



Western Australia

Minutes of the Ordinary Meeting of the Murchison Shire Council,
held in the Council Chambers, Carnarvon Mullewa Road, Murchison,
On Friday **18 March 2016**, commencing at 10.02 am.

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1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The President declared the meeting open at 10:02am

2. RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE

President Mark Halleen
Deputy President R Foulkes-Taylor
Cr Simon Broad
Cr Andrew Whitmarsh
Cr Miles Williams
CEO Dianne Daniels

Leave of Absence
Cr Emma Foulkes-Taylor

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil.

4. PUBLIC QUESTION TIME

Nil

4.1 Standing Orders

Council Decision:

Moved: Councillor Williams

Seconded: Councillor Broad

That the following Local Law-Standing Orders 2001 be stood down:

- 8.2 Limitation on the number of speeches
- 8.3 Duration of speeches

Carried

For: 5

Against: 0

5. NEXT MEETING

15th April 2016

6. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

7. NOTICE OF ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS

Nil

8. CONFIRMATION OF MINUTES

8.1 Ordinary Meeting of Council – 19 February 2016

Background:

Minutes of the Ordinary Meeting of Council have previously been circulated to all Councillors.

Recommendation:

That the minutes of the Ordinary Council meeting held on 19th February 2016 be confirmed as an accurate record of proceedings

Voting Requirements:

Simple majority

Council Decision:**Moved: Councillor Whitmarsh****Seconded: Councillor Williams**

That the Minutes of the Ordinary Council meeting of 19th February 2016 be confirmed as an accurate record of proceedings.

Carried**For: 5****Against: 0****9. ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION***Nil***10. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS**

Mr Paul Rosair of NAJA Business Consulting presented two papers to Council;

1. Gravel Pits & Road Reserves - Draft Clearing Policy.

Mr Rosair is of the opinion that the Shire is within its rights to source gravel and undertake works on road reserves, which may or may not involve clearing of native vegetation, without a clearing permit. This position is based on claiming a Schedule 6 clause 1 exemption, with the supporting written law being Section 3.27 and Schedule 3.2 of the Local Government Act 1995.

The DER's position is that a Schedule 6 Clause 1 exemption is for clearing that is required under other laws. The exemption does not allow clearing that is merely permitted or approved by another written law.

2. Strategic Roads Review**BACKGROUND**

In early 2015 a delivery driver from Perth took a short cut to Moorarie Station using the Mileura Mount Hale road, which the shire closed many years prior and as such didn't maintain. The driver broke down and perished in the heat, a coronial hearing into the incident was held. As a consequence Council want to conduct a whole of Shire review of its roads.

SCOPE OF WORKS

The Shire of Murchison would like to undertake a strategic review of its Road assets to rationalise its existing asset base to ensure the optimum use and management of its network and achieve the desirable balance between providing services to road users against the cost of construction, maintenance and renewal of these assets.

It is envisaged that a workshop be conducted with Council (or nominated delegates of Council, relevant Shire staff and a facilitator to review the roads network at a high level and to determine which roads need to be considered further as to their current status and future needs. As an outcome of this workshop a priority list of roads or road sections would be created which would then require further work as highlighted below under the following process.

Once the workshop is undertaken it would be prudent to produce a list of roads in priority order and then follow the Process and considerations outlined below and systematically address one road after another till the allocated budget is exhausted.

PROCESS AND CONSIDERATIONS

Data on closed and dedicated roads is difficult to access as it was initially stored on special analogue maps and index cards which were poorly maintained when the old Department of Land Administration (DOLA) switched to digital maps and digital titles. In remote areas, such as the Murchison Shire, the 'as constructed alignment' does not often match the 'official alignment' shown on Landgate's digital mapping systems.

To determine if a particular road is dedicated or private would require a physical on-site search of Landgate's records (probably by a Landgate employee) and would involve checking the analogue maps and index cards (if they still exist) against the Landgate digital and aerial photography data and any survey plans that may exist.

If it is determined the road is dedicated as a public road (either by gazettal, Ministerial Order or subdivision plan approval) and the Shire wants to legally close that road the shire must first follow a process of advertising, consultation and Council resolution before requesting Department of Lands to prepare and lodge a 'Road Closure Order' at Landgate for registration. If the road is private and the shire wants to dedicate it as public it must follow a similar process of advertising, consultation and Council resolution before asking Department of Lands to prepare and lodge a 'Road Dedication Order' at Landgate for registration. The shire may also need to arrange and pay for a survey of the affected road alignment if a suitable survey does not exist or the 'as constructed alignment' differs from the 'official alignment'.

The Shire may have instigated a similar initiative several years ago but found it far too complex and expensive to continue with. Given the transition of departments and exit of knowledgeable staff in this area since that time, it may be even more difficult now. It may take a workshop involving staff from Dept. of Lands, Landgate and the Shire to establish precisely;

- *What information is required,*
- *What information is available and in what format,*
- *Who is able to provide the information and at what cost,*
- *What current procedures are required to rationalise the status of roads and who is responsible for what steps in the process and*
- *What alternatives may be available to the Shire to address the issues they are facing*

The process of trying to identify all dedicated and undedicated roads within a Shire's boundaries has been attempted on numerous occasions in the past without much success. In most cases it has been a matter of Shire's identifying particular roads they want to do works on, seeking advice on whether the road is dedicated or undedicated and then determining if they want to change the status of the road.

Principally, dedicated roads have been declared public roads, either by a gazette notice under the old system or a 'Road Dedication Order' under the new system, pursuant to either the Land Administration Act 1997 (previously Land Act 1933) or Main Roads Act. Undedicated roads are generally roads constructed through private land (e.g. Pastoral stations) which might be being used by the public but have not been declared public by either of the abovementioned processes.

The local government has powers under the Local Government Act 1996 to temporarily physically close public (dedicated) roads for various reasons (e.g. floods, fires, maintenance, etc.) but only the Dept. of Lands can permanently legally close or Dedicate a road.

Paul Rosair left the meeting at 10:32 am.

The meeting recessed for morning tea at 10:32 am.

The meeting resumed at 10:55 am.

11. ACTION LIST

No	Item	Action	Status
1	Establishment of Working Group for Accident Prevention.	Inaugural meeting held 24 th September. Group established. CEO to organise a phone conference for a mutually suitable time in February/March	New Committee Members elected Nov OCM - Cr Emma Foulkes-Taylor is the new Council Rep along with the CEO. Community Rep Jo Squires – 2 seats vacant, no applicants.
2	Community Project Officer	Inaugural meeting held 24 th September. Group established. Meeting held 11th March 2016 – Report to be presented to meeting today.	Office Extension and pro-rata salaries & wages allowed for in 2015-16 budget. New Committee Members elected Nov OCM -President Halleen and Cr E Foulkes-Taylor are the new Council Reps along with the CEO. Community Rep Paul Squires and Frances Jones

5	Ballinyoo Bridge Tender		Complete – Certificate of Practical Completion Issued. Waiting on final invoices.
6	Cemetery and Remembrance Walk (walk)	Completion of the cemetery and names for the remembrance walk. Community to be contacted to suggest names for inclusion. Community Advisory Group to advise Council on these projects. Meeting organised for Thursday 17th March 2016 at 11am	New CAG Committee Members elected Nov OCM – President Halleen and Cr Whitmarsh are the Council Reps along with the CEO, Works Supervisor and Gardener. Community Reps Nat Broad, Paul Lukitsch, Jo Squires
7	Review of Road Network	Council to conduct a whole of shire road review. Establish roads to be closed/position of roads etc. and work with Landgate and surrounding shires. Full road pick-up has been undertaken by Greenfields and has been finalised – this was mainly to establish correct infrastructure values but will form a good basis from which to start.	Ongoing. Undesignated unsurveyed roads was bought up as a discussion point at the May zone meeting. ACEO, Paul Rosair did some preliminary work on this during January. This will be presented to Council at a Workshop during the March Meeting
8	Development of Draft Drug & Alcohol Policy	CEO to develop a draft Drug & Alcohol Policy to present to council for consideration	The CEO has asked LGIS if they have a pro-forma policy that can be adapted to suit our circumstances. They are currently working in conjunction with WALGA to develop one and it will be available in the short term. The President has forwarded a policy which is a WALGA template. If it is suitable, it refers to a Discipline Policy and a Grievance, Investigations and Resolutions Policy, which we will also need to develop. Yet to be actioned.

Recommendation:

That the Action List be accepted.

The CEO queried the intent of the Action List – how/when were new items added? The meeting responded that Action Items from the Meeting were added to the Action List by the CEO.

Voting Requirements:

Simple majority

Council Decision:		
Moved: Councillor Williams	Seconded: Councillor Whitmarsh	
That the Action List be accepted.		
Carried	For: 5	Against: 0

Cr R Foulkes-Taylor left the room at 11:02 am and returned at 11:04 am.

The Order of Business was changed to address Items 13 through to 16.5.

12. DISCLOSURE OF INTERESTS

Cr r Foulkes-Taylor declared an interest in the following items:

Item 16.5 Budget 2015-16 Review

Financial Interest in that part of the item that relates to the transfer of \$20,000 from Plant & Equipment to Water Bores – may quote on water bores;

Item 16.6 Appointment of Deputy Chief Bush Fire Control Officer

Impartiality Interest – family member nominated;

Item 17.2 Replace Yarra Yarra Crossing

Financial Interest – may quote on crossing.

The meeting returned to correct order and addressed item 16.6

13. REPORTS OF OFFICERS

13.1 Monthly Plant Report – Works Supervisor

February 2016			Hours					YTD	
Plant Item	Year	Rego	1 July '15	Start Hrs/kms	End Hrs/km	Total Month YTD		Operating Costs Plant Fuel	
P.01 JD Grader	2011	MU 121	6236	7108	7280	172	1044	12399.97	18217.97
P.02 Cat Grader 12H	2005	MU 141	12591	13508	13664	156	1073	20684.43	14879.27
P.03 Cat Grader 12M	2008	MU 51	8672	9528	9528	Traded	856	14866.05	14141.34
P15003 JD 6WD Grader	2012	MU121	New Feb	0	129	129	129	0.00	2928.59
P.04 New/H Ford Tractor	2006	MU 380	1831	1892	1894	2	63	893.80	174.33
P.05 Dolly 1-Red	2001	MU 2003	3488	12500	15270	2770	11782	700.30	n/a
P.06 Mitsubishi Canter	2010	01 MU	138805	148323	148323	Traded	9518	19087.30	2512.83
P.07 Nissan UD	2009	000 MU	189658	196041	197273	1232	7615	2051.38	5455.42
P.08 Dolly 2-Black	2000	MU 2009	27654	28006	28006	0	352	1599.51	n/a
P.09 Iveco P/Mover	2003	MU1065	304084	311351	311514	163	7430	4122.32	6181.19
P.10 Iveco Tipper Conv	2004	MU 00	174427	176056	176564	508	2137	6600.12	11374.67
P.11 Komatsu Dozer	1997		475	787	987	200	512	8864.08	13680.38
P.13 Tri-Axle L/L Float	2008	MU 663	0	4849	4849	broken	4849	1984.08	n/a
P.14 No. 2 Float P.14	2001	MU 2004	57198	57198	57198	broken	0	441.12	n/a
P.17 Side Tipper	2001	MU 662	10197	19639	22066	2427	11869	3847.39	n/a
P.18 Side Tipper	2001	MU2010	65459	74290	76716	2426	11257	5330.37	n/a
P.24 30K W/Tanker Trailer	2005	MU 2024	43080	45015	45523	508	2443	5391.04	n/a
P.27 Volvo Loader	2006	MU 65	7088	7483	7614	131	526	9801.9.3	7905.55
P.28 Isuzu Dmax	2009	MU 300	194174	202796	203993	1197	9819	1157.84	1273.93
P.32 Construction Gen			20519	22437	22437	0	1918	1119.13	2918.09
P.33 Maintenance Gen			6371	7732	7780	48	1409	462.25	1250.83
P.34 Generator Perkins		Mechanic	18615	18615	18615	0	0	351.49	0.00
P.35 Generator 1-110kva	2011		19493	21777	22241	464	2748	5881.04	68316.07
P.35 Generator 2-110kva	2011		12221	15299	15450	151	3229		
P.37 Forklift			12268	12354	12369	15	101	250.32	123.80
P.40A Toyota Hilux	2014	MU 1018	26191	44600	46008	1408	19817	2748.66	4151.04
P.41 Cat 938G Loader	2004	MU 193	4940	5113	5178	65	238	1901.26	4151.04
P.43 Bomag Roller	2012	MU1027	2596	2768	2769	1	173	2567.47	2816.93

P.48 Dog Fuel Trailer	1979	MU 2026	0	0	0	0	0	24.08	n/a
P.49 Dog Fuel Trailer	1972	MU 2005	0	0	0	0	0	0.00	n/a
P.54 Isuzu T/Top	2005	MU 1002	156000	168288	168651	363	12651	3800.29	3624.23
P.55 Toyota Prado	2012	MU 0	39649	58703	60701	1998	21052	1441.19	2099.26
P.57 Great Wall	2012	MU 167	43094	51717	52256	539	9162	3819.06	1016.28
P.59 45ft Flat Top	1978	MU2044	0	0	0	0	0	1638.72	n/a
P.60 Mercedes PTV	2004	MU 1009	100695	101743	101805	62	1110	1390.48	92.83
P.61 Kenworth P/Mover	2004	MU 000	50736	63730	67605	3875	16869	9318.05	18336.05
P.63 RAV4	2013	MU 1011	28547	33305	34086	781	5539	2116.72	218.05
P.64 Isuzu Construction	2013	MU 140	63361	81461	87363	5902	24002	11295.66	5926.89
P.65 Generator 9KVA	2013	H/ Maint	4350	5130	5365	235	1015	162.75	1968.16
P.66 Kubota 6kva Gen	2012		6575	8195	8565	370	1990	2458.45	3291.75
P.67 Roadwest S/Tipper	2013	MU2042	33159	44793	46076	1283	12917	2082.52	n/a
P.68 Bomag Padfoot	2013	MU1071	900	1223	1310	87	410	1688.63	6849.66
P.72 Isuzu Fire Truck	2013	MU1068	754	1344	1344	0	590	157.50	278.76
P.73 Toyota Fast Attack	2014	MU1069	at Milly Milly			0	0	245.00	164.27
Caravans				n/a	n/a	n/a	n/a	3351.85	n/a
JD Ride on mower P11076			607	707.7	726	18.3	119	2549.58	217.12

13.2 Works Report – Works Supervisor 14/02/2016 – 12/03/2016

Construction Crew

Construction works on the 4km section just north of the Settlement are progressing well.

The blasting of the 2 crests within this section took place on the 25th and 28th of February.

I would like to say a big thank you to Andrew Whitmarsh for drilling the 686 holes required for these works.

Thanks to Jamie Hislop and also to his crew who were involved in setting up the blasting side of things.

Some of the materials from these two sections was utilised within the job and the remainder was carted away to be used in low sections and for fill over 2 culverts.

All culverts are now in place with just a top up of gravel required in some lower areas along the 4km section and over the blasting (stony) section.

Maintenance Crew

As of the 6th of this month crew have completed grading the Woodleigh-Byro road and are now back on the Carnarvon-Mullewa road to complete a grade up to the north boundary. They will then go onto the Beringarra-Byro road working on all roads in the north of the shire then work south down the Beringarra-Pindar road grading all side roads on their way.

Grids

The grid contractor as of the 9th of March has completed 3 of the 5 new 24ft grids on the Beringarra-Pindar road and is currently working on the 4th.

Expressions of interest will be called for shortly for the works required on the approaches to these grids plus clean-up of old grid material.

Staff Leave

Brian- 29th February 3hrs + 1 March off. 4th March RDO

Glen - 10th March off

Works Supervisor General

15th Feb – Inspection of Heavy Maintenance works + 4hrs at construction site.

16th Feb – All day on construction site – pegging.

17th/18th Feb - Construction site - roller 10hrs pegging 8hrs

20th Feb - Construction site - 8hrs grader

21st Feb (Sunday) - Construction site 4hrs grader + 2 hrs pegging

22nd Feb - Inspection of Heavy Maintenance + road insp/meeting with crew doing work for MRO.

24th Feb - Construction site - 7hrs grader

25th Feb - Construction - 7hrs grader + 3 hrs pegging

26th Feb - Construction - 7.7hrs dozer + drilling holes

27th Feb - Construction - 5hrs

2nd March - Meeting plus flood damage road inspection with contractor in the south.

3rd March - Meeting plus flood damage road inspection in the north

Apologies about the short report - very busy month.

ROADS GRADED 13 FEBRUARY 2016 - 12 MARCH 2016

Name	Length of Road	SLK's Graded this month	Heavy Maintenance	Comments
Beringarra /Pindar	319.80km			
Beringarra /Pindar				
Erong	63.12km			
Beringarra/Byro	90.89km			
Twin-Peaks/Wooleen	47.65km			
Boolardy/Kalli	57.30km			
Byro/Woodleigh	71.00km	71km		
New Forrest/Yallalong	36.18km			
McNabb/Twin-peaks	49.75km			
Yallalong-West	34.46km			
Mileura/Nookawarra	49.08km			
Muggon	38.75km	38km		
Manfred	34.55km			
Beringarra/Mt Gould	34.80km			
Tardie/Yuin	13.20km			
Innouendy	9.30km			
Boolardy Homestead	2.00km			
Yunda Homestead	32.80km			
Meeberrie Woolleen	25.22km			
Mt Wittenoom	37.55km			
Woolleen/Mt Wittenoom	33.85km			
Beringarra Cue	109.82km			
Boolardy Wooleen	19.08km			
Kalli Cue East	21.87km			
Coodardy Noondie	19.92km			
Butchers Track	64.54km			
Butchers Muggon	23.80km			
Murchison Settlement	2.00km			
Coolcalalaya road	36km			
Carnarvon-Mullewa	278.63km	50km		

Mt Narryer	3km		3km		
Woolgorong-South	15.00km				
Errabiddy Bluff	12km				
Air strip Graded					

Total of roads graded this month 162km

Recommendation:

That the Work’s Supervisor’s report be accepted.

There was a discussion regarding the response from CSIRO regarding the maintenance on the Beringarra Pindar Road and their agreement with Horizon Power to negotiate maintenance with the Shire rather than with CSIRO. Members were not happy with the response and asked that the CEO respond, reiterating that the Shire wishes to negotiate maintenance with one entity only – CSIRO. Also, reiterate the need to re-negotiate the Deed of Covenant for the Maintenance of the Beringarra Pindar Road, due to changed circumstances.

The CEO left the room at 11:15am and returned at 11:18 am.

Cr Broad queried if all the Beringarra Pindar Road was being graded under flood damage, with the CEO responding that the works were patchy.

President Halleen noted that many of the grids that were currently being replaced did not have fences running up to them. He proposed that the grids be replaced with a fence run on either side of the road, similar to that at the entry to the Settlement, except at boundaries, where grids would be installed. If the grid program was dropped, then there would be enough money to do the concrete walls on the crossings.

Councillors Broad & Williams were not in favour of the box fencing, noting that our grid program on the Beringarra Pindar Road should probably be finished next financial year. It was suggested that a letter be sent to ratepayers asking them what grids could be removed and letting them know that this was because, technically they could only cart stock with a single trailer as the B-P Road had no RAV rating. The removal/widening of grids was for the purpose of obtaining a RAV rating.

Cr Broad also queried the sense of installing grids on Boolardy when it was being de-stocked – all for box fences there.

Voting Requirements:

Simple majority

Council Decision:		
Moved: Councillor Broad	Seconded: Councillor Whitmarsh	
That the Work’s Supervisor’s report be accepted.		
Carried	For: 5	Against: 0

13.3 Ranger Report – Canine Control

Details to report

I attended Murchison on Friday 4 and Saturday 5 March 2016. The cat and dog registration files need to be checked for compliance and accuracy. In the past the files have been updated regularly are well maintained and in good order. The reason for maintaining the accuracy of the files is to comply with local government regulations.

Patrols were conducted during Friday evening and early Saturday morning. During the evening, traps were set and monitored. Three large feral dogs from the Pia Wadjarri Community were trapped and destroyed. The following morning, I attended and conducted patrols in and around the community.

Several residents asked if I could get rid of some kittens and unwanted pups. The animals were collected, removed from the community and destroyed.

There were no other complaints or requests from the community. During my travels from Gascoyne to Murchison, one wild cross breed wild dog was sighted and destroyed. This was approximately 80km East of Gascoyne. I also attended Bilung Pool and did a security check.

Recommendation:

That the Rangers report be accepted.

Voting Requirements:

Simple majority

Council Decision:

Moved: Councillor R Foulkes-Taylor

Seconded: Councillor Whitmarsh

That the Ranger's report be accepted.

Carried/Lost

For: 5

Against: 0

14. ANNOUNCEMENTS CONCERNING MEETINGS ATTENDED

14.1 Shire President

Nil

14.2 Councillors

Cr Broad

Attended a State Council Meeting in May. Elections were held for President/Deputy President, with the incumbents being returned.

The Main things that came out of the meeting were:

CEO review – passed with flying colours;

Alison Hailes, 20 years in Planning & Communities has moved on to be CEO of Urban Development Institute Australia (UDIA);

Changes to gift & travel disclosures:

- *onerous;*
- *WALGA meeting with government & opposition;*
- *Local Government now more heavily scrutinised than other layers of government.*

CR Williams gave the example that if Cr Broad helped him on the station for three days labour, then he, Cr Williams, would need to declare that as a gift within 10 days.

Cr Broad gave another example – if the gardener as a member of a Working Group receives a gift, he needs to declare it within 10 days.

And another – if Councillors receive a gift today of \$100, then in 10 months receive another \$150 from the same source, then the gift would need to be declared as it is over \$200 in a 12 month period.

President Halleen asked for his congratulations to be passed onto the President and Deputy President on their re-election.

Cr Whitmarsh

No meetings attended.

Cr R Foulkes-Taylor

No meetings attended.

Cr M Williams

No meetings attended.

15. REPORTS OF COMMITTEES**15.1 Bridge Opening Committee**

Report to be presented to Council by Chair – Mark Halleen.

President Halleen gave a brief overview of the Committee Meeting, held Friday 11 March 2016, noting that the Committee want to change the date for the opening to the 10th of September, to have more time to organise what could be a big event.

Chris Paterson of Palassis Architects gave a presentation on the interpretation of the old span, discussing steps to the rear to give the Public walking access to the span; a footpath linking the span to the river; signage; caravan parking to the south of the span; setting up areas of shade and seating. Chris to revise presentation after visiting site and discussions with Council and to prepare cost estimate.

The Committee had agreed on a long table lunch over the bridge, with possibly ICPA or another community group doing the catering. Minister Redman to be notified of the date change. Cr Broad had suggested that all cars with MU plates from say 1-10 or 1-15 be lined up sequentially under the bridge, with invitees lined up on the bridge for a group photo.

Cr Broad noted that it had been a productive meeting and Chris's work to preserve the heritage span was well received. Cr Williams was concerned that the span was still in the flood plain, with Cr Broad noting that the span was sitting on solid concrete foundations

Invitations would be sent to community past and present; councillors past and present; CEO's past & present; CEO & President of neighbouring Shires; representatives of the MWDC and numbers could range up to 200.

The next meeting was set for the 1st of April.

15.2 Project Officer Working Group

Report to be presented to Council by a Committee Representative in the absence of the Chair (Cr Emma Foulkes-Taylor).

The CEO gave a report of the meeting, held Friday 11 March 2016, to Council.

CR E Foulkes-Taylor had been elected Chair unopposed. No Deputy was elected.

*The role of the Project Officer was defined as:
Secretarial work for community groups if required;
Community development;
Identify roles from Gascoyne Murchison Tourism Inc that are relevant to the community;
Social media/tourism;
Grant applications; project management; grant reporting and acquittals.*

In regard to funding the position, if there was no funding from external sources, Council would need to make a commitment to permanently fund the position out of general revenue. President Halleen suggested that the officer be encouraged to apply for (and win) small grants that would benefit the community by offering a commission over and above a base salary.

President Halleen was keen to have the Project Officer located at the proposed Interpretive Centre, but the rest of the meeting disagreed with that as it would tie the officer to the Settlement and isolate them from the other staff, leading to a break-down in communication.

The Working Group agreed that it would be a full-time (ie 38 hours per week) position for an employee rather than a contractor ie someone who would live in the Settlement and help develop community.

There was a discussion as to when the Project Officer would be employed with an agreement that it should be as soon as possible. Some members were keen to establish a temporary office if need be to locate the officer until the main office extensions were completed. Temporary site offices were going cheaply at the moment at auction.

Several recommendations came out of the meeting, but as the CEO had not had a chance to write up the minutes, they would be brought to the April OCM.

Cr Broad voiced his concern about putting in temporary structures when we need permanent ones.

15.3 Plant Working Group Meeting

Cr R Foulkes-Taylor reported on the meeting of the Plant Working Group that had been held at 7:30 pm Tuesday 15th March, 2016.

He noted that there were no recommendations from the meeting.

The WG were getting prices on a new float with manual rather than hydraulic wideners – budget \$165k, trade \$30k.

He noted that it had been suggested that the oldest tri be kept as flat top trailer for maintenance.

The CEO noted that now that a Deputy had been recruited, that she would progress the trade of the RAV for a new Prado.

15.4 Community Advisory Group Meeting

Cr Whitmarsh reported on the Community Advisory Working Group Meeting held on Thursday 17th March, 2016.

Cr Whitmarsh was elected as Chair and Ryan Prow as Deputy Chair – both elected unopposed.

The meeting discussed the cemetery and pathways; signage and information bays, including map of area at the Roadhouse – perhaps an aerial photo of the Settlement projected onto tin.

RP brought up the issue that the lawn at the Sports Club was higher than the surrounding paving – the meeting thought it would be better to lift the paving than verti-mow the lawn, as reticulation may be damaged.

BW suggested bitumising the roads in the Settlement to keep the dust down, starting with the road from the Roadhouse to the Depot.

The interpretive Centre was an item on the agenda, but was left to lay on the table until after the Community Workshop that afternoon.

The meeting agreed that Council should write to DPAW requesting that they restore and maintain the Outcamp at Errabiddy Bluff.

President Halleen suggested that we may need another ablution block at the caravan park as they get very busy during the tourist season. CEO suggested revamping the ablutions at the sports Club and directing the overflow to them using signage and footpath.

The meeting closed for lunch at 12:32pm.

The meeting reconvened at 1:21 pm

16. FINANCE**16.1 Financial Activity Statements February 2016**

These will be presented to council as a late item – a last minute issue was discovered with the plant recoveries.

16.2 Accounts Paid during the period since the last list was adopted/endorsed by Council

File:	4.37.1
Author:	Dianne Daniels – Chief Executive Officer
Interest Declared:	No interest to disclose
Date:	14 th March 2016
Attachments:	EFT & Cheque Details for February 2016

Matter for Consideration:

Endorsement of accounts paid during the month of February 2016.

Background:

If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, then the CEO is to prepare a list of accounts paid by the CEO during the month to present to Council.

Comment:

Payments made during the month of February 2016 are attached.

Statutory Environment:

Local Government (Financial Management) Regulations 1996

Regulation 13 states:

- (1) If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared —
 - (a) the payee's name; and
 - (b) the amount of the payment; and
 - (c) the date of the payment; and
 - (d) sufficient information to identify the transaction.
- (3) A list prepared under sub regulation (1) or (2) is to be —
 - (a) presented to the council at the next ordinary meeting of the council after the list is prepared; and
 - (b) recorded in the minutes of that meeting.

Strategic Implications:

None

Policy Implications:

None

Budget/Financial Implications:

Payment from the Municipal and Trust and Reserve Bank Accounts.

Sustainability Implications:

- **Environmental:**
There are no known significant environmental considerations
- **Economic:**
There are no known significant economic considerations
- **Social:**
There are no known significant considerations

Consultation:

Moore Stephens

Mid West Financial Services

Recommendation:

That the accounts as per the attached Schedule presented to this meeting totalling \$1,981,678.98 which includes \$1,115,709.69 of intra account transfers for the month of February 2016, be endorsed by Council.

Voting Requirements:

Simple majority

Cr Broad queried the refund to Candice Smith. The CEO explained that it was an overpayment by CS that had been sitting as a credit for some time and so was refunded to clear it from the ledger.

Council Decision:

Moved: Councillor Broad

Seconded: Councillor Whitmarsh

That the accounts as per the attached Schedule presented to this meeting totalling \$1,981,678.98 which includes \$1,115,709.69 of intra account transfers for the month of February 2016, be endorsed by Council.

Carried

For: 5

Against: 0

16.3 Accounts Paid During December 2015

File:	4.37.1
Author:	Dianne Daniels – Chief Executive Officer
Interest Declared:	No interest to disclose
Date:	12 th March 2016
Attachments:	EFT & Cheque Details for December 2015; Record of Reversed Transactions

Matter for Consideration:

Endorsement of accounts paid during the month of December 2015.

Background:

If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, then the CEO is to prepare a list of accounts paid by the CEO during the month to present to Council.

The December Payments were presented to Council at the February OCM. However, several descriptions weren't lining up with the correct creditors on the spreadsheet and so the Payments were left to lay on the table until a check had been made. On checking, it was found that there were eight payments to the value of \$9,485.68 that had been reversed in December, including the ones with the incorrect descriptions.

These have now been removed from the spreadsheet, with the resultant reduction in payments of \$9,485.68.

Comment:

Revised Payments made during the month of December 2015 are attached.

Statutory Environment:

Local Government (Financial Management) Regulations 1996

Regulation 13 states:

- (1) If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared —
 - (a) the payee's name; and
 - (b) the amount of the payment; and
 - (c) the date of the payment; and
 - (d) sufficient information to identify the transaction.
- (3) A list prepared under sub regulation (1) or (2) is to be —
 - (a) presented to the council at the next ordinary meeting of the council after the list is prepared; and
 - (b) recorded in the minutes of that meeting.

Strategic Implications:

None

Policy Implications:

None

Budget/Financial Implications:

Payment from the Municipal and Trust and Reserve Bank Accounts.

Sustainability Implications:

- **Environmental:**
There are no known significant environmental considerations
- **Economic:**
There are no known significant economic considerations
- **Social:**
There are no known significant considerations

Consultation:Moore Stephens
Mid West Financial Services**Recommendation:**

That the accounts as per the attached Schedule presented to this meeting totalling \$3,225,367.93 which includes \$1,853,141.51 of intra account transfers for the month of December 2015, be endorsed by Council.

Voting Requirements:

Simple majority

Council Decision:**Moved: Councillor Whitmarsh****Seconded: Councillor R Foulkes-Taylor**

That the accounts as per the attached Schedule presented to this meeting totalling \$3,225,367.93 which includes \$1,853,141.51 of intra account transfers for the month of December 2015, be endorsed by Council.

Carried**For: 5****Against: 0****16.4 Accounts Paid During January 2016**

File:	4.37.1
Author:	Dianne Daniels – Chief Executive Officer
Interest Declared:	No interest to disclose
Date:	12 th March 2016
Attachments:	EFT & Cheque Details for January 2016

Matter for Consideration:

Endorsement of accounts paid during the month of January 2016.

Background:

If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, then the CEO is to prepare a list of accounts paid by the CEO during the month to present to Council.

The January Payments were presented to Council at the February OCM. However, it appeared that a payment to Truckline on the 21st of January had already been paid in December and so the Payments were left to lay on the table until a check had been made. On checking, it was found that the payment made to Truckline in December was one of the reversals mentioned at Item 16.3 and so the January 2016 payments are now presented with no change to the payment value. Several descriptions have been extended to capture all expenditure.

Comment:

Payments made during the month of January 2016 are attached.

Statutory Environment:

Local Government (Financial Management) Regulations 1996

Regulation 13 states:

- (1) If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared —
 - (a) the payee’s name; and
 - (b) the amount of the payment; and
 - (c) the date of the payment; and
 - (d) sufficient information to identify the transaction.
- (3) A list prepared under sub regulation (1) or (2) is to be —
 - (a) presented to the council at the next ordinary meeting of the council after the list is prepared; and
 - (b) recorded in the minutes of that meeting.

Strategic Implications:

None

Policy Implications:

None

Budget/Financial Implications:

Payment from the Municipal and Trust and Reserve Bank Accounts.

Sustainability Implications:

- **Environmental:**
There are no known significant environmental considerations
- **Economic:**
There are no known significant economic considerations
- **Social:**
There are no known significant considerations

Consultation:

Moore Stephens
Mid West Financial Services

Recommendation:

That the accounts as per the attached Schedule presented to this meeting totalling \$1,534,844.80 which includes \$800,305.34 of intra account transfers for the month of January 2016, be endorsed by Council.

Voting Requirements:

Simple majority

Council Decision:		
Moved: Councillor Broad	Seconded: Councillor Whitmarsh	
That the accounts as per the attached Schedule presented to this meeting totalling \$1,534,844.80 which includes \$800,305.34 of intra account transfers for the month of January 2016, be endorsed by Council.		
Carried	For: 5	Against: 0

16.5 Budget 2015-16 Review

File:	2.4
Author:	Dianne Daniels
Interest Declared:	No interest to disclose
Date:	14/03/2016
Attachments:	Budget Review

Matter for Consideration:

Review the 2015-16 Budget based on financial performance between 1 July 2015 and 29 February 2016.

Background:

As required by the Local Government Act 1995, Council adopted a budget for the 2015-16 financial year based on forward plans and best estimates at the time. According to the Local Government (Financial Management) Regulations 1996, each year, between 1 January and 31 March, a local government is to carry out a review of its annual budget for that year, considering its financial performance for at least the first six months of the year, its position at the date of review and its forecast position to the end of the financial year.

Comment:

Major variances and suggested amendments are summarised below:

Infrastructure Roads:

1. The CSIRO Road Account funds were not transferred into Reserve when received and have been treated as Carried Forward Funds over successive years. In 2015-16 \$309,365 was carried forward but only \$143,685 was budgeted to be spent on the Beringarra Pindar Road, leaving \$165,680 which was unwittingly allocated to be spent elsewhere. Expenditure needs to be reduced so that the \$165,680 can be transferred to Reserve;
2. Roads to Recovery 2015-16 receipts were reduced by \$181,522, which was 2014-15 unspent due to delays with the commencement of the Ballinyoo Bridge;
3. Roads to Recovery funds have increased for the five year period from 2014-15 to 2018-19 by \$1,254,006 due to changes to the Fuel Excise. I have been able to use some of those funds this year to increase the expenditure on the Bullardoo by-pass by \$95,000 (the job is \$56,000 over budget, with bitumising still to be done) and have been authorised to put \$183,996 towards bitumising south of the Ballinyoo Bridge to support the variation of R4R funds;
4. A final invoice for \$54,086 for the Drainage works on the Beringarra Pindar Road, (job budgeted in the 2014-15 year) was received in 2015-16 and not accrued (NB: the job came in slightly under its original budget).

Plant & Equipment:

1. Defer the purchase of the Construction gen set – was a contingency plan but current unit is working well; put the \$20k towards water bores.

Building & Improvements:

1. Defer office extension to cover variances in other areas. Enough left of budget to prepare an office for DCEO.

Operating Income & Expenditure

1. The FAGS grant was reduced by \$55k after the budget was adopted;
2. The refund of \$87,252 from Floods 1 and 2 was not budgeted – no surety around receiving it when the budget was prepared;

Detailed variances are shown in the table below:

Shire of Murchison									
Budget Review of Financials to 29 February 2016									
For the Year Ended 30 June 2016									
Account #	Description	Comment	Income/Expenditure Type Classification	Non Cash Items Decrease Expenditure	Non Cash Items Increase Expenditure	Increase in Available Cash (Muni)	Decrease in Available Cash (Muni)	New Budget	Running Balance
#			#	\$	\$	\$	\$		\$
	Opening Carried Forward as per Budget								0
	CSIRO Road Account - \$309,365 included in 2014-15 Carried Forward but only \$143,685 budgetted at 12209.521 \$165,680 being the balanceto be moved to a Reserve Ac						-165,680	165,680	-165,680
	2015-2016 Budget Amendments								-165,680
	Operating Revenue								-165,680
3103.100	General Rates Levied	New mining leases since rates modelled	Operating Income			44,601		-373,124	-121,079
3201.111	Grants Commission Grants Received - General	Amend Allocation (Corro 17/08/2015)	Operating Income			118,137		-1,299,254	-2,942
3202.111	Grants Commission Grants Received - Roads	Amend Allocation (Corro 17/08/2015)	Operating Income				-173,143	-382,677	-176,085
3204.160	Interest Received Municipal	Under Budgetted	Operating Income			15,000		-81,667	-161,085
3206.161	Interest Received - Reserve	Over Budgetted	Operating Income				-19,000	-90,523	-180,085
5102.110	Income Relating to Fire Prevention	DFES reimburse for 2014-15 overspend	Operating Income			5,000		-7,050	-175,085
12212.110	Main Roads Direct Grant	More than budgetted	Operating Income			13,600		-170,200	-161,485
12216.181	Grant - Roads to Recovery	R2R deducted \$181,522 underspent 14-15	Operating Income				-181,522		-343,007
12216.181	Grant Roads to Recovery	Increased Allocation due to Fuel Excise	Operating Income			278,996		-891,352	-64,011
12219.110	Grant - WANDRRA Flood Damage	Refund for Water Bores Flood 1 and 2 14-15 not budgetted	Operating Income			87,252		-7,758,088	23,241
14201.170	Income Relating to Public Works Overheads	Unbudgetted Insurance Rebate	Operating Income			3,598		-3,598	26,839
14201.113	Income Relating to Public Works Overheads	Unbudgetted Insurance Rebate (Good Driver)	Operating Income			2,985		-2,985	29,824
14210.170	Workers Compensation Reimbursements	Workers Compensation Premium Refund	Operating Income			5,050		-5,050	34,874
14512.121	Income Relating to Administration	GTS reimburse for legal costs	Operating Income			8,000		-8,000	42,874
	Operating Expenses								42,874
04100.580	Members Travelling Expenses	Allow for Special Meetings	Operating Expenditure				-10,000	35,656	32,874
04106.580	Donations & Presentations	Donation to Astrofest not budgetted	Operating Expenditure				-5,000	20,300	27,874
07400.521	Expenses Relating to Preventative Services	Reduce budget for EHO	Operating Expenditure			5,000		10,000	32,874
7702.520	Maintain Patient Transfer Vehicle	Increase budget for tyres & other maintenance	Operating Expenditure				-3,500	5,000	29,374
10600.521	Expenses Relating to Town Planning & Regional Development	Urbis Project Milestone - Town Planning Scheme and Strategy	Operating Expenditure				-26,002	39,592	3,372
11300.520	Expenses Relating to Other Recreation & Sport	Admin allocation allowed for twice	Operating Expenditure			36,865		0	40,237
11306.500	Maintenance - Polocrosse Fields	Under-budgetted	Operating Expenditure				-10,000	18,500	30,237
12200.553	Expenses Relating to Streets, Roads, Bridges & Depot	Depreciation under-estimated - based on last years prior to review	Operating Expenditure		-900,470			2,091,515	30,237
54200.000	Accumulated Dpn Roads	Depreciation under-estimated - based on last years prior to review	Operating Expenditure	900,470				-2,091,515	30,237
12204.520	Maintenance - Depot	Allow for Racking	Operating Expenditure				-2,500	9,109	27,737
12204.521	Maintenance - Depot	Allow for Fire Services	Operating Expenditure				-2,500	3,226	25,237
12223.521	Maintenance/Improvements/Grids	Under-budgetted	Operating Expenditure				-8,500	13,500	16,737
14200.501	Expenses Relating to Public Works Overheads	Increase Super	Operating Expenditure				-36,000	120,500	-19,263
14205.500	Depot Office - Works Salaries & Wages	S&W Under-budgetted	Operating Expenditure				-50,000	74,358	-69,263
14212.500	Staff Training/Meetings/OSH	Under-budgetted	Operating Expenditure				-15,000	35,000	-84,263
14207.900	Overheads Allocated to Works	Allocate increased Public Works Overheads	Operating Expenditure	101,000				-803,591	-84,263
12101.900	Construction Agreed Program	Allocate increased Public Works Overheads	Operating Expenditure		-65,650			190,615	-84,263
12203.900	Maintenance - General	Allocate increased Public Works Overheads	Operating Expenditure		-35,350			157,033	-84,263
14500.521	Expenses Relating to Administration	Allow for Legal Fees	Operating Expenditure				-30,000	52,000	-114,263
14504.521	Telecommunications - Admin	Over-budgetted	Operating Expenditure			5,000		25,000	-109,263
14518.500	Salaries - Administration	Over-budgetted - Used Consultant	Operating Expenditure			125,000		332,562	15,737
14519.521	Staff Appointment Expenses	Over-budgetted	Operating Expenditure			5,000		15,000	20,737
14520.501	Superannuation	Over-budgetted - Used Consultant	Operating Expenditure			21,000		46,000	41,737
14522.521	Consultancy Fees	No DCEO - Used Consultant	Operating Expenditure				-111,000	261,200	-69,263
14524.523	Subscriptions	Under-budgetted	Operating Expenditure				-15,000	51,200	-84,263
14602.500	Gross Salaries & Wages	Amend for reduction in Admin Salaries	Operating Expenditure	125,000				1,225,299	-84,263
14603.500	Less Sal & Wages allocated	Amend for reduction in Admin Salaries	Operating Expenditure		-125,000			-1,225,299	-84,263
	Capital Expenditure								-84,263
12101.500	Cap-Ex - R2R 15/16 - Bitumise 1 km Booloaloo - Dust	R2R added \$95k for Booloaloo Dust Suppression (Fuel Excise)	Capital Expenditure				-95,000	180,000	-179,263
12101.522	Cap-Ex - R2R 15/16 - Bitumise 5km south of Ballinyoo	R2R allowed for bitumen south of bridge (Fuel Excise)	Capital Expenditure				-183,996	183,996	-363,259
12101.522	Cap-Ex - Bores	Transfer 20k from construction generator to do bores	Capital Expenditure				-20,000	20,000	-383,259
12107.521	Cap-Ex - Address Drainage issues - Beringarra Cue Road	Final Gencon invoice not accrued	Capital Expenditure				-54,086	54,086	-437,345
12303.703	Cap-Ex - Purchase Minor Plant & Equipment	Transfer 20k from construction generator to do bores	Capital Expenditure			20,000		0	-417,345
12670.706	Cap-Ex - Airport Lighting Upgrade	Transfer \$20k to DCEO Office	Capital Expenditure			20,000		50,000	-397,345
14515.522	Cap-Ex - Extend Administration Office	Reduce Office Extension Budget	Capital Expenditure			397,345		52,655	0
	Amended Budget Surplus / (Deficit)								
				1,126,470	-1,126,470	1,217,429	-1,217,429		

Statutory Environment:

Local Government (Financial Management) Regulations 1996

33A Review of Budget

- (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) The review of an annual budget for a financial year must –
 - (a) Consider the local government’s financial performance in the period beginning on 1 July and ending no earlier than 31 December in that financial year; and
 - (b) Consider the local government’s financial position as at the date of review; and
 - (c) Review the outcomes for the end of that financial year that are forecast in the budget.
- (3) Within 30 days after a review of the annual budget of a local government is carried out it is to be submitted to council.
- (4) 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 recommendation made in the review.
 *Absolute majority required.
- (5) Within 30 days after a council has made a determination, a copy of the review and determination is to be provided to the Department.

Strategic Implications:

The budget has been developed based on existing strategic planning documents adopted by council.

Sustainability Implications

- **Environmental**
There are no known significant environmental implications
- **Economic**
There are no known significant economic implications
- **Social**
There are no known significant social considerations.

Policy Implications:

The budget is based on the principles contained in the Strategic Community Plan, Business Plan and informing strategies.

Financial Implications:

The changes suggested in the budget review are based on the local government’s financial performance for the financial year up to 29 February 2016. Adjustments have been made to better reflect actual performance for the period and to give a more accurate projection of position at 30 June 2016.

Consultation:

Works Supervisor;
Midwest Financial Services

Recommendation:

That Council adopt the review of the 2015-16 as presented and amend the budget accordingly.

Cr Foulkes-Taylor declared a Financial Interest in water bores and left the meeting at 2:03pm returning at 2:06 pm.

The CEO left the meeting at 2:10 pm and returned at 2:11 pm.

Voting Requirements:

Absolute Majority.

Council Decision:		
Moved: Councillor Williams	Seconded: Councillor R Foulkes-Taylor	
That Council adopt the review of the 2015-16 Budget as presented, except for:		
12101.522 Cap-ex bores		reduce from \$20,000 to \$0.00
14515.522 Cap-ex Extend Administration Office		increase from \$52,655 to \$72,655
Carried by Absolute Majority	For: 5	Against: 0

The Order of business changed to consider Item 12. Disclosure of Interest

The correct order of business resumed after considering Item 12 and item 16.6 was addressed.

Cr R Foulkes-Taylor declared an Impartiality Interest and left the meeting at 2:25 pm.

16.6 Appointment of Deputy Chief Bush Fire Control Officer

File:	5.2
Author:	Dianne Daniels
Interest Declared:	Nil
Date:	14 th March 2016
Attachments:	

Matter for Consideration:

Council to consider appointing Tom Foulkes-Taylor as Deputy Chief Bush Fire Control Officer for the south of the Shire.

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 Fires Act 1954, and of those officers shall appoint a Chief Bush Fire Control Officer and a Deputy Chief Bush Fire Control Officer.

Comment:

A call was put out in January to replace Reg Seaman as Deputy Chief Bush Fire Control Officer South as he could no longer fulfil the role.

Tom Foulkes-Taylor has moved back to Yuin permanently and is happy to undertake the role.

Statutory Environment:

Bush Fires Act 1954

No. 28 of 2006 s. 390.]

38. Local government may appoint bush fire control officer

(1) 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 this Act, and of those officers shall subject to section 38A(2) appoint 2 as the Chief Bush Fire Control Officer and the Deputy Chief Bush Fire Control Officer 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.

(2A) The local government shall cause notice of an appointment made under the provisions of subsection (1) to be published at least once in a newspaper circulating in its district.

[(b) deleted]

(2C) The local government shall fill any vacancy occurring in the office of Chief Bush Fire Control Officer or Deputy Chief Bush Fire Control Officer within one month after the vacancy occurs and if the local government fails or neglects to do so within that time, the FES Commissioner may by notice in writing require the local government to appoint a person to the vacant office within one month after service on it of such notice.

Strategic Implications:

Nil

Policy Implications:

Nil

Budget/ Financial Implications:

Nil

Sustainability Implications:

- **Environmental**
There are no known significant environmental implications associated with this decision
- **Economic**
There are no known significant economic implications associated with this decision
- **Social**
There are no known significant social considerations associated with this decision

Consultation:

Nil

Recommendation:

That Council appoint Tom Foulkes-Taylor as Deputy Chief Bush Fire Control Officer for the south of the Murchison and publish the notice of appointment in a newspaper that circulates in the district.

Voting Requirements:

Council Decision:		
Moved: Councillor Broad	Seconded: Councillor Williams	
That Council appoint Tom Foulkes-Taylor as Deputy Chief Bush Fire Control Officer for the south of the Murchison and publish the notice of appointment in a newspaper that circulates in the district.		
Carried	For: 4	Against: 0

Cr R Foulkes-Taylor returned to the meeting at 2:23 pm.

17. DEVELOPMENT

17.1 Bitumise 1km Bullardoo and 3km Breakaway 3km north of Settlement – Call For Tender

File:	12.9
Author:	Dianne Daniels – Chief Executive Officer
Interest Declared:	No interest to disclose
Date:	12 th March 2016
Attachments:	N/A

Matter for Consideration:

Council to consider:

1. calling a Public Tender for bitumising two sections on the Carnarvon Mullewa Road - 1km in front of Bullardoo and 3km through the breakaway 3km north of the Murchison Settlement; and
2. establishing a Tender Evaluation Panel to assess the tender referenced at no. 1; and
3. the Assessment Criteria for the tender referenced at no. 1.

Background:

Council has made provision for these works in the 2015-16 Budget.

Comment:

The Local government Act 1995 and the Local Government (Functions and General) Regulations 1996 state that Tenders are to be publicly invited if the consideration under a contract is expected to be more than \$150,000 and prior to publicly inviting tenders, the local government must establish in writing the criteria for determining which tender should be accepted.

Further, prior to calling for public tenders, the Shire of Murchison Purchasing Policy requires that Council establish an Evaluation Panel.

Statutory Environment:

Local Government Act 1995

3.57. Tenders for providing goods or services

- (1) *A local government is required to invite tenders before it enters into a contract of a prescribed kind under which another person is to supply goods or services.*
- (2) *Regulations may make provision about tenders.*

*Local Government (Functions and General) Regulations 1996
Division 2 – Tenders for Providing Goods and Services (s.3.57)*

11. When tenders have to be publicly invited

- (1) *Tenders are to be publicly invited according to the requirements of this Division before a local government enters into a contract for another person to supply goods or services if the consideration under the contract is, or is expected to be, more, or worth more, than \$150 000 unless subregulation (2) states otherwise.*
- (2) *Tenders do not have to be publicly invited according to the requirements of this Division if —*
 - (a) the supply of the goods or services is to be obtained from expenditure authorised in an emergency under section 6.8(1)(c) of the Act; or*
 - (b) the supply of the goods or services is to be obtained through the WALGA Preferred Supplier Program; or*

12. Anti-avoidance provision for r. 11(1)

If a local government enters into 2 or more contracts in circumstances such that the desire to avoid the requirements of regulation 11(1) is a significant reason for not dealing with the matter in a single contract, tenders are to be publicly invited according to the requirements of this Division before entering into any of the contracts regardless of the consideration.

[Regulation 12 amended in Gazette 2 Feb 2007 p. 245-6.]

13. *Requirements when local government invites tenders though not required to do so*

If a local government, although not required by this Division to invite tenders before entering into a contract for another person to supply goods or services, decides to invite tenders, the tenders are to be publicly invited according to the requirements of this Division.

14. *Publicly inviting tenders, requirements for*

(1) *When regulation 11(1), 12 or 13 requires tenders to be publicly invited, State wide public notice of the invitation is to be given.*

(2) *If the CEO has, under regulation 23(4), prepared a list of acceptable tenderers, instead of giving Statewide public notice the CEO is required to give notice of the invitation to each acceptable tenderer listed.*

(2a) *If a local government —*

(a) is required to invite a tender; or

(b) not being required to invite a tender, decides to invite a tender,

the local government must, before tenders are publicly invited, determine in writing the criteria for deciding which tender should be accepted.

Strategic Implications:

N/A

Policy Implications:

The Shire of Murchison Purchasing Policy and Buy Local – Regional Price Preference Policy refer.

Financial Implications:

This is a budgeted item for the 2015-16 financial year.

Consultation:

N/A

Recommendation (3 points):

1. That Council invites Public Tenders for bitumising 1km in front of Bullardoo Homestead and 3 km through the breakaway 3km north of the Murchison Settlement:
2. That Council establish a Tender Evaluation Panel (minimum 3 members) to assess the tenders for bitumising, consisting of the following members:

(TBA)
3. That council includes the following assessment criteria and weightings in the tender for bitumising:

COMPLIANCE CRITERIA

Tenders will be assessed for compliance with the requirements of the conditions of Tender and any Contract Requirements, including responses shown in the Tender Schedules. Compliant tenders will proceed for further assessments as follows:

Comparative Price Assessment

The comparative price for each tender will be calculated by applying applicable regional price preference imposts.

Qualitative Assessments

The tender is called under the local government (Functions & General) Regulations 1996. The prime consideration in the evaluation of received tenders is to establish the tender that clearly demonstrates an understanding of the tasks required under the tender and in the Shire's opinion represents the best value for money.

The Qualitative Assessment component of the assessment process is designed to take into account those aspects of the Tender that do not readily translate into absolute dollar values, but do however have socio-economic benefits in accordance with the table below.

The criteria on which tenders will be assessed, the maximum weighted score for each criteria and the scoring methodology is as follows:

	Weighting	Score
Organisation Capabilities - Demonstrated recent experience providing service of a similar size or scope - Quality and standard of work - Timeliness of work - Demonstrated capacity and flexibility to service Shire requirements	TBA	0-5
Skills and past experience of key personnel - Demonstrated ability - Accreditations	TBA	0-5
Suitability of plant and machinery	TBA	0-5
Workplace Safety & Environmental Management Procedures - Safety Management Plan in place - Environmental Management Plan in place	TBA	0-5
The Contractor’s commitment to provision of quality Traffic Management	TBA	0-5

Value for Money Assessment

The Principal reserves the right to take into consideration any feature of a tender that provides a benefit to the Shire of Murchison and the community. Any additional features will be evaluated in accordance with the value-for-money assessment process outlined below:

In formulating the recommendation for any acceptance of any Tender, value for money will be assessed by:

- a) Identifying the lowest Competitive Price Tender (this tender then becomes the Benchmark for the value-for money assessment);
- b) If the next highest priced Comparative Price Tender has a higher Qualitative Assessment Score than the benchmark, identifying the additional benefits (if any) offered and assessing if the additional benefit is worth the additional price;
- c) Repeating Step b) with the remaining tenders;
- d) Determining which of the remaining Tenders, if any, offers the best value-for-money.

Where a higher priced conforming offer is recommended, there should be clear and demonstrable benefits over and above the lowest total priced, conforming offer.

Voting Requirements:

Simple majority

<p>Council Decision: Moved: Councillor Broad</p>	<p>Seconded: Councillor R Foulkes-Taylor</p>
---	---

1. That Council invites Public Tenders for bitumising 1km in front of Bullardoo Homestead and 3 km through the breakaway 3km north of the Murchison Settlement:

2. That Council establish a Tender Evaluation Panel (minimum 3 members) to assess the tenders for bitumising, consisting of the following members:

Cr R Foulkes-Taylor
 Cr M Williams
 Cr A Whitmarsh
 Works Supervisor
 CEO

3. That council includes the following assessment criteria and weightings in the tender for bitumising:

COMPLIANCE CRITERIA

Tenders will be assessed for compliance with the requirements of the conditions of Tender and any Contract Requirements, including responses shown in the Tender Schedules. Compliant tenders will proceed for further assessments as follows:

Comparative Price Assessment

The comparative price for each tender will be calculated by applying applicable regional price preference imposts.

Qualitative Assessments

The tender is called under the local government (Functions & General) Regulations 1996. The prime consideration in the evaluation of received tenders is to establish the tender that clearly demonstrates an understanding of the tasks required under the tender and in the Shire’s opinion represents the best value for money.

The Qualitative Assessment component of the assessment process is designed to take into account those aspects of the Tender that do not readily translate into absolute dollar values, but do however have socio-economic benefits in accordance with the table below.

The criteria on which tenders will be assessed, the maximum weighted score for each criteria and the scoring methodology is as follows:

	Weighting	Score
Organisation Capabilities - Demonstrated recent experience providing service of a similar size or scope - Quality and standard of work - Timeliness of work - Demonstrated capacity and flexibility to service Shire requirements	40%	0-5
Skills and past experience of key personnel - Demonstrated ability - Accreditations	25%	0-5
Suitability of plant and machinery	20%	0-5
Workplace Safety & Environmental Management Procedures - Safety Management Plan in place - Environmental Management Plan in place	10%	0-5
The Contractor’s commitment to provision of quality Traffic Management	5%	0-5

Value for Money Assessment

The Principal reserves the right to take into consideration any feature of a tender that provides a benefit to the Shire of Murchison and the community. Any additional features will be evaluated in accordance with the value-for-money assessment process outlined below:

In formulating the recommendation for any acceptance of any Tender, value for money will be assessed by:

- e) Identifying the lowest Competitive Price Tender (this tender then becomes the Benchmark for the value-for money assessment);
- f) If the next highest priced Comparative Price Tender has a higher Qualitative Assessment Score than the benchmark, identifying the additional benefits (if any) offered and assessing if the additional benefit is worth the additional price;
- g) Repeating Step b) with the remaining tenders;
- h) Determining which of the remaining Tenders, if any, offers the best value-for-money.

Where a higher priced conforming offer is recommended, there should be clear and demonstrable benefits over and above the lowest total priced, conforming offer.

Carried

For: 5

Against: 0

Cr R Foulkes-Taylor declared a Financial Interest in Item 17.2 and left the room at 2:37 pm.

17.2 Replace Yarra Yarra Crossing – Call For Tender

File:	12.9
Author:	Dianne Daniels – Chief Executive Officer
Interest Declared:	No interest to disclose
Date:	12 th March 2016
Attachments:	N/A

Matter for Consideration:

Council to consider:

1. calling a Public Tender for the replacement of the Yarra Yarra crossing; and
2. establishing a Tender Evaluation Panel to assess the tender referenced at no 1; and
3. the Assessment Criteria for the tender referenced at no. 1.

Background:

Council has made provision for these works in the 2015-16 Budget.

Comment:

The Local government Act 1995 and the Local Government (Functions and General) Regulations 1996 state that Tenders are to be publicly invited if the consideration under a contract is expected to be more than \$150,000 and prior to publicly inviting tenders, the local government must establish in writing the criteria for determining which tender should be accepted.

Further, prior to calling for public tenders, the Shire of Murchison Purchasing Policy requires that Council establish an Evaluation Panel.

Statutory Environment:

Local Government Act 1995

3.57. Tenders for providing goods or services

- (1) *A local government is required to invite tenders before it enters into a contract of a prescribed kind under which another person is to supply goods or services.*
- (2) *Regulations may make provision about tenders.*

*Local Government (Functions and General) Regulations 1996
Division 2 – Tenders for Providing Goods and Services (s.3.57)*

11. When tenders have to be publicly invited

- (1) *Tenders are to be publicly invited according to the requirements of this Division before a local government enters into a contract for another person to supply goods or services if the*

consideration under the contract is, or is expected to be, more, or worth more, than \$150 000 unless subregulation (2) states otherwise.

- (2) *Tenders do not have to be publicly invited according to the requirements of this Division if —*
(a) the supply of the goods or services is to be obtained from expenditure authorised in an emergency under section 6.8(1)(c) of the Act; or
(b) the supply of the goods or services is to be obtained through the WALGA Preferred Supplier Program; or

12. *Anti-avoidance provision for r. 11(1)*

If a local government enters into 2 or more contracts in circumstances such that the desire to avoid the requirements of regulation 11(1) is a significant reason for not dealing with the matter in a single contract, tenders are to be publicly invited according to the requirements of this Division before entering into any of the contracts regardless of the consideration.

[Regulation 12 amended in Gazette 2 Feb 2007 p. 245-6.]

13. *Requirements when local government invites tenders though not required to do so*

If a local government, although not required by this Division to invite tenders before entering into a contract for another person to supply goods or services, decides to invite tenders, the tenders are to be publicly invited according to the requirements of this Division.

14. *Publicly inviting tenders, requirements for*

- (1) *When regulation 11(1), 12 or 13 requires tenders to be publicly invited, State wide public notice of the invitation is to be given.*
- (2) *If the CEO has, under regulation 23(4), prepared a list of acceptable tenderers, instead of giving Statewide public notice the CEO is required to give notice of the invitation to each acceptable tenderer listed.*
- (2a) *If a local government —*
(a) is required to invite a tender; or
(b) not being required to invite a tender, decides to invite a tender,

the local government must, before tenders are publicly invited, determine in writing the criteria for deciding which tender should be accepted.

Strategic Implications:

N/A

Policy Implications:

The Shire of Murchison Purchasing Policy and Buy Local – Regional Price Preference Policy refer.

Financial Implications:

This is a budgeted item for the 2015-16 financial year.

Consultation:

N/A

Recommendation (3 points):

1. That Council invites Public Tenders for replacing the Yarra Yarra crossing with an improved concrete version:
2. That Council establish a Tender Evaluation Panel (minimum 3 members) to assess the tenders for the replacement of the Yarra Yarra Crossing, consisting of the following members:

(TBA)

3. That Council includes the following assessment criteria and weightings in the tender for the replacement of the Yarra Yarra Crossing:

COMPLIANCE CRITERIA

Tenders will be assessed for compliance with the requirements of the conditions of Tender and any Contract Requirements, including responses shown in the Tender Schedules. Compliant tenders will proceed for further assessments as follows:

Comparative Price Assessment

The comparative price for each tender will be calculated by applying applicable regional price preference imposts.

Qualitative Assessments

The tender is called under the local government (Functions & General) Regulations 1996. The prime consideration in the evaluation of received tenders is to establish the tender that clearly demonstrates an understanding of the tasks required under the tender and in the Shire’s opinion represents the best value for money.

The Qualitative Assessment component of the assessment process is designed to take into account those aspects of the Tender that do not readily translate into absolute dollar values, but do however have socio-economic benefits in accordance with the table below.

The criteria on which tenders will be assessed, the maximum weighted score for each criteria and the scoring methodology is as follows:

Description of Qualitative Criteria	Weighting	Score
Organisation Capabilities - Demonstrated recent experience providing service of a similar size or scope - Quality and standard of work - Timeliness of work - Demonstrated capacity and flexibility to service Shire requirements	TBA	0-5
Skills and past experience of key personnel - Demonstrated ability - Accreditations	TBA	0-5
Suitability of plant and machinery	TBA	0-5
Workplace Safety & Environmental Management Procedures - Safety Management Plan in place - Environmental Management Plan in place	TBA	0-5
The Contractor’s commitment to provision of quality Traffic Management	TBA	0-5

Value for Money Assessment

The Principal reserves the right to take into consideration any feature of a tender that provides a benefit to the Shire of Murchison and the community. Any additional features will be evaluated in accordance with the value-for-money assessment process outlined below:

In formulating the recommendation for any acceptance of any Tender, value for money will be assessed by:

- i) Identifying the lowest Competitive Price Tender (this tender then becomes the Benchmark for the value-for money assessment);
- j) If the next highest priced Comparative Price Tender has a higher Qualitative Assessment Score than the benchmark, identifying the additional benefits (if any) offered and assessing if the additional benefit is worth the additional price;
- k) Repeating Step b) with the remaining tenders;
- l) Determining which of the remaining Tenders, if any, offers the best value-for-money.

Where a higher priced conforming offer is recommended, there should be clear and demonstrable benefits over and above the lowest total priced, conforming offer.

There was a discussion as to whether or not Councillor Whitmarsh needed to declare a Proximity Interest.

Cr Whitmarsh declared a Proximity Interest and the meeting allowed him to participate in the discussions and decision making.

Voting Requirements:

Simple majority

Council Decision:
Moved: Councillor Whitmarsh
Seconded: Councillor Williams

1. That Council invites Public Tenders for replacing the Yarra Yarra crossing with an improved concrete version:
2. That Council establish a Tender Evaluation Panel (minimum 3 members) to assess the tenders for the replacement of the Yarra Yarra Crossing, consisting of the following members:
 - President Halleen
 - Cr Broad
 - Cr Williams
 - CEO
 - Works Supervisor
3. That Council includes the following assessment criteria and weightings in the tender for the replacement of the Yarra Yarra Crossing:

COMPLIANCE CRITERIA

Tenders will be assessed for compliance with the requirements of the conditions of Tender and any Contract Requirements, including responses shown in the Tender Schedules. Compliant tenders will proceed for further assessments as follows:

Comparative Price Assessment

The comparative price for each tender will be calculated by applying applicable regional price preference imposts.

Qualitative Assessments

The tender is called under the local government (Functions & General) Regulations 1996. The prime consideration in the evaluation of received tenders is to establish the tender that clearly demonstrates an understanding of the tasks required under the tender and in the Shire's opinion represents the best value for money.

The Qualitative Assessment component of the assessment process is designed to take into account those aspects of the Tender that do not readily translate into absolute dollar values, but do however have socio-economic benefits in accordance with the table below.

The criteria on which tenders will be assessed, the maximum weighted score for each criteria and the scoring methodology is as follows:

Description of Qualitative Criteria	Weighting	Score
Organisation Capabilities - Demonstrated recent experience providing service of a similar size or scope - Quality and standard of work - Timeliness of work - Demonstrated capacity and flexibility to service Shire requirements	40%	0-5
Skills and past experience of key personnel - Demonstrated ability - Accreditations	25%	0-5
Suitability of plant and machinery	20%	0-5
Workplace Safety & Environmental Management Procedures - Safety Management Plan in place - Environmental Management Plan in place	10%	0-5
The Contractor's commitment to provision of quality Traffic Management	5%	0-5

Value for Money Assessment

The Principal reserves the right to take into consideration any feature of a tender that provides a benefit to the Shire of Murchison and the community. Any additional features will be evaluated in accordance with the value-for-money assessment process outlined below:

In formulating the recommendation for any acceptance of any Tender, value for money will be assessed by:

- m) Identifying the lowest Competitive Price Tender (this tender then becomes the Benchmark for the value-for money assessment);
- n) If the next highest priced Comparative Price Tender has a higher Qualitative Assessment Score than the benchmark, identifying the additional benefits (if any) offered and assessing if the additional benefit is worth the additional price;
- o) Repeating Step b) with the remaining tenders;
- p) Determining which of the remaining Tenders, if any, offers the best value-for-money.

Where a higher priced conforming offer is recommended, there should be clear and demonstrable benefits over and above the lowest total priced, conforming offer.

Carried

For: 4

Against: 0

Cr R Foulkes-Taylor returned to the meeting at 2:45 pm.

The CEO left the meeting at 2:48 pm and returned at 2:53pm.

18. ADMINISTRATION

18.1 Renewal of Contract Ranger Agreement

File:	5.4
Author:	Dianne Daniels, Chief Executive Officer
Interest Declared:	Nil.
Date:	8 March 2016
Attachments:	Nil.

Matter for Consideration:

Council to consider renewing contract ranger services with Canine Control (Peter Smith), for a period of four years commencing 1 July 2016 through to 30 June 2020.

Background:

Canine Control has been contracted by the Shire of Murchison to provide ranger services since May 2007. The main duty provided has been canine and cat control at Pia Wadjari Community, but Mr Smith also assists tourists with information on road conditions and directions, undertakes security checks on tourist locations such as Wooleen Shearing Sheds, Bilung Pool and other places of interest, destroys wild dogs whilst travelling and keeps an eye on vehicles moving around at night and behaving suspiciously.

Comment:

At least 26 dogs and 6 cats were destroyed within the Shire of Murchison during 2015 by Canine Control. The majority of these dogs and cats have been associated with the Pia Wadjari Community. However Mr Smith believes that his Ranger duties assist with limiting the number of wild dogs in the region which is reducing stock losses on Stations within the Shire.

Statutory Environment:

Nil.

Strategic Implications:

Employment of a Ranger to undertake dog/cat control duties sits within the Environmental initiative in the Strategic Community Plan – to improve the sustainability and condition of the environment.

Sustainability Implications

- **Environmental**
There are no known significant environmental implications
- **Economic**
There are no known significant economic implications
- **Social**
There are no known significant social considerations.

Policy Implications:

Nil.

Financial Implications:

Each visit to the Shire by the Ranger costs \$1,800 (plus. GST) - this fee includes all travel time; accommodation is not required. A fuel allowance of up to 140 litres per visit is included in the contract. The contractor will allow for a minimum of 6 visits per year.

This will be a fixed rate for the full four year term.

This service is unique to the region and I have been unable to source other quotes.

Consultation:

Mr Peter Smith - Contract Shire Ranger

Recommendation:

That Council

1. Renew the contract for Ranger Services with Canine Control, for a period of four years commencing 1 July 2016 at a cost of \$1,800 (plus.GST) plus a fuel allowance up to 140 litres per visit.
2. Delegate authority to the Chief Executive Officer to negotiate the terms of the contract.

Item to be discussed behind closed doors due to Commercial in Confidence information.

Voting Requirements:

Absolute Majority

Council Decision:		
Moved: Councillor R Foulkes-Taylor	Seconded: Councillor Williams	
That the CEO's Activity Report be accepted.		
Carried	For: 5	Against: 0

21. URGENT BUSINESS

Motion to accept Urgent Business

Council Decision:		
Moved: Councillor Williams	Seconded: Councillor Whitmarsh	
That Urgent Business be accepted.		
Carried	For: 5	Against: 0

21.1 Urgent Business - Financial Activity Statements February 2016

File:	2.2
Author:	Dianne Daniels - CEO
Interest Declared:	No interest to disclose
Date:	16 th March 2016
Attachments:	Financial Activity Statements for 8 months to 29 February 2016
	Statement of Financial Position
	Operating Statement by Program
	Operating Statement by Class
	Accounts Activity
	General Ledger Trial Balance

Matter for Consideration:

Council to consider adopting the Monthly Financial Statements for February 2016

Background:

The Local Government (Financial Management) Regulations 1996. Regulation 34 requires that local government report on a monthly basis and prescribes what is required to be reported.

Comment:

The Current Position at 29 February 2016 is a surplus of \$4,092,130 against a YTD budget of \$413,614 so up \$3,678,516

Variances – YTD Budget to YTD Actual

Opening Funding Surplus(Deficit)	0.00
Less Operating Revenues down	\$2,588,384
Plus Operating Expenditure down	\$4,648,070
Plus Funding Balance Adjustment	\$694,150
Less Capital Revenue down	(\$131,749)
Plus Capital Expenditure down	\$973,636
Less Reserve Transfers up	(\$48,956)
	<u>\$3,678,516</u>

Refer to February Financials for explanation of variances.

The following Term Deposits are currently held:

Beringarra- Cue Road Reserve TD	\$3,307,416.73	@ 2.99% Maturity 11/03/2016
Crosslands MCF Term Deposit	\$ 358,459.66	@ 2.94% Maturity 25/05/2016
Ballinyoo Bridge	\$1,019,481.43	@ 2.35% Maturity 27/03/2016

Statutory Environment:

Local Government Act 1995

Section 6.4–Specifies that a local government is to prepare “such other financial reports” as is prescribed.

Local Government (Financial Management) Regulations 1996

Regulation 34 states:

(1) A local government is to prepare each month a statement of financial activity reporting on the sources and applications of funds, as set out in the annual budget under regulation 22(1)(d) for that month in the following detail:

- (a) Annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c);
- (b) Budget estimates to the end of month to which the statement relates;
- (c) Actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;
- (d) Material variances between the comparable amounts referred to in paragraphs (b) and
- (e) The net current assets at the end of the month to which the statement relates.

Strategic Implications:

Nil.

Policy Implications:

Nil.

Budget/Financial Implications:

Reports showing year to date financial performance allow monitoring of actual expenditure, revenue and overall results against budget targets.

Sustainability Implications:

- **Environmental:**
There are no known significant environmental considerations
- **Economic:**
There are no known significant economic considerations
- **Social:**
There are no known significant considerations

Consultation:

Moore Stephens

Midwest Financial

Recommendation:

That Council adopt the financial statements for the period ending 29 February 2016 as attached.

Cr Williams queried the maturity date of the TD at 11/03/2016 and noted that the interest rates and maturity dates on Page 13 of the Financial Report did not match the Officers Report.

Cr R Foulkes-Taylor left the meeting at 3:25 pm.

The CEO left the meeting at 3:25 pm and returned at 3:26 pm.

Cr R Foulkes-Taylor returned to the meeting at 3:28 pm.

The CEO logged onto the bank and the latest information on the TD was showing a maturity date of 11/03 with an interest rate of 2.99%. CEO to follow up.

Voting Requirements:

Simple majority.

Council Decision:		
Moved: Councillor R Foulkes-Taylor	Seconded: Councillor Broad	
That Council adopt the financial statements for the period ending 29 February 2016, subject to the following corrections being made to the TD information:		
The following Term Deposits are currently held:		
Beringarra- Cue Road Reserve TD	\$3,307,416.73	@ 2.38% 2.99% Maturity 11/03/2016
Crosslands MCF Term Deposit	\$ 358,459.66	@ 2.38% 2.94% Maturity 27 25/05/2016
Ballinyoo Bridge	\$1,019,481.43	@ 2.30% 2.35% Maturity 27/0203/2016
Carried	For: 5	Against: 0

Cr Broad left the meeting at 3:30 pm and returned at 3:33 pm

21.2 Urgent Business - Bund Wings

File:	12.9
Author:	Simon Broad
Interest Declared:	N/A
Date:	16 March 2016
Attachments:	N/A

Matters for Consideration:

Council adopt a policy on how it builds its bund wings.

Background:

Council has for the last 30 years been building the bund wings with a bull dozer. The last round of heavy maintenance work carried out by a Shire Contractor saw the bund wings built by carting dirt with side tippers.

Comment:

Council has for many years continued to endorse the decision made to build its bund wings using a bulldozer – this method has been highly successful when they have been built correctly. By this, I mean correct spacings along the road, (not too far apart) placing them in the right spot and in more recent times, say the last 10 years, the adding of a tail at the end of the wings that stops the water from coming around behind the end of the bank. This system is a very simple operation and by this I mean a plant operator can be sent out with a dozer on the low loader and systematically start building bund wings – unload the dozer at the marked spot, build the wings , load up and move to the next spot and so on – that person can also push up at gravel pits on the way past – If council was to go down the path of building its wings with side tippers, then we must be reminded of how that process takes place. First the bulldozer arrives to clear an area where the wings are to be built, they would also push up gravel in the gravel pit, then we need a grader to grade that area so the trucks can get clear access – and then of course the trucks have to cart gravel using a single trailer because you can't back a road train into those tight areas....I'm sure council doesn't need to be reminded that we have just recently spent \$426,000 rebuilding the Komatsu Dozer and I think it would be fair to say that had council known that the dozer was not going to be fully utilized – it's rebuild may not have happened.

Statutory Environment:

2.7. Role of council

- (1) The council —
 - (a) governs the local government's affairs; and
 - (b) is responsible for the performance of the local government's functions.
- (2) Without limiting subsection (1), the council is to —
 - (a) oversee the allocation of the local government's finances and resources; and
 - (b) determine the local government's policies.

Policy Implications:

A new Policy prescribing the method for constructing bunds may be developed.

Budget/Financial Implications:

A cost comparison needs to be made between constructing bunds by:

- (a) dumping with side-tippers, and
- (b) pushing up with bulldozer.

The comparison needs to account for the life cycle of the bund.

Sustainability Implications:

- **Environmental:**
There are no known significant environmental considerations
- **Economic:**
There are no known significant economic considerations
- **Social:**
There are no known significant considerations

Consultation:

N/A

Councillor Broad's Recommendation

That the Shire of Murchison has a policy on the building of bunds that would include the using of a bulldozer when making the bund wings.

Administration Alternative Recommendation:

That council:

1. through the CEO, refer the matter to the WALGA Infrastructure team for advice on best practice construction of bunds; and
2. consider Councillor Broad's recommendation in the light of WALGA advice at the next meeting following the receipt of that advice.

Cr Broad is happy to go along with the alternative recommendation as long as full costings are done. Cr Broad noted that the reason behind his recommendation was budgetary and he couldn't understand why there had been a change to the method of building bunds after all these years.

Cr Williams was of the opinion that the Shire of Murchison had a better knowledge of bund building than anyone and the rebuild of the bulldozer would need to be taken into account in the costings. The comparison would need to be done by someone with a good economic background.

Cr R Foulkes-Taylor had a compromise in mind as he never liked how close to the road the water lay once it pooled in the depression left by pushing up with a bulldozer. The compromise is to dump say two trailer loads of earth close to the road and then complete the rest of the bund with the bulldozer. Cr R Foulkes-Taylor also pointed out that the Works Supervisor was concerned by the amount of earth that was disturbed by pushing up; he believed there was less disturbance tipping than pushing.

The CEO explained her reasons for bringing forward the alternative recommendation, noting that the Works Supervisor was concerned about safety of road users using the pushing method as it left a depression right beside the road which held water and attracted animals to drink. He also believed that the tipping method was kinder to the environment.

President Halleen was an advocate for the pushing method – the only reason that the depressions fill up with water is if the bund tails haven't been made long enough. Also, when the bulldozer had been rebuilt, bund building was going to be one of its jobs and then there was the cost to consider – it was generally agreed it would be cheaper with a bulldozer.

Voting Requirements:

Absolute Majority

Council Decision:**Moved: Councillor Broad****Seconded: Councillor R Foulkes-Taylor**

That Council:

1. Through the CEO, refer the matter to the WALGA infrastructure team for advice on best practice construction of bunds, and
2. Consider Councillor Broads recommendation in the light of WALGA advice at the next meeting following receipt of that advice.

noting:

1. that the perceived financial implications (accounting for the low use of the bulldozer) are that the cost of constructing bunds by dumping with side tippers will be dearer than the cost of constructing bunds by pushing with the bulldozer; and
2. that council is within its rights to develop policy to ensure continuity.

Carried**For: 5****Against: 0****22. ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS****Motion to close the meeting to the Public****Recommendation:***That the meeting move behind closed doors to discuss one item.***Voting Requirements:***Simple Majority***Council Decision:****Moved: Councillor Williams****Seconded: Councillor Whitmarsh***That the meeting move behind closed doors.***Carried****For: 5****Against: 0****22.1 Renewal of Contract Ranger Agreement****Council Decision:****Moved: Councillor Broad****Seconded: Councillor Williams***Council accepts the Contract as amended for services provided by Canine Control for a period of four years commencing 1 July 2016.***Carried****For: 5****Against: 0****Motion to open the meeting to the Public****Recommendation:***That the meeting move out from behind closed doors.***Voting Requirements:***Simple Majority***Council Decision:****Moved: Councillor Whitmarsh****Seconded: Councillor Williams***That the meeting move out from behind closed doors.***Carried****For: 5****Against: 0**

23. MEETING CLOSURE

The meeting was declared closed at *4:45 pm*

These minutes were confirmed at the Council meeting held on 15th April 2016.

Signed..... Presiding Officer