



Western Australia

Agenda for the Ordinary Meeting of the Murchison Shire Council,
Held in the Council Chambers, Carnarvon Mullewa Road, Murchison,
On Friday **20th April 2012**, commencing at 9.15 am.

Council Forum to commence at 8.30 am

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1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

2. RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE

Cr Halleen has been granted leave of absence for this meeting.

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil.

4. PUBLIC QUESTION TIME

4.1 Standing Orders

Moved: Councillor

Seconded: Councillor

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

5. NEXT MEETING

The next meeting of Council is scheduled for Friday 18th May, 2012

6. APPLICATIONS FOR LEAVE OF ABSENCE

7. NOTICE OF ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS

8. CONFIRMATION OF MINUTES

8.1 Ordinary Council Meeting – 15th March, 2012

Background:

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

Voting Requirements:

Simple majority

COUNCIL DECISION/OFFICER'S RECOMMENDATION:

Moved: Councillor

Seconded: Councillor

That the Minutes of the Ordinary Council meeting of 15th March, 2012 be confirmed as an accurate record of proceedings.

CARRIED

9. ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION

10. ACTION LIST**List ex December 2011**

No.	Item	Action	Status
1.	Prepare 'Flying Minute' motion for submission to the next Murchison WALGA Zone Meeting Cue 11 th May.	Motion prepared and submitted for inclusion on the agenda	Completed

This list has not been forgotten. It is very hard to give time to this when we have so many current issues 'crying out' for attention.

List ex March 2012 Meeting

No.	Item	Action	Status
1.	Improvement surrounds CEO's residence	A couple of items not yet tackled	Almost completed
2.	Tenders for road maintenance Beringarra-Pindar Road	Call tender for work	Completed this meeting

List Resulting from 15th March meeting

No.	Item	Action	Status
1.	CSIRO Road Agreement Beringarra-Pindar Road	Advise CSIRO Council favours an extension of the existing agreement.	Completed
2.	Funding bitumen re-sealing Carnarvon-Mullewa Road	Alter budget to allow for this project \$280,000	Completed
3.	Regional Road Group Possible extra grant Carnarvon-Mullewa Road 2012/13	Advise MRWA of acceptance	Completed
4.	Crossland Resources Road Agreement	Advise Crosslands of acceptance of extension of agreement	Completed
5.	Tender Road Works SLK 199-209 Carnarvon-Mullewa Road	Advise Greenfields to advise No tender accepted	Completed
6.	Tender Re-sealing 10-20 kms South Murchison Settlement.	Advise Greenfields to advise successful and unsuccessful Tenderers of result of tender	Completed
7.	Arrangement for Council using own resources to carry out 199-209 SLK construct and bitumen job.	Works Supervisor to prepare report on the strategy to tackle this job.	Report nearing completion
8.	New schedule of fees and charges	Will be available for the May Meeting	Incomplete
9.	Tender to be called for a small Truck for use by plant maintenance person	Tenders yet to be called Will be for May meeting	Incomplete

OFFICER'S RECOMMENDATION:

That the Action List be accepted.

11. DISCLOSURE OF INTERESTS

12. REPORTS OF OFFICERS

12.1 Monthly Plant Report for March 2012

Note: Plant report has been changed to reflect figures recorded at end of each month.
(This is first report under new system, therefore does not reflect full month)

HEAVY PLANT				Start	End	Total	
Plant Item	Year	REGO	Hours	Hours	Total	Service	Ownership
Cat Grader 12H	2005	MU 141	7893	7994.8	101.8		
Cat Grader 12M	2008	MU 51	4008	4104	96		
Volvo L110 Loader	2006	MU 65	4013	4068.7	55.7		
Komatsu Dozer	1997		7643	7653	10		
Cat Vibrating Roller	2005	MU 177	396	422	26		
John Deere Grader	2011	MU 121	959	1035.9	76.9		
Bomag M/Tyre Roller			81	124	43		
Cat 938G Loader			3009.4	3028.9	19.5		
Iveco Prime Mover	2003	MU000	240991	242805	1814		
Nissan UD	2009	000 MU	101166	102688	92572		
Iveco Tipper	2004	MU 00	153349	154174	825		
Generator 2-100KVA	2005		1260.3	1381.8	121.5		
Generator 1-83KVA	2005		1543.9	1835.2	291.3		
Maintenance Genset			16620	16793	173		
Construction Genset			4949	5228.8	279.8		
Mitsubishi Canter	2011	01 MU	40913	42530	1617		
Mitsubishi Canter	2004	MU 140	120295	121629	1334		
Toyota Prado	2010	MU0	41500	42100	600		
Holden Rodeo	2008	MU 167	146716	148265	1549		
Isuzu DMAX	2009	MU 300	116893	119024	2131		
Toyota Hilux	2011	MU 1018	35419	38532	3113		
Toyota P/T Vehicle	1986	MU 1017	21079	21079	Not used		
Side Tipper	2001	MU 2010	190603	191549.8	946.8		
Side Tipper – Evertran	2009	MU 662	38986	40220.72	1234.72		
Tri-Axle Low Loader	2008	MU 663	32445	35145.8	2700.8		
No. 2 float	2001	MU2004	11055	13551	2496		
30000lt Water Tank	2005	MU 2024	8025	9775	1750		
Dog Fuel Trailer	1993	MU 658					
Dog Fuel Trailer	1972	MU 2005					
Dolly 1-Red	2001	MU 2003		11038			
Dolly 2-Black	2000	MU 2009					
New Holland Ford Tractor	2006	MU 380	1382.4	1402	1960		
Forklift			11656.4	11663.4	7		
Caravans							
Various small plant							
Ride on Mower - JD			93.5	105.5	12		

12.2 Works Report – Works Supervisor**CONSTRUCTION CREW**

With the Easter public holidays and the crew break being all in the one fortnight I had the crew working on the pot holing on the section of bitumen 20km south of the settlement in readiness for the reseal on the 4th May 2012.

Crew have put an apron on the grid just east of Wooleen wool shed.

The Construction Crew are currently working on the Greenough River Crossing at Yuin. They are making good progress and hope to have this section completed by the end of the swing, 24th April (Anzac Day 25th).

They will come in and have Anzac day off and then will put the apron on the second grid at Woolleen on Thursday the 26th before commencing break.

MAINTENANCE CREW

As above, the Maintenance Crew works schedule altered to fit in with the public holidays. Paul gave a hand with the pot holing and then took annual leave. John completed further works on the CEO residence and other house maintenance around the settlement. This crew as of today 16th are heading back out to recommence road maintenance at Beringarra and continue the run from there.

Sandy will be taking the six wheeler and a loader (938G) up to Beringarra and working with the Maintenance Crew sheeting various sections of the road and also repairing the Murchison River crossing at Milly Milly. He will be camping in the caravan recently purchased from Trevor.

The crew are currently based at Beringarra homestead.

Roads Graded this Month

Pindar Beringarra
Nookawarra-Mileura

Patch Grade

Carnarvon Mullewa Road from settlement to the South boundary.
Errabiddy Bluff
Meeberrie-Woolleen and Twin Peaks Woolleen
Sanford River Crossing, just South of Twin Peaks Homestead

FLOOD DAMAGE CREW

Wadjers crew have completed the Butchers track road and are now working on the Curbur homestead flood area and from there will move on to the Curbur lake area.

The Muggon road will be repaired from the Muggon Homestead south to Butchers track. This will entail the use of a scraper which will be here today (16th) and we hope to have this section of road completed by Saturday 21st.

On this section I have decided not to cart the sand away but to pull in the sand and re sheet over the top with scraper. Reason for this is twofold, it will make the road both wider and higher.

The third submission for the flood damage has been approved so we can now commence works on these two sections which includes the Curbur homestead area and the Curbur lake area. Total \$347k.

Gravel has been carted in on the Twin Peaks- Woolleen road in readiness for flood damage repairs. Once the Wadjers crew have finished the two Curbur sections they will move to Woolleen and commence work on the Twin Peaks road and the Woolleen Mt Wittenoorn road.

PLANT

The Iveco Prime mover is still giving us electrical problems. It was sent in to Purcher for the fourth time for more repairs (same problem).

30,000lt water truck has been sent into town for minor repairs.

Caravan recently purchased from Trevor has been revamped with a new air conditioner, larger fridge, tyres etc and is now being used by Sandy with the Maintenance Crew.

GRIDS

A new apron on the grid just east of Woolleen wool shed has been completed.

Angle iron for the grids on the Carnarvon Mullewa road has been purchased and is now in the yard in readiness for trial run.

I am expecting to hear back from contractors (Ken Kempton and Jack Weston) before the next council meeting in May on the repair and replacement of new grids.

STAFF

Full works crew on hand.
Ross (Fitter) is on a week's annual leave.

10 KM CONSTRUCTION/RESEAL

A comprehensive report for the re-construction and sealing of 10 km of road from Twin Peaks intersection to Billabalong homestead should be completed for the May Council meeting.

Apologies for not having this report ready for April meeting. This is due to very busy works schedule with the setting up of new Contractor Wadjers for the flood damage.

OFFICERS'S RECOMMENDATION:

That the Works supervisor's Report be received and adopted.

MATTERS TO BE DISCUSSED WHILE WORKS SUPERVISOR IS IN ATTENDANCE

12.3 Annual Road Inspection

Background:

Previously Council decided that the Annual road Inspection would be held in May 2012. Council needs to indicate the arrangements it wishes be made. Some of the options to be considered are-

- Transport
- Duration, part of Shire 1 day, most of the Shire 2 days
- Overnight stay if 2 days
- Catering
- Must see locations to be included in the inspection

Interest Declared:

None

Statutory Environment:

Road inspections are well within Council's legislative boundaries

Financial implications:

Normal costs, transport and catering: no excessive expenditure

Voting Requirements:

Simple majority

OFFICER'S RECOMMENDATION:

No recommendation – Council to discuss and come up with some arrangements which staff will further develop.

12.4 Tenders for Roadworks Beringarra-Pindar Road

Background:

Council previously directed that tenders be called for the 'additional maintenance' task on the Beringarra-Pindar Road. Basically the tender will be for 'operator and plant use' per hour for a list of plant used on this task. This was called per advertisement in the 'Geraldton Guardian' with tenders closing Monday 16th April, 2012.

Interest Declared:

There may be an interest declared in connection with this item.

Statutory Environment:

Calling tenders for road works is well within Council's legislative boundaries.

Voting Requirements:

Simple majority

OFFICER'S RECOMMENDATION:

No recommendation, as at the time of agenda preparation tenders have not been assessed.

13. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

None

14. ANNOUNCEMENTS CONCERNING MEETINGS ATTENDED

14.1 Shire President

14.2 Councillors

15. REPORTS OF COMMITTEES

Plant Committee meeting held 27th March 2012

Minutes attached.

16. FINANCE

16.1 Financial Activity Statements to 31st March 2012

File:

Author: Dianne Daniels, Senior finance Officer

Interest Declared: No interest to disclose

Date: 12th April, 2012

Attachments: Financial Activity Statements for 9 months to 31st March, 2012

Balance Sheet

Income Statement Summary

Income Statement Detail

Income Statement by Nature & Type

Matter for Consideration:

Council to consider adopting the monthly financial statements for 9 months to 31st March 2012.

Background:

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

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.

Strategic Implications:

Nil.

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:

UHY Haines Norton

Comment:

Summary of Financial Results March 2012

The Current Position at 31 March 2012 is a surplus of \$551,509, so a strong improvement on 1 July 2011 brought forward, which was a deficit of \$16,639, but down \$201,865 on February. Contributing factors to this were that there was no Grants Commission income during the month to support running expenses and we were required to repay the RLCIP Grant of \$30,000 which was earmarked for the relocation of the Boolardy Woolshed. The next grant from the Grants Commission is due in May, with the possibility of a pre-payment of part of the 12-13 funding to be paid in June.

This month we have again reviewed those expense accounts that are over budget by 10% or more and have inserted comments in the right hand column of the attached Income Statement by Program – Detail.

Rates

Rates have not yet been issued, but the Shire of Murchison has been given approval by the Department of Local Government to proceed with the issuing of rates, despite the fact that they are still sitting with the State Administrative Tribunal. The SFO has historic rates queries to resolve prior to raising the rates and will endeavour to complete the process during April.

Insurance Review

Representatives from LGIS are scheduled to meet with the CEO and SFO on the 17th April to review insurance requirements. Market value of Plant items will be reviewed as they are currently over-valued.

Occupational Safety and Health Audit

Council pays an annual subscription to LGIS Risk Management for services that we don't take advantage of, such as training regarding OSH responsibilities, take 5's, safety observations, assistance with writing safe work method statements, policies and procedures, OSH responsibilities and safety audits.

We have requested a site visit to audit our safety systems and to give us some direction going forward. The objective will be to utilise their services as regularly as required to maintain a safe and compliant workplace.

CSIRO

CSIRO are disputing SOM Contribution Claim 6, with payment being withheld by them until agreement can be reached. The point of contention is that the charges for November and December work were spread over two Claims (5 and 6) and CSIRO were of the belief that all 2011 charges had been finalised in Claim 5. We at no time gave them cause to assume that there would be no further charges for 2011 works when Claim 5 was issued. We have been corresponding with CSIRO in an effort to resolve this quickly and have offered to cover the entire cost of Administration and Overheads, which might otherwise have been claimed, on Claim 6.

Voting Requirements:

Simple majority.

OFFICER'S RECOMMENDATION:

That Council adopt the financial statements for the period ending 31st March 2012, as attached.

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

File:

Author: Dianne Daniels Senior Finance Officer

Interest Declared: No interest to disclose

Date: 12th April, 2012

Attachments: EFT & Cheque Details for payments made

Matter for Consideration:

Authorisation of accounts paid during the month of March 2012.

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 March, 2012 as per attached schedule.

Voting Requirements:

Simple majority

COUNCIL DECISION/OFFICER'S RECOMMENDATION:

Moved: Councillor

Seconded: Councillor

That the accounts as per the attached Schedule presented to this meeting totalling \$3,898,159.05 be passed for payment/endorsed by Council.

CARRIED

17. DEVELOPMENT

18. ADMINISTRATION

18.1 Ballinyoo Bridge No 837 – Replacement Project

Background:

Since Council's Official Expression of Interest for Royalties for Regions funding for this project has been lodged negotiations have increased with the Main Roads WA Mid West Region in connection with securing a financial commitment from that department towards the cost of the bridge. An amount somewhere between \$M1/2 and \$M1 has been the figure considered reasonable to expect. In addition MRWA Mid West (in February '12) advised that Engineers Australia had applied for the bridge to be heritage listed.

Recent letters received (copy attached to agenda) are-

State Heritage Office advising

"We are not aware of any suggestion from Engineers Australia that Ballinyoo Bridge should be added to the State Register and no fresh submission has been received".

MRWA Mid West

"It will not be possible to contribute to this replacement in 2012/13 because all funding submissions were required by August 2011 for the 2012/13 budget cycle.

".....it is recommended that Royalties for Regions is targeted for the full cost of this project as other programs such as the Local Government Bridge program is unlikely to produce a positive outcome"

Statutory Environment:

Negotiations with Government on bridge funding is well within Council's legislative boundaries.

Financial Implications:

Based on Council's EOI for Royalties for Regions funding and the stated Local Government contribution a sum as mentioned above was necessary to reach the estimated total cost of the project. Whatever the shortfall is this is the amount that has to be made up from other funding agencies.

Voting Requirements:

Simple majority

OFFICER'S RECOMMENDATION:

That arrangement be made to meet Mr Bernie Miller, recently appointed Regional Manager Main Roads Mid West, either at his Geraldton Office or as guest at the May Meeting of Council to discuss the Ballinyoo Bridge project and other Council/MRWA matters and if considered advantageous

and

arrangements be made for a deputation to the Minister for Transport, the Hon Troy Buzzwell, MLA at his Perth Office to discuss the bridge project and either Mr Vince Catania MLA or the Hon Wendy Duncan MLC be invited to introduce the deputation to the Minister.

18.2 Murchison Country Zone of WALGA – Half Yearly Conference at Cue 11th May 2012

Background:

The next half yearly conference of the Murchison Country Zone of WALGA will be held in Cue on Friday 11th May. Council has an item on the agenda. Usually Council appoints Councillors plus the CEO to attend as delegates (CEO only a voting delegate if insufficient Councillors attend)

Interest Declared:

None

Statutory Environment:

Participation in WALGA activities is well within the Local Government legislative boundaries.

Financial Implications:

Any costs properly provided for in the current budget

Voting Requirements:

Simple majority

OFFICER'S RECOMMENDATION:

That Councillors _____ and _____ be appointed Murchison Shire delegates to the next half yearly conference of the Murchison Country Zone of WALGA to be held at Cue on 11th May, 2012

18.3 Cost Recovery From FESA – Shire of Murchison Bush Fire Activities**Background:**

An arrangement exists where all or some of the costs in connection with Council's activities in bush fires in the shire of Murchison over the past summer can be recouped from FESA. Mr Jim McNamara, the FESA Officer who liaises with Council has confirmed this is the case. The total cost, the figure includes all costs, for Council involvement in fires over summer (this does not include the very recent fire at Curbur) totals \$73,919. The CEO is of the opinion that Council should discount the bill in some way to indicate that we are committed to fire control and fire suppression and don't abrogate all responsibility for meeting the cost of fire control. The gesture of FESA is very much appreciated, however I think an account listing all costs and then discounting the account for an amount for 'contribution to cost from Council funds' would be reasonable. If say Council thought 25% (any % can be applied) off the \$73,919 was fair and reasonable this would be a discount of \$18,480.

Not included in the above figures is the value of aircrafts owned by local people who have been willingly and voluntarily used in connection with these fires. There is a view that this value should be added to the total cost or at least advised to FESA. It has previously been confirmed that the actual costs of providing this support (use of locally owned aircrafts) cannot be recouped from FESA.

Interest Declared:

None

Statutory Environment:

The Bush Fires Act authorises Councils to act in Bush Fire Control.

Financial Implications:

The cost of Council's involvement in bush fire control this financial year far exceeded the budget and the recoup from FESA will be very much appreciated and reduce the over expenditure.

Voting Requirement:

Simple Majority

OFFICER'S RECOMMENDATION:

That when submitting the account to FESA for recoup of Council's costs associated with its involvement in bush fires over past summer the value of private aeroplanes used in these endeavours be also included in the total cost or at least advised to FESA and the amount sought from FESA (which would not include the value of privately owned aircrafts) be discounted by ..% representing a contribution of the total costs from Council funds.

18.4 JMG Murchison Settlement Generators

Correspondence between Council and JMG in relation to the performance of the generators and their attendance on 24th January for after sales adjustments for which they charged \$6494.62 continues. This account has not been paid. Negotiations are continuing. Except for the first reply from JMG Council correspondence to them is quite detailed but the replies from JMG are quite short. See attachments to the agenda.

Background:

The CEO believes we have a little way to go with these negotiations.

Interest Declared:

None

Financial Implications:

The amount outstanding cannot be paid unless an Officer signs the invoice approving of this expenditure. To date no officer is prepared to do this.

Voting Requirement:

Simple Majority

OFFICER’S RECOMMENDATION:

That negotiations continue with JMG in relation to the account from JMG for \$6494.62 for attendance in Murchison on 24th January, 2012 to make adjustments to the generators (installed in December, 2011) and in relation to the performance of the generators generally.

19. NOTICE OF MOTION

20. CEO ACTIVITY REPORT

Date	Activity
21 st March	Attended Murchison Sub Group Regional Road Group Teleconference. Resume of meeting attached.
29 th March	Attended Launch of Wajarri Dictionary at Murchison. This was a very well organised and conducted event.
4 th April	Attended the Astrofest 2012 Committee Meeting in Murchison.

OFFICER’S RECOMMENDATION:

That the CEO’s Activity Report be accepted.

21. URGENT BUSINESS

Not urgent but worthy of recording;

1. Letter received from the former Vice President ICPA WA – Mrs Emma Foulkes-Taylor thanking Council for its support of the 2012 (and 40th Anniversary) conference held at the Esplanade, Fremantle on 23rd March, 2012.
2. E mail from Steven Tingay advising he wishes to donate a ‘decent optical telescope’ to the Murchison Shire. He would like to do this probably on Saturday 19th May. This is a most generous offer. See attached e mail letter in agenda booklet.

22. ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS

23. MEETING CLOSURE

Council, with the assistance of WALGA Workplace Solutions Officer Mr John Phillips to interview candidates for the position of CEO Shire of Murchison from 12.30 pm.