

**Minutes of the Ordinary Meeting held in the
Council Chambers, Wandering
on Thursday 21 July 2011**

1. Declaration of Opening/Announcement of Visitors

7:30am - The President welcomed all present and declared the meeting open.

2. Record of Attendance/Apologies/Leave of Absence

Attendance:

BE Dowsett	President
GG Kerr	Deputy President
KJ Price	Councillor
JC Schorer	Councillor
JR Mcneil	Councillor
KJ Barge	Councillor
M Whitely	CEO
G Mathewson	Works Supervisor (9:35am – close)

Leave of Absence:

DF White	Councillor
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Apologies:

Nil

3. Public Question Time

As there were no members of the public present there were no questions asked.

4. Applications for Leave of Absence

Nil

5. Confirmation of Minutes of Previous Meetings

Shire of Wandering Ordinary Meeting held 16 June 2011

520:2011

Moved Cr Schorer, Seconded Cr Barge that the minutes of the Shire of Wandering Ordinary Meeting held 16 June 2011 to be confirmed as a true and correct record.

CARRIED 6-0

6. COUNCILLOR REPORTS

President Dowsett

Questions Without Notice

Need to look further into getting Portable Traffic Lights

Deputy President Kerr

Meetings Attended

Wandering Community Resource Centre

Questions Without Notice

Is it a requirement for the Library to be open 5 days a week?

Councillor McNeil

Questions Without Notice

Gravel Pit at old school site on Potts Rd

Several washouts on North Bannister Wandering Rd need to be repaired

Culvert needs to be cleared on Potts Rd

Provision in the 2011/12 Budget for brick paving and retaining walls at the Community Centre

Councillor Barge

Questions Without Notice

Gravel Sheeting – North Wandering Rd

Roadside Spraying – North Wandering Rd, Town & Wandering Downs

Culverts needs to be cleared on North Wandering Rd (near Brian Cornish's property)

Fire trucks – foam system is not working on either of the fire trucks

Councillor Price

Questions Without Notice

Wandering Pingelly Rd – Bitumen Patching

Culvert needs to be cleared on Codjatotine Mooterdine Rd

Chevron Sign required at Mooterdine Loop

Councillor Schorer

Questions Without Notice

Reid Rd crossing flowed through the top pipes after the last rain

Requested the Shire write to the Wandering Primary School reinforcing that if the school has encroached into the roadside verge during recent site works carried out, then the school will ultimately be liable for any damage that may be sustained within that roadside verge.

7. MATTERS REQUIRING COUNCIL DECISION

7.1 Whole of Local Government Forum

NAME OF APPLICANT: CEO
FILE REFERENCE: 19.1.1
AUTHOR: CEO

SUMMARY:

Both the President and CEO attended the Whole of Local Government Forum in South Perth on 12 May 2011 and the Minister for Local Government has now released preliminary reports compiled from the forum.

COMMENT

The forum was broken into three sessions;

1. What are the most important challenges in your area and why
2. What are we already doing well to meet these challenges
3. What do we need to do differently to meet these challenges

The outcomes from the above sessions have been tabled for Council information. As discussed at the May meeting there did not appear to be a lot regional significance to come out of the Forum.

RECOMMENDATION:

For Council information.

[Attachment 2](#)

7.2 Wandering Annual Fair

NAME OF APPLICANT: Wandering Annual Fair Committee
FILE REFERENCE: 18.1.27
AUTHOR: CEO

SUMMARY:

A letter has been received from the Annual Fair Committee requesting the use of the Cheetaning Street oval and Geoff Marsh Pavilion for this year's Annual Fair to be held 10 September 2011. The Committee have also asked for a financial contribution from the Shire.

COMMENT

Last year the Shire contributed \$500 to the Committee towards the cost of having the fliers printed. For last year's event Albany Advertiser printed the fliers for free so the Committee was able to use the Shire's contribution for other activities. The quote from Albany Advertiser to print 2,500 coloured fliers for this year's event is \$325. There are several options available to Council to provide financial support to the Committee for the Annual Wandering Fair. These include;

1. Making a contribution to the Committee and let them decide what to spend the money on
2. Make a contribution and stipulate how the funds are to be used
3. The Shire sponsors one of the activities on the day
4. Any combination of the above
5. No financial contribution

An amount of \$1,500 has been included in the 2011/12 Draft Budget for the Annual Fair.

RECOMMENDATION:

That Council;

1. Approve the use of the Cheetaning St oval and Geoff Marsh Pavilion
2. Pay for the cost of the fliers to be printed
3. Sponsor an activity to be held on the day up to a value of \$1,000.

[Attachment 3](#)

521:2011

Moved Cr Kerr, Seconded Cr Price that Council;

1. Approve the use of the Cheetaning St oval and Geoff Marsh Pavilion
2. Pay for the cost of the fliers to be printed
3. Sponsor an activity to be held on the day up to a value of \$1,000.

CARRIED 6-0

7.3 Farm Water Supply Planning & Farm Water Rebate Schemes

NAME OF APPLICANT: Department of Water
FILE REFERENCE: 32.1.1
AUTHOR: CEO

SUMMARY:

Information has been released by the Department of Water for the Farm Water Supply Planning (FWSPS) and Farm Water Rebate Scheme (FWRS). The Shire of Wandering has been identified as an area eligible for both schemes and information for applicants has been attached for Council information.

COMMENT

Eligibility for the Farm Water Supply Planning and Farm Water Rebate Schemes are dependent on a number of factors, including but not limited to the following;

- The applicant must be a commercial farmer (defined on page 2 includes a wide range of categories including grain, sheep, beef, pigs, general livestock and general cropping)
- Must have a valid ABN and be registered for GST
- Located within the shires listed in Table 1 on page 2 (ie. Wandering)
- Located in one of the seven zones shown in Figure 1 on page 2 (ie. Zone 5 – North Eastern & Eastern Wheatbelt)
- Must not be a hobby farmer
- Includes leasing where the lease period is 5 years or greater
- Farming is the principal income earning activity

From what I have read the majority of farmers within the district will be eligible to participate in the Farm Water Supply Planning and Farm Water Rebate Schemes and it will come down to each applicant as to whether there are any perceived benefits from the rebates on offer. (The Rebate Schedule is at the end of the attachment and outlines the various rebates eligible under the scheme)

RECOMMENDATION:

For Council information.

[Attachment 4](#)

7.4 LGMA Corporate Membership

NAME OF APPLICANT: Local Government Managers Association WA
FILE REFERENCE: 18.1.7
AUTHOR: CEO

SUMMARY:

A letter has been received from the Local Government Managers Australia (LGMA) asking Council to consider taking up a Corporate Membership for the 2011/12 financial year. The cost of the corporate membership is \$740 (GST Inclusive).

COMMENT:

The corporate membership entitles Council to access and use the model employee contracts at no cost (usually they cost \$750 per employee). Of the \$740, 1/3rd of this membership will then be forwarded to the LGMA Wheatbelt South Branch. Wandering is a member of the LGMA Wheatbelt South Branch which consists of Wandering, Boddington, Williams, West Arthur, Cuballing, Shire of Narrogin, Town of Narrogin, Wickepin, Pingelly, Brookton, Wagin, Dumbleyung, Kulin and Lake Grace. Last year five of

the Wheatbelt South Branch Shires were corporate members and the proceeds were used to send Toni Reitmajer from Wandering to the 2010 Annual LGMA Conference.

RECOMMENDATION:

That Council become a LGMA Corporate Member for the 2011/12 financial year.

[Attachment 5](#)

522:2011

Moved Cr Schorer, Seconded Cr McNeil that Council become a LGMA Corporate Member for the 2011/12 financial year.

CARRIED 6-0

7.5 Caravan Park - Geoff Marsh Pavilion

NAME OF APPLICANT: CEO
FILE REFERENCE: 24.1.1
AUTHOR: CEO

SUMMARY:

The Caravan Park is located just off Cheetaning Street in the main town site of Wandering and the existing facilities are very basic and tired. There are limited amenities with no cooking or BBQ facilities available and there are no defined recreational or rest areas at the current site. There is currently a need for quality short term accommodation in Wandering and converting the Geoff Marsh Pavilion into an area that can be utilised by residents at the caravan park will result in providing quality amenities and helping to promote tourism in the area. The updated facilities would also be utilised during the Wandering Annual Fair each year.

COMMENT:

The refurbishment was discussed at the April Ordinary Meeting and since then the CEO has requested several quotes. The following costs have been compiled to complete the exterior works of the refurbishment;

- Colourbond Roofing - \$1,000
- External Sheeting (Colourbond) - \$2,700
- Internal Sheeting (Colourbond) - \$3,000
- Patio - \$1,800
- Sliding Doors (2400mm x 2140mm) x 2, Windows (1450mm x 1020mm) x 4 - \$2,600
- Fitting Doors & Windows - \$2,700

The total cost of the above is \$13,800, leaving \$6,200 for the inside of the pavilion to be fitted out, with the greater portion of this budget to be spent on a kitchen, flooring, electrical work, plumbing, etc. There are potential savings with the exterior works if some cheaper sliding doors and windows can be sourced.

Overall I believe that a very successful refurbishment of The Geoff Marsh Pavilion can be completed within the \$20,000 that was allocated in the 2010/11 Budget.

The Annual Wandering Fair will be held on Saturday 10 September 2011. If the refurbishment is to have any chance of being completed by this date then work will need to commence very soon.

RECOMMENDATION:

That Council commence refurbishment at the Geoff Marsh Pavilion and carry forward the \$20,000 budget to the 2011/12 financial year.

Cr Barge declared an interest in Agenda Item 7.5 but remained on the meeting

523:2011

Moved Cr Price, Seconded Cr Schorer that Council commence refurbishment at the Geoff Marsh Pavilion and carry forward the \$20,000 budget to the 2011/12 financial year.

CARRIED 5-0

7.6 Wheatbelt South Tourism Association

NAME OF APPLICANT: Wheatbelt South Tourism Association
FILE REFERENCE: 18.1.11
AUTHOR: CEO

SUMMARY:

A letter has been received from the Wheatbelt South Tourism Association seeking a financial contribution of \$800 to put towards the cost of printing 25,000 Wheatbelt South Tourism brochures. There are ten shires in the Wheatbelt South Tourism Association.

COMMENT:

The Shire has not previously contributed towards the Wheatbelt South Tourism Association and I am of the understanding the last set of brochures were funded through the Dryandra Visitor Centre.

RECOMMENDATION:

For Council consideration.

[Attachment 6](#)

Council AGREED that the Wheatbelt South Tourism Association is informed that Council currently contribute towards \$5,000 per annum to the Dryandra Visitor Centre and perhaps the Wheatbelt South Tourism Association should ask the Dryandra Visitor Centre to contribute towards the cost of the brochures.

7.7 Fencing Bonds

NAME OF APPLICANT: EHO/BS
FILE REFERENCE: 28.1.1
AUTHOR: CEO

SUMMARY:

Currently there are 4 x \$2,000 fencing bonds held in Trust for the following properties that have Relocated Dwellings. These properties are;

- 13 Michibin Street (S Crake)
- 4 Hotham Street (K Weir)
- 18 White Street (Finco Superannuation Fund)
- 10 Dunmall Drive (R Crook)

Peter Haas (Building Officer) has inspected each of the above properties and is of the opinion that with the exception of 4 Hotham Street, all of the other properties have satisfactory fencing. The Building Officer made the following observation for the four properties;

13 Michibin St

This property is fenced on the boundary with Lot 41 Michibin St which has a wooden picket fence and Lot 43 Gnowing St which has a colourbond fence. The side boundary fence on Gnowing St has a pine post with ring lock and chicken wire.

4 Hotham Street

This property is bounded at the rear by a type of colourbond fence, a steel fence running into a pine post and single rail within the front setback of the boundary with Lot 106 Hotham St, a partially constructed colourbond fence on the boundary with Lot 108 Hotham St and a pine post with three rails along the front boundary.

Work still to be completed prior to the releasing the fencing bond for the above property includes;

1. Timber deck to verandah to be completed
2. Balustrade required around the landing at the front of the building
3. External cladding to be painted one colour
4. Roof sheets to be trimmed to size on the rear verandah

18 White Street

This property is bounded on the side and rear boundaries with a post and wire fence approximately 1.2m in height and has no fence along the front boundary.

10 Dunmall Drive

Has colourbond fencing on both side boundaries, wire fencing along the rear and a post and mesh fence along the front boundary.

The Building Officer does have some concern however that the fencing conditions are open to interpretation since the Policy for Relocated Dwellings states that all fencing requirements are to be completed to the satisfaction of Council

COMMENT:

In summary, what the Building Officer is getting at is that there are many different styles of fencing throughout the townsite. The question for Council is "are Council happy with various styles of adjoining fences or do Council want to enforce more uniformity".

It should also be noted that the Town Planning Policy for Relocated Dwellings states that a \$5,000 deposit is required for Relocated Buildings, however the four fencing bonds currently held in Trust for \$2,000 each relate to the period prior to the Policy being operational.

RECOMMENDATION:

That on completion of the required works, all fencing bonds currently held in the Trust account are to be returned to the property owners.

[Attachment 7](#)

524:2011

Moved Cr McNeil, Seconded Cr Barge that on completion of the required works, all fencing bonds currently held in the Trust account are to be returned to the property owners.

CARRIED 6-0

7.8 2011 Proposed Electoral Boundaries

NAME OF APPLICANT: Office of the Electoral Distribution Commissioners
FILE REFERENCE: 3.1.2
AUTHOR: CEO

SUMMARY:

The proposed changes to the electoral boundaries in Western Australia were published in the Government Gazette on 10 June 2011 and also appeared in the West Australian on Saturday 11 June 2011. Submissions to object to the proposed boundaries closed on Monday 11 July 2011 and the final boundaries will now be published on Monday 10 October 2011 and will apply for the next state election.

COMMENT:

Although Wandering does not get a mention in the proposed electoral boundaries booklet, the Shire will fall into the Wagin electorate.

RECOMMENDATION:

For Council information.

[Attachment 8](#)

7.9 2011 WALGA Annual General Meeting

NAME OF APPLICANT: WALGA
FILE REFERENCE: 1.4.5
AUTHOR: CEO

SUMMARY:

The agenda for the 2011 WALGA Annual Meeting to be held on Saturday 6 August 2011 is attached for Council information. The Executive and Member motions for the AGM are found on pages 14-55. In all there are seven motions submitted;

- 3.1 Proposed Amendments to the WALGA Constitution - WALGA
- 3.2 Container Deposit Legislation – Shire of Boddington
- 3.3 Local Government Amendment (Regional Subsidiaries) Bill 2011 – Shire of Kulin
- 3.4 Licensing of Scrap Metal Yards – Shire of Dardanup
- 3.5 Review of Dog Registration Fees – Shire of Dardanup
- 3.6 Rate Exemptions Charitable Bodies – Shire of Dardanup
- 3.7 Local Government Award Coverage – Shire of Perenjori

COMMENT:

At the May Ordinary meeting Cr Price and Cr Dowsett were appointed as the delegates to attend the AGM. Cr Price will be attending the AGM however a proxy made need to be appointed for Cr Dowsett should he be unable to attend the AGM.

RECOMMENDATION:

That Council review the motions for the WALGA Annual General Meeting at the meeting and inform the delegates how they wish to vote at the AGM.

[Attachment 9](#)

524:2011

Moved Cr Barge, Seconded Cr McNeil that delegates vote on the motions as they deem appropriate at the AGM.

CARRIED 6-0

Council amended the original recommendation to allow more flexibility as the delegates may be privy to additional information given out on the day of the AGM.

7.10 Australian Local Government Association Constitutional Recognition

NAME OF APPLICANT: ALGA
FILE REFERENCE: 10.1.7
AUTHOR: CEO

SUMMARY:

The Australian Local Government Association (ALGA) is currently working to achieve the inclusion of local government in the Australian Constitution. Over the course of the last 12 months, ALGA have been progressing the outcomes of the December 2008 Constitutional Convention held in Melbourne which saw more than 500 mayors and councillors from across the country reach consensus on the preferred way forward on constitutional reform. The Convention concluded that a referendum to include local government in the Constitution is the best way to ensure the future stability of local communities across Australia.

The key objective of ALGA's efforts at this stage is to persuade the Australian Government, the Opposition and minor parties that such a referendum should be held. A recent High Court decision (the Pape case) has also put the need for constitutional change into sharper focus. The case raises serious doubt over whether the Federal Government currently has the power to fund local government directly through programs such as the Roads to Recovery Program and the Community Infrastructure Program. Constitutional reform will remove this uncertainty and protect these vital local government funding sources.

MINUTES OF THE MEETING HELD 21 JULY 2011

ALGA has been consulting with members of the Government and Opposition on a bipartisan basis. ALGA hopes that this dialogue will result in a referendum question addressing the issue being progressed during the next parliamentary term. Consistent with the position reached by delegates at the Convention, it is important to stress that any referendum question would not seek to undermine the powers of state governments and would not impede their ability to regulate or reform local government.

COMMENT:

ALGA has now written to Councils requesting that a sample letter be sent to the Prime Minister, Leader of the Federal Opposition and our local Federal Member. The draft text has been included in the recommendation.

ALGA has dedicated pages on its website relation to the Constitutional Recognition issue at:
<http://www.alga.asn.au/constitutionalrecognition/factsheet.php>

RECOMMENDATION:

That the Shire of Wandering declares its support for financial recognition of local government in the Australian Constitution so that the Federal Government has the power to fund local government directly and also for the inclusion of local government in any new Preamble to the Constitution if one is proposed, and calls on all political parties to support a referendum by 2013 to change the Constitution to achieve this recognition.

525:2011

Moved Cr Price, Seconded Cr Schorer that the Shire of Wandering declares its support for financial recognition of local government in the Australian Constitution so that the Federal Government has the power to fund local government directly and also for the inclusion of local government in any new Preamble to the Constitution if one is proposed, and calls on all political parties to support a referendum by 2013 to change the Constitution to achieve this recognition.
DEFEATED 4-2

7.11 Request for Donation – Mark Conley

NAME OF APPLICANT: Mark Conley
FILE REFERENCE: 10.1.7
AUTHOR: CEO

SUMMARY:

A letter has been received from Mark Conley asking for donations for the School of St Jude. The School of St Jude is located in Tanzania and Mr Conley is fundraising for the School by undertaking the challenge of climbing Mt Kilimanjaro.

COMMENT:

There is no specific provision made in the budget for such a request.

RECOMMENDATION:

For Council discussion.

[Attachment 10](#)

526:2011

Moved Cr Price, Seconded Cr McNeil that Council does not offer any financial assistance to Mark Conley.

CARRIED 6-0

527:2010/11

Moved Cr Schorer, Seconded Cr Kerr that Council adjourn for morning tea at 9:10am.

CARRIED 6-0

Council returned from morning tea and commenced the meeting again at 9:35am.

7.12 2011/12 Draft Budget

NAME OF APPLICANT: CEO
FILE REFERENCE: 10.1.4
AUTHOR: CEO

SUMMARY:

The 2011/12 Draft Budget is currently being completed and will be distributed at the meeting. The Draft Budget meeting will be held in the Shire Council Chambers commencing at 4.00pm on Monday 1 August 2011 with the view to adopt the Final 2011/12 Budget at the August Ordinary Meeting on Thursday 18 August 2011.

The Draft Budget was distributed at the meeting and 4.00pm Monday 1 August 2011 was set as the meeting date to hold the Budget Meeting.

7.13 List of Accounts – June 2011

NAME OF APPLICANT: Finance Officer
FILE REFERENCE: N/A
AUTHOR: Finance Officer

SUMMARY:

Attached is a list of accounts for Council consideration.

RECOMMENDATION:

That all Cheque, EFT, wages, transport payments, transfers to investments, credit card payments, creditor payments and other vouchers from the Municipal and Trust Fund totalling \$1,024,570.89 be passed for payment.

[Attachment 11](#)

528:2010/11

Moved Cr Kerr, Seconded Cr Barge that all Cheque, EFT, wages, transport payments, transfers to investments, credit card payments, creditor payments and other vouchers from the Municipal and Trust Fund totalling \$1,024,570.89 be passed for payment.

CARRIED 6-0

7.14 Draft Financial Reports – June 2011

NAME OF APPLICANT: CEO
FILE REFERENCE: N/A
AUTHOR: CEO

SUMMARY:

Separately attached are the monthly Draft Financial Statements for the period ending 30 June 2011.

RECOMMENDATION:

That Council endorse the monthly Draft Financial Statements for the period ending 30 June 2011.

[Attachment 12](#)

529:2010/11

Moved Cr McNeil, Seconded Cr Price that Council endorse the monthly Draft Financial Statements for the period ending 30 June 2011.

CARRIED 6-0

8. NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING

Nil

9. NEXT MEETING

Next Ordinary Council meeting to be held on Thursday 18 August 2011 commencing at 11:00am

10. CLOSURE OF MEETING

There being no further business the meeting closed at 11:07am

**These Minutes were confirmed by Council at the Ordinary Council Meeting
on Thursday 18 August 2011.**

CR B E DOWSETT, Chairman