

SHIRE OF LAKE GRACE



Minutes

Ordinary Council Meeting

22 November 2006

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SHIRE OF LAKE GRACE

MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD AT THE NEWDEGATE COMMUNITY RECREATION CENTRE, NEWDEGATE, ON WEDNESDAY, 22 NOVEMBER 2006.

1.0 OPENING & ANNOUNCEMENT OF VISITORS

The Chairperson (President) opened the meeting at 9.30am.

2.0 ATTENDANCE RECORD

2.1 PRESENT

Cr G.E.J. Roberts	Shire President
Cr H.R. Bennett	
Cr I.G. Chamberlain	
Cr O.P. Farrelly	
Cr W.A. Newman	
Cr D.P. Sinclair	
Cr D.M.McL. Stewart	
Cr R.P. Taylor	
Mr C.G. Jackson	Chief Executive Officer
Ms L.I. McIlree	Deputy Chief Executive Officer
Mr J. Fraser	Project Officer
Mrs J. Bennett	Executive Assistant
Ms S. Gambuti	Trainee
Mrs S. Brandenburg	President, Lake King Progress Association

2.2 APOLOGIES

Cr A.J. Walker Deputy Shire President

2.3 LEAVE OF ABSENCE PREVIOUSLY GRANTED

None.

3.0 PUBLIC QUESTION TIME

3.1 MRS SYLVIA BRANDENBURG

Mrs Brandenburg advised she did not have questions for Council but was here to encourage Council to proceed with Lake King Toilet Block (refer Item 12.2) and that she had pictures and coloured updated plans available for viewing together with minutes of a public meeting held in 1999 regarding the Lake King Town Hall development and community feeling about those public toilets not being available for public use.

4.0 APPLICATIONS FOR LEAVE OF ABSENCE

None.

5.0 MINUTES OF PREVIOUS COUNCIL MEETINGS

5.1 ORDINARY MEETING – 18 OCTOBER 2006

Resolution

MOTION 10304

Moved Cr Newman
Seconded Cr Farrelly

That the minutes of the Ordinary Meeting of Council held on the 18 October 2006 be confirmed as a true and accurate record.

MOTION CARRIED 8/0

6.0 NOTICES OF URGENT BUSINESS

None.

7.0 MOTIONS OF WHICH NOTICE HAS BEEN RECEIVED

None.

8.0 PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

None.

9.0 MEMBERS' REPORTS

9.1 CR ROBERTS

Commented on Council's recent deputation to the Goldfields and the well written report by Mr Jim Fraser which was published in the November 2006 Information Bulletin.

9.2 CR STEWART

Reported chairing the Local Emergency Management Committee meeting held on 1 November 2006 at Newdegate. As a result of funding secured following the recent floods and the fact that our LEMC plan was not adequate, the Shire is currently taking part in the AWARE program which involves a risk management exercise involving all of the Shire's emergency services.

Mr Tim Stevens from Risk Solutions has been contracted to undertake the review and he attended the meeting to give an overview of the AWARE program. The meeting was short on numbers, due to, in Cr Stewart's opinion, the LEMC being meeting-ed out after the January floods. Cr Stewart commented that our local Police Officer, First Class Constable Matt Power is a great asset to the community.

Reported attending the Interactive Tourism Workshop run by Mr Ian Menzies of Rural Tourism Network, along with Cr Chamberlain on 2 November 2006 at the Newdegate Telecentre/Library.

Mr Menzies gave a background on the work he has been doing towards the Newdegate Tourism Strategy. The workshop was a valuable exercise and well attended with a surprising number of people coming along. During his research Mr Menzies has visited parts of Holland Track including Dragon Rocks and the Gnamma Holes. There has been suggestion of a botanical garden being developed on railway land in the town. Mr Menzies will present his completed report in February 2007.

9.3 CR CHAMBERLAIN

Reported attendance along with Cr Newman, CEO Mr Chris Jackson and Project Officer Mr Jim Fraser at a recent meeting with representatives from the Department of Education and Training regarding on-going maintenance and upkeep of the Newdegate Swimming Pool.

Cr Chamberlain has grave concerns with the Department's attitude to the facility and outlined the following main points:

- Council does not own the pool, it is on school grounds and the Department never contributed any money to build it.
- The Department has established a funding system based on school districts. The school is now responsible for the long term maintenance of the pool whereas previously the Department has that responsibility. They now say that other schools in the district will have to forgo income to fund improvements and running costs at Newdegate which is unfair. There will be increased costs to Council.
- The Department have presented us with an agreement however there was no preliminary discussion.
- If Council was to run the pool, with health requirements and the need for a pool manager the cost would be at least \$80,000 per year.
- Maybe it is time to draw a line in the sand and stop the cost shifting.

A formal report will be prepared for the December Meeting.

10.0 MATTERS FOR CONSIDERATION – WORKS & SERVICES

10.1 VARLEY COMMUNITY WATER SUPPLY

Applicant: Project Officer
File No. 0060
Attachments: Nil
Author: Mr Jim Fraser
Project Officer
Disclosure of Interest: Nil
Date of Report: 13 November 2006
Senior Officer: Mr Chris Jackson
Chief Executive Officer

Summary

This report recommends Council supports the development of a community water supply for the Varley townsite.

Background

A community consultation meeting was held in Varley on Thursday 26 October 2006 to discuss a proposal for development of a community water supply for the Varley townsite.

There were ten community members in attendance with the meeting chaired by Cr Dean Sinclair. Mr David Hillier from the Department of Water, Mr Ashley Prout a consultant to the Department and Council's Project Officer Mr Jim Fraser were also in attendance.

The meeting was held as part of the community consultation process for determining Council's involvement in the planning and implementation of community water supply projects.

Comment

Council has previously considered the retention of up to fourteen (14) Agricultural Area (AA) dams and associated infrastructure. One of the sites considered for retention was Dempster Rock which is located approximately 5km north west of the Varley townsite.

Subsequent to the decision of Council in relation to the AA dams, a more detailed assessment of the Dempster Rock site has been made. This has included onsite inspections with Cr Sinclair, Messrs Hillier and Prout from the Department of Water and the Project Officer as well as an assessment of anecdotal evidence gained from discussion with community members. Whilst it was generally agreed that the rock catchment was suitable, concerns were

raised with the lack of depth and the holding capacity of the storage dam. For these reasons alternatives were considered.

It is recognised that the CBH facilities and the bitumen roads within the Varley townsite would provide sufficient run-off for a town dam. A potential site within Roe Location 1163 near the intersection of the Varley South Road and Brookton Highway has been suggested by the community. There may be issues with achieving a suitable depth for a holding dam at the site however these issues will be addressed as part of the planning process.

At the meeting held on 26 October 2006 a committee comprising Cr Sinclair, Brent Hyde and Ben Hyde was appointed with Brent Hyde being nominated as the community contact person.

Mr David Hillier indicated to the meeting that funding of up to \$100,000.00 may be available through an application process to the State's Water Grants Scheme.

It is recognised that there is a need for Council to develop a strategy in relation to the many water issues and projects both planned and underway. It is expected that the development of a water strategy will result from the Cultural Planning process being undertaken at present. Until these processes are completed it is the intention of staff to seek the approval of Council for individual projects.

Legal Implications

Council has previously accepted the terms for a lease agreement for the Dunn Rock, Magenta and South East Newdegate community dams which is a registrable agreement against the title to the land.

A similar agreement is proposed for this project.

Policy Implications

Nil.

Community Consultation

A community consultation meeting was held on 26 October 2006.

Financial Implications

The intent of the resolution is to commit Council to the management of the grant application and acquittal processes.

Strategic Implications

A strategy for the provision of community water supplies and the overall concept of drought-proofing the Shire is being developed as part of the current planning processes.

Cultural Implications

N/A

Voting Requirements

Simple majority required.

Recommendation/Resolution

MOTION 10305

Moved Cr Sinclair
Seconded Cr Chamberlain

That the proposed Varley Community Water Project, through management of the grant application and acquittal process be supported.

MOTION CARRIED 8/0

10.2

WATER MANAGEMENT ACTION PLAN – LAKE GRACE

Applicant: Avon Catchment Council
File No. 0551
Attachments: Summary of Water Management Action Plan
Author: Mr Jim Fraser
Project Officer
Disclosure of Interest: Nil
Date of Report: 13 November 2006
Senior Officer: Mr Chris Jackson
Chief Executive Officer

Summary

This report recommends adoption of a three project Action Plan that has been formulated from a workshop held recently in Lake Grace.

Background

The Shire of Lake Grace is one of sixteen shires involved in the Rural Towns – Liquid Assets (RT-LA) Project administered by the Department of Agriculture and Food and the Avon Catchment Council (ACC).

Council contributed \$30,000.00 to the project which has also attracted State and Federal funding.

A Water Management Plan for Lake Grace emanating from the RT-LA study was presented to Council at its 26 April 2006 Ordinary Meeting. The information in the report was collated prior to the flood event of January 2006 and whilst much of the information remains relevant the on ground situation in Lake Grace has resulted in a review of the outcomes of the report.

Of significant importance is the grant funds that have been provided to Council, an offer from the Water Corporation to utilise a significant area of roaded catchment and the opportunity to seek Federal funding for additional water re-use projects.

During October 2006, a meeting of stakeholders facilitated by GHD Pty Ltd in their role as a consultant to the Avon Catchment Council, was held in Lake Grace. There were nine departments/agencies represented including the Shire. For many participants it was the first occasion that they had met with so many different agencies at the same time and this fact alone was raised as a very positive outcome from the meeting.

The process also reinforces the need for the development of a water strategy to guide Council and the community and this is being addressed through the current Cultural Planning program.

Comment

The Action Plan outlines three priority projects:

1. Flood Plain Management Study

It is intended that this study will result in a clearer understanding of water flows from various severe rainfall and run-off events. The Department of Water is assisting Council with the development of a brief which will include details of the relevant matters to be pursued in the completion of the study.

Funding to assist with the task has been sourced from the Natural Disaster Mitigation Programme.

2. Improvement to Town Stormwater Drainage

There are a number of issues influencing this project, the most significant being the planned expansion of the CBH facilities. Close liaison with CBH will need to be maintained as the increased catchment will impact on both the road and rail networks. There will also be serious impacts on Council's drainage systems which will require early assessments.

The drainage issues within the townsite will require an ongoing allocation of funds and staff will continue to pursue grant opportunities.

3. Upgrade Disused Water Corporation Roaded Catchment and Construction of New Dam

The availability of the roaded catchment located on the north side of the Lake Grace Newdegate Road has allowed a new approach to the requirement for a second dam in Lake Grace. The opportunity was first raised at a meeting between Council and Water Corporation representatives held in Lake Grace in July 2006. An application to the Water Corporation has resulted in approval in-principle to the use of Reserve 26137 subject to certain conditions.

A funding application to the Community Water Grants Scheme has been lodged.

Table 6 within the report outlines a series of tasks associated with the **New Dam and Roded Catchment**. With reference to *Task 2, Design of Dam and Spillway* staff are of the view that there is sufficient expertise within the community and combined with that of Council's preferred contractors the use of a consultant may not be required. Should the grant application be approved it is the intention of staff to pursue this issue with Mr Tim Stevens, Council's Insurance Consultant relevant to potential litigation.

Table 7 within the report outlines a series of tasks associated with the **Flood Study and Stormwater Drainage**.

Task 4, Develop a (proposed) Drainage Plan – there is a need to discuss this task with the ACC relative to the funding available. There may be issues with the proposed time table particularly in relation to CBH and their expansion project.

The Briefing Paper also raises an issue that requires follow up in relation to the drains constructed by Main Roads WA to clear the water from Cemetery Lake.

Evidence indicates that the adjoining landowners through which the drains were constructed are still being inconvenienced in the operation of their farms. Relevant information relating to water movement levels and cadastral information will be required in the preparation of the Flood Plain Management Study.

It is recognised that there is still much research and on ground works to be done to alleviate the problems in Lake Grace. Staff will continue to liaise with all parties and recommend the adoption of the Water Management Action Plan to Council on the basis that the plan can be amended should the need arise.

Legal Implications

General Provisions of the Local Government Act 1995.

Policy Implications

N/A.

Community Consultation

Community consultation will continue to ensure the community is aware of Council's actions.

Financial Implications

There are grant funds on hand and approved and several applications are pending. It is not possible to assess and quantify the financial implications at this stage and staff will continue to assess outside funding sources for the various projects.

Strategic Implications

A water strategy is being developed for inclusion in Council's proposed Strategic Plan.

Cultural Implications

Nil.

Voting Requirements

Simple majority required.

Recommendation/Resolution

MOTION 10306

Moved Cr Farrelly
Seconded Cr Newman

That the Shire of Lake Grace Water Management Action Plan comprising three components being:

1. Flood Plain Management Study,
2. Improvements to Town Stormwater Drainage; and,
3. Upgrade Disused Water Corporation Roaded Catchment and Construction of New Dam,

be accepted.

MOTION CARRIED 8/0

10.3

WHEATBELT REGION ROAD EVALUATION STUDY

Applicant: Mr Chris Jackson
File No. 0483
Attachments: Final Report
Author: Mr Chris Jackson
Chief Executive Officer
Disclosure of Interest: Nil
Date of Report: 6 November 2006
Senior Officer: Mr Chris Jackson
Chief Executive Officer

Summary

In August 2005 the Shire of Lake Grace supported the Wheatbelt North and South Regional Road Groups in the preparation of a Wheatbelt Region Road Evaluation Study

Background

The final report as prepared by consultants Parsons Brinckerhoff has now been received. The report makes the following recommendations

“The following actions are recommended on the basis of economic justification, serving community need or expectation, and providing an adequate road network that supports the regional economic development:

- *The funding allocations need to be distributed in a fair and equitable way and to meet the need of individual road groups.*
- *CBH and ARG consult with the LGA representatives before any changes are made to the grain storage and handling arrangements, which have significant impacts on the regional road network.*
- *The LGA representatives work with the State Government to identify a freight road network for the region. This freight road network will be given priority funding to improve the efficiency for the movement of goods (particularly grain) by road.”*

Comment

Together with the recommendations listed above the report also makes a number of findings in relation to road conditions and preservation performances, relatively poor condition of local roads, population and road traffic crashes, road length and population, grain production to peak in 2030, potential closure of rail lines and the centralisation of strategic sites by CBH and estimates to up grade sections of the road network to accommodate larger trucks.

Councils from the Wheatbelt North and South Regional Road Groups have contributed towards the cost of commissioning the report.

The report will be used to assist with a submission to the Minister for Planning and Infrastructure on the level of road funding that is required to preserve road assets within the two regions.

Legal Implications

N/A

Policy Implications

N/A

Community Consultation

N/A

Financial Implications

The Shire of Lake Grace has made a contribution of \$3,000 towards the study.

Strategic Implications

The report can be used in the development of the Shire of Lake Grace Strategic Plan.

Cultural Implications

N/A

Voting Requirements

Simple majority required.

Recommendation/Resolution

MOTION 10307

Moved Cr Stewart
Seconded Cr Bennett

That the Wheatbelt Region Road Evaluation Study be received.

MOTION CARRIED 8/0

11.0 MATTERS FOR CONSIDERATION – TOWN PLANNING**11.1 PROPOSED ROAD CLOSURE – PORTION OF JARRING ROAD SOUTH, NEENDALLING**

Applicant: Shire of Lake Grace
File No: 0355
Attachments: Figures 1 & 2
Author: Mr Joe Douglas & Mr John Culmer
Town Planning Consultants
Disclosure of Interest: Nil
Date of Report: 13 November 2006
Senior Officer: Mr Chris Jackson
Chief Executive Officer

Summary

This report provides details and recommendations in respect of the procedures required to be followed by the Shire of Lake Grace to progress the proposed closure of a disused portion of Jarring Road South, Neendalling.

Background

The Shire of Lake Grace realigned a 1.1 kilometre portion of Jarring Road South some time ago to provide a smoother and safer course of travel in the vicinity of Williams Locations 9378, 9379 and 10786 (see attached Figures 1 & 2). The realignment works resulted in the removal of two right angle bends which were deemed to be unsafe and in need of urgent attention. The physical construction works associated with the project have been completed and the Shire is now making all necessary arrangements to formalise the new alignment of Jarring Road South through Williams Locations 9378, 9379 and 10786 including finalisation of a subdivision application approved by the Western Australian Planning Commission on the 3rd December 2004 to dedicate the new road alignment as a public road.

In order to finalise the project the Shire must also make arrangements to progress the formal closure and possible disposal of the old disused portions of Jarring Road South in the vicinity of Williams Locations 9378, 9379 and 10786 which is no longer required for road access purposes. This will involve discussion and negotiations with the owners of these landholdings to determine if and how the land comprising the old road alignment could be distributed between these landowners if the Minister for Lands agrees to the road closure proposal.

Comment

In order to progress the formal closure of the disused portions of Jarring Road South in the vicinity of Williams Locations 9378, 9379 and 10786 Council is required, under the terms of the Land Administration Act (1997) and Regulations (1998), to undertake the following key steps:

- Advertise for a minimum period of thirty five (35) days in a newspaper circulating in the district Council's intention to resolve to request the Minister for Lands to close the relevant portion of Jarring Road South;
- Write to all adjoining landowners and relevant service authorities advising of Council's intention to resolve to request the Minister for Lands to close the relevant portion of Jarring Road South and request written comments in respect of the proposal; and
- Following completion of the thirty five (35) day advertising period referred to item i) above, consider all submissions received and make a recommendation in respect of each submission prior to making a final decision as to whether or not to resolve to request the Minister for Lands to close the relevant portion of Jarring Road South.

In the event that Council resolves to close the relevant portion of Jarring Road South, it must then prepare and deliver the request to the Minister for Lands including any information Council considers relevant to the Minister's consideration of the request including the following information:

- Written confirmation that the Lake Grace Shire Council has resolved to request the Minister for Lands to close the relevant portion of Jarring Road South including details of the date of Council's resolution in this matter;
- A plan of survey or sketch plan showing the location of the road and the proposed future disposition of the land comprising the road after it has been closed;
- Copies of any submissions relating to the request that the Shire received during the thirty five (35) day advertising period and Council's recommendations in respect of each submission; and,
- A copy of the public advertisement placed in a newspaper circulating in the district advising of Council's intention to resolve to request the Minister for Lands to close the relevant portion of Jarring Road South.

In order to assist the Shire's negotiations with the landowners directly affected by the new alignment of Jarring Road South, arrangements have recently been made to obtain valuation advice from licensed valuers PL Bolto & Co to determine the current market value of the land comprising the new road alignment through Williams Locations 9378, 9379 and 10786. The advice received from PL Bolto & Co will then be used in the discussions and negotiations with these landowners regarding the future disposition of the land comprising the old disused portion of Jarring Road South proposed to be closed.

Legal Implications

Land Administration Act 1997

Land Administration Regulations 1998

Policy Implications

Nil

Community Consultation

Community notification and consultation with the adjoining landowners and all relevant service authorities of Council's intention to request the Minister for Lands to close any road within the municipal district of the Shire of Lake Grace is a specific requirement of the Land Administration Act (1997).

Financial Implications

All costs associated with the project have been allowed for in Council's budget for the 2006/2007 financial year.

Strategic Implications

Nil

Cultural Implications

Nil

Voting Requirements

Simple majority required.

Recommendation/Resolution

MOTION 10308

Moved Cr Taylor
Seconded Cr Bennett

That Council:

1. Advertise for a minimum period of thirty five (35) days in a newspaper circulating in the district Council's intention to resolve to request the Minister for Lands to close the old disused portion of Jarring Road South, Neendalling in the vicinity of Williams Locations 9378, 9379 and 10786;
2. Write to all adjoining landowners and relevant service authorities advising of Council's intention to resolve to request the Minister for Lands to close the old disused portion of Jarring Road South, Neendalling in the vicinity of Williams Locations 9378, 9379 and 10786 and request written comments in respect of the proposal; and,
3. Following completion of the thirty five (35) day public advertising period referred to in recommendation i) above, consider all submissions received and make a recommendation in respect of each submission prior to making a final decision as to whether or not to resolve to request the Minister for Lands to close the old disused portion of Jarring Road South, Neendalling in the vicinity of Williams Locations 9378, 9379 and 10786

MOTION CARRIED 8/0

12.0 MATTERS FOR CONSIDERATION – HEALTH & BUILDING

12.1 NEWDEGATE TOWN CENTRE REJUVENATION PROJECT – COMMUNITY CONSULTATION PHASE

Applicant:	Project Officer
File No.	0534
Attachments:	Schematic Plan & letter
Author:	Mr Jim Fraser Project Officer
Disclosure of Interest:	Nil
Date of Report:	13 November 2006
Senior Officer:	Mr Chris Jackson Chief Executive Officer

Summary

This report recommends a course of action to continue the planning for the Newdegate Town Centre Rejuvenation Project.

Background

Cr Chamberlain has chaired a committee of representatives of the Newdegate community to develop projects in Newdegate aimed at providing Senior's accommodation, a Medical Centre and to consider the future of the Newdegate Town Hall. The Committee has met on a number of occasions over a period of approximately four years.

The 2005/06 Shire budget included several allocations of funds associated with various projects which allowed for the appointment of an Architect, Mr Gary Batt to assess the various proposals to the stage of the preparation of schematic designs and basic cost estimates. Mr Batt subsequently prepared a series of schematic drawings which were displayed in Newdegate prior to the conducting of a public meeting.

A community meeting was held in Newdegate on Wednesday 8 November 2006 and under the chairmanship of Cr Chamberlain attracted approximately fifteen community members. Proposed plans for the development have been on display at the local supermarket.

Cr Stewart, the CEO Mr Chris Jackson and the Project Officer Mr Jim Fraser also attended the meeting.

Project architect, Mr Gary Batt provided an historical walk through the project since his involvement.

In summary several sites were considered by the Committee in assessing each component, however, under the direction of the architect the town hall site was chosen for the whole project.

The community consultation meeting resolved (with one dissenting vote) to *“endorse the conceptual plans as developed by the Newdegate Committee for the Newdegate Town Centre Rejuvenation Project on the Town Hall site including a Medical Centre, Seniors Housing and the refurbishment of the Newdegate Town Hall.”*

The 2006/07 budget includes the following allocation towards the project: Health – E077220 \$60,000 - Planning costs for development of a new independent living units, upgrade of town hall and medical centre. There is approximately \$150,000.00 in the Newdegate Hall Reserve Account.

Quantity surveyor estimates have indicated that the entire development could cost in the order of \$4M.

Comment

Staff have commenced preliminary investigations of funding sources.

The Federal Government, through the Wheatbelt Area Consultative Committee (WACC) provide funding of up to \$200,000.00 through the Rural Medical Infrastructure Fund. The Executive Officer of WACC, Mrs Wendy Harris has advised that she is prepared to visit the Shire for discussions on this and other Regional Partnership projects. There may be options to access state funding through the Community Sport and Recreation Facilities Fund (CSRFF) for improvements to the Town Hall.

There will be adequate time to prepare a submission for the next funding round. CSRFF funding is normally based on one third state, one third local government and one third community.

A former Labor Minister for Housing, the Hon Nick Griffiths MLC, agreed to fund a Joint Venture Seniors Housing Project in Newdegate subject to a number of conditions in 2004. A copy of the correspondence is attached.

One of the issues to be addressed is determining the number of people in the community who qualify for seniors housing under Joint Venture arrangements.

Staff recommend that a deputation from Council meet the current Minister for Housing to determine the availability and timetable for the State's contribution to the Seniors Housing Project.

Whilst there are separate funding sources available for the various components of the projects it may be advantageous to continue to examine a funding application in total through Regional Partnerships.

Legal Implications

The General Provisions of the Local Government Act 1995.

Policy Implications

Nil.

Community Consultation

There have been a number of community consultation meetings including the most recent on 8 November 2006.

Financial Implications

There are funds in the 2006/07 budget to continue the planning process.

Strategic Implications

The various components of the project will all form part of Council's strategic plan i.e. Health, Seniors and Recreation.

Cultural Implications

Seniors interests and community health and well being form a major part of the Cultural Plan.

Voting Requirements

Simple majority required.

Recommendation/Resolution

MOTION 10309

Moved Cr Chamberlain
Seconded Cr Stewart

That Council:

1. Endorse in principle the concept plans for the Newdegate Town Centre Rejuvenation Project
2. Approve proceeding with planning towards the Newdegate Town Centre Rejuvenation Project with particular emphasis on accessing and consolidating funding sources.

MOTION CARRIED 8/0

LAKE KING PUBLIC TOILETS

Applicant: Lake King Progress Association
File No. 0086
Attachments: Toilet Plan, Public Notice, Minutes of the Lake King Progress Association, Landvision Landscape Plan & Kit Form Toilets Brochure.
Author: Mr Chris Jackson
Chief Executive Officer
Disclosure of Interest: Nil
Date of Report: 13 November 2006
Senior Officer: Mr Chris Jackson
Chief Executive Officer

Summary

For Council to approve proceeding with the development of a new public toilet facility at Lake King.

Background

Council has allocated funds in the 2006/2007 budget for the construction of a new public toilet at Lake King. Funding has also been received through the Department of Local Government and Regional Development Facilities Fund.

Following consultation conducted by the Lake King Progress Association schematic plans for the preferred design and location of the toilet have been received.

Comment

The preferred construction type has been listed as brick with a colourbond roof and be located on Reserve 20231 as indicated on the attached plan prepared by Landvision.

Architect Mr Gary Batt, who is currently working on projects in Newdegate and Lake Grace has been requested to prepare the required plans. It is anticipated that the plans will be available for the Council meeting (*note the order for this work was only issued on the 8th November 2006*).

At this stage a quantity surveyor has not provided an estimate of cost but given the cost of the Newdegate Toilet of \$120,000 it would be expected that Lake King would be similar or even higher. Other products with different construction types including transportable and kit form toilets have also been discussed as options - refer attached brochure. Whilst this type of toilet was considered by some to be suitable it was not the majority vote of the community which indicated preference for a brick and colourbond building, the same as Newdegate.

Overhead power is available for the toilet in close proximity, but to improve the safety and the amenity of the area it has been suggested that the power be placed underground. Applications for round four of the State Underground Power Project close on the 4th February 2007. Expressions of Interest require a non refundable \$5,000 deposit if the project is successfully short listed. The funding is on a 50/50 basis and initial estimates indicate that the cost could be in the order of \$120,000.

Given the cost associated with underground power and the current toilet budget this is not supported. It is recommended that research into alternative power sources for the toilet block, such as solar be undertaken which could also attract funding.

Given the view of the community and the need to progress the development of the toilet, it is recommended that Council proceed to tender on the preferred design but reserve the right to make changes if required.

Legal Implications

Local Government (Functions & General) Regulations-Tender Regulations.

Policy Implications

3.4 Regional Price Preference

Community Consultation

The Lake King Progress Association has undertaken consultation with the community.

Financial Implications

Budget Expenditure E107210 \$85,000 Income I107251 \$25,000 (Grant)
It is likely that the budget will need to be adjusted to accommodate the community's preferred design and construction type for the toilet.

Strategic Implications

The provision of community facilities is an important part of Councils Strategic direction.

Cultural Implications

The location and design of the toilet is an important part of the cultural heritage of the Lake King community.

Recommendation

That Council

- 1) Approve proceeding to tender on the agreed design and layout of the Lake King Public Toilet to be located on Reserve 20231 as indicated on the landscape plan prepared by Landvision.
- 2) Not proceed with an application to the State Underground Power Project Localised Enhancement Project for underground power in the area in front of the Lake King Store.
- 3) Request staff investigate options for alternative power sources for the toilet that could attract funding subsidies.

Voting Requirements

Simple majority required.

Recommendation/Resolution

MOTION 10310

Moved Cr Chamberlain
Seconded Cr Sinclair

That Council

1. Approve proceeding to tender on the agreed design and layout of the Lake King Public Toilet to be located on Reserve 20231 as indicated on the landscape plan prepared by Landvision.
2. Request staff investigate options for alternative power sources for the toilet that could attract funding subsidies.

MOTION CARRIED 6/2

Reason for Change

Council considered underground power not relevant at this point.

13.0 MATTERS FOR CONSIDERATION – FINANCE

13.1 ACCOUNTS FOR PAYMENT OCTOBER 2006

Applicant: Shire of Lake Grace
File No. 0277
Attachments: List of Creditors
Author: Ms Leonie McIlree
 Deputy Chief Executive Officer
Disclosure of Interest: Nil
Date of Report: 13 November 2006
Senior Officer: Mr Chris Jackson
 Chief Executive Officer

Summary

For Council to ratify expenditures incurred for the month of October 2006.

Background

List of invoices paid for the month of October 2006 through the Municipal Account is 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 Regulations.

Legal Implications

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

Policy Implications

N/A

Community Consultation

N/A

Financial Implications

The list of creditors paid for the month of October 2006 from the Municipal Account amounts to \$691,938.46.

Cheques 32208 to 32222 and 32240 were cancelled.

Strategic Implications

N/A

Cultural Implications

N/A

Voting Requirements

Simple majority required.

Recommendation/Resolution

MOTION 10311

Moved Cr Farrelly
Seconded Cr Newman

That Municipal Account cheques 32173 to 32241, Electronic Funds Transfers EFT2078 to EFT2196, totalling \$602,875.23 and direct debits to the Municipal Accounts totalling \$89,063.23 having been checked and certified in accordance with the Financial Management Regulation 12, be confirmed, and passed for payment against the respective accounts as shown on the summary of Accounts for Payment schedule.

MOTION CARRIED 8/0

13.2

FINANCIAL STATEMENTS – SEPTEMBER 2006

Applicant: Shire of Lake Grace
File No. 0275
Attachments: Financial Reports
Author: Ms Leonie McIlree
Deputy Chief Executive Officer
Disclosure of Interest: Nil
Date of Report: 17 October 2006
Senior Officer: Mr Chris Jackson
Chief Executive Officer

Summary

Consideration of the financial statements for the month ending 30 September 2006.

Background

The following financial reports are included for your information:

- Monthly Statement of Financial Activity
- Notes to and forming part of the Statement
- Operating and Capital Financial Report
- Bank Reconciliation

The following comments are made in relation to the variances budget to year to date:

Operating Revenue

If variance column is reported as a positive (no brackets) more income has been brought to account than budgeted, if variance column is a negative (brackets) then income received is less than budgeted. If variance column reports in excess of 10% or -10% then an explanation is required.

Governance:

Received advertising rebate from WALGA and rent for Station Master Building (not budgeted for).

Health:

Invoice for rental of Doctors Surgery yet to be raised.

Transport:

Timing difference for funding from Main Roads for flood repairs.

Other Property & Services:

Received \$21,000 funding from Apprentice & Traineeship Centre for outside staff to undertake training (not budgeted for).

Operating Expenses

If variance column is reported as a positive (no brackets) less expense has been brought to account than budgeted, if variance column is a negative (brackets) then expenditure incurred is higher than budgeted. If variance column reports in excess of 10% or -10% then an explanation is required.

Governance:

Various timing differences – includes LG Systemic Sustainability Study and Cultural Development Plan.

Housing:

Timing difference associated with painting and replacing carpets in units in Newdegate.

Community Amenities:

Sewerage maintenance Lake Grace, Lake Grace Town Planning Expenses and Townscape Design – all timing differences as budget has been prepared on expenditure incurred being averaged over 12 months.

Recreation & Culture:

Various timing differences associated with all accounts within Function 11.

Economic Services:

Timing difference for standpipe water accounts.

Due to the delay in the completion of this year's Road Program calendar of works, year to date expenditure has been divided equally over the twelve months and as a result the variance column does not reflect a true indication of completed works.

Legal Implications

Local Government Act 1995 – section 6.4

Local Government (Financial Management) Regulations 1996

Policy Implications

N/A

Community Consultation

N/A

Financial Implications

Nil.

Strategic Implications

N/A

Cultural Implications

N/A

Voting Requirements

Simple majority required.

Recommendation/Resolution

MOTION 10312

Moved Cr Sinclair
Seconded Cr Stewart

That the financial reports for the month ending 30 September 2006 as attached be approved.

MOTION CARRIED 8/0

13.3

INVESTMENT OF SURPLUS FUNDS REPORT

Applicant: Deputy CEO
File No. 0267
Attachments: Nil
Author: Ms Leonie McIlree
 Deputy Chief Executive Officer
Disclosure of Interest: Nil
Date of Report: 30 October 2006
Senior Officer: Mr Chris Jackson
 Chief Executive Officer

Summary

Report on the investment of surplus funds for the Reserve and Municipal Funds.

Background

In accordance with Council Policy,

Comment

The following surplus funds have been invested during the month of November 2006:

Bank	Fund	Term	Amount	Interest Rate	Expiry Date
Westpac	Municipal	30 days	\$500,000	TBA	1 December 2006
Westpac	Municipal	60 days	\$500,000	TBA	31 December 2006
Elders Rural Bank	Municipal	5 months	\$600,000	6.44	18 March 2007
Elders Rural Bank	Reserve	6 months	\$1,600,000	6.40%	2 February 2007

Legal Implications

Nil.

Policy Implications

As per Council's policy.

Community Consultation

N/A

Financial Implications

N/A

Strategic Implications

N/A

Cultural Implications

N/A

Recommendation

That the investment report for the month of November 2006 be approved.

Voting Requirements

Simple majority required.

Recommendation/Resolution

MOTION 10313

Moved Cr Newman
Seconded Cr Stewart

That the investment report for the month of November 2006 be approved.

MOTION CARRIED 8/0

13.4 BACK-RATING – LOT 162 CRITCHLEY AVENUE LAKE KING

Cr Roberts tabled a fax from the owners of the Lake King Caravan Park referring to payments which have been made to date. Further information from staff was supplied regarding the recent valuation of the property (prior to which it had a zero value) and that the payments received to date were for service charges and not land rates.

Applicant: Senior Finance Officer
File No. 0261
Attachments: Nil
Author: Mrs Danielle Robertson
Senior Finance Officer
Disclosure of Interest: Nil
Date of Report: 9 November 2006
Senior Officer: Ms Leonie McIlree
Deputy Chief Executive Officer

Summary

For Council to consider back-rating Lot 162 Critchley Avenue, Lake King for a period of one year of non-levied rates.

Background

Lot 162 Critchley Avenue, Lake King is the Lake King Caravan Park. The property was purchased from the Shire of Lake Grace on 31/12/2004. The property has not been rated since the purchase date, as it was still classed as exempt from rates. Service charges were however paid in full.

It is surmised that Council's records were not updated at the time of purchase to reflect the newly rateable property, nor was a revaluation received from the Valuer Generals Office.

A Gross Rental Value Interim Values Schedule was received from the Valuer Generals Office in August which indicated a change in the GRV of \$4420 as of 1st July 2005. The rates for 2006/07 were adjusted to reflect this change.

Comment

Council has the option of recovering the previous financial year's rates as a result of amendments to its rate book.

The rates for the financial year 2005/06 are \$399.07 and the SAR for Lake King Recreation/Halls/Libraries is \$85.05 being a total amount of \$484.12. Under circumstances where Council has resolved to back rate previously, Council has agreed to offer an interest free repayment arrangement should the ratepayer require it.

Council has previously back-rated ratepayers in similar circumstances and should be conscious of the precedent which would be set should it choose not to back-rate in this case.

Legal Implications

Section 6.39(2) of the Local Government Act 1995 states that a local government **may** amend the rate record for the 5 years preceding the current financial year.

Section 6.47 also states that a local government may at the time of imposing a rate or service charge, or at a later date resolve to waive a rate or service charge, or resolve to grant other concessions in relation to a rate or service charge.

Policy Implications

Nil.

Community Consultation

N/A

Financial Implications

Back-rating this assessment would provide Council with additional revenue of \$484.12.

Council does not budget to receive or expend monies that may arise from amendments to its rate book.

Strategic Implications

Nil.

Cultural Implications

N/A

Voting Requirements

Absolute majority (5) required.

Recommendation/Resolution

MOTION 10314

Moved Cr Taylor
Seconded Cr Chamberlain

1. That Council agree to back-rate the sum of \$484.12 on Lot 162 Critchley Avenue, Lake King, for the financial year ending 30 June 2006.
2. That Council offer the proprietor Mr Beau Nicholls the opportunity to enter into a schedule of repayment on an interest free basis.

MOTION CARRIED BY ABSOLUTE MAJORITY 8/0

13.5 DISPOSITION OF PROPERTY – VEHICLE DRAWN MULTI TYRED ROLLER

Staff advised that the registration number was incorrect and that the roller in question was actually registered as LG 2291.

Applicant: Mr BR Kennedy
File No. 0427
Attachments: Letter
Author: Mr Jim Fraser
 Project Officer
Disclosure of Interest: Nil
Date of Report: 14 November 2006
Senior Officer: Mr Chris Jackson
 Chief Executive Officer

Summary

This report recommends the disposal of Council property under the provisions of Section 3.58(5)(d) of the Local Government Act 1995.

Background

A request has been made for the purchase of a tow behind multi tyred roller Reg No LG 2291. The roller is one of five available for use in carrying out the road program. There are two self propelled rollers, a ripper mounted free roller and two vehicle drawn multi tyred rollers.

It is fair to say that there is reluctance by grader operators to tow the rollers during road construction and maintenance activities. The combination requires a substantial turning circle restricting their use particularly within 20 metre road reserves. There are some advantages utilising the rollers when towed behind a tractor but this also increases costs.

The drawn rollers are from a previous era and whilst it may be possible to acquire bearings for the machines the stub axles have to be especially made adding to ongoing maintenance costs.

Comment

The Project Officer has sought input from the Works Supervisor Mr Bill McKenna and the Shire Mechanic Mr Bob Palmer and both staff members have advised that the disposition of one of the vehicle drawn rollers will not impact on Council's operations.

The disposal of property is governed by the provisions of the Local Government Act 1995 and the Local Government (Functions and General) Regulations 1996.

Part 6 Regulation 30(3)(a) of the regulations allows Council to dispose of property without calling tenders or advertising their intent for property other than land up to a value of \$20,000.00. Whilst a sworn valuation has not been obtained staff are of the view that the offer of \$2,000.00 made by Mr Kennedy is more than fair and reasonable.

On that basis it is recommended that the item be sold. Mr Kennedy intends to utilise the roller in the construction and maintenance of roaded catchments and roadways for farmers in the Lakes District.

Legal Implications

Local Government Act 1995 - Section 3.58(5)(d)

Local Government (Functions and General) Regulations - Regulation 30(3)(a)

Policy Implications

N/A

Community Consultation

Nil.

Financial Implications

The disposal of plant (Reg No LG 2291) is not included in the 2006/07 budget.

Strategic Implications

Nil.

Cultural Implications

Nil.

Recommendation

That the Vehicle Drawn Multi Tyred Roller, Registration LG 2291 be sold to Mr BR Kennedy of Newdegate on an 'as is where is' basis for the sum of \$2,000.00 plus GST.

Voting Requirements

Simple majority required.

Resolution

MOTION 10315

Moved Cr Newman
Seconded Cr Farrelly

That the item be tabled.

MOTION CARRIED 8/0

Reason for Change

Council wish to further investigate the matter when a new Manager of Works is appointed and reconsidered at the Ordinary Meeting to be held in February 2007.

13.6 **NEWDEGATE COMMUNITY DEVELOPMENT ASSOCIATION TOURISM PROPOSAL – REQUEST FOR FUNDING**

Applicant: Newdegate Community Development Association
File No. 0436
Attachments: Letter & Gatepost article
Author: Mrs Jeanette Bennett
 Executive Assistant
Disclosure of Interest: Nil
Date of Report: 15 November 2006
Senior Officer: Mr Chris Jackson
 Chief Executive Officer

Summary

This report recommends approval for funding for consultancy work being undertaken for the Newdegate Tourism Proposal.

Background

Earlier this year the Newdegate Community Development Association (NCDA) contracted Mr Ian Menzies of Rural Tourism Network to undertake research for a Tourism Strategy for the Newdegate community. Total cost of the project is \$5,600.00.

To assist the NCDA to fund the project and following a request for assistance, \$2,200.00 was paid out during the 2005/06 financial year from Account E132019 which was specifically for tourism consultancy for the Newdegate, Lake King & Varley communities. This leaves a balance of \$3,400.00 to be funded by the community and the Newdegate Community Development Association has now written to Council requesting \$2,500.00 funding assistance from its 2006/07 Budget Account E132019.

In the 2006/07 budget, funding of \$3,360.00 has been set aside for tourism consultancy for use by the Newdegate, Lake King & Varley communities.

In 2003, Mr Menzies undertook a Tourism & Marketing Strategy for the Lake Grace Development Association as part of the Lake Grace Town Centre Development Project. The strategy has proved to be a most practical and valuable tool for use by the community in the development of tourism in Lake Grace.

Comment

Tourism is an important part of the future for our towns and for expanding Council's economic base within our communities. Making our towns attractive to visitors and the promotion of local attractions creates a sense of pride in our communities, most important in these times of change for small rural towns.

At this point in time there has been no request from other communities for use of the funds. Given the end of the year is fast approaching and should there be such a request in the near future it would seem unlikely any research work would be undertaken prior to the end of the current financial year.

The completed report is expected to be considered by the NCDA in February 2007. Whilst the request is for \$2,500.00, given the importance of the project to the Newdegate community it is recommended Council fully fund the balance of the project.

Legal Implications

General Provisions of the Local Government Act 1995.

Policy Implications

N/A

Community Consultation

The Newdegate Tourism proposal is a community project. The community was involved through the interactive tourism workshop which was held at the Newdegate Library/Telecentre on 2 November 2006 – see attached Gatepost article.

Financial Implications

Account E132019 has sufficient funds to cover the request.

Strategic Implications

Tourism will form an important part of Council's Strategic Plan.

Cultural Implications

Issues regarding tourism are constantly being raised through the current Cultural Planning process.

Voting Requirements

Simple majority required.

Recommendation/Resolution

MOTION 10316

Moved Cr Chamberlain
Seconded Cr Newman

That the balance of \$3,400.00 for the Newdegate Tourism Proposal being completed by Rural Tourism Network on behalf of the Newdegate Community Development Association be funded from Account E132019.

MOTION CARRIED 8/0

14.0 MATTERS FOR CONSIDERATION – ADMINISTRATION

14.1 DUAL FIRE CONTROL OFFICERS – SHIRE OF KULIN

Applicant: Shire of Kulin
File No. 0177
Attachments: Email
Author: Ms Leonie McIlree
Deputy Chief Executive Officer
Disclosure of Interest: Nil
Date of Report: 25 October 2006
Senior Officer: Mr Chris Jackson
Chief Executive Officer

Summary

For Council to consider the appointment of Mr P Riseborough, Mr B Holmes, Mr C Varone and Mr G Strother as Dual Fire Control Officers for the Shires of Kulin and Lake Grace.

Comment

The appointment of Mr P Riseborough, Mr B Holmes, Mr C Varone and Mr G Strother is required to cover area adjacent to common boundary.

Legal Implications

Section 40 of the Bush Fires Act 1954 states that two or more local governments may by agreement join in appointing, employing and remunerating bush fire control officers for the purposes of this Act.

Policy Implications

Nil.

Community Consultation

Not Applicable.

Financial Implications

Nil.

Strategic Implications

N/A

Cultural Implications

N/A

Voting Requirements

Simple majority required.

Recommendation/Resolution

MOTION 10317

Moved Cr Newman
Seconded Cr Sinclair

That Council appoints Mr P Riseborough, Mr B Holmes, Mr C Varone and Mr G Strother as Dual Fire Control Officers for the Shires of Kulin and Lake Grace.

MOTION CARRIED 8/0

10.20am *Meeting adjourned for morning tea.*

14.2 LAKE GRACE SHIRE ROADS ALLIANCE

10.38am Meeting reconvened with all those previously in attendance present.

Applicant: Chief Executive Officer
File No. 0508
Attachments: Utilibiz Alliance Feasibility Study Proposal, Alliance Contracting Key Actions and Decisions Paper
Author: Mr Chris Jackson
 Chief Executive Officer
Disclosure of Interest: Nil
Date of Report: 11 November 2006
Senior Officer: Mr Chris Jackson
 Chief Executive Officer

Summary

For Council to consider proceeding to the next stage of development to enter into a future alliance partnership.

Background

Council at its December 2005 ordinary meeting resolved as follows.

That:

1. A Shire of Lake Grace/Local Government Alliance Road Construction & Maintenance Proposal (Feasibility proposal) be prepared that is to include:

- Scope of Works
- Details of the Alliance approach
- Details on current operational arrangements including staffing, machinery and contracts.
- Opportunities to extend the Alliance to other Local Government Authorities
- Details on Asset Preservation and Development opportunities
- Expression of Interest/Tender process and documents
- Proposed payment model
- Selection process for Alliance participant
- Evaluation process
- Legal/Contractual Framework

2. An application for funding be made to the Department of Local Government and Regional Development Connecting Local Governments Feasibility Study Grants or any other relevant funding opportunity for funding to assist with development of the Alliance proposal and for introduction for a trial period.

Comment

Since December 2005 various discussions have been held with a number of consultants and with Council's Solicitor in relation to Alliance contracting.

Given that the proposal is a new approach for Local Government in Western Australia it has been a long search to find a suitable specialist to assist with the process as previously agreed by Council. Finally, on the

19 October 2006, Mr Paul Taplin of Utilibiz Pty Ltd was appointed to undertake the first part of the process (**Task One**) on the following basis:

We have considered Council's position and recent exposure to the concepts of relationship based contracting, and we propose that it will be possible to combine a short feasibility study with determination by Council of the appropriate contracting strategy. This combination will save the expense of treating the contracting strategy adoption as a separate exercise, and it will enable clear and immediate direction to the Executive to proceed or not, as well as the nature of the preferred contracting method.

We propose the following general approach:

- *Desktop research*
- *Preparation for interviews & workshop*
- *Half day with Exec pre Council workshop*
- *Half day workshop with Council (Note Recommendation)*
- *Half day with Exec post workshop*
- *Phone interviews with adjacent Shires*
- *Phone interviews with selected contractors*
- *Prepare report*

The half day workshop will be designed to achieve the following outcomes:

- *Council refreshes on contracting options and the benefits of alliances*
- *Council reviews potential risks associated with alliance contracting*
- *Council considers and provisionally endorses a preferred contracting model*
- *Council considers and provisionally endorses key elements underpinning the contracting strategy, including scope, timing, prequalification of tenderers, estimated costs, and preferred contract period.*

The advantage of this approach is that it will provide clear direction for the Executive and a consultant should Council wish to proceed, and also reduce the start up time and costs for the procurement process.

Utilibiz Pty Ltd is a consulting company specialising in the development of relationship based contracts and alliances in particular. The company is owned by the three directors who are also its principal consultants. These directors also own and manage the companies indicated below.

Paul Taplin is also the director of Australian Performance Associates, providing alliance and relationship contract development services to utility clients and contractors. Paul is currently developing a hybrid alliance for Horizon Power, and recently completed the development of Main Roads' second alliance – \$30m Great Eastern Highway Aline Alliance. Paul has also reviewed MRWA's Term Network Contracts in the South West and the recommendations from that review have been adopted by MRWA. He also reviewed the opportunities to incorporate alliance style management in Term Network Contract 3, Wheatbelt North. Paul has also consulted to several of the major construction companies including Clough, Works Infrastructure (in Australia and NZ), Black & Veatch and Macmahon.

Paul also has an extensive background in the water industry in WA, principally with the Water Corporation. He has held senior management positions as Regional Manager, Operations planning and Development, and Market and Business Development. Paul directed the Corporation's first O&M Alliances in 1995, and again directed the re-bid in 2002. These pioneer alliances have now been in operation for 10 years, and the model has also been adopted by several utilities across Australia.

Paul has also directed major change management strategies and initiatives for the Corporation, including the Customer Service Strategy, Customer Centre and Call Centre. Full details are attached.

It is estimated that the full development cost of Alliance could be in the order of \$60,000. An application will be made to the Department of Local Government and Regional Development (DLGRD) to assist with these costs. Whist Council have previously agreed to an application, given the extent of the costs and better awareness of the process required, further endorsement of an application is requested.

The funds received from DLGRD will effectively finance the tender process on the basis that it is the development of a pioneer model for local government.

Following the feasibility study and the development of the contracting strategy as listed above the process may look as follows **(Task Two)**.

- Develop procurement plan
- Develop tender evaluation plan
- Develop the request for proposals (RFP)
- Draft Alliance Agreement adopted
- Advertise RFP and obtain responses
- Phase 1 proposal evaluation (desktop)
- Interview/workshop evaluation
- Commercial workshop
- Transition plan developed
- Final agreement prepared
- Agreement executed
- Alliance commences

Timing for the project will be dependant on the feasibility study/contracting proposal and it is proposed that a half day workshop with Council be conducted in late January or early February 2007. The timing is designed to avoid harvest and the Christmas holidays.

Ideally if the Alliance approach is formally adopted a 1 July 2007 start up would be preferred. However, given the need to delay the initial workshop and the lengthy process that is required, it is more likely that it may occur later in 2007.

Legal Implications

Local Government (Functions and General) Regulations 1996

Policy Implications

N/A

Community Consultation

No community consultation at this stage but through the feasibility process this will need to be considered in some form.

Financial Implications

Account E122060 Engineering Consultant Budget \$30,000.

The contract with Utilibiz Pty Ltd as outlined above is \$11,825 GST inclusive.

Strategic Implications

The development of a future alliance arrangement will assist with the development of strategic road construction and maintenance programs. The alliance will bring engineering professionals to the table that can be used in the long term planning process.

Cultural Implications

N/A

Voting Requirements

Simple majority required.

Recommendation/Resolution

MOTION 10318

Moved Cr Newman
Seconded Cr Bennett

That

1. Council endorse the appointment of Utilibiz Pty Ltd to assist in the development of Alliance (Task One).
2. That a half day Alliance workshop be conducted with full Council on the 20 December 2006 (Task One).
3. That an application for funding to the Department of Local Government and Regional Development to assist with development of an Alliance proceeds as out lined above (Task Two).

MOTION CARRIED 8/0

14.3 COUNCIL MEETING DATES - 2007

Applicant: Chief Executive Officer
File No. 0041
Attachments: Policy 1.2
Author: Mrs Jeanette Bennett
Executive Assistant
Disclosure of Interest: Nil
Date of Report: 14 November 2006
Senior Officer: Mr Chris Jackson
Chief Executive Officer

Summary

For Council to consider its meeting arrangements for 2007.

Background

In accordance with the Local Government Act 1995, Council is required, at least once each year, to give local public notice of the date, time and place of its Ordinary Meetings to be held in the coming 12 months.

Comment

Council's Policy Manual, policy 1.2, confirms that its meetings are to be held on the fourth Wednesday of each month, except December where it is the third Wednesday.

As in the past five years Council has continued to successfully hold meetings in Newdegate, Lake King and Varley for the benefit of local communities.

This year the October Meeting was put back one week i.e. to the third Wednesday, to enable the Chief Executive Officer to attend the Annual LGMA State Conference which is held each year at this time. The 2007 Conference dates have already been set for the 23 - 26 October which again clashes with Council's Policy in that it's meetings are to be held on the fourth Wednesday of the month.

For 2007, it is again proposed that the October meeting be held on the third Wednesday to avoid clashing with the LGMA Conference which will give staff the opportunity to attend the Conference if they so wish.

The proposed start time for the 2007 October meeting is again 6pm – this was trialled in 2006 as it is felt that by holding an evening meeting on occasion, it gives the 9 to 5 working members of the community the opportunity to attend a Council Meeting.

Completion of renovations and refurbishment of the Shire Offices and Council Chambers is not expected until February 2007. Accordingly,

the February Meeting is scheduled to be held at the Lake Grace Sportsmans Club.

The April Meeting is scheduled to be held on Tuesday 24 April 2007 as Anzac Day, a Public Holiday falls on the fourth Wednesday in April. Council will also need to consider an official opening of the renovated offices and Chambers.

Accordingly, the following schedule is prepared for Council's consideration:

Date	Time	Place
January 2007	N/A	N/A (annual break)
28 February 2007	1.00pm	Lake Grace Sportsmans Club
28 March 2007	1.00pm	Varley Recreation Centre
Tuesday 24 April 2007	1.00pm	Council Chambers Lake Grace
23 May 2007	1.00pm	Newdegate Community Indoor Recreation Centre
27 June 2007	1.00pm	Council Chambers Lake Grace
25 July 2007	1.00pm	Council Chambers Lake Grace
22 August 2007	1.00pm	Lake King Town Hall
26 September 2007	1.00pm	Council Chambers Lake Grace
17 October 2007	6.00pm	Council Chambers Lake Grace
28 November 2007	9.00am	Newdegate Community Indoor Recreation Centre
19 December 2007	1.00pm	Council Chambers Lake Grace

Legal Implications

Local Government Act 1995 – s5.3 requires that local public notice of the schedule of meetings be given.

Local Government (Admin) Regulations – reg 12

Policy Implications

Apart from the April and October 2007 meeting dates as per above, the schedule of dates is in accordance with the Policy Manual which makes no provision for specific times or locations.

Community Consultation

Continuation of holding meetings away from Council Chambers enables improved community participation.

Financial Implications

The additional cost to hold meetings in the towns of Varley, Newdegate and Lake King is not significant and can be accommodated within Council's budgeted expenses.

Strategic Implications

Provides improved access by the community to Council operations.

Cultural Implications

Nil.

Recommendation

That Council give Local public notice of the following schedule of meetings as required by the Local Government Act:

Date	Time	Place
January 2007	N/A	N/A (annual break)
28 February 2007	1.00pm	Lake Grace Sportsmans Club
28 March 2007	1.00pm	Varley Recreation Centre
Tuesday 24 April 2007	1.00pm	Council Chambers Lake Grace
23 May 2007	1.00pm	Newdegate Community Indoor Recreation Centre
27 June 2007	1.00pm	Council Chambers Lake Grace
25 July 2007	1.00pm	Council Chambers Lake Grace
22 August 2007	1.00pm	Lake King Town Hall
26 September 2007	1.00pm	Council Chambers Lake Grace
17 October 2007	6.00pm	Council Chambers Lake Grace
28 November 2007	9.00am	Newdegate Community Indoor Recreation Centre
19 December 2007	1.00pm	Council Chambers Lake Grace

Voting Requirements

Simple majority required.

Resolution**MOTION 10319**

Moved Cr Bennett
Seconded Cr Newman

That Council give Local public notice of the following schedule of meetings as required by the Local Government Act:

Date	Time	Place
January 2007	N/A	N/A (annual break)
28 February 2007	1.00pm	Lake Grace Sportsmans Club
28 March 2007	1.00pm	Varley Recreation Centre
Tuesday 24 April 2007	1.00pm	Council Chambers Lake Grace
23 May 2007	6.00pm	Newdegate Library Telecentre
27 June 2007	1.00pm	Council Chambers Lake Grace
25 July 2007	1.00pm	Council Chambers Lake Grace
22 August 2007	1.00pm	Lake King Town Hall
26 September 2007	1.00pm	Council Chambers Lake Grace
17 October 2007	6.00pm	Council Chambers Lake Grace
28 November 2007	9.00am	Newdegate Community Indoor Recreation Centre
19 December 2007	1.00pm	Council Chambers Lake Grace

MOTION CARRIED 8/0

Reason for Change

Council wished to include an extra evening meeting.

14.4 **SHIRE BOUNDARY REALIGNMENT – NAMING OF NEW SHIRE LOCALITY**

Applicant: Department of Land Information
File No. 0354
Attachments: Letter and Plan
Author: Mr Mark Burbridge
 Senior Administration Officer
Disclosure of Interest: Nil
Date of Report: 14 November 2006
Senior Officer: Mr Chris Jackson
 Chief Executive Officer

Summary

For Council to consider a change to locality naming as a result of the Local Government boundary realignment with the Shire of Ravensthorpe in November 2005.

Background

The Local Government boundary between the Shires of Lake Grace and Ravensthorpe was changed effective 1 November 2005, as part of a negotiation which resulted in the Shire of Lake Grace assuming responsibility for a greater section of the Lake King – Norseman Road.

As a result of this realignment, the Shire of Lake Grace now incorporates a section of land that was previously in the Shire of Ravensthorpe, and is part of the locality of 'Munglinup'.

Comment

It would seem inappropriate that this section of land continue to be designated as part of the locality of 'Munglinup', as this better describes an area to the south east of Ravensthorpe. The Department of Land Information also suggest that a locality should be unique to a shire and should not cross Local Authority boundaries.

Council has the option of either including the new section of land in an existing locality within the Shire of Lake Grace, or creating a new locality specific to this new area.

It is the understanding of the author that all of the new land subject to this locality name change is either unallocated crown land or reserve. As such, the change is unlikely to have a significant effect on any ratepayers as no property is held in the land in question.

Legal Implications

N/A

Policy Implications

Council does not have a specific policy that deals with the naming of localities, districts, or roads; however it is generally accepted that all new names have some historic or geographical basis – i.e. significant social or geological feature, past or long-serving families in the community, etc.

Currently, all localities are named for either the town site they incorporate (e.g. Lake Grace, East Newdegate), a significant geological feature (e.g. Magenta, Mount Madden), or other significant feature such as a railway siding (e.g. Buniche, Kuender).

Proposed names would be assessed for suitability by the Geographic Names Committee.

Community Consultation

It is proposed that a period of community consultation, in the form of an invitation for public submissions, be held for the naming of this new locality.

As part of the advertisement for the public submission, Council staff will put forward a number of suggestions, including the option to expand an existing locality to cover the new area.

Financial Implications

Local Advertising and administration of the public submissions will have a minimal impact upon Council's administration budget.

Strategic Implications

Nil

Cultural Implications

Locality naming is an integral part of rural addressing and helps build and maintain a sense of geographical identity of residents within the Shire.

Voting Requirements

Simple Majority Required.

Recommendation/Resolution

MOTION 10320

Moved Cr Stewart
Seconded Cr Farrelly

1. That Council undertake a period of community consultation, in the form of an invitation for public submissions, for the locality naming of the new area in the Shire of Lake Grace.
2. That Council consider received submissions and determine a new locality name for the Munglinup locality at a future meeting of Council

MOTION CARRIED 8/0

15.0 URGENT BUSINESS BY DECISION OF THE MEETING

None.

16.0 SCHEDULING OF MEETING

16.1 DECEMBER 2006 ORDINARY MEETING – CHANGE OF VENUE

Background

Motion 10131 December 2005 states:

An Ordinary Meeting of the Council will be held on Wednesday 20 December 2006 at the Council Chambers, Stubbs St Lake Grace commencing at 1.30 pm.

Due to delays in the building industry the completion date for renovations to the Shire Offices has been extended until 8 February 2007 which necessitates a change in venue for the December 2006 Council Meeting.

Recommendation/Resolution

MOTION 10321

Moved Cr Farrelly
Seconded Cr Taylor

1. That the 20 December 2006 Ordinary Meeting of Council be held in the Lake Grace Town Hall; and,

2 That the change of venue be advertised accordingly.

MOTION CARRIED 8/0

17.0 CONFIDENTIAL BUSINESS – As per Local Government Act s.5.23 (2)

MOTION 10322

Moved Cr Chamberlain
Seconded Cr Newman

That Council close the meeting to the public at this time, being 10.57 am, to select the recipients for the 2007 Australia Day Awards.

MOTION CARRIED 8/0

10.57am Mrs Sylvia Brandenburg, Mr Chris Jackson, Mrs Jeanette Bennett & Miss Skye Gambuti left the meeting.

17.1 2007 AUSTRALIA DAY AWARDS

Item forwarded under separate cover.

MOTION 10323

Moved Cr Stewart
Seconded Cr Taylor

That Council not publicly release the names of the 2007 Citizenship Award recipients until after they have been formally announced at the 26 January 2007 Annual Australia Day celebrations throughout the Shire.

MOTION CARRIED 8/0

MOTION 10324

Moved Cr Newman
Seconded Cr Bennett

That Council re-open the meeting to the public at this time,
being 11.13am.

MOTION CARRIED 8/0

11.13am Mr Chris Jackson, Mrs Jeanette Bennett and Miss Skye Gambuti re-entered the meeting.

18.0 CLOSURE

There being no further business, the Chairperson closed the meeting at 11.15 am.

19.0 CERTIFICATION

I _____ certify that the minutes of the meeting held on the 22 November 2006 as shown on page numbers _____ to _____ were confirmed as a true record at the meeting held on the 20 December 2006.

Chairman

Date