

# SHIRE OF MERREDIN



**“Heart of the Wheatbelt”**

**MINUTES OF ORDINARY COUNCIL MEETING**

**19 February 2013**

MINUTES OF THE SHIRE OF MERREDIN COUNCIL MEETING HELD  
TUESDAY 19 FEBRUARY 2013

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**Minutes of the Ordinary Meeting of the Shire of Merredin held in the Council  
Chambers, Corner King and Barrack Streets, Merredin on  
Tuesday 19 February 2013 commencing at 3.00pm.**

**ATTENDANCE:**

Councillors:	D Crook	Shire President
	M Morris	Deputy Shire President
	BJ Anderson	
	RM Crees	
	DN Hayes-Thompson	
	KA Hooper	
	T McFarlane	
	D Morris	
	W Wallace	
Apologies:	Nil	
Staff:	G Powell	Chief Executive Officer
	M Ioppolo	Executive Manager of Developmental Services
	L Wyatt	Executive Assistant to Chief Executive Officer

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**1.0 OFFICIAL OPENING**

The Shire President opened the meeting at 3.00pm. Mario Ioppolo was present.

**2.0 PUBLIC QUESTION TIME**

Nil

**3.0 APOLOGIES AND LEAVE OF ABSENCE**

**31042** Moved: Cr Hayes-Thompson                      Seconded: Cr M Morris  
***That Councillor McFarlane be granted a leave of absence for the  
April Ordinary Meeting of Council.***

**CARRIED 9/0**

**4.0 DISCLOSURE OF INTEREST**

Councillors Crook, Crees, Hooper and McFarlane declared an Interest Affecting Impartiality in items 10.4 and 10.5 as they are CBH debenture holders.

Cr Anderson declared a Proximity Interest in item 10.5 as the installation is adjacent to his workplace.

The CEO declared a Financial Interest in item 17.1 - Confidential Item.

Cr M Morris declared an Interest Affecting Impartiality in item 13.1 as an occasional employee of the Electoral Commission.

**5.0 PETITIONS AND PRESENTATIONS**

Nil

**6.0 CONFIRMATION OF MINUTES**

6.1 Ordinary Council Meeting  
**Attachment 6.1A**

Confirmation of the minutes of the Ordinary Council Meeting held on 15 January 2013.

- 31043** Moved: Cr D Morris                      Seconded: Cr McFarlane  
**Officer's Recommendation**  
***That the minutes of the Ordinary Council Meeting held on 15 January 2013 be confirmed as a true and correct record of proceedings.***  
**CARRIED 9/0**

**7.0 ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION**

Nil

**8.0 MATTERS FOR WHICH THE MEETING MAY BE CLOSED TO THE PUBLIC**

17.1 Staff - Chief Executive Officer – Performance Appraisal - 2012



10.0 **DEVELOPMENT SERVICES**

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10.1 **DEVELOPMENT ASSESSMENT PANELS – APPOINTMENT OF REPRESENTATIVES**

<b>Reporting Department:</b>	Development Services
<b>Reporting Officer:</b>	Chief Executive Officer – Greg Powell
<b>Legislation:</b>	Planning & Development Act 2005
<b>File Reference:</b>	LUP/05/02
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	Development Assessment Panel Correspondence and Original Nominations <b>Attachment 10.1A</b>

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**Background**

The Planning & Development (Development Assessment Panels) Regulations 2011 commenced on 24 March 2011. Part 11A of the Planning & Development Act 2005 which enabled DAP's came into operation the same day.

**Comment**

The Minister must establish and maintain a register of local DAP members. Each local government must nominate 2 local DAP members and 2 alternate (or deputy) local DAP members from its pool of elected members. The Minister then considers nominations received and appoints for a 2 year term.

If, within the 2 year term, a local DAP member is not re-elected, they can not hold the position of local DAP member.

Local government elections may result in a change to local DAP membership if current councillors, who are DAP members, are not re-elected. In this instance, the deputy local DAP members will take the place of the former local DAP members. If both local and alternate (deputy) local members are not re-elected, the local government will need to renominate and the Minister to reappoint.

Council should consider the above in selecting nominees as local DAP members.

Once specialist member appointments are finalised by the Minister, each local government will be advised.

Council will need to appoint two Councillors and two deputies for local government members on the Local Development Assessment Panel. The Department of Planning is to train the appointed members.

**Statutory/Policy Implications**

Planning & Development (Development Assessment Panels) Regulations 2011 came into force on the 24 March 2011.

**Financial Implications**

Nil to Council.

**Officer's Recommendation**

*That Council appoints Cr \_\_\_\_\_ and Cr \_\_\_\_\_ as members to DAP and appoints Cr \_\_\_\_\_ and Cr \_\_\_\_\_ as Deputies respectively. (Deliberately left blank to permit Council to determine the DAP Members);*

**31045**

Moved: Cr McFarlane

Seconded: Cr Crees

**Resolution**

*That Council appoints Cr Hooper and Cr Crees as members to DAP and appoints Cr Crook and Cr Hayes-Thompson as Deputies respectively.*

**CARRIED 9/0**



10.2 **#2 (LOT 237) DUFF STREET (AND CORNER KING STREET) , MERREDIN - OVER HEIGHT FENCE**

<b>Reporting Department:</b>	Development Services
<b>Reporting Officer:</b>	Mario Ioppolo
<b>Legislation:</b>	The Shire of Merredin Local Planning Scheme No 6; Residential Design Codes; Shire of Merredin's Local Law No 7 – Fencing.
<b>File Reference:</b>	A1065
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	Letter from Applicant; <b>Attachment 10.2A</b> Side Elevation viewed from King Street from Applicant; <b>Attachment 10.2B</b> Photo viewed from King Street from Applicant; <b>Attachment 10.2C</b> Photo viewed from King Street with superimposed proposed new fence from Applicant; <b>Attachment 10.2D</b> Photo from the north west (rear and side) corner of the property; <b>Attachment 10.2E</b> Photo of west side of the property; <b>Attachment 10.2F</b> Photo from the south west (front and side) corner of the property; <b>Attachment 10.2G</b>

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**Background:**

<i>Property Location:</i>	2 (Lot 237) Duff Street and corner King Street, Merredin 6415.
<i>Owner/s:</i>	Timothy McGillivray.
<i>Applicant:</i>	Timothy McGillivray.
<i>Zoning:</i>	Residential R50.
<i>Lot Size:</i>	840 square metres.

An application has been received from the Applicant to replace the storm damaged supersix fence to his side boundary along King Street, Merredin.

The property is currently fenced with approximately between 1.8 and 1.9 metres high supersix fence along the King Street (west) boundary as far

north as the existing gates. North past the gates and then along the rear (north) boundary has a Zincalume Trimdeck metal sheet fence with an approximate height of 1.9 metres on a post and rail structure. The “clean face” will be on the street side.

The front, Duff Street and the corner of King Street has a cream colorbond metal sheet fence of approximate 1.0 metre height.

The storm damaged supersix fence is temporarily supported.

**Comment:**

The Residential Design Codes are specific to the primary street – Duff Street, but do provide for Council to exercise discretion. Since there are no directly affected adjoining properties, neighbour consultation is not required.

The Shire of Merredin’s Local Law No 7 – Fencing requires a sufficient fence, other than a primary street fence to be 1.8 metres high, but contains clause *10 General Discretion of the Local Government*, which provides for, in part, that “the local government may consent to the erection or repair of a fence which does not comply with the requirements of these Local Laws”.

The proposed fence abuts a road reserve and should pose no direct adverse effects.

**Statutory/Policy Implications:**

Nil

**Financial Implications:**

Nil.

**31046**

Moved: Cr M Morris

Seconded: Cr McFarlane

**Officer’s Recommendation:**

***That the application from the owner of Lot 237 (no.2) Duff Street for the proposed 2.1 metres high fence of Zincalume Trimdeck metal sheeting affixed to a post and rail structure placed on the inside of the property be granted, subject to:***

- 1. the Applicant obtaining a Building Permit prior to the commencement of any works; and***
- 2. should any reflective issues arise that may cause a nuisance, the property owner, at his expense, will immediately do such things to minimize the nuisance, by, but not limited to painting or screening with Council’s prior approval.***

**CARRIED 9/0**

10.3 **#2 (LOTS 27 AND 40) OAT STREET, CORNER GREAT EASTERN HIGHWAY,  
MERREDIN - RELOCATION OF AN EXISTING UNIT, NEW TRANSPORTABLE  
ACCOMMODATION UNITS AND NEW FENCING**

<b>Reporting Department:</b>	Development Services
<b>Reporting Officer:</b>	Mario Ioppolo
<b>Legislation:</b>	The Shire of Merredin Local Planning Scheme No 6; Caravan Parks and Camping Grounds Act 1995; Caravan Parks and Camping Grounds Regulations 1997; Building Code of Australia 2012; Shire of Merredin's Local Law No 7 – Fencing.
<b>File Reference:</b>	A2506
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	Site Plan <b>Attachment 10.3A</b> Floor Plan – Self-contained unit <b>Attachment 10.3B</b> Elevations – Self-contained unit <b>Attachment 10.3C</b> Floor Plan – 1 by 2 person unit <b>Attachment 10.3D</b> Floor Plan – 1 by 4 person unit. <b>Attachment 10.3E</b> Photo of existing unit to be relocated <b>Attachment 10.3F</b> Photo of existing cyclone mesh fence along Great Eastern Highway; <b>Attachment 10.3G</b> Photo of corner Great Eastern Highway and Oat Street. <b>Attachment 10.3H</b>

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**Background:**

<i>Property Location:</i>	2 (Lots 27 and 40) Oat Street, corner Great Eastern Highway and Second Avenue, Merredin (Merredin Tourist Park).
<i>Owner/s:</i>	Delacorp Pty Ltd and Surisa Properties Pty Ltd.
<i>Applicant:</i>	Frank Delanotte
<i>Zoning:</i>	Highway Service.
<i>Lot Size:</i>	For lot 27 – 1,012 square metres; and

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For lot 40 – 18,615 square metres;  
Total 19,627 square metres.

An application has been received from the Applicant seeking approval for the following:

1. To relocate the existing transportable accommodation unit from its present position in the northwest general area near the internal entrance road to the south east general area – please refer to the attached site plan;
2. To locate 3 new transportable accommodation units in the northwest general area near the internal entrance road where the above unit is currently – please refer to the attached site plan;
3. To locate 1 by 2 persons transportable accommodation unit near the south east general area – please refer to the attached site plan;
4. To locate 1 by 4 persons transportable accommodation unit near the south east general area – please refer to the attached site plan;
5. To construct a 2.1 high colorbond (Wilderness colour) metal fence along the Great Eastern Highway boundary and returning south along the Oat street boundary to the main entrance - please refer to the attached site plan.

The Applicant is also requesting Council support for his request to Main Roads Western Australia to plant a strip of native shrubs and trees on the road reserve adjacent to their Great Eastern Highway boundary – please refer to attached photos.

**Comment:**

The Applicant’s accommodation unit’s proposal is in keeping with the existing site structures and as a “caravan park”.

The Local Planning Scheme No 6 for a *Tourist and Entertainment uses* in a *Highway Service Zone* provides for:

*Camping grounds ..... as a ‘D’ use.*  
*Caravan park ..... as a ‘D’ use.*  
*Holiday accommodation ..... as a ‘D’ use.*

Part extract of the Shire of Merredin Local Planning Scheme No 6 Clause 4.3  
Table 1 - Zoning Table notes in Sub Clause 4.3.2:

*The symbols used in the cross-reference in the Zoning Table have the following meanings —*

*‘P’ means that the use is permitted by the Scheme providing the use complies with the relevant development standards and the requirements of the Scheme;*

*‘D’ means that the use is not permitted unless the local government has exercised its discretion by granting planning approval;*

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*'A'* means that the use is not permitted unless the local government has exercised its discretion by granting planning approval after giving special notice in accordance with clause 9.4;

*'X'* means a use that is not permitted by the Scheme.

Council may exercise its discretion for these proposed uses.

With reference to the proposed fencing, the Shire of Merredin's *Local Law No 7 – Fencing, Second Schedule*, provides for a sufficient fence, to a commercial or industrial lot when constructed of steel sheeting to a height of 1.8 metres, but allows for aluminium sheeting when supported by posts and rails to a maximum height of 2.4 metres behind the building line.

*The Local Law No 7 – Fencing* also contains clause 10 *General Discretion of the Local Government*, which provides for, in part, that "the local government may consent to the erection or repair of a fence which does not comply with the requirements of these Local Laws".

The proposed fence abuts a road reserve and should pose no direct adverse effects.

Landscaping a strip of road reserve adjacent to their northern boundary along Great Eastern Highway would help in creating a minor buffer and enhancing the streetscape.

**Statutory/Policy Implications:**

Nil

**Financial Implications:**

Nil.

**31047**

Moved: Cr Wallace

Seconded: Cr M Morris

**Officer's Recommendation:**

- 1. That the application for the proposed transportable accommodation units at no. 2 (lot 27 and 40) Oat Street, Merredin as follows:***

***Relocation of the existing transportable accommodation unit from its present position in the northwest general area near the internal entrance road to the south east general area as per the attached plans; and***

***To locate 3 new transportable accommodation units in the northwest general area near the internal entrance road where the above unit is currently as per the attached plans; and***

***To locate 1 by 2 persons transportable accommodation unit near the south east general area as per the attached plans; and***

***To locate 1 by 4 persons transportable accommodation unit near the south east general area as per the attached plans, be granted approval subject to a Building Permit been issued and compliance with the Caravan Parks and Camping Grounds Act 1995.***

- 2. That the application for the proposed 2.1 high colorbond (Wilderness colour) metal fence at no. 2 (lot 27 and 40) Oat Street, Merredin along the Great Eastern Highway boundary and returning south along the Oat street boundary to the main entrance be granted subject to a Building Permit being issued.***
- 3. That Council raise no objections to landscaping a strip of road reserve adjacent to the Great Eastern Highway boundary of 2 (lot 27 and 40) Oat Street, Merredin, subject to:***
  - a. Main Roads Western Australia approval;***
  - b. The selected plants are native species of trees and shrubs and ground covers specifically suitable for the location;***
  - c. The Owners of 2 (lot 27 and 40 Oat Street, Merredin are to provide and carryout all required upkeep, such as watering, pruning, raking and removal of debris, etc. to the satisfaction of the Shire of Merredin's Chief Executive Officer.***

**CARRIED 9/0**

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Crs Crook, Crees, Hooper and McFarlane declared and Interest Affecting Impartiality in relation to this item as debenture holders of CBH.

10.4 **BURRACOPPIN SIDING ROAD, BURRACOPPIN (CBH/PTA) - CONCRETE APRON TO BURRACOPPIN GRAIN RECEIVAL TERMINAL WEIGHBRIDGE**

**Reporting Department:** Development Services  
**Reporting Officer:** Mario Ioppolo  
**Legislation:** The Shire of Merredin Local Planning Scheme No 6  
**File Reference:** Railway Reserve - Burracoppin  
**Disclosure of Interest:** Nil  
**Attachments:** Plans and Details - sheets 1 to 2 of 2  
**Attachments 10.4A and 10.4B**

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**Background:**

*Property Location:* Burracoppin Siding Road, Burracoppin 6421.  
*Owner/s:* CBH/PTA.  
*Applicant:* Tim Dolling.

An application has been received from the Applicant to construct concrete aprons to the approaches of the existing weighbridge at the Burracoppin Grain Reival Terminal as per the attached plans.

**Comment:**

This application is procedural and there are no adverse effects to the neighbourhood.

**Statutory/Policy Implications:**

Nil

**Financial Implications:**

Nil. (Fees are outstanding but subject to payment of an invoice)

**31048**

Moved: Cr D Morris

Seconded: Cr Wallace

**Officer's Recommendation:**

***That Planning Approval be granted to CBH/PTA to construct concrete aprons to the existing weighbridge approaches at the Burracoppin Grain Reival Terminal, Burracoppin Siding Road, Burracoppin 6421.***

**CARRIED 9/0**

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Councillor Anderson declared a Proximity Interest in this item and left the meeting at 3.18pm. Crs Crook, Crees, Hooper and McFarlane declared and Interest Affecting Impartiality in relation to this item as debenture holders of CBH.

10.5 **LOT 103, RESERVE 51013. GREAT EASTERN HIGHWAY, MERREDIN (CBH/PTA)**  
**- REFUELLING FACILITY AT THE MERREDIN GRAIN RECEIVAL TERMINAL**

<b>Reporting Department:</b>	Development Services
<b>Reporting Officer:</b>	Mario Ioppolo
<b>Legislation:</b>	The Shire of Merredin Local Planning Scheme No 6
<b>File Reference:</b>	Railway Reserve 51013 - Merredin
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	Plans and Details - sheets 1 to 7 of 7 <b>Attachment 10.5A</b> Site Emergency Plan <b>Attachment 10.5B</b>

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**Background:**

<i>Property Location:</i>	Lot 103, Reserve 51013. Great Eastern Highway, Merredin 6415
<i>Owner/s:</i>	CBH/PTA.
<i>Applicant:</i>	Tim Dolling.

An application has been received from the Applicant to construct a refuelling facility east of the concrete silos. Please refer attached plans.

The proposal is to use a self bunded diesel tank with a capacity of 111,693 litres. The approximate size of the tank is 3.2 metres high by 3.0 wide and 14.630 metres long.

A spill containment unit, 3.0 metres long by 1.0 metre wide is to be located at each side for rail car refuelling.

Another spill containment unit, 3.0 metres long by 2.0 metres wide is to be located at the truck discharge point.

A Site Emergency Plan has been provided and is attached.

**Comment:**

This application is procedural. The Applicant will also need approval from other statute authorities, including the Department of Mines and Petroleum of Western Australia.



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**Statutory/Policy Implications:**

Nil

**Financial Implications:**

Nil. (Fees are outstanding but subject to payment of an invoice)

**31049**

Moved: Cr Wallace

Seconded: Cr M Morris

**Officer's Recommendation:**

***That Planning Approval be granted to CBH/PTA to construct a Refuelling Facility at the Merredin Grain Receiving Terminal on Lot 103, Reserve 51013, Great Eastern Highway, Merredin 6415.***

**CARRIED 8/0**

Cr Anderson returned to the meeting at 3.19pm

Mario Ioppolo left the meeting at 3.20pm.

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**11.0 ENGINEERING SERVICES**

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Nil recommendations to Council.

**12.0 CORPORATE AND COMMUNITY SERVICES**

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**12.1 LIST OF ACCOUNTS PAID**

<b>Reporting Department:</b>	Finance & Administration
<b>Reporting Officer:</b>	Evelyn Arnold
	Finance and Administration
<b>Legislation:</b>	Local Government Act 1995 & Financial Management Regulations
<b>File Reference:</b>	Nil
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	List of Accounts Paid

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**Background**

The attached List of Account Paid (**Attachment 12.1A**) during the month under Delegated Authority is provided for Council's information.

**Statutory/Policy Implications**

Local Government Act 1995 and Financial Management Regulations.

**Financial Implications**

All liabilities settled have been in accordance with the Annual Budget provisions. It should be noted that outstanding creditors total \$22,168.52.

**31050** Moved: Cr Hayes-Thompson Seconded: Cr Anderson

**Officer's Recommendation**

*That Council receive the schedule of accounts as listed, covering cheques, EFT's, bank charges, directly debited payments and wages, as numbered and totalling \$407,050.38 from Council's Municipal Fund Bank Account.*

**CARRIED 9/0**

12.2 **MONTHLY FINANCE REPORT**

<b>Reporting Department:</b>	Finance and Administration
<b>Reporting Officer:</b>	Evelyn Arnold
<b>Legislation:</b>	Local Government Act 1995
<b>File Reference:</b>	Nil
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	Monthly Finance Report

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**Background**

The Monthly Finance Report is attached for Council's information.  
(Attachment 12.2A)

**Statutory/Policy Implications**

Local Government Act 1995 and Financial Management Regulations.

**Financial Implications**

As outlined in **Attachment 12.2A**.

**31051**

Moved: Cr Hooper

Seconded: Cr McFarlane

**Officer's Recommendation**

***That Council receive the Monthly Finance Report for January 2013.***

**CARRIED 7/2**

**12.3 CENTRAL WHEATBELT VISITOR CENTRE RESOURCING AND OPENING HOURS**  
**– WEEKENDS**

<b>Reporting Department:</b>	Corporate & Community Services
<b>Reporting Officer:</b>	Evelyn Arnold/Robyn McCarthy
<b>Legislation:</b>	Local Government Act 1995
<b>File Reference:</b>	Nil
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	Comparison of other Regional Visitor Centres <b>Attachment 12.3A</b>

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**Background**

In February 2012 Council resolved to open the Central Wheatbelt Visitors Centre on Saturday and Sunday 9:00am to 4:00pm; with Saturday to be staffed by current employees and Sunday to be staffed by volunteers.

**Comment**

In the last 12 months efforts have been made to attract more volunteers including advertising in the Merredin Mercury, a notice in the window of the Visitors Centre (VC), attendance at the Community Resource Centre (CRC) volunteer recruitment evening and liaising with the CRC regarding the volunteer register. Despite these efforts the Centre has been unable to recruit enough volunteers to maintain a manageable roster to ensure not only that the VC is open, but that the current volunteers are not required to work every Sunday. There are currently three active, trained volunteers however this will drop to two from April.

The recruitment of new volunteers may be difficult because of the training and time commitment (not just a one off event) and responsibility of the role given they work on their own. To recruit a volunteer requires the same training and staff involvement as recruiting an additional member of staff.

In addition, the hours worked by staff have resulted in significant accumulation of time in lieu because the budget could not find the funds to meet payment of the time worked. This represents a liability to Council as well as growing concern that due to ongoing work requirements staff do not have time take time off. The Visitors Centre has a regional focus and there is an increasing expectation of an even higher level of service from our regional partners.

It is recommended that a process is undertaken to recruit casual staff to run the Visitors Centre on Saturdays and Sundays, opening the centre from 10:00am to 2:00pm. This would have the following benefits:

1. Provide continuity of hours and service.
2. Continuing good customer service.

3. Reduce staff leave accumulation over time.
4. Return on the investment of time put into training and allowing the CWVC to offer a full service including Transwa and Cummins Theatre ticketing.
5. Coverage for other times – holidays or sick leave.

Attached is brief outline of the approach to staffing taken by Visitor Centres in surrounding areas. It should also be noted that in December 2012 and January 2013 71% of visitors used the Visitors Centre between the hours of 10:00am and 2:00pm. These hours would therefore cater to the majority of visitors and visitor information is also available from the CWVC Website, the information brochure racks at Subway, Home Hardware and the two Museums.

All the accommodation providers also have information supplied and updated by CWVC.

**Statutory/Policy Implications**

Nil.

**Financial Implications**

Additional \$10,100 staff costs; based \$24.06 per hour (including 25% casual loading) working 8 hours a week.

**Officer's Recommendation**

*That Council approve the recruitment of casual staff to operate the Central Wheatbelt Visitor Centre on Saturday and Sunday 10:00am to 2:00pm at a cost of \$10,100 per annum.*

**31052**

Moved: Cr Hayes-Thompson

Seconded: Cr Wallace

*That the matter lay on the table until the April Council meeting pending investigation of staffing options, opening hours and the potential for recruiting additional volunteers.*

**CARRIED 8/1**

12.4 **WHITFIELD WAY SUBDIVISION – UNBUDGETED EXPENDITURE**

<b>Reporting Department:</b>	Finance
<b>Reporting Officer:</b>	Evelyn Arnold
<b>Legislation:</b>	Nil
<b>File Reference:</b>	Nil
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	Nil

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**Background**

In the 2011/12 financial year Council budgeted and completed the subdivision of a block of land located around Whitfield Way. These lots were auctioned in March and two lots have a conditional contract for sale.

**Comment**

To complete the sale of the subdivided lots a final payment for survey plans and titles is required. This invoice totals \$13,617 (excluding GST) which is unbudgeted expenditure.

**Statutory/Policy Implications**

Nil.

**Financial Implications**

The unbudgeted expenditure can be transferred from the Land and Development Reserve which currently has a balance of \$53,502.

**31053** Moved: Cr Hayes-Thompson                      Seconded: Cr Wallace

**Officer's Recommendation**

- 1. That Council note the payment of the invoice for the subdivision survey and plans.***
- 2. That Council approve the transfer of \$13,600 from the Land and Development Reserve to cover this expenditure.***

**CARRIED BY ABSOLUTE MAJORITY 9/0**

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12.5 **2012/2013 BUDGET REVIEW**

<b>Reporting Department:</b>	Corporate Services
<b>Reporting Officer:</b>	Evelyn Arnold –Executive Manager, Corporate and Community Services
<b>Legislation:</b>	Local Government Act 1995, Local Government (Financial Management) Regulations 1996
<b>File Reference:</b>	2012/2013 Budget
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	Budget Review

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**Background**

Local Governments are required to conduct a Budget Review in accordance with Regulation 33A of the Local Government (Financial Management) Regulations 1996. These Regulations state:

1. *“Between 1 January and 31 March in each year a local government is to carry out a review of its annual budget for that year.*
2. *Within 30 days after a review of the annual budget of a local government is carried out it is to be submitted to the council.*
3. *A council is to consider a review submitted to it and is to determine\* whether or not to adopt the review, any parts of the review or any recommendations made in the review.*  
*\*Absolute majority required.*
4. *Within 30 days after a council has made a determination, a copy of the review and determination is to be provided to the Department.”*

A Budget Review for the period ending 31 January 2013 has been completed and is presented for Council’s consideration as **Attachment 12.5A**.

**Comment**

In adopting the 2012/2013 Budget, Council, as required, adopted a level of material variances for reporting purposes. The level of material variance reporting set by Council is \$5,000 for income (-) and expenditure (+). Staff have used this variance in their analysis.

The nature of the review is to predict estimates of material variations likely to occur as at 30 June 2013. Variances of less than \$5,000 between budgeted and predicted figures (whether expenditure or income) are not considered as part of the overall Budget Review. A variance analysis for figures greater than \$5,000 are provided in the Attachment.



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Review

Staff have reviewed the 2012/2013 Budget document and made the following points:

1. Transfers to/from Reserves will occur in June 2012;
2. Detailed review of Rates Outstanding Debtors is ongoing. Several significant debtors have been recouped due to the properties being on-sold. Several others are in various stages of legal recourse;
3. Cost incurred in repairing 16 Dobson Street have been offset against other scheduled maintenance;
4. The construction and sale of the South Avenue Units has be postponed and will be reviewed during the 2013/14 budget process;
5. The negative projected final net asset figure indicates that current liabilities may exceed current assets at 30 June 2013. This is reasonable outcome because all grant monies and major projects are expected to be completed. However, cash flow will need to be carefully monitored and managed until 2013/14 rates are received;
6. Depreciation figures were best estimates during the budget preparation period. Some variances occur due to the purchase/development of assets later in the year where depreciation was budgeted for the full year.

Overall Budget Effect

The overall effect of the above variances upon the 2012/2013 Annual Budget is provided in **Attachment 12.5A**.

**Statutory/Policy Implications**

Financial Management Regulations.

**Financial Implications**

Nil.

- 31054** Moved: Cr D Morris Seconded: Cr McFarlane  
**Officer's Recommendation**  
***That Council receive the 2012/2013 Budget Review and adopt the recommended Budget figures as presented in Attachment 12.5A.***  
**CARRIED 9/0**

Cr Anderson left the meeting at 4.08pm

- 31055** Moved: Cr Hooper Seconded: Cr Wallace  
***That the meeting be adjourned at 4.10pm.***  
**CARRIED 8/0**

- 31056** Moved: Cr Crees Seconded: Cr M Morris  
***That the meeting resume at 4.16pm.***  
**CARRIED 9/0**

Cr M Morris declared an Impartiality Interest in this item and left the meeting at 4.17pm

### **13.0 ADMINISTRATION**

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#### **13.1 2013 LOCAL GOVERNMENT ELECTIONS**

<b>Reporting Department:</b>	Administration
<b>Reporting Officer:</b>	Greg Powell – Chief Executive Officer
<b>Legislation:</b>	Local Government Act 1995
<b>File Reference:</b>	G/07/14
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	Correspondence

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#### **Background**

The next bi-annual election for Local Governments is scheduled for 19 October 2013. For the Shire of Merredin four (4) Councillor positions will become vacant with Councillors Crook, Wallace, D Morris and M Morris being the incumbents.

The Western Australian Electoral Commissioner has written to Council indicating they are prepared to act as a Returning Officer at Council's 2013 elections (**Attachment 13.1A**).

Their quotation to conduct the election is \$14,000.00 including GST.

#### **Comment**

The advantages of using the Western Australian Electoral Commission is that Administration staff will be released from the workload associated with conducting an election and it is also seen as being independent of Council.

It is suggested that the bi-annual election of Councillors should be undertaken by the Western Australian Electoral Commissioner by postal ballot. This offers Council the following advantages:

1. a postal ballot has a higher elector turnout;
2. it is seen to be independent from Council; and
3. relieves Administration staff of the workload associated with the election process.

#### **Statutory Implications**

The Local Government Act 1995 provides for Councils to resolve to conduct the 2013 elections by postal vote and for the Electoral Commissioner to be responsible for the conduct of the election (Section 4.61 and 4.20 (4) respectively).

Before Council can appoint the Electoral Commissioner as Returning Officer, Council must first obtain the written agreement of the Electoral Commissioner (Section 4.20(4)).

This has been preempted by the Commissioner where it indicates in his letter *“The current procedure required by the Local Government Act 1995 is that my written agreement has to be obtained before the vote is taken. To facilitate the process, you can take this letter as my agreement to be responsible for the conduct of the ordinary elections in 2011 for the Shire of Merredin in accordance with Section 4.20 (4) of the Local Government Act 1995 together with any other elections or polls that may be required. My agreement is subject to the proviso that the Shire of Merredin also wishes to have the election undertaken by the Western Australian Electoral Commissioner as a postal election”*.

**Financial Implications**

Council will need to allocate \$16,000.00 in its 2013/2014 Budget to meet the costs of the WAEC and other non-statutory advertising.

**31057**

Moved: Cr Hayes-Thompson

Seconded: Cr Wallace

**Officer’s Recommendation**

***That Council declare that:***

- 1. in accordance with Section 4.20 of the Local Government Act 1995, the Western Australian Electoral Commissioner be responsible for the conduct of the 2013 Ordinary Elections together with any other elections or polls which may also be required; and***
- 2. in accordance with Section 4.61 of the Local Government Act 1995, that the method of conducting the election will be as a postal election.***

**CARRIED BY ABSOLUTE MAJORITY 8/0**

Cr Morris returned to the meeting at 4.18pm.

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13.2 **POLICY MANUAL REVIEW**

<b>Reporting Department:</b>	Administration
<b>Reporting Officer:</b>	Greg Powell – Chief Executive Officer
<b>Legislation:</b>	Local Government Act 1995
<b>File Reference:</b>	Policy Manual
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	Policy Manual

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**Background**

Staff have been reviewing the Shire of Merredin Policy Manual to ensure all policies are relevant and up to date.

Throughout 2012 various policies were reviewed. They included:

**Section 3 – Administration, Finance and Borrowing**

3.18 Financial Reserves Policy	June
3.22 Credit Card Policy	June

**Section 5 – Recreation and Culture**

5.13 Purchase Shows – Cummins Theatre	July
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**Section 6 – Merredin Community and Leisure Centre**

6.1 – 6.17 MRC&LC Policy Update (All)	November
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**Section 8 – Town Planning and building and Health Control**

8.25 Food Act Compliance Policy	February
8.1 – 8.6 (inclusive) Development Services Polices	August
8.9 Shade Type Structures	August
8.26 Building and Planning Application Fee Refunds	August

Other documents reviewed in 2012 include:

Customer Service Charter	May
Code of Conduct for Councillors and Staff	May
Delegations (to the CEO) Register	June

**Comments**

The majority of changes made are minor and can be seen in **Attachment 13.2A**. The relevant comments by Executive Officers are summarised as follows:

***Sections 1 – Members of Council***

**1.2 Senior Employees**

Comment: Although this policy is out dated the CEO wishes to hold its review in abeyance pending completion of the Integrated Planning Strategies.

**1.3 Members Travel**

Comment: Delete, “if the family choose to go to Perth”

**1.5 Councillor Attendance at Conference, Seminars, Training Courses and Meetings.**

Comment: Delete, “Discussion Period” and replace with “Briefing Session”

**1.6 Use of Council Chamber and Executive Lounge**

Comment: Delete the word “Standing” in paragraph 1

**1.10 Councillor Induction**

Comment: Insert word at item 14, “Senior” Staff contacts.

Final paragraph, first line; replace “Administration” with “CEO”

**1.11 Council Meetings**

Comment: Delete final paragraph “All matters requiring Council decision are placed before full Council in the first instance and only referred to Committee should further investigation or information be required.”

**1.15 Councillor Laptops**

Comment: Delete the words “down value or” in point 1.

Delete the last two paragraphs; “The written down value of the equipment is to be calculated as the purchase price less depreciation. The depreciation rate is 33% per year (straight line method).

If a piece of equipment has been fully depreciated and or the lease expires then the council member may elect to keep the equipment at no cost.”

***Section 2 – Council Staff***

**2.3 Staff Telephone Allowances**

Comment: Point 6, replace “local” with “all”

**2.4 Retirement/Resignations of Employees Council Gift**

Comment: Last paragraph; replace “\$30” with “\$15”.

**2.12 Re-Location Expenses**

Comment: Increase allowance from \$4,000 to \$5,000.

**2.14 Volunteer Management**

Comment: Delete the words “Shire Staff” under the heading “Scope”.

***Section 3 – Administration, Finance and Borrowing***

**3.11 Differential Rating Checklist**

Comment: Remove this policy. This is driven by the Local Government Act 1995.

**3.15 Group Rating**

Comment: Group rating is determined by Landgate not Council.

**Section 5 – Recreation and Culture**

**5.10 Aboriginal Cultural Protocols and Practices Policy**

Comment: Insert “The **Welcome to Country** ceremony should, where possible, be undertaken by Elders or locally recognised Aboriginal community spokesperson. Generally it will offer participants local Aboriginal history and cultural information and will go on to welcome the people to the country. **Smoking Ceremonies** are conducted by Aboriginal people with specialised cultural knowledge. The ceremony aims to cleanse the space in which the ceremony takes place. These ceremonies are usually only performed at major events.”

It would appear that these words were omitted in error when last reviewed in 20 July 2010.

***Section 7 – Engineering and Transport***

**7.7 Provision of Vehicles to Council Staff**

Comment: Delete the words “Fairlane/Statesman” and insert “Caprice or similar”.

Delete “Crew Cab Utility or Wagon” and insert “Ford Territory/Holden Captiva”

Delete “Sedan (eg. Falcon/Commodore)” and insert “Ford Territory/Holden Captiva”.

Insert “Executive Manager of Corporate and Community Services Standard – Ford Territory/Holden Captiva.”

**Statutory/Policy Implications**

Local Government Act 1995 – Division 2 Section 2.7 “The Role of the Council”

**Financial Implications**

Nil

**Officers Recommendations**

*That Council endorse the amendments to the Shire of Merredin Policy Manual as outlined at Attachment 13.2A*

**31058**

Moved: Cr Anderson

Seconded: Cr McFarlane

**Resolution**

*That Council endorse the amendments to the Shire of Merredin Policy Manual as outlined at Attachment 13.2A but also include the following:*

*2.3 - Staff Telephone Allowance – update staff position names.*

*3.15 – Group Rating: Delete policy*

*5.11 – Aboriginal Protocols and Policies Practices – amend policy number to 5.10 and include the words “Acknowledgement of Country is a way to show respect”.*

*7.7 – Provision of Vehicles to Council Staff – to include the words “or similar” in all categories.*

**CARRIED 9/0**

13.3 **REGIONAL ECONOMIC DEVELOPMENT STRATEGY – CALL FOR NOMINATIONS**

<b>Reporting Department:</b>	Administration
<b>Reporting Officer:</b>	Greg Powell – Chief Executive Officer
<b>Legislation:</b>	Local Government Act 1995
<b>File Reference:</b>	
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	Economic Development Australia (Powerpoint Presentation) WE-ROC Economic Development Workshop Survey Monkey

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**Background:**

The matter of developing a regional economic development strategy across the central and eastern Wheatbelt was considered at the WE-ROC Council meeting held in Westonia on Wednesday 27 June 2012, with Council resolving as follows:

*RESOLUTION: Moved: Mr O'Halloran Seconded: Cr Crook*

*That WE-ROC approach Regional Development Australia Wheatbelt and the Wheatbelt Development Commission to conduct a workshop with the aim of developing a regional economic development strategy for the central and eastern Wheatbelt.*

*CARRIED*

Held over two days, Friday 5<sup>th</sup> and Saturday 6<sup>th</sup> October 2012, an Economic Development Workshop attracted 31 registrations, with representation from all WE-ROC's Member Councils. Facilitated by Economic Development Australia (EDA) the workshop was considered successful by all who attended, with a number of recommendations flowing from discussion at the workshop (**Attachment 13.3A**).

A final report (**Attachment 13.3B**) was prepared and considered by WE-ROC Member Councils at a Council meeting held 24 October with the following resolutions:

*RESOLUTION: Moved: Mr O'Halloran Seconded: Cr Strange*

*That WE-ROC receive the Regional Economic Development Strategy Forum Report and that prior to consideration of the report and recommendations it be circulated more widely for comment, including to forum participants and the Wheatbelt Business Network and any comments received together with the report be considered by the WE-ROC Executive at its meeting on Wednesday 28 November 2012.*

*CARRIED*



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The results from the survey were unfortunately poor and it was therefore not possible to obtain any quantitative results as the sample is too low.

At the 28 November 2012 WE-ROC Council meeting the following resolution was reached:

*RESOLUTION:      Moved: Greg Powell                      Seconded: Jamie Criddle*  
*That the WE-ROC Executive recommend to the WE-ROC Council that:*

1. *WE-ROC adopt the recommendations contained within the report prepared by Economic Development Australia for WE-ROC following the economic development workshop held in Merredin on 5-6 October 2012;*
2. *WE-ROC determine the status of all government studies currently being undertaken across the Wheatbelt that may impact upon the future economic development of the region; and*
3. *Member Councils nominate two business people from within their communities to participate in an informal meeting to progress discussions on economic development across the region. Nominations for the WE-ROC facilitated meeting should be provided to the Executive Officer prior to the WE-ROC Council meeting to be held on Wednesday 27 February 2013.*

CARRIED

**Comment**

Council may wish to consider drawing upon those community members who have consistently participated in not only the Economic Development Workshop but also the Community Consultation Workshops held previously.

Council should also be mindful of nominating from more than one sector of the business community.

**Statutory Implications**

Nil

**Financial Implications**

Nil

31059

Moved: Cr Hooper

Seconded: Cr McFarlane

**Officer's Recommendation**

***That Council nominates two business people from within the community to participate in an informal meeting to progress discussions on economic development across the region and that the nominees be communicated to the WE-ROC Executive Officer before the 27 February 2013.***

CARRIED 9/0

13.4 **MRC&LC – FEES & CHARGES REGARDING KITCHEN USAGE**

<b>Reporting Department:</b>	MRC&LC
<b>Reporting Officer:</b>	Rebecca Hutton
<b>Legislation:</b>	Local government Act 1995
<b>File Reference:</b>	
<b>Disclosure Of Interest:</b>	Nil
<b>Attachments:</b>	Nil

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**Background**

In December Council considered a new fee structure for usage of MRC&LC facilities by clubs, resolving to abolish the incumbent individual membership fee and adopt the user paid methodology presented in the *'draft' Proposed fee structure for MRC&LC* document.

**31022**

Moved: Cr D Morris

Seconded: Cr McFarlane

Resolution

- 1. That the new fee structure for the MRC&LC as outlined in the 'proposed fee structure for the MRC&LC' from the winter 2013 season be adopted.***
- 2. That the fees be charged to clubs and/or associations after the third playing date when fixtures and training dates are finalized and seasonal facility usage is known.***
- 3. That the new fee structure be advertised***

**Carried 6/1**

**Comment**

After talking to some clubs it appears there is a slight anomaly in the document with reference to the 'use of the kitchen' for the purpose of 'not for profit' players meals (including morning/afternoon teas). The document only stipulates 'Kiosk' use of \$10 per usage.

Currently, clubs and associations have free use of the kitchen for the purposes of 'players meals' and 'canteen' during the fixtured season, and pay \$10 per hour for use for fund raising events, which is outlined in Councils schedule of Fees & Charges.

Many of the clubs have numerous player meals over the course of their fixtured season where players will only pay for the cost of the meal or it is provided free of charge by the club and/or members. In the past, clubs have utilised the kitchen to prepare food on these occasions without incurring a fee, under the proviso that the kitchen area is cleaned after use and centre equipment (urns, crockery & cutlery) is also cleaned and put away. Many clubs have player's meals in addition to a kiosk (or canteen).

**Statutory Implications**

Nil

**Financial Implications**

There would be a small financial benefit to charging clubs usage of the kitchen for 'not for profit' meals.

**31060**

Moved: Cr D Morris

Seconded: Cr Wallace

**Officer's Recommendation**

*That Council endorse the new fee structure for the MRC&LC to incorporate a 'players meals (not for profit) – Free of charge' clause.*

**CARRIED 9/0**

13.5 **COUNCILLOR WORKSHOP - OUTCOMES**

<b>Reporting Department:</b>	Administration
<b>Reporting Officer:</b>	CEO
<b>Legislation:</b>	Local Government Act 1995
<b>File Reference:</b>	
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	Correspondence – State Heritage Office

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**Background**

A workshop/briefing session was held on 29 January 2013 to discuss initiatives to be taken in response to the Community Plan outcomes. A number of issues were raised which are dealt with below both for actions and for information.

**Comment**

**Economic Development**

This agenda includes an item addressing regional development on a sub-regional/ROC basis. It would make some sense to link the two issues by way of common appointments. It is also believed that the WDC will be undertaking economic development planning over the eastern Wheatbelt some time in 2013 which could also influence any decision in this regard.

At the workshop, there was a consensus that a Merredin economic development group be formed by way of calling for expressions of interest to form a group to develop the issues outlined in the Community Plan.

**Heritage**

There appeared to be a consensus on calling a meeting of those interested in heritage issues to further the matters identified at the earlier meeting.

Attached (**Attachment 13.5A**) is information from the State Heritage Office advising of a new approach to heritage advisory services which could prove valuable in developing a strategy for heritage protection rather than relying on a piecemeal approach.

**Accommodation**

A number of matters were touched on. Additional short stay accommodation is being addressed by the private sector.

Staff are pursuing the confirmation of Merredin as an RV friendly town although there was some discussion about the location of the RV dump point. Staff are continuing with the adopted proposal to locate it on PTA land.

Aged accommodation is being addressed through the avenues of CEACA, SIHI, extensions to Merritville with the opportunity to construct additional housing

on the old North Merredin Primary School site awaiting State Government action.

**Staff Housing**

Comment was made about the appearance of staff housing and more particularly the garden areas and surrounds. Action will be taken at an administration level to address this.

**Townsite Appearance – Residential**

There was some discussion around increasing the general amenity and appearance of the residential areas. Some of this has been addressed in the Community Plan which sees an accelerated renewal and consolidation programme for roads and pathways. Other initiatives were linked to rates incentives and the capital works programme requiring some effort on the part of residents to upgrade/maintain their houses before Council commits to its works programme.

**Kerbside Collection**

There is a provision in the current budget to undertake this in the current year. Arrangements will be made to ensure sufficient plant and staff are available after the construction programme has been completed for this to occur. It will be advertised widely.

**No. 4 Pump Station**

There have been a number of attempts to find a viable use for this building but without success. The National Trust has declared the building a “stabilised ruin” and discussions with representatives of the Trust indicate there is little interest in progressing anything further. A search of Council’s asset register would indicate that Council does hold title to the land or building.

**Water Tower**

A search of Council’s records indicates little information on the tower apart from its listing as a heritage building some years ago. An amendment to the lease with PTA removed the requirement for it to be removed on expiry of the lease but it would appear that Council remains responsible for its maintenance. Work is continuing at a staff level to obtain further information.

**Statutory/Policy Implications**

Nil

**Financial Implications**

Nil at this time.



13.6 **MRC&LC – COLLGAR COMMUNITY FUND APPLICATION**

<b>Reporting Department:</b>	Administration
<b>Reporting Officer:</b>	CEO
<b>Legislation:</b>	Local Government Act 1995
<b>File Reference:</b>	
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	Sketch and Estimates

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**Background**

During informal discussion it was suggested that the area outside the bar area at the MRC&LC could be enclosed to provide an outdoor facility to service spots using the about-to-be completed synthetic surface and to generally provide additional as well as outdoor space.

As the Collgar Community Fund should have in the order of \$150,000 (plus CPI) available from January 2013, it was suggested that an application be submitted.

**Comment**

There is no formal application process or timelines for projects to be considered under this Fund. In the past, however, a requirement that they be endorsed by Council has been required.

At **Attachment 13.6A** Councillors will find a concept sketch together with costing estimates for a “cover” over the existing outdoor area.

Comment is sought on the sketch is requested prior to costings being confirmed and endorsement of the project is requested.

**Statutory/Policy Implications**

Nil

**Financial Implications**

Nil. It is anticipated that the entire project cost will be met from the Fund.

**Officer’s Recommendation**

- 1. That Councillors provide comment on the concept sketch for the outdoor area of the MRC&LC.***
- 2. That the final concept be tabled at the Sports Council meeting to be held on 25<sup>th</sup> February, 2013.***
- 3. That the project be endorsed and submitted by way of formal application to the Collgar Community Fund.***

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**31064**

Moved: Cr M Morris

Seconded: Cr Anderson

**Resolution**

*That the concept plan be referred back to staff to re-cost a proposal to cover an extended area.*

**CARRIED 9/0**



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13.7 **REGIONAL SPORT & RECREATION FACILITIES PLAN – 2013/14 PROGRAMME**

<b>Reporting Department:</b>	Administration
<b>Reporting Officer:</b>	CEO
<b>Legislation:</b>	Local Government Act 1995
<b>File Reference:</b>	
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	WE-ROC Sport And Recreation Facilities Plan

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**Background**

At the WEROC Executive Meeting held on 25 July 2012, it was resolved:

*RESOLUTION: Moved: Mr O'Halloran Seconded: Ms Piccolo*

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*That:*

- 1. The WE-ROC Regional Sport and Recreation Facilities Plan be seen as a informing document and not one that mandates recreation facilities planning across Member Councils;*
- 2. WE-ROC Council request that individual Member Councils review the WE-ROC Regional Sport and Recreation Facilities Plan to prioritise projects with advice to the Executive Officer on the prioritisation of projects for consideration by the WE-ROC Executive at its March 2013 meeting;*
- 3. WE-ROC Council consider the projects submitted by each Member Council at the April 2013 meeting; and*
- 4. Following consideration of projects to be put forward for funding by the Department of Sport and Recreation at the April 2013 Council meeting, WE-ROC amend the WE-ROC Regional Sport and Recreation Facilities Plan to reflect any changes made to the Plan.*

*CARRIED*

In order to satisfy the requirements of the above there are a number of actions for Council to consider. These are dealt with below.

**Comment**

It is somewhat disappointing that the document was not seen as a consolidated and adopted planning document for the region but rather an informing document. It is believed it loses some strength as a lobbying tool because of this in that it does not send a message of regional planning and consolidation. However, it has some value in demonstrating that the region has attempted to look at the regional requirements and some sort of priority for the provision of new and refurbished facilities.

A summary of the Plan can be found at **Attachment 13.7A**. It may be opportune to review the projects and priorities at this point in time and update the Plan. The pool project as envisaged has attracted funding and will be completed by the end of the current financial year. A project not included is the replacement of the bowling greens which should be undertaken as soon as practicable.



**14.0 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

**15.0 QUESTIONS BY MEMBERS FOR WHICH DUE NOTICE HAS BEEN GIVEN**

**16.0 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION**

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**16.1 GOOMALLING-MERREDIN AND GOLDFIELDS ROADS INTERSECTION –  
APPROVAL FOR RESUMPTION**

<b>Reporting Department:</b>	Administration
<b>Reporting Officer:</b>	CEO
<b>Legislation:</b>	Land Administration Act
<b>File Reference:</b>	
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	

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**Background**

Correspondence and plans have been received from MRWA outlining the resumption of private land and plans for the reconstruction of the intersection of the Nungarin Road and Goldfields Road.

**Comment**

The correspondence is self-explanatory and is at **Attachment 16.1A** together with plans of the works and signed agreement from adjoining land owners agreeing to the resumption of land.

The matter is deemed urgent as the works can be commenced soon and completed before the next harvest.

**Statutory/Policy Implications**

Nil

**Financial Implications**

There are no financial implications for Council at this time. The works were the subject of a Black Spot Fund application in 2009/10 with total cost of works being approximately \$500,000 with Council meeting a third of the cost. These estimates will need to be reviewed.



17.1 Staff - Chief Executive Officer – Performance Appraisal - 2012

**Officer's Recommendation**

***That Council:***

- 1. Receives the Chief Executive Officer's annual Performance Review report for the review period 14 January 2012 to 13 January 2013, and endorses the rating of 'Satisfactory'.***
- 2. Adopts the draft Key Result Areas and indicators for 2013.***
- 3. Schedules the next review of performance to be completed by the end of January 2014.***

**31071**

Moved: Cr Hooper

Seconded: Cr Hayes-Thompson

**Resolution**

***That Council:***

- 1. Receives the Chief Executive Officer's annual Performance Review report for the review period 14 January 2012 to 13 January 2013, and endorses the rating of 'Satisfactory'.***
- 2. Adopts the draft Key Result Areas and indicators for 2013.***
- 3. Offers option 2 as outlined in the Remuneration Report to the CEO.***
- 4. Schedules the next review of performance to be completed by the end of January 2014.***

**CARRIED 8/1**

**18.0 CLOSURE**

There being no further business the Shire President declared the meeting closed at 6.11pm.