

Shire of Lake Grace



Ordinary Council Meeting

Minutes

25 February 2015

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CONTENTS

1.0	OPENING & ANNOUNCEMENT OF VISITORS	1
2.0	ATTENDANCE RECORD	1
2.1	PRESENT	1
2.2	APOLOGIES	1
2.3	LEAVE OF ABSENCE PREVIOUSLY GRANTED	1
3.0	PUBLIC QUESTION TIME.....	2
3.1	SARAH ALLEN – CHAIR OF LAKE GRACE DAYCARE COMMITTEE	2
4.0	APPLICATIONS FOR LEAVE OF ABSENCE	3
5.0	MINUTES OF PREVIOUS COUNCIL MEETINGS	3
5.1	ORDINARY MEETING – 16 DECEMBER 2014	3
6.0	DECLARATIONS OF INTEREST	3
6.1	DECLARATIONS OF FINANCIAL INTEREST – LOCAL GOVERNMENT ACT SECTION 5.60A	3
6.2	DECLARATIONS OF PROXIMITY INTEREST – LOCAL GOVERNMENT ACT 1995 SECTION 5.60B .	3
6.3	DECLARATIONS OF IMPARTIALITY INTEREST – ADMINISTRATION REGULATION SECTION 34C	3
7.0	NOTICES OF URGENT BUSINESS.....	3
8.0	MOTIONS OF WHICH NOTICE HAS BEEN RECEIVED.....	3
9.0	PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS	3
10.0	MEMBERS’ REPORTS.....	4
10.1	CR SINCLAIR	4
10.2	CR HUNT	4
10.3	CR MARSHALL.....	4
10.4	CR CLARKE.....	4
10.5	CR STANTON.....	5
10.6	CR DE LANDGRAFFT	6
10.7	CR ARMSTRONG	6
10.8	CR CHAPPELL	6
10.9	CR WALKER.....	8
11.0	MATTERS FOR CONSIDERATION – WORKS & SERVICES	11
12.0	MATTERS FOR CONSIDERATION – PLANNING	13

12.1	PLANNING APPLICATION – EXPANSION OF EXISTING CATTLE FEEDLOT LOT 2540 MALLEE HILL RD SOUTH NEWDEGATE	13
13.0	MATTERS FOR CONSIDERATION – HEALTH & BUILDING	17
14.0	MATTERS FOR CONSIDERATION – FINANCE	18
14.1	ACCOUNTS FOR PAYMENT – DECEMBER 2014.....	18
14.2	ACCOUNTS FOR PAYMENT – JANUARY 2015	20
14.3	FINANCIAL STATEMENTS – DECEMBER 2014.....	22
14.4	FINANCIAL STATEMENTS – JANUARY 2015	24
14.5	2014/15 BUDGET REVIEW.....	26
14.6	2013/14 ANNUAL GENERAL MEETING OF ELECTORS.....	28
14.7	NEWDEGATE COMMUNITY BUS - REPLACEMENT	30
15.0	MATTERS FOR CONSIDERATION – COMMUNITY SERVICES	32
15.1	UNITING CHURCH LAKE GRACE	32
15.2	LEASE AGREEMENTS – LAKE GRACE CHILDCARE CENTRE & LAKE GRACE PLAYGROUP.....	39
15.3	FREIGHT LOADING PLATFORMS – LAKE GRACE, BUNICHE AND NEWDEGATE	41
16.0	MATTERS FOR CONSIDERATION - ADMINISTRATION.....	45
16.1	LOCAL GOVERNMENT COMPLIANCE AUDIT – 1 JANUARY to 31 DECEMBER 2014.....	45
16.2	SALE OF LOT 212 QUONDONG COURT – USE OF THE COMMON SEAL	48
16.3	DEVELOPMENT ASSESSMENT PANEL (DAP) NOMINEES – SHIRE OF LAKE GRACE	50
16.4	LAKE GRACE SALEYARDS – FUTURE USE	52
16.5	2015 LOCAL GOVERNMENT ELECTIONS – POSTAL ELECTION	55
17.0	INFORMATION BULLETIN	57
17.1	INFORMATION BULLETIN REPORT – DECEMBER 2014 & JANUARY 2015.....	57
18.0	URGENT BUSINESS BY DECISION OF THE MEETING.....	59
19.0	SCHEDULING OF MEETING	59
19.1	MARCH 2015 ORDINARY MEETING	59
20.0	CONFIDENTIAL BUSINESS – AS PER LOCAL GOVERNMENT ACT S5.23 (2).....	59
20.1	LAKE GRACE MEDICAL PRACTICE – GENERAL PRACTITIONER	59
20.2	EASTERN WHEATBELT DECLARED SPECIES GROUP INC. - FUNDING	59
21.0	CLOSURE	60
22.0	CERTIFICATION.....	61

SHIRE OF LAKE GRACE

Minutes of the Ordinary Meeting of Council held at Council Chambers, 1 Bishop St Lake Grace WA, on Wednesday 25 February 2015.

1.0 OPENING & ANNOUNCEMENT OF VISITORS

The Shire President opened the meeting at 3.00 pm.

2.0 ATTENDANCE RECORD

2.1 PRESENT

Cr AJ Walker	Shire President
Cr JF De Landgraft	Deputy Shire President
Cr LW Armstrong	
Cr R Chappell	
Cr DS Clarke	
Cr SG Hunt	
Cr AD Marshall	
Cr DP Sinclair	
Cr MG Stanton	
Mr N Hale	Chief Executive Officer
Mr P Dittrich	A/Manager Corporate Services
Mr L Shopov	Manager Infrastructure Services
Ms L Holben	Manager Community Services
Mrs J Bennett	Executive Assistant
Ms M Knill	Communications & Executive Support Officer
Mrs S Allen	Observer (entered the meeting at 3.02 pm)

2.2 APOLOGIES

None.

2.3 LEAVE OF ABSENCE PREVIOUSLY GRANTED

None.

3.0 PUBLIC QUESTION TIME**3.1 SARAH ALLEN – CHAIR OF LAKE GRACE DAYCARE COMMITTEE**

At the meeting Mrs Sarah Allen advised Council that following discussions with Children's Support Services Unit (CSSU) that participation numbers in Lake Grace have been low and should this continue it will call into question the ongoing viability of the current service. Should this eventuate consideration could be given to an 'in venue' daycare facility which operates under a lower cost structure.

Cr Walker reiterated the Shire's support for day care service.

Mrs Sarah Allen submitted the following questions regarding the Children's Support Services Unit (CSSU) Lake Grace Early Learning Centre (ELC) via email on 24 February 2015 to which the Shire provided the following responses:

Questions:

We have been advised that the Lake Grace ELC is consistently below-par in numbers and CSSU is currently running a loss of \$15,000. If this continues, CSSU have indicated they will pull out mid-year.

1. Will the Shire be communicating this to the wider community? If so, when?

Reply: Children Services Support Unit is a not for profit community based organization and therefore it is up to the organization to distribute information about its services when it sees fit.

What is the Shire's long-term stance on providing a daycare service in the Lake Grace community?

Reply: The Shire of Lake Grace maintains its support in providing a daycare service in the Shire of Lake Grace including the provision of a modern daycare facility.

2. That is, is a daycare service something the Shire still believes is an essential service for the town?

Reply: The Shire of Lake Grace strongly believes that a daycare service is an essential service for the Shire.

3. Do we (as the Lake Grace Daycare Committee and as a community) still have the support of the Shire in finding/securing suitable alternatives should CSSU pull out?

Reply: The Shire of Lake Grace, as it did when Gnowangerup Day Care left, will work with the community in finding a suitable alternative service. The community needs to take into account that unless a service is supported by the community and can therefore cover its costs no community based or professional organization will be willing to provide such a service.

4.0 APPLICATIONS FOR LEAVE OF ABSENCE

None.

5.0 MINUTES OF PREVIOUS COUNCIL MEETINGS

5.1 ORDINARY MEETING – 16 DECEMBER 2014

Resolution

MOTION 11984

Moved Cr Chappell
Seconded Cr Armstrong

That the minutes of the Ordinary Meeting of Council held on the 16 December 2014 be confirmed as a true and accurate record.

MOTION CARRIED 9/0

6.0 DECLARATIONS OF INTEREST

6.1 DECLARATIONS OF FINANCIAL INTEREST – LOCAL GOVERNMENT ACT SECTION 5.60A

6.2 DECLARATIONS OF PROXIMITY INTEREST – LOCAL GOVERNMENT ACT 1995 SECTION 5.60B

6.3 DECLARATIONS OF IMPARTIALITY INTEREST – ADMINISTRATION REGULATION SECTION 34C

7.0 NOTICES OF URGENT BUSINESS

None received.

8.0 MOTIONS OF WHICH NOTICE HAS BEEN RECEIVED

9.0 PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

10.0 MEMBERS' REPORTS

10.1 CR SINCLAIR

Monday 26 January 2015

Attended the Australia Day Event at Varley, around 50 people attended.

11 February 2015

Attended Mr Len Elliott's funeral in Lake Grace.

Wednesday 18 February 2015

Attended the Varley Progress Meeting, thanks to Crs and staff for attending. Congratulations to all regarding the recent roadworks on the Holt Rock South Rd.

10.2 CR HUNT

Monday 26 January 2015

Attended the Australia Day celebration at the Lake Grace Swimming Pool.

Tuesday 17 February 2015

Attended the Audit Committee Meeting and the Lake Grace District High School Board Meeting.

10.3 CR MARSHALL

Monday 26 January 2015

Attended the Australia Day celebrations at the Lake Grace Swimming Pool.

Tuesday 17 February 2015

Attended the Audit Committee Meeting.

10.4 CR CLARKE

Monday 12 January 2015

Attended the Lake Grace Visitors Centre Committee Meeting.

Monday 2 February 2015

Attended the Lake Grace Development Association Meeting – no position from them on the sale yards, a number of areas for footpaths were identified.

Monday 9 February 2015

Attended the Lake Grace Visitors Centre AGM and Committee Meeting

Monday 9 February 2015

Attended the Newdegate Community Development Association AGM and General Meeting - a number of items came from the meeting including correct procedure for repairs and maintenance for the fire trucks and the public toilets.

Tuesday 10th February 2015

Attended the Lake Grace Regional Health Advisory Committee Meeting. Main points from the meeting:

- The Lake Grace Regional Health Advisory Committee Meeting acts as a conduit for the hospital and the community to the District Health Advisory Committee (DHAC). The Committee consists of eleven local people.

- Debby Clarke and Amanda Milton are the nominated representatives on the DHAC – Committee to ask if it is possible to have a proxy at the DHAC meetings.
- Holding of funds donated to the hospital
- Hospital refurbishments currently running about 6 months behind schedule.
- Use of paper linen at the hospital.
- Update on grant applications, funding and planning for the new ambulance building.
- Doctor Francois Jacobs is not renewing his contract in November and together with the Shire, they are looking for a suitable Doctor to fill the position.
- Defibrillator in Lake Grace - to be located at the Lake Grace Plaza as this is the premises that has the longest hours of operation – will not be commissioned until a number of people at the Plaza have been trained to use it.

Tuesday 10 February 2015

Attended a WA Country Arts information session on funding that is available, time frames in which to apply and the assistance that is available before submitting the applications.

Wednesday 11 February 2015

Attended Mr Elliott's funeral.

Wednesday 11 February 2015

Attended the Lake King Progress Association Meeting and AGM - main issue is the gazebo yet to be erected.

Friday 13 February 2015

Meeting with Nationals Politicians at the Lake Grace CRC – good to see a few more community members attend the question and answer session. Items discussed were:

- Education– feeder buses and /or residential facility for the Lake Grace School – living away from home allowance and isolated children allowance for tertiary education
- Biosecurity cost shifting
- Paper linen now being used by WA Country Health
- Telstra and the lack of coverage
- Small towns retaining population

Friday 20 February 2015

Attended the Senate enquiry in Perth on Agricultural Levies - an experience that I would recommend.

Tuesday the 24 February 2015

Attended the Lake Grace Library Meeting - main issue appears to be clients of the CRC having 24 hour access to the building.

10.5

CR STANTON

Monday 2 February 2015

Attended the Lake Grace Development Association dinner meeting.

Wednesday 11 February 2015

Attended Mr Len Elliott's funeral.

10.6 **CR DE LANDGRAFFT****26 January 2015**

Attended the Lake King Australia Day celebration – Jenna Sugg (age 9 yrs) was the recipient of the Australia Day Young Citizen Award for Lake King. The Citizenship Ceremony for the Winyard family was very well received – thank you to the Shire President Cr Andrew Walker and Executive Assistant Jeanette Bennett for their attendance.

Monday 2 February 2015

Attended a meeting between the Shire, Dr Jacobs and Rural Health West in Lake Grace.

Wednesday 11 February 2015

Attended Mr Len Elliott's Funeral in Lake Grace.

Attended the Lake King Progress Association AGM and General Meeting – the new Secretary is Kate Hetherington.

Wednesday 18 February 2015

Attended a meeting between the Shire and Dr Jacobs at the Newdegate Medical Centre.

Attended the Newdegate Rejuvenation Committee Meeting – included an onsite inspection of the Newdegate ILU's and under construction and the Lesser Hsall refurbishment.

Thursday 19 February & Friday 20 February 2015

Attended the WA Famers Conference in Perth – attended by lots of young farmers and Narrogin Ag students. There was a very positive attitude towards rural communities and farming.

10.7 **CR ARMSTRONG****Monday 26 January 2015**

Attended the Australia Day celebration at Newdegate and presented the Australia Day Award.

Monday 9 February 2015

Attended the Newdegate Community Development Association Meeting.

Monday 16 February 2015

Attended a WALGA Policy Forum Meeting in Perth – this group has now disbanded. The information collected over the time this Committee has been running will be kept for future use and any new reform group that may be formed.

Wednesday 18 February 2015

Attended the Newdegate Rejuvenation Committee Meeting in Newdegate.

10.8 **CR CHAPPELL****Monday 26 January 2015**

Assisted the Lions Club set up and pack up for the Australia Day Breakfast, also MC'd the morning so that the presentations went smoothly. This year, aside from the Australia Day Awards, the local St John Ambulance President presented awards to two

of our long standing volunteers in Mr Ollie Farrelly and Mr Terry Gladish. Also, the Lake Grace Development Association presented certificates in appreciation to ten new businesses that have started up in Lake Grace and to five newcomers that have taken over from existing businesses, all since 2013.

Monday 2 February 2015

Attended Lake Grace Development Association's first meeting for 2015, along with fellow Councillors Walker, Clarke, Stanton and Marshall, and Manager of Corporate Services Peter Dittrich.

Monday 9 February 2015

Attended the Lake Grace Visitor Centre AGM & Committee Meeting along with Cr Clarke and Manager of Community Services Lee Holben.

Monday 9 February 2015

Attended the Newdegate Development Association AGM & General Meeting along with Cr Clarke, Manager Community Services Lee Holben, CEO Neville Hale, Manager Infrastructure Services Louka Shopov and Cr Armstrong.

Tuesday 10 February 2015

Attended the Lake Grace Regional Health Advisory Group meeting along with Cr Clarke and Manager Community Services Lee Holben. This meeting was called to bring us up to date with what is happening with the hospital upgrade and to set this year's meeting dates.

While at the meeting I received the welcome news of the safe arrival of my granddaughter.

Wednesday 11 February 2015

Attended the Lake King Progress Association AGM and General Meeting along with Cr Clarke Lee Holben and Cr. DeLandgraft.

Friday 13 February 2015

At the CRC Lake Grace met with two of the National Party representatives Martin Aldridge MLC and Paul Brown MLC along with Cr. Clarke five other community members. Issued raised:

- Year 7 schooling, buses into Lake Grace, 5 day a week hostel.
- Amalgamation of Shires
- Mobile phone reception the lack of it.
- Royalty for Regions money and keeping young people in the country areas.
- Paper linen use in hospitals and ambulances.

Tuesday 17 February 2015

Attended the Audit Committee Meeting.

Wednesday 18 February 2015

Attended the Varley Progress AGM and General Meeting along with Manager Community Services Lee Holben, CEO Neville Hale, Manager Infrastructure Services Louka Shopov and Cr. Sinclair. I had the unusual experience, that when I took the chair to call for nominations of office bearers, I had two nominations for President and it had to go to the vote.

10.9 CR WALKER**Wednesday 17 December 2015**

Attended and presented the Year 10 Academic Excellence Award at the Lake Grace District High School end of year concert and awards evening. The recipient of the award, sponsored by the Shire was Holly King.

Wednesday 14 January 2015

Along with the CEO Neville Hale, Manager Infrastructure Louka Shopov, met with CBH representatives and looked at the Lake Grace CBH site to identify works required to better catch the water from the infrastructure on the CBH site. CBH's Greg Thornton suggested the Shire submit a private Works quote and letter seeking permission to set up a solar pump on the CBH dam.

Monday 26 January 2015

7.00 am - Attended the Australia Day Breakfast at the Lake Grace Swimming Pool and presented the following Citizenship Awards:

- The Australia Day Event of the Year Award to the Lake Grace District High School Centenary Celebrations.
- The Young Citizenship Award to Matthew Trevenen
- The Citizenship Award to Vynka Lay

Many thanks to all involved, especially the Lions Club.

10.00 am – Attended the Newdegate Australia Day Breakfast at the Pioneer Park Gazebo and enjoyed chatted to the well attended gathering.

12.30 pm – Attended the Lake King Australia Day lunch at the Lake King Tavern and conducted the Citizenship Ceremony for the Winyard family – Edward, Rachael, Robert and Abigail.

Congratulations to all involved in making all Australia Day Events such a success at Lake Grace, Newdegate, Lake King and Varley.

Well done to the Newdegate Street Party, Ian Chamberlain, Jenna Sugg, John Zurnamer and the McPhee Harvest Busy Bee on your Australia Day Citizenship Awards.

Monday 2 February 2015

Met with Dr and Mrs Henriette Jacobs along with Kelli Porter, Manager of Development, and Tina Donovan, Manager Recruitment at Rural Health West, Cr De Landgraft and Acting Manager Corporate Services Peter Dittrich for the CEO.

On the agenda for the meeting was:

- Current GP status and intentions
- Eastern Wheatbelt Primary Care Project
- Recruitment Options
- General Business

Attended the Lake Grace Development Association dinner meeting.

Tuesday 3 February 2015

Met with Chris Swarts, CEO First Health, CEO Neville Hale, Acting Manager Corporate Services Peter Dittrich - general discussion and explanation of the process involved in engaging First Health through the Eastern Wheatbelt Primary Care Project Group.

Tuesday 10 February 2015

Attended the 4WDL Meeting at Dumbleyung with the CEO. Member for Wagin Terry Waldron MLA was among the attendees. Items of discussion at the meeting included:

- Well Aged Housing Project Reports and updates
- Prioritised Strategic Action Plan objectives for the next 12 months.
- Main Roads WA Wheatbelt Region – downgrade of Narrogin Office to Northam.
- Bushfire Prone Vegetation Data Mapping – Tim McNaught , Executive Manager, Office of Bushfire Risk Management (OBRM).

Tim gave a presentation and was open to questions – he left the meeting very well aware of the concerns of Group Members on the Bushfire Prone Vegetation Data Maps i.e. the contrast between forest and pasture (i.e. the Wheatbelt) and the need to interpret the Australian Standards differently with perhaps a 3 tiered or zoned map (i.e. red, yellow, white based on the ‘fightability’ of fire in the various zones).

Tuesday 17 February 2015

Attended the Audit Committee Meeting. Items on the agenda included:

- Local Government Compliance Audit – presented to the Committee for recommendation to Council - refer Item 16.1.
- 2014/15 Budget Review – presented to the Committee for recommendation to Council - refer Item 14.5

Wednesday 18 February 2015

Met with Dr Jacobs at the Newdegate Medical Centre with Deputy Shire President Cr De Landgraft and CEO Neville Hale.

Attended the Newdegate Rejuvenation Committee Meeting at Newdegate. Items on the agenda included:

Stage 2 & 3 Progress Report – Project is about 40% - 50% completed in regard to timber framing, electrical, externals and roof covering.

Funding application for \$10,000 to Caring for Aged Rural Australians (CARA) was successful, this along with budgeted Council contribution of \$5,000 will enable furniture for the Newdegate Lesser Hall to be purchased. Examples and quotes provided indicate a very successful outcome.

All 4WDL VROC Shires that participate in this over 55's Independent Living Units Project are now required to provide tenancy waiting lists for current and future developments. This is now a requirement under the various streams of funding to provide a big picture of the housing project across the seven Shires (4WDL)

11.0 MATTERS FOR CONSIDERATION – WORKS & SERVICES

No items for consideration.

12.0 MATTERS FOR CONSIDERATION – PLANNING

3.40 pm Mrs Sarah Allen left the meeting.

12.1 PLANNING APPLICATION – EXPANSION OF EXISTING CATTLE FEEDLOT LOT 2540 MALLEE HILL RD SOUTH NEWDEGATE

Applicant:	Mr Beau Waddell (Landowner)
File No.	0455
Attachments:	Plans 1 to 5
Author:	Mr Joe Douglas & Mr Carlo Famiano Urban & Rural Perspectives -Town Planning Consultants
Disclosure of Interest:	Nil
Date of Report:	17 February 2015
Senior Officer:	Mr Neville Hale Chief Executive Officer

Summary

This report recommends that a planning application submitted by Mr Beau Waddell (Landowner) to expand an existing cattle feedlot on Lot 2540 Mallee Hill Road, South Newdegate from 500 to 1,500 head of cattle be approved subject to conditions.

Background & Comment

The applicant is seeking Council's planning approval to expand an existing cattle feedlot on Lot 2540 Mallee Hill Road, South Newdegate from 500 to 1,500 head of cattle, including the installation of fencing and access tracks (see Plans 1 to 5).

Lot 2540 is classified 'General Agriculture' under the Shire of Lake Grace's current operative Local Planning Scheme No.4 (LPS No.4).

Under the terms of the Zoning Table in LPS No.4 the development and use of any land classified 'General Agriculture' zone for the purpose of a 'feedlot' is listed as an 'A' use which means it is not permitted unless Council has exercised its discretion by granting planning approval following completion of public advertising.

The application was advertised for public comment for the minimum required period of fourteen (14) days concluding on 13 February 2015. This process included a notice in the local newspaper, correspondence to adjoining landowners and display of the relevant report and plans at the Shire's Administration Centre. At the conclusion of public advertising the Shire had not received any submissions in respect of the proposal.

Clause 5.11.10 of LPS No.4 states that the development of feedlots (including any expansion of existing facilities) in the 'General Agriculture' zone will only be supported by Council where they comply with all relevant legislation, policies, guidelines and codes of practice applicable at the time and where any potential impacts associated with such usage are contained on-site.

Following a detailed assessment of the application in the context of the relevant planning criteria and standards the reporting officers' have concluded the proposed expansion of the existing cattle feedlot is capable of being supported and approved by Council for the following reasons:

- i) It is consistent with the objectives of the land's current 'General Agriculture' zoning classification in LPS No.4;

- ii) It complies with the buffer requirements of the Environmental Protection Authority's (EPA) '*Guidance Statement No.3 – Separation Distances Between Industrial & Sensitive Land Uses*' as this applies specifically to cattle feedlots;
- iii) It satisfies the various criteria for the development and use of land for the purposes of a cattle feedlot prescribed in the Department of Agriculture and Food's *Guidelines for the Environmental Management of Beef Cattle Feedlots in Western Australia 2002*;
- iv) The proposed works constitute a simple expansion to an existing feedlot on the subject land that was established prior to the introduction of LPS No.4 (i.e. Council's planning approval was not required under the Shire's previous TPS No.3);
- v) It will have sufficient setbacks from all adjoining property boundaries (i.e. it is compliant with the boundary setback requirements applicable to all land classified 'General Agriculture' in LPS No.4);
- vi) The plans submitted in support of the application appear to be well founded and capable of being implemented in a proper and orderly manner;
- vii) The location and scale of the proposed feedlot expansion is unlikely to have a detrimental impact upon the existing character and amenity of the immediate locality;
- viii) It will not result in the clearing of any significant native vegetation and is unlikely to have a detrimental impact on the natural environment;
- ix) It will add to the diversity of rural land usage in the locality and has potential to create additional employment opportunities;
- x) It is unlikely to have a detrimental impact upon the local and State road network given its relatively small scale and limited number of truck movements to and from the property on a yearly basis (i.e. 37 trips in & 50 trips out during the ten month growing season); and
- xi) It is supported by the local community as evidenced by the lack of submissions during the recent community consultation process.

In light of the above conclusions it is recommended that Council exercise its discretion and grant conditional approval to the application.

Legal Implications

- Planning and Development Act 2005
- Shire of Lake Grace Local Planning Scheme No.4
- Environmental Protection Act 1986
- Environmental Regulations 1987

Policy Implications

- Environmental Protection Authority Guidance Statement No.3 – '*Separation Distances Between Industrial & Sensitive Land Uses*'
- Department of Agriculture and Food – '*Guidelines for the Environmental Management of Beef Cattle Feedlots in Western Australia 2002*'

Community Consultation

Completed in accordance with the specific requirements of Clause 9.4 of LPS No.4 for the minimum required period of fourteen (14) days.

Financial Implications

Nil

Strategic Implications

The proposal is generally consistent with the objectives for the development and use of agricultural land within the municipality prescribed in the Shire's current Local Planning Strategy.

Voting Requirements

Simple majority required.

Recommendation/Resolution**MOTION 11985**

Moved Cr Armstrong
Seconded Cr Stanton

That the application for planning approval submitted by Mr Beau Waddell (Landowner) to expand the existing cattle feedlot on Lot 2540 Mallee Hill Road from 500 to 1,500 head of cattle be approved subject to compliance with the following conditions and advice notes:

Conditions

1. The proposed development shall be undertaken in a manner consistent with the information and plans submitted in support of the application unless otherwise approved by Council.
2. The cattle feedlot shall be limited to a maximum of 1,500 head of cattle at any given time unless otherwise approved by Council.
3. No cattle are permitted to be slaughtered on the land unless otherwise approved by Council.
4. The property shall be maintained in a neat and tidy condition at all times to the specifications and satisfaction of the Shire of Lake Grace.
5. All solid and liquid waste generated by the feedlot shall be managed and disposed of to the specifications and satisfaction of the Shire of Lake Grace.
6. The waste disposal pond shall have sufficient capacity to retain a 10-year return frequency 72-hour storm event using a run-off coefficient of 0.8 for the feedlot pens and associated works. The pond shall also be capable of retaining all the captured stormwater from the feedlot in a 90 percentile wet year.
7. Suitable arrangements shall be made to ensure that no solid or liquid waste generated by the feedlot is released either directly or indirectly into the existing intermittent creek lines traversing the land.
8. Suitable arrangements shall be made to minimise the potential for any dust and/or odour nuisance arising from the feedlot use.
9. All internal vehicle accessways servicing the cattle feedlot shall be of a suitable width and surface finish to provide for the safe and convenient movement of heavy vehicles.
10. The existing driveway crossovers to be used to provide heavy vehicle access to and from the local road network shall be constructed and maintained to the specifications and satisfaction of the Shire's Manager Infrastructure Services at no cost to the Shire.

MOTION 11985 continued

Advice Notes

1. The proposed development shall be completed within a period of two (2) years from the date of this approval. If the development is not completed within this period the approval will lapse and be of no further effect. Where an approval has lapsed, no development shall be carried out without the further approval of the Shire of Lake Grace having first been sought and obtained.
2. The operators of the cattle feedlot shall have due regard for and ensure compliance with the specific requirements of all relevant legislation, regulations, policies and guidelines including but not limited to the following:
 - i) Environmental Protection Act 1986;
 - ii) Environmental Regulations 1987;
 - iii) Department of Agriculture and Food – ‘Guidelines for the Environmental Management of Beef Cattle Feedlots in Western Australia 2002’; and
 - iv) Environmental Protection Authority Guidance Statement No.3 – ‘*Separation Distances Between Industrial & Sensitive Land Uses*’.
3. Failure to comply with any of the conditions of this planning approval constitutes an offence under the provisions of the *Planning and Development Act 2005* and the Shire of Lake Grace Local Planning Scheme No.4 and may result in legal action being initiated by the local government.

MOTION CARRIED 9/0

13.0 MATTERS FOR CONSIDERATION – HEALTH & BUILDING

No items for consideration.

14.0 MATTERS FOR CONSIDERATION – FINANCE

14.1 ACCOUNTS FOR PAYMENT – DECEMBER 2014

Applicant:	Shire of Lake Grace
File No.	0277
Attachments:	List of Creditors
Author:	Mrs Lynda Trawinski Finance Officer
Disclosure of Interest:	Nil
Date of Report:	5 February 2015
Senior Officer:	Mr Peter Dittrich A/Manager Corporate Services

Summary

For Council to ratify expenditures incurred for the month of December 2014.

Background

List of payments for the month December 2014 through the Municipal and Trust accounts are attached.

Comment

In accordance with the requirements of the Local Government Act 1995, a list of creditors is to be completed for each month showing:

- (a) The payee's name
- (b) The amount of the payment
- (c) Sufficient information to identify the transaction
- (d) The date of payment

The attached list meets the requirements of the Financial Management Regulations.

Legal Implications

Local Government (Financial Management) Regulations 1996 – Reg 12

Local Government (Financial Management) Regulations 1996 – Reg 13

Policy Implications

N/A

Consultation

N/A

Financial Implications

The list of creditors paid for the month of December 2014 from the Municipal and Trust Account Total \$ 521,194.78.

Strategic Implications*Shire of Lake Grace Strategic Community Plan*

Civic Leadership Focus Area (5)

- Excellence in Shire administration and communication

Voting Requirements

Simple majority required.

Recommendation/Resolution**MOTION 11986**

Moved Cr Chappell

Seconded Cr Marshall

That Council ratify the list of payments totalling \$521,194.78 as presented for the month of December 2014 incorporating:

- Trust Account Cheques:	806 to 812	\$	1,875.00
- Trust Account Cheque	813	\$	Void
- Electronic Funds Transfer:	EFT 13394 to EFT 13517	\$	331,970.72
- Municipal Account Cheques:	35706 to 35742	\$	76,201.44
- Direct Debits:	DD5367.1 to DD5367.9	\$	111,147.62

MOTION CARRIED 9/0

14.2 ACCOUNTS FOR PAYMENT – JANUARY 2015

Applicant:	Shire of Lake Grace
File No.	0277
Attachments:	List of Creditors
Author:	Mrs Lynda Trawinski Finance Officer
Disclosure of Interest:	Nil
Date of Report:	5 February 2015
Senior Officer:	Mr Peter Dittrich A/Manager Corporate Services

Summary

For Council to ratify expenditures incurred for the month of January 2015.

Background

List of payments for the month January 2015 through the Municipal and Trust accounts are attached.

Comment

In accordance with the requirements of the Local Government Act 1995, a list of creditors is to be completed for each month showing:

- (a) The payee's name
- (b) The amount of the payment
- (c) Sufficient information to identify the transaction
- (d) The date of payment

The attached list meets the requirements of the Financial Management Regulations.

Legal Implications

Local Government (Financial Management) Regulations 1996 – Reg 12
Local Government (Financial Management) Regulations 1996 – Reg 13

Policy Implications

N/A

Consultation

N/A

Financial Implications

The list of creditors paid for the month of January 2015 from the Municipal and Trust Account Total \$ 614,256.66.

Strategic Implications

Shire of Lake Grace Strategic Community Plan

Civic Leadership Focus Area (5)

- Excellence in Shire administration and communication

Voting Requirements

Simple majority required.

Recommendation/Resolution

MOTION 11987

Moved Cr Hunt
Seconded Cr Sinclair

That Council ratify the list of payments totalling \$614,256.66 as presented for the month of January 2015 incorporating:

- Trust Account Cheques:	814 to 816	\$	500.00
- Electronic Funds Transfer:	EFT 13518 to EFT 13621	\$	455,457.16
- Municipal Account Cheques:	35743 to 35777	\$	25,640.24
- Direct Debits:	DD5392.1 to DD5392.9	\$	132,659.26

MOTION CARRIED 9/0

14.3 FINANCIAL STATEMENTS – DECEMBER 2014

Applicant:	Shire of Lake Grace
File No.	0275
Attachments:	Financial Reports
Author:	Mr Warrick Millar Senior Finance Officer
Disclosure of Interest:	Nil
Date of Report:	11 February 2015
Senior Officer:	Mr Peter Dittrich A/Manager Corporate Services

Summary

Consideration of the financial statements for the month ending 31 December 2014.

Background

The following financial reports are included for your information:

- Monthly Statement of Financial Activity
- Financial Activity Variances
- Significant Accounting Policies
- Statement of Objective
- Acquisition of Assets
- Disposal of Assets
- Information on Borrowings
- Reserves
- Net Current Assets
- Rating Information
- Trust Funds
- Operating Statement by Programme
- Balance Sheet
- Financial Ratios
- Capital Road Works
- Operating Revenue & Expenditure Graphs
- Bank Reconciliations

Comment

Nil

Legal Implications

Local Government Act 1995 – section 6.4

Local Government (Financial Management) Regulations 1996

Policy Implications

N/A

Consultation

N/A

Financial Implications

Nil

Strategic Implications

Shire of Lake Grace Strategic Community Plan

Civic Leadership Focus Area (5)

- Excellence in Shire administration and communication

RecommendationVoting Requirements

Simple majority required.

Recommendation/Resolution**MOTION 11988**

Moved Cr Armstrong
Seconded Cr Chappell

That Council in accordance with Regulation 34 of the Local Government (Financial Management) Regulations 1996 receives the Statement of Financial activity for the period ended 31 December 2014 as attached is received.

MOTION CARRIED 9/0

14.4 FINANCIAL STATEMENTS – JANUARY 2015

Applicant: Shire of Lake Grace
File No. 0275
Attachments: Financial Reports
Author: Mr Warrick Millar

Senior Finance Officer

Disclosure of Interest: Nil
Date of Report: 11 February 2015
Senior Officer: Mr Peter Dittrich

A/Manager Corporate Services

Summary

Consideration of the financial statements for the month ending 31 January 2015.

Background

The following financial reports are included for your information:

- Monthly Statement of Financial Activity
- Financial Activity Variances
- Significant Accounting Policies
- Statement of Objective
- Acquisition of Assets
- Disposal of Assets
- Information on Borrowings
- Reserves
- Net Current Assets
- Rating Information
- Trust Funds
- Operating Statement by Programme
- Balance Sheet
- Financial Ratios
- Capital Road Works
- Operating Revenue & Expenditure Graphs
- Bank Reconciliations

Comment

Nil

Legal Implications

Local Government Act 1995 – section 6.4

Local Government (Financial Management) Regulations 1996

Policy Implications

N/A

Consultation

Nil

Financial Implications

Nil

Strategic Implications*Shire of Lake Grace Strategic Community Plan*

Civic Leadership Focus Area (5)

- Excellence in Shire administration and communication

Voting Requirements

Simple majority required.

Recommendation/Resolution**MOTION 11989**

Moved Cr De Landgraft

Seconded Cr Marshall

That Council in accordance with Regulation 34 of the *Local Government (Financial Management) Regulations 1996* receives the Statement of Financial activity for the period ended 31 January 2015 as attached is received.

MOTION CARRIED 9/0

14.5 2014/15 BUDGET REVIEW

Applicant:	Corporate Services Section
File No.	0625
Attachments:	Attachments A, B & C
Author:	Mr Peter Dittrich A/Manager Corporate Services
Disclosure of Interest:	Nil
Date of Report:	17 February 2015
Senior Officer:	Mr Neville Hale Chief Executive Officer

Summary

For Council to adopt the 2014/15 Budget Review.

Background & Comment

According to the Local Government (Financial Management) Regulations 1996 all Local Governments in Western Australia are required to conduct a budget review each financial year.

The review of the Shire's expected financial position by 30 June 2014 must occur between 1 January and 31 March with the outcomes considered by council. The council must then determine whether to adopt the review, any parts of the review or any recommendations within the review. The Budget Review must be presented to the Department of Local Government within 30 days of Council determination.

Budget Review Process

Under the Review process, a local government is required to report on significant variances within each program either above or below tolerances adopted by Council. A program is typically Governance, General Purpose Funding, Law, Order & Safety, Transport and so on. The level of variance that requires an explanation for the Shire of Lake Grace is 10% and \$5,000.

Budget Review Documents

Presented to the Audit Committee is the Shire's 2014/15 Budget Review consisting of:

- Attachment A – Budget Review based on Accounts as at 31st December 2014
 - The Finance Statement with variances expected indicated by program and the Report on significant variances greater than 10% and \$5,000;
 - Note 1 to 12
- Attachment B – Schedules 3-14 as at 31st December 2014
 - The Schedules have also been provided as further background information.
- Attachment C – Budget Review Notes dated 11th February 2015
 - List of Accounts showing movement following Budget Review and explanation pages 1-8

Analysis of Expected Financial Position by 30 June 2014

An initial budget was based on a projected end of year surplus of \$747,438.. It should be noted that the actual carried forward position of \$865,986 was \$118,548 more than that reported at the adopted budget.

Outcome of Budget Review

After a review of the accounts with staff in January the following proposed changes are presented to Council (see Budget Review Attachment 2) for detailed figures.

If the Budget Review proposals are fully adopted it is estimated that the Shire will not have a carry forward cash surplus in 2015/16.

Legal Implications

- Section 33A - Local Government (Financial Management) Regulations 1996
- Section 6.8 (1) Local Government Act 1995 – Expenditure in municipal fund not included in annual budget.

Policy Implications

Nil

Consultation

Internal: CEO & Senior Management Team

Financial Implications

The Shire will not have a carry forward cash surplus in 2015/16.

Strategic Implications

Shire of Lake Grace Strategic Community Plan

Civic Leadership Focus Area (5)

- Excellence in Shire administration and communication

Voting Requirements

Absolute majority (5) required.

Audit Committee Recommendation/Resolution**MOTION 11990**

Moved Cr Hunt
Seconded Cr Chappell

That Council adopt the proposed Budget Review 2014/15 as shown in:

1. Attachment A – Budget Review based on Accounts as at 31st December 2014 supported by the information detailed in;
2. Attachment B – Schedules 3-14 as at 31st December 2014; and,
3. Attachment C – Budget Review Notes dated 11th February 2015 Pages 1 to 8.

MOTION CARRIED BY ABSOLUTE MAJORITY 9/0

14.6 2013/14 ANNUAL GENERAL MEETING OF ELECTORS

Applicant:	Manager Corporate Services
File No.	0202
Attachments:	Nil
Author:	Mr Peter Dittrich A/Manager Corporate Services
Disclosure of Interest:	Nil
Date of Report:	12 February 2015
Senior Officer:	Mr Neville Hale Chief Executive Officer

Summary

The purpose of this item is to set a date for the Annual General Meeting of Electors.

Background

In accordance with the Local Government Act 1995, Council is to accept the Audited Annual Financial Statements for a financial year no later than 31 December after that financial year.

The Shire, via the appointed Auditors, has been granted an extension to the 28th of February 2015. At the time of writing this item, the audited financial statements are expected to be delivered to the Shire within the next week.

The CEO is to give local public notice of the availability of the annual report as soon as practicable after the report has been accepted by the local government.

An Annual General Meeting of Electors is to be held once every financial year, on a day not more than 56 days after Council has accepted the Annual Report.

Comment

The Final Audit for the Shire of Lake Grace was started in early December 2014. The completion of the audit and the financial report confirms all figures for the 2013/14 year and reflects an increase in the carried forward position at 30 June 2014, which has been taken into consideration for the 2014/15 budget review.

It is anticipated that the Annual Report will be presented to the audit committee prior to this meeting.

It is recommended that the Annual General Meeting of Electors be held at 5:30 pm on 25 March 2015 at the Varley Sports Pavilion. The venue is in keeping with the rotation of the electors meetings between the four towns.

It should be noted that the Annual Electors Meeting is to be held within 56 days of the Annual Report being received by Council, which means that the Annual Electors meeting will need to be held prior to the 20 May 2015, if the report is accepted at the 25 March 2015 Ordinary Meeting.

Legal Implications

Local Government Act 1995 s1.7, s1.8, s5.54, s5.27 & s5.29

Policy Implications

N/A

Consultation

Internal: Chief Executive Officer
Shire of Lake Grace Audit Committee

External: UHY Haines Norton (Auditors)

Financial Implications

Nil

Strategic Implications*Shire of Lake Grace Strategic Community Plan*

Civic Leadership Focus Area (5)

- Excellence in Shire administration and communication

Voting Requirements

Absolute majority (5) required.

Recommendation/Resolution**MOTION 11991**

Moved Cr Chappell
Seconded Cr Sinclair

That Council advise the Chief Executive Officer to convene the Annual General Meeting of Electors for 5:30 pm on 25 March 2015 at the Varley Sports Pavilion, subject to the final audit of the Shire of Lake Grace being received by 10 March 2015.

MOTION CARRIED BY ABSOLUTE MAJORITY 9/0

14.7 NEWDEGATE COMMUNITY BUS - REPLACEMENT

Applicant:	Newdegate Community Cropping Project
File No.	0760
Attachments:	Nil
Author:	Mr Peter Dittrich A/ Manager Corporate Services
Disclosure of Interest:	Nil
Date of Report:	17 February 2015
Senior Officer:	Mr Neville Hale Chief Executive Officer

Summary

For Council to consider the replacement of the Newdegate Community Bus.

Background

The Newdegate Community Cropping Project passed a motion at its February 2015 meeting to replace the Newdegate Community Bus.

Comment

In August 2010 the Shire purchased a Toyota Bus registration 1AOD 444 on behalf of the Newdegate Community Cropping Project at a cost of \$15,000 excluding GST.

The purchase was financed by way of a donation received from the Newdegate Community Cropping Project for \$15,000.

The Shire has been requested to purchase a replacement bus at a cost of \$18,000 excluding GST. This purchase will be fully funded by the Newdegate Community Cropping Project.

The Newdegate Community Cropping Project would like the Shire to dispose of Toyota Bus registration 1AOD 444 once the replacement bus has been purchased and to donate the net proceeds of the sale to them in recognition of their contribution to the Newdegate Community Bus.

It is estimated that the sale of the bus will generate net proceeds in the order of \$9,000.

Legal Implications

Local Government Act 1995 - Section 6.8.1(b) requires a local government not incur any expenditure that is not included in its budget unless authorized by resolution by absolute majority and Section 6.11.2(b).

Policy Implications

N/A

Consultation

External: Newdegate Community Cropping Project

Internal: Chief Executive officer.

Financial Implications

The cost of the replacement bus will be financed by way of donation from the Newdegate Community Cropping Project.

The donation to the Newdegate Community Cropping Project will be financed by the proceeds of sale, excluding GST, of the current Newdegate Community Bus.

Strategic Implications

Shire of Lake Grace Strategic Community Plan

- S2 Provide a supportive social environment

Voting Requirements

Absolute majority (5) required.

Recommendation/Resolution**MOTION 11992**

Moved Cr Armstrong
Seconded Cr De Landgraft

That Council authorise an unbudgeted expenditure from account E123059 for the purchase of a 2004 Toyota Coaster at a cost of \$18,000 excluding GST financed by way of donation from the Newdegate Community Cropping Project for the amount of \$18,000.

2. That Council authorise the disposal of Toyota Bus registration 1AOD 444 and that the net proceeds of the sale, in the order of \$9,000, be donated to the Newdegate Community Cropping Project in recognition of their contribution to the Newdegate Community Bus.

MOTION CARRIED BY ABSOLUTE MAJORITY 9/0

15.0 MATTERS FOR CONSIDERATION – COMMUNITY SERVICES

15.1 UNITING CHURCH LAKE GRACE

Applicant:	Department of Lands
File No.	0369/0436
Attachments:	1. Department of Lands Letter 2. Resident letters x 3 3. Location plan 4. Extract from Heritage Inventory 5. Public Meeting 2 December 2014
Author:	Ms Lee Holben Manager Community Services
Disclosure of Interest:	Nil
Date of Report:	6 February 2015
Senior Officer:	Mr Neville Hale Chief Executive Officer

Summary

For Council to determine whether to accept a Management Order over the former Crown Grant in Trust (Reserve), "Church Site Methodist" Lot 47 Bennett Street, Lake Grace.

Background

The attached letter (15 July 2014) from the Department of Lands details the background to Lot 47 (formerly Reserve 17308), Bennett Street, Lake Grace which was set aside to be used as a church site.

The land and buildings are surplus to the needs of the Uniting Church in Australia (the Church) and it would like to surrender the site. Given the land is a Reserve held by the Church under Conditional Tenure, the Department of Lands seeks to have the land first surrendered to the State so the land can be reserved for "Community Centre" purposes then transferred to the Shire.

Originally the discussion included Lots 46 and 47 Bennett Street Lake Grace. Lot 46 is separate to the request from the Department of Lands and may be for private sale by the Uniting Church in the future.

This item has previously been to Council on the 28 September 2012, Motion 11517:

*Moved Cr Chamberlain
Seconded Cr Newman*

That Council:

- 1. Supports the Lake Grace Development Association's application to the Uniting Church of Australia to secure ownership of Lots 46 and 47 Bennett Street Lake Grace with the intention of creating a historical precinct for future museum use.*
- 2. Decline the offer from the Lake Grace Development Association Inc to accept possession of the Lake Grace Uniting Church, also known as the Methodist Church at Lots 46 and 47 Bennett Street Lake Grace.*

Motion 11892 of the 27 August 2014 Ordinary Meeting:

*Moved Cr Marshall
Seconded Cr Armstrong*

That the item lay on the table for further consultation with stakeholders and the community.

Comment

The Department's preferred option reflects the fact that the land is the property of the Crown and a transfer in favour of the LGDA would amount to a transfer of ownership thus requiring the LGDA to purchase the land.

With the land retained by the State and reserved for community purpose, a Management Order could be issued to the Shire, with power to lease, thereby giving the LGDA access to the land without the need for financial consideration.

However, such an arrangement would also expose the Shire to future cost should the LGDA undertake development of the land then find it was not in the position to sustain that development. In such a case, the community may expect the Shire to assume responsibility in an effort to continue to provide the facility/service. This concern is highlighted by reference to the Lake Grace Strategic Community Plan in which such expectations are enunciated.

The existing structure appears to be in a poor condition, is constructed of brick /cement block whilst the grounds are in a poor state. To assume responsibility for both land and buildings would expose the Shire to the potential costs associated with any renovation and general improvements including high cost wet areas and disability access.

The LGDA had expressed an interest in the property and the neighbouring vacant lot as a potential site to develop a museum of local artefacts. There is, however, some concern that the site may not be sufficiently high profile to attract the attention of travellers passing through town.

An alternative may be to express an interest in the proposed land transfer subject to the buildings being demolished and the land cleared. Lot 46 Bennett Street would still need to be purchased to allow for any significant development ie future aged housing or similar community use. At this point in time a figure of \$15,000 has been mentioned to purchase Lot 46 Bennett Street.

Since the Ordinary meeting of Council held on the 27 August 2014 extensive Community Consultation has been held as detailed in the section Consultation further on in this report.

The Site is listed in the Lake Grace Municipal Inventory of Heritage Places as a Category C.

Category C definition is as below:

Category C: *A place of some cultural heritage significance to Shire of Lake Grace. No constraints.*

Recommend: *Encourage retention of the place, and document the place if retention is not possible.*

IMPLICATIONS:

Shire of Lake Grace officers available to discuss any proposals affecting the cultural heritage significance of the place, but there are no statutory requirements pertaining to heritage issues.

Private owners do not qualify for any funding.

Local Government, churches and community owners qualify for Lotterywest conservation funding, although at a lower priority. It is funded loosely on a \$ for \$ basis, although 'inkind' contributions are encouraged. Benefit to the community is a significant factor in assessment for funding. A Conservation Plan is a pre-requisite for conservation works funding, but a Conservation Plan can also be funded on same basis.

Three letters have been received from the Community in response to the public community consultation (attached).

The key points from the letters include:

- Shire of Lake Grace accepts management and financial responsibility for the land and buildings.
- Shire of Lake Grace to restore the buildings.
- The buildings to remain on site.
- The buildings not be demolished

Twenty six residents attended a public meeting on the 2 December with the key points from this meeting including:

- Shire of Lake Grace accepts Management order.
- Preserve the buildings to maintain a sense of place and history.
- In regards to further aged housing – is there a need for more aged housing we already have 10 units plus the community housing.
- Consider what community groups could utilise the building ie ARC could have their own building until a long term decision is made.

Consideration needs to be given to the fact that percentage wise very few residents took the time to either respond to the community consultation and or attend the public meetings.

Potential Options:

- It has been discussed that the Church could be utilised for community use. Considering the condition of the facility thought would need to be given as to this use. The facility would not be suitable for large numbers of residents at any one time.
- A number of residents feel that the two lots could be utilised for future Over 55 units. Two units could be built behind the church and another two on Lot 46, with the Church being utilised for community use until funding becomes available for the units. During the consultation when this has been discussed other members of the community have questioned the need for more aged accommodation.

- A number of residents have investigated the possibility of utilising this facility as a second hand shop but have come to the conclusion that the community would not support such a venture and have decided not to pursue this.
- The facility was originally looked at to house historical information both internally and externally. Currently the Australian Inland Mission (AIM) and the Visitors Centre are struggling for volunteers and this concept would put extra pressure on the limited number of volunteers in the Shire. At the same time it was discussed that the facility could be moved next door to the Visitor Centre so it could be manned by the volunteers manning the Visitor Centre but such a move would destroy any Heritage value.
- From the public meeting it was also suggested that ARC could utilise this facility until a future decision is made for the use. It has been identified that ARC staff spend up to two and a half hours removing all ARC equipment when functions such as weddings, funerals, training and meetings occur in the Lesser Hall and then another hour returning the equipment. This opportunity would take the pressure off in endeavouring to make a decision as to whether the facility is kept or demolished and also support what is currently an Occupational Health and Safety issue.

In view of the level of community response against the future potential costs, Council may consider retention of the building is questionable.

Accordingly, some of the options to be considered are:

1. Not accept the proposed Management Order over Lot 47 Bennett Street, Lake Grace and advise the Department of Lands accordingly.
2. Accept/not accept the proposal to purchase Lot 46 Bennett Street Lake Grace at a cost of \$15,000.
3. Document the Uniting Church.
4. Accept the proposed Management Order over Lot 47 Bennett Street Lake Grace as a Vacant block and advise the Department of Land accordingly.
5. Accept the proposed Management Order over Lot 47 Bennett Street Lake Grace with the Church and advise the Department of Land accordingly.
6. Allocate funds in the 2015/2016 budget to purchase Lot 46 Bennett Street Lake Grace.
7. Allocate funds in the 2015/2016 budget to renovate the Church Building for community use.

Legal Implications

Land Administration Act 1997

Local Government Act 1995

Policy Implications

N/A

Consultation

Internal: Shire President and Councillors
 Chief Executive Officer
 Senior Management Team
 Building Team Supervisor

External: Department of Lands
 Uniting Church

Community Consultation:

- Community News – 11 September 2014 to 18 December 2014.
- Church open for Public to inspect – 11 people attended including CEO, 1 councillor and 1 staff member.
- Public Meeting – 2 December 2014 – 26 people attended including CEO, 4 Councillors and 3 staff members.
- Facebook:
 - 11 September 2014 – reaching 82 people
 - 30 October 2014 – reaching 42 people
 - 24 November 2014 – reaching 221 people
 - 5 December 2014 – reaching 53 people
 - 3 December 2014 – reaching 96 people
 - 2 December 2014 reaching 26 people
- Shire's Website – from 11 September 2014 and is still on the website, with the summary report from the 2 December 2015 public meeting
<http://www.lakegrace.wa.gov.au/council/community-consultation/uniting-church-land-and-building/>

Financial Implications

Whilst there is minimal cost to the Shire in accepting a Management Order over this land, any expectation to contribute to the maintenance and or improvement of the buildings thereon could be considerable over time as well as the purchase of Lot 46 at an expected cost of \$15,000.

Strategic Implications*Shire of Lake Grace Community Strategic Plan*

- *Ec1 – Support for growth, development and diversification of local business and employment opportunities*
- *Ec3 – maintain community built infrastructure*
- *S3 – Maintain and improve social/community infrastructure to support community wellbeing*

Officer Recommendation

That Council:

1. Accept the proposed Management Order over Lot 47 Bennett Street Lake Grace as a vacant block and advise the Department of Lands accordingly.
2. Accept the proposal to purchase Lot 46 Bennett Street Lake Grace at a cost of \$15,000.
3. Document the Uniting Church.

4. Allocate funds in the 2015/2016 budget for the purchase of Lot 46 Bennett Street Lake Grace.

Voting Requirements

Simple majority required.

Resolution

MOTION 11993

Moved Cr Chappell
Seconded Cr Armstrong

That, under Item 16.1 of the Shire of Lake Grace Standing Orders Local Law, Standing Orders be suspended at this time being 3.55 pm to discuss the matter regarding the Lake Grace Uniting Church.

MOTION CARRIED 9/0

MOTION 11994

Moved Cr Chappell
Seconded Cr Hunt

That Standing Orders resume, the time being 4.18 pm.

MOTION CARRIED 9/0

MOTION 11995

Moved Cr Marshall
Seconded Cr Hunt

That Council:

1. Accept the proposed Management Order over Lot 47 Bennett Street Lake Grace and advise the Department of Lands accordingly.
2. Accept the proposal to purchase Lot 46 Bennett Street Lake Grace at a cost of \$15,000.
3. Document the Uniting Church Lake Grace for historic purposes.

MOTION CARRIED 9/0

MOTION 11996

Moved Cr Clarke
Seconded Cr Sinclair

That Council:

1. Authorise an unbudgeted expenditure of \$15,000 from account E137525 for the purchase of Lot 46 Bennett Street Lake Grace, owned in freehold by the Uniting Church of Australia, to be funded from the Property Development Reserve; and
2. Authorise the transfer of the funds from the Property Development Reserve if required.

MOTION CARRIED 9/0 BY ABSOLUTE MAJORITY

15.2 LEASE AGREEMENTS – LAKE GRACE CHILDCARE CENTRE & LAKE GRACE PLAYGROUP

Applicant:	Lake Grace Playgroup & Children Services Support Unit
File No.	0254/0750
Attachments:	1. Lease Agreement Lake Grace Playgroup 2. Lease Agreement Children Services Support Unit
Author:	Ms Lee Holben Manager Community Services
Disclosure of Interest:	Nil
Date of Report:	02 February 2015
Senior Officer:	Mr Neville Hale Chief Executive Officer

Summary

The purpose of this report is to formalise two Lease Agreements for the Lake Grace Playgroup Building which relates to the provision of Playgroup services to the Shire of Lake Grace by the Lake Grace Playgroup and the Lake Grace Childcare Centre which relates to the provision of Child Care services to the Shire of Lake Grace by the Children Services Support Unit Inc., (CSSU) and to approve the use of the common seal on the document.

Background

The volume of land on Reserve no 27864, Lot 233/234 on Deposited Plan 170888, Certificate of Title Volume LR301, Folio 709 has two buildings on it, the Day care building and the Playgroup building (old Kindergarten building).

The Playgroup operates out of the Playgroup building on a Thursday and Children Services Support Unit operates out of the Day Care building Monday to Friday.

At the Ordinary meeting of Council held on the 28 May 2014 the following motion was endorsed:

That Council:

- 1. Enters into the Lease Agreement as presented, with the Children Services Support Unit Inc. subject to approval by the Minister for Lands; and*
- 2. Authorise the use of the common seal by the Shire President and the Chief Executive Officer on the Lease Agreement document.*

A second lease for the Lake Grace Playgroup has now been drawn up to work alongside the Lake Grace Day Care lease as both buildings are on the same Reserve 72864.

The Department of Lands has reviewed both leases to ensure they comply with the appropriate rules and regulations. Minor changes have been recommended by The Department of Lands and are highlighted in yellow for identification.

Comment

The Leases will be reviewed in five years' time.

Legal Implications

Lease Agreements between the Shire of Lake Grace, Lake Grace Playgroup and Children Services Support Unit Inc.

Policy Implications

Shire of Lake Grace Policy 1.11 Use of the Common Seal

Consultation

Internal: Senior Management Team

External: Jamie-Lee King, Senior State Land Officer, Department of Lands.
Lake Grace Playgroup.
Rebecca Jones, Family Day Care Service Coordinator, Children Services Support Unit Inc.

Financial Implications

The Agreement sets out the Shire's financial obligations for the provision of building insurance and any capital expenditure.

The costs are consistent with previous agreements and in line with the current budget.

Strategic Implications

Shire of Lake Grace Strategic Community Plan

- S1: Maintain current populations and attract new people to live in the shire.
- S2 Maintain and support the growth of basic services.
- S3: Maintain and improve social/community infrastructure to support community wellbeing.

Voting Requirements

Simple Majority required.

Recommendation/Resolution**MOTION 11997**

Moved Cr Chappell
Seconded Cr Hunt

That Council:

1. Enters into the Lease Agreement as amended, with the Lake Grace Playgroup and Children Services Support Unit subject to approval by the Minister for Lands.; and,
2. Authorises the use of the common seal by the Shire President and the Chief Executive Officer on the Lease Agreement documents.

MOTION CARRIED 9/0

15.3 **FREIGHT LOADING PLATFORMS – LAKE GRACE, BUNICHE AND NEWDEGATE**

Applicant:	WestNet Rail
File No.	0448
Attachments:	1. WestNet Rail letters 2. Lake Grace Development Association letter 3. Extract from Heritage Inventory
Author:	Ms Lee Holben Manager Community Services
Disclosure of Interest:	Nil
Date of Report:	02 February 2015
Senior Officer:	Mr Neville Hale Chief Executive Officer

Summary

The purpose of this report is to seek Council's direction in respect to the offer from WestNet Rail to accept leases for the Lake Grace, Buniche and Newdegate Freight Loading Platforms.

Background

WestNet Rail is seeking to ascertain whether the Shire of Lake Grace requires the Freight Loading Platforms located within the rail Corridors which includes the Platforms at Lake Grace, Buniche and Newdegate.

The facilities are superfluous to WestNet Rails operational needs and an option is to demolish the loading platforms.

WestNet Rail is prepared to offer a Licence over the facilities if the Shire deems the facilities worthwhile retaining for community usage. If the Shire requests a Licence then the Shire of Lake Grace would be responsible for the ongoing maintenance and repair of such facilities.

Comment

Both the Lake Grace and Newdegate Freight Loading Platforms are listed in the Lake Grace Municipal Inventory of Heritage Places as a Category B.

Category B definition is as below:

Category B *A place of considerable cultural heritage significance to the Shire of Lake Grace. A place worthy of recognition in the 'Heritage List' and protection through provisions of the Shire of Lake Grace's Town Planning Scheme.*

Planning application needs to be submitted to Shire of Lake Grace for any proposed development.

Recommend: Retain and conserve the place.

IMPLICATIONS: *Planning applications must be submitted to Shire of Lake Grace for approval prior to undertaking any works.*

The Lake Grace Development Association has responded to the Community Consultation, requesting that the Lake Grace ramp and crane remain.

It has been noted that general comments have been made that some local businesses do use the Lake Grace loading platform to unload/load their trucks, though they have not responded to the community consultation.

The current condition of the loading ramps is poor and would need work done to them to ensure they meet safety standards – see attached photos.

The Manager Infrastructure and the Building Team Supervisor have looked at the Lake Grace Goods Shed and Loading Ramp and have indicated that \$7,500 would ensure it would meet basic safety standards. At a minimum the steel rail supports need to be made straight, both the edge hard wood sleepers and the hard wood planks need replacing as well as backfill, level and compact the gravel platform. White ant treatment would also be needed, adding to the cost.

The Lake Grace Crane needs some basic work to make it presentable as a heritage piece. Research could be done into the history of the crane and documentation and signage could be created depicting this information. The Lake Grace Visitor Centre could include it on its history trails, information for visitors to the region. Signage could cost between \$1,000 and \$3,000 depending on the extent.

In regards to the Newdegate Goods Shed and Loading Platform, the only response to the community consultation was from the Newdegate Community Development Association who indicated that the community had no desire to keep the Goods Shed and Loading Platform.

The Manager Infrastructure and the Building Team Supervisor have looked at the Newdegate Goods Shed and Loading Ramp and have indicated that \$3,000 would ensure it would meet basic safety standards. White ant treatment would also be needed, adding to the cost.

The Buniche loading ramp is contained within a fenced area and is utilised by Westnet Rail as a storage area with no public access.

Legal Implications

Public Liability Insurance

Policy Implications

Nil

Consultation

Internal: Shire President and Councillors
Chief Executive Officer
Senior Management Team
Building Team Supervisor

External: Laura Adair, Network Lease Manager WestNet Rail.
Helen Bennett Chairperson Lake Grace Development Association
Roz Lloyd Secretary/Treasurer Newdegate Community Development Association

Community Consultation:

- Community News - 20 November to 5 December 2014.
- Shire of Lake Grace Web site - 5 November to 5 December 2014.

- Shire of Lake Grace Web site 14 January to 27 January 2015.
- Appeared in the Community E-News on the 16 January 2015.
- On Facebook it appeared on the:
 - 5 November 2014 – reaching 27 people.
 - 5 December 2014 – reaching 20 people.
 - 14 January 2015 – reaching 34 people.
- Community Notice Board November and December 2014.
- Manager Community Services discussed with the Lake Grace Development Association and the Newdegate Community Development Association.

Financial Implications

There is currently no financial provision in the 2014/2015 budget for the maintenance/repair of these Freight Loading Platforms.

Should a lease be entered into by the Shire provision would need to be made within the 2015/16 budget for maintenance and signage for the Lake Grace Goods Shed and Loading Ramp.

Strategic Implications

Shire of Lake Grace Strategic Community Plan

Corporate Vision

- An effective manager of community assets.

Officer Recommendation

That Council:

1. Decline the WestNet Rail offer to accept leases for the Buniche and Newdegate Good Sheds and Loading Platforms.
2. Request Staff to document both Buniche and Newdegate Loading Platforms prior to their demolition.
3. Accept the WestNet Rail offer to enter into a lease for the Lake Grace Goods Shed and Loading Platform.
4. Allocate funds in the 2015/2016 budget to ensure the Lake Grace Freight Loading Platform meets safety standards and that the crane is maintained as a heritage item.

Voting Requirements

Simple majority required.

Resolution

MOTION 11998

Moved Cr Hunt
Seconded Cr Clarke

That Council:

1. Decline the WestNet Rail offer to accept leases for the Buniche and Newdegate Good Sheds and Loading Platforms.
2. Request Staff to document both Buniche and Newdegate Loading Platforms and Goods Sheds prior to their demolition.
3. Accept the WestNet Rail offer to enter into a lease for the Lake Grace Loading Platform only, including crane, subject to confirmed vehicle access to that location.
4. Allocate funds in the 2015/2016 budget to ensure the Lake Grace Freight Loading Platform meets safety standards and that the crane is maintained as a heritage item.
5. Request Westnet Rail to assist with the cost of the restoration of and the making safe of the loading platform.

MOTION CARRIED 9/0

Reason for Change:

Council wished to clarify point 3 further as well as include a request for financial assistance from Westnet Rail.

16.0 MATTERS FOR CONSIDERATION - ADMINISTRATION

4.49 pm Cr Marshall left the Meeting.

16.1 LOCAL GOVERNMENT COMPLIANCE AUDIT – 1 JANUARY to 31 DECEMBER 2014

Applicant:	Department of Local Government & Communities
File No:	0528
Attachments:	Compliance Audit Return
Author:	Mrs Jeanette Bennett Executive Assistant
Disclosure of Interest:	Nil
Date of Report:	11 February 2015
Senior Officer:	Mr Neville Hale Chief Executive Officer

Summary

The purpose of this report is for recommendation to Council of the Statutory Compliance Audit Return (CAR) for the year ending 31 December 2014 and endorsement of the required certification.

Background

Each year, the Department of Local Government and Communities produces a Statutory Compliance Audit Return for Local Government to carry out an audit in areas of compliance as set out in the CAR.

The completed CAR return is to be reviewed by the Audit Committee, the results then reported to Council, prior to adoption by Council and submission of the certified return to the Department of Local Government and Communities by 31 March 2015.

The Compliance Audit was presented to the Audit Committee at its 17 February 2015 Meeting.

Comment

As in the three years previous, the 2014 Compliance Audit was completed in-house. The decision to again complete the audit in-house was made due to very few issues being identified in the Compliance Return for 2013.

The number of questions in the 2014 is again in a reduced format, with the areas of compliance included restricted to those considered high risk. There are 78 questions in this year's return.

This year's return has been completed online and now requires certification by Shire of Lake Grace President and Chief Executive Officer.

Only one area of non-compliance was identified in this return, that being in relation to finance:

- **Finance Q7** – relates to the Auditor’s report for 2013/14 being received by the local government by 31 December 2014.

However, the Shire’s Auditors, UHY Haines Norton advised the Minister for Local Government that the audit had not been completed and requested an extension in accordance with the provisions of the Local Government Act 1995. This was approved.

Consultation

Internal: Chief Executive Officer
A/Manager Corporate Services

Legal Implications

The Statutory Compliance Return is required under Section 7.13 of the Local Government Act 1995 and items 13 – 15 of the Audit Regulations.

Regulation 13 is titled *Prescribed statutory requirements for which compliance audit needed (Act s. 7.13(l)(i))* and sets out a table listing the relevant sections.

Regulations 4 & 5 are as follows:

Reg.14. Compliance audits by local governments

(1) A local government is to carry out a compliance audit for the period 1 January to 31 December in each year.

(2) After carrying out a compliance audit the local government is to prepare a compliance audit return in a form approved by the Minister.

(3A) The local government’s audit committee is to review the compliance audit return and is to report to the council the results of that review.

(3) After the audit committee has reported to the council under subregulation (3A), the compliance audit return is to be —

(a) presented to the council at a meeting of the council; and

(b) adopted by the council; and

(c) recorded in the minutes of the meeting at which it is adopted.

Reg.15. Compliance audit return, certified copy of etc. to be given to Executive Director

(1) After the compliance audit return has been presented to the council in accordance with regulation 14(3) a certified copy of the return together with —

(a) a copy of the relevant section of the minutes referred to in regulation 14(3)(c); and

(b) any additional information explaining or qualifying the compliance audit, is to be submitted to the Executive Director by 31 March next following the period to which the return relates.

(2) In this regulation — certified in relation to a compliance audit return means signed by —

(a) the mayor or president; and

(b) the CEO.

Policy implications

N/A

Financial implications

N/A

Strategic implications*Shire of Lake Grace Strategic Community Plan*

Civic Leadership Focus Area (5)

- Excellence in Shire administration and communication

Voting Requirements

Simple majority required

Audit Committee Recommendation/Resolution**MOTION 11999**

Moved Cr Hunt

Seconded Cr Clarke

1. That Council Adopt the Local Government Statutory Compliance Return 1 January 2014 to 31 December 2014 for the Shire of Lake Grace; and
2. That the Shire President and the Chief Executive Officer endorse the certification contained within the Local Government Statutory Compliance Return.

MOTION CARRIED 8/0

16.2 SALE OF LOT 212 QUONDONG COURT – USE OF THE COMMON SEAL

4.54 pm *Cr Marshall re-entered the meeting.*

Applicant:	Acting Manager Corporate Services
File No.	0697/0358
Attachments:	Nil
Author:	Mr Peter Dittrich A/Manager Corporate Services
Disclosure of Interest:	None
Date of Report:	12 February 2015
Senior Officer:	Mr Neville Hale Chief Executive Officer

Summary

For Council to authorise use of the Common Seal to the Appointment of Settlement Agent and Transfer of Land documents for Lot 212 Quondong Court, Lake Grace.

Background

At its December 2014 Ordinary Meeting of Council it was agreed (Motion 11981) to authorise the Chief Executive Officer to accept the offer received from Farmers Centre (1978) Pty Ltd for the purchase of Lot 212 Quondong Court.

Comment

In order to finalise the sale the Shire is now required to apply the Common Seal to the associated documents.

The settlement date of the land transfer is 26th February 2015.

Under the Shire of Lake Grace Standing orders:

Part 17 - Common Seal***17.1 The Council's Common Seal***

(1) The CEO is to have charge of the common seal of the Local Government, and is responsible for the safe custody and proper use of it.

(2) The common seal of the Local Government may only be used on the authority of the Council given either generally or specifically and every document to which the seal is affixed must be signed by the President and the CEO or a senior employee authorised by him or her.

Policy Implications

Policy 1.11 – Use of the Common Seal

Consultation

Internal: CEO

Financial Implications

Nil

Strategic Implications

Nil

Voting Requirements

Simple majority required

Recommendation/Resolution**MOTION 12000**

Moved Cr Chappell
Seconded Cr De Landgraft

That Council authorise the Shire President and Chief Executive Officer to apply the Common Seal to the documents relating to the disposal of Lot 212 Quondong Court, Lake Grace.

MOTION CARRIED 9/0

16.3 DEVELOPMENT ASSESSMENT PANEL (DAP) NOMINEES – SHIRE OF LAKE GRACE

Applicant:	Department of Planning
File No.	0718
Attachments:	Letter & Nomination Form
Author:	Mrs Jeanette Bennett Executive Assistant
Disclosure of Interest:	Nil
Date of Report:	17 February 2015
Senior Officer:	Mr Neville Hale Chief Executive Officer

Summary

For Council to nominate four Elected Members as Development Assessment Panel (DAP) nominees for appointment as DAP members by the Minister for Planning.

Background & Comment

The Shire has received correspondence from the Director General of the Department of Planning advising us that appointments of all existing local government DAP members expires on 26 April 2015.

Development Assessment Panels were established in 2011 to determine planning applications that meet a certain threshold.

The Shire of Lake Grace is requested to nominate four elected members of the Council, comprising two local members and two alternate local members to sit on a local DAP should the need arise.

Following receipt of the nominations, the Minister for Planning will consider and appoint members for a two year term expiring on 26 April 2017.

At its 20 November 2013 Ordinary Meeting, Council considered the appointment of delegates to external committees and organisations and the following Crs were appointed as the Shire's Delegates:

- Cr Armstrong and Cr Chappell as Members
- Cr Walker and Cr Clarke as Deputy Members

Consideration may need to be given to the local government election cycle in that it may result in a change to the Shire's DAP Membership. If current Councillors who are the DAP Members are not re-elected, the Deputy Local DAP Members can take their place.

Terms of office for the relevant Councillors are as follows:

- Cr Armstrong (2017)
- Cr Chappell (2017)
- Cr Walker (2017)
- Cr Clarke (2015)

It is a requirement that all appointed DAP Members attend DAP training before they can sit on a DAP and determine applications. Training options are available in Perth.

Local government representatives who have previously been appointed to a DAP and have already received training are not required to attend further training.

Should an application be received from the Shire of Lake Grace requiring a DAP meeting, and the Shire's local members have not yet attended training, the Department of Planning will travel to the country to deliver the training.

The Shire is required to submit its nominations to the Department of Planning by Friday 13 March 2015.

Legal Implications

Regulation 26 of the *Planning and Development (Development Assessment Panels) Regulations 2011*.

Policy Implications

N/A

Consultation

Internal: Chief Executive Officer
Crs Armstrong, Chappell, Walker & Clarke

External: Department of Planning Staff

Financial Implications

Local DAP Members are entitled to be paid for their attendance at DAP training and at DAP Meetings should they be required.

A sitting fee of \$400.00 applies when attending training in Perth.

Strategic Implications

Shire of Lake Grace Strategic Community Plan

Civic Leadership - Focus Area 5)

- Excellence in Shire Administration and Communication

Voting Requirements

Simple majority required.

Recommendation/Resolution

MOTION 12001

Moved Cr Clarke
Seconded Cr Stanton

That Council advise the Department of Planning that it nominates Crs Armstrong and Chappell as its local DAP Members; and Crs Walker and Clarke as its Deputy DAP Members.

MOTION CARRIED 9/0

16.4 LAKE GRACE SALEYARDS – FUTURE USE

Applicant:	Shire of Lake Grace
File No.	0061
Attachments:	Letter & Meeting Notes
Author:	Mr Neville Hale Chief Executive Officer
Disclosure of Interest:	Nil
Date of Report:	17 February 2015
Senior Officer:	Mr Neville Hale Chief Executive Officer

Summary

For Council to consider submissions in regard to the future of the Lake Grace Saleyards.

Background

The Saleyards facility, being Lot 2, is located on the corner of Gorge Rock and Biddy Camm Roads. The land is owned in freehold by the Shire and is approximately 2.43 ha (6 acres) in area.

In February 2009, Council met with twenty (20) interested persons made up of a number of local business and community members to discuss the future use of the saleyards following the expiry of a lease over the facilities then held by the Western Australian Livestock Salesman's Association (WASLA).

Matters considered at the time included:

- Due to limited use, WASLA was not prepared to carry out required remedial work and had offered the facilities to the Shire; and,
- It was considered that there was limited need for a saleyard facility but recognised that there was a requirement for holding pens and a loading ramp to allow load consolidation for stock carriers.

See attached copy of notes from the meeting. It was resolved that a working group be formed to monitor and assist with the takeover of the facilities. This has since occurred and the working group dissolved.

At its February 2009 Ordinary Meeting, Council resolved through *MOTION 10747* as follows:

*Moved Cr Taylor
Seconded Cr Newman*

That the offer from the Western Australian Livestock Salesman's Association for Council to accept the facilities within the Lake Grace Saleyards complex situated on Lot 2 Lake Grace, be accepted at no cost from the termination of their lease of the site on 30 June 2009.

MOTION CARRIED 9/0

Following an enquiry, in June 2014, from a local resident interested in purchasing and developing the land, it was identified that the intended use was not consistent with the land's current zoning. Moreover, interest from other parties, including CBH, highlighted the need to revisit the earlier discussion of options for this land. It was considered appropriate that the community should be again given the opportunity to comment on the prospect of the land being sold.

A notice, calling for comment, was placed in the Community News on 18 December 2014 and 29 January 2015 indicating that the land could be sold by public auction at some time in the near future. The period for comment closed on 6 February 2015.

One written submission was received from Fyfe Transport (see attached).

Comment

Since the February 2009 review, the Katanning saleyards have been constructed and these operate as the focal point for such sales. The Lake Grace facility is unlikely to be required for other than local occasional use.

The saleyards previously operated as a private business venture and use by farmers and transport operators could be considered a business rather than a community responsibility.

The land, Lot 2, has been the subject of previous discussions with Council and the community. Proposed uses included lifestyle lots and general industry as well as retention of the current use. However, the options are limited by the expanding presence of the CBH storage facilities and the buffer requirements that impact on the various proposed uses.

In the attached letter from Fyfe Transport, a local business employing a number of local people, it is stated that:

- The existing saleyards are used by farmers to hold small lots of sheep as a pick up point for the company;
- The company currently yard sheep, sometimes overnight, prior to transporting them to Katanning; and,
- The yards form a crucial part of its animal welfare procedures.

As with the previous discussions on this subject, Council may wish to first hold a discussion with interested community members before finalising its position given that there is no immediate written expression of interest.

Council may wish to consider:

- The outright sale of the saleyards;
- The sale of a portion of the 2.43 ha Lot, retaining a smaller area for short term holding pens; or,
- Retaining the facility.

Legal Implications

N/A

Policy Implications

N/A

Consultation

Public notice included in Community News on 18 December 2014 and 29 January 2015.

Submissions received:

- Fyfe Transport

Financial Implications

Subject to sale by auction to determine value.

No provision for proceeds of sale has been made in the current budget nor the Long Term Financial Plan. Accordingly, should the land be sold it would represent an opportunity to place funds in reserve if no immediate need is demonstrated.

Strategic Implications

Shire of Lake Grace Strategic Community Plan

Economic

- EC1 Maintain community built infrastructure and provide an effective and efficient transportation network

Voting Requirements

Simple majority required.

Recommendation/Resolution**MOTION 12001**

Moved Cr Chappell
Seconded Cr De Landgraftt

That Council invite representatives from local stock agencies, transport operators, interested farmers, CBH and Lake Grace Development Association to attend a meeting to ascertain the level of demand for the retention of the saleyards on Lot 2, cnr Bidy – Camm and Gorge Rock Roads, Lake Grace.

MOTION CARRIED 9/0

16.5 2015 LOCAL GOVERNMENT ELECTIONS – POSTAL ELECTION

Applicant:	WA Electoral Commissioner
File No.	0229
Attachments:	Letter
Author:	Mr Peter Dittrich A/Manager Corporate Services
Disclosure of Interest:	None
Date of Report:	23 February 2015
Senior Officer:	Mr Neville Hale Chief Executive Officer

Summary

The purpose of this report is for Council to appoint the Electoral Commissioner to be responsible for the conduct of the October 2015 ordinary election and that the method of conducting the election is to be as a postal election.

Background

The Local Government Act, 1995 (the *Act*) provides that a Local Government is to hold elections on the first Saturday in May every two years. In October 2015, Council has four (4) vacancies arising across two Wards, Lake Grace and Rural Wards, following the expiry of the terms of Councillors S Hunt, D Clarke, A Marshall; and D Sinclair.

Section 4.20 of the *Act* provides that the CEO is the returning officer of a local government for each election unless Council appoints a person other than the CEO. Section 4.20(4) of the *Act* enables a local government to declare the Electoral Commissioner to be responsible for the conduct of the election having first obtained the Commissioner's written agreement.

Furthermore, section 4.61 of the *Act* enables a local government to conduct the election as a postal election.

In the attached letter, the Commissioner has agreed to conduct the ordinary elections in October 2015 and seeks Council's endorsement in accordance with the requirements of the *Act*.

The early nature of this request is due to the Commissioner seeking assistance in planning for October 2015 local government elections.

Comment

Council has previously acknowledged the benefits of postal elections, namely:

- Increased voter participation;
- Convenience for electors;
- The availability of an experienced Returning Officer at "arms length" from local government business;
- Detailed candidates guides prepared by the Commissioner;
- All eligible electors being given information about the election; and
- Statutory requirements are fulfilled.

In addition, the cost of holding a postal election is cost effective and the Electoral Commissioner has previously allowed the cost to be allocated over two budget years, if necessary.

Consultation

N/A

Legal Implications

Local Government Act 1995 – Div 4

s4.20(4) – Electoral Commissioner to conduct election

s4.61(2) – Postal Elections

Policy implications

N/A

Financial implications

There will be a cost of approx \$11,500 to conduct the October 2015 elections though this cost will depend upon the number of contested positions.

Strategic implications

Shire of Lake Grace Strategic Community Plan

- CL1 All members of the community feel well represented and have opportunities to contribute to Shire decision making

Voting requirements

Absolute Majority (5) required.

Recommendation/Resolution

MOTION 12002

Moved Cr Hunt

Seconded Cr Clarke

1. That Council declare, in accordance with section 4.20(4) of the Local Government Act 1995, the Electoral Commissioner to be responsible for the conduct of the 2015 ordinary elections together with any other elections or polls which may also be required; and,
2. That in accordance with section 4.61(2) of the Local Government Act 1995, Council agree that the method of conducting the election will be as a postal election.

MOTION CARRIED BY ABSOLUTE MAJORITY 9/0

17.0 INFORMATION BULLETIN

17.1 INFORMATION BULLETIN REPORT – DECEMBER 2014 & JANUARY 2015

Applicant:	Executive Services
File No.	N/A
Attachments:	1- 13 (<i>under separate cover</i>)
Author:	Mrs Jeanette Bennett Executive Assistant
Disclosure of Interest:	Nil
Date of Report:	16 February 2015
Senior Officer:	Mr Neville Hale Chief Executive Officer

Summary

The purpose of the Information Bulletin is to keep Elected Members informed on matters of interest and importance to Council.

Background

The Information Bulletin Reports deal with monthly standing items and other information of a strategic nature relevant to Council. The Information Bulletin is an internal management document; therefore attachments are not for public information.

Copies of other relevant Councillor information are distributed via email.

Comment

This month's (January 2015) Information Bulletin Report has been emailed to Councillors.

The January 2015 Information Bulletin at attachment includes:

A. Reports

1. December 2014 Council Status Report
2. Infrastructure Services Report – December 2014
3. Infrastructure Services Report – January 2015
4. Outstanding Rates Report – January 2015
5. Environmental Health Officer Report
6. Shire Website & Facebook Statistics December 2014 & January 2015
7. Lake Grace Visitor Centre Statistics

B. Letters / Updates

8. Lake Grace District High School – School Awards Thankyou

C. Minutes

9. Audit Committee – 17 February 2015
10. Newdegate Rejuvenation Committee – 18 February 2015
11. 4WDL VROC – 10 February 2015
12. Roe Tourism Association – 15 December 2015
13. Lake Grace Visitor Centre – 12 January 2015

Legal Implications

Nil

Policy Implications

Nil

Consultation

N/A

Financial Implications

Nil

Strategic Implications*Shire of Lake Grace Strategic Community Plan*

Civic Leadership - Focus Area 5)

- Excellence in Shire Administration and Communication

Voting Requirements

Simple majority required.

Officer's Recommendation

That Council accepts the Information Bulletin report.

Voting Requirements

Simple majority required.

Resolution**MOTION 12003**

Moved Cr Hunt

Seconded Cr Stanton

1. That Council accepts the Information Bulletin report; and,
2. A letter be written to the Minister for Transport and to Local Member Mr Terry Waldron re this Shire's dissatisfaction in regard to the downgrading of the Wheatbelt South Regional Main Roads WA Office in Narrogin and the loss/transfer of key MRWA staff to the Northam Office.

MOTION CARRIED 9/0***Reason for Change******Council wished to express its dissatisfaction in writing with the downgrading of the Narrogin Main Roads WA Office in Narrogin.***

18.0 URGENT BUSINESS BY DECISION OF THE MEETING

None.

19.0 SCHEDULING OF MEETING

19.1 MARCH 2015 ORDINARY MEETING

As per Resolution 11960, 19 November 2014 the March 2015 Ordinary Meeting of Council has been scheduled to take place on Wednesday 25 March 2015, commencing at 3.00 pm at the Varley Sports Pavilion, Varley WA.

20.0 CONFIDENTIAL BUSINESS – as per Local Government Act s5.23 (2)

MOTION 12004

Moved Cr Chappell
Seconded Cr Clarke

That Council close the meeting to the public at this time, being 5.02 pm, to consider Items 20.1 and 20.2.

MOTION CARRIED 9/0

20.1 LAKE GRACE MEDICAL PRACTICE – GENERAL PRACTITIONER

Item forwarded under separate cover.

20.2 EASTERN WHEATBELT DECLARED SPECIES GROUP INC. - FUNDING

Item forwarded under separate cover.

MOTION 12005

Moved Cr Chappell
Seconded Cr Clarke

That Council re-open the meeting to the public at this time, being 5.46 pm.

MOTION CARRIED 9/0

The President read aloud the following motions:

MOTION 12006

Moved Cr Sinclair
Seconded Cr Stanton

That the Shire advise the Eastern Wheatbelt Declared Species Group:

1. Of its support for the establishment of a Recognised Biosecurity Group and the introduction of a \$60 charge per VEN;
2. That consideration be given to establishing a fixed charge for the services of the Office of State Revenue;
3. Recommend it seek clarification from Department of Agriculture and Food, WA (DAFWA) as to whether any expansion of biosecurity responsibilities is the prerogative of the EWBG or subject to direction from DAFWA.
4. That the Shire of Lake Grace encourage the Eastern Wheatbelt Declared Species Group to seek additional funding from the private sector involved in the industry to help defray the cost to landowners.

MOTION CARRIED 7/2

Cr Clarke and Chappell are recorded as voting against the motion

MOTION 12007

Moved Cr De Landgraft
Seconded Cr Clarke

That Council:

1. Assist Dr Jacobs and Rural Health West in the recruitment of a replacement doctor to run the General Practice as a business independent of the Shire; and,
2. In consultation with Dr Jacobs and Rural Health West, monitor the progress of the recruitment process with a view to the engagement of First Health should its services be seen as beneficial to the recruitment process.

MOTION CARRIED 9/0

21.0 CLOSURE

There being no further business, the Shire President closed the meeting at 5.50 pm.

22.0 CERTIFICATION

I Andrew James Walker certify that the minutes of the meeting held on the 25 February 2015 as shown were confirmed as a true record at the meeting held on the 25 March 2015.

Chairman

Date