



# Ordinary Council Meeting Minutes

**Date: 16 September 2009**

**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 PERFORMING ARTS CENTRE, MOORA**  
**16 SEPTEMBER 2009**

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**TABLE OF CONTENTS**

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<b>1.</b>	<b><u>DECLARATION OF OPENING &amp; WELCOME OF VISITORS</u></b>	<b>3</b>
<b>2.</b>	<b><u>DISCLAIMER READING</u></b>	<b>3</b>
<b>3.</b>	<b><u>ATTENDANCE</u></b>	<b>3</b>
	<b><u>APOLOGIES</u></b>	<b>3</b>
	<b><u>PUBLIC</u></b>	<b>3</b>
	<b><u>LEAVE OF ABSENCE</u></b>	<b>3</b>
<b>4.</b>	<b><u>DECLARATIONS OF INTEREST</u></b>	<b>3</b>
<b>5.</b>	<b><u>QUESTIONS BY THE PUBLIC IN ACCORDANCE WITH SECTION 5.24 OF THE ACT</u></b>	<b>4</b>
<b>6.</b>	<b><u>RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE</u></b>	<b>4</b>
<b>7.</b>	<b><u>APPLICATIONS FOR LEAVE OF ABSENCE</u></b>	<b>4</b>
<b>8.</b>	<b><u>PETITIONS AND MEMORIALS</u></b>	<b>4</b>
<b>9.</b>	<b><u>ANNOUNCEMENTS BY THE SHIRE PRESIDENT</u></b>	<b>4</b>
<b>10.</b>	<b><u>CONFIRMATION OF MINUTES OF THE PREVIOUS MEETINGS</u></b>	<b>4</b>
<b>10.1</b>	<b><u>ORDINARY COUNCIL MEETING - 19 AUGUST 2009</u></b>	<b>4</b>

<b>11.</b>	<b><u>REPORTS OF OFFICERS</u></b>	<b>5</b>
11.1	<b><u>ADMINISTRATION</u></b>	<b>5</b>
	11.1.1 Structural Reform *	5
	11.1.2 Staff and Council Accommodation	8
	11.1.3 Chief Executive Officer’s Leave Arrangements and Appointment of an Acting CEO	12
11.2	<b><u>FINANCIAL DEVELOPMENT</u></b>	<b>13</b>
	11.2.1 List of Payments Authorised Under Delegation 1.31 *	13
	11.2.2 Statement of Financial Activity For Period Ended 31 August 2009 *	15
11.3	<b><u>OPERATIONAL DEVELOPMENT</u></b>	<b>17</b>
	11.3.1 Moora-Miling, Niby Niby, Round Hill Road Realignment *	17
	11.3.2 Old Geraldton / Watheroo Miling Road Realignment *	19
11.4	<b><u>COMMUNITY DEVELOPMENT</u></b>	<b>20</b>
	11.4.1 Proposed Amendment No. 8 – Final Approval – Rezoning Lot 16 Ferguson Street, Moora From ‘Farming’ to ‘Special Rural’ *	20
	11.4.2 Bush Fires Act - Fire Control Officers	25
11.5	<b><u>ENVIRONMENTAL DEVELOPMENT</u></b>	<b>26</b>
	Nil	
11.6	<b><u>ECONOMIC DEVELOPMENT</u></b>	<b>27</b>
	11.6.1 Tender 2/2009	27
11.7	<b><u>SPORT AND RECREATION</u></b>	<b>28</b>
	11.7.1 “Be Active” Annual Report	28
12.	<b><u>ELECTED MEMBER MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN</u></b>	<b>30</b>
	Nil	
13.	<b><u>MOTIONS OF AN URGENT NATURE INTRODUCED BY DECISION OF COUNCIL</u></b>	<b>30</b>
	Nil	
14.	<b><u>NOTICE ON MOTIONS FOR THE NEXT COUNCIL MEETING</u></b>	<b>30</b>
	Nil	
15.	<b><u>MATTERS BEHIND CLOSED DOORS</u></b>	<b>30</b>
	Nil	
16.	<b><u>CLOSURE OF MEETING</u></b>	<b>30</b>

\* Separate Attachments

Item 11.1.1 Draft Shire of Moora Local Government Structural Reform Submission

Item 11.2.1 List of Payments Authorised Under Delegation 1.31

Item 11.2.2 Statement of Financial Activity for the Period Ended 31 August 2009

Item 11.3.1 Realignment Map

Item 11.3.2 Realignment Map

Item 11.4.2 Amendment Plan (A), Subdivision Guide Plan (original) (B), Subdivision Guide Plan (amended – dated 14 August 2009) (C) and Schedule of Submissions (D)

## 1. DECLARATION OF OPENING & WELCOME OF VISITORS

*The Shire President declared the meeting open at 7.45pm, 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
SJ Pond	-	Councillor
CE Gardiner	-	Councillor
WA Barrett-Lennard	-	Councillor
AR Tonkin	-	Councillor
CD Hawkins	-	Councillor
R Keamy	-	Councillor
DV Clydesdale-Gebert	-	Councillor
L M O'Reilly	-	Chief Executive Officer
L J Parola	-	Manager Finance & Corporate Services
J L Greay	-	Manager Engineering Services
M J Prunster	-	Manager Community Services
R L McCall	-	Manager Economic Development
W Zadravec	-	Manager Health, Building & Planning Services

### APOLOGIES:

JW McLagan	-	Councillor
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### PUBLIC:

Mrs Cynthia McMorran OAM JP      Mrs Merrel Pond      Mr Will Easton

## 4. DECLARATIONS OF INTEREST

The Chief Executive Officer declared a financial interest in item 11.1.3 as she is the author and person referred to in the report.

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

Mrs Cynthia McMorran noted that the Budget included cash donations to community organisations. She thanked the Shire for the \$3,500 to the Delmoor Centre for the television; it will be very beneficial especially to the elderly.

**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**

- Attended the Community Forum prior to the Council meeting which was reasonably well attended by Victoria Plains residents, not as many from Moora as we would have liked. The newspaper article has generated interest.
- The Shire's 100<sup>th</sup> Celebrations are on this Friday, congratulations to Rebecca and her team for their efforts. It's going to be a great day. A copy of the keepsake booklet printed by the Advocate has been given to each school child.
- Premier Barnett will be officially opening the Central Midlands Agricultural Show on Saturday.
- Cr Hawkins – Biosecurity & Agricultural Management Act – the Minister is promoting community funding for the eradication of pests like foxes, using regional biodiversity groups. Funding is being offered on a dollar for dollar basis.

**10. CONFIRMATION OF MINUTES OF THE PREVIOUS MEETING****10.1 ORDINARY COUNCIL MEETING - 19 AUGUST 2009****COUNCIL RESOLUTION**

***111/09 Moved Cr Hawkins, seconded Cr Tonkin that the Minutes of the Ordinary Meeting of Council held on 19 August 2009, be confirmed as a true and correct record of the meeting.***

**CARRIED 8/0**

## **II. REPORTS OF OFFICERS**

### **II.1 ADMINISTRATION**

#### **II.1.1 STRUCTURAL REFORM**

**FILE REFERENCE:** AD/STRF1  
**REPORT DATE:** 10 September 2009  
**APPLICANT/PROPONENT:** Shire of Moora  
**OFFICER DISCLOSURE OF INTEREST:** Nil  
**PREVIOUS MEETING REFERENCES:** Nil  
**AUTHOR:** Lynnette O'Reilly, Chief Executive Officer  
**ATTACHMENTS:** Draft Shire of Moora Local Government Structural Reform Submission

#### **PURPOSE OF REPORT:**

To adopt the Shire of Moora Local Government Structural Reform proposal.

#### **BACKGROUND:**

In February 2009 the Minister for Local Government, the Hon John Castrilli announced the requirement for all Western Australian Local Governments to participate in a voluntary structural reform process. Principles were outlined without a clear definition of the process. Since February further information and direction has been established that has required all Local Governments to assess their sustainability and to consider structural reform options. Initially a submission date of 30 August 2009 was required, however, this was subsequently amended to 30 September 2009.

The Shire of Moora has undertaken a thorough process which has included:

- The completion of the Department of Local Government's Structural Reform Checklist
- Discussions with all surrounding Shires
- Discussions with the Central Midlands VROC
- Participating in a number of forums and conferences examining structural reform
- Providing information to the public through local media
- Conducting two formalised community consultations – one on 11 August facilitated by a WALGA representative and one on Wednesday 16 September
- Participation in an Avon Zone workshop on structural reform to enable discussion between Council representatives from member Councils

The Shire of Moora Council examined many options including:

1. Retaining the status quo
2. Formalising the existing shared resource arrangements with Wongan Hills, Victoria Plains and Dalwallinu
3. Merging with an individual adjoining Shire
4. Establishing a regional Council with one or more surrounding Shires
5. Looking broadly at the region and focusing service delivery around key major centres

**COMMENT:**

At the WA Local Government Convention announcements by the Premier, the Hon Colin Barnett advised that a target of fewer than 100 Local Governments in Western Australia was desirable. Additionally, the Minister for Regional Development, the Hon Brendan Grylls indicated that future funding priorities through Royalties for Regions would be based on participation in structural reform.

The Minister for Local Government the Hon John Castrilli directed all Local Governments across the State to examine and assess their sustainability into the future, encouraging voluntary solutions for reform.

The message from the Minister was clear, remaining the same was not an option and it is Council's responsibility to position Moora and the region in the best possible position for the future.

On 12 August the Minister for Local Government announced an extension to the submission date until 30 September 2009.

The attached draft proposal is in principal direction established by the Shire of Moora as a preferred option for structural reform.

The community consultations, dialogue with surrounding Shires and research on the preferred submission would require further detailed assessment and economic and social benefit analyses prior to progressing if this was selected as a proposal by the Minister.

**POLICY REQUIREMENTS:**

There are no known policy requirements related to this item.

**LEGISLATIVE REQUIREMENTS:**

Any changes to district boundaries, number of representatives or proposals for amalgamations will be subject to the requirements of the Local Government Act 1995.

**STRATEGIC IMPLICATIONS:**

At this point in time there are no known strategic implications for the Shire. However, if the proposal was selected by the Minister as a model to be progressed there would be a range of strategic implications for the Shire such as the delivery of services and maintenance of infrastructure to a broader range of communities, effectively managing change, broader economic development potential, greater involvement in regional development projects and so on.

By adopting a proactive, strategic approach in its submission, the Shire is ensuring it has an opportunity to have a say in shaping its future.

**SUSTAINABILITY IMPLICATIONS:**

At the present specific implications are unknown as further research for the preferred model would be required to establish specific implications, benefits and risks.

**FINANCIAL IMPLICATIONS:**

There are no financial implications to Council in relation to this item at this point in time. If further research is required funding for consultants will be required and if the model is selected additional funding to implement the model will be required.

**VOTING REQUIREMENTS**

Simple Majority Required

**MANEX RECOMMENDATIONS**

*Moved Cr Pond, seconded Cr Hawkins that Council:*

- 1. endorse the Shire of Moora Local Government Structural Reform submission, as appended, to the Minister for Local Government.*
- 2. submit the endorsed Shire of Moora Local Government Structural Reform proposal to the Minister for Local Government by the 30 September 2009.*
- 3. advise in writing all affected and surrounding Shires advising of endorsement of the Shire of Moora Local Government Structural Reform submission.*

**AMENDMENT**

*Moved Cr Pond, seconded Cr Bryan that “with the inclusion of Victoria Plains” be added between the words “appended,” and “to” in point 1. of the motion.*

**CARRIED 8/0**

**COUNCIL RESOLUTION**

***112/09 That Council***

- 1. endorse the Shire of Moora Local Government Structural Reform submission, as appended, with the inclusion of Victoria Plains to the Minister for Local Government.***
- 2. submit the endorsed Shire of Moora Local Government Structural Reform proposal to the Minister for Local Government by the 30 September 2009.***
- 3. advise in writing all affected and surrounding Shires advising of endorsement of the Shire of Moora Local Government Structural Reform submission.***

**CARRIED 8/0**

**Note:** The recommendation from Manex was amended because Council received notification that the Shire of Dandaragan has included the Shire of Victoria Plains in their submission to the Minister for Local Government.

### **11.1.2 STAFF AND COUNCIL ACCOMMODATION**

**FILE REFERENCE:** B/SHAI  
**REPORT DATE:** 2 September 2009  
**OFFICER DISCLOSURE OF INTEREST:** Nil  
**PREVIOUS MEETING REFERENCES:** 19 August 2009 (Item 11.1.3)  
**AUTHOR:** Lynnette O'Reilly, Chief Executive Officer  
**ATTACHMENTS:** Nil

**PURPOSE OF REPORT:**

To present a new plan for Staff and Council accommodation for consideration by Council.

**BACKGROUND:**

At the Ordinary Meeting of Council held 19 August 2009, Council were advised that staff accommodation in the administration building has been limited for some time. With the addition of staff numbers through job sharing, the inclusion of new trainee positions and new positions including the Youth Co-ordinator and Project Officer, space has become a critical issue.

As the range of projects and work required to be completed has increased so too has the number of staff. This is not a new issue and in order to appropriately accommodate staff the Shire needs to provide additional quality space.

There is no available funding for the building of a new administration centre and is unlikely to be available in the near future.

Staff proposed relocating the Council Chamber to the Ballet Room at the Recreation Centre to allow additional space in the existing building for staff accommodation, however Council did not support the staff recommendation.

**COMMENT:**

Staff attraction and retention policies go further than providing quality housing. Organisations need to look further, including a range of other benefits and ensuring that as a minimum, base standards for staff are maintained, including appropriate office accommodation.

Currently three of the five Managers share an office with at least one other staff member, the Manager Economic Development shares hers with the Be Active Coordinator (full time), School Based Trainee (two days per week), and Work Placement Student (one day per week).

There are currently inadequate storage areas in the administration building which is posing an occupational health and safety issue. Frequently accessed items are located in awkward to reach places, and storage areas are cluttered and unsafe.

At the Councillors' Briefing Session held 2 September, staff raised the possibility of purchasing a transportable building to house the Council Chambers which could be installed adjacent to the administration building. Councillors requested further information regarding the possible cost implications.

Two options have been costed for Council consideration. The first is to purchase a transportable building to use as the Council Chambers, the second, and least preferred by staff, is to purchase a transportable to use as staff accommodation.

There are a number of reasons that staff would prefer the Chambers to be located in another building instead of staff. One is the difficulty of setting up an effective computer and telephone network across two sites, the other is the problem of shared equipment such as printers etc and the inconvenience of staff having to go backwards and forwards between two buildings to carry out their work.

If the Council Chambers were located in the transportable, it would not inconvenience as many people on a daily basis, as Council usually only meet twice a month, whereas staff would be affected every day.

As an occasionally used building, it would be acceptable that it did not have its own toilets, however if it was used full time by staff, toilets would need to be included which would have additional cost implications.

Quotations were sought from a number of companies that provide transportable buildings. The building proposed for use as a Council Chamber has been proposed to be of a higher standard than cheaper alternatives which may look uninviting and unprofessional. It is proposed that the new building will reflect the regional status of Moora, and be well used into the future.

#### **POLICY REQUIREMENTS:**

Nil

#### **LEGISLATIVE REQUIREMENTS:**

There are no known legislative requirements related to this item.

#### **STRATEGIC IMPLICATIONS:**

The Shire of Moora is experiencing a phase of growth as it strives to provide a greater range of services as well as delivering a new range of projects that have been funded from additional sources of funding such as the Royalties for Regions.

Structural Reform will also impact into the future on staffing, particularly if Moora is selected as a key centre for service delivery. A higher quality facility will provide greater flexibility and offer greater alternatives for the reuse of the building afterwards, for example as a visitor centre, library or community centre.

As a regional centre, the Shire will be required to provide appropriate standards of facilities to reflect the regional position to the community and the region.

#### **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:**

The 2009/10 Budget includes an amount of \$65,000 for the redevelopment of the Administration Building to convert the current Council Chambers into appropriate office accommodation and to relocate the Council Chambers to an alternative location.

Unfortunately, a suitable meeting room could not be identified for use as the Council Chambers in Council owned facilities, and the next option for consideration is to either rent or buy a building. There is no provision within the 2009/10 budget for renting a building.

If a building was to be purchased (whether that be a transportable or otherwise), there are funds available in the Council Buildings Reserve. The opening balance of this Reserve was \$174,332, and the budget includes an amount of \$50,000 to be transferred into the Reserve, giving a total balance of \$224,332.

Quotations were sought for the purchase of a transportable and the associated fit out for both options, ie transportable for Council use, and transportable for office accommodation.

Unfortunately at the time of writing this report, while a number of local contractors were called to provide quotations for various works required, the majority have not returned staff calls and the others have yet to provide a quotation. Estimates are therefore used in this report. Council will be updated if quotations are received prior to the meeting.

	Option A	Option B
Item	Relocate Chambers	Relocate Staff
Transportable Building	\$115,000	\$77,000
Siteworks	\$1,000	\$1,000
Trim around base of building	\$4,000	\$4,000
Ramps/Decking	\$10,000	\$7,000
Covered Walkway	\$5,000	\$5,000
Path from Carpark	\$2,500	\$2,500
Power to Transportable	\$7,000	7,000
Water to Transportable	\$0	\$5,000
Changes to Reticulation	\$2,000	\$2,000
Relocate honour board etc	\$200	\$0
Window Blinds	\$10,000	\$10,000
Security System	\$2,000	\$2,000
Office partitioning	\$19,000	\$0
Network/Data Cabling	\$6,000	\$7,000
Airconditioning/Heating	\$6,000	\$0
New office furniture	\$30,000	\$30,000
<b>TOTAL</b>	<b>\$219,700</b>	<b>\$159,500</b>
Funded from Council Buildings Reserve	\$154,700	\$94,500
Funded from Budget - Admin Building Redevelopment	\$65,000	\$65,000

**VOTING REQUIREMENTS**

Simple Majority Required

**COUNCIL RESOLUTION  
(MANEX RECOMMENDATIONS)**

***113/09 Moved Cr Clydesdale-Gebert, seconded Cr Bryan that Council:***

- 1. Approve the relocation of the Shire of Moora Council Chambers to the Stage at the Moora Performing Arts Centre until further notice.***
- 2. Advise the community through advertising of the changed location of future Council meetings.***
- 3. Utilise funds of up to \$155,000 from the Council Buildings Reserve to purchase a transportable building for the use of a Council Chamber.***
- 4. Authorise the Chief Executive Officer to call and award tenders for the provision of a transportable building for use as a Council Chamber.***

**CARRIED 5/4**

**NOTE: As the votes of members present were equally divided, the Presiding Member cast a second vote under the Local Government Act 1995, s. 5.21. (3).**

At 8.20pm the Chief Executive Officer declared a financial interest in item 11.1.3 as she is the author and person referred to in the report and left the meeting.

### **11.1.3 CHIEF EXECUTIVE OFFICER'S LEAVE ARRANGEMENTS AND APPOINTMENT OF AN ACTING CEO**

**FILE REFERENCE:** HR/PERI/LMO1

**REPORT DATE:** 9 September 2009

**APPLICANT/PROPONENT:** Lynnette O'Reilly, Chief Executive Officer

**DISCLOSURE OF INTEREST:** The author is the person referred to within the report and therefore declares a financial interest. The extent of the interest is in relation to the value of the leave to be taken.

**PREVIOUS MEETING REFERENCES:** Nil

**AUTHOR:** Lynnette O'Reilly, Chief Executive Officer

**ATTACHMENTS:** Nil

#### **PURPOSE OF REPORT:**

To formalise the acting arrangements during leave periods from 26/10/09 to the 30/10/09 and 4/1/10 to 8/1/10 during the Chief Executive Officer's leave.

#### **BACKGROUND:**

As an employee of Council, the Chief Executive Officer is entitled to annual leave and other approved leave however the granting of leave is somewhat different to other employees.

The Chief Executive Officer's leave is in essence approved by the CEO, however it is good practice and courteous to inform Council of leave proposals and seek Council's endorsement.

In the absence of the CEO, Council also needs to appoint an Acting CEO to be responsible for the day-to-day operations as well as the statutory requirements of the position during leave.

#### **COMMENT:**

The time period is most appropriate for leave as the ensuing budget and end of financial year requirements will make it more difficult to take leave.

#### **POLICY REQUIREMENTS:**

There are no policies relevant to this matter.

#### **LEGISLATIVE REQUIREMENTS:**

Sections 2.7 and 3.1 of the Local Government Act 1995, relating to a local government's general function provisions.

Local Government Officers' (WA) Award 1999

Chief Executive Officer's Employment Contract.

#### **STRATEGIC IMPLICATIONS:**

There are no specific strategic implications.

**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:**

There are no financial implications to Council in respect to the leave as all leave entitlements are provided for within the Adopted Budget.

**VOTING REQUIREMENTS:**

Simple Majority Required

**COUNCIL RESOLUTION  
(MANEX RECOMMENDATIONS)**

*114/09 Moved Cr Bryan, seconded Cr Clydesdale-Gebert that Council formally approves the appointment of Mr Michael Prunster as the Acting Chief Executive Officer from 26 October 2009 until 30 October 2009 inclusive and Mrs Leanne Parola from 4 January 2010 until 8 January 2010 inclusive.*

**CARRIED 8/0**

At 8.21pm the Chief Executive Officer rejoined the meeting.

**11.2 FINANCIAL DEVELOPMENT****11.2.1 LIST OF PAYMENTS AUTHORISED UNDER DELEGATION 1.31**

**REPORT DATE:** 9 September 2009  
**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**

Accounts Paid under delegated authority are periodically presented to Council.

**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)**

*115/09 Moved Cr Gardiner, seconded Cr Tonkin that Council notes and endorses the Payments from the Municipal and Trust Funds made under delegation 1.31*

<b><i>Municipal Fund</i></b>	<b><i>Chqs 59353 to 59385</i></b>	<b><i>\$75,927.71</i></b>
<b><i>Direct Debits</i></b>	<b><i>EFT 2797 to 2981</i></b>	<b><i>\$431,635.98</i></b>
	<b><i>Net Pays – PPE 18 August</i></b>	<b><i>\$67,960.32</i></b>
	<b><i>Net Pays – PPE 2 September</i></b>	<b><i><u>\$69,483.67</u></i></b>
<b><i>Total</i></b>		<b><i>\$645,007.68</i></b>

**CARRIED 8/0**

**11.2.2 STATEMENT OF FINANCIAL ACTIVITY FOR PERIOD ENDED 31 AUGUST 2009**

**REPORT DATE:** 9 September 2009  
**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 31 August 2009

**PURPOSE OF REPORT:**

To note and receive the Statement of Financial Activity for the period ended 31 August 2009.

**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 31 August 2009 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. The following programs were outside of this threshold as at 31 August 2009.

**General Purpose Funding**

Income is currently shown as exceeding the year to date budget, however this is due to a problem with the computer software not correctly applying the budget profile code. The year to date budget should actually be \$2,939,867 which is within the 10% variance range.

Expenditure is currently less \$9,255 than the year to date budget. This is largely because the payments for the Staff Rate Incentive Scheme were not drawn in August as anticipated. This will now occur in the month of September.

**Law, Order, Public Safety**

Expenditure is currently \$14,328 less than budget because there is a problem with the computer software not correctly applying the budget profile code for the purchase of the new Fire Vehicle.

**Governance**

Expenditure is currently \$43,965 less than budget because there is a problem with the computer software not correctly applying the budget profile code. The year to date budget should actually be \$136,660 which is actually within the 10% variance range.

**Health**

The income for Health is currently \$4,588 less than budgeted. This is largely due to the fact that no rent has been received for the Doctor's house this financial year. It is not expected that there will be a long term issue in this regard.

Expenditure is \$4,531 less than the year to date budget. This is made up of a large number of small accounts that are under expended to date. It is not expected that there will be a long term issue in this regard.

**Education and Welfare**

Income for Education and Welfare is currently \$10,618 under the year to date budget due to less fees and grants being received than expected at this stage of the year. It is not expected that there will be a long term issue in this regard.

**Housing**

The year to date income is currently \$2,486 more than anticipated. It is not expected that there will be a long term issue in this regard.

**Community Amenities**

Income is currently shown as exceeding the year to date budget, however this is due to a problem with the computer software not correctly applying the budget profile code. The income from the Sewerage Rates has been spread throughout the year, instead of all being received in August.

Expenditure is currently \$34,034 less than the year to date budget, again because of the budget profile code not being applied in the system for two capital projects (purchase of the recycling bins and the upgrade of the refuse site).

**Recreation & Culture**

The year to date income is currently exceeding the year to date budget by \$36,967. This is largely due to the grants for the 100<sup>th</sup> Anniversary and Youth Holiday Program being received before they were expected.

**Economic Services**

Income for this program is currently \$142,139 less than the year to date budget as a result of the problem with the computer software not correctly applying the budget profile code. The year to date budget should actually be \$38,168 which is within the 10% variance range.

Expenditure in this program is \$79,644 less than the year to date budget, a large part of this is because the expenditure for the new Chalets and their fit out is currently \$46,516 less than budgeted. Some expenses have yet to be recognised, however there may be some savings on this project on completion. Additionally, the budget profile code for the Lifestyle Village principle loan payments has not correctly been applied which has an impact of \$38,992.

**Other Property and Services**

Expenditure is currently \$9,619 higher than the year to date budget. This is actually made up of a number of variances to a large number of accounts over the program. It is not expected that there will be a long term issue in this regard.

**POLICY REQUIREMENTS:**

Nil

**LEGISLATIVE REQUIREMENTS:**

Local Government Act 1995, Section 6.4

Local Government (Financial Management) Regulations 1996, Clause 34

**STRATEGIC IMPLICATIONS:**

Monitoring of actual revenues and expenditures against the adopted budget assists Council in being informed as to the financial health of the organisation.

**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:**

Year to date income and expenditure is provided by program to enable comparison to the 2009/2010 adopted budget.

**VOTING REQUIREMENTS**

Simple Majority Required

**COUNCIL RESOLUTION  
(MANEX RECOMMENDATION)**

*116/09 Moved Cr Tonkin, seconded Cr Hawkins that Council notes and receives the Statement of Financial Activity for the period ended 31 August 2009.*

**CARRIED 8 0/**

**11.3 OPERATIONAL DEVELOPMENT****11.3.1 MOORA MILING, NIBY NIBY, ROUND HILL ROAD REALIGNMENT**

**FILE REFERENCE:** S/ROAI  
**REPORT DATE:** 8 September 2009  
**APPLICANT/PROPONENT:** Shire of Moora  
**OFFICER DISCLOSURE OF INTEREST:** Nil  
**PREVIOUS MEETING REFERENCES:** Nil  
**AUTHOR:** John Greay, Manager of Engineering Services  
**ATTACHMENTS:** Realignment Map

**PURPOSE OF REPORT:**

Roadwork's at the intersection of Niby Niby and Round Hill Road requires Councils confirmation / recommendation to the Department of Planning and Infrastructure Land Services Business Unit for the realignment of the road through Mr Greg Wrights property.

**BACKGROUND:**

At the intersection of the Moora-Miling, Round Hill and Niby Niby Road a road realignment has been necessary to remove a potential Blackspot from Councils road network.

**COMMENT:**

This project has been recognised by Main Roads Western Australia, after a submission by Council, as having the potential to be a locality where serious injury could occur. Funding has been provided in this current year and this project will be completed by 30 June 2010.

**POLICY REQUIREMENTS:**

Nil

**LEGISLATIVE REQUIREMENTS:**

Local Government Act 1995 – S168

Land Administrative Act 1997 – (part 5)

**STRATEGIC IMPLICATIONS:**

Both realignments will create a much safer section of the road.

**SUSTAINABILITY IMPLICATIONS:**

- **Environment**  
There are no known significant environmental implications due to the new alignment going through a widened road reserve where very little vegetation exists. The Department of the Environment have been consulted in this regard.
- **Economic**  
There are no known significant economic implications associated with this proposal.
- **Social**  
Improvement of road safety for road users.

**FINANCIAL IMPLICATIONS:**

Funding is provided in this year's budget

**VOTING REQUIREMENTS**

Simple Majority Required

**COUNCIL RESOLUTION  
(MANEX RECOMMENDATION)**

*117/09 Moved Cr Barrett-Lennard, seconded Cr Tonkin that Council approves and confirms the realignment of the Niby Niby Road with the Round Hill Road through Lot M211 currently owned by Mr Greg Wright and advise the Department of Planning and Infrastructure Land Services Business Unit that: -*

- 1. Council supports and approves the closure of the section of the Niby Niby and Round Hill Road as shown on the plans submitted;*

*And*

- 2. Council approves of the creation of a new alignment through the far north eastern corner of Lot M211 as indicated on the plans submitted, with the boundaries of the truncated lot to now be included in the road reserve.*

**CARRIED 8/0**

### **11.3.2 OLD GERALDTON / WATHEROO MILING ROAD REALIGNMENT**

**FILE REFERENCE:** S/ROAI  
**REPORT DATE:** 8 September 2009  
**APPLICANT/PROPONENT:** Shire of Moora  
**OFFICER DISCLOSURE OF INTEREST:** Nil  
**PREVIOUS MEETING REFERENCES:** Nil  
**AUTHOR:** John Greay, Manager of Engineering Services  
**ATTACHMENTS:** Realignment Map

#### **PURPOSE OF REPORT:**

Roadwork's on the Watheroo Miling Road requires Councils confirmation / recommendation to the Department of Planning and Infrastructure State Land Services Business Unit for the realignment of the road through Mr Ted Creagan and Ms Catherine Anne Cameron's property for the purpose of road improvements.

#### **BACKGROUND:**

At the intersection of the Watheroo Miling and Old Geraldton North Roads realignment is necessary to remove a potential blackspot from council's road network. Several accidents have occurred here in the past. Fortunately there have not been any fatalities.

#### **COMMENT:**

This project has been recognised by Main Roads Western Australia, after a submission by Council, as having the potential to be a locality where serious injury could occur. Funding has been provided in this current year and this project will be completed by 30 April 2010.

#### **POLICY REQUIREMENTS:**

Nil

#### **LEGISLATIVE REQUIREMENTS:**

Local Government Act 1995 – S168  
Land Administrative Act 1997 – (part 5)

#### **STRATEGIC IMPLICATIONS:**

Both realignments will create a much safer section of the road.

#### **SUSTAINABILITY IMPLICATIONS:**

- **Environment**  
There are no known significant environmental implications due to the new alignment going through previously cleared pastured paddocks.
- **Economic**  
There are no known significant economic implications associated with this proposal.
- **Social**  
Improvement of road safety for road users.

#### **FINANCIAL IMPLICATIONS:**

Funding is provided in this year's budget

**VOTING REQUIREMENTS**

Simple Majority Required

**COUNCIL RESOLUTION  
(MANEX RECOMMENDATION)**

***118/09 Moved Cr Tonkin, seconded Cr Barrett-Lennard that Council approves and confirms the realignment of the Watheroo Miling Road with the Old Geraldton North Road through Lot 104 currently owned by Mr Ted Creagan and Ms Catherine Anne Cameron and advise the Department of Planning and Infrastructure State Land Services Business Unit that: -***

- 1. Council supports and approves the closure of the section of the Watheroo Miling Road as shown on the plans submitted;***

***And***

- 2. Council approves of the creation of a new alignment through the section of Lot 104 as indicated on the plans submitted, with the boundaries of the truncated portion of Lot 104 along with the closed portion of the road to the north of the new road be now included in the adjoining Lot 105. The portion of the closed road reserve to the south of the new alignment be included in Lot 457 and the balance of the truncated portion of Lot 104, to the east of the Old Geraldton realignment be included in the road reserve.***

**CARRIED 8/0**

**11.4 COMMUNITY DEVELOPMENT****11.4.1 PROPOSED AMENDMENT NO. 8 – FINAL APPROVAL – REZONING LOT 16 FERGUSON STREET, MOORA FROM ‘FARMING’ TO ‘SPECIAL RURAL’**

**FILE REFERENCE:** PA/1765-1  
**REPORT DATE:** 17 August 2009  
**APPLICANT/PROPONENT:** Land In Sights (Planning Consultant)  
**OFFICER DISCLOSURE OF INTEREST:** Gray & Lewis receive planning fees for advice to the Shire therefore declare a Financial Interest –Section 5.65 of the *Local Government Act 1995*  
**PREVIOUS MEETING REFERENCES:** 12/12/06 (Min 259/06); 22/8/07 (Item 11.4.4); & 18/2/09 (Item 11.4.3)  
**AUTHOR:** Gray & Lewis Landuse Planners  
**ATTACHMENTS:** Amendment Plan (A)  
 Subdivision Guide Plan (original) (B)  
 Subdivision Guide Plan (amended – dated 14 August 2009) (C)  
 Schedule of Submissions (D)

**PURPOSE OF REPORT:**

Council is to consider adopting Amendment 8 to the Shire of Moora Town Planning Scheme No. 4 (‘the Scheme’) for final approval (with or without modifications).

This report recommends that the amendment be adopted and that a modified Subdivision Guide Plan also be endorsed for Lot 16 Ferguson Road, Moora.

**BACKGROUND:**

Amendment 8 proposes to rezone Lot 16 Ferguson Street from 'Farming' to 'Special Rural' – refer **Attachment A**. The rezoning would facilitate subdivision of the land into 24 lots.

The proposed Amendment was initiated by Council at its Ordinary Meeting held on 18 February 2009 – refer Item 11.4.3.

Council also resolved to support the Subdivision Guide Plan (SGP) in general, however, requested the applicant to include east road linkages to adjacent lots which are also earmarked for future 'Special Rural'.

The amendment documents include a modified Subdivision Guide Plan which complies with the February Council resolution – refer **Attachment B**

**COMMENT:**

Referral to EPA

The amendment was referred to the Environmental Protection Authority (EPA) as it is a statutory requirement. The EPA confirmed that the proposed Amendment does not require environmental assessment.

Public Advertising

The Amendment was subsequently advertised for public comment from 18 June to 7 August 2009.

At the close of the advertising period 7 submissions were received and are detailed in the Schedule of Submissions – refer **Attachment D**.

All of the submissions are from authorities and no objections to the amendment have been received. The Department of Water non objection is conditional.

It is understood that an extension to the existing telephone line may be required to service the subdivision (which involves a developer cost). Gray & Lewis has recommended to the applicant that they engage in early discussions with Telstra so that their engineers can provide more detailed advice and costings.

As outlined in the submission table, it is recommended that the submissions be noted however no modifications to the amendment are proposed as a result of public comments.

Subdivision Guide Plan

The Subdivision Guide Plan formed part of the amendment documents, and complies with the February Council resolution. The SGP requires endorsement by both the Council and Western Australian Planning Commission (WAPC).

The Department of Water has advised that;

- Building envelopes are to be located on the higher parts of each lot and minimum habitable floor of 0.5 metre above the general natural surface of the building envelopes.
- Failure to adhere to these recommendations will result in a greater exposure to risks of flood damage.

To address the Department of Water comments the applicant has amended the SGP to;

1. Include building exclusion areas based on setbacks. Gray & Lewis did not recommend utilisation of building envelopes as they are too restrictive.
2. Include the edge of the flood fringe as 'building exclusion area'.
3. Include an additional note under 'Notification' that a notification or memorial may be placed on the Certificate of Title 'For all lots advising that there is a SGP with building exclusion zones and a minimum floor level of 500mm will be required for habitable floor levels for flood protection'.

The amended SGP also include a signing / endorsement panel so it can be signed by the CEO. This makes it clear for record keeping purposes which plan has been endorsed by the Shire.

To expedite the process, it is recommended that Council adopt the amended SGP (dated 14 August 2009) concurrent with Amendment 8. The WAPC can then be requested to approve the amendment and endorse the amended SGP.

The modified SGP is included as **Attachment C**.

### Conclusion

Public advertising did not reveal any major impediments to rezoning of this land and it is generally consistent with the Draft Shire of Moora Townsite Expansion Strategy.

Accordingly final approval of the amendment and endorsement of the amended Subdivision Guide Plan is recommended.

### **POLICY REQUIREMENTS:**

There are no policy implications associated with this proposal.

### **LEGISLATIVE REQUIREMENTS:**

The statutory requirements for Amendments are controlled by the *Planning and Development Act 2005* and the *Town Planning Regulations 1967*. The final decision maker on amendments is the Minister for Planning who has regard for the assessment and advice of the Western Australian Planning Commission.

The Minister may (i) refuse to grant final approval of the amendment (which is unlikely in this case); refuse to grant approval until modifications to the amendment are made; or approve the amendment without any modifications. In most cases the WAPC or Minister require some changes to amendments whether it be minor word changes or to the SGP.

### **STRATEGIC IMPLICATIONS:**

The amendment is consistent with the Draft Townsite Expansion Strategy for Moora. The Strategy is still with the Western Australian Planning Commission for endorsement, and

WAPC has requested some expansion / modifications to the Strategy text, particularly to include additional background on the Moora flood history and some estimated lot yields for different areas.

#### **SUSTAINABILITY IMPLICATIONS:**

- **Environment**  
The Land Capability Assessment submitted by the applicant demonstrates that the land is capable of supporting Special Rural lots and the EPA determined that no environmental assessment is required.
- **Economic**  
Rezoning will facilitate subdivision of the land, however a separate subdivision application has to be lodged with the WAPC following rezoning. Once the land is subdivided and the lots are created, then there will be some new rates generated.
- **Social**  
There have been general indications from the Shire that there is a demand for more special rural 'lifestyle' lots in Moora.

#### **FINANCIAL IMPLICATIONS:**

The Shire will likely need some minor further assistance to progress the Amendment. The Shire pays fees to Gray & Lewis for planning advice.

#### **VOTING REQUIREMENTS:**

Simple Majority required.

#### **COUNCIL RESOLUTION (MANEX RECOMMENDATIONS)**

***119/09 Moved Cr Pond , seconded Cr Gardiner that Council:***

- 1. Adopt Amendment 8 to the Shire of Moora Town Planning Scheme No 4 for final approval (without modification) pursuant to Section 75 of the Planning and Development Act 2005 by;***
  - (a) Re-zoning Lot 16 Ferguson Road, Moora from 'Farming' to 'Special Rural'.***
  - (b) Listing Lot 16 Ferguson Road, Moora in 'Schedule 4' of the Scheme as follows;***

<b>PARTICULARS OF LAND</b>		<b>REQUIREMENTS</b>
SR7	Lot 16 Ferguson Road, Moora	<ol style="list-style-type: none"> <li>1. Subdivision of the land is to generally accord with a Subdivision Guide Plan certified by the Chief Executive Officer and approved by the Western Australian Planning Commission.</li> <li>2. Notwithstanding Clause 3.11.2, no residential development shall be permitted to occur within the identified Flood Fringe.</li> <li>3. On-site effluent disposal systems servicing the lots shall be to the specifications and satisfaction of both the Shire and the Health Department of Western Australia</li> </ol>

		<p>and shall be limited to high environmental performance systems that have the ability to attenuate nutrients.</p> <ol style="list-style-type: none"> <li>4. The site is within an area of high susceptibility to phosphorus export. Use of fertilisers on the site should therefore be minimised.</li> <li>5. Residential dwellings developed on each lot shall incorporate a suitably sized rainwater tank to provide a potable water supply. The minimum tank size shall be 120,000 litres.</li> <li>6. Stocking rates shall not exceed those recommended by the Department of Agriculture and Food.</li> <li>7. Landowners of Lots 2-10 shall be advised that there is neighbouring agricultural land uses.</li> <li>8. The Shire shall recommend that the Western Australian Planning Commission place a condition on subdivision that a Notification or Memorial be placed on the Certificate of Title;       <ol style="list-style-type: none"> <li>(i) For proposed lots 10-12 advising that they may be affected by activities associated with the Moora Racecourse; and</li> <li>(ii) For all lots advising that there is a Fire Management Plan and owners have responsibilities that need to be met in accordance with the approved FMP.</li> <li>(iii) For proposed Lots 10-12 advising that residential development in the flood fringe is prohibited.</li> </ol> </li> <li>9. The Shire shall recommend that the Western Australian Planning Commission place a condition on subdivision that the developer provide and construct a 50,000 litre concrete water tank for fire fighting at the developers cost with adequate turning areas.</li> </ol>
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2. ***Adopt the recommendations in the Table of Submissions that the seven submissions be noted with no modification to the amendment.***
3. ***Adopt the amended Subdivision Guide Plan (dated 14 August 2009) for final approval and authorise the Chief Executive Officer to endorse/ sign copies of the SGP to be referred to the Western Australian Planning Commission by Gray & Lewis with a request for WAPC approval (concurrent with the amendment).***
4. ***Request that the Minister for Planning grant Amendment 8 final approval and authorise Gray & Lewis to lodge the amendment documents with WAPC.***
5. ***Advise the applicant and all authorities who lodged a submission of the Council decision.***

**CARRIED 8/0**

## **11.4.2 BUSH FIRES ACT - FIRE CONTROL OFFICERS**

**FILE REFERENCE:** LO/BUFI  
**REPORT DATE:** 10 September 2009  
**OFFICER DISCLOSURE OF INTEREST:** Author issues Fire Permits.  
**PREVIOUS MEETING REFERENCES:** Nil  
**AUTHOR:** Michael Prunster, Manager Community Services  
**ATTACHMENTS:** Nil

### **PURPOSE OF REPORT:**

Confirmation of the election of Shire of Moora Bush Fire Control Officers 2009-10.

### **BACKGROUND:**

A Local Government may from time to time appoint such persons as it thinks necessary to be its bush fire control officers under and for the purposes of the Bush Fire Act, and of those officers shall appoint the Chief Bush Fire Control Officer and 2 Deputy Chief Bush Fire Control Officers who shall be first and second in seniority of those officers, and subject thereto may determine the respective seniority of the other bush fire control officers appointed by it.

The Local Government shall cause notice of appointment made under the provisions of the Act to be published at least once in a newspaper circulating in its district.

### **COMMENT:**

The Annual General Meeting of the Bush Fire Brigade network was held recently and the list below is the appointed Fire Control Officers for the year 2009-2010 for the Shire of Moora District Bush Fire Brigade network.

Mr Jim McNamara advised the meeting of his pending resignation as the Chief Fire Control Officer of the Bush Fire Brigade due to his recent appointment to the position of Community Fire Manager for the Gascoyne/Murchison area at the F.E.S.A. Geraldton Regional Office.

Council is required to adopt this list and authorise the publishing of the names in the Central Midlands & Coastal Advocate for public information.

### **POLICY REQUIREMENTS:**

Shire of Moora Bush Fire Policy Section 2.1 adopted 18 May 2009.

### **LEGISLATIVE REQUIREMENTS:**

Bush Fires Act – 1954 – (with amendments) and Regulations – Section 38 (1) & (2a)

### **STRATEGIC IMPLICATIONS:**

Experienced Fire Control Officers throughout the Shire of Moora district for the protection of rural property.

### **SUSTAINABILITY IMPLICATIONS:**

#### ➤ **Environment**

Efficient fire control and enforcement of fire breaks protects the natural environment and cereal crops.

- **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:**

Funding for the Bush Fire Brigade operations is funded from the E.S.L. levy Grant.

**VOTING REQUIREMENTS**

Simple Majority Required

**COUNCIL RESOLUTION  
(MANEX RECOMMENDATION)**

*120/09 Moved Cr Hawkins, seconded Cr Tonkin that the Shire of Moora adopt the following list of Bush Fire Control Officers for the 2009-2010 season and that Council authorise the publishing of the list in the Central Midlands & Coastal Advocate for public information.*

*Chief Fire Control Officer*

*Deputy Chief Fire Control Officer (1)*

*Deputy Chief Fire Control Officer (2)*

*Chief Radio/Fire Weather/Harvest ban Officer:*

*Deputy Radio/Fire Weather/Harvest ban Officer: (1)*

*Deputy Radio/Fire Weather/Harvest ban Officer: (2)*

*Deputy Radio/Fire Weather/Harvest ban Officer: (3)*

*Training Officer*

*Keith Piper*

*Les Crane*

*Brendon Pratt*

*Hugh Bryan*

*Les Crane*

*Neil Pearce*

*Jeremy Lefroy*

*Hugh Bryan*

*Fire Permits Only*

*Manager Community Services*

*Shire Ranger*

*Michael Prunster*

*Murray Matthews*

**CARRIED 8/0**

**11.5 ENVIRONMENTAL DEVELOPMENT**

Nil

## **11.6 ECONOMIC DEVELOPMENT**

### **11.6.1 TENDER 2/2009**

**FILE REFERENCE:** ED/MLVI  
**REPORT DATE:** 8 September 2009  
**OFFICER DISCLOSURE OF INTEREST:** Nil  
**PREVIOUS MEETING REFERENCES:** 205/08, 48/09  
**AUTHOR:** Rebecca McCall, Manager Economic Development  
**ATTACHMENTS:** Confidential Attachment – Tender Evaluations

#### **PURPOSE OF REPORT:**

To evaluate and accept recently received tenders for the construction of underground services for the Moora Lifestyle Village.

#### **BACKGROUND:**

At its Ordinary Council meeting on 17 December 2008 Council resolved to develop stage one of the Moora Lifestyle Village on Lot 43 Drummond Street Moora.

Plans for the development have taken place with a lease agreement between residents finalised and a concept plan completed. In addition, an arboriculture report has been completed.

Engineering drawings for the underground services were designed by Porter Consulting Engineers.

#### **COMMENT:**

To move the development forward tenders were called for the construction of underground services for the Moora Lifestyle Village Tender 2/2009 which was advertised in the West Australian on 22 July 2009.

The twenty-one (21) submissions received were evaluated by Porter Consulting Engineers. The confidential evaluation report is attached for Councils perusal. The evaluation report ranked each conforming submission. Porter Consulting Engineers recommended that Council consider accepting the tender submitted by Underground Services Australia.

#### **POLICY REQUIREMENTS:**

Nil

#### **LEGISLATIVE REQUIREMENTS:**

Section 3.57 of the Local Government Act 1995  
Regulations 11 (1) & 18 of the Local Government (Functions & General) Regulations 1996

#### **STRATEGIC IMPLICATIONS:**

The Shire of Moora's Strategic Plan outlines in the Key Result Area 'Infrastructure' the goal to maintain improve and increase community facilities and services. In addition, Key Result Area 'Growth' outlines the goal to attract increased population and investment, to realise our brilliant opportunities and diversify our regions employment and economic base.

**SUSTAINABILITY IMPLICATIONS:**

- **Environment**  
There are significant environmental implications associated with this proposal as the development will require the removal of established vegetation. The vacant block will be enhanced through the proposed development with new infrastructure and landscaping.
- **Economic**  
There are potential economic growth implications associated with this proposal.
- **Social**  
There are potential social implications associated with this proposal through encouraging new investment and growth which benefits the community at large.

**FINANCIAL IMPLICATIONS:**

The financial implications to Council in relation to this item includes budgeted expenditure for the development of stage one of the proposal.

**VOTING REQUIREMENTS**

Absolute Majority Required

**COUNCIL RESOLUTION  
(MANEX RECOMMENDATION)**

*121/09 Moved Cr Gardiner, seconded Cr Pond that Council accepts the tender received from Underground Services Australia for Tender 2/2009 for the construction of the underground services for the Moora Lifestyle Village.*

**CARRIED BY ABSOLUTE MAJORITY 8/0**

**11.7 SPORT AND RECREATION****11.7.1 “BE ACTIVE” ANNUAL REPORT**

**FILE REFERENCE:** BA/REP1  
**REPORT DATE:** 10 September 2009  
**OFFICER DISCLOSURE OF INTEREST:** Nil  
**PREVIOUS MEETING REFERENCES:** Nil  
**AUTHOR:** Michael Prunster, Manager Community Services  
**ATTACHMENTS:** “Be Active” Annual Report 2008/09 (tabled)

**BACKGROUND**

Under the Sponsorship Agreement with the W.A. Health Promotion Foundation (“Healthway”), Council is required to forward an annual report by the “Be Active Coordinator” reporting on programmes and activities conducted throughout the year ended 30 June, together with a statement of financial income and expenditure.

**COMMENT**

The report (to be tabled) has been submitted to Healthway and is included in this agenda for Council to note because it is considered important that the elected members understand the Be Active Coordinator's role and the activities she coordinates.

The Be Active Coordinator, Ms Anna Jamieson has compiled the report from the monthly updates provided to Councillors on the various sport and recreation programmes run from July 2008 until June 2009. A copy of the annual report has been forwarded to the Shire of Victoria Plains.

Healthway will provide the final payment of \$25,000 this financial year which will be the final funding of the 3 year grant approved in 2007. The Be Active Programme is shared between Moora and Victoria Plains Shires on an 80% (Moora) and 20% (Vic. Plains) basis.

The Be Active Programme has been running for 9 consecutive years, and a further application will be submitted to Healthway in the coming financial year for a continuance of funding for continuation of the programme commencing 2010/2011.

**STATUTORY ENVIRONMENT**

Healthway Sponsorship Agreement No 14275

**POLICY IMPLICATIONS**

Nil

**BUDGET IMPLICATIONS**

Nil

**STRATEGIC IMPLICATIONS**

The role of the Be Active Coordinator is a joint funded project between two shires in our region (Moora & Victoria Plains). This cooperative approach in a successful project demonstrates how the shires within the region can work together to provide beneficial outcomes for their communities that may not have been possible on an individual shire basis.

**PRECEDENT**

The Be Active report is provided to Council annually.

**VOTING REQUIREMENTS**

Simple Majority

**COUNCIL RESOLUTION  
(MANEX RECOMMENDATION)**

*122/09 Moved Cr Hawkins, seconded Cr Bryan that Council note and receive the Be Active Annual Report for the year 2008-2009.*

**CARRIED 8/0**

**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 ON MOTIONS FOR THE NEXT COUNCIL MEETING**

Nil

**15. MATTERS BEHIND CLOSED DOORS**

Nil

**16. CLOSURE OF MEETING**

*There being no further business, the Shire President declared the meeting closed at 8.43pm.*

**CONFIRMED**

**PRESIDING MEMBER**