



Ordinary Council Meeting Minutes

Date: 21 July 2010

Please Note: These minutes and the decisions recorded therein have not as yet been confirmed by Council as a true and accurate record of the meeting.

The Shire of Moora Vision and Mission Statement

Vision

Our vision is that:

The Moora region will be a place of brilliant opportunity over the next twenty years. Sustainable growth will result in a vibrant, healthy, wealthy and diverse community.

Mission

Our mission is:

To identify and stimulate growth through creative leadership and a willingness to get things done.

SHIRE OF MOORA
MINUTES OF THE ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MOORA
21 JULY 2010

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Item 11.1.1 LEMC Annual Business Plan 2010-2011 & LEMC Annual Report 2009-2010

Item 11.2.1 List of Payments Authorised Under Delegation 1.31

Item 11.2.2 Statement of Financial Activity for the Period Ended 30 June 2010

Item 11.2.3 Draft Budget

1. DECLARATION OF OPENING & WELCOME OF VISITORS

The Shire President declared the meeting open at 3.35pm, welcomed visitors and announced:

"Acknowledgment of Country"

I would like to show my respect and acknowledge to the traditional owners of this land and acknowledge their contribution to the Shire of Moora as I do for all its people.

2. DISCLAIMER READING

The Shire President read the following disclaimer:

No responsibility whatsoever is implied or accepted by the Shire of Moora for any act, omission or statement or intimation occurring during this meeting.

It is strongly advised that persons do not act on what is heard at this meeting and should only rely on written confirmation of Council's decision, which will be provided within fourteen (14) days of this meeting.

3. ATTENDANCE

SA Bryan	-	Shire President
CE Gardiner	-	Councillor
SJ Pond	-	Councillor
AR Tonkin	-	Councillor
CD Hawkins	-	Councillor
R Keamy	-	Councillor
OC Cocking	-	Councillor
JW McLagan	-	Councillor
DV Clydesdale-Gebert(from 3.44pm)-	-	Councillor
LM O'Reilly	-	Chief Executive Officer
JL Greay	-	Manager Engineering Services
R L McCall	-	Manager Community & Economic Development
L J Parola	-	Manager Finance & Corporate Services

APOLOGIES:

W Zadravec	-	Manager Health, Building & Planning Services
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PUBLIC:

Nil

4. DECLARATIONS OF INTEREST

Cr Bryan declared a proximity interest in item 11.2.3 '2010/2011 Draft Budget', as she owns land adjacent to works included in the draft budget (Old Geraldton Road). Cr Bryan also declared an impartial interest in item 11.2.3 as she is a member of the Moora Historical Society and her partner is a member of the Coomberdale Badminton Club.

The Chief Executive Officer, Lynnette O'Reilly declared a financial interest in item 15.1 'Chief Executive Officer's Annual Performance Review - Ms Lynnette O'Reilly for the Year Ended 14th May 2010', as she is the officer under review.

5. QUESTIONS BY THE PUBLIC IN ACCORDANCE WITH SECTION 5.24 OF THE ACT

Nil

6. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

7. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

8. PETITIONS AND MEMORIALS

Nil

9. ANNOUNCEMENTS BY THE SHIRE PRESIDENT

- Cr Keamy advised that the Warro Gas field is to be developed further as a viable gas field.
- Cr Gardiner attended the WDC Workshop - \$10M in Royalties for Regions funding into the Wheatbelt region with the VROC potentially to receive approximately \$1M. Those present agreed that they needed a regional approach with the first priority being the Waste Management Plan, followed by Aged Care, Power Substation and the Grain Freight – Tier 2.
Cr Bryan added that Moora needs to focus on Aged Care which is being done well with its medical and aged care facilities.

At 3.44pm Cr Clydesdale-Gebert joined the meeting.

- Cr Gardiner advised that Hon Brendon Grylls MLA, Hon Brian Ellis MLC, Hon Mia Davies MLC and Hon Philip Gardiner MLC had recently visited Moora. They were given a tour of the town which included the proposed industrial & residential developments along with the Lifestyle Village and our health infrastructure. Council discussed assistance with headwork's costs for residential development and acknowledged the funding to be received through the Development Commission for headworks for the industrial land.
- Cr Gardiner attended the Health / Aged Care Strategy Group meeting – want to promote Moora as a centre for excellence in relation to Aged Care. Meeting with the minister on the 24th August, will be taking a case study stating why Moora is a good place to expand health care.
- Cr McLagan attended the Bindi Bindi Progress Association meeting on the 30th June, there was clearly some confusion regarding funding for the community centre which has now been explained.

Cr Bryan

- Attended the Wheatbelt Development Commission reform workshop
- Attended the Moora Community Resource Centre (formerly Moora Telecentre) meeting on the 15th July. There is now a reasonable increase in funding and Katie (Shanti) Townrow is the new Manager running the centre.
- Attended the St James Residential College Board meeting – numbers are stagnant, the college's website has been linked to the Central Midlands Senior High School's and it was suggested it also be linked to the Shire of Moora website.

10. CONFIRMATION OF MINUTES OF THE PREVIOUS MEETING

10.1 ORDINARY COUNCIL MEETING - 16 JUNE 2010

RECOMMENDATION

That the Minutes of the Ordinary Meeting of Council held on 16 June 2010, be confirmed as a true and correct record of the meeting.

COUNCIL RESOLUTION

72/10 Moved Cr Pond, seconded Cr Tonkin that the Minutes of the Ordinary Meeting of Council held on 16 June 2010, be confirmed as a true and correct record of the meeting subject to the following amendment

- **Pg 24, Item 12.1, point 2 to read “Consideration be given to allocate funding to the Round Hill community for activities.”**

CARRIED 9/0

11. REPORTS OF OFFICERS

11.1 ADMINISTRATION

11.1.1 ADOPTION OF SHIRE OF MOORA LOCAL EMERGENCY MANAGEMENT COMMITTEE ANNUAL BUSINESS PLAN 2010-2011 AND 2009-2010 ANNUAL REPORT

FILE REFERENCE: LO/LOE1

REPORT DATE: 9 June 2010

APPLICANT/PROPONENT: N/A

OFFICER DISCLOSURE OF INTEREST: Nil

PREVIOUS MEETING REFERENCES: Nil

AUTHOR: Lynnette O'Reilly, Chief Executive Officer

ATTACHMENTS: LEMC Annual Business Plan 2010-2011

LEMC Annual Report 2009-2010

PURPOSE OF REPORT:

A requirement of the Emergency Management Act 2005, is to provide relevant information to Council regarding the activities of the Moora Local Emergency Management Committee (LEMC) during 2009/10 to enable the adoption of the annual report. Additionally, information is provided for the adoption of the LEMC Annual Business Plan 2010 – 2011 which outlines the planned activities of the committee during 2010- 2011.

BACKGROUND:

The Emergency Management Act 2005 specifies the role of Local Government as follows:

36. Functions of local government

It is a function of a local government —

- (a) subject to this Act, to ensure that effective local emergency management arrangements are prepared and maintained for its district;
- (b) to manage recovery following an emergency affecting the community in its district; and
- (c) to perform other functions given to the local government under this Act.

A part of this responsibility is to report to the State Emergency Management Committee as

40. Annual report of local emergency management committee

- (1) After the end of each financial year each local emergency management committee is to prepare and submit to the district emergency management committee for the district an annual report on activities undertaken by it during the financial year.
- (2) The annual report is to be prepared within such reasonable time, and in the manner, as is directed in writing by the SEMC.

COMMENT:

An annual report of the State Emergency Management Committee (SEMC) is to be produced under the provisions of section 25 of the *Emergency Management Act 2005* (the Act) to provide evidence of the emergency management activities in Western Australia undertaken by SEMC.

In producing an annual report, the SEMC is reliant on reports from the SEMC subcommittees, the Metropolitan Emergency Management Executive Group (MEMEG), the District Emergency Management Committees (DEMC), the Local Emergency Management Committees (LEMC) and Hazard Management Authorities (HMA).

It is important that there is consistency in the structure of reports from these various groups and a SEMC Policy, No 2.6 *Annual Reporting*, has been developed to facilitate consistent preparation of annual reports at all levels.

The annual report meets the formatting requirements and reflects the activities of the Moora LEMC during 2009/10 and was endorsed by the committee at the meeting of 1 June 2010.

RESOLUTION

Moved Kerry Bein, seconded Mike Daley that the LEMC Committee endorse the 2009-2010 LEMC Annual Report.

CARRIED

RESOLUTION

Moved Kerry Bein, seconded Sheryl Bryan that the LEMC Committee endorse the Annual Business Plan for 2010-2011.

CARRIED

POLICY REQUIREMENTS:

Nil

LEGISLATIVE REQUIREMENTS:

Emergency Management Act 2005, Sections 36 & 40

STRATEGIC IMPLICATIONS:

There are no known strategic implications associated with this proposal.

SUSTAINABILITY IMPLICATIONS:

➤ **Environment**

There are no known significant environmental implications associated with this proposal.

➤ **Economic**

There are no known economic implications to Council in relation to this item.

➤ **Social**

There are no known significant social implications associated with this proposal.

FINANCIAL IMPLICATIONS:

There is a small budgetary implication associated with this proposal as the business plan requires \$1000 of the 2010/11 budget to be allocated LEMC activities.

VOTING REQUIREMENTS

Simple Majority Required

COUNCIL RESOLUTION (MANEX RECOMMENDATIONS)

73/10 Moved Cr Bryan, seconded Cr Cocking that Council adopt the Shire of Moora;

- 1. Local Emergency Management Committee Annual Business Plan 2010 – 2011
and***
- 2. Local Emergency Management Committee Annual Report 2009 – 2010***

CARRIED 9/0

11.2 FINANCIAL DEVELOPMENT

11.2.1 LIST OF PAYMENTS AUTHORISED UNDER DELEGATION 1.31

REPORT DATE: 15 July 2010

OFFICER DISCLOSURE OF INTEREST: Nil

AUTHOR: Leanne Parola, Manager Finance & Corporate Services

ATTACHMENTS: Accounts Paid Under Delegated Authority

PURPOSE OF REPORT

Payments have been made under delegated authority and a listing of these payments is attached for Council to note and endorse.

BACKGROUND

At the December 2005 Ordinary Meeting of Council resolution 276/2005 delegated the authority of payments from Municipal and Trust Funds to the Chief Executive Officer.

COMMENT

The accounts paid as at 15 July 2010 under delegated authority since the last Council meeting are presented to Council for endorsement.

POLICY REQUIREMENTS

Delegation 1.31 – Payments from Municipal and Trust Funds.

LEGISLATIVE REQUIREMENTS:

Local Government Act 1995 - Section 6.10

Local Government (Financial Management) Regulations 1996 – Regulations 12 & 13.

STRATEGIC IMPLICATIONS

There are no known strategic implications associated with this proposal.

SUSTAINABILITY IMPLICATIONS

➤ **Environment**

There are no known significant environmental implications associated with this proposal.

➤ **Economic**

There are no known significant economic implications associated with this proposal.

➤ **Social**

There are no known significant social implications associated with this proposal.

FINANCIAL IMPLICATIONS

Payments are in accordance with the adopted budget.

VOTING REQUIREMENTS

Simple Majority Required

COUNCIL RESOLUTION (MANEX RECOMMENDATION)
--

74/10 Moved Cr Hawkins, seconded Cr Bryan that Council notes and endorses the Payments from the Municipal and Trust Funds made under delegation 1.31

Municipal Fund	Chqs 59836 to 59918	\$106,500.45
	EFT 4395 to 4692	738,418.05
	Credit Card Expenditure	6,886.42
	Net Pays PPE 9/6/10	72,726.02
	Net Pays PPE 23/6/10	78,492.95
	Net Pays PPE 7/7/10	80,869.11
Trust Account	Cheques 4598 to 4608	\$1,402.67
Total		<u>\$1,085,295.67</u>

CARRIED 9/0

11.2.2 STATEMENT OF FINANCIAL ACTIVITY FOR PERIOD ENDED 30 JUNE 2010

REPORT DATE: 15 July 2010

OFFICER DISCLOSURE OF INTEREST: Nil

PREVIOUS MEETING REFERENCES: Nil

AUTHOR: Leanne Parola, Manager Finance & Corporate Services

ATTACHMENTS: Statement of Financial Activity for the Period Ended 30 June 2010

PURPOSE OF REPORT:

To note and receive the Statement of Financial Activity for the period ended 30 June 2010.

BACKGROUND:

Council is provided with monthly financial reports to enable monitoring of revenues and expenditures against the adopted budget.

COMMENT:

The Statement of Financial Activity for the Period Ended 30 June 2010 is provided as a separate attachment in Program format. When adopting the budget, Council agreed to set the materiality threshold for monthly financial reporting at plus or minus 10% at program and category levels. At the Ordinary Meeting of Council held 20 January, Council agreed that the materiality threshold remain at plus or minus 10%, but that it be for variations of more than \$5,000 so that relatively minor amounts are not included.

While this report is for the last month in the financial year, there are a number of balance day adjustments such as accruals of income and expenditure yet to be completed. The final set of financial reports for the year ended 30 June 2010 will be prepared at a later date.

The following programs were outside of the 10% and \$5,000 threshold as at 30 June 2010:

Law, Order & Public Safety

Income is almost \$20,000 less than the budget. This is attributable to less income being received from the Shire of Dalwallinu for the provision of ranger services than anticipated (\$10,000), part of the income from FESA for the State Emergency Service not having been received to date (\$5,000), and less income from dog registrations and fines than budgeted.

Transport

Income is approximately \$80,000 more than budget. This is as a result of grant income of \$94,500 for 2010/11 being received in advance. These funds have being identified as 'restricted cash'.

Economic Services

Income is less than budget by some \$58,000. This is as a result of the budgeted sale of the Gardiner Street blocks not going through which was expected to realise a profit of almost \$125,000. Fortunately this has been greatly offset by additional income of \$35,000 from the Moora Lifestyle Village, \$25,000 from the Chalets and Caravan Park and \$7,400 from the lease of Lot 41 Drummond Street.

Expenditure is under budget by some \$75,000. This is made up of a number of accounts, the larger ones being the allocation of administrative costs (\$36,500), Lifestyle Village (\$20,000), tourism (\$10,000) and weed control (\$3,000).

Other Property and Services

Income is almost \$108,000 less than budget as little private works were carried out during the financial year.

Expenditure is some \$52,000 more than budget. While it would be expected that it would be under budget for the same reason as the income, plant operation costs have been under recovered by approximately \$164,000. This will result in a journal being done before the annual report is compiled to allocate these expenses to general road maintenance.

Overall

At the moment operating income and expenditure is within 10% of the budget at Program levels. Overall, the operating deficit is less than budgeted by some \$217,000. The surplus for the year before the balance day adjustments are made is \$241,982.

VOTING REQUIREMENTS

Simple Majority Required

COUNCIL RESOLUTION (MANEX RECOMMENDATION)
--

75/10 Moved Cr Hawkins, seconded Cr Cocking that Council notes and receives the Statement of Financial Activity for the period ended 30 June 2010.

CARRIED 9/0

Cr Bryan declared a proximity interest in item 11.2.3 '2010/2011 Draft Budget', as she owns land adjacent to works included in the draft budget (Old Geraldton Road). Cr Bryan also declared an impartial interest in item 11.2.3 as she is a member of the Moora Historical Society and her partner is a member of the Coomberdale Badminton Club.

Cr Clydesdale-Gebert declared a proximity interest in item 11.2.3 as she is a director in a company that owns lot 213 Melbourne Street, Moora which is in the industrial area.

11.2.3 2010/2011 DRAFT BUDGET

FILE REFERENCE: F/BUAI
REPORT DATE: 14 July 2010
OFFICER DISCLOSURE OF INTEREST: Nil
PREVIOUS MEETING REFERENCES: Nil
AUTHOR: Leanne Parola, Manager Finance and Corporate Services
ATTACHMENTS: 2010/11 Draft Budget

PURPOSE OF REPORT:

For Council to adopt the 2010/2011 Budget.

COMMENT:

The 2010/11 draft Budget is circulated as an attachment to this report. As per the requirements of the Local Government Act 1995, Local Government (Financial Management) Regulations 1996, Australian Accounting Standards (AAS) and Australian International Reporting Financial Standards (AIFRS) the document has been prepared in its statutory format.

The draft Budget for the 2010/11 financial year consists of the following information:

- Income Statement by Nature or Type
- Income Statement by Program
- Cash Flow Statement
- Rates Setting Statement
- Other Notes and Disclosures
- Schedule of Fees & Charges

The 2010/11 draft Budget presented for adoption is done so in its "simplest" format. Once the document has been adopted and applied to the ledger, additional reports can be added to the Budget to make it a more user friendly document. This will also include an introduction and highlight information from the Shire President.

Previously Councillors have had the opportunity to raise queries and have input into the draft budget and fees and charges at a number of Councillor Information Briefings. Since the last briefing on 7 July 2010, a small number of changes have been made, however none of the proposed capital works or new initiatives have been removed from the draft Budget.

The draft Budget includes a number of projects that are reliant on applications for grant funding being successful. If the full amount of funding budgeted for is not received, a report will be put to Council to amend the budget accordingly.

POLICY REQUIREMENTS:

The draft Budget is consistent with adopted Council policies.

LEGISLATIVE REQUIREMENTS:

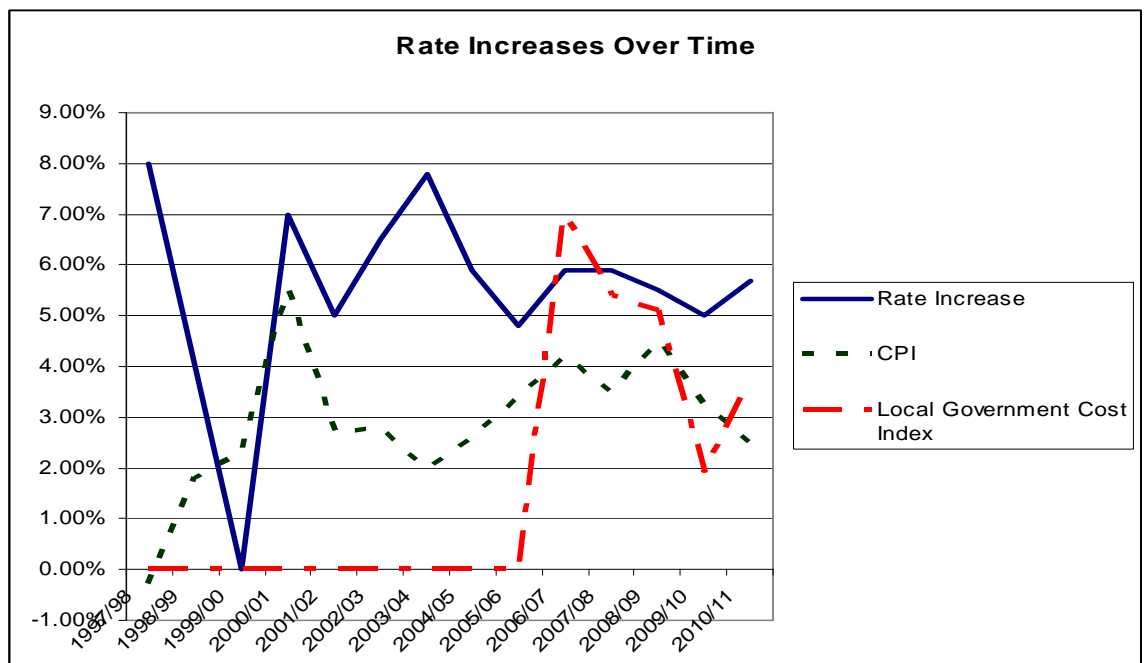
Section 6.2 of the Local Government Act 1995 requires Council to adopt its Annual Budget in the form and manner prescribed no later than 31 August in any financial year, subject to any extension past this date with Ministerial approval. The draft Budget, as presented to Council is prepared in the statutory format required.

Within thirty (30) days of the adoption of the Budget, a copy must be forwarded to the Director General, Department of Local Government and Regional Development as provided by Regulation 33 of the Local Government (Financial Management) Regulations 1996.

STRATEGIC IMPLICATIONS:

A balanced budget enables Council to progress its strategic plan in a sustainable manner. The draft budget includes a number of operating and capital projects which will help Council deliver the priorities it has identified in its draft strategic plan, ie regional cooperation, planning for growth and existing asset renewal including the sewerage scheme.

The budget is based on an overall rate increase of 5.7%. While this increase exceeds the estimated CPI and Local Government Cost Index, if Council wants to achieve the desired priorities in its draft Strategic Plan, an increase of 5.7% is necessary. Rate rises in previous years have been:



If Council chooses a rate increase of less than 5.7%, this will result in a deficit instead of a balanced budget. For example, the following rate increases will result in the adjacent deficit.

Rate of Increase	Rates Raised	GRV/UV RID	Deficit
3.7%	\$3,023,734	8.3935/0.8957	\$58,351
4.5%	\$3,046,960	8.4582/0.9031	\$35,125
5.0%	\$3,061,667	8.4987/0.9078	\$20,418
5.7%	\$3,082,085	8.5554/0.9143	\$0
<i>Last Year</i>	<i>\$2,915,841</i>	<i>8.0940/0.8959</i>	

Rate increases have an accumulative effect over time, the difference between a rate increase of 3.7% and 5.7% each year over the next five years is \$1.1M.

SUSTAINABILITY IMPLICATIONS:

➤ **Environment**

The proposed budget contains a number of initiatives that will enhance and support the environment within the Shire.

➤ **Economic**

The proposed budget contains a number of initiatives that will enhance and support economic development within the Shire.

➤ **Social**

The proposed budget contains a number of initiatives that will enhance and support social development within the Shire.

FINANCIAL IMPLICATIONS:

The result of the following resolutions will be the adoption of the 2010/11 Budget.

VOTING REQUIREMENTS

Absolute Majority Required

MANEX RECOMMENDATION

Moved Cr Bryan, seconded Cr Keamy that Council adopts the 2010/11 Budget including the following matters:

- (1) *Imposing General Rate for Gross Rental Value (GRV) properties – the general rate be set at 8.554 cents in the dollar on Gross Rental Values for all rateable land within the district;*
- (2) *Imposing General Rate for Unimproved Value (UV) properties – the general rate be set at 0.9143 cents in the dollar on Unimproved Values for all rateable land within the district;*
- (3) *Imposing Minimum Payment (Rates) for Gross Rental Value (GRV) properties – the Minimum Payment (Rates) be set at \$495 per assessment for GRV properties;*
- (4) *Imposing Minimum Payment (Rates) for Unimproved Value (UV) properties – the Minimum Payment (Rates) be set at \$495 per assessment for all UV properties in the Shire of Moora;*
- (5) *Imposing Sewerage Rate – the sewerage rate in the dollar be set at 7.6219 cents in the dollar, and that the following apply:*

- a. That the minimum annual sewerage rates be as follows;
- | | |
|--|----------|
| Residential properties | \$303.00 |
| Commercial properties | \$670.00 |
| Vacant Land properties | \$200.00 |
| Ex-Gratia Commercial/Industrial properties | \$731.00 |
- b. That the maximum annual sewerage rate be as follows;
- | | |
|------------------------|----------|
| Residential properties | \$758.00 |
| Vacant Land properties | \$758.00 |
- c. Non Rateable Properties connected to sewer
- | | |
|---------|--|
| Class 1 | Institutional/Public & Charitable Purposes |
| | <u>for each property:</u> |
| | First major fixture \$189.00 per annum |
| | Each additional major fixture \$83.00 per annum |
| Class 2 | State and Local Government properties of a commercial nature: \$1050.00 per Connection |
- (6) Imposing Service Charge – Gardiner Street power – The non-residential and residential properties that benefited directly from the upgrade to the power supply in Gardiner Street in 2006/2007 pay the following annual charge:
- | | |
|-----------------|----------|
| Non-Residential | \$339.32 |
| Residential | \$169.66 |
- (7) Rubbish Removal Charges (per annum) – be set at;
- | | |
|---------------------------------|--|
| (i) Residential – Non-pensioner | \$260 per 240-litre bin (weekly) & recycling bin (fortnightly) |
| (ii) Residential– Pensioner | \$220 per 240-litre bin (weekly) & recycling bin (fortnightly) |
| (iii) Non-Residential | \$260 per 240-litre bin (weekly) |
- (8) Incentive for Early Payment of Rates – to use the incentive prize offered by:
– \$500 Cash - Shire of Moora
as the prize for payment of rates, rubbish charges and arrears in full within 21 days from the issue date of the rate notice;
- (9) Instalment Plan – The following options be made available to ratepayers:-
- a. To pay in full within 35 days of service of the rates notice.
- b. To pay by 2 equal instalments as under.
- | | |
|------|---|
| (i) | 50% of the rates within 35 days |
| (ii) | 50% of the rates within 2 months of (i) |
- c. To pay by 4 equal instalments as under.
- | | |
|-------|--|
| (i) | 25% of the rates within 35 days |
| (ii) | 25% of the rates within 2 months of (i) |
| (iii) | 25% of the rates within 2 months of (ii) |
| (iii) | 25% of the rates within 2 months of (iii) being 6 months from the expiration of the initial 35 day period and 6 months and 35 days from the date of service of the notice. |

- (10) *Instalment Plan Interest Rate – a charge be set at 5.5% per annum calculated by simple interest method and applied to Rates and Rubbish Removal Charge;*
- (11) *Instalment Plan Administration Charge – a charge of \$5 per instalment excluding the first instalment and applied to Rates and Rubbish Removal Charge;*
- (12) *Late Payment Interest Rate – (Rates and Rubbish Removal Charge) - a charge be set at 11% per annum, calculated by simple interest method, be applied for instalments past the due date, or where the instalment option is not in place, 35 days after the date of issue of the rate notice;*
- (13) *Late Payment Interest Rate – (Sundry Debtors Charges) - a charge be set at 11% per annum, calculated by simple interest method, be applied for outstanding sundry debtors past the due date, 30 days after the date of issue of the invoice;*
- (14) *Schedule of Fees and Charges – adopt the Schedule of Fees and Charges within the 2010/11 Budget document;*
- (15) *Reserve Accounts – Council confirms the names and purposes of its Reserve Accounts as listed within the 2010/11 draft Budget;*
- (16) *Materiality Threshold – that the materiality threshold for monthly financial reporting (Statement of Financial Activity – Program) be set at plus or minus 10% and greater than \$5,000 at Program and Category levels.*

AMENDMENT MOTION

COUNCIL RESOLUTION

76/10 Moved Cr Gardiner, seconded Cr Clydesdale-Gebert that the following points be amended;

Point (1) delete ‘8.554’ now to read ‘8.4987’

Point (2) delete ‘0.9143’ now to read ‘0.9078’

Point (7) (i) & (iii) delete ‘\$260’ now to read ‘\$300’ and;

Point (9) b. (ii) delete ‘2 months’ now to read ‘4 months’.

CARRIED 9/0

THE AMENDMENT BECAME THE SUBSTANTIVE MOTION AND WAS PUT

COUNCIL RESOLUTION

77/10 That Council adopts the 2010/11 Budget including the following matters:

- (1) **Imposing General Rate for Gross Rental Value (GRV) properties – the general rate be set at 8.4987 cents in the dollar on Gross Rental Values for all rateable land within the district;**
- (2) **Imposing General Rate for Unimproved Value (UV) properties – the general rate be set at 0.9078 cents in the dollar on Unimproved Values for all rateable land within the district;**

- (3) **Imposing Minimum Payment (Rates) for Gross Rental Value (GRV) properties – the Minimum Payment (Rates) be set at \$495 per assessment for GRV properties;**
- (4) **Imposing Minimum Payment (Rates) for Unimproved Value (UV) properties – the Minimum Payment (Rates) be set at \$495 per assessment for all UV properties in the Shire of Moora;**
- (5) **Imposing Sewerage Rate – the sewerage rate in the dollar be set at 7.6219 cents in the dollar, and that the following apply:**
- a. **That the minimum annual sewerage rates be as follows;**
- | | |
|---|-----------------|
| Residential properties | \$303.00 |
| Commercial properties | \$670.00 |
| Vacant Land properties | \$200.00 |
| Ex-Gratia Commercial/Industrial properties | \$731.00 |
- b. **That the maximum annual sewerage rate be as follows;**
- | | |
|-------------------------------|-----------------|
| Residential properties | \$758.00 |
| Vacant Land properties | \$758.00 |
- c. **Non Rateable Properties connected to sewer**
- | | |
|----------------|--|
| Class 1 | Institutional/Public & Charitable Purposes |
| | <u>for each property:</u> |
| | First major fixture \$189.00 per annum |
| | Each additional major fixture \$83.00 per annum |
| Class 2 | State and Local Government properties of a commercial nature: \$1050.00 per Connection |
- (6) **Imposing Service Charge – Gardiner Street power – The non-residential and residential properties that benefited directly from the upgrade to the power supply in Gardiner Street in 2006/2007 pay the following annual charge:**
- | | |
|------------------------|-----------------|
| Non-Residential | \$339.32 |
| Residential | \$169.66 |
- (7) **Rubbish Removal Charges (per annum) – be set at;**
- | | |
|--|---|
| (i) Residential – Non-pensioner | \$300 per 240-litre bin (weekly) & recycling bin (fortnightly) |
| (ii) Residential– Pensioner | \$220 per 240-litre bin (weekly) & recycling bin (fortnightly) |
| (iii) Non-Residential | \$300 per 240-litre bin (weekly) |
- (8) **Incentive for Early Payment of Rates – to use the incentive prize offered by:**
- \$500 Cash - Shire of Moora**
- as the prize for payment of rates, rubbish charges and arrears in full within 21 days from the issue date of the rate notice;**

- (9) **Instalment Plan – The following options be made available to ratepayers:-**
- a. **To pay in full within 35 days of service of the rates notice.**
 - b. **To pay by 2 equal instalments as under.**
 - (i) **50% of the rates within 35 days**
 - (ii) **50% of the rates within 4 months of (i)**
 - c. **To pay by 4 equal instalments as under.**
 - (i) **25% of the rates within 35 days**
 - (ii) **25% of the rates within 2 months of (i)**
 - (iii) **25% of the rates within 2 months of (ii)**
 - (iv) **25% of the rates within 2 months of (iii) being 6 months from the expiration of the initial 35 day period and 6 months and 35 days from the date of service of the notice.**
- (10) **Instalment Plan Interest Rate – a charge be set at 5.5% per annum calculated by simple interest method and applied to Rates and Rubbish Removal Charge;**
- (11) **Instalment Plan Administration Charge – a charge of \$5 per instalment excluding the first instalment and applied to Rates and Rubbish Removal Charge;**
- (12) **Late Payment Interest Rate – (Rates and Rubbish Removal Charge) - a charge be set at 11% per annum, calculated by simple interest method, be applied for instalments past the due date, or where the instalment option is not in place, 35 days after the date of issue of the rate notice;**
- (13) **Late Payment Interest Rate – (Sundry Debtors Charges) - a charge be set at 11% per annum, calculated by simple interest method, be applied for outstanding sundry debtors past the due date, 30 days after the date of issue of the invoice;**
- (14) **Schedule of Fees and Charges – adopt the Schedule of Fees and Charges within the 2010/11 Budget document;**
- (15) **Reserve Accounts – Council confirms the names and purposes of its Reserve Accounts as listed within the 2010/11 draft Budget;**
- (16) **Materiality Threshold – that the materiality threshold for monthly financial reporting (Statement of Financial Activity – Program) be set at plus or minus 10% and greater than \$5,000 at Program and Category levels.**

CARRIED BY ABSOLUTE MAJORITY 5/4

Cr's McLagan, Tonkin, Keamy and Cocking requested their vote against the motion be recorded.

Note: The rate in the dollar in points 1 & 2 were decreased to result in an overall rate increase of 5.0%. Point 7 (i) & (iii) were increased by \$40. Point 9 b. (ii) was increased by 2 months to reflect previous practice.

11.3 OPERATIONAL DEVELOPMENT

11.3.1 SALE OF MOTOR VEHICLE BY TENDER # 7/2010

FILE REFERENCE: L/TEN2
REPORT DATE: 20 July 2010
OFFICER DISCLOSURE OF INTEREST: Nil
PREVIOUS MEETING REFERENCES: Nil
AUTHOR: John Greay, Manager Engineering Services
ATTACHMENTS: Nil

PURPOSE OF REPORT:

To advise council of the results of the recently called tender.

BACKGROUND:

Tenders for the sale of the (now surplus to requirements) 2008 Ford Fairmont Sedan, Reg.No.107M,,were advertised in the Central Midlands and Coastal Gazette on Thursday 24th June 2010 with the closing date being 8th July 2010 at 4.00pm

COMMENT:

A small Interest was generated with this tender from the private and business sector. Tenders were received from the following interested persons for the outright purchase of the above vehicle:

Lewis Motors - \$21,000
Mr Shane Love - \$21,000
Mrs Sharon Waters - \$6,000

As the two highest tenders were of equal amounts, a ballot was carried out by the Chief Executive Officer and Manager Finance & Corporate Services. Mr Love's tender was the first selected in the ballot.

POLICY REQUIREMENTS:

Nil

LEGISLATIVE REQUIREMENTS:

Local Government Act 1995, Section 3.58 (3)
Local Government (Functions & General) Regulations 1996 – Regulation 30 (3), which relates to disposal of property.

STRATEGIC IMPLICATIONS:

At the moment there are no known strategic implications associated with this proposal however, in time, this may change.

SUSTAINABILITY IMPLICATIONS:

- **Environment**
There are no known significant environmental implications associated with this proposal.

➤ **Economic**

There are no known significant economic implications associated with this proposal.

➤ **Social**

There are no known significant social implications associated with this proposal.

FINANCIAL IMPLICATIONS:

At \$21,000 including GST, the sale of this vehicle will result in income less than the draft budget of \$21,000 excluding GST, ie \$19,091.

VOTING REQUIREMENTS

Absolute Majority Required

**COUNCIL RESOLUTION
(MANEX RECOMMENDATION)**

78/10 Moved Cr Tonkin, seconded Cr Bryan that Council sell one only 2008 Ford Falcon Fairmont Sedan reg.no.107M, tender #7/2010 due to it being surplus to Council's requirements to Mr Shane Love who tendered \$21,000 inc GST.

CARRIED BY ABSOLUTE MAJORITY 9/0

11.4 COMMUNITY DEVELOPMENT

Nil

11.5 ENVIRONMENTAL DEVELOPMENT

Nil

11.6 ECONOMIC DEVELOPMENT

Nil

11.7 SPORT AND RECREATION

Nil

12. ELECTED MEMBER MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

13. MOTIONS OF AN URGENT NATURE INTRODUCED BY DECISION OF COUNCIL

Nil

14. NOTICE OF MOTIONS FOR THE NEXT COUNCIL MEETING

Nil

15. MATTERS BEHIND CLOSED DOORS

COUNCIL RESOLUTION

79/10 Moved Cr Tonkin, seconded Cr McLagan that the meeting move behind closed doors to discuss Item 15.1, “Chief Executive Officer’s Annual Performance Review - Ms Lynnette O’Reilly for the Year Ended 14th May 2010” as it is a matter affecting employees pursuant to Section 5.23(2)(a) of the Local Government Act 1995.

CARRIED 9/0

The Chief Executive Officer, Lynnette O’Reilly declared a financial interest in item 15.1 “Chief Executive Officer’s Annual Performance Review - Ms Lynnette O’Reilly for the Year Ended 14th May 2010”, as she is the officer under review.

The Manager Finance & Corporate Services, Manager Community & Economic Development and Manager Engineering Services left the meeting at 4.55pm and the meeting moved behind closed doors.

The Chief Executive Officer left the meeting at 5.01pm.

15.1 Chief Executive Officer’s Annual Performance Review - Ms Lynnette O’Reilly for the Year Ended 14th May 2010

Provided to Councillors under confidential cover.

COUNCIL RESOLUTION (MANAGEMENT REVIEW COMMITTEE RECOMMENDATIONS)

80/10 Moved Cr Bryan, seconded Cr Clydesdale-Gebert that Council

- 1. Acknowledges the satisfactory performance of the Chief Executive Officer Ms Lynnette O’Reilly for the year ended 14th May 2010.**
- 2. Approve the change in CEO leave from 18 August 2010 until 30 August 2010 to 17 August 2010 until 30 August 2010 inclusive and approve this as study leave.**
- 3. Key Performance Indicators as attached are to be used as the base for 2010/11 assessment.**

CARRIED 7/2

COUNCIL RESOLUTION

81/10 Moved Cr McLagan, seconded Cr Clydesdale-Gebert that Council seek further clarification from the Chief Executive Officer's contract relating to accommodation and clothing allowances.

CARRIED 9/0

REOPENING OF MEETING**COUNCIL RESOLUTION**

82/10 Moved Cr Tonkin, seconded Cr McLagan that Council the meeting move out from behind closed doors and re-open to the public.

CARRIED 9/0

The meeting reopened to the public at 6.38pm.

On reopening the meeting, there were no public present therefore the Shire President did not read aloud the decision made behind closed doors.

16. CLOSURE OF MEETING

There being no further business, the Shire President declared the meeting closed at 6.39pm.

CONFIRMED

PRESIDING MEMBER