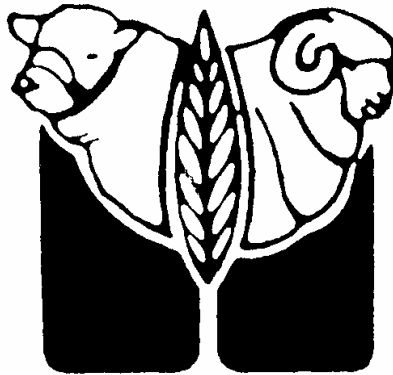


MINUTES



ORDINARY MEETING

HELD ON

THURSDAY, 15 SEPTEMBER 2005

AT

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

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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 M Martin
Cr K Moir
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

Mr D Barron	(departed 4.34pm)
Mr A Moyes	(departed 4.58pm)
Mr B Anderson	(departed 5.21pm)
Mr B Stretch	(entered 5.57pm)
Mrs M Stretch	(entered 5.57pm)
Dr D Reid	(entered 6.00pm)
Mrs C Reid	(entered 6.00pm)

1.2 Apologies

Cr Marshall

2 PUBLIC QUESTION TIME

2.1 Response to Previous Public Questions Taken on Notice

Nil

2.2 Public Question Time

Wilga Mill

Mr A Moyes advised the Council that he purchased the Wilga Mill buildings in 2002.

1. Does the Council support the re-opening of the mill and do non-conforming use rights still apply?

The Chief Executive Officer replied that such rights are extinguished after 6 months under the shire's Town Planning Scheme should an activity discontinue.

The CEO asked Mr Moyes if the actual mill had ceased operating since 2002.

Mr Moyes replied in the affirmative.

2. In relation to the proposed sub-division of Wilga land (see agenda item 7.2.2), has the Shire made application to the Department of Planning and Infrastructure to develop access roads to proposed new lots?

The CEO advised the matter had not been dealt with as yet however the land is owned by State who will make the final decision.

3. Is Council aware that the Department of Industry and Resources has reportedly objected to any long term lease of the Wilga Timber Mill site?

The CEO replied that the Shire had not been made aware.

4. Could the proposed sub-division of Wilga land (see agenda item 7.2.2) be deferred to a later date?

The Shire President advised that the Council will discuss this matter when the item is raised in today's meeting.

3 APPLICATIONS FOR LEAVE OF ABSENCE

MOVED: Cr Downing

SECONDED: Cr Florey

That Councillor Broadhurst be granted leave for October 2005 Council Meeting.

CARRIED 8/0

4 PETITIONS/DEPUTATIONS/PRESENTATIONS/REPORTS

The Shire President advised of:-

1. the recent passing of Mrs Janet Purse, wife of former Shire President Cr J Purse, mother of former Shire President Cr I Purse and grandmother of former Cr S Purse;
2. his attendance at the Sandakan Memorial Service on 13 September 2005. The Lions Club again presented an excellent service.

The Shire President, Mrs Ginnane and the CEO dined with the Loins service organizer Mr G Wardle and the inaugural Malaysian Sandakan Scholarship winner and her mother on the night preceding the service.

5 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

5.1 Minutes of the Ordinary Meeting of the Council held on 18 August 2005.

MOVED: Cr Martin

SECONDED: Cr Broadhurst

That the minutes of the previous Ordinary Meeting of the Council held on 18 August 2005 be confirmed as an accurate record.

CARRIED 8/0

6 PRESIDENTIAL COMMUNICATIONS

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>9 September 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 7 September 2005.

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

MOVED: Cr Broadhurst

SECONDED: Cr Oversby

That the:-

- 1. minutes of the Townscape Advisory Committee held on the 7 September 2005, be received;**
- 2. Townscape Committee supports the concept of a Town Clock Windmill as presented subject to further detail and encourage the Economic Development Committee to further develop and cost the project.**

CARRIED 8/0

7.1.2 Late Item – Banks Road Re-Alignment

<i>Proponent:</i>	<i>Shire of Boyup Brook</i>
<i>Location:</i>	<i>Cnr Banks Road & Donnybrook Road</i>
<i>Reporting Officer:</i>	<i>Will Pearce</i>
<i>Date Report Written:</i>	<i>13 September 2005</i>
<i>Enabling Legislation:</i>	<i>Land Administration Act (LAA)</i>
<i>File:</i>	<i>RD056</i>
<i>Appendices:</i>	<i>Plan - attached</i>

BACKGROUND:

Banks Road meets the Donnybrook Road at an angle not conducive to good traffic safety.

Main Roads required the Council to re-align Banks Road at a 90 degree angle with the Donnybrook Road in 1997.

In 1997, the Council purchased lot 1 Banks Road for the purposes of re-alignment with the Donnybrook Road incorporating a land swap with the owner of lot 16 Banks Road.

On checking Council records, it appears that the Council only decided to purchase lot 1 which was in private ownership at the time. A resolution was never made under the Land Administration Act to actually formalise the road closure/re-alignment process.

DETAIL:

A plan of the intersection is attached. As indicated the new road actually passes through both lots 1 and 16.

The remainder of lot 1 will be amalgamated with lot 16.

The shire has actually carried out the re-alignment works on the assumption that the formalities under the LAA had been dealt with in 1997.

The dotted lines indicate the new alignment.

The formal WA Planning Commission subdivision process (which is separate to the requirements of the LAA) has been followed appropriately.

COMMENT:

The LAA is required to be complied with. It is suggested that the recommendation above be considered as a formality.

Cr Moir declared a financial interest and departed the Chambers the time being 3:44pm

MOVED: Cr Downing

SECONDED: Cr Martin

That the Council:-

- 1 resolve under Section 58 of the LAA to close the redundant portion of Banks Road;**
- 2 resolve under Section 56 of the LAA to dedicate the new alignment of Banks Road and indemnify the Minister for Lands against any claim for compensation;**
- 3 consent to a portion of Lot 1 being taken for road purposes.**

CARRIED: 7/0

Cr Moir returned to the Chambers the time being 3.45pm.

7.2 DEVELOPMENT AND COMMUNITY SERVICES

7.2.1 Loc 1073 and 1302 Zig Zag Road, Boyup Brook – Special Rural Subdivision

<i>Proponent:</i>	<i>Gold Medal Management P/L</i>
<i>Location:</i>	<i>Loc. 1073 and 1302 Zig Zag Road, Boyup Brook</i>
<i>Reporting Officer:</i>	<i>Will Pearce</i>
<i>Date Report Written:</i>	<i>04 August 2005</i>
<i>Enabling Legislation:</i>	<i>Town Planning Scheme No 2</i>
<i>File:</i>	<i>AS3090</i>
<i>Appendices:</i>	<i>1.2 - Attached plans</i>

BACKGROUND:

The owner/developer wishes to amend the Subdivision Guide Plan for Loc. 1073 and 1302 Zig Zag Road, Boyup Brook.

The property is currently zoned Special Rural Zone No. 6 (SRZ 6) under the shire's Town Planning Scheme No 2 (the 'Scheme').

The Council at its July 2005 meeting resolved:-

'That the Council authorises the Chief Executive Officer to advertise the amended Special Rural Subdivision Guide Plan as presented for Loc. 1073 and 1302 Zig Zag Road, Boyup Brook pursuant to clause 9.6.2 of the shire's Town Planning Scheme No 2, subject to the link road being continuous with Zig Zag Road instead of a proposed T- intersection.'

The plan was advertised on 20 August and submissions close on 12 September 2005.

DETAIL:

The subject lots were zoned 'special rural' approximately 12 years ago.

The Scheme has prescribed various conditions to control the development and use of the lots for SRZ 6. Clause i) states that the development shall be in accordance with the 'Subdivision Guide Plan' – see appendix 1.2.

An amended plan was presented for consideration at the July 2005 meeting –see appendix 1.2. As indicated above, Council requires the proponent to address the link road to create a continuous road between Abels and Bridgetown – Boyup Brook Roads.

The proponent will provide a further amended plan for consideration for the Development Services Committee on 5 September.

Prior to releasing further lots, the developer needs to redirect the proposed link road between Abels Road and Bridgetown – Boyup Brook Road.

COMMENT:

This report is presented for preliminary consideration of the amended plan incorporating a road system to satisfy the Council's requirements.

Public submissions received up to close of business 12 September 2005 will be presented to the Council as late items with the Council's permission.

This will allow the Council to make an informed decision and consider the proposal in a timely manner to allow the developer to continue the release of new rural-residential style lots in the market.

The CEO suggested that the Council approves/rejects* the amended Special Rural Subdivision Guide Plan as presented for Loc. 1073 and 1302 Zig Zag Road, Boyup Brook pursuant to Schedule 3 Special Rural Zone No.6 Clause i) of the shire's Town Planning Scheme No 2.

The Development Services Committee considered this issue at its meeting held on 5 September 2005. The CEO presented a draft amended plan from the developer's road consultants confirming that the link road will be continuous from Abels to Bridgetown Roads – see appendix 1.2.

The Manager of Works and Services is satisfied with the plan's amended road configuration.

One public submission has been received up to this point on time from Mr A Doust – see attached, appendix 1.2. The Council is requested to consider the matters raised in relation to Banks and Abels Roads.

The committee concurred with the Chief Executive Officer's recommendation subject to engineering design drawings and specifications for road and drainage layout being approved by the Manager of Works and Services.

MOVED: Cr Moir

SECONDED: Cr Martin

That the Council approves the amended Special Rural Subdivision Guide Plan as presented for Loc. 1073 and 1302 Zig Zag Road, Boyup Brook pursuant to Schedule 3 Special Rural Zone No.6 Clause i) of the shire's Town Planning Scheme No 2, subject to engineering design drawings and specifications for road and drainage layout being approved by the Manager of Works and Services.

CARRIED: 8/0

MOVED: Cr Moir

SECONDED: Cr Broadhurst

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 3.52pm.

CARRIED 8/0

Mr K Jones, A Moyes, D. Barron and B. Anderson departed the Chambers the time being 3.53pm.

Mr K. Jones entered the Chambers the time being 3.55pm.

7.2.2 Wilga Mill – Request for Reconsideration of Support

Proponent: Department of Planning and Infrastructure
Location: Loc 6466 Wilga
Reporting Officer: Will Pearce
Date Report Written: 03 May 2005
Enabling Legislation: Local Government Act 1995/ Town Planning Scheme No2
File: AS12030
Appendices: 1.3 - Letters, plans attached

BACKGROUND:

The Adelaide Timber Company operated the Wilga Mill under a state government Sawmill permit on a Department of Conservation and Land Management lease on location UCL 6466 Walker Road, Wilga until early 2002.

The site is crown land - see appendix 1.3.

The Department of Planning and Infrastructure (DPI), is currently the controlling authority of the land on behalf of the state government and requested the Council to comment on a proposed lease between the DPI and Mr D Hindle for the site.

At its May 2005 meeting the Council resolved:-
'That the Council:-

- 1) *strongly requests the Department of Planning and Infrastructure (DPI) to refuse to grant an interim license or a lease to either Mr D Hindle or Mr A Moyes for the Wilga Timber Mill site on location 6466 Wilga as the land is zoned 'Urban' under the Shire of Boyup Brook Town Planning Scheme No. 2 which does not allow this type of industry and non-conforming use rights were extinguished after 6 months of discontinuous operation;*
- 2) *requests the DPI to resolve this issue relating to timber mill activities being carried out on Location 6466 Wilga by the end of August 2005;*
- 3) *requests the DPI, should it reject the Council's recommendation above, to ensure that the interim license and lease-*
 - I. *addresses the following land issues-*
 - a. *reduce the area of Area 2 by 40 metres from the northern boundary for water purposes to allow for ease of connection between the two existing townsite dams earmarked for shire reservation;*
 - b. *exclude Areas 1 & 3 (and remove the existing shed from Area 3) from any future lease to restrict the mill activities to one site only being Area 2;*
 - c. *support rail corridor land directly adjacent to Area 2, excluding rail land incorporating the former mill dam to be reserved with the Shire of Boyup Brook by the Public Transport Authority, being leased for mill purposes;*
 - II. *requires any future leaseholder of Area 2 (and Areas 1 and 3 if clause 3(I)(b) above is not acceptable to the DPI) as presented to-*
 - a. *apply for planning approval under the Shire of Boyup Brook Town Planning Scheme No. 2 and compliance of any subsequent conditions, including full perimeter fencing of the site, prior to a lease being offered and commencement of operations;*
 - b. *reject any proposal for road closures;*
 - c. *pay local government rates;*

- d. *seek approvals from all other relevant authorities, especially the Department of Environment in relation to potential pollution of the former mill dam from timber mill activities as alluded to by the proponent, prior to commencement of operations.'*

Mr Hindle has requested the DPI reconsider its decision in not granting a lease for the site - see DPI correspondence dated 12 August 2005, appendix 1.3.

DETAIL:

Mr Hindle wrote to the Council on 4 July 2005 to provide further information on his proposal to recommence operations at the Wilga Mill – see letter attached, appendix 1.3 .

The DPI wrote to the Council on 3 June 2005 advising of its decision to not issue a long term lease to Mr Hindle – see attached letter, appendix 1.3 .

Mr Moyes has been the prime 'mover' since 2002 to lease the site and is a business partner of Mr Hindle.

The site has not been operating as timber mill since 2002. An interim license has only been recently been issued by the DPI to Mr Hindle to allow for the removal of materials and clean up of the site.

Under the shire's Town Planning Scheme No.2 (the 'Scheme') clause 4.3.1 states-

'When a non-conforming use of premises has been discontinued for a period of six months or more the premises shall not thereafter be used otherwise than in conformity with the Scheme.'

The mill operations lost its non-conforming use rights by the end of 2002 as a 'general' industry of this nature is not a permitted use under the Scheme as the loc. 6466 is zoned 'Urban'.

The Council's decision of May 2005 made it quite clear that from a planning perspective it would not support the timber mill reopening as per clause 3 II (a) above as any planning application for the mill would be rejected under the Scheme as it is 'not permitted' in an urban zone.

The proponent, if the Council rejected a future planning application under these conditions, would have appeal rights through the State Administrative Tribunal to seek an over-riding of the Council decision.

The land is however state government land. The DPI has the authority to over-ride Council Scheme's and decisions.

The DPI is has made it very clear to the Council in the past that, as a courtesy, it will take into account the local Council's position when considering this issue.

The DPI also advises that prior to a long-term lease being offered, the proponent will need to seek planning and environmental approvals.

COMMENT:

In light of further information being presented, the Council may wish to consider a range of options-

- a) reaffirm the May 2005 decision
- b) amend the May 2005 decision
- c) revoke the May 2005 decision and make no comment on the proposal
- d) revoke the May 2005 decision and support the proposal unconditionally

Prior to amending or revoking a Council decision, the support of three Councillors is required under the Local Government Act 1995.

The CEO suggested that the Council reaffirms/amends* its decision in relation to item 7.2.2 19 May 2005 Council meeting.

(*The committee is requested to consider a position.)

The Development Services Committee considered this issue at its meeting held on 5 September 2005. General discussion took place.

Cr Moir presented a proposal for the development of the Wilga townsite – see attached plan, appendix 1.3. Cr Moir also presented a proposed motion as reflected in the Recommendation above.

The Chief Executive Officer advised that proposed lot 11 is located within the former sawmill permit area (portion of Loc. 6466). Proposed Lots 11-19 Council are located on shire Reserve 40857.

The Council in November 2002 resolved that it would create a new 'super' reserve combining these two parcels of land with the reserve accommodating the Wilga Hall and shire Reserve 20229. It resolved:-

'That the Council, in relation to various lots in the Wilga townsite:-

1. agrees to pay the Uniting Church the sum of \$2,000.00 by an ABSOLUTE MAJORITY for the dam, pumping equipment and reticulation located on Lot 54 Charteriss Road and the two dilapidated timber cottages (excluding Sherwood House) located on Reserve 40857 (lots 34 & 55);
2. requests the Department of Land Administration to:-
 - a) convert lot 54 Charteriss Road into a reserve vested in the Shire of Boyup Brook for the purposes of 'Recreation';
 - b) create a new reserve vested in the Shire of Boyup Brook amalgamating reserves 20229 (lot 20), 40857 (lots 34 & 55) and 29692 (lot 35) and a portion of location 6466 (Unallocated Crown Land) for the purposes of 'Recreation and Hall';
3. agrees to enter into a lease arrangement providing the Wilga Progress Association with the exclusive use of the two newly created reserves mentioned in clause 2 above, subject to standard leasing terms and conditions, on payment of \$2,000.00 to the Shire of Boyup Brook for the infrastructure mentioned in clause 1 above.'

The Department of Planning and Infrastructure is still processing the request.

Correspondence has recently been received by J and N Shawcross addressed to the DPI expressing their concerns with the mill. It is presented for general information – see appendix 1.3.

During the meeting, the CEO also presented further correspondence from Ms M Couranz supporting the re-opening of the mill and Mr D Hindle, the proponent, offering to meet with the Council prior to a decision being made.

Mr J Eddy departed the Chambers the time being 4.09pm.

Mr J Eddy, Mr D. Barron, A Moyes and B Anderson entered the Chambers the time being 4.11pm.

The support of Councillors Moir, Martin and Piper was provided prior to the following motion being moved.

MOVED: Cr Moir

SECONDED: Cr Martin

That the Council revokes its item 7.2.2 May 2005 decision relating to the Wilga Mill.

CARRIED: 8/0

The support of Councillors Moir, Martin and Piper was provided prior to the following motion being moved.

MOVED: Cr Moir

SECONDED: Cr Martin

That the Council:-

1) amend item 7.2.4 of the November 2002 meeting by deleting clause 2 (b) which states-

‘That the Council, ... in relation to various lots in the Wilga townsite:-

2. requests the Department of Land Administration to ... :-

- b) create a new reserve vested in the Shire of Boyup Brook amalgamating reserves 20229 (lot 20), 40857 (lots 34 & 55) and 29692 (lot 35) and a portion of location 6466 (Unallocated Crown Land) for the purposes of ‘Recreation and Hall’;**

CARRIED: 8/0

MOVED: Cr Moir

SECONDED: Cr Martin

That the Council requests the:-

- 1) Department of Planning and Infrastructure (DPI) to not grant a lease or interim license for the purpose of timber milling or any other industry on location 6466 Wilga. The land is zoned ‘Urban’ and under the Shire of Boyup Brook Town Planning Scheme No. 2 does not allow general industry;**
- 2) DPI to resolve this issue relating to timber mill activities being carried out on Loc 6466 Wilga by the end of November 2005, including the total clean up of the site with no further extension of time;**
- 3) DPI to investigate the further development of Loc 6466 and Reserve 40857, Wilga pursuant to the draft plan as presented;**
- 4) DPI, should it reject the Council’s recommendation above, to ensure that the interim license and lease-**
 - i. addresses the following land issues-**
 - a. reduce the area of Area 2 by 40 metres from the northern boundary for water purposes to allow for ease of connection between the two existing townsite dams earmarked for shire reservation;**
 - b. exclude Areas 1 & 3 (and remove the existing shed from Area 3) from any future lease to restrict the mill activities to one site only being Area 2;**
 - c. support rail corridor land directly adjacent to Area 2, excluding rail land incorporating the former mill dam to be reserved with the Shire of Boyup Brook by the Public Transport Authority, being leased for mill purposes;**

II. requires any future leaseholder of Area 2 (and Areas 1 and 3 if clause 4(l)(b) above is not acceptable to the DPI) as presented to-

- a. apply for planning approval under the Shire of Boyup Brook Town Planning Scheme No. 2 and compliance of any subsequent conditions, including full perimeter fencing of the site, prior to a lease being offered and commencement of operations;
- b. reject any proposal for road closures;
- c. pay local government rates;
- d. seek approvals from all other relevant authorities, especially the Department of Environment in relation to potential pollution of the former mill dam from timber mill activities as alluded to by the proponent, prior to commencement of operations.

MOVED: Cr Downing

SECONDED: Cr Oversby

That the above motion be laid on the table.

CARRIED: 5/3

MOVED: Cr Moir

SECONDED: Cr Broadhurst

That the Council requests the DPI to convert R40857 to freehold for the purposes of developing lots pursuant to the plan presented.

CARRIED: 8/0

7.2.3 Lot 374 Henderson Street, Boyup Brook - Planning Application for a Sign

<i>Proponent:</i>	<i>Albert Smith Signs (owner: Powertrak)</i>
<i>Location:</i>	<i>Lot 374 Henderson Street Boyup Brook</i>
<i>Reporting Officer:</i>	<i>Will Pearce</i>
<i>Date Report Written:</i>	<i>29 August 2005</i>
<i>Enabling Legislation:</i>	<i>Town Planning Scheme No.2</i>
<i>File:</i>	
<i>Appendices:</i>	<i>1.4 -Plans attached</i>

BACKGROUND:

The proponent is seeking approval to establish a pylon sign at Lot 374 Henderson Street, Boyup Brook.

The proponent has forwarded relevant details to support the application as required by the Shire's Town Planning Scheme No. 2. Site and elevation plans are attached.

It is necessary to consider the application.

DETAIL:

The property has a gross land area is 1.6ha and is zoned 'Industry'.

The freestanding sign has dimensions of 7.2m in height, 3.5m width and 3.6m face.

It is constructed of steel, aluminium and acrylic and the face will be lit up at night.

Setbacks have not been nominated although it appears quite clear that there is a nil side setback and a minimum 12m front setback.

Clause 8.3 of the Scheme states-

“Without limiting the generality of the matters which may be taken into account when making decision upon an application for consent to erect, place or display an advertisement, Council shall examine each such application in the light of the objectives of the Scheme and with particular reference to the character and amenity of the locality within which it is to be displayed, including its historic or landscape significance and traffic safety, and the amenity of adjacent areas which may be affected.”

The Council is required to consider this application on its merits as there are no current shire policies on signs.

COMMENT:

The proposed sign will need to be structurally engineered and a building license issued prior to its construction.

The sign presents no obstruction or visual aesthetic concerns although the height may be of concern. Its location does however allow for trees located along the Abel Street boundary to block views of the sign from the Donnybrook approach and side on.

It would be prudent to keep the sign off the fence line and require a 1.0m setback.

It is suggested that the Council approves the planning application for a pylon sign as presented to be located at Lot 374 Henderson Street, Boyup Brook subject to the following conditions:-

- a) compliance with the Building Code of Australia;
- b) 1 metre setback from side boundary.
- c) 3.0 metre front setback.

The CEO suggested that the Council approves the planning application as reflected in the recommendation above.

The Development Services Committee considered this issue at its meeting held on 5 September 2005.

The CEO advised the committee that the site plan presented is incorrect. The firm are seeking approval for a 3.0m front setback which places the sign in the unfenced front area of the lot that will replace their existing pole sign.

The committee concurred with the Chief Executive Officer's recommendation subject to a 3.0m front setback.

MOVED: Cr Oversby

SECONDED: Cr Florey

That the Council approves the planning application for a pylon sign as presented to be located at Lot 374 Henderson Street, Boyup Brook subject to the following conditions:-

- a) compliance with the Building Code of Australia;**
- b) 1 metre setback from side boundary;**

c) 3.0 metre front setback.

CARRIED: 8/0

7.2.4 Boyup Brook Swimming Pool

<i>Proponent:</i>	<i>Shire of Boyup Brook</i>
<i>Location:</i>	<i>Boyup Brook Swimming Pool Beatty Street, Boyup Brook</i>
<i>Reporting Officer:</i>	<i>Will Pearce</i>
<i>Date Report Written:</i>	<i>8 September .2005</i>
<i>Enabling Legislation:</i>	<i>Local Government Act 1995</i>
<i>File:</i>	<i>AS20956</i>
<i>Appendices:</i>	<i>Nil</i>

BACKGROUND:

The Boyup Brook Swimming Pool is currently undergoing major bowl and gutter repairs and refurbishment.

In June 2005 the Council resolved that:-

1. tender 001-50 be awarded to WA Vinyl Systems for the refurbishment and repairs of the Boyup Brook Swimming Pool as presented by R Wittenoom and Associates for the sum of \$155,000 (inc. GST) with a contingency of \$11,000 (inc. GST);
2. the Chief Executive Officer seek emergency funding of 50% of the total cost of the works from the Department of Sport and Recreation.

Consideration is requested for the purchase of paving bricks to complete the pool surrounds as all existing pavers are being uplifted off during the repair process and will need to be relayed.

DETAIL:

The repair works at the swimming pool have recently commenced with the uplifting of all existing pavers.

The Council has over the past 8 years been gradually replacing the old concrete slabs which covered the pool surrounds with new brick paving. An allocation of \$500 per annum has been budgeted for this purpose.

Only 185 square metres of concrete area remains to be paved.

Paving the remaining area will cost \$2,773 in pavers plus \$582 for transport (both figures exclude GST) plus labour (in-house).

The pavers could be funded either as a contingency or through potential savings the contractor may achieve in the pipe laying component, total tendered cost of \$8,300, the tender although it is too early to accurately provide this figure.

COMMENT:

The Council is requested to consider completing the paving works whilst this major upgrade project is underway.

It is suggested that the Council by an absolute majority approves the purchase of 185 square metres of paving bricks to the value of \$2,773 (exc GST) plus transport of \$582 (ex GST) for laying at the Boyup Brook Swimming Pool and funded by the \$150,000 pool repairs allocation in the 2005/06 Budget.

MOVED: Cr Florey

SECONDED: Cr Broadhurst

That the Council by an absolute majority approves the purchase of 185 square metres of paving bricks to the value of \$2,773 (exc GST) plus transport of \$582 (ex GST) for laying at the Boyup Brook Swimming Pool and funded by the \$150,000 pool repairs allocation in the 2005/06 Budget.

CARRIED: 7/1

MOVED: Cr Broadhurst

SECONDED: Cr Florey

That the Council moves 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 Barron and Mr A Moyes departed the Chambers the time being 4.34pm.

Mr A Moyes returned to the Chambers the time being 4.36pm.

MOVED: Cr Downing

SECONDED: Cr Piper

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

7.2.5 Yarragadee Aquifer

<i>Proponent:</i>	<i>Water Corporation</i>
<i>Location:</i>	
<i>Reporting Officer:</i>	<i>Will Pearce</i>
<i>Date Report Written:</i>	<i>8 September .2005</i>
<i>Enabling Legislation:</i>	<i>Local Government Act 1995</i>
<i>File:</i>	
<i>Appendices:</i>	<i>1.5 - position paper</i>

BACKGROUND:

It is well known that the Water Corporation wish to access 45GL of groundwater from the Yarragadee located in the south west for the purpose of securing water supplies to the Perth metropolitan area and communities in between.

The Council is requested to consider a formal position on this proposal.

DETAIL:

The Water Corporation has kept the Council up-to-date on the proposal over the past 12 months.

It has also advised the Council that the Yarragadee may become a water supply to the communities of Boyup Brook and Bridgetown in the future. Alternatively, it is investigating a new dam may be built in the Gregory Brook area west of Bridgetown.

The CEO also attended a Water Corporation Local Government Briefing on the Yarragadee in Bunbury on 6 September 2005 to keep informed on any potential impacts on the Shire of Boyup Brook.

The corporation announced the results of their 2 year studies on the social, environmental and economic impacts which indicated that there is little concern. The corporation does require approval from both the Environmental Protection Authority and the state government.

Please also find attached a proposed SWZ WALGA position paper – see appendix 1.5.

The Warren Blackwood Economic Alliance also wishes to draft its own position paper. The board has requested the four Warren Blackwood shire CEO's to develop this paper.

COMMENT:

There are many issues and arguments entwined in an issue of this magnitude ranging from-

- Total objection - bring the population to the resource instead of taking the resource to the people - keep the resource in the SW
- Economic Benefits - the conflict over how many 'real' jobs will be created in the SW during construction and over the long-term or will the workers come from other regions for capital works and ongoing operations based in Perth due to computer technology and/or centralisation
- Environmental Benefits the fact that Perth only recycles 3% of its wastewater (regional WA recycles 41% of its wastewater). If Perth recycled at the same rate as the country, it wouldn't need to access water from the Yarragadee.

The state government demands that local government recycle their solid wastes, which is currently well above 50% but it puts no pressure on its own water utility to recycle its waste

Does the Council wish its CEO to provide a Boyup Brook position either in consultation with the Shire President, or by agreeing with the SWZ WALGA proposal or does the Council wish to debate the issue and provide its own unique paper based on local needs?

Does the Council have an interest in this issue at all?

Does the Council wish to consider seeking trade-offs should the water be taken from the SW for example a local demand on the Water Corporation to install infill sewerage in Boyup Brook within say 3 years?

MOVED: Cr Downing

SECONDED: Cr Piper

That the above item be laid on the table.

CARRIED: 8/0

7.2.6 Lots 14, 15 and 16 Banks Road, Boyup Brook - Subdivision/Amalgamation

<i>Proponent:</i>	<i>Erujin Pty Ltd</i>
<i>Location:</i>	<i>Lots 14, 15 & 16 Banks Road, Boyup Brook</i>
<i>Reporting Officer:</i>	<i>Will Pearce</i>
<i>Date Report Written:</i>	<i>8 September 2005</i>
<i>Enabling Legislation:</i>	<i>Town Planning Scheme No 2</i>
<i>File:</i>	<i>AS7010</i>
<i>Appendices:</i>	<i>1.6 – plan and letter</i>

BACKGROUND:

The proponent wishes to subdivide the existing property at Lots 14, 15 and 16 Banks Road, Boyup Brook to create six (6) new lots.

At its September 2004 meeting, the Council resolved:-

'That the Council supports the proposed subdivision of Lots 14, 15 and 16 Banks Road, Boyup Brook to create six (6) new lots subject to supporting evidence being provided as required under the Council's 'Subdivision/Amalgamation' policy clause (d).'

The application was subsequently rejected by the WA Planning Commission (WAPC). The matter went to mediation with the proponent submitting detailed scientific information as required to the WAPC to justify the subdivision. The application was again rejected.

The proponent is seeking the Council's earliest support for the subdivision due to an impending state tribunal hearing on the matter – see correspondence attached, appendix 1.6.

A plan is laid on the table and circulated (refer to appendix 1.6).

DETAIL:

The three existing lots have an area of 40ha each.

The subdivision will create 6 new 20ha lots. The new lots will have direct frontage on to Banks Road for access.

The proponent has submitted the required agronomist and hydrologist reports (laid on the table) to satisfy the WAPC and the Council under its 'Subdivision/Amalgamation' policy that states in part:-

"1 In order to achieve the objectives contained in Clause 5.2 of Town Planning Scheme No 2, the Council will not generally support the subdivision of land within the Rural Zone into lots having a minimum size of less than 40 hectares except for: -

- a) Amalgamation;
- b) Boundary realignments provided no additional lots are created;
- c) Any subdivision required for public works;
- d) Where the proposal is accompanied with supporting evidence outlining a land suitability and capability study for further development."

Clause (d) has now been complied with.

COMMENT:

It is suggested that the Council supports the proposed subdivision of Lots 14, 15 and 16 Banks Road, Boyup Brook to create six (6) new lots.

MOVED: Cr Downing

SECONDED: Cr Martin

That the Council supports the proposed subdivision of Lots 14, 15 and 16 Banks Road, Boyup Brook to create six (6) new lots pursuant to supporting evidence having been provided under the Council's 'Subdivision/Amalgamation' policy clause (d).

CARRIED: 8/0

MOVED: Cr Martin

SECONDED: Cr Oversby

That the meeting be adjourned for an afternoon tea break, the time being 4.46pm.

CARRIED 8/0

MOVED: Cr Martin

SECONDED: Cr Oversby

That the meeting resume, the time being 4.57pm.

CARRIED 8/0

The meeting resumed with the following persons in attendance.

Cr T Ginnane – Shire President
Cr R Downing
Cr S Broadhurst
Cr J Florey
Cr 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
Mr B Anderson – Manjimup – Bridgetown Times
Mr A Moyes

7.2.7 Youth Advisory Committee Minutes

<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>5 September .2005</i>
<i>Enabling Legislation:</i>	<i>Local Government Act 1995</i>
<i>File:</i>	<i>IM/37/004</i>
<i>Appendices:</i>	<i>1.7 - Minutes</i>

BACKGROUND:

Meetings of the Youth Advisory Committee were held on 16, 23 and 30 August and 6 September 2005.

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

MOVED: Cr Florey

SECONDED: Cr Piper

That the minutes of the Youth Advisory Committee on 16, 23 and 30 August and 6 September 2005 be received.

CARRIED: 8/0

7.2.8 Economic Development Committee Minutes

<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>5 September 2005</i>
<i>Enabling Legislation:</i>	<i>Local Government Act 1995</i>
<i>File:</i>	<i>GO/37/005</i>
<i>Appendices:</i>	<i>1.8 - Minutes</i>

BACKGROUND:

A meeting of the Economic Development Committee was held on the 1 September 2005.

Minutes of the meeting are laid on the table and circulated (refer to appendix 1.8).

MOVED: Cr Downing

SECONDED: Cr Martin

That the minutes of the Economic Development Committee Meeting held on 1 September 2005, be received.

CARRIED: 8/0

7.2.9 Recreation & Leisure Advisory Committee Minutes

<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>9 September 2005</i>
<i>Enabling Legislation:</i>	<i>Local Government Act 1995</i>
<i>File:</i>	<i>RE/37/001</i>
<i>Appendices:</i>	<i>1.9 - Minutes</i>

BACKGROUND:

A meeting of the Recreation & Leisure Advisory Committee was held on the 31 August 2005.

Minutes of the meeting are laid on the table and circulated (refer to appendix 1.9).

MOVED: Cr Florey

SECONDED: Cr Piper

That the minutes of the Recreation & Leisure Advisory Committee held on 31 August 2005, be received.

CARRIED: 8/0

Mr A Moyes left the Chambers the time being 4.58pm.

Cr Downing declared a proximity interest in the following item and departed the Chambers, the time being 4.58pm.

7.2.10 Setbacks for 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>1.10 - Plan</i>

BACKGROUND:

At it July 2005 meeting, the Council:-

“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.”

The proponent has advised that the side setback for the shed to be located at Lot 5 Barron Court, Boyup Brook presented at the time of Council consideration was incorrect and requests approval to amend it.

The original site plan is provided – see appendix 1.10.

DETAIL:

Lot 5 is a vacant lot with a gross area of 11.6ha, currently zoned "Special Rural No.4" (SR4).

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 proposed location indicating a 30 metre side setback meant that the shed will be placed outside the approved 'building envelope' as advised in the July 2005 report.

The Council does have the discretion to approve the placement of buildings outside this restrictive area and proceeded to approve the 30m setback.

The Town Planning Scheme does indicate that as a general rule, notwithstanding the provision of a 'building envelope', 15m side setbacks are allowed in SR4.

COMMENT:

A site inspection by the Development Services Committee members prior to July 2005 meeting took place to become familiar with the issue first hand.

At the time of inspection, the siting of the proposed shed was pegged out. The side setback had been pegged at 20m from the side boundary as required by the owner due to the fall of the surrounding land. The 30m as indicated on the plan was the owner's mistake from the start.

The Council is requested to consider reducing the setback to 20m.

Even though the shed would be located closer to Lot 6 Barron Court, the Council has previously considered the neighbour impact issues and put measures in place to reduce this impact.

The support of Councillors Broadhurst, Florey and Piper was provided prior to the following motion being moved.

MOVED: Cr Broadhurst

SECONDED: Cr Piper

That the side setback for an oversized shed proposed for Lot 5 Barron Court, Boyup Brook and approved by the Council in July 2005 be reduced from 30m to 20m.

CARRIED: 7/0

Cr Downing returned to the Chambers the time being 5.00pm.

7.3 CORPORATE SERVICES

MOVED: Cr Oversby

SECONDED: Cr Florey

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

MOVED: Cr Piper

SECONDED: Cr Martin

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 Draft Policy – Administrative Support In Promoting Local Events

<i>Proponent:</i>	<i>Country Music Club</i>
<i>Location:</i>	-
<i>Reporting Officer:</i>	<i>Will Pearce</i>
<i>Date Report Written:</i>	<i>8 September .2005</i>
<i>Enabling Legislation:</i>	<i>Local Government Act 1995</i>
<i>File:</i>	-
<i>Appendices:</i>	-

BACKGROUND:

The Country Music Club is requesting support for their 'flyers' being placed in Shire envelopes to help promote the 2005 Country Music Festival.

The Club is also asking that the slogan "Boyup Brook – Country Music Capital of WA" be inserted as a footer on all Shire correspondence.

DETAIL:

The Country Music Club has written to the Shire as follows:-

On behalf of the Country Music Club of Boyup Brook I would like to request the possibility of the Shire distributing 2000 flyers for the Club by inserting one DL flyer into each envelope that leaves Boyup Brook from the council office.

This could be done with any major event that is held in Boyup Brook in the future and does not cost council anything. This is what we do as a Club and you'd be surprised of the companies that come back to us to request more information.

I would also like to take a step back a few years and again ask that the slogan Boyup Brook- Country Music Capital of WA, be inserted as a footer on correspondence.

The other week there was a talk on the radio about what makes your town unique, with most people ringing in from small towns. Country Music is unique to this town, so let's start to market it that way. As much as we would like- sheep, cattle and vineyards are not unique and are a part of every town.

Under the Local Government Act 1995, the Chief Executive Officer is responsible for all internal management and administration issues.

At the request of the Council in August 2005, this matter is presented for consideration.

Allowing external promotional material placed in shire envelopes, whether a club places the flyers in each envelope or not, will set an unworkable and unwieldy precedence.

It is not allowed in any other local government following enquiries with colleagues.

COMMENT:

The CEO strongly advises that the Council does not support this proposal as it will set an expectation that the shire will do this for any group. There are approximately 60 community groups/clubs operating within the Shire. Will this be allowed for all groups?

There is no doubt that should it be allowed there will be an impact on staff time. Staff continue to be under pressure in carrying out core shire business on a daily basis.

The Council would be acutely aware that it already provides extraordinary community group support through in-kind and cash donations throughout the year, not to mention the employment of a Community and Economic Development Officer who provides a research and support

Should the still Council wish to pursue this matter then it will be required to create a policy to provide the Chief Executive Officer with direction. A draft policy could read as follows -

Promotion of Community Events

Objective

To provide guidelines for the promotion of local community events utilising the Shire's Administration resources.

Statement

The Shire will allow the insertion of DL flyers only into Shire envelopes that leave the Shire Administration Office subject to:-

- The flyer promoting only the Annual Country Music Festival
- The Country Music Club of WA placing the flyers into each envelope in their own time.
- Outgoing shire correspondence not being held up in any way due to the above."

The Council's also requested to consider placing the slogan (Boyup Brook Country Music Capital of WA) as a footer on shire correspondence.

The Shire currently uses the slogan 'Country Choice' on all its correspondence.

Does the Council wish to have two slogans on its correspondence?

It is suggested that the Council does not support the placement of:-

- 1) non-shire generated material being placed in its envelopes under any circumstance;
- 2) any slogan on shire correspondence other than the Shire of Boyup Brook emblem and the words 'country choice'.

MOVED: Cr Florey

SECONDED: Cr Oversby

That the Council adopts the following policy:-

Promotion of Community Events

Objective

To provide guidelines for the promotion of local community events utilising the Shire's Administration resources.

Statement

The Shire will allow the insertion of DL flyers only into Shire envelopes that leave the Shire Administration Office subject to:-

- The flyer promoting only the 2006 Country Music Festival
- The Country Music Club of WA placing the flyers into each envelope and removing all unused flyers in their own time.
- Outgoing shire correspondence not being held up in any way due to the above."

LOST 5/3

MOVED: Cr Downing

SECONDED:

That the item be laid on the table.

LAPSED FOR WANT OF A SECONDER

MOVED: Cr Martin

SECONDED: Cr Downing

That the Council does not support the placement of any slogan on shire correspondence other than the Shire of Boyup Brook emblem and the words 'country choice'.

CARRIED: 6/2

Cr Oversby voted against the above motion.

Mr B Anderson left the Chambers the time being 5.21pm.

MOVED: Cr Oversby

SECONDED: Cr Broadhurst

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

MOVED: Cr Oversby

SECONDED: Cr Piper

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

7.3.2 Senior Employee Housing

<i>Proponent:</i>	<i>Shire of Boyup Brook</i>
<i>Location:</i>	<i>Lot 16 Rogers Avenue, Boyup Brook</i>
<i>Reporting Officer:</i>	<i>Will Pearce</i>
<i>Date Report Written:</i>	<i>8 September 2005</i>
<i>Enabling Legislation:</i>	<i>Local Government Act 1995</i>
<i>File:</i>	
<i>Appendices:</i>	<i>1.11 - Plan</i>

BACKGROUND:

The Council has allocated funding in its 2005/06 Budget to provide a new residence for senior employee.

The Council is requested to provide direction on this project.

DETAIL:

The Shire of Boyup Brook has traditionally provided housing as an incentive to attract senior employees to the district.

The Chief Executive Officer, Manager of Finance Administration and Manager of Works and Services are currently 'senior employees' with the Council.

The Chief Executive Officer is provided with a shire residence at 3 Rogers Avenue.

The Manager of Finance and Administration (MFA) resides in shire owned 6 Nix Street. This property was a former Government Employee Housing Authority (GEHA) residence constructed as a joint venture with the shire in 1971. The residence can at best be described as 'average' accommodation and would not be an incentive to attract senior employees in the future.

The Manager of Works and Services currently resides in a private residence. He was however residing in shire owned 5 Rogers Avenue until early 2004 which is now used to accommodate the General Practitioner.

The Shire up until 2003 did provide housing for three Senior Employees being 3 and 5 Rogers Avenue and 5 Purse Terrace. This latter asset was sold in 2002 and funds placed in the Council's 'Commercial' reserve.

The Council did recently request that 1 Rogers Avenue, which is currently on the market for \$230,000, be investigated for potential purchase. The owner does advise however that there is a GEHA lease on the property expiring in April 2008.

Should the Council believe that this could be viable, it is requested to go behind closed doors to discuss a possible offer.

The Chief Executive Officer has taken liberty in preparing a draft plan for a new residence to be located at Lot 16 Rogers Avenue – see appendix 1.11.

The shire also owns lot 17 Knapp Street and lot 306 Proctor Street.

COMMENT:

The CEO seeks input from the Council, should it wish to do so, in the provision of a new residence that would more than likely be used by the CEO.

This would free up 3 Rogers Ave that would be suitable for a senior employee. It is suggested that this house would become available to the MFA once the new was constructed.

It is suggested that the Council approves the construction of a new residence at Lot 16 Rogers Avenue, Boyup Brook in accordance with the plan as presented.

MOVED: Cr Martin

SECONDED: Cr Moir

That item 7.3.2 be laid on the table.

WITHDRAWN

MOVED: Cr Downing

SECONDED: Cr Florey

That the Development Services Committee:-

- 1. considers the plan as presented for the proposed construction of a new senior employee residence at Lot 16 Rogers Avenue, Boyup Brook;**
- 2. makes a recommendation on the proposal at the Council's October 2005 meeting.**

CARRIED: 7/1

7.3.3 Library and Office Extensions

<i>Proponent:</i>	<i>Shire of Boyup Brook</i>
<i>Location:</i>	<i>Shire Administration Office</i>
<i>Reporting Officer:</i>	<i>Will Pearce</i>
<i>Date Report Written:</i>	<i>8 September 2005</i>
<i>Enabling Legislation:</i>	<i>Local Government Act 1995</i>
<i>File:</i>	<i>AS2008</i>
<i>Appendices:</i>	<i>1.12 - Plan attached</i>

BACKGROUND:

The Council allocated funding in its 2005/06 to extend the existing Shire Library and provide for two new offices.

It is requested that the building materials for this project be considered.

DETAIL:

Draft plans are provided for this extension – see Appendix 1.12.

These plans indicate that the construction will be a timber framed building with colorbond external wall cladding and a zinalume roof.

Other construction options include continuing the red brick theme of the existing building also with a zinalume roof.

An allocation of \$40,000 for construction and \$5,000 for internal furnishings has been budgeted.

COMMENT:

The suggestion to provide a colorbond wall finish is presented as an option only. If approved, it would provide a visually pleasing addition to the overall administration building – similar in appearance to the new town hall toilets.

It is suggested that the Council supports the construction of the Library/Office plans as presented and proposed in the 2005/06 Budget, being a timber framed construction with external horizontal heritage red colorbond walls and zincalume roof.

MOVED: Cr Florey

SECONDED: Cr Oversby

That the Council supports the construction of the Library/Office plans as presented and proposed in the 2005/06 Budget, being a timber framed construction with external horizontal heritage red colorbond walls and zincalume roof.

Amendment

MOVED: Cr Downing

SECONDED: Cr Broadhurst

That the words:-

1. 'a timber framed construction with external horizontal heritage red colorbond' be replaced with 'red brick';
2. 'zincalume' be replaced with 'beige colorbond'.

CARRIED 7/1

The above motion was then put and carried.

MOVED: Cr Downing

SECONDED: Cr Broadhurst

That the Council:-

That the Council supports the construction of the Library/Office plans as presented and proposed in the 2005/06 Budget, being red brick walls and beige colorbond roof.

CARRIED 8/0

7.3.4 Donation Request – Returned & Services League

Proponent: Returned Services League
Location: Dinninup Hall
Reporting Officer: Will Pearce
Date Report Written: 05 September 2005
Enabling Legislation: Local Government Act 1995
File: FM/25/008
Appendices: -

BACKGROUND:

The Boyup Brook RSL Sub-Branch has recently written to the Council requesting financial support for the upgrading of honour boards at the Dinninup Hall.

DETAIL:

The RSL has written as follows:-

“Boyup Brook RSL Sub-Branch would like the Shire Council to consider funding for the upgrade to the Military Service Honour Boards at the large Dinninup Hall.

These boards honour the service of locals from the area that served their country during WW1 and WW2 and are considered to be of important historical significance.

Mounting boards have already been refurbished but the name and year plates still need restoration. Unfortunately the RSL Sub-Branch is not in a position to fund the further cost.

Attached is a quote from Sheridan’s for the restoration of the 65 plates at a cost of \$429 including GST.

This quote is deemed very fair as previous informal quotes from restoration companies have all been over \$1,000.00.”

The RSL also advises that they currently hold \$800 in a daily account and \$2,000 in a fixed term account for emergency purposes only, for example it provides financial support for a member in need.

COMMENT:

The Council’s ‘Donations’ policy normally requires groups to apply for funds in March and April annually for consideration during the budget process.

Funds of \$500 are presently allocated for donation requests outside the normal application system where at the discretion of the Shire President and CEO and pursuant to policy, a maximum of \$100 can be provided to community groups as an extraordinary payment for a worthy cause.

This request would certainly appear to be a worthy cause even though support would expend most of the allocated \$500.

It is suggested that the Council approves the request from the RSL of Boyup Brook to fund the upgrade of the Honour Boards at the Dinninup Hall at a cost of \$429 (inc. GST) to be paid from ‘Donations’ in Schedule 4 of the Budget.

MOVED: Cr Piper

SECONDED: Cr Florey

That the Council approves the request from the RSL of Boyup Brook to fund the upgrade of the Honour Boards at the Dinninup Hall at a cost of \$429 (inc. GST) to be paid from ‘Donations’ in Schedule 4 of the Budget.

CARRIED: 8/0

7.3.5 Warren Blackwood Economic Alliance Minutes

<i>Proponent:</i>	<i>Warren Blackwood Economic Alliance</i>
<i>Location:</i>	-
<i>Reporting Officer:</i>	<i>Will Pearce</i>
<i>Date Report Written:</i>	<i>7 September 2005</i>
<i>Enabling Legislation:</i>	-
<i>File:</i>	<i>GR/31/006</i>
<i>Appendices:</i>	<i>1.13 – Minutes</i>

BACKGROUND:

A meeting of the Warren Blackwood Economic Alliance was held on 23 August 2005.

Minutes of the meeting are laid on the table and circulated (refer to appendix 1.13).

MOVED: Cr Ginnane

SECONDED: Cr Downing

That the minutes of the Warren Blackwood Economic Alliance held on 23 August 2005 be received.

CARRIED: 8/0

7.3.6 Audit Committee Minutes

<i>Proponent:</i>	<i>Shire of Boyup Brook</i>
<i>Location:</i>	
<i>Reporting Officer:</i>	<i>Will Pearce</i>
<i>Date Report Written:</i>	<i>8 September 2005</i>
<i>Enabling Legislation:</i>	<i>Local Government Act 1995</i>
<i>File:</i>	<i>-</i>
<i>Appendices:</i>	<i>1.14 - Minutes</i>

BACKGROUND:

The inaugural meeting of the Audit Committee was held on 29 August 2005.

Minutes of the meeting are laid on the table and circulated (refer to appendix 1.14).

COMMENT:

The committee wishes the Council to discuss the merits of continuing with the 'Strategic Occasional' Committee should it support the transfer of the financial responsibilities pursuant to clause 2 of the recommendation above.

Section 7.12A of the act requires the local government to meet with the auditor at least annually.

It is requested under Section 7.1B that the Council delegates the authority to the committee to meet with the auditor on annual basis.

MOVED: Cr Florey

SECONDED: Cr Broadhurst

That the minutes of the Audit Committee meeting held on 29 August 2005 be received.

CARRIED: 8/0

MOVED: Cr Martin

SECONDED: Cr Broadhurst

That the:-

- 1) financial purpose of the Strategic and Financial Occasional Committee be transferred to the Audit Committee;**
- 2) Council by an absolute majority delegates the Audit Committee the authority under section 7.1B of the Local Government Act 1995 to meet with the Auditor annually.**

CARRIED: 8/0

Bill and Margo Stretch entered the Chambers the time being 5.57pm.

Mrs Carol and Mr Don Reid entered the Chambers the time being 6.00pm.

7.3.7 Accounts for Payment and Financial Status

Proponent: Shire of Boyup Brook
Location: -
Reporting Officer: Keith Jones
Date Report Written: 8 September 2005
Enabling Legislation: Local Government Act 1995
File: FM/10/003
Appendices: 1.15 – Payments - 1.16 - Statement

BACKGROUND:

A monthly financial report is presented for consideration.

Attached is monthly statement of financial activity for the period 1 - 31 July 2005 (see Appendix 1.16).

DETAIL:

The accounts for payment up to 8 September 2005 are attached (see Appendix 1.15).

The Account Balances for the various accounts as at 31 August 2005 are:-

• Municipal Account	\$ 312,863.73
• Shire Clerk Advance	\$ -93.00
• Shire Medical Account	\$ 98,234.23
• Trust Account	\$ 30,177.59

Investments secured with the Commonwealth Bank maturing 30 September 2005 are:-

• Reserves Account Term Deposit	\$ 593,819.09 @ 5.35%
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As at 8 September \$563,575.53 in rates was outstanding.

As at 15 July 2005, Sundry Debtors was \$220,552.73 and Sundry Creditors was nil.

MOVED: Cr Martin

SECONDED: Cr Oversby

That the accounts as:-

- 1 presented totalling \$381,448.81 voucher numbers 14166-14260, 2009-2013,13390,14091 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

8 PETITIONS AND MEMORIALS

Nil

9 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

9.1 Cr Martin – Wilga Hall

MOVED: Cr Martin

SECONDED: Cr Moir

That the Council insures the Wilga Hall.

CARRIED: 8/0

It was suggested “It would be a great pity if the Wilga Hall burnt down and there was no insurance”.

CEO Comment:

The Council would be aware that it currently insures other halls in the district for example the Kulikup Hall costs \$173.

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

11 CLOSURE OF MEETING

There being no further business the Chairman declared the meeting closed at 6.03pm.

These Minutes and Schedule of Accounts were confirmed by the Council at the Council Meeting held on the 20 October 2005.

Cr Terry Ginnane, Shire President