to agree that they do not represent the Shire in any capacity.

Program Promotion

All funding programs will be advertised annually in March with all applicants advised of the outcome of their application within one month of the adoption of the annual Budget. These requests will be presented to the Council with a brief precis.

Lodging of Applications

Applications for assistance should be made on the application form available from the Shire Office.

The information required for applications of less than \$500 shall include:-

- The name of the organisation and applicant, accompanied by contact details;
- The purpose and value of the funding required;
- The value of funding which will be provided by the organisation;
- The timeframe for completion of the project or activity;
- Such other details as required from time to time.

The information required for applications of more than \$500 shall include: -

- The name of the organisation and applicant, accompanied by contact details
- The purpose and value of the funding required;
- The value of funding which will be provided by the organisation;
- The timeframe for completion of the project or activity;
- confirmation by the President or Secretary that the application has been supported by resolution of the Organisation;
- the names of current Office Bearers and Committee members and a copy of the Certificate of Incorporation;
- A copy of the most recent audited financial statements;
- Such other details as required from time to time.

Accountability

Organisations successful in their application are generally required to:-

- Acquit the funds by 30 June in the year following their successful grant application. The acquittal is to include the appropriate financial statements as determined by the Shire, and to demonstrate that the funds have been spent on the purpose for which they were allocated;
- Provide a written report to the Shire on the outcome of their project including relevant statistics and whether objectives of the project have been met. The contents of the report requirements will be determined by the Shire;

Where an organisation has applied for funds, an individual on behalf of the group may be required to make a presentation to the Council, participate in an interview or address a group of people regarding the activity.

It is expected that all projects, events and activities will:-

- acknowledge Shire's support in its advertising, promotion and any media publicity to the satisfaction of the Shire;
- utilise Shire's logo where appropriate;
- provide a detailed report at the conclusion of the project, which outlines the project's achievements measured against the objectives.

Availability of Information

A central register of grants will be maintained and will be submitted to Council for noting annually. The register will contain the following information: -

- Name of recipient organisation and individual concerned (where applicable);
- Amount of funds provided;
- Purpose of funds provision;
- Date project/activity is expected to be complete;
- Date funds were approved;
- Date/notification of satisfactory acquittal of funds has been received by the Shire;
- Any other information considered by the Chief Executive Officer to be of value to the Council in its decision-making and funds management.

Decision Final

Decisions regarding funding applications are final and will not be reconsidered during the financial year in which the application was made.

Procedures for grants or contributions of \$10,000 or more:

On receipt of approval of a grant application the recipient agrees:-

- that the funds be applied only for the purpose approved;

- to supply an audited statement of income and expenditure supported by copies of invoices on the completion of the project;
- that 50% of the grant will be provided at the commencement of project (and following receipt of the duly signed approval terms).
- Progressive claims (to a maximum of 50%) will be payable upon production of an income and expenditure statement accompanied by relevant invoices, or as otherwise agreed to in writing by the Shire.

General

The Chief Executive Officer may in consultation with the Shire President approve extraordinary donation requests up to \$100.00 in cash, or \$500.00 in-kind (excluding administrative support eg. photocopying), to local community groups throughout the year when requested.

The Annual Budget to include \$500.00 per year in cash for this purpose.

Extraordinary in-kind support may be carried out during normal working hours where there is no impact on work programs.

The CEO shall reject all other requests throughout the year outside the donation funding program.

BUDGET/FINANCIAL IMPLICATIONS

Nil in 2009/10 the hire is the 2010/11 financial year and it is expected that provision will be made in the budget, in accordance with the Donations Policy, of \$500 for extraordinary donations.

STRATEGIC IMPLICATIONS

Nil

SUSTAINABILITY IMPLICATIONS

- **Environmental**
There are no known significant environmental issues.
- **Economic**
There are no known significant economic issues.
- **Social**
There are no known significant social issues.

VOTING REQUIREMENTS

Absolute Majority

COUNCIL DECISION & OFFICER RECOMMENDATION – ITEM 7.3.4

MOVED: Cr Marshall

SECONDED: Cr Downing

That Council donate to the Heated Multi Purpose Pool Committee the Boyup Brook Hall Hire fee for its “Collectors Day” function planned for 4 July 2010.

CARRIED 8/0

Res 108/10

8 COMMITTEE REPORTS

8.1.1 Youth Advisory Committee Minutes

Location:	N/A
Applicant:	N/A
File:	IM/37/004
Disclosure of Officer Interest:	Nil
Date:	11 May 2010
Author:	Annie Jones – Youth Officer
Authorizing Officer:	Alan Lamb – Chief Executive Officer
Attachments:	Yes – Minutes

BACKGROUND:

A meeting of the Youth Advisory Committee was held on 11th, 18th and 25th May 2010.

Minutes of the meeting are laid on the table and circulated (*refer to appendix 8.1.1*)

COUNCIL DECISION & OFFICER RECOMMENDATION – ITEM 8.1.1

MOVED: Cr Giles

SECONDED: Cr Doust

That the minutes of the Youth Advisory Committee Minutes held on 11th, 18th and 25th May 2010 be received.

CARRIED 8/0

Res 109/10

8.1.2 Boyup Brook Tourism Association Minutes

Location:	N/A
Applicant:	N/A
File:	IM/37/009
Disclosure of Officer Interest:	Nil
Date:	4 May 2010
Author:	Daly Winter – Community Development Officer
Authorizing Officer:	Alan Lamb – Chief Executive Officer
Attachments:	Yes - Minutes

BACKGROUND:

A meeting of the Boyup Brook Tourism Association was held on 11th May 2010.

Minutes of the meeting are laid on the table and circulated (*refer to appendix 8.1.2*)

COUNCIL DECISION & OFFICER RECOMMENDATION – ITEM 8.1.2

MOVED: Cr Biddle

SECONDED: Cr O’Hare

That the minutes of the Boyup Brook Tourism Association held on 11th May 2010 be received.

CARRIED 8/0

Res 110/10

8.1.3 Minutes of the Blackwood River Valley Marketing Association

Location: N/A
Applicant: N/A
File: IM/37/008
Disclosure of Officer Interest: Nil
Date: 7th May 2010
Author: Alan Lamb – Chief Executive Officer
Authorizing Officer: Not Applicable
Attachments: Yes - Minutes

BACKGROUND:

A meeting of the Blackwood River Valley Marketing Association was held on 11th May 2010.

Minutes of the meeting are laid on the table and circulated (*refer to appendix 8.1.3*)

COUNCIL DECISION & OFFICER RECOMMENDATION – ITEM 8.1.3

MOVED: Cr Doust

SECONDED: Cr Muncey

That the minutes of the Blackwood River Valley Marketing Association held on 11th May 2010 be received.

CARRIED 8/0

Res 111/10

8.1.4 Minutes of the WA Local Government Association South West Zone

Location: N/A
Applicant: N/A
File: IM/37/003
Disclosure of Officer Interest: Nil
Date: 7 April 2010
Author: Alan Lamb – Chief Executive Officer
Authorizing Officer: Not Applicable
Attachments: Yes – Minutes

BACKGROUND:

A meeting of the WA Local Government Association South West Zone was held on 28th May 2010.

Minutes of the meeting are laid on the table and circulated (*refer to appendix 8.1.4*)

COUNCIL DECISION & OFFICER RECOMMENDATION – ITEM 8.1.4

MOVED: Cr Doust

SECONDED: Cr O'Hare

That the minutes of WA Local Government Association South West Zone held on 28th May 2010 be received.

CARRIED 8/0

Res 112/10

8.1.5 Minutes of the Bush Fire Advisory Committee AGM
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<i>Location:</i>	<i>Shire of Boyup Brook</i>
<i>Applicant:</i>	<i>Shire of Boyup Brook</i>
<i>File:</i>	<i>EM/51/003</i>
<i>Disclosure of Officer Interest:</i>	<i>None</i>
<i>Date:</i>	<i>17 May 2010</i>
<i>Author:</i>	<i>G Carberry</i>
<i>Authorizing Officer:</i>	<i>A Lamb</i>
<i>Attachments:</i>	<i>Minutes of the Bush Fire Advisory Committee Annual General Meeting</i>

SUMMARY

The Annual General Meeting of the Shire of Boyup Brook Voluntary Bush Fire Brigades Bush Fire Advisory Committee was held on 11 May 2010 minutes of that meeting are here by submitted for approval and that the officer bearers for 2010/2011 be endorsed.

BACKGROUND

Notice of the meeting was advised in accordance of the appropriate act and regulations. It was conducted in a fair and democratic manner.

COMMENT

Nil

CONSULTATION

Members present.

STATUTORY OBLIGATIONS

Nil

POLICY IMPLICATIONS

No significant change on policies.

BUDGET/FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Nil

SUSTAINABILITY IMPLICATIONS

Not applicable

VOTING REQUIREMENTS

Simple Majority

COUNCIL DECISION & OFFICER RECOMMENDATION – ITEM 8.1.5

MOVED: Cr Giles

SECONDED: Cr Biddle

That the minutes of the Bush Fire Advisory Committee be received and the elected officer bearers be endorsed

CARRIED 8/0

Res 113/10

9 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Notice of motion Cr Marshall – 03/10

9.1 Boyup Brook Flax Mill

That Council:

1. make provision in the 2010/11 Budget for the demolition of buildings numbered 3, 4, 5, 11 and 12 as shown on the plan on page 97 of the Boyup Brook Flax Mill Conservation Plan dated January 2010.
2. demolish rather than seek to repair/restore building number 7 (baling room) as shown on the plan on page 97 of the Boyup Brook Flax Mill Conservation Plan dated January 2010 and make provision for this in the 2010/11 Budget.

Comment:

In relation to part one of the motion. Council has already resolved to demolish these buildings. Under the normal budget process work could not commence on this, or any other project until the budget had been adopted. In this case though there will be advantages in trying to commence the works as soon as practicable, and this may be before the budget is adopted, so the intent is for Council to commit to this expenditure ahead of the budget adoption to allow the works to commence.

The plan is to include a fundraising opportunity for Future Boyup Brook in this project. This would entail using volunteers for some aspects of the work and the value of the work being paid to Future Boyup Brook. In conversation with the local demolition contractor who has provided the lowest quote for the demolition works, he has indicated preparedness to work with volunteers on some aspects of the job (basically the contractor would drop the structures (at cost) and the volunteers, under the contractor's supervision, would clear the site). The intent is that the project would cost no more than the contractor has quoted and the benefit is that some of the payment would go to the local organization. The urgency to commence the project is in part driven by the need to 'get in early' with the contractor, who is quoting on a number of projects for other entities, so that this project is the first committed to. Given the operator has offered to drop the structures at cost, with no monetary benefit to himself, an early decision would be beneficial. The other factor is that July and early August is a time in many farmers programs where they may have time to commit to volunteering for this project before they get busy again with farm demands.

Councillors will be familiar with Future Boyup Brook and so no background has been included here however detail will be given at the Council meeting if needed. Future Boyup Brook would benefit from the injection of cash and the broadening of community ownership resulting from people volunteering to work on the demolition project.

In relation to part 2 of the motion, building 7, the old baling room. This building has asbestos roof cladding, gutters and down pipes. It is deteriorating rapidly, some skylights are open to the weather and the weather boards on one side have already needed to be replaced with corrugated iron.

The report to the last Council meeting revealed that replacement of the asbestos roof would cost \$18,500 and it is understood that current changes to legislation regarding asbestos removal will make such projects more expensive. Work is also required on the walls as a bare minimum. Given the age of the building, its current condition, its limited current and potential uses, and the danger to the public it would be better to demolish this building now, rather than incur further expense on trying to renovate and retain for an unknown future purpose.

The local contractor has verbally indicated that the cost of demolition would be around the same value as roof replacement – a firm quote will be obtained before commencement.

Officer comment

In relation to part one of the motion, it is suggested that Cr Marshall's proposal is a practical solution to meet Council's directive regarding demolition of the relevant structures and at the same time provide a funding boost to Future Boyup Brook. Officers have met with the local contractor mentioned and he is amiable to the proposed arrangement that includes involvement by volunteers and that the cost would be no more than his quote. He noted that as the licensed and so responsible person, he had to be in charge of the site but no difficulties were foreseen. It is recommended that Council pass ownership of all salvageable materials to Future Boyup Brook. This would have the advantage of providing the organisation with additional funding and save Council having to deal with the disposal process.

In relation to part two of the motion, there is little to add to the Councillors comment. The building appears to be in a poor state and the level of works that might be required will depend on its proposed use.

Officer Recommendation

That part one of the notice of motion be amended to include salvage rights being given to Future Boyup Brook. If Council agrees to the demolition of building 7 then it is recommend that part two of the motion be also amended to cover this. The amended motion would then read as follows:

That Council:

1. make provision in the 2010/11 Budget for the demolition of buildings numbered 3, 4, 5, 11 and 12 as shown on the plan on page 97 of the Boyup Brook Flax Mill Conservation Plan dated January 2010 and that Future Boyup Brook be given salvage rights.
2. demolish rather than seek to repair/restore building number 7 (baling room) as shown on the plan on page 97 of the Boyup Brook Flax Mill Conservation Plan dated January 2010 and make provision for this in the 2010/11 Budget, and that Future Boyup Brook be given salvage rights.

COUNCIL MOVED IN COMMITTEE – ITEM 9.1

MOVED: Cr Giles

SECONDED: Cr Muncey

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

CARRIED 8/0

Res 114/10

COUNCIL MOVED OUT OF COMMITTEE – ITEM 9.1

MOVED: Cr O'Hare

SECONDED: Cr Muncey

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

Res 115/10

MOTION - ITEM 9.1

MOVED: Cr Marshall

SECONDED: Cr Muncey

That \$60,000 be provided from the commercial reserve for demolition of the buildings numbered 3, 4, 5, 11 and 12. Keybrook Holdings be engaged and volunteers be used under direction of Keybrook Holdings with the net funds being placed in the Future of Boyup Brook Community Funds.

AMENDMENT

MOVED: Cr Doust

**That \$60,000 be considered in the budgetary process to be provided from the commercial reserve for demolition of the buildings numbered 3, 4, 5, 11 and 12.
Motion lapsed for want of a seconder**

The motion was put

That \$60,000 be provided from the commercial reserve for demolition of the buildings numbered 3, 4, 5, 11 and 12. Keybrook Holdings be engaged and volunteers be used under direction of Keybrook Holdings with the net funds being placed in the Future of Boyup Brook Community Funds.

CARRIED 7/1

Res 116/10

Cr Doust requested that the vote of all Councillors be recorded.

For	Against
Shire President – Cr Ginnane	Cr Doust
Cr Biddle	
Cr Downing	
Cr Giles	
Cr Muncey	
Cr O’Hare	
Cr Oversby	

Motion to Revoke

MOVED: Cr Marshall

SECONDED: Cr Giles

That council revoke its decision made at the March Council meeting to consider Flax Mill building number 7 (old baling room) for conversion to higher quality accommodation. (Page 97 of the Boyup Brook Mill Conservation Plan)

**Signed: Cr Marshall
Cr Giles
Cr Muncey**

LOST 3/5

Cr Giles requested that the vote of all Councillors be recorded.

For	Against
Cr Giles	Shire President – Cr Ginnane
Cr Marshall	Cr Doust
Cr Muncey	Cr Biddle
	Cr O’Hare

5.18pm – Maria Lane left the Chambers.

5.22pm – Maria Lane returned to the Chambers.

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

MOVED: Cr Doust

SECONDED: Cr Biddle

That Council deal with late item 10.1

CARRIED 7/1

Res 117/10

10.1 Planning Application – Shelter and Screen for Toilet Blocks at the Mayanup Sports Ground
--

LATE ITEM

Item 10 Urgent Business

Location:	<i>Lot 37, Reserve No 32035 – Boyup Brook/Cransbrook Road</i>
Applicant:	<i>Mayanup Progress Association</i>
File:	<i>A30113</i>
Disclosure of Officer Interest:	<i>None</i>
Date:	<i>14th June 2010</i>
Author:	<i>Wayne Jolley –Building Surveyor</i>
Authorizing Officer:	<i>Alan Lamb – Chief Executive Officer</i>
Attachments:	<i>Yes – Letter from Mayanup Progress Association, Plans of proposed building and Statement of fees.</i>

SUMMARY

The Mayanup Progress Association has requested permission to construct a canopy shelter and screen in respect to two existing demountable toilet/shower blocks at the Mayanup Sports Ground. The Association also requests that the Shire waive the Building License fee of \$85.00.

BACKGROUND

The Mayanup Progress Association has submitted a Building License application with plans on the 18th May 2010, to construct a canopy shelter over two demountable toilet/shower blocks, including a screen attached to the front of the canopy (plans attached). The application has been processed to the point that a Building License can be issued. On advice, the Association has subsequently submitted a request for Council's permission to embark upon this project and for Council to waive its building fee of \$85.00.

COMMENT

Although the Mayanup Sports Ground comes under the control of Council, the Mayanup Progress Association generally maintains, repairs and manages the facility. Its proposal to erect a canopy shelter over the toilet/shower blocks is an improvement that will protect the two subject buildings from weather, improve the comfort level for users in hot conditions and improve privacy.

Insofar as the Association will bear all costs of construction, it is not unreasonable that it should request that the Shire waive its portion of building fees. This amounts to \$85.00 of the \$125.00 total fee. The other \$40.00 levy is payable by the Shire to the Builders Registration Board.

CONSULTATION

Nil

STATUTORY OBLIGATIONS

Nil

POLICY IMPLICATIONS

N/A

BUDGET/FINANCIAL IMPLICATIONS

If Council waives its building fee as requested, it will forgo \$85.00 in revenue.

STRATEGIC IMPLICATIONS

N/A

SUSTAINABILITY IMPLICATIONS

- **Environmental:**
There are no known significant environmental considerations
- **Economic:**
There are no known significant economic considerations
- **Social:**
The canopy/shelter and screen will enhance the Mayanup Sports Ground facilities.

VOTING REQUIREMENTS

Simple Majority

COUNCIL DECISION & OFFICER RECOMMENDATION – ITEM 10.1

MOVED: Cr Doust

SECONDED: Cr Biddle

1. That Council permits the Mayanup Progress Association to construct the canopy/shelter at the Mayanup Sports Ground.
2. That Council waive the building fee (\$85.00) in relation to this project.

CARRIED 8/0

Res 118/10

11 CONFIDENTIAL MATTERS

12 CLOSURE OF MEETING

There being no further business the Shire President, Cr Terry Ginnane declared the meeting closed at 5.38pm.