

CONTENTS

1.	DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS.....	3
2.	RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE.....	3
3.	RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE.....	3
4.	PUBLIC QUESTION TIME.....	3
5.	NEXT MEETING.....	4
6.	APPLICATIONS FOR LEAVE OF ABSENCE.....	4
7.	NOTICE OF ITEMS TO BE DISCUSSED IN CAMERA.....	4
8.	Confirmation Flying Minutes.....	4
9.	CONFIRMATION OF MINUTES.....	5
9.1	ORDINARY COUNCIL MEETING –20 November 2009.....	5
9.1	CBD COMMITTEE MEETING –28 November 2009.....	5
10.	ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION.....	5
11.	PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS.....	5
12.	ANNOUNCEMENTS CONCERNING MEETINGS ATTENDED.....	5
12.1	PRESIDENT.....	5
12.2	COUNCILLORS.....	5
13.	DISCLOSURE OF INTERESTS.....	5
14.	REPORTS OF COMMITTEES.....	5
15.	REPORTS OF OFFICERS.....	6
15.1	WORKS.....	6
15.1.1	Monthly Plant & Works Progress Report.....	6
16.	FINANCE.....	11
16.1.1	Financial Activity Statements October-November 2009.....	11
16.1.2	Accounts Paid during the period October November 2009.....	13
17.	DEVELOPMENT.....	15
17.1	Oakajee Port & Rail Information Sharing.....	15
	Oakajee Port and Rail momentum builds.....	15
	Oakajee Port and Rail welcomes marine approval.....	15
	Rail route skirts skink.....	15
	OPR Community Calendar.....	15
17.2	ASKAP & SKA Information Sharing.....	16
17.3	Septic Tank Licence.....	17
18.	ADMINISTRATION.....	18
18.1	MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN.....	18
	Notice of Motion.....	18
18.1.1	Bridge 837.....	18
	OC090503 Confirmation of Flying Minute 140409.....	22
	OC090602 Confirmation of Flying Minute 030609.....	23
18.1.2	Committee Members- non elected member payments.....	24
	Notice of Motion.....	24
18.1.3	Emergency Management Plan.....	26
	Notice of Motion.....	26
	Division 2 — Emergency management arrangements for local governments.....	27
18.2	Tender 2010-2 Sale of Surplus Equipment.....	29
19.	CEO ACTIVITY REPORT.....	34
19.1.1	CEO Activity Report November-December 2009.....	34
19.2	CEO Adjustments to Employment Contract.....	35

20. URGENT BUSINESS..... 36

21. ITEMS TO BE DISCUSSED IN CAMERA..... 36

22. MEETING CLOSURE 36



Western Australia

Agenda for the Ordinary Meeting of the Murchison Shire Council,
To be held in the Council Chambers, Carnarvon Mullewa Road, Murchison,
On Friday 18 December 2009, commencing at 9.30 am.

1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

2. RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

4. PUBLIC QUESTION TIME

Stand Down Local Law Standing Orders

5. NEXT MEETING

The scheduled date for the next ordinary meeting is 19 February 2009

BACKGROUND

During January Council generally have a special meeting to complete a road inspection. The road inspection this year would involve a drive in the northern part of the shire.

In light of the CEO taking leave in March the a proposed meeting schedule would be

28 January	- Road Inspection
29 January	-Road Inspection- Special Council Meeting
26 February	Ordinary Council Meeting
23 April	Ordinary Council Meeting

VOTING REQUIREMENTS

Simple majority

6. APPLICATIONS FOR LEAVE OF ABSENCE

7. NOTICE OF ITEMS TO BE DISCUSSED IN CAMERA

19.1.3 CEO Contract Variations

Local Government Act 1995

- s. 5.23 (2) (a) Matter affecting and employee or employees
- (b) the personal affairs of any person

8. Confirmation Flying Minutes

NIL

9. CONFIRMATION OF MINUTES

9.1 ORDINARY COUNCIL MEETING –20 November 2009

BACKGROUND

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

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION

That the Minutes of the Ordinary Council Meeting of 20 November 2009 be confirmed.

9.1 CBD COMMITTEE MEETING –28 November 2009

BACKGROUND

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

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION

That the Minutes of the Ordinary Council Meeting of 28 November 2009 be received.

10. ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION

11. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

12. ANNOUNCEMENTS CONCERNING MEETINGS ATTENDED

12.1 PRESIDENT

12.2 COUNCILLORS

13. DISCLOSURE OF INTERESTS

14. REPORTS OF COMMITTEES

15. REPORTS OF OFFICERS

15.1 WORKS

15.1.1 Monthly Plant & Works Progress Report

File:
Author: Ron Adams, Chief Executive Officer
Interest Declared: No interest to disclose
Date: 12 November 2009
Attachments:

MATTER FOR CONSIDERATION

To view the plant operation for the month of October November 2009 and an update on works carried out

BACKGROUND

Monthly Plant useage and status Report

HEAVY PLANT			Start	End	Total	MTD	Total
Plant Item	Year	Rego	Hours	Hours		Service	Ownership
Cat Grader 12H	2005	MU 141	5367	5393	26		33086
Cat Grader 12H	2003	MU 121	10153				87000
Cat Grader 12M	2008	MU 51	1230		-1230		5396
Volvo L110 Loader	2006	MU 65	1853	1953	100		14431
Komatsu Dozer	1997		6634				179907
Cat Vibrating Roller	2005	MU 177	2786		-2786		18665
TRUCKS							
Iveco Prime Mover	2003	MU 000	176789	177732	943		47343
Nissan UD	2009		30559	35476	4917		2612
Iveco Tipper	2004	MU 00	103106	107162	4056		56593
GENERATORS							
Generator 2-100KVA	2005		15329		-15329		
Generator 1-83KVA	2005		39062		-39062		
Generator 13KVA (Const)	2005		11226	11809	583		
LIGHT VEHICLES							
Toyota Landcruiser	2005	01 MU	96824				11722
Mitsubishi Canter	2004	MU 140	22653	26586	3933		3843
Toyota Prado	2009	MU 0	16196	21522	5326		3954
Holden Rodeo	2008	MU 167	92576		-92576		6311
Isuzu DMAX	2009	MU 300	3000	7359	4359		3073
Toyota PTV	1986	MU 1017	19822		-19822		2544
TRAILERS & TANKERS							
Side Tipper	2001	MU 2010	158253	158255	2		16304
Side Tipper-Evertran	2009	1TKB837	5403	8203	2800		4860
Tri Axle Low Loader	2008	MU663	7984	12017			8544
Tri Axle Low Loader	2001	MU2004			0		52886
30K Water Tank	2005	MU 2024	50308	50715	407		9812
Dog Fuel Trailer	1993	MU 658			0		1775
Dog Fuel Trailer	1972	MU2005			0		535
Dolly 1	2001	MU 2003			0		6240
Dolly 2	2000	MU 2009			0		10558
					0		
Tractors					0		
New Holland	2006	MU 380	827		-827		2653
Forklift							
Caravans							6821
Various Small Plant							6349

Vehicles and Equipment

Iveco Prime Mover MU000- Repairs to Turbo 7 Intercooler- fixed and returned

Low Loader MU2004- Ramp broken away- sent to Aiden Thurkle for re fitting and welding repairs

Low Loader Mu 663- brake calliper fixed

Toyota Land cruiser- new clutch fitted

15.1.2 Works Report

Construction Report

.

Erong-Rd: Completed

Airstrip-Tech to come to install PAL

Bridge 837- Bypass road sealed to 8m with some 4m sections and floodway's

McNabbs-Twin Peaks Road- Bunds pushed, shire team have mobilised some equipment to complete the bunds- commence works in new year

Flood Damage Repairs

Kalli Road- east of Kalli homestead completed, west side to be completed in new year

Maintenance Report

Carnarvon - Mullewa road: - Completed grading from northern boundary to Mullewa boundary

Berringara - Pindar road: -

Erong Road-

Mt Gould Road-

Byro-Berringara Road-

Butchers Track-

Woolgorong South Road-

Coolcalya Road-

Ballythunna Road- grading completed

Meeberie-Wooleen Road-

Settlement- grading to be completed prior to break

General Grading-

Maintenance Grids

Works Financial Activity

Job No	Description	Budget 09-10	MTD	YTD	Balance	Completed
E162008	Airstrip	343000		324665	18335	85%
E162007	Grids	60000	14000	14000	46000	
E162006	R4R-Bridge	912836	0	393899	518937	0%
E162005	RTR-Bridge	680000	260904	680000		98%
E162004	Carnarvon Mullewa Rd- Seal	541590		811	540779	1%
E162003	MT Gould Erong	180000		136710	43290	
E162002	Beringarra-Pindar (Murgoo)	100000		135487	(35487)	100%
E162001	McNabbs	52500				40%
	FLOOD Damage					
SOM	Opening Up	104704				100%
	Reinstatement	719674				
	North of Byro-Trackwest			149269		100%
	Beringarra-Pindar-Northcoast			370071		100%
	Beringarra-Pindar-Trackwest			120262		100%
	Erong Road			15,276		100%
	Kalli road				64796	
Crosslands	Opening Up	790202				100%
	Reinstatement	875890				0%

Staffing

Neil Coombe- Acting Supervisor
Paul Smart
Stuart Broad
Preston Wall (casual)
Jason Hodder
Heydon McKenzie- sick leave- now complete
Glenn Pinnegar

STATUTORY ENVIRONMENT

Nil

STRATEGIC IMPLICATIONS

None at this stage

POLICY IMPLICATIONS

None at this stage

FINANCIAL IMPLICATIONS

CONSULTATION

COMMENT

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION

That council:

Note the Status Report of the Shire owned Plant and receive the Works Foreman's status report.

16. FINANCE

16.1.1 Financial Activity Statements October-November 2009

File:
Author: Ron Adams, Chief Executive Officer
Interest Declared: No interest to disclose
Date: 13 December 2009
Attachments: Financial Activity Statements for October November 2009
Balance Sheet
Income Statement Detail
Income Statement by Nature & Type
Income Statement Summary

MATTER FOR CONSIDERATION

Council to consider adopting the monthly financial statements for October November 2009.

BACKGROUND

Amendments to the Local Government (Financial Management) Regulations 1996 that were gazetted on 20 June 2008 and became effective from 1 July 2008 have resulted in regulations 34 and 35 relating to monthly financial reports and quarterly/triennial financial reports being repealed and substituted with a new regulation 34. The new regulation 34 requires that local government report on a monthly basis and prescribes what is required to be reported with the intention of establishing a minimum standard across the industry.

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 (c);

(e) The net current assets at the end of the month to which the statement relates.

Sub regulations 2, 3, 4, 5 and 6 prescribe further details of information to be included in the monthly statement of financial activity.

STRATEGIC IMPLICATIONS

None

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

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

CONSULTATION

None

COMMENT

None

VOTING REQUIREMENTS

Simple majority

COUNCIL DECISION

1. That Council adopt the financial statements for the period ending October, November 2009, as attached.

16.1.2 Accounts Paid during the period October November 2009

File:
Author: Ron Adams, Chief Executive Officer
Interest Declared: No interest to disclose
Date: 12 December 2009
Attachments: EFT & Cheque Detail for November December 2009

MATTER FOR CONSIDERATION

Authorisation of accounts paid during the month of November-December 2009, authorisation of account to be paid up to December 2009

BACKGROUND

Accounts paid are required to be submitted each month.

STATUTORY ENVIRONMENT

Local Government (Financial Management) Regulations 1996
Reg 13(1)–Requires that where the Chief Executive Officer has delegated power to make payments from the Municipal or Trust funds a list of accounts paid is to be prepared each month.

STRATEGIC IMPLICATIONS

None

POLICY IMPLICATIONS

None

FINANCIAL IMPLICATIONS

Payment from Council’s Municipal Account

CONSULTATION

None

COMMENT

Payments made during the month of October November 2009 as per attached schedule.

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION

That:

1. Accounts Paid between 23 November 2009 – 18 December 2009;

TYPE	Voucher	PAYMENT	STATUS	AMOUNT
EFT	1-5, 24-28	Payroll	Paid	\$5,396.65
Cheque	8904-8915	Payroll	Paid	\$5,877.26
EFT	6-23	Creditor	Paid	\$126,336.00

2. Accounts to be Paid in December 2009

TYPE	Voucher	PAYMENT	STATUS	AMOUNT

3. Salaries and Wages paid between November-December of \$41668.42; is received

17. DEVELOPMENT

17.1 Oakajee Port & Rail Information Sharing

File:
 Author: Ron Adams, Chief Executive Officer
 Interest Declared: No interest to disclose
 Date: 12 November 2009
 Attachments:

MATTER FOR CONSIDERATION

Discussion of various developments involving Oakajee Port & Rail

Oakajee Port and Rail momentum builds

Rail bridge design, hydrology investigations, and environment surveys are just some of the works underway as part of the multi billion dollar Oakajee port and rail project.

As the feasibility phase of the project moves forward, the project team is advancing design and engineering, customer tonnage discussions and development of detailed capital and operating estimates.



Oakajee Port and Rail welcomes marine approval

OPR has recently achieved a key milestone of environmental approval for the port marine component of the project.



Rail route skirts skink

A detour to save the habitat of a rare and endangered skink, is just one of many factors to be considered as OPR studies the best rail route to port for mid-west miners.



OPR Community Calendar

1.1.1.01.1.1	<u>4th December</u>	Presentation, WA Mining Club, St Barbara's Day
1.1.1.01.1.2	<u>8th December</u>	Presentation Mid-West Mining Development conference
1.1.1.01.1.3	<u>10th December</u>	Briefing Chamber of Commerce and Industry WA sundowner
1.1.1.01.1.4	<u>26th January</u>	OPR sponsors Geraldton-Greenough Australia Day event
1.1.1.01.1.5	<u>February</u>	OPR workshops in Geraldton, Mullewa and Chapman Valley
1.1.1.01.1.6	<u>February</u>	OPR Mid-West office, located in Geraldton, open day
1.1.1.01.1.7	<u>24th February</u>	Presentation Mining the Mid-West Conference

17.2 ASKAP & SKA Information Sharing

File:
Author: Ron Adams, Chief Executive Officer
Interest Declared: No interest to disclose
Date: 12 November 2009
Attachments:

MATTER FOR CONSIDERATION

Discussion of various developments involving ASKAP and SKA

CEO:

I attended a meeting of Geraldton-Greenough business' that The Economic Development people of the City of Geraldton-Greenough people arranged with key people from the SKA Project on opportunities for local business'. I have sent the following email to CEO Tony Brun asking for inclusion in any further activities of economic development.

From: Ron Adams [mailto:ceo@murchison.wa.gov.au]
Sent: Wednesday, 9 December 2009 11:22 AM
To: 'Tony Brun'
Subject: SKA Issues

Tony

As you know I briefly attended your "local business" gathering a couple of weeks ago.

The Murchison Shire has a small number of business' operating in the Shire where the MRO site is.

These businesses from Murchison have missed the opportunity, but I think we can work together on this.

As you recently offered to us

["I think there's a lot of opportunities for us to work together, especially with AKSAP/SKA in the mix."](#)

Could you please ask your Economic Development people to include us in any activities that are planned such as the one just gone.

Regards

Ron Adams
Chief Executive Officer
Shire of Murchison

17.3 Septic Tank Licence

File:
Author: Ron Adams, Chief Executive Officer
Interest Declared: No interest to disclose
Date: 12 November 2009
Attachments:

MATTER FOR CONSIDERATION
Council to note issuing of septic tank license.

BACKGROUND

A septic licence was granted to Precision Mining Camps on behalf of Sino Steel

STATUTORY ENVIRONMENT

STRATEGIC IMPLICATIONS
None

POLICY IMPLICATIONS
None

FINANCIAL IMPLICATIONS

Income of \$216 for this license has been received

CONSULTATION
None

COMMENT

VOTING REQUIREMENTS
Simple majority

OFFICER RECOMMENDATION

That Council;

Note the septic licence issued to Sino Steel

OFFICER RECOMMENDATION

18. ADMINISTRATION

18.1 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Notice of Motion

Cr SA Broad requested an expected income and expenditure report on the projected costs associated with building a new bridge to replace Bridge 837

18.1.1 Bridge 837

File:
Author: Ron Adams, Chief Executive Officer
Interest Declared: No interest to disclose
Date: 13 November 2009
Attachments:

MATTER FOR CONSIDERATION

Evaluate to proposed budget for building a new bridge.

BACKGROUND

The following letter from DLGRD was received 1-12-09 about the R4R funding for Years 1 and 2

Dear All

I am receiving a number of inquiries regarding Stage 2/Year 2 of the Country Local Government Fund and the progress regarding guidelines and so forth. Therefore I thought I would provide you all with a general overview of the current status.

The guidelines are being finalised in consultation with the Department of Regional Development and Lands. They are currently awaiting Ministerial approval. Once the Ministers have announced the commencement of Stage 2 of the CLGF, the guidelines plus other information will be release.

Please note that the process for project notification and approval will be the same as last year. You will be required to submit an Acceptance Form - similar to last year - outlining your projects and other information. This form will be forwarded as part of the guidelines package as per last year. Please also be aware that the guidelines will alter slightly in terms of project eligibility to I would hesitate before commencing any projects prior to Departmental approval. Please also be aware that it is likely - but still to be confirmed - that projects will be required to be priority projects identified by the local government on your strategic plans/plans for the future. This is still to be approved but is a likely change so please be prepared for it.

There will also be additional signage and Royalties for Regions acknowledgement requirements for this Stage which will be outlined in the guidelines.

Please remember that funds will not be distributed until you have fully expended and acquitted your Stage 1/Year 1 allocation. As per Circular 26-2009, expenditure is not transferring money into a reserve/trust account but is the physical expenditure of a project. Please be aware that your regional groups will not receive any Stage 2 funding until you individual stage 1 funding has been fully expended and acquitted.

If you are experiencing delays in your projects and anticipate they will not be complete prior to 30 June 2010 then I would suggest you review your Stage 1 projects and decide whether reallocation to eligible projects that will be complete prior to this date is required. If you decided that reallocation is necessary then you need to inform the Department in writing of these changes.

Hopefully this information answers all the inquiries that I have been receiving. If you require further clarification please do not hesitate to contact me.

Kind Regards
Rachel

Rachel Reynolds
Senior Grants Officer
Country Local Government Fund Branch
Department of Local Government

R4R Years 3 & 4 are subject to a change in the mining royalty from the State Government. Unfortunately finding a definitive answer to how much our funding will reduce or increase is proving difficult. It is even difficult to speculate on possible scenarios. What is definite is the fact that what we initially thought we were going to receive has changed.

The table below shows the bridge costing's and income as we currently know, this includes actual and some budget numbers that we are working on. On the Income side its shows the expected income from Royalties for Regions.

The numbers represented in orange are now numbers of concern, as these are what we cannot determine if or how much these will reduce.

New Bridge at 70m Down Stream

		EXPENDITURE			INCOME
Expenditure			Income		
Bridge		\$	Royalties for Regions		\$
Deck and Pylons		364,500	Year 1		912,836
Transport		\$ 41,000			
Rock Supply & delivery		\$ 346,500	Year 2		\$ 585,151
Construction of Bridge		\$ 548,000			
sub-total bridge works		\$ 1,300,000	Year 2- Regional Project		\$ 327,685
Engineering			Year 3		\$ 456,418
Geo Tech		\$ 129,972	Year 4		\$ 456,418
Greenfields	4150	\$ 20,000	Year 3 -Regional Projects		\$ 456,418
HTD Surveyors	1750	\$ 10,000			
BGE	25000	\$ 25,000	Year 4- regional Project		\$ 456,418
sub-total Engineering		\$ 184,972			
Road- 5 km embankment construction		\$ 1,725,000			
Clearing and general shaping		\$ 100,000			
Sub base & base		\$ 200,000			
		\$ 285,000			
sub-total embankments and road works		\$ 2,310,000			
Allowance for Overruns		\$ 150,000			
		\$ 3,944,972			\$ 3,651,344

Money expended not refundable
Money dependant on Royalties- not
Guaranteed
Money guaranteed
Actual- may slightly increase
Budget only numbers

STATUTORY ENVIRONMENT

STRATEGIC IMPLICATIONS

None

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

The construction of a new bridge is disclosed in the current budget to the point of what could be expended in this financial year. The income from this project is projected over the next three years, but is currently subject to review.

CONSULTATION

Michael Keene- Greenfield Technical Services

Legal Opinion- Civic Legal

Civic Legal were asked to express advise on the status of the Stop Work Order and whether the Shire can demolish Ballinyoo Bridge.

Civic Legal's Advice

We note that a listing on the Shire's Municipal Inventory does not attract any legal rights i.e. the listing of the bridge on the Municipal Inventory does not prohibit the bridge from being demolished. The only issue, therefore, is whether the Stop Work Order is still in effect.

The Stop Work Order was made on the 17 August 2009. Pursuant to s 59(7)(d) of the Act it ceases to have an effect after 42 days have passed from the date of the order (being 28 September 2009) unless the State Administrative Tribunal ("SAT") has made an order that the Stop Work Order should continue in force.

We have no instructions to the contrary and therefore take it that the Shire has not received any communications from the Heritage Council, the Minister for Heritage or the SAT. On this basis it is likely that the SAT has not made an order that the Stop Work Order should continue and accordingly the Stop Work Order has ceased to have effect. However, to confirm that this is the case, we have made an application to search the SAT's Register of Proceedings. The SAT has informed us that the search will take 3 days from the date of this letter.

We can advise you of the position with more certainty once we receive the results of the search.

If it turns out that the Sat has not made an order to continue with the Stop Work Order the Shire can then proceed to demolish the bridge.

Although it is not a requirement at law the Shire would of course be seen to be transparent prior to demolition, it wrote to the Heritage Council to advise them of its intention.

In the interim, we suggest taking no action until the SAT search has been returned to us. If you have any queries regarding the above please do not hesitate to contact the writer.

Anthony Quahe
Director

COMMENT

Due to the uncertainty of income from Royalties for Regions in my opinion the risk to proceed with the construction on a new bridge is too high for a small local government to take.

In view of Civic Legal's advise

"Although it is not a requirement at law the Shire would of course be seen to be transparent prior to demolition, it wrote to the Heritage Council to advise them of its intention." The intention to demolish the bridge without informing the Heritage Council would not be seen favourably.

VOTING REQUIREMENTS

Absolute majority

OFFICER RECOMMENDATION

That Council;

- 1. Rescind motions as listed below with exceptions highlighted in blue**

OFFICER RECOMMENDATION

That Council;

1. Engage Main Roads WA to build a single lane bridge in concrete to replace old Bridge 837
2. Pre purchase all engineering, design and concrete casting to the value of \$680,000

Received all councillors response 7/0

COUNCIL DECISION/OFFICER RECOMMENDATION

OC090503 Confirmation of Flying Minute 140409

Moved Cr R E Foulkes-Taylor, Seconded Cr M W Halleen

That Council;
Formally adopt the flying minute of 14 April 2009.

Motion put and carried 6/0

OFFICER RECOMMENDATION

That Council;

1. The new Ballinyoo Bridge be built on the existing alignment
2. The CEO to source and appoint a photographer to complete a record of old Bridge 837
3. **The Shire to preserve any significant pieces of the bridge that could be utilized for Museum.**
4. Golder be engaged to complete geotechnical survey up to the price of \$140,000;
5. **Shire of Murchison builds the temporary bypass around the bridge.**

Councillor Response from five councillors 5/0

OC090602 Confirmation of Flying Minute 030609

Moved Cr R E Foulkes-Taylor, Seconded Cr M W Halleen

That Council;
Formally adopt the flying minute of 3 June2009.

Motion put and carried 6/0

SM080903

COUNCIL DECISION/OFFICER RECOMMENDATION

In extensive consultation with the Community of Murchison, the Main Roads of WA Engineers BG &E Engineering and with all reports available to Council that the immediate demolition of Bridge 837 proceed.

Motion put and Carried 6/0

2. **Advise Department of Local Government that the bridge project will be ceased and that the Royalties for Regions money will be spent on new road infrastructure on the Carnarvon Mullewa Road**
3. **An allowance is made in the next budget for a reserve fund to be established for care and maintenance of Bridge 837.**

STATUTORY ENVIROMENT

Local Government Act 1995

S5.100 Payments for certain committee members

- (1) A person who is a committee member but who is not a council member or an employee is not to be paid a fee for attending any committee meeting.
- (2) Where-
 - (a) A local government decides that any person who is a committee member but who is not a council member or an employee is to be reimbursed by the local government for an expense incurred by the person in relation to a matter affecting the local government; and
 - (b) A maximum amount for reimbursement of expenses has been prescribed for the purposes of section 5.98(3)(b)

The local government must ensure that the amount reimbursed to that person does not exceed that maximum.

S5.101 Payments for employee committee members

- (1) A committee member who is an employee is not paid a fee for attending any committee meeting.
- (2) Nothing in this section prevents a local government from reimbursing an employee for an expense incurred by the employee in relation to a matter affecting the local government.

COMMENT

There has been three CBD committee meetings held this financial year. On all occasions the community member has travelled with an elected member, therefore ineligible to claim for the travel.

VOTING REQUIREMENTS

Absolute majority

OFFICER RECOMMENDATION

That Council;

1. Add to the terms of reference for the CBD Committee that;
“Community Members who are committee members be reimbursed travel at the Council rate of \$1.30 per kilometre”

18.1.3 Emergency Management Plan

Notice of Motion

Cr BM Seaman requested by Notice of Motion

Background

The Shire of Murchison Policy Manual, division 10 deals with the event of Fire within the Shire of Murchison. Nowhere is there a strategic plan in the event of any other emergency within the shire.

Motion

That Council supports the need to create an Emergency Management Plan for the Shire of Murchison. This plan will

Assess and review hazards and risks facing the Murchison Shire Community.

Identify the municipal resources available for use in the municipal district for use in response and recovery.

To provide an overview on how the shire plans for and responds to an emergency.

The plan is to be reviewed annually or after an emergency event to detail any changes needed.

That the draft "Emergency Management Plan" will be presented to council at the next full council meeting for endorsement.

VOTING REQUIREMENTS

Simple majority

Moved Cr BM Seaman,

Seconded

File:

Author: Ron Adams, Chief Executive Officer

Interest Declared: Nil

Date: 14 December 2009

Attachments:

MATTER FOR CONSIDERATION

Emergency Management Plan

BACKGROUND

An emergency management plan is a legislative requirement. The process of building this plan involves inter agency and sign offs by these multi agencies.

The Shire of Yalgoo's first draft is due for release in January 2010, and has taken a little over two years to compile. I have made an arrangement with the CEO to utilise that format in January.

Lucinda Jose, ex-MWDC, has been engaged by Yalgoo to complete the compliance and first draft.

STATUTORY ENVIROMENT

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Division 2 Emergency management arrangements for local governments

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Division 2 — Emergency management arrangements for local governments

41. Emergency management arrangements in local government district

- (1) A local government is to ensure that arrangements (*local emergency management arrangements*) for emergency management in the local government’s district are prepared.
- (2) The local emergency management arrangements are to set out —
 - (a) the local government’s policies for emergency management;
 - (b) the roles and responsibilities of public authorities and other persons involved in emergency management in the local government district;
 - (c) provisions about the coordination of emergency operations and activities relating to emergency management performed by the persons mentioned in paragraph (b);
 - (d) a description of emergencies that are likely to occur in the local government district;
 - (e) strategies and priorities for emergency management in the local government district;
 - (f) other matters about emergency management in the local government district prescribed by the regulations; and
 - (g) other matters about emergency management in the local government district the local government considers appropriate.
- (3) Local emergency management arrangements are to be consistent with the State emergency management policies and State emergency management plans.
- (4) Local emergency management arrangements are to include a recovery plan and the nomination of a local recovery coordinator.
- (5) A local government is to deliver a copy of its local emergency management arrangements, and any amendment to the arrangements, to the SEMC as soon as is practicable after they are prepared.

42. Reviewing and renewing local emergency management arrangements

- (1) A local government is to ensure that its local emergency management arrangements are reviewed in accordance with the procedures established by the SEMC.
- (2) Local emergency management arrangements may be amended or replaced whenever the local government considers it appropriate.

43. Local emergency management arrangements to be available for inspection

- (1) A local government is to keep a copy of its local emergency management arrangements at the offices of the local government.

- (2) The arrangements are to be available for inspection, free of charge, by members of the public during office hours.
- (3) The arrangements may be made available in written or electronic form.

COMMENT

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION

An update on the progress of developing the Emergency Management Plan be presented at the February 2010 Ordinary Council Meeting.

18.2 Tender 2010-2 Sale of Surplus Equipment

File:
 Author: Ron Adams, Chief Executive Officer
 Interest Declared: Minor-son has tendered on two items
 Date: 15 December 2009
 Attachments: Nil

MATTER FOR CONSIDERATION

Award successful tenderer for TENDER 2010-2

BACKGROUND

Council resolved at the October Ordinary Council (OC091021) to advertise for tender the sale of surplus equipment.

The tender documents were completed and placed on the Council website on 23 November 2009. An email was sent to the Murchison community advising them of current tenders available.

Advertisements were placed in the West Australian and Geraldton Guardian.

The following tenders were received;

Item 1;



Name of Person Tendered	Tendered Amount (Inc GST)
Jamie Gratte	\$ 565
Billabong Roadhouse	\$ 300
Glenn Pinnegar	\$ 232.50
Stephen Jackson	\$ 100
Rainstar Holdings	\$ 300

Item 2:



Name of Person Tendered	Tendered Amount (Inc GST)
Billabong Roadhouse	\$ 500
Stephen Jackson	\$ 100
Sydney Lippiatt	\$ 500

Item 3:



Name of Person Tendered	Tendered Amount (Inc GST)
Murchison Mail & Freight	\$ 690
Billabong Roadhouse	\$ 500
Peter Jeffries	\$ 455
Stephen Jackson	\$ 100
Glenn Pinnegar	\$ 503.20
Rainstar Holdings	\$ 555

Item 4:



Name of Person Tendered	Tendered Amount (Inc GST)
Billabong Roadhouse	\$ 300
Glenn Pinnegar	\$ 221.50
Peter Jeffries	\$ 330
Stephen Jackson	\$ 100
Matthew Adams	\$ 503.75
Rainstar Holdings	\$ 355

Item 5:



(Pic for illustration purposes only)

Name of Person Tendered	Tendered Amount (Inc GST)
Jamie Gratte	\$ 765
Billabong Roadhouse	\$ 300
Neil Coombe	\$ 306.75
Stephen Jackson	\$ 100
Glenn Pinnegar	\$ 202.80
Matthew Adams	\$ 501.50
Rainstar Holdings	\$ 500

Item 6:



Name of Person Tendered	Tendered Amount (Inc GST)
Jack Western	\$ 1100
Stephen Jackson	\$ 1000
Rainstar Holdings	\$ 500

STATUTORY ENVIRONMENT

Local Government Act 1995

S3.58 Disposing of Property

- (3) A local government can only dispose of property to-
 - (b) The person who at public tender called by the local government makes what is, in the opinion of the local government, the most acceptable tender, whether or not it is the highest tender.

Local Government (Functions & General) Regulation 1996

Part 4- Tenders for Providing Goods and Services- sets out the regulation for conducting and recording tenders

STRATEGIC IMPLICATIONS

None at this stage

POLICY IMPLICATIONS

None at this stage

FINANCIAL IMPLICATIONS

As resolved, proceeds from sale of Items 1- 4 to be utilised for purchase of CBD motel furniture, Items 5-6 proceeds to be deposited to Plant Reserve

CONSULTATION

COMMENT

VOTING REQUIREMENTS

Simple majority

OFFICER RECOMMENDATION

That Council accept the following tenders;

Item 1 Caravan- be awarded to Jamie Gratte for sum of \$ 565 Inc GST

Item 2 Caravan- be awarded to Sydney Lippiat fro sum of \$ 500 Inc GST

Item 3 Caravan- be awarded to Murchison Mail & freight for sum of \$ 690 Inc GST

Item 4 Caravan be awarded to Matthew Adams for the sum of \$ 503.75 Inc GST

Item 5 Caravan be awarded to Jamie Gratte for the sum of \$ 765 Inc GST

Item 6 Pig Trailer be awarded to Jack Western for the sum of \$1100 Inc GST

19. CEO ACTIVITY REPORT

19.1.1 CEO Activity Report November-December 2009

File:
Author: Ron Adams, Chief Executive Officer
Interest Declared: No interest to disclose
Date: 12 December 2009
Attachments: Nil

MATTER FOR CONSIDERATION

CEO's activity report

BACKGROUND

November

23 -Grace French, Senior Administration Officer commenced duties
24
25 -Fit new Sat phone to MU0
-Attend City of Geraldton Greenough- Economic Development for SKA Project
-Meeting with Ross Stevens from CSIRO- property items at Boolardy
26
27
28 -Building Committee Meeting
-CBD Committee Meeting
-Movie Night in Settlement
30

December

1
2 -Sent Monologue out electronic version
3 -Inspection of Road works at bridge and sealing contractors
-MEG meeting in Yalgoo- sent apologies for non attendance
4
7
8 -Road report from Craig Harvey on Butchers track
9
10
11
14
15
16
17
18
19

CEO Report

OFFICER RECOMMENDATION

That Council;

Note the CEO Activity Report

19.2 CEO Adjustments to Employment Contract

File:

Author: Ron Adams, Chief Executive Officer

Interest Declared: Minor interest

Date: 16 November 2009

Attachments:

MATTER FOR CONSIDERATION

Remuneration Review

BACKGROUND

As part of the CEO contract a remuneration review is to be carried out on an annual basis

STATUTORY ENVIROMENT

Local Government Act 1995

- s. 5.23 (2) (a) Matter affecting and employee or employees
- (b) the personal affairs of any person

COUNCIL RECOMMENDATION

20. URGENT BUSINESS

21. ITEMS TO BE DISCUSSED IN CAMERA

22. MEETING CLOSURE
