



ORDINARY MINUTES

DATE: Tuesday, 22 May 2012

TIME: 2:45pm

VENUE: Council Chambers, Lowood
Road, Mount Barker WA 6324

Rob Stewart
CHIEF EXECUTIVE OFFICER

MEMBERSHIP – Quorum (5)

Membership:

Cr K Clements – Shire President
Cr M Skinner – Deputy Shire President
Cr S Etherington JP
Cr B Bell
Cr C Pavlovich
Cr J Moir
Cr A Budrikis
Cr G Messmer
Cr L Handasyde

Information and recommendations are included in the reports to assist the Council in the decision making process and may not constitute the Council's decision until considered by the Council.

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1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

2:48pm The Presiding Member declared the meeting open.

2 RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE (PREVIOUSLY APPROVED)Members Present:

Cr K Clements	Shire President
Cr M Skinner	Deputy Shire President
Cr B Bell	Councillor
Cr S Etherington	Councillor
Cr L Handasyde	Councillor
Cr J Moir	Councillor
Cr C Pavlovich	Councillor (Left Chamber 3:07pm, returned 3:12pm)

In Attendance:

Mr Rob Stewart	Chief Executive Officer
Mr John Fathers	Deputy Chief Executive Officer
Ms Nicole Selesnew	Manager Community Services
Mr Dominic Le Cerf	Manager Works and Services
Mrs Linda Sounness	Executive Secretary
Mr Eric Howard	Environmental Health Officer
Mrs Megan Beech	Senior Administration Officer
Mr Vincent Jenkins	Planning Officer

There were three members of the public present.

Previously Approved Leave of Absence:

Cr G Messmer – 1 May 2012 to 22 May 2012 (inclusive)

Cr A Budrikis – 22 May 2012

Emergency Evacuation Procedures/Disclaimer:

Working to Occupational Safety and Health Best Practices, Mr Rob Stewart - Chief Executive Officer, read aloud the emergency evacuation procedures for Councillors, staff and members of the public present in the Council Chambers.

Mr Stewart then read aloud the following disclaimer:

'No responsibility whatsoever is implied or accepted by the Shire of Plantagenet for any act, omission or statement or intimation occurring during Council / Committee meetings or during formal / informal conversations with staff.

The Shire of Plantagenet disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission, or statement of intimation occurring during Council / Committee meetings or discussions. Any person or legal entity who acts or

fails to act in reliance upon any statement does so at that person's or legal entity's own risk.

In particular and without derogating in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a licence, any statement or limitation or approval made by a member or officer of the Shire of Plantagenet during the course of any meeting is not intended to be and is not taken as notice of approval from the Shire of Plantagenet. The Shire of Plantagenet warns that anyone who has an application with the Shire of Plantagenet must obtain and should only rely on WRITTEN CONFIRMATION of the outcome of the application, and any conditions attaching to the decision made by the Shire of Plantagenet in respect of the application.'

3 PUBLIC QUESTION TIME

3.1 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

3.2 PUBLIC QUESTION TIME - SECTION 5.24 LOCAL GOVERNMENT ACT 1995

Nil

4 PETITIONS / DEPUTATIONS / PRESENTATIONS

4.1 MR STEVE SMITH, MT BARKER CARAVAN PARK AND CABIN ACCOMMODATION.

Mr Smith spoke to Item 9.5.4 Petition – Recreational Vehicles.

Thank you for your time today. I have read today's agenda and I feel I need to further clarify a couple of points.

Firstly in today's agenda point No.2 in my letter dated 1 May 2012 has not been fully addressed.

1. The CMCA web-site lists that the road side rest area which is directly across the road from the caravan park is also a 96 hour long term parking area. We ask for this to be removed immediately. Information provided by Department of Main Roads, that owns/manages this land, states that this is NOT a camping area, nor is the Sturdee or Martigallup Road areas and the lay-by south of Mount Barker town site.

Please find attached a copy of the CMCA web site showing that our caravan park is listed as a place where RV vehicles can enter, use our dump point, and fill their water tanks for free. This information was given to the CMCA by Peter Duncan; at no point have we given permission for this information to be used. The information is also to be published in an annual club book for CMCA members. We ask today that this information be immediately removed.

Also please find attached for your information a listing of all the RV Friendly towns in WA, showing how different towns have approached the RV friendly status.

We appreciate your time and consideration in this matter,

4.2 MR ROBERT CHENEY – PALMDALE ROAD – RURAL ROAD HIERACHY AND ASBESTOS.

Mr Shire President and Councillors

I propose to start my presentation with a brief family history followed by a pictorial presentation of the downfall of the council's 'Rural Road Hierachy' policy.

Around September 1957 Dad was allotted his farm, he had saved 100 pound, had a prefect ute, a McDonald Tractor.

I watched as my parents went through many deprivations to get the farm started, I watched as my father struggled to get control of financial problems while at the same time get control of the emotional scars of doing service in the war. What was his job in the war, well a flame thrower and believe me it was 'no cup of tea'.

From the time that we arrived we watched as the general road network was improved. In fact we actually looked forward to what might be happening next, all through the 1960's things were improving. Around the same time as young Peter 'Pav' was starting a trucking business. We were one of his original clients. We had great respect for Peter 'Pav'.

Around 1976 Palmdale road was sealed to within 2.5 km of our home. In fact most of the road base used for the upgrade came from our place. In those days the shire workers would be asked in for a cuppa and we had a workable relationship with the Shire. Around the same time as this Tri Axi trailers were introduced. Suddenly the amount of dust coming through our home had trebled, by this time my father was suffering with asthma.

We had to put up with this because our home and work area were already here when we came in 1957. We progressed on wondering when the Shire would carry on the sealing the road as it had found a good reason for sealing it in 1976 and now the traffic was much heavier.

In 1988 I know that B trains and road trains were not allowed on these roads as the roads were classed as unsuitable. What has change? The roads are now worse than in 1975 and yet we have all manner of huge trucks using them.

The fact is that while opening up these roads to such sized trucks may have seemed a good idea at the time it has completely ruined the lives of those living on such roads. These huge trucks are using Palmdale Road as a short cut when there are alternative sealed roads but a slightly longer route.

I watch in amazement from the hill as Pavy's trucks tear down the hill, along Syred Road and onto Chester Pass, not turning off anywhere. Why would he have come down Palmdale left, when he could have gone right on Palmdale left on Chillinup left on Chester Pass and had sealed road all the way only to save about 5 km.

In saving that 5km he has ruined the residence of a pioneer of the area. Not only that, but has contributed to the latest threat being pole top fires. As he continues on his merry way we the residents are left with the clean-up of fires associated with these circumstances. It is my firm belief that most of these fires are avoidable. It is the shrouds of dust combined with morning moisture that caused the problem according to Western Power. I have had 3 of these fires in 4 years all of which were on the windward side of Palmdale Road.

I have watched as my neighbour insists on carting the 1000's of tonnes of grain produced to the east of me roar up and down the road with monotonous regularity when a right hand turn at the intersection of South Stirling School Road and Palmdale takes him straight onto Chillinup road, a road built for such sized trucks. The saving is about 6km but all sealed, why Mr Curwen does this, because he can. I have approached him on this issue, perhaps Councillors could come up with a reason apart from the fact that he can. Thanks to Council and their 'Rural roads Hierachy' Policy all number and type of heavy trucks are using Palmdale Road as a race track. The policy is plainly unworkable when there are residents and ratepayers living along these roads.

We have had a coronial enquiry into a death of a young women, according to the GWN news the coroner was amazed that such sized trucks were allowed on roads like Woogenellup Road. Well compare that to Palmdale Road.

I say to Council trucks the size that we now have should be strictly limited in number. They should have to obtain a permit to use these roads until such time as the roads are actually suitable for their use that is sealed and the permit should be limited to the properties they are servicing along the said road a 60kph speed should be enforced if proven not to be towing the line, kick them off.

Ratepayers should have some right of veto when the dust is too much, they should not have to leave their home of 54 years.

In closing my presentation I say to Councillors put yourselves in my position. After 54 years contribution to the Shire I am now treated less than the code of practice for the treatment of animals.

What made me give the game away? Well its very simple: On the 26 August last year I watched as my partner went through a brain aneurism, while sitting at her side while she was in a coma I had time to think and as I watched her come back to life my father died on the 10 September and so having watched two life changing events in 10 days I decided that this Shire just was not worth the trouble. You think you have had a 'kick in the guts' with the 'Super Town Dream' try living in this lot.

I believe that Local Government is supposed to uphold our rights as human beings, my father and most of his family fought for that freedom. For the past 13 years he had to watch as his son was treated about equivalent to a 'mongrel dog'. Maybe at the next Anzac Day the President would think back to my treatment before he made a 'heart-warming' speech as to what we owe to our former soldiers.

I say this to the Shire not only have you ruined my home in your actions but you have also let us down regarding our safety. Approximately 11/2 years ago myself and I believe Mr Pyles notified the shire about asbestos scattered along the road. Thus far the grader has merely mixed the said material into the road surface and then the said heavy transport distributes it over our residents and workplace. My doctor's advice before the asbestos was that I should not have to live in this as it may be responsible for the bronchial problems that I now suffer. A poor show would you not say?

I leave my home of 54 as a result of 13 years duress.

I have put my case to no less than 5 Councillors plus full Council Meeting, I have given video to one Councillor, shown photos dating back to 1998, discussed the matter with a lawyer and then discussed the matter with the Shire CEO. All this has certainly taken its toll. As a pioneer of the area I have had a absolute 'gutful' of seeing my family's life time efforts vandalised by a policy developed I believe to set the precedent of putting trucks and vested interest before ratepayers and residents.

I believe that ignoring your long time residents will have a deleterious effect on the Shire. Over time I have watched as people vote with their feet, precisely what I am now doing. Next time the Shire send out a survey with the rates about supporting local business think about this, you may build all these visitor attracting projects, you may justify your main street projects, you may justify all these things, but you will have one less in the fire brigade, businesses in Mount Barker will miss out on approximately \$35,000.00 worth of trade and you will have to pick up a lot of tourists simply to equal what you have lost to Albany.

I believe that the Shire has treated my residence and work area in a contemptible manner and has shown no duty of care and worse no compassion for its rate paying residents and worse than that it is now willing to play roulette with our lives regarding the asbestos, it has been incorporated into the road by the said heavy transport. The Shire knew it was there yet proceeded to grade the said material at least 3 times from left to right across the road ready for incorporation by the said heavy haulage.

One would have to question what is going on given the Shire's policy on asbestos, immediate stoppage and clean up?

It is with a feeling of deep bitterness that I leave my home of 54 years. While I have found many good friends and found the business people of Mount Barker to be excellent to deal with the Shire I feel has sadly let my family down, something we did not deserve.

Regarding Asbestos and Palmdale Road

Today I have shown asbestos being crushed by heavy transport and incorporated into the road surface on the corner fronting 3273 Palmdale road, photographs have also been taken of asbestos on road verge fronting the property.

Also there is crushed asbestos along Syred Road and Takalarup road extending to Chester Pass Road. Photos were also taken of progressive breaking down of the said material on Syred Road and Takalarup Road.

Given that I alerted the Shire in late October 2011 thus far to my knowledge it appears that nothing has been done to remove it. It has now been crushed and distributed by heavy transport some of which is in front of my property.

I would alert the Shire to the fact that I now consider myself to have been exposed to the asbestos material as well as the people who now are caretaking my home.

Also I feel it should be noted that not only ourselves but also the grader driver working the roads, the large trucks who used and crushed the material, children on the school buses that use the roads and the general residents who live along these roads have all been exposed.

I feel the photos as shown today clearly show the ability of heavy transport to distribute dust, given that the asbestos has been incorporated into the road base what is the Shire position as far as this material is concerned.

I also note that the material in the reserve adjoining my property was finally cleaned up week ending 20 May 2012.

4.3 DIANNA BROOKS – PALMDALE ROAD

Ms Brooks spoke in support of Mr Cheney's presentation and also gave her experiences as a tenant in Mr Cheney's house on Palmdale Road.

5 DISCLOSURE OF INTEREST

Part 5 Division 6 Local Government Act 1995

Cr C Pavlovich

Disclosed a Financial/Indirect Financial Interest (Section 5.60(A) and Section 5.61 LGA) – Part Owner in Item 9.1.1.

Cr M. Skinner

Disclosed a Financial/Indirect Financial Interest (Section 5.60(A) and Section 5.61 LGA) – Farming 400 head of cattle in Item 9.4.1.

Cr J Moir

Disclosed a Financial/Indirect Financial Interest (Section 5.60(A) and Section 5.61 LGA) – Cattle farmer and employee of Elders in Item 9.4.1.

6 APPLICATIONS FOR LEAVE OF ABSENCE

Section 5.25 Local Government Act 1995

7 CONFIRMATION OF MINUTES

Moved Cr L Handasyde, seconded Cr B Bell:

That the Minutes of the Ordinary Meeting of the Shire of Plantagenet, held on 1 May 2012 as circulated, be taken as read and adopted as a correct record.

CARRIED (7/0)

NO. 83/12

8 ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

The Shire President distributed notes separately.

9 REPORTS OF COMMITTEES AND OFFICERS

9.1 DEVELOPMENT SERVICES REPORTS

9.1.1 LOCATION 3957 TAYLOR ROAD, MOUNT BARKER – OUTBUILDING IN SPECIAL INDUSTRIAL ZONE

A Financial/Indirect Financial Interest (Section 5.60 (A) and section 5.61 LGA) was disclosed by Cr C Pavlovich. Nature and Extent of interest – part owner.

3:07pm Cr C Pavlovich withdrew from the meeting.

File No: N22696

Attachments: [Location Plan](#)
[Outbuilding Location Plan](#)
[Site Plan](#)
[Floor Plan and Elevations](#)
[Letter from Applicant](#)

Responsible Officer: Rob Stewart
Chief Executive Officer

Author: Vincent Jenkins
Planning Officer

Proposed Meeting Date: 22 May 2012

Applicants: Southern Building Services Pty Ltd

PURPOSE

The purpose of this report is to consider an application for an outbuilding at Location 3957 Taylor Road, Mount Barker.

BACKGROUND

Shire records show the registered owners of Location 3957 Taylor Road, Mount Barker are P Wallinger and Penris Pty Ltd.

Plantagenet Sheds and Steel, on behalf of the owners, originally applied for a building licence to construct a new outbuilding at Location 3957 on 28 March 2012. Location 3957 is located in the Special Industrial zone and pursuant to the Shire of Plantagenet Town Planning Scheme No. 3, the proponents were advised all development within this zone requires the Council's planning consent.

On 10 April 2012 the Council's Manager Development Services and Planning Officer met with one of the proponents. The proponent stated Southern Building Services intend to construct a generic outbuilding at Location 3957 to create interest and attract potential new business to Mount Barker. Planning Consent will be requested from the Council if a suitable business is attracted and the Council may then implement landscaping and other planning and development requirements. The proponent also suggested the outbuilding may be used for private storage purposes.

On 16 April 2012 the Council received an application for Planning Consent to construct a 390m² (15m x 26m) outbuilding at Location 3957 Taylor Road, the subject of this report.

STATUTORY ENVIRONMENT

Planning and Development Act 2005

Shire of Plantagenet Town Planning Scheme No. 3 (TPS3) – Zoned Special Industrial.

Clause 6.3.2 of TPS3 states:

'The Council having regard to any matter which it is required by the Scheme to consider, to the purpose for which the land is reserved, zoned or approved for use under the Scheme, to the purpose for which land in the locality is used, and to the orderly and proper planning of the locality and the preservation of the amenities of the locality may refuse to approve any application for planning consent or may grant its' approval unconditionally or subject to such conditions as it thinks fit.'

Table 1 - Zoning Table of TPS3 include the following Use Classes for the Special Industrial Zone:

Abattoir; Animal Husbandry; Automotive Panel Beating / Spray Painting; Automotive Repairs; Automotive Wrecking; Builders Storage Yard; Car Park; Caretaker's Dwelling; Dog Kennel; Industry – Extractive; Industry – General; Industry – Hazardous; Industry – Light; Industry – Noxious; Industry – Rural; Industry – Service; Kennels; Marine Collectors Yard; Motor Repair Station; Office; Open Air Display; Poultry Farm; Public Recreation; Public Utility; Service Station; Showrooms; Tavern; Telecommunications Infrastructure; Trade Display; Transport Depot and Warehouse.

Application for Planning Consent is required for activities falling within the definitions for Use Classes in the Special Industrial Zone of TPS3 (special industries).

Clause 3.6 – Special Industrial Zone of TPS3 states:

'The objective of the Special Industrial Zone is to facilitate the development of special industries such as abattoirs, tanneries, food processing plants etc, and to encourage the development of such uses within Special Industrial estates established for such purposes subject to appropriate conditions of development and, where required, assessment by the Environmental Protection Authority and appropriate regulatory bodies.'

The following provisions shall apply specifically to all land included in the Special Industrial Zone in addition to any provisions which are more generally applicable to such land under the Scheme.

- (b) *Prior to Council granting planning consent to any development within the Special Industrial Zone, Council will require a detailed assessment of the site to determine the sites capability for the proposed land use. Without limiting the generality of this clause, the assessment is to include soil and groundwater analysis as well as consideration of the landscape and amenity of the area.*

- (c) *Upon receipt of an application for planning consent for a special industry, Council shall refer the application to the Environmental Protection Authority and shall not grant planning consent until the recommendation of the Environmental Protection Authority has been received. Council shall in addition to any other conditions it requires, impose such conditions as the Environmental Protection Authority sees fit or it shall refuse consent if the Authority so recommends.*
- (d) *All development shall provide a potable water supply and suitable means of effluent disposal to the satisfaction of the Council and where appropriate the Environmental Protection Authority and the Water Authority of WA.*
- (e) *All development shall comply with the provisions set out for the Industrial Zone in the Zone Development Table at Schedule No. 4.'*

A detailed site assessment will not be required for the current proposal subject to the outbuilding being used for domestic storage purposes only. Detailed site assessment will be required for any future Planning Consent application for the outbuilding to be used for special industries.

The provision of a potable water source and the installation of an effluent disposal system will not be required for the current proposal subject to the outbuilding being used for domestic storage purposes only.

Schedule 4 - Zoning Development Table of TPS3 for Industrial Uses (including Special Industrial) requires the provision car parking spaces and landscaping. Car parking spaces are required at a rate of one car parking bay per 100m² gross floor area. A minimum 20% area of the site is required to be landscaped. The provision of car parking spaces and landscaping will not be required in this instance subject to the outbuilding being used for domestic storage purposes only.

Building Code of Australia

Part A3.1 Principles of Classification under Classification of Buildings and Structures

'The classification of a building or part of a building is determined by the purpose for which it is designed, constructed or adapted to be used.'

Part A3.2 – Classifications

'Class 7: a building which is -

(b) Class 7b – for storage, or display of goods or produce for sale by wholesale.

Class 8: a laboratory, or a building in which handicraft or process for the production, assembling, altering, repairing, packing, finishing, or cleaning of goods and produce is carried on for trade, sale or gain.

Class 10: a non habitable building or structure –

(a) Class 10a - a non habitable building being private garage, carport, shed or the like; or....'

A Class 10a building permit will be issued for the outbuilding should the Council grant planning consent for the outbuilding to be used for domestic storage purposes. Reclassification of the outbuilding will be required should the Council in future grant planning consent for the outbuilding to be used in conformance with the Special Industrial Zone.

FINANCIAL IMPLICATIONS

The application fee of \$195.45 has been paid.

POLICY IMPLICATIONS

There are no policy implications for this report.

STRATEGIC IMPLICATIONS

TPS Policy No.18 (Planning Vision) shows the subject lot is proposed to be zoned Rural Residential to allow for an equestrian based development due to its proximity to the recreation and racing facilities at Frost Park. TPS Policy No.18 further notes that site examination for potential contamination from the former abattoir activity (Lot 2 Taylor Road) will need to be included in any future rezoning proposals.

OFFICER COMMENT

The subject land is located within the industrial area of the Mount Barker Townsite abutting Taylor Road and Muir Highway. The intended use as requested by the applicant does not conform to development provisions for the Special Industrial zone set in the Shire of Plantagenet TPS 3.

The property is 26.9ha in area and is located in the Special Industrial zone. The property is L-shaped and fronts Taylor Road to the west and McDonald Avenue to the south and is currently undeveloped.

The proposed outbuilding location is to be 20m from the boundary abutting McDonald Avenue to the south. The outbuilding location is to be 24m from the boundary abutting Lot 2 Taylor Road (old abattoir) to the west and approximately 230m from the boundary abutting Lot 81 (proposed Turf Club training track) to the east. The outbuilding location will also be approximately 600m from Muir Highway to the north. The outbuilding locations meet the setback requirements for the Special Industrial zone in TPS3.

The proponents intend to erect a 390m² outbuilding at Location 3957. In addition, the proponents intend to develop a 7m wide driveway, 6m x 15m car parking area and 10m x 26m apron area adjoining the outbuilding, all to be constructed to a 100mm compacted gravel standard. The proponents in their application did not justify a use for the outbuilding. However, one of the proponents in a meeting with the Council's Manager Development Services and Planning Officer on 10 April 2012 suggested the outbuilding may be used for private storage purposes.

Pursuant to TPS3, provisions for the development of land in the Special Industrial zone include the provision of car parking bays (one bay per 100m² gross floor area of the outbuilding), landscaping (minimum 20% area of the site), potable water supply, effluent disposal system and detailed site assessment including soil and groundwater testing.

Engineering requirements for the proposed development in the Special Industrial zone include onsite management of stormwater and construction of sealed crossover/s, driveway/s, car parking area/s and manoeuvring areas for motor and commercial vehicles.

Pursuant to the Building Code of Australia, the classification of buildings and structures in the Special Industrial zone may include Class 4 buildings such as caretaker's dwellings, Class 5 buildings such as offices and Class 6 buildings such as shops and service stations. The classification of buildings and structures in the Special Industrial zone may further include Class 7 buildings such as warehouses, Class 8 buildings such as factories and Class 10b structures such as masts and antennae. The classification of buildings and structures is determined by the purpose for which the building is to be used. In this instance the building is to be a Class 10a building as it is to be used for domestic storage purposes.

Given the intent and extent of the proponents' development proposal and that the outbuilding is to be used for domestic storage purposes only, it is recommended that the proposal be supported.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION

Moved Cr S Etherington, seconded Cr L Handasyde:

That in accordance with clause 6.3.2 of the Shire of Plantagenet Town Planning Scheme No. 3, planning consent be granted for one outbuilding for domestic storage use at Location 3957 Taylor Road, Mount Barker, subject to:

- 1. Development being in accordance with the plans dated 16 April 2012.**
- 2. All stormwater being disposed of to the satisfaction of the Manager Works and Services.**
- 3. A crossover being constructed and drained to the satisfaction of the Manager Works and Services.**

ADVICE NOTES

- (i) The applicant is advised that there is an obligation to comply with relevant statutes applicable to the development including The Building Code of Australia.**
- (ii) The applicant is advised that there is an obligation to comply with relevant statutes applicable to the development including The Shire of Plantagenet Town Planning Scheme No. 3.**
- (iii) The applicant is advised that any further application for Planning Consent on the subject site will require detailed site assessment including soil and groundwater assessment. Site examination will also**

be required for potential contamination from the former abattoir activity at Lot 2 Taylor Road.

Motion to Adjourn the Question

Moved Cr L Handasyde, seconded Cr B Bell:

That the question be adjourned until the meeting of the Council to be held 12 June 2012 to enable the Manager Development Services to discuss with the owner the owner's intent to change the size of the outbuilding and obtain new plans.

CARRIED (6/0)

NO. 84/12

3:12pm Cr C Pavlovich returned to the meeting.

9.1.2 LOT 2 OATLANDS ROAD AND LOT 9000 BOOTH STREET, MOUNT BARKER - 22 LOT SUBDIVISION

File No: N22609

Attachments: [Location Plan](#)
[Subdivision Plan](#)
[Subdivision Concept Plan](#)

Responsible Officer: Rob Stewart
Chief Executive Officer

Author: Vincent Jenkins
Planning Officer

Proposed Meeting Date: 22 May 2012

Applicant: John Kinnear and Associates

PURPOSE

The purpose of this report is to consider a proposal for a 22 lot subdivision at Lot 2 Oatlands Road and Lot 9000 Booth Street, Mount Barker and respond to the Western Australian Planning Commission (WAPC).

BACKGROUND

Shire records indicate the owner of Lot 2 and Lot 9000 is Living Tempo Pty Ltd.

Lot 2 Oatlands Road and Lot 9000 Booth Street, form the western portion of the Subdivision Concept Plan forming part of Amendment No. 42 for the precinct bounded by Booth, Martin and Fellows Streets and Oatlands Road, Mount Barker. The purpose of the amendment was to recode the land to higher densities of residential development. The latest proposal complies with the Subdivision Concept Plan which formed part of that amendment.

Lot 2 Oatlands Road is 1.3894ha in area and on 26 March 2008 the WAPC approved the subdivision (WAPC 136728) of Lot 2 into eight lots. Lot sizes for this approval varied from 720m², 1,063m² to 1,226m² and one lot of 7,122m². This subdivision was valid for a period of three years and expired on 26 March 2012.

On 3 October 2008 the WAPC approved the subdivision (WAPC 138199) of part of Lot 2 Oatlands Road and Lot 359 Booth Street, Mount Barker into 16 lots. The 7,122m² lot approved under WAPC 136728 was further subdivided into five lots and Lot 359 was subdivided into 11 lots. This subdivision is valid for a period of three years expiring on 3 October 2012. In a letter dated 25 August 2009 the Council advised subdivision conditions for Stage 1 (Lots 150 and 9000) have been satisfied. Lots 150 and 9000 approved under WAPC 138199 have been created and Deposited Plan 63840 endorsed by the WAPC on 18 September 2009.

STATUTORY ENVIRONMENT

Planning and Development Act 2005

Shire of Plantagenet Town Planning Scheme No. 3 (TPS3) – zoned Residential (R20)

FINANCIAL IMPLICATIONS

There are no financial implications in this report.

POLICY IMPLICATIONS

Council Delegation LG035 – as the subdivision involves more than five lots the matter needs to be determined by the Council.

STRATEGIC IMPLICATIONS

Shire of Plantagenet Strategic Plan 2003 Key Result Area 4 Development Services aims to:

‘Encourage and guide local development in accordance with the Strategic Plan and the TPS3.’

OFFICER COMMENT

The proposed subdivision is for 22 lots of which 1 lot adjoins the constructed portion of Fellows Street, five lots adjoin the unconstructed portion of the road reserve of Fellows Street and four lots adjoin Booth Street. Other lots front new roads which are part of this subdivision. The applicant will be required to construct the new internal roads, the unconstructed portion of Fellows Street and if appropriate contribute to the upgrading of either Fellows Street or Booth Street. The Subdivision Concept Plan shows a dual use path along Fellows Street and one side of the internal road and the applicant will be required to construct the portion of these paths located alongside the subdivision.

The subdivision conforms to the minimum site area requirements set in the Residential Design Codes for the R20 density code. The subdivision also complies with the Subdivision Concept Plan in Amendment No. 42 and is acceptable subject to the impositions of appropriate conditions.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION

Moved Cr B Bell, seconded Cr J Moir:

That the proposal for a 22 lot subdivision at Lot 2 Oatlands Road and Lot 9000 Booth Street, Mount Barker be supported subject to:

- 1. The Western Australian Planning Commission being advised that the proposed 22 lot subdivision of Lot 2 Oatlands Road and Lot 9000 Booth Street, Mount Barker is supported subject to:**
 - a. All roads being constructed, drained, kerbed and sealed with a minimum of a 6m wide seal to the satisfaction of the Manager Works and Services.**

- b. A nutrient stripping/sediment retention stormwater drainage management plan being prepared and submitted for approval by the Manager Works and Services prior to the commencement of any site works. This may involve the setting of the verge at a particular gradient and/or the provision of land for a drainage facility.**
- c. All stormwater being contained on site, however overflow can be directed to the district drainage system to the satisfaction of the Manager Works and Services.**
- d. All cleared vegetation remaining on site to be processed (mulched) and respread over disturbed areas within the sites.**
- e. Land being filled and/or drained at the subdivider's cost and any easements and/or reserves necessary for the implementation thereof being granted free of cost.**
- f. Street trees being provided in accordance with the Mount Barker Townscape Review 2002 species list to the satisfaction of the Manager Works and Services.**
- g. The subdivider providing dual use paths along Fellows Street and the internal subdivision roads adjoining Lots 150 and 336 in accordance with the Subdivision Concept Plan.**
- h. The subdivider contributing to the upgrade and construction of Fellows Street and Booth Street and this may involve the widening of the seal, provision of mountable kerbing on the east side of Fellows Street and south side of Booth Street and drainage to the satisfaction of the Manager Works and Services.**
- i. All lots being connected to reticulated water and sewer and underground power systems.**
- j. All existing onsite effluent disposal systems being decommissioned to the satisfaction of the Manager Development Services.**
- k. All buildings having the necessary clearance from lot boundaries.**
- l. Suitable arrangements being made for a cash-in-lieu contribution for the 10% Public Open Space, in accordance with Section 153 of the Planning and Development Act 2005.**
- m. Existing fencing being removed or relocated to be on the new boundaries.**
- n. Crossovers for all lots being constructed, drained and sealed to the satisfaction of the Manager Works and Services.**
- o. Existing verge trees in Fellows Street being retained to the satisfactions of the Manager Works and Services.**
- p. 8.5m truncations being provided to all corner lots.**

- q. **Street lighting being provided to the satisfaction of the Manager Works and Services.**
 - r. **Construction not commencing until the Council has approved detailed engineering plans and specifications of works, including earthworks, roads and paths, drainage, clearing, landscaping, rehabilitation and soil stabilisation measures, both during and after construction.**
2. **If required as a result of a Western Australian Planning Commission condition of approval, authority be granted to the Shire President and the Chief Executive Officer to affix the Common Seal of the Council to a Notification under Section 70A of the Transfer of Land Act 1893 (as amended).**

AMENDMENT

Moved Cr L Handasyde, seconded Cr S Etherington:

That the words 'and communication' be added after the word 'power' in Part 1(i).

CARRIED (7/0)

NO. 85/12

COUNCIL DECISION

That the proposal for a 22 lot subdivision at Lot 2 Oatlands Road and Lot 9000 Booth Street, Mount Barker be supported subject to:

1. **The Western Australian Planning Commission being advised that the proposed 22 lot subdivision of Lot 2 Oatlands Road and Lot 9000 Booth Street, Mount Barker is supported subject to:**
 - a. **All roads being constructed, drained, kerbed and sealed with a minimum of a 6m wide seal to the satisfaction of the Manager Works and Services.**
 - b. **A nutrient stripping/sediment retention stormwater drainage management plan being prepared and submitted for approval by the Manager Works and Services prior to the commencement of any site works. This may involve the setting of the verge at a particular gradient and/or the provision of land for a drainage facility.**
 - c. **All stormwater being contained on site, however overflow can be directed to the district drainage system to the satisfaction of the Manager Works and Services.**
 - d. **All cleared vegetation remaining on site to be processed (mulched) and respread over disturbed areas within the sites.**

- e. Land being filled and/or drained at the subdivider's cost and any easements and/or reserves necessary for the implementation thereof being granted free of cost.
 - f. Street trees being provided in accordance with the Mount Barker Townscape Review 2002 species list to the satisfaction of the Manager Works and Services.
 - g. The subdivider providing dual use paths along Fellows Street and the internal subdivision roads adjoining Lots 150 and 336 in accordance with the Subdivision Concept Plan.
 - h. The subdivider contributing to the upgrade and construction of Fellows Street and Booth Street and this may involve the widening of the seal, provision of mountable kerbing on the east side of Fellows Street and south side of Booth Street and drainage to the satisfaction of the Manager Works and Services.
 - i. All lots being connected to reticulated water and sewer and underground power and communication systems.
 - j. All existing onsite effluent disposal systems being decommissioned to the satisfaction of the Manager Development Services.
 - k. All buildings having the necessary clearance from lot boundaries.
 - l. Suitable arrangements being made for a cash-in-lieu contribution for the 10% Public Open Space, in accordance with Section 153 of the Planning and Development Act 2005.
 - m. Existing fencing being removed or relocated to be on the new boundaries.
 - n. Crossovers for all lots being constructed, drained and sealed to the satisfaction of the Manager Works and Services.
 - o. Existing verge trees in Fellows Street being retained to the satisfactions of the Manager Works and Services.
 - p. 8.5m truncations being provided to all corner lots.
 - q. Street lighting being provided to the satisfaction of the Manager Works and Services.
 - r. Construction not commencing until the Council has approved detailed engineering plans and specifications of works, including earthworks, roads and paths, drainage, clearing, landscaping, rehabilitation and soil stabilisation measures, both during and after construction.
2. If required as a result of a Western Australian Planning Commission condition of approval, authority be granted to the Shire President and the Chief Executive Officer to affix the Common Seal of the Council to a
-

Notification under Section 70A of the Transfer of Land Act 1893 (as amended).

**CARRIED (7/0)
NO. 86/12**

9.1.3 LOT 221 MARMION STREET, MOUNT BARKER - CAR PARKING AREA FOR NON CONFORMING USE

File No: N22670

Attachments: [Location Plan](#)
[Site Plan](#)
[Elevations](#)
[Summary of Submissions](#)

Responsible Officer: Rob Stewart
Chief Executive Officer

Author: Vincent Jenkins
Planning Officer

Proposed Meeting Date: 22 May 2012

Applicant: Plantagenet Players Inc.

PURPOSE

The purpose of this report is to consider an application for retained car parking at the Jack Hambleton Theatrette at Lot 221 Marmion Street, Mount Barker.

BACKGROUND

Council records show the registered owner of Lot 221 Marmion Street, Mount Barker is Plantagenet Players Inc.

Plantagenet Players is a local amateur theatre group based in Marmion Street, Mount Barker. Plantagenet Players present 12 performances each year consisting of two productions for adults and two productions for children. Performances are presented in an existing building 346m² in area.

The Council at its meeting held on 24 May 2011 resolved at Resolution 126/11:

'That in accordance with Clause 4 of the Shire of Plantagenet Town Planning Scheme No. 3 the addition to the non-conforming theatre building at Lot 221 Marmion Street, Mount Barker be approved subject to:

- 1. Development being in accordance with plans dated 23 March 2011.*
- 2. All stormwater being disposed of to the satisfaction of the Manager Works and Services.'*

This addition approved by the Council involves a new porch, foyer, gents and ladies toilets, a disabled persons' toilet and a store room. The addition will be added to the north elevation of the existing theatrette building but has not been carried out to date.

On 19 April 2012 the Council received email correspondence from the landowners of adjoining Lot 211 Langton Road to the north. These landowners advised that fill was being delivered to Lot 221 Marmion Street. These landowners were concerned about the composition of fill being delivered to Lot 221 and 4m high earth embankments to be retained with vegetation only.

On 20 April 2012 the Planning Officer advised Plantagenet Players to stop the delivery of fill to Lot 221. Plantagenet Players was further advised that Planning Consent is required to develop a retained car parking area at their property. On 26 April 2012 Plantagenet Players submitted an application for Planning Consent to establish a retained car parking area at Lot 221 Marmion Street.

STATUTORY ENVIRONMENT

Shire of Plantagenet Town Planning Scheme No 3 (TPS3) - Zoned Residential (R12.5/20).

Schedule I - Interpretations of TPS3 states:

'Non-Conforming Use - means a use of land which, though lawful immediately prior to the coming into operation of this Scheme, is not in conformity with the Scheme.'

The amateur theatre use existed prior to the adoption of TPS3 in 1991.

Shire of Plantagenet Town Planning Scheme No. 3 – Part IV – Non-Conforming Uses:

'4.2 Extension of Non-Conforming Use

A person shall not alter or extend a Non-Conforming Use or erect alter or extend a building used in conjunction with a Non-Conforming Use without first having applied for and having obtained the planning consent of the Council under the Scheme and unless in conformity with any other provisions and requirements contained in the Schemes.'

Environmental Protection (Noise) Regulations 1997 – all performances need to be operated in accordance with noise level requirements. Activities at the theatre have been successfully managed by Plantagenet Players with no complaints received by the Council.

EXTERNAL CONSULTATION

As part of lodging this application, comment was sought from landowners of adjoining Lot 220 Thomas Street to the east, Lot 5 Marmion Street to the north and Lot 211 Langton Road also to the north. Letters were sent to these adjoining landowners on 30 April 2012.

The landowner of Lot 5 raised no objection to the proposal subject to matters pertaining to stormwater and erosion being addressed to the Council's satisfaction. The landowners of Lot 211 are concerned about the possible adverse impacts of noise and lights associated with moving motor vehicles. They are further concerned with erosion of earth embankments impacting on their property.

Submissions of two adjoining landowners are contained in the attached summary of submissions.

FINANCIAL IMPLICATIONS

The application fee of \$278.00 has been paid.

POLICY IMPLICATIONS

There are no policy implications for this report.

STRATEGIC IMPLICATIONS

There are no strategic implications for this report.

OFFICER COMMENT

Lot 221 is 3,963m² in area and existing development on the lot consists of the building used for theatrical performances and one outbuilding used for storage purposes. The proposed addition to the theatre building approved by the Council on 24 May 2011 has not been carried out to date.

The proposed level car parking area will be constructed of earth embankments retained at an angle of 45°. The proposed car parking area will be constructed to the north elevation of the existing building and will integrate with the additions previously approved by the Council.

The proposal involves two tapered retained earth embankments from 0m to 4m in height and located 2m from the side and rear boundaries with neighbouring lots. One retained embankment will be along the shared property boundary with Lots 5 Marmion Street and Lot 211 Langton Road to the north. This retained embankment will be 43m in length. The other retained embankment will be along the shared property boundary with Lot 220 Thomas Street to the east. This retained embankment will be 33m in length. The earth embankments will be covered with geotextile fabric or equivalent stabilising material and landscaped with native vegetation and grasses to minimise soil erosion. Landscaping the earth embankments with native vegetation will reduce its visual impact and safeguard the amenity of the location.

The landowners of Lot 211 are concerned about the possible adverse impacts of noise and lights associated with moving motor vehicles. Landscaping will be required to be installed as a condition of planning consent. Advanced plantings will be required to be installed along the top perimeter of the car parking area to minimise impacts of headlight glare from motor vehicles on neighbouring properties.

The landowners of Lot 211 are further concerned with erosion of earth embankments impacting on their property. Existing development at Lot 211 Langton Road consists of a house, one garden outbuilding and one garage outbuilding. The house is located approximately 69m from the proposed earth embankments at Lot 221 (Plantagenet Players). The garage outbuilding is located approximately 53m from the proposed earth embankments at Lot 221.

The earth embankment locations meet the setback requirements of the RCodes. The proposed retained earth embankments are not likely to cause safety, privacy or overshadowing issues and are not considered to have any significant adverse effect on the amenity of the locality or neighbouring properties.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr S Etherington, seconded Cr J Moir:

That in accordance with Clause 4 of the Shire of Plantagenet Town Planning Scheme No. 3 the car parking area to the non-conforming use (theatre) at Lot 221 Marmion Street, Mount Barker be approved subject to:

1. Development being in accordance with plans dated 26 April 2012.
2. The car parking area being constructed, drained and retained to the satisfaction of the Manager Works and Services.
3. The crossover to the car parking area being constructed and drained to the satisfaction of the Manager Works and Services.
4. All stormwater being disposed of to the satisfaction of the Manager Works and Services.
5. Landscaping consisting of well advanced shrubs being installed along the top perimeter of the car parking area to the satisfaction of Manager Works and Services.

CARRIED (7/0)

NO. 87/12

9.2 WORKS AND SERVICES REPORTS

9.2.1 POLICY REVIEW - GATE PERMITS

File No: N22677
Responsible Officer: Dominic Le Cerf
Manager Works and Services
Author: Megan Beech
Senior Administration/Project Officer Works
and Services
Proposed Meeting Date: 22 May 2012

PURPOSE

The purpose of this report is to review Council Policy RS/G/1 – Gate Permits.

BACKGROUND

This policy was last reviewed by the Council at its meeting held 25 May 2010.

Council Policy RS/G/1 – Gate Permits currently reads as follows:

‘OBJECTIVE:

To provide clear guidelines to the Council, its staff and residents of the Shire of Plantagenet regarding gate permits within the Shire.

POLICY:

1. *That the erection of gates and stock grids across road reserves is permitted on unconstructed roads and in alignment with property boundaries only.*
 2. *On applying for a gate permit, written consent from affected landowners is provided by the applicant.*
 3. *Renewal of each gate permit shall be required every three (3) years in October.*
 4. *A Council database shall be developed and shall hold details of all approved gate permits.*
 5. *Gates shall not be locked at any time.*
 6. *All maintenance and associated expenses relating to a gate shall be the responsibility of the applicant.*
 7. *Any clearing of the road reserve beyond the gate by any party other than the Council or Government Agencies is prohibited.*
 8. *In accordance with the Environmental Protection (Clearing of Native Vegetation) Regulations 2004, clearing of no more than 1.5m outside of boundary fences is permitted.*
-

9. *The Shire of Plantagenet reserves the right to random inspections of gates and to revoke permits if conditions are not met.'*

STATUTORY ENVIRONMENT

Local Government Act 1995

Schedule 9.1 cl.5 refers to 'Gates across public thoroughfares'.

Local Government (Uniform Local Provisions) Regulations 1996

Regulation 9 refers to 'Permission to have gate across public thoroughfare'.

Regulation 10 refers to 'Gates across thoroughfare not to be left open'.

Environmental Protection (Clearing of Native Vegetation) Regulations 2004

FINANCIAL IMPLICATIONS

The policy provides that all maintenance and associated expenses relating to a gate shall be the responsibility of the applicant.

POLICY IMPLICATIONS

The review of this policy is presented to the Council as part of the ongoing Council policy review cycle.

STRATEGIC IMPLICATIONS

The Council's Strategic Plan 2003, Key Result Area 1 Corporate Services, New Initiative 1.4 provides the following:

Ensure the administrative systems and framework of the organisation efficiently and effectively permits the functions of the organisation to be undertaken.

To achieve this we will:

- Revise all policies, procedures and delegations to ensure internal consistency and convergence.

OFFICER COMMENT

It is considered that the current policy meets the objective. However a minor change to paragraph four is recommended relating to maintenance of the Statutory Register.

It is worth noting that a recent inspection of the Council's 'Gate Register', which is required to be held according to the policy and the Local Government Act 1995 (the Act), indicates that applications for gate permits are not being received by the Shire. This is possibly due to confusion by landowners and changes in policy and statutory requirements which may not have been made known to the public.

Council Officers will undertake education (by way of media releases) in the Plantagenet News in the near future to better inform landowners of their responsibilities relating to gates across public thoroughfares throughout the Shire. While the policy and the Act require landowners to apply for permits, it is considered that assistance from the Council should be made to ensure that these requirements are known and understood by ratepayers.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION

Moved Cr B Bell, seconded Cr L Handasyde:

That Council Policy RS/G/1 – Gate Permits, as follows:

OBJECTIVE:

To provide clear guidelines to the Council, its staff and residents of the Shire of Plantagenet regarding gate permits within the Shire.

POLICY:

1. That the erection of gates and stock grids across road reserves is permitted on unconstructed roads and in alignment with property boundaries only.
2. On applying for a gate permit, written consent from affected landowners is provided by the applicant.
3. Renewal of each gate permit shall be required every three (3) years in October.
4. The Council Register required pursuant to Local Government (Uniform Local Provisions) Regulations 1996 shall be maintained in accordance with those regulations.
5. Gates shall not be locked at any time.
6. All maintenance and associated expenses relating to a gate shall be the responsibility of the applicant.
7. Any clearing of the road reserve beyond the gate by any party other than the Council or Government Agencies is prohibited.
8. In accordance with the Environmental Protection (Clearing of Native Vegetation) Regulations 2004, clearing of no more than 1.5m outside of boundary fences is permitted.
9. The Shire of Plantagenet reserves the right to random inspections of gates and to revoke permits if conditions are not met.'

be endorsed.

AMENDMENT

Moved Cr J Moir, seconded Cr S Etherington:

That Point 3 of the Policy be deleted and replaced with the words:

‘Renewal of each gate permit shall be required every five (5) years and be subject to a common expiry date commencing from October 2012, with any fees being applied on a pro-rata basis.’

CARRIED (7/0)

NO. 88/12

COUNCIL DECISION

That Council Policy RS/G/1 – Gate Permits, as follows:

OBJECTIVE:

To provide clear guidelines to the Council, its staff and residents of the Shire of Plantagenet regarding gate permits within the Shire.

POLICY:

1. That the erection of gates and stock grids across road reserves is permitted on unconstructed roads and in alignment with property boundaries only.
2. On applying for a gate permit, written consent from affected landowners is provided by the applicant.
3. Renewal of each gate permit shall be required every five (5) years and be subject to a common expiry date commencing from October 2012, with any fees being applied on a pro-rata basis.
4. The Council Register required pursuant to Local Government (Uniform Local Provisions) Regulations 1996 shall be maintained in accordance with those regulations.
5. Gates shall not be locked at any time.
6. All maintenance and associated expenses relating to a gate shall be the responsibility of the applicant.
7. Any clearing of the road reserve beyond the gate by any party other than the Council or Government Agencies is prohibited.
8. In accordance with the Environmental Protection (Clearing of Native Vegetation) Regulations 2004, clearing of no more than 1.5m outside of boundary fences is permitted.

9. The Shire of Plantagenet reserves the right to random inspections of gates and to revoke permits if conditions are not met.'

CARRIED (7/0)

NO. 89/12

9.3 COMMUNITY SERVICES REPORTS

9.3.1 ANNUAL FIREBREAK AND FIRE HAZARD REDUCTION NOTICE 2012 / 2013

File No:	N22718
Attachment:	Annual Firebreak and Fire Hazard Reduction Notice 2012/2013
Responsible Officer:	Nicole Selesnew Manager Community Services
Author:	Andrew Buchanan Community Emergency Services Manager
Proposed Meeting Date:	22 May 2012

PURPOSE

The purpose of this report is to endorse the Annual Firebreak and Fire Hazard Reduction Notice – 2012 / 2013 (AFN) for gazettal, publication and distribution to owners of land within the Shire of Plantagenet.

BACKGROUND

The Shire of Plantagenet publishes an AFN for distribution to all landholders, which is distributed with the Rates Notice.

The content of the AFN has been reviewed by members of the Bush Fire Advisory Committee (BFAC) over the past 12 months. Members of the AFN Review Group considered the comments from the BFAC and reviewed the content of the AFN on 17 April 2012. Several changes have been suggested.

Consultation has also occurred with representatives from Elders Forestry, Gunns Limited, Albany Plantation Forestry Limited, Western Australian Plantation Resources, Forest Products Commission and Australian Bluegums regarding some proposed changes to the plantation firebreak requirements. These changes have been suggested due to concerns over fire-fighter safety at fires and also the ability to manage fires in plantations.

STATUTORY ENVIRONMENT

Bush Fires Act 1954

Planning and Development Act 2005

Western Australian Planning Commission Development Control Policy 3.7 Fire Planning (2001)

Bush Fire Management and Response Plan.

EXTERNAL CONSULTATION

Consultation has occurred with members of the BFAC, AFN Review Group and Plantation Industry representatives.

FINANCIAL IMPLICATIONS

Funds have been allocated in the annual budget to facilitate the printing and distribution of the AFN. Printing costs will be in order of \$6,500.00.

POLICY IMPLICATIONS

There are no policy implications for this report.

STRATEGIC IMPLICATIONS

The Shire of Plantagenet Bush Fire Management and Response Plan highlights the AFN as an opportunity to inform all landowners about their obligation to implement fire prevention and hazard reduction measures throughout the Shire

OFFICER COMMENT

The following are the changes proposed for the 2012/2013 AFN.

The map denoting the east and west zones of the Shire wrongly depicted the Mount Barker Townsite as being divided into east and west. The new map will be adjusted to show the Townsite in the west zone.

In the Glossary under the heading of Fire Permits a reference to the Shire website has been added. A new page for the website is currently under development and will provide a higher level of emergency information than is currently available. Throughout the document, several references to the website have been included.

Under the heading of Important Information and Dates, the wording 'including plantations' has been removed from the dates for firebreaks and hazard reduction. This is to remove any confusion as these dates apply to all landowners.

The specification that grass height must be maintained under 100mm in townsites and settlements has been included. This has been a standard requirement for townsites and settlements for some time however in changing over to a new printing contractor and layout changes for the 2011 / 2012 AFN, the line was unintentionally excluded.

An additional specification of a six metre trafficable portion has been added to the requirements for plantation boundary firebreaks. While this addition has not been discussed at Bush Fire Advisory or with Plantation Industry representatives, the AFN makes reference to all plantations complying with the Guidelines for Plantation Fire Protection. This document specifies that all firebreaks (boundary or compartment) must have a trafficable portion of at least six metres.

The AFN Committee has been working with Plantation Industry representatives for over 12 months in considering plantation firebreak requirements. The review has focused on internal firebreak requirements due to safety concerns with six metre wide compartment firebreaks. Fire Control Officers have often indicated that the six metre break is too small for fire fighters to safely enter the area to combat fire.

An increase to the compartment break size was raised by the Chief Bush Fire Control Officer at a Plantation Industry Alliance meeting and the Bush Fire Advisory Committee. These changes were identified in the 2011 / 2012 AFN to be adopted as

of 1 July 2011 in all new or re-established (subsequent rotation) plantations. Since then, a number of meetings have been held with representatives from Gunns Limited, Albany Plantation Forestry Limited, Forest Products Commission, Australian Bluegums and Elders Forestry.

The outcome of these meetings has been to specify an eight metre tree to tree separation, a six metre horizontal clearance, a six metre trafficable surface and a four metre vertical clearance. This aligns with the Guidelines for Plantation Fire Protection which specifies a six metre horizontal clearance and six metre trafficable surface. It is believed that the additional specification of an eight metre tree to tree separation will ensure that a six metre horizontal clearance is maintained. Allowance for plantation compartment sizes has also been increased from 30ha to 50ha. These changes will apply to all new and re-established (subsequent rotation) plantations as of 1 July 2012. The BFAC has supported this change passing the following motion at the 2 May 2012 meeting:

Moved Matt Candy, Seconded Murray Wills:

'That it be a recommendation to the Council that the Annual Firebreak Notice be amended to include the following specification for new or re-established (subsequent rotation) plantations:

- All internal/compartment firebreaks will require an eight metre tree to tree separation with a six metre trafficable surface and four metre vertical clearance; and*
- The allowable compartment size may be increased from 30 hectares to 50 hectares.'*

Plantation representatives were not in support of the change. During a series of three meetings they expressed concerns about the loss of productive land, the trees on the edge of the compartments becoming bushier due to the extra light (making them difficult to manage and harvest) and the possible costs of creating the six metre trafficable surface.

There have also been a number of minor grammatical changes to the AFN.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION

Moved Cr S Etherington, seconded Cr J Moir:

That the attached Annual Firebreak and Fire Hazard Reduction Notice 2012 / 2013 dated 15 May 2012 be endorsed.

AMENDMENT

Moved Cr C Pavlovich, seconded Cr M Skinner:

That:

1. After the word 'endorsed' in the motion, the following words be added: 'subject to the section "Plantations" being amended as follows:
 - a) A sentence being added to the end of the third paragraph "This applies to all established and subsequent rotation (coppice) plantations"; and
 - b) The following words being deleted from the first line of the fourth paragraph: "(subsequent rotation)".'
2. A part two be added to the motion as follows 'The Annual Firebreak and Fire Hazard Reduction Notice 2012/2013 (as amended) be included as an attachment to these minutes.'

CARRIED (7/0)

NO. 90/12

COUNCIL DECISION

That

1. The attached Annual Firebreak and Fire Hazard Reduction Notice 2012 / 2013 dated 15 May 2012 be endorsed subject to the section 'Plantations' being amended as follows:
 - a) A sentence being added to the end of the third paragraph 'This applies to all established and subsequent rotation (coppice) plantations'; and
 - b) The following words being deleted from the first line of the fourth paragraph: '(subsequent rotation)'.
2. The Annual Firebreak and Fire Hazard Reduction Notice 2012/2013 (as amended) be included as an attachment to these minutes.

CARRIED (7/0)

NO. 91/12

9.3.2 APPOINTMENT OF BUSH FIRE CONTROL OFFICERS 2012 / 2013

File No: N22717
Responsible Officer: Nicole Selesnew
Manager Community Services
Author: Andrew Buchanan
Community Emergency Services Manager
Proposed Meeting Date: 22 May 2012

PURPOSE

The purpose of this report is to appoint the Shire of Plantagenet Bush Fire Control Officers for 2012 / 2013.

BACKGROUND

The Shire of Plantagenet appoints delegates to a number of positions on an annual basis in accordance with the Bush Fires Act 1954 and the Shire of Plantagenet Bush Fire Management and Response Plan.

At its meeting held on 2 May 2012, the Shire of Plantagenet Bush Fire Advisory Committee (BFAC) endorsed the nominations for the appointment of the Chief Bush Fire Control Officer, Deputy Chief Bush Fire Control Officers, Deputy Chief Fire Weather Reporting Officers, Base Radio Operators, Bush Fire Control Officers (including Dual Bush Fire Control Officers) and Clover Burn Permit Officers.

There were no nominations for the position of Chief Fire Weather Reporting Officer. Since the meeting an Officer has accepted the position through consultation with the Shire and Bushfire Service Executive. The position of Base Radio Operator has also changed from one delegate to a group who will share the role.

STATUTORY ENVIRONMENT

Section 38 of the Bush Fires Act 1954 details the appointment and duties of Bush Fire Control Officers, Dual Bush Fire Control Officers, Chief Bush Fire Control Officer, Deputy Chief Bush Fire Control Officer, Chief Fire Weather Reporting Officer and Deputy Chief Fire Weather Reporting Officer.

The role of Base Radio Operator is defined in the Shire of Plantagenet Bush Fire Management and Response Plan.

EXTERNAL CONSULTATION

The BFAC has made the recommendations detailed in this report.

FINANCIAL IMPLICATIONS

There are no financial implications for this report.

POLICY IMPLICATIONS

There are no policy implications for this report.

STRATEGIC IMPLICATIONS

There are no strategic implications for this report.

OFFICER COMMENT

Nominations for appointment for the Bush Fire Control Officers for the Shire of Plantagenet for 2012/2013 are as follows:

Shire of Plantagenet Bush Fire Brigade	Bush Fire Control Officer Nominee
Denbarker	Simon Grylls
	Warren Drage
	Norm Handasyde
	John Rogers
Forest Hill	Matt Candy
	Jason Scherell
	Craig Lynch
	Murray McLean
Kendenup	Robert Baines
	David Burcham
	Rob Webb
	Rod Stan-Bishop
	Stan Hall
	Stephen Beech
	Ken Frost
	Phillip Webb
Middle Ward	Kevin Forbes AM
	Ian Mackie
	Greg Sounness
Narpyn	Mark Wallace
	Owen Sounness
	Michael Cave
Narrakup	Graeme Frusher
	Warren Forbes
	Bill Bentley
	Bill Hollingworth
Perillup	Joe Plowright
	Robin Ditchburn
Porongurup	John Russell
	Brad Cluett
	Ray Williams
Rocky Gully	Murray Wills
	Andy Simmons
South Porongurup	Jim Bailey
	Wayne Mathews
Woogenellup	Trevor Pieper
	Barry Pearce
	Grant Cooper
	Bryce Skinner
Kojaneerup (Dual FCO)	Terry Bradshaw

	Tony Slattery
South Stirlings (Dual FCO)	Graeme Pyle
	Luke Bennet
Shire of Plantagenet	Ray Parry
	Steve Player
	Andrew Buchanan
Mount Barker Volunteer Fire and Rescue Brigade	Wesley Beck
	Carrie Linster

The Shire of Plantagenet BFAC has nominated the following to the Designated Positions for 2012/2013:

Designated Position	Officer
Chief Bushfire Control Officer	Murray Wills
Deputy Chief Bushfire Control Officer 1	Matt Candy
Deputy Chief Bushfire Control Officer 1	John Russell
Chief Fire Weather Reporting Officer	Vacant
Deputy Fire Weather Reporting Officers	David Burcham
	Craig Lynch
Base Radio Operators	Rod Stan-Bishop
	Robin Ditchburn
	Graeme Pyle
	Kevin Forbes AM
Clover Burn Permit Officers	Murray Wills
	David Burcham
	Craig Lynch

Following the BFAC Meeting, David Burcham agreed to accept the role of Chief Fire Weather Reporting Officer.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr S Etherington, seconded Cr B Bell:

That:

- 1. All previous appointments for the positions of Bush Fire Control Officers and designated positions for the Shire of Plantagenet be cancelled on 30 June 2012.**

2. The following be appointed as Bush Fire Control Officers within the designated Bush Fire Brigade areas for 2012/2013, taking effect from 1 July 2012:

Shire of Plantagenet Bush Fire Brigade	Bush Fire Control Officer Nominee
Denbarker	Simon Grylls
	Warren Drage
	Norm Handasyde
	John Rogers
Forest Hill	Matt Candy
	Jason Scherell
	Craig Lynch
	Murray McLean
Kendenup	Robert Baines
	David Burcham
	Rob Webb
	Rod Stan-Bishop
	Stan Hall
	Stephen Beech
	Ken Frost
	Phillip Webb
Middle Ward	Kevin Forbes AM
	Ian Mackie
	Greg Sounness
Narpyn	Mark Wallace
	Owen Sounness
	Michael Cave
Narrikup	Graeme Frusher
	Warren Forbes
	Bill Bentley
	Bill Hollingworth
Perillup	Joe Plowright
Perillup	Robin Ditchburn
Porongurup	John Russell
	Brad Cluett
	Ray Williams
Rocky Gully	Murray Wills
	Andy Simmons
South Porongurup	Jim Bailey
	Wayne Mathews
Woogenellup	Trevor Pieper
	Barry Pearce
	Grant Cooper
	Bryce Skinner
Kojaneerup (Dual FCO)	Terry Bradshaw
	Tony Slattery

South Stirlings (Dual FCO)	Graeme Pyle
	Luke Bennet
Shire of Plantagenet	Ray Parry
	Steve Player
	Andrew Buchanan
Mount Barker Volunteer Fire and Rescue Brigade	Wesley Beck
	Carrie Linster

3. The following be appointed as Designated Positions for 2012/2013 taking effect from 1 July 2012:

Designated Position	Officer
Chief Bushfire Control Officer	Murray Wills
Deputy Chief Bushfire Control Officer 1	Matt Candy
Deputy Chief Bushfire Control Officer 1	John Russell
Chief Fire Weather Reporting Officer	David Burcham
Deputy Chief Fire Weather Reporting Officer	Craig Lynch
Base Radio Operator	Rod Stan-Bishop
	Robin Ditchburn
	Graeme Pyle
	Kevin Forbes AM
Clover Burn Permit Officers	Murray Wills
	David Burcham
	Craig Lynch

CARRIED (7/0)

NO. 92/12

9.4 CORPORATE SERVICES REPORTS

9.4.1 BUDGET REVIEW – APRIL 2012

A Financial/Indirect Financial Interest (Section 5.60 (A) and section 5.61 LGA) was disclosed by Cr M Skinner. Nature and Extent of interest – farming 400 head of cattle.

A Financial/Indirect Financial Interest (Section 5.60 (A) and section 5.61 LGA) was disclosed by Cr J Moir. Nature and Extent of interest – cattle farmer and employee of Elders.

Authority to participate pursuant to Section 5.69(3) 9b) of the Local Government Act

Approval has been received from the Department of Local Government via letter dated 9 January 2012 giving permission for Cr M. Skinner and Cr J Moir to participate in matters relating to the Great Southern Regional Cattle Saleyards from 10 January 2012 until 31 December 2012.

Mr R Stewart read aloud the letter, a copy of which is attached to these minutes.

File No: N22669
Responsible Officer: Rob Stewart
Chief Executive Officer
Author: John Fathers
Deputy Chief Executive Officer
Proposed Meeting Date: 22 May 2012

PURPOSE

The purpose of this report is to review and adjust the adopted 2011/2012 Annual Budget to recognise variations in actual income and expenditure.

BACKGROUND

The 2011/2012 annual budget was adopted by the Council at its meeting on 5 July 2011. This is the third quarterly review of the 2011/2012 Annual Budget. The Local Government (Financial Management) Regulations 1996 require that local governments conduct a budget review between 1 January and 31 March in each financial year.

STATUTORY ENVIRONMENT

There is no specific section of the Local Government Act 1995 that deals with the re-allocation of funds however Section 6.2(1) of the Local Government Act 1995 governs budget requirements for local governments.

Local Government (Financial Management) Regulations 1996. Regulation 33A states:

'(1) Between 1 January and 31 March in each year a local government is to carry out a review of its annual budget for that year.'

(2A) *The review of an annual budget for a financial year must -*

- (a) *consider the local government's financial performance in the period beginning on 1 July and ending no earlier than 31 December in that financial year; and*
- (b) *consider the local government's financial position as at the date of the review; and*
- (c) *review the outcomes for the end of that financial year that are forecast in the budget.*

(2) *Within 30 days after a review of the annual budget of a local government is carried out it is to be submitted to the council.*

(3) *A council is to consider a review submitted to it and is to determine* whether or not to adopt the review, any parts of the review or any recommendations made in the review.*

**Absolute majority required.*

(4) *Within 30 days after a council has made a determination, a copy of the review and determination is to be provided to the Department.'*

FINANCIAL IMPLICATIONS

The purpose of a budget review is to ensure that the income and expenditure for the current year is monitored in line with the adopted budget and, where exceptions to the adopted budget occur, make amendments to the budget or work scope as necessary. The overall recommended effect on the budget is \$nil.

POLICY IMPLICATIONS

There are no policy implications for this report.

STRATEGIC IMPLICATIONS

There are no strategic implications for this report.

OFFICER COMMENT

In terms of operating result, operating income is currently 3% under (year to date) budget and operating expenditure is 3% below (year to date) budget.

The capital works program is currently 37% under (year to date) budget. As discussed in a recent Council workshop, the Shire has held off on some of its capital roadworks due to the probability of a reduction in capital income next year and thereafter. Wet weather in 2011 also impacted on the ability to undertake works. Subject to some reallocations listed below, the roadworks program should largely be completed by the end of June 2012.

As discussed in a recent memorandum to the Council, two potentially large overspends has required a critical review of the overall budget position, and identification of savings and other strategies in order to maintain a balanced budget. The following action is recommended:

- A number of 'unders and overs' have been identified in the Rates area. Some savings in salaries were made due to staff movements. Interim rates and

instalment interest are expected to be higher than budget. Overall, savings of \$34,000.00 have been identified.

- Interest on municipal funds should be around \$10,000.00 higher than budgeted.
- A number of unders and overs have been identified in the Governance and Administration areas. Additional savings in salaries and office equipment maintenance, in particular have been made. Overall, around \$29,000.00 in savings has been identified.
- The Bush Fire Brigades program is subject to some large over-expenditures, particularly insurances. FESA is aware of this and additional funds will be forthcoming from FESA to cover this. Reallocations have been recommended in accordance with actual expenditures. Fines and penalties will be around \$6,000.00 below budget.
- Savings of \$5,000.00 can be made in Animal Control – other operating costs and savings of around \$3,000.00 were made on the Ranger's vehicle.
- Savings of \$14,000.00 can be made in Health – Relief Salaries.
- Savings of \$5,000.00 can be made in Preventive Services - Grounds Maintenance.
- The O'Neill Landfill Site upgrade is approximately \$6,000.00 over budget. This was as a result of the increased quantity of concrete required in the new waste disposal shed, in particular, the height and width of the return wall.
- Waste Disposal Site Maintenance is approximately \$100,000.00 over YTD budget (Approx \$8,500.00 over the full year budget). This is largely a result of additional DEC compliance requirements, such as fencing, daily fill and cover and taking waste off the fence line. The fencing should be a new capital budget item (the cost was \$14,500.00). The additional works required by DEC will have an ongoing impact on this cost centre and a reallocation of \$100,000.00 is recommended for this financial year.
- Savings of \$15,000.00 will be made in regard to the municipal inventory review, for which no grant has been forthcoming. Rezoning Fees have been reduced from \$7,500.00 to \$nil as there have been no applications for rezoning.
- The reseal of the eastern carpark at the Town Hall was done in conjunction with other bulk works in the Shire and savings of \$4,177.00 were made.
- The Swimming Pool Salaries is approximately \$3,000.00 over YTD budget. The main reason for this is that the infant swimming classes salary has been included in this item. This program charges a fee which covers the salary. Other overs and unders have been identified in this cost centre and over-expenditures are well covered.
- Recreation Centre Salaries and superannuation accounts are approximately \$8,000.00 over YTD budget. There are several reasons for this. The gymnastics instructor salary has been included in this item. This program charges a fee which covers the salary. There was some unbudgeted overtime for training on weekends (2 weekends away) and casual staff had to be employed to cover some training undertaken mid-week. Other overs and unders have been identified in this cost centre and over-expenditures are also well covered.

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- Parks Maintenance is likely to overspend by around \$10,000.00 and therefore a reallocation is recommended. The grounds maintenance account at the Community Centre is approximately \$5,000.00 over budget due to a contractual obligation to establish and mulch the gardens at the centre.
 - The Public Art – Crane project overspent by around \$5,000.00 due to additional concrete for footings and a steel footing cage had to be fabricated. A reallocation to cover this is sought.
 - Other Recreation and Culture – Building Operating requires an additional \$5,000.00 mainly due to insurance costs higher than budgeted on the community centre. The community centre car park construction account requires an additional \$4,700.00 due mainly to additional topsoil and earthworks requirements and painting of the kerbs for occupational health and safety reasons.
 - In regard to Roads to Recovery (RTR) road construction projects, it is suggested that Red Gum Pass Road job be held over until next year and in its place, the gravel sheeting of Whitworth Road be carried out. The Council will recall that Red Gum Pass Road has not been able to be widened and resealed due to the inability to obtain a clearing permit. Whitworth Road is in a plantation area and on a school bus route. Some sections are very wet and not trafficable at times. Other minor reallocations are sought to the remaining RTR accounts.
 - Minor reallocations are sought to a number of completed own funding road construction jobs. In addition, the Short Street project requires an additional \$22,000.00 due to the need for additional bitumen works and corrector.
 - Road maintenance is approximately \$175,000.00 over YTD budget (but \$165,000.00 under the full year budget). This budget item would be over-expended if not otherwise dealt with. It is intended to pull back on road maintenance until the end of the financial year, except for urgent work. There are still funds in the Excavator Work, Edge Patching, and Slashing/Spraying accounts which will be undertaken. Savings of \$12,000.00 are expected in the Road Safety Audits, Roman Data Upgrade and Signs Audit accounts, but an additional \$2,500.00 is required for outstanding land resumptions.
 - Depreciation costs for road drainage requires an additional \$10,000.00 (approx). This is a non-cash item.
 - Adjustments to the Feral Pig cost centre are sought. These are not Council funds and is therefore a \$nil impact.
 - Savings of \$20,000.00 can be made in the District and Area Promotion account as promotional videos have been put on hold for now.
 - Amendments are sought to the Building Control salaries and superannuation accounts. Savings have been made due to Steve Player working in the Ranger's position and the superannuation account was underestimated in the budget. Overall, a \$732 saving is made. BCITF income and expenditure has also been amended with a \$nil impact.
 - As discussed previously and agreed by the Saleyards Committee, a formal reallocation of \$30,000.00 from the Additional Holding Pens - South Western Side account to a new Saleyards - Soft Floor account. In addition, problems were recently experienced with the pump at the truck wash burning out. In the
-

discussions following the 2011 visit to Muchea, it was suggested that when ours is due for replacement, it would be a good idea to upgrade to a similar size pump. The pump has been replaced with a bigger capacity pump, with a better throat clearance in it, which should stop blockages. The electrical supply has also been modified with an inverter to bring it to 3 phase. It is recommended that the cost be funded from Budget Item Mobile Feed Carts, which will no longer be required due to the additional yard space.

The operating income account Transit / Hay Feeding is \$10,000.00 below budget, however equivalent savings will be made in the Sludge Removal expenditure account. The changes recommended for the Saleyards are a \$nil impact, so the dispensations for Councillors Moir and Skinner financial interests will apply.

- The Standpipes – Other Operating Costs requires an additional \$3,000.00 due to necessary repairs to standpipe controllers, in order to effect user charging.
- The private works income and expenditure accounts are both well below budget, and adjustments are sought.
- A number of unders and overs have been identified in the Public Works Overheads and Plant Operating Costs areas. All of the changes in these areas result in \$nil impacts, and therefore the charge out rates are unaffected.
- It has recently been identified that the old fuel bowser at the Shire Depot is in need of replacement as it is in an unsafe condition. A quote has now been received to replace this unit, at a cost of \$16,400.00. There is expected to be a saving of around \$8,000.00 in the Datafuel system to partially cover the required expenditure.

VOTING REQUIREMENTS

Absolute Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr L Handasyde, seconded Cr C Pavlovich:

That the budget review for the period 1 July 2011 to 30 April 2012 be adopted and the 2011/2012 Annual Budget be amended as follows:

Account	Description	Original / Amended Budget	New Budget	Net Cash Amount
20000.0130	Rates - Salaries	(\$54,321)	(\$49,321)	\$5,000
20009.0071	Other Expenses - Rate Recovery / Legal Costs	(\$35,000)	(\$10,000)	\$25,000
10000.0490	General Rate GRV - InterimRates and Adjustments	\$5,000	\$10,000	\$5,000
10001.0490	General Rate UV - InterimRates and Adjustments	\$5,000	\$10,000	\$5,000
10004.0063	Rates Penalties & Fees - Instalment Interest	\$ 16,000	\$20,000	\$4,000
10004.0069	Rates Penalties & Fees - Legal Costs Reimbursed	\$ 30,000	\$20,000	(\$10,000)
10009.0067	Interest on Municipal Investments	\$110,000	\$120,000	\$10,000
20024.0003	Office Expenses - Elections - Advertising	(\$2,000)	\$0	\$2,000
20025.0030	Other Expenses - Elections - Professional Services	(\$5,000)	(\$6,500)	(\$1,500)
20032.0262	Office Expenses - Minute Binding	(\$3,000)	\$0	\$3,000
10016.0229	Reimbursements - Other	\$ 60,000	\$70,000	\$10,000
20047.0130	Employee Costs - Salaries	(\$872,297)	(\$858,275)	\$14,022
20047.0311	Employee Costs - Long Service Leave Disbursements	\$0	(\$6,554)	(\$6,554)

20048.0003	Office Expenses - Advertising	(\$15,000)	(\$10,000)	\$5,000
20048.0269	Office Expenses - Computer Equipment Maintenance	(\$10,000)	(\$5,000)	\$5,000
20048.0268	Office Expenses - Office Equipment Maintenance	(\$25,000)	(\$15,000)	\$10,000
20048.0103	Office Expenses - Printing & Stationery	(\$30,000)	(\$35,000)	(\$5,000)
20049.0064	Other Expenses - Insurances	(\$40,000)	(\$43,500)	(\$3,500)
20411.0052	Staff Housing - Grounds Maintenance	(\$5,000)	(\$8,000)	(\$3,000)
20076.0035	Depreciation - Land & Buildings - Fire Control	(\$9,841)	(\$18,100)	\$0
10043.0049	Other Revenue - Fines & Penalties	\$8,000	\$2,000	(\$6,000)
20513.0064	Other Expenses - Insurances	(\$26,400)	(\$41,832)	(\$15,432)
20513.0278	Other Expenses - Maintenance of Plant & Equipment	\$0	(\$1,647)	(\$1,647)
20513.0085	Other Expenses - Minor Furniture & Equipment Purchases	(\$4,650)	(\$3,022)	\$1,628
20513.0312	Other Expenses - Other Operating Costs	(\$6,850)	(\$11,799)	(\$4,949)
20513.0266	Other Expenses - Uniforms, Clothing & Accessories	(\$24,320)	(\$16,864)	\$7,456
20511.0010	Building & Grounds - Building Maintenance	(\$5,000)	(\$5,870)	(\$870)
20512.0171	Vehicle Running Costs - Repairs & Maintenance	(\$22,100)	(\$10,225)	\$11,875
10515.0201	Grant Income - FESA Grant	\$89,320	\$91,257	\$1,937
50511.0006	Purchase Vehicle - Ranger	(\$50,450)	(\$47,367)	\$3,083
20080.0312	Animal Control - Other Operating Costs	(\$10,000)	(\$5,000)	\$5,000
20111.0264	Employee Costs - Relief Salaries	(\$14,000)	\$0	\$14,000
20122.0052	Preventive Services - Grounds Maintenance	(\$5,000)	\$0	\$5,000
51437.0252	O'Neill Landfill Site - Upgrade	(\$133,926)	(\$140,000)	(\$6,074)
20165.0052	Refuse Disposal Sites - Maintenance	(\$445,000)	(\$545,000)	(\$100,000)
20173.0294	Other Expenses - Municipal Inventory Review	(\$25,000)	\$0	\$25,000
10101.0250	Grant Income - Heritage Inventory	\$15,000	\$0	(\$15,000)
10105.0234	Other Revenue - Rezoning Fees	\$7,500	\$0	(\$7,500)
51439.0252	District Hall - Reseal Eastern Carpark & Repair Footpath	(\$5,000)	\$(823)	\$4,177
20194.0130	Swimming Pool - Salaries	(\$121,075)	(\$124,075)	(\$3,000)
20194.0141	Swimming Pool - Superannuation	(\$10,150)	(\$14,000)	(\$3,850)
20199.0010	Building & Grounds (PC) - Building Maintenance	(\$12,000)	(\$2,500)	\$9,500
20199.0011	Building & Grounds (PC) - Building Operating	(\$32,500)	(\$37,000)	(\$4,500)
10113.0044	Other Revenue - Entry Fees	\$25,000	\$32,900	\$7,900
21100.0130	Recreation Centre - Salaries	(\$141,053)	(\$145,053)	(\$4,000)
21100.0141	Recreation Centre - Superannuation	(\$12,425)	(\$16,425)	(\$4,000)
21104.0011	Recreation Centre - Building Operating	(\$8,000)	(\$12,000)	(\$4,000)
21102.0295	Other Expenses - Kiosk Supplies	(\$14,000)	(\$10,000)	\$4,000
11101.0238	Other Income - Kiosk Sales	\$20,000	\$14,000	(\$6,000)
11101.0410	Other Income - Membership Fees	\$25,000	\$35,000	\$10,000
11101.0232	Other Income - Other Operating Income	\$10,000	\$20,000	\$10,000
20212.0047	Parks Maintenance	(\$300,000)	(\$310,000)	(\$10,000)
20218.0052	Building & Grounds (PC) - Grounds Maintenance	(\$1,000)	(\$6,000)	(\$5,000)
51151.0252	Mount Barker Community Centre - Carpark Upgrade	(\$84,000)	(\$88,700)	(\$4,700)
51150.0252	Public Art - Crane in Lowood Road	(\$15,000)	(\$20,000)	(\$5,000)
21111.0011	Other Recreation and Culture - Building Operating	(\$12,500)	(\$17,500)	(\$5,000)
51291.0250	Eulup-Manurup Road (SLK 0 to SLK 5.3)	(\$15,979)	(\$17,550)	(\$1,571)
51295.0250	Red Gum Pass Road - SLK 2.00 To SLK 6.00	(\$108,485)	(\$9,955)	\$98,530
51297.0250	Lowood Road - Southern Entrance to Co-op Fuel	(\$76,000)	(\$74,946)	\$1,054
51307.0250	Wilson Rd - Albany Hwy to Craddock Rd	(\$82,000)	(\$89,268)	(\$7,268)
New	Whitworth Road (Entire length) - Resheet and Tree Pruning	\$0	(\$90,744)	(\$90,744)
51201.0250	Pre Construction Future Works	(\$30,000)	(\$31,968)	(\$1,968)
51202.0250	Mount Barker Drainage Improvements	(\$30,000)	(\$29,273)	\$727
51203.0250	Mount Barker Footpath Construction	(\$62,000)	(\$56,067)	\$5,933
51230.0250	Footpath Construction - Improvements & Extensions	(\$5,000)	\$0	\$5,000
51231.0250	Drainage Construction - Improvements & Extensions	(\$5,000)	\$0	\$5,000
51232.0250	Menston Street - Cul-de-sac (north end)	(\$27,400)	(\$30,213)	(\$2,813)

51234.0250	Wilson Road - Craddock Rd to Carr Rd	(\$47,500)	(\$17,500)	\$30,000
51235.0250	Hambley Sreet - Intersection with Warburton Rd	(\$17,360)	(\$24,313)	(\$6,953)
51236.0250	Lowood Road Parking - Near Bakery	(\$40,000)	(\$37,261)	\$2,739
51239.0250	Short Street - Townscape Improvement Works	(\$250,000)	(\$272,000)	(\$22,000)
21211.0306	Other Expenses - Outstanding Land Resumptions	(\$10,000)	(\$12,500)	(\$2,500)
21211.0305	Other Expenses - Road Safety Audits	(\$5,000)	\$0	\$5,000
21211.0304	Other Expenses - Roman Data Upgrade	(\$2,000)	\$0	\$2,000
21211.0302	Other Expenses - Signs Audit	(\$10,000)	(\$5,000)	\$5,000
20224.0192	Depreciation - Drainage	(\$5,654)	(\$15,000)	\$0
21310.0312	Feral Pig Eradication - Other Operating Costs	(\$20,000)	(\$30,000)	(\$10,000)
11308.0210	Grant Income - Environmental Grant	\$8,430	\$18,430	\$10,000
21311.0370	Other Expenses - District and Area Promotion	(\$86,000)	(\$66,000)	\$20,000
20245.0130	Building Control - Salaries	(\$117,803)	(\$107,803)	\$10,000
20245.0141	Building Control - Superannuation	(\$12,732)	(\$22,000)	(\$9,268)
20247.0316	Other Expenses - BCITF Payments	(\$25,000)	(\$15,000)	\$10,000
10155.0247	Other Revenue - BCITF Levy	\$25,000	\$15,000	(\$10,000)
New	Saleyards - Soft Floor	\$0	(\$30,000)	(\$30,000)
51456.0253	Additional holding pens - South western side	(\$120,000)	(\$90,000)	\$30,000
51338.0006	Rename Mobile Feed Carts to Truckwash Pump	(\$5,000)	(\$5,783)	(\$783)
51481.0253	Cattle Crush	(\$10,000)	(\$9,217)	\$783
21322.0379	Other Expenses - Sludge Removal	(\$35,000)	(\$25,000)	\$10,000
11316.0434	Other Income - Transit / Hay Feeding	\$17,886	\$7,886	(\$10,000)
21330.0312	Standpipes - Other Operating Costs	(\$1,000)	(\$4,000)	(\$3,000)
21350.0321	Private Works Jobs (PC)	(\$220,000)	(\$160,000)	\$60,000
10159.0015	Private Works Recoups	\$253,000	\$184,000	(\$69,000)
20260.0264	PWO - Relief Staff / Contractors	(\$20,000)	(\$10,000)	\$10,000
20260.0130	PWO - Salaries	(\$266,567)	(\$254,567)	\$12,000
21410.0322	PWO - Unallocated Wages	(\$300,000)	(\$330,000)	(\$30,000)
20261.0312	PWO - Other Operating Costs	(\$10,000)	(\$12,000)	(\$2,000)
20262.0258	PWO - Subscriptions	(\$6,000)	(\$2,000)	\$4,000
20262.0085	PWO - Minor Equipment	(\$6,000)	(\$10,000)	(\$4,000)
21412.0182	PWO - Vehicle Running Costs	(\$35,000)	(\$25,000)	\$10,000
20264.0036	PWO - Depreciation - Plant, Machinery & Equip	(\$41,580)	(\$55,000)	\$0
51484.0006	Fuel Management System - Datafuel	(\$63,000)	(\$58,000)	\$5,000
New	Replace Depot Fuel Bowser	\$0	(\$16,400)	(\$16,400)
20266.0342	Plant Operator Maintenance	(\$47,000)	(\$32,000)	\$15,000
20266.0351	Employee Costs - Apprentice / Trainee	(\$31,566)	(\$35,566)	(\$4,000)
20281.0173	Plant Operating Costs - Tyres	(\$40,000)	(\$50,000)	(\$10,000)
20281.0343	Plant Operating Costs - Service/Repairs	(\$100,000)	(\$115,000)	(\$15,000)
20281.0347	Plant Operating Costs - Edges & Teeth	(\$30,000)	(\$16,000)	\$14,000
		(4,333,027)	(4,408,052)	0

CARRIED (7/0)

NO. 93/12

Absolute Majority

9.4.2 FINANCIAL ASSISTANCE GRANT – MOUNT BARKER PLAYGROUP

File No: N22659
Responsible Officer: John Fathers
Deputy Chief Executive Officer
Author: Jodi Vitler
Customer Service/Project Officer
Proposed Meeting Date: 22 May 2012

PURPOSE

The purpose of this report is to seek confirmation for payment of a financial assistance grant (capital) to the Mount Barker Playgroup which was approved by the Council in its 2011/2012 budget.

BACKGROUND

As part of the adoption of the 2011/2012 budget, the Council approved a payment through its financial assistance grants (capital) program, to the Mount Barker Playgroup for assistance with improvements to their facilities. The Playgroup applied for \$4,819.00 to assist in the renovation of its toilet block and laundry area. The total expenditure for these renovations was estimated at \$14,456.00.

Upon submission of the grantee's acquittal and supporting documentation, it has been recognised that the funds requested by the grantees fall outside the Council's Policy Guidelines for Financial Assistance Grants (Capital).

STATUTORY ENVIRONMENT

There are no statutory implications for this report.

POLICY IMPLICATIONS

In accordance with the Council's policy, the funds allocated to the Mount Barker Playgroup were limited to one third of the project's total cost. The Council's policy states as follows:

'1. Funding Contributions

a) As the proposed facility will benefit the community as well as the group concerned, the Council may assist in three way, equal shares, comprising of the organisation, the Council and another funding body. Under this arrangement the Council's contribution is limited to 33.33% of the total project cost and may include the provision of materials, staff time, and loans of plant and equipment so long as the combination of the dollar value of the in kind support plus financial contribution does not exceed 33.33% of the total project cost;

b) In other circumstances the Council may consider a contribution larger than the above. It will be the responsibility of the group concerned to prove to the Council that a larger contribution is justified and reasonable and/or that third party funding as in (a) above was not available; and

FINANCIAL IMPLICATIONS

The Council has allocated a sum of \$4,819.00 to the Mount Barker Playgroup in its 2011/2012 budget, therefore the Financial Implications on the budget are \$nil. This report seeks confirmation that this payment be made.

STRATEGIC IMPLICATIONS

There are no strategic implications for this report.

OFFICER COMMENT

The acquittal documentation received from the Mount Barker Playgroup has now shown that the total cost of the renovation was far less than stated in the original submission. A much lower quotation was submitted for an amount of \$6,969.20.

The work completed was installation of a new toddler toilet and hand basin in a cupboard recess, replacement of adult toilet and hand basin, replacement of laundry cupboard and trough, installation of new window treatment, new shelving, notice board and painting of the laundry area. An item missing from the original scope of works was the tiling of the floor.

These reduced project costs result in the Council's contribution no longer complying with the policy's one third contribution requirement, however the expenditure for the project still exceeds the actual grant allocated by the Council in the 2011/2012 budget. The Council's policy does allow for larger contributions to be approved to organisations if these contributions are justified and reasonable.

It should be noted that the Shire's original letter to the group advising that the grant had been approved did not specifically state that the grant was on the basis of the original submission, although it was expected that this should be the case. With changing staff members, the group relied on the information provided in the acceptance letter, rather than referring back to their original submission. The group is awaiting payment from the Shire in order to complete payment to the contractor.

The improvements to this Shire building have resulted in the provision of an improved service to the community and minimised the risks and potential health implications of the outdated facilities. In this instance, the payment of the original grant is supported.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr M Skinner, seconded Cr S Etherington:

That the payment of the 2011/2012 financial assistance grant of \$4,819.00 to the Mount Barker Playgroup, be endorsed.

CARRIED (7/0)

NO. 94/12

9.4.3 FINANCIAL STATEMENTS – APRIL 2012

File No:	N22643
Attachment:	Financial Statement (separate attachment)
Responsible Officer:	John Fathers Deputy Chief Executive Officer
Author:	Brendan Webb Accountant / Office Manager
Proposed Meeting Date:	22 May 2012

PURPOSE

The purpose of this report is to present the financial position of the Shire of Plantagenet for the month ending 30 April 2012.

STATUTORY ENVIRONMENT

Regulation 34 of the Financial Management Regulations 1996 requires a Statement of Financial Activity to be prepared each month which is to contain the following details:

- a) annual budget estimates;
- b) budget estimates to the end of the month;
- c) actual amount of expenditure and revenue;
- d) material variances between comparable amounts in b) and c) above; and
- e) the net current assets at the end of the month to which the statement relates ie: surplus/deficit position.

The Statement is to be accompanied by:

- a) explanation of the composition of net current assets, less committed assets and restricted assets;
- b) explanation of the material variances; and
- c) such other information considered relevant by the local government.

POLICY IMPLICATIONS

There are no policy implications for this report.

FINANCIAL IMPLICATIONS

There are no financial implications for this report.

STRATEGIC IMPLICATIONS

There are no strategic implications for this report.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr B Bell, seconded Cr J Moir:

That the Financial Statements for the month ending 30 April 2012 be received.

CARRIED (7/0)

NO. 95/12

9.4.4 LIST OF ACCOUNTS - APRIL 2012

File No: N22657
Attachments: [List of Accounts](#)
Responsible Officer: John Fathers
Deputy Chief Executive Officer
Author: Emma Gardner
Accounts Officer
Proposed Meeting Date: 22 May 2012

PURPOSE

The purpose of this report is to present the list of payments that were made during the month of April 2012.

STATUTORY ENVIRONMENT

Regulation 12(1)(a) of the Local Government (Financial Management) Regulations 1996 provides that payment may only be made from the municipal fund or trust fund if the Local Government has delegated the function to the Chief Executive Officer.

The Chief Executive Officer has delegated authority to authorise payments (10 May 2009). Relevant staff have also been issued with delegated authority to issue orders for the supply of goods and services subject to budget limitations.

Regulation 13 of the Local Government (Financial Management) Regulations 1996 provides that if the function of authorising payments is delegated to the Chief Executive Officer then a list of payments is to be presented to the Council at the next ordinary meeting and recorded in the minutes.

FINANCIAL IMPLICATIONS

There are no financial implications for this report.

POLICY IMPLICATIONS

Council Policy F/FM/7 – Purchasing and Tender Guide applies.

STRATEGIC IMPLICATIONS

There are no strategic implications for this report.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr J Moir, seconded Cr S Etherington:

That in accordance with Regulation 13 (1) of the Local Government (Financial Management) Regulations 1996, the list of payments made under delegated authority for the month ended April 2012 be received and recorded in the minutes of the Council, the summary of which is as follows:

- a. Electronic Payments and Direct Debits totalling \$445,516.05;
- b. Municipal Cheques 42811 - 42819 and 42821 - 42875 totalling \$120,346.40; and
- c. Cancelled cheque 42820.

CARRIED (7/0)

NO. 96/12

9.4.5 COUNCILLORS' ATTENDANCE FEES AND ALLOWANCES

File No: N21331
Responsible Officer: John Fathers
Deputy Chief Executive Officer
Author: Brendan Webb
Accountant / Office Manager
Proposed Meeting Date: 22 May 2012

PURPOSE

The purpose of this report is to review and recommend adoption of the elected member expenses and allowances for the 2012/2013 financial year.

BACKGROUND

The Shire of Plantagenet currently pays elected members the following attendance fees and allowances:

- Annual attendance fee (Shire President) \$14,000.00
- Annual attendance fees (Councillor) \$7,000.00
- Shire President's Annual Allowance \$5,795.00
- Deputy Shire President's Annual Allowance \$1,448.75

At its meeting held on 23 February 2010, the Council resolved to adopt a policy that Councillors' annual attendance fees and allowances are to be paid on a pro-rata basis, based on time served in the position and that fees and allowances are to be paid monthly in arrears.

STATUTORY ENVIRONMENT

The Local Government Act 1995 (section 5.98 to 5.102) and Local Government (Administration) Regulations 30 to 34 legislate the payment of expenses and allowances to elected members. This legislation defines minimum and maximum allowances as follows:

- Annual attendance fee (Shire President) – Minimum \$6,000.00; Maximum \$14,000.00.
- Annual attendance fees (Councillor) - Minimum \$2,400.00; Maximum \$7,000.00.
- Shire President's Annual Allowance - Minimum \$600; Maximum:
 - \$12,000.00; or
 - 0.002 of the local government's operating revenue, whichever is the greater amount (this currently equates to \$18,942.00 for the Shire of Plantagenet); but in any case no more than \$60,000.00.
- Deputy President's Annual Allowance - minimum \$150.00, Maximum 25% of the Shire President's allowance.

Section 5.98A (1) of the Local Government Act 1995 states that:

'A local government may decide to pay the deputy mayor or deputy president of the local government an allowance of up to the prescribed percentage of the annual local*

government allowance to which the mayor or president is entitled under section 5.98(5).

Absolute majority required.'

Section 5.99 of the Local Government Act 1995 states that:

'A local government may decide that instead of paying council members a fee referred to in section 5.98(1), it will instead pay all council members who attend council or committee meetings —*

- (a) the prescribed minimum annual fee; or*
- (b) where the local government has set a fee within the prescribed range for annual fees, that fee.*

Absolute majority required.'

FINANCIAL IMPLICATIONS

An allocation of \$77,244.00 has been made in the 2011/2012 annual budget for elected members' attendance fees and allowances. The outcome of this report will guide the formulation of the 2012/2013 draft budget.

POLICY IMPLICATIONS

There are no policy implications for this report.

STRATEGIC IMPLICATIONS

There are no strategic implications for this report.

OFFICER COMMENT

Elected member attendance fees are currently set at the maximum permitted amount. The Shire President's and Deputy President's Annual Allowances were increased in 2010 and 2011, but prior to then had not been increased since 2005/2006. It will be recommended that an increase be made to those allowances for the forthcoming financial year in line with the annual Consumer Price Index (All Groups Perth) which is currently 2.6% (and rounded to the nearest \$50.00), to ensure that they keep pace with rising costs.

Also, Councillors are reminded that many Councils (Shire of Plantagenet included) have sought increases to allowances to reflect cost of living increases. The Western Australian Local Government Association has adopted the policy position:

'That the Western Australian Salaries and Allowances Tribunal be given the responsibility for establishing the range of fees and allowances for elected members, with each local government having the ability to set a fee within this range.'

VOTING REQUIREMENTS

Absolute Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr B Bell, seconded Cr J Moir:

That in accordance with Sections 5.98A (1) and 5.99 of the Local Government Act 1995, elected member attendance fees and allowances for the 2011/2012 financial year be set as follows:

- a) Annual attendance fee (Shire President) \$14,000.00.
- b) Annual attendance fees (Councillor) \$ 7,000.00.
- c) Shire President's Annual Allowance \$5,950.00.
- d) Deputy President's Annual Allowance \$1,487.50.

CARRIED (7/0)

NO. 97/12

Absolute Majority

9.5 EXECUTIVE SERVICES REPORTS

9.5.1 DELEGATIONS - ANNUAL REVIEW

File No:	N22697
Attachments:	Delegations 2012
Responsible Officer:	Rob Stewart Chief Executive Officer
Author:	Linda Sounness Executive Secretary
Proposed Meeting Date:	22 May 2012

PURPOSE

The purpose of this report is to present the Delegations Register for endorsement.

BACKGROUND

Delegations are granted to the Chief Executive Officer (CEO) (and other Officers in some instances) to assist in the efficient and effective running of the organisation so as to preclude many minor matters from coming before the Council and to maximise service to members of the public, residents and ratepayers. Delegations were endorsed by the Council at its meeting held on 24 May 2011 and updated on 20 December 2011.

STATUTORY ENVIRONMENT

Section 5.42 of the Local Government Act 1995 provides for a Local Government to delegate to the CEO the exercise of any of its powers or the discharge of its duties (Absolute Majority required).

The Act also provides, at Section 5.43, a number of powers or duties that cannot be delegated. Furthermore, pursuant to Section 5.44 of the Act, the CEO may delegate to any employee of the local government the exercise of any of the CEO's powers or the discharge of any of the CEO's duties under the Act other than the power of delegation. Such delegation must be in writing (Section 5.46).

Importantly, Section 5.45 of the Act provides that a delegation has effect for the period of time specified in the delegation or, where no period has been specified, indefinitely.

Nevertheless, at least once every financial year, delegations are to be reviewed by the delegator. Any delegation granted by the Council to the CEO must be reviewed once every financial year.

Finally, a person to whom a power or duty is delegated under the Act is to keep records in accordance with regulations in relation to the exercise of the power or the discharge of the duty.

FINANCIAL IMPLICATIONS

There are no financial implications for this report.

POLICY IMPLICATIONS

There are no policy implications for this report.

STRATEGIC IMPLICATIONS

The Council's Strategic Plan Key Results Area 1, New Initiative provides the following:

'1.4 Ensure the administrative systems and framework of the organisation efficiently and effectively permit the functions of the organisations to be undertaken.

To achieve this we will:

- Revise all policies, procedures and delegations to ensure internal consistency and convergence; and*
- Promote and provide access to policies, standards and legislation.'*

OFFICER COMMENT

Some minor changes are required to the delegations currently in place. Delegation number LG 038 Approve Issue of Building Licences' is now redundant and should therefore be revoked.. The Building Services (Registration) Act and Regulations 2011 now provides, that a Building Surveyor Practitioner can approve the issue of building licences, subject to accreditation. The Council's Principal Building Surveyor, Mr Alan Watkins, is suitably qualified and accredited.

Guidelines have been included in Delegation LG 012 Property – Acquisition and Disposal which had previously been approved on 14 October 2008.

Some minor changes to page numbering have also been made.

VOTING REQUIREMENTS

Absolute Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr S Etherington, seconded Cr C Pavlovich:

That:

- 1. Delegations LG 001 to LG 035 (inclusive), LG 037, LG 039 to LG 044 (inclusive) to the Chief Executive Officer be adopted.**
- 2. Delegation LG 036 to the Environmental Health Officer be adopted.**
- 3. Delegation LG 038 be revoked.**

CARRIED (7/0)

NO. 98/12

Absolute Majority

9.5.2 HASSELL STREET MOUNT BARKER - RENEWAL OF OBSTRUCTION TO PREVENT VEHICULAR MOVEMENT

File No: N22748
Attachments: [Obstruction - Location](#)
[Obstruction - Photos](#)
Responsible Officer: Rob Stewart
Chief Executive Officer
Author: Rob Stewart
Chief Executive Officer
Proposed Meeting Date: 22 May 2012

PURPOSE

The purpose of this report is to recommend to the Council the continuation of the obstructions preventing vehicular movement in Hassell Street Mount Barker.

BACKGROUND

At its meeting held on 10 April 2007 the Council resolved:

'That:

- (1) After considering all submissions in relation to the proposal that portion of Hassell Street, Mount Barker as shown on Plan D4 be wholly closed to the passage of vehicles for a period of five (5) years pursuant to Section 3.50 (1a) of the Local Government Act 1995, that closure is now ordered.*
- (2) Local public notice of the order referred to in (1) above be given.*
- (3) All prescribed persons relating to the proposal pursuant to Section 3.50 of the Act be notified of the order.'*

The period of time that the obstructions were authorised by the Council has now expired and can be renewed.

STATUTORY ENVIRONMENT

Section 3.50 of the Local Government Act 1995 relates to the closing of certain thoroughfares to vehicles.

Subsection (1a) provides that:

'A Local Government may, by local public notice, order that a thoroughfare that it manages is wholly or partially closed to the passage of vehicles for a period exceeding four (4) weeks.

Local Government (Functions and General) Regulations 1996 Part 2 Thoroughfares, also apply.

The order can be revoked by the Minister or the Council.

EXTERNAL CONSULTATION

Prior to making an order pursuant to Section 3.50, the Council must give local public notice and give written notice to certain persons and organisations as set out in the regulations. These persons include adjacent occupiers, utility providers, emergency

service providers and owners.

Public notice has not yet been undertaken, in order to assess the Council's opinion as to whether the obstructions should continue.

FINANCIAL IMPLICATIONS

There are no financial implications for this report.

POLICY IMPLICATIONS

There are no policy implications for this report.

STRATEGIC IMPLICATIONS

The Council's Strategic Plan at Key Result Area 2 – Infrastructure provides that: *'...an aim of the Council with regard to infrastructure is to maximise the benefit to the community, in an equitable manner, by effectively and efficiently developing and maintaining the road network...within the financial resources of the Shire.'*

OFFICER COMMENT

As the previous order to close the road has now expired, it will be necessary to undertake the statutory process of consultation again.

The Act provides that local public notice is to be given and that 'prescribed persons' shall also be notified. Prescribed persons include utilities, ambulance services, fire services and occupiers of affected land.

It should be noted that at the conclusion of advertising in 2007 two responses sought the Council's consideration in leaving Hassell Street open due to proposed subdivisions.

The location of the obstructions prevents through traffic at the southern end of Hassell Street, near the intersection with Warburton Road.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr J Moir, seconded Cr S Etherington:

That

- 1. Pursuant to Section 3.50 (1a) of the Local Government Act 1995, local public notice be given of the proposal to close Hassell Street Mount Barker to the passage of vehicles as shown on the attached plan dated 22 May 2012 and that each person who is prescribed for the purposes of Section 3.50 be given written notice of the proposal and that submissions be invited for a period of four weeks.**
- 2. A further report be prepared for the Council's consideration at the conclusion of advertising and no later than 24 July 2012.**

CARRIED (7/0)

NO. 99/12

9.5.3 WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION CONVENTION AND TRADE EXHIBITION 2012 - ATTENDEES AND VOTING DELEGATES

File No: N22499
Responsible Officer: Rob Stewart
Chief Executive Officer
Author: Linda Sounness
Executive Secretary
Proposed Meeting Date: 22 May 2012

PURPOSE

The purpose of this report is to endorse Councillors' attendance at the Western Australian Local Government Association (WALGA) Local Government Convention and Trade Exhibition to be held from Thursday 2 August 2012 to Friday 3 August 2012 and to endorse voting delegates for the WALGA Annual General Meeting to be held on Wednesday 1 August 2012.

BACKGROUND

The Council's delegates for the WALGA Local Government Convention held in August 2011 were Shire President Cr Ken Clements, Deputy Shire President Cr Michael Skinner and Cr Len Handasyde. Chief Executive Officer Rob Stewart also attended.

STATUTORY ENVIRONMENT

There are no strategic implications for this report.

FINANCIAL IMPLICATIONS

Full delegate convention fees per person - \$1,250.00
Convention Breakfast – \$88.00
Convention Gala Dinner - \$190.00
Daily parking - \$30.00

Accommodation – five rooms have been tentatively booked at the Mercure Hotel with approximate room rates of \$195.00 per night not including meals.

Approximate charge per delegate (including accommodation) would be \$1,727.00.

There is a \$5,000.00 budget allocation for Local Government Convention in the 2011/2012 Financial Year and \$20,000.00 budget allocation for Conferences, Training and Accommodation in the 2011/2012 Financial Year.

POLICY IMPLICATIONS

Council Policy No. CE/CS/1 'Elected Members Expenses to be Reimbursed' applies.

OFFICER COMMENT

The theme for the 2012 Convention is 'New Opportunities, New Ground' and the conference sessions will 'reflect the ever present challenges facing the sector, with an added focus on the opportunities these bring.' Sir Jackie Stewart OBE will open the conference, and Qantas Captain Richard de Crespigny will present the closing Keynote address. The Convention Breakfast presenter is Mick Malthouse former AFL coach of Collingwood and the West Coast Eagles.

To accommodate the feedback expressed by the sector in recent years, the 2012 Local Government Convention will be preceded by the WALGA Annual General meeting on the afternoon of Wednesday 1 August 2012.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr C Pavlovich, seconded Cr L Handasyde:

That:

- 1. Councillors Cr Clements, Cr Skinner, Cr Moir, Cr Etherington and Cr Bell be authorised to attend the WALGA Local Government Convention and Trade Exhibition from 1 August 2012 to 3 August 2012 and that the associated costs be charged to account 20026.0032 (Local Government Convention) and account 20026.0029 (Conferences, Training and Accommodation); and**
- 2. Councillors Cr Clements. and Cr Skinner be endorsed as the Council's voting delegates for the Annual General Meeting of the Western Australian local Government Association to be held on Wednesday 1 August 2012.**

CARRIED (7/0)

NO. 100/12

9.5.4 PETITION - RECREATIONAL VEHICLES

File No: N22749

Attachments: [Letter - Mt Barker Caravan Park RV Friendly Town Assessment Form 'No Overnight Camping' Sign](#)

Responsible Officer: Rob Stewart
Chief Executive Officer

Author: Rob Stewart
Chief Executive Officer

Proposed Meeting Date: 22 May 2012

PURPOSE

The purpose of this report is to review and, if necessary, make recommendation on, a petition received by the Council at its meeting held on 1 May 2012 regarding recreational vehicles.

BACKGROUND

At its meeting held on 1 May 2012 the Council resolved:

'That the petition bearing 48 signatures and stating: 'We, the undersigned, are concerned citizens who urge our Councillors and Shire Officers to act now to restrict the parking area stated above to a 12 hour daytime parking zone' be received and the Chief Executive Officer be requested to prepare a report to be presented to the meeting of the Council to be held 22 May 2012.'

The petition stated:

'Petition against the rear of the Plantagenet Shire Administration building as being a long term parking area (96 hours) for RV (Recreational Vehicles). We, the undersigned, are concerned citizens who urge our councillors and Shire Officers to act now to restrict the parking area stated above to a 12 hour daytime parking zone.'

STATUTORY ENVIRONMENT

Caravan Parks and Camping Grounds Act 1995

Caravan Parks and Camping Grounds Regulations 1997

Shire of Plantagenet Parking and Parking Facilities Local Law 2008

Shire of Plantagenet Standing Orders Local Law 2008 - A petition is received by the Council pursuant to Clause 3.4 of this local law.

Clause 3.4 states:

A petition in order to be effective is to:

1. Be addressed to the President
 2. Be made by electors of the district
-

3. State the request on each page of the petition
4. Contain the names, addresses and signatures of the electors making the request, and the date each elector signed
5. Contain a summary of the reasons for the request
6. State the name of the person upon whom, and an address at which, notice to the petitioners can be given

The petition largely complies with the above conditions of the Local Law both on the petition and attached letter.

EXTERNAL CONSULTATION

There has been no external Shire consultation with regard to this petition.

FINANCIAL IMPLICATIONS

There are no financial implications for this report.

POLICY IMPLICATIONS

Policy No CE/ED/1 Tourism applies.

STRATEGIC IMPLICATIONS

A number of strategic aims in the Council's Strategic Plan apply to this matter.

Key Result Area 2 (Infrastructure) notes an aim of the Council is to:

'...perform regulatory services effectively in an assertive but respectful and educational manner to promote a safe and harmonious community.'

Also in Key Result Area 2 the Strategic Plan notes an aim of the Council is to:

'...protect the community's health by managing waste in a timely, effective, economic and environmentally safe manner.'

Key Result Area 3 (Community Services) notes an aim of the Council is to:

'...deliver, or facilitate the delivery of, a range of services which respond to, and reflect the physical, social and cultural wellbeing of the community.'

Key Result Area 4 (Development Services) notes an aim of the Council is to:

'...retain local business and encourage new businesses that will create long term sustainable local employment.'

OFFICER COMMENT

The owners of the Mount Barker Caravan Park Mr Stephen Smith and Mrs Shirley Smith are the sponsors of the petition received by the Council. Mr and Mrs Smith's letter is attached for the information of Councillors.

The petitioners *'petition against the rear of the Plantagenet Shire Administration Building as being a long term parking area (96 hours) for RV (Recreational Vehicles).'* The land immediately behind the Shire Administration Building is reserved for Councillor and Staff parking only. No evidence of long term parking is apparent on this land. However, the training track behind the Mount Barker Fire Station (Lot 624) is anecdotally occasionally used for overnight parking. Lot 624 is vested in the Council and forms part of Reserve 6454 (including) Wilson Park. It is

vested for Park Lands and Recreation. The correspondents are also concerned about 'safety, rubbish disposal, animal faeces, open fires, policing, public liability insurance, squatters and cost to ratepayers.'

The issues with regard to the parking of recreational vehicles appears to have commenced with the classification of the Mount Barker townsite as an 'RV Friendly' town by the Caravan and Motorhome Club of Australia (CMCA). In November 2011 administrative staff sought approval for Mount Barker to become an RV friendly town and forwarded an application form to CMCA, a copy of which is attached. To achieve RV friendly town status certain minimum facilities are necessary and the Council has been working towards these minimum facilities for a number of years including visitor information, signage, rest facilities and a dump point. This list is not exhaustive. When a town is classified as RV friendly, this fact is advertised through an industry website (www.cmca.net.au) and travellers can therefore expect a minimum level of facility when visiting. This is seen as a means of attracting visitors.

As noted in the Council's Tourism Policy, the Council will provide infrastructure for the visiting public.

Mr and Mrs Smith have also indicated their concern with overnight campers staying in Main Roads Rest areas. Contact has been made with Main Roads WA who have indicated that no parking area on any main road in the Great Southern has been designated as permitted for overnight parking. It is understood that Main Roads does not police this.

Regulation 11 of the Caravan Parks and Camping Grounds Regulations 1997 provides that :

'(1)A person may camp—

- (a) for up to 3 nights in any period of 28 consecutive days on land which he or she owns or has a legal right to occupy, and may camp for longer than 3 nights on such land if he or she has written approval under subregulation (2) and is complying with that approval;*
- (b) for up to 24 consecutive hours in a caravan or other vehicle on a road side rest area;*
- (c) for up to 24 consecutive hours in a caravan or other vehicle on a road reserve in an emergency, unless to do so would cause a hazard to other road users or contravene any other written law with respect to the use of the road reserve;*
- (d) on any land which is—*
 - (i) held by a State instrumentality in freehold or leasehold; or*
 - (ii) dedicated, reserved, or set apart under the Land Administration Act 1997 or any other written law, and placed under the care, control or management of a State instrumentality,**in accordance with the permission of that instrumentality; or*
- (e) on any unallocated Crown land or unmanaged reserve, in accordance with the permission of the Minister within the meaning of the Land Administration Act 1997, or a person authorised by the Minister to give permission under this paragraph.*

- (2) *Written approval may be given for a person to camp on land referred to in subregulation (1)(a) for a period specified in the approval which is longer than 3 nights —*
- (a) *by the local government of the district where the land is situated, if such approval will not result in the land being camped on for longer than 3 months in any period of 12 months;*
 - (b) *by the Minister, if such approval will result in the land being camped on for longer than 3 months in any period of 12 months; or*
 - (c) *despite paragraph (b), by the local government of the district where the land is situated —*
 - (i) *if such approval will not result in the land being camped on for longer than 12 consecutive months; and*
 - (ii) *if the person owns or has a legal right to occupy the land and is to camp in a caravan on the land while a permit has effect in relation to the land.*

- (3) *In this regulation—*

emergency *means a situation where to move the caravan or other vehicle to a more suitable area would constitute an immediate and serious hazard due to the condition of the caravan or other vehicle, or a vehicle towing the caravan, or of the driver, or passengers, of any such vehicle;*

permit *means a building permit or a demolition permit as defined in the Building Act 2011 section 3;*

road side rest area *means an area designated by a traffic sign erected in accordance with a written law, as an area which may be used for 24 hours for —*

- (a) *resting;*
 - (b) *stopping; or*
 - (c) *camping,*
- in a vehicle;'*

Councillors will be familiar with this legislation as it is used by the Council to approve camping on land where houses are being constructed.

Although the Council's Local Law regarding Parking and Parking Facilities applies to the parking of vehicles within the district of the Shire of Plantagenet, the area referred to in the petition (Fire Brigade training track) has been deliberately left uncontrolled by the Council to ensure that unrestricted parking was available subsequent to the development of the central business district and restricted parking times. Therefore, should the Council restrict parking in this area, it will need to do so by Council resolution. Possibly though, the Council could rely on the Caravan Parks and Camping Grounds Regulations 1997 in that specific permission for parking on the subject land had not been given and therefore was contrary to the regulations.

Many local government authorities areas control the indiscriminate parking of caravans for overnight stays for the reasons set out in Mr and Mrs Smith's letter. Although overnight stays of recreational vehicles have been noticed from time to

time, the problem would not appear to be as widespread as set out in Mr and Mrs Smith's letter. However, the parking area near Sturdee Road on Albany Highway north of Mount Barker can get quite crowded with recreational vehicles. Further, these recreational vehicles do use the facilities (such as the dump point) provided by the Shire.

One issue that does arise with regard to the parking of recreational vehicles relates to where those vehicles may stop in the event that the Mount Barker Caravan Park is closed or full. There is an obvious road safety issue if any motorist is in effect forced to drive to another town while tired.

It should also be noted that the Council's Ranger does not normally work at night time except on occasional as needs basis to check street lights. Should regular inspections of areas that may be used for camping occur, it will be necessary to allocate further funds to provide for the extra hours that would be necessary. In this regard it should also be noted that Main Roads would prefer the local council to police parking areas on main roads.

Mr and Mrs Smith also raised the matter of the dump point that was installed near the Mount Barker Railway Station, so that recreational vehicles can dispose of waste conveniently. The charging of a fee for this service is not recommended as there would be a distinct likelihood that waste could be dumped in inappropriate areas.

In summary the sponsors of the petition have a legitimate concern that the indiscriminate parking of recreational vehicles in and around the Mount Barker townsite may detrimentally affect their business. It would be a comparatively simple matter for the Council to resolve that no overnight camping be allowed on Lot 624 in the Mount Barker townsite and this is recommended.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr S Etherington, seconded Cr B Bell:

That:

- 1. 'No Overnight Camping or Parking' signs be installed on Lot 624 Mount Barker.**
- 2. The proprietors of the Mount Barker Caravan Park and Cabin Accommodation be advised in terms of part (1) above.**

CARRIED (7/0)

NO. 101/12

**9.5.5 WOOGENELLUP HALL - RESERVE 15861 - PROPOSED LEASE TO
WOOGENELLUP PROGRESS ASSOCIATION**

File No: N22772
Attachments: [Woogenellup Hall Draft Lease - Location Plan and Aerial](#)
Responsible Officer: Rob Stewart
Chief Executive Officer
Author: Rob Stewart
Chief Executive Officer
Proposed Meeting Date: 22 May 2012

PURPOSE

The purpose of this report is to recommend to the Council the leasing of Reserve 15861 (Woogenellup Hall) to the Woogenellup Progress Association.

BACKGROUND

At its meeting held on 6 July 2010 the Council considered a report regarding Council owned halls. At that meeting it was resolved:

'That:

1. *The Chief Executive Officer be authorised to undertake extensive community consultation including advertisements, information sheets and community meetings regarding the Council's plans to examine usage, revenue and expenditure for each Council controlled building that is available for hire with a view to either demolition, sale, leasing or retention and that a further report be presented to the Council at its meeting to be held on 15 February 2011.*
2. *The building and structures to be included in the above consultation include:*
 - a) *All buildings situated on the Kendenup Agricultural Grounds excluding those already leased;*
 - b) *Former Guides/Scout Hall;*
 - c) *Kamballup Hall;*
 - d) *Kendenup Hall;*
 - e) *Narrikup Hall;*
 - f) *Plantagenet Arts Centre – Mitchell House*
 - g) *Plantagenet District Hall;*
 - h) *Porongurup Hall;*
 - i) *Rocky Gully Hall;*

- j) *Woogenellup Hall; and*
- k) *Wilson Park Netball Kiosk'*

STATUTORY ENVIRONMENT

Regulation 19 DA of the Local Government (Administration) Regulations 1996 sets out the requirements for corporate business plans, pursuant to Section 5.56 of the Local Government Act.

Sub section 3 (c) requires a Council to '... develop and integrate matters relating to resources, including asset management, workforce planning and long term financial planning.'

Councillors will be very aware of these requirements as they have been discussed at some length as integral to our development of a strategic community plan and corporate business plan. However, the legislation is emphasised now as it was not in existence when the Council first considered matters relating to halls and the management of these assets.

EXTERNAL CONSULTATION

A public meeting was held at the Woogenellup Hall on the evening of 6 December 2010. At that meeting discussions were held regarding the possibility that the Council may lease the hall to the Woogenellup Progress Association. This proposal was viewed favourably although on further inspection of the Council's records, it was discovered that the Council did not have Power to Lease under its Management Order. This matter was then taken up with the Department of Regional Development and Lands for rectification (along with several others). We now understand that a fresh Management Order with Power to Lease will be issued very soon.

This matter has taken a lengthy period of time as there were several anomalies relating to reserves vested in the Council, their prescribed uses as well as the Council's Power to Lease.

FINANCIAL IMPLICATIONS

The Woogenellup Progress Association has asked the Council to cover the cost of its public liability insurance. The cost to the Council would be \$751.97.

Further the Association has asked the Council to bear the cost of termite inspections. The Council undertakes these inspections every second year in any case at a cost of around \$250.00 per inspection.

POLICY IMPLICATIONS

There are no policy implications for this report.

STRATEGIC IMPLICATIONS

The Council's Strategic Plan at Key Result Area 2 (Infrastructure) notes an aim of the Council is to: *'...maximise the benefit to the community, in an equitable manner, by effectively and efficiently developing and maintaining...buildings infrastructure within the financial resources of the Shire.'*

Further, the Strategic Plan at Key Result Area 3 (Community Services) notes an aim of the Council is to: *'deliver, or facilitate the delivery of, a range of services which respond to, and reflect, the physical, social and cultural wellbeing of the community.'*

The leasing of the Woogenellup Hall to the Woogenellup Progress Association meets these strategic aims.

OFFICER COMMENT

A draft lease has been attached to this report for the information of Councillors. This is the Council's standard lease for community groups and has recently been amended at the suggestion of our Insurers.

It is recommended that a lease be entered into with the Woogenellup Progress Association for a period of 21 years.

Notwithstanding this, the insurance premium for public liability insurance is significantly greater than first expected. In fact, the premium is double our present annual expenditure on maintenance and utilities except when termite inspections are undertaken.

Council records show that the Woogenellup Hall's revenue to date for the 2011/2012 financial year is \$140.00. The revenue for the 2010/2011 financial year was \$68.19.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr S Etherington, seconded Cr L Handasyde:

That the Shire President and Chief Executive Officer be authorised to attach the common seal of the Council to the lease of Reserve 15861 (Woogenellup Hall) to the Woogenellup Progress Association with the following provisions:

- a. **Rental being set at \$1.00 per annum**
- b. **The term of the lease be 21 years**
- c. **The Lessee being responsible for contents insurance not the property of the Council, building maintenance not of a structural nature, garden maintenance, water usage and electricity charges**
- d. **The Lessee shall, at the Lessee's expense, effect and keep current, with an insurance company approved by the Lessor, a policy covering public risk which will be in the name of the Lessee and provide for a minimum cover of ten million dollars (\$10,000,000.00) for each accident, claim or event or such a high amount as the Lessor specifies provided that the premium for such policy will be reimbursed to the Lessee by the Lessor annually.**

CARRIED (7/0)

NO. 102/12

10 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**10.1 O'NEILL ROAD WASTE FACILITY**

Moved Cr J Moir, seconded Cr S Etherington:

That the CEO be requested to prepare a report for the meeting of the Council to be held on 12 June 2012 addressing the following issues relating to waste management:

1. What is the operational life of the O'Neill Road landfill under the following management scenarios?

	Recyclables removed	Recyclables not removed
Current Compaction		
'Traxcavator' type compaction		
'Bomag' type compaction		

2. Cost benefit of the above scenarios
3. Waste management 10 year capital program
4. Investigate contract hooklift truck service

AMENDMENT

Moved Cr B Bell, seconded Cr M Skinner:

That the existing table at Part 1 be deleted and the following table be adopted:

	Recyclables removed	Recyclables not removed
Current Compaction		
'Traxcavator' type compaction		
'Bomag' type compaction		
'Baling' type		

CARRIED (7/0)

NO. 103/12

COUNCIL DECISION

That the CEO be requested to prepare a report for the meeting of the Council to be held on 12 June 2012 addressing the following issues relating to waste management:

1. What is the operational life of the O'Neill Road landfill under the following management scenarios?

	Recyclables removed	Recyclables not removed
Current Compaction		
'Traxcavator' type compaction		
'Bomag' type compaction		
'Baling' type		

2. Cost benefit of the above scenarios
3. Waste management 10 year capital program
4. Investigate contract hooklift truck service

CARRIED (7/0)

NO. 104/12

10.2 TAXI PARKING ZONE

Cr Bell advised of his intention to move the following motion at the next ordinary meeting of the council to be held on 12 June 2012.

'The parking area designated for a taxi opposite the post office be changed to a 5 minute parking zone for general parking.'

11 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING

12 CONFIDENTIAL**12.1 WORKS AND SERVICES REPORTS****12.1.1 TENDER C02-1112 - SUPPLY AND DELIVERY OF SPRAY BITUMEN SURFACING**

File No: N22602
Responsible Officer: Dominic Le Cerf
Manager Works and Services
Author: Megan Beech
Senior Administration/Project Officer Works
and Services
Proposed Meeting Date: 22 May 2012

PURPOSE

The purpose of this report is to consider submissions from the advertising of tender C02-1112 – Supply and Delivery of Spray Bitumen Surfacing.

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr S Etherington, seconded Cr L Handasyde:

4:44pm That the meeting be closed to members of the public pursuant to Section 5.23 (2) (c) of the Local Government Act 1995 as the matter to be considered related to a contract entered into, or which may be entered into, by the local government.

CARRIED (7/0)

NO. 105/12

MOTION TO PROCEED IN PUBLIC

Moved Cr L Handasyde, seconded Cr S Etherington:

4:45pm That the doors be opened to the public.

CARRIED (7/0)

NO. 106/12

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr C Pavlovich, seconded Cr B Bell:

That:

- The alternative tender submitted by RNR Contracting Pty Ltd for the supply and delivery of spray bitumen surfacing to the Shire of Plantagenet for various projects for a two year period, with an option to extend for a further two years, depending on satisfactory performance and service provided in the opinion of the Shire of Plantagenet, in accordance with the following pricing schedule, be accepted:

			RNR Contracting Pty Ltd - Alternative				
			Litres/Order Rates - \$/Litre				
Item	Supply and Spray Volume – (@15°C) Bituminous Products		0 to 2,000	2,001 to 5,000	5,001 to 15,000	15,001 to 30,000	> 30,000
1	Primer to AMCO (55/45)	Ex GST	\$2.50	\$1.75	\$1.42	\$1.33	\$1.30
		Inc GST	\$2.75	\$1.92	\$1.56	\$1.46	\$1.43
2	Medium – Heavy Primer MAC3 (80/20)	Ex GST	\$2.38	\$1.62	\$1.29	\$1.21	\$1.17
		Inc GST	\$2.62	\$1.78	\$1.42	\$1.33	\$1.29
3	Binder (100/00) with adhesion agent)	Ex GST	\$2.31	\$1.56	\$1.22	\$1.14	\$1.11
		Inc GST	\$2.54	\$1.72	\$1.34	\$1.25	\$1.22
4	Binder (90/10) with adhesion agent)	Ex GST	\$2.35	\$1.60	\$1.27	\$1.18	\$1.15
		Inc GST	\$2.58	\$1.76	\$1.40	\$1.30	\$1.26

Item	Additives - Additional cost per litre for percentage volume inclusions (ex GST)						
5	Supplier	5% Polymer	7% Polymer	10% Polymer	15% Rubber	Detail of Type	Mixing Details
	RNR Contracting Pty Ltd - Alternative	\$0.50	\$0.65	\$0.75	\$0.30	Polybutadiene polymers/crumbed rubber	High Sheer mill

Supply and Spray Volume - (@15°C) Bituminous Products (ex GST)									
Item	Supplier	Litres/Order Rates - \$/Litre					Material Type	Additives	Common Application Rate
		0 to 2,000	2,001 to 5,000	5,001 to 15,000	15,001 to 30,000	> 30,000			
6	RNR Contracting Pty Ltd - Alternative	\$2.08	\$1.33	\$1.00	\$0.91	\$0.88	Cationic Rapid Set Emulsion		1.00 L/m ²

Precoat Aggregate		Rate \$/Stockpile Cubic Metre (Ex GST)
Item	Metres	RNR Contracting Pty Ltd - Alternative
7	0 -20 cubic metres	\$159.00
	21 – 50 cubic metres	\$69.00
	51 – 150 cubic metres	\$27.00
	Greater than 300 cubic metres	\$18.50

Lift Spread and Roll Aggregates		Rate \$/Square Metre (Ex GST)
Item	7 mm Medium Primer Cover	RNR Contracting Pty Ltd - Alternative
8	0 -2,000 square metres	\$11.50
	2,001 – 5,000 square metres	\$2.45
	5,000 – 15,000 square metres	\$1.15
	15,000 - 30,000 square metres	\$0.85
	> 30,000 square metres	\$0.75

Lift Spread and Roll Aggregates		Rate \$/Square Metre (Ex GST)
Item	10 mm Medium Primer Cover	RNR Contracting Pty Ltd - Alternative
9	0 -2,000 square metres	\$11.50
	2,001 – 5,000 square metres	\$2.45
	5,000 – 15,000 square metres	\$1.15
	15,000 - 30,000 square metres	\$0.85
	> 30,000 square metres	\$0.75

Lift Spread and Roll Aggregates		Rate \$/Square Metre (Ex GST)
Item	14 mm Medium Primer Cover	RNR Contracting Pty Ltd - Alternative
10	0 -2,000 square metres	\$11.50
	2,001 – 5,000 square metres	\$2.45
	5,000 – 15,000 square metres	\$1.15
	15,000 - 30,000 square metres	\$0.85
	> 30,000 square metres	\$0.75

Lift Spread and Roll Aggregates		Rate \$/Linear Metre (Ex GST)
Item	Protection of Kerbs/Structures	RNR Contracting Pty Ltd - Alternative
11	Protect kerbs or structures with paper as specified	\$2.95

Table 3 - Information to be supplied by Tenderer (Prices Ex GST)		RNR Contracting Pty Ltd - Alternative
12	Basic cost per litre as at date of closure for tenders for Class 170 Bitumen at the Contractor's point of supply \$.....per litre at 15C	\$1.01
13	Basic cost per litre as at date of closure for tenders for Power Kerosene supplied at the Contractor's point of supply \$.....per litre at 15°C	\$1.38
14	Tenderer's operational premises located at	34 Great Eastern Highway, South Guildford WA 6055
15	Precoat type proposed and basic cost per litre as at date of closure for tenders for Precoat material at the Contractor's point of supply \$.....per litre at 15°C	\$1.50
16	Equipment supplied for Spray/Lift/Spread and Roll Works:	Fleet of 10 Modern MRWA calibrated dangerous goods compliant bitumen sprayers, bulk road transport and spreader trucks * Note - Shire to supply water cart for Primer Seals
	plus Contractors Personnel	12
17	Frequency of Visits to Plantagenet	As required
18	Cost each of Mobilisation to Plantagenet (Full Service)	\$4,250.00
19	Cost each of Demobilisation from Plantagenet (Full Service)	\$4,250.00
20	Cost each of Mobilisation to Plantagenet (Sprayer Only)	Included in Litre rate
21	Cost each of Demobilisation fro Plantagenet (Sprayer Only)	Included in Litre rate

4.6.3 Discounts

Are you prepared to allow a discount for prompt settlement of accounts?	No
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2. The Chief Executive Officer be authorised to negotiate a suitable start date for the contract.

CARRIED (7/0)

NO. 107/12

13 CLOSURE OF MEETING

4:47pm The Presiding Member declared the meeting closed.

CONFIRMED: CHAIRPERSON _____ **DATE:** ____ / ____ / ____