

# SHIRE OF MINGENEW



MINUTES OF THE  
ORDINARY MEETING  
HELD ON  
WEDNESDAY  
17 NOVEMBER 2004

**MINUTES OF THE ORDINARY MEETING**

**WEDNESDAY, 17 NOVEMBER 2004**

**TABLE OF CONTENTS**

Page No.	Agenda Ref	Item	Minute No.
1		Suspension of standing orders	041101
2		Receipt of October 2004 Minutes	041102
2		Tender of Galion steel roller	041103
2		Confirmation of October 2004 Minutes	041104
3	F1104/1	Finance Report	041105
4	F1104/2	Schedule of Payments – October 2004	041106
6	H1104/1	Recreation Centre air-conditioning quotation	041107
8		Council building inspections	041108
8		MOCC painting	041109
8		Special meeting – Mingenew-Irwin Group loan	041110
9		Simsmetal metal recycling program	041111
9	G1104/2	Country Treasures/Shell Roadhouse	041112
9	G1104/2	Country Treasures/Shell Roadhouse	041113
11		Clearing on Yandanooka-Morawa Road	041114
11	W1104/1	Receipt of Works Supervisor's Report	041115
13		Receipt of EHO's Report	041116
13	W1104/2	North Midlands VROC Regional Local Government Consultancy	041117
15	W1104/3	WALGA Re Infopage – New State Funds to Local Government Agreement	041118
16	W1104/4	WALGA Re Amendment to Financial Management Regulations	041119
18		Receipt of CEO's Report	041120

**SHIRE OF MINGENEW**  
**MINUTES OF THE ORDINARY MEETING HELD IN THE COUNCIL CHAMBERS,**  
**MINGENEW, ON WEDNESDAY, 17 NOVEMBER 2004**

---

**1.0 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS**

The Presiding member, Cr I K Wilton declared the meeting open at 8.04 AM

**2.0 ATTENDANCE**

**2.1 PRESENT:**

I K Wilton	President	Lockier Ward
M A Bagley	Deputy President	Yandanooka Ward
M F K Pearse, JP	Councillor	North Ward
E T Hathaway	Councillor	Town Ward
J F Bligh	Councillor	Guranu Ward
R E S McTaggart	Councillor	Town Ward - 8.17AM
G Sharp	Councillor	Town Ward

**Staff:**

H Vander Ende	CEO
P Anderson	Senior Admin Officer

**2.2 APOLOGY:**

Nil

**2.3 DECLARATION OF INTEREST**

Nil

**2.4 STANDING ORDERS**

041101 Moved Cr M A Bagley  
Seconded Cr E T Hathaway

*That the Standing Order be suspended.*

**CARRIED**  
**Voting 6/0**

**3.0 PUBLIC QUESTION TIME**

Nil

**3.1 Questions on Notice**

Nil

**3.2 Questions Without Notice**

Nil

**4.0 LEAVE OF ABSENCE**

Nil

**5.0 RECEIPT/CONFIRMATION OF MINUTES FROM PREVIOUS MEETINGS**

**041102 Receipt of the Minutes of the Ordinary meeting of Council held on Wednesday, 20 October 2004.**

*Moved Cr J F Bligh*

*Seconded Cr M F K Pearse*

*That the minutes of the Ordinary Meeting of Council held on Wednesday, 20 October 2004, be received.*

**CARRIED**

**Voting 6/0**

**DECLARATION OF INTEREST**

*Cr J F Bligh registered an interest in the tender for the Galion steel roller (an offer made by his son in law, Darrin Lee), and abstained from voting in the below motion.*

**041103 Moved Cr M F K Pearse**

*Seconded Cr R E S McTaggart*

*That Council offer the Galion steel roller that went to tender to the Mingenew Tourist & Promotions Committee (as a static display), otherwise the tender from Darrin Lee be accepted; with a suggestion that should it no longer meet their needs that it be offered to the Mingenew Historical Society.*

**CARRIED**

**Voting 6/0**

**041104 Confirmation of Minutes**

*Moved Cr E T Hathaway*

*Seconded Cr M F K Pearse*

*That the Minutes of the Ordinary Meeting of Council held on Wednesday, 20 October 2004, be confirmed as a true and accurate record.*

**CARRIED**

**Voting 7/0**

**6.0 PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS**

Nil

**7.0 ANNOUNCEMENT BY PRESIDING MEMBER WITHOUT DISCUSSION**

Nil

**8.0 AGENDA ITEMS**

**8.1 FINANCE REPORT**

---

<b>SUBMISSION TO:</b>	FINANCE
<b>AGENDA REFERENCE:</b>	F1104/1
<b>SUBJECT:</b>	Financial Report for October 2004
<b>LOCATION/ADDRESS:</b>	
<b>NAME OF APPLICANT:</b>	
<b>FILE REFERENCE:</b>	N/A
<b>AUTHOR:</b>	P Anderson
<b>DISCLOSURE OF INTEREST:</b>	Nil
<b>DATE OF REPORT:</b>	17 November 2004

---

**ATTACHMENT**

Finance report

**BACKGROUND**

Nil

**COMMENT**

Nil

**STATUTORY ENVIRONMENT**

Local Government Act 1995 and the Financial Management Regulations 1996

**POLICY IMPLICATIONS**

Nil

**FINANCIAL IMPLICATIONS**

As presented

**STRATEGIC IMPLICATIONS**

Nil

**VOTING REQUIREMENTS**

Simple Majority

**STAFF RECOMMENDATION**

That the Finance Report ending 31 October 2004, which includes:

- Financial position

- General Fund Summary of Financial Activities – Schedule 2
- Summary of Outstanding Debts
- Trust fund reconciliation – Schedule 21
- Reserve fund details – Schedule 23
- List of Accounts

Be received.

**041105**     *Moved Cr E T Hathaway*  
*Seconded Cr M F K Pearse*

*That the Finance Report ending 31 October 2004, which includes:*

- *Financial position*
- *General Fund Summary of Financial Activities – Schedule 2*
- *Summary of Outstanding Debts*
- *Trust fund reconciliation – Schedule 21*
- *Reserve fund details – Schedule 23*
- *List of Accounts*

*Be received.*

**CARRIED**  
**Voting 7/0**

---

<b>SUBMISSION TO:</b>	FINANCE
<b>AGENDA REFERENCE:</b>	F1104/2
<b>SUBJECT:</b>	Accounts due and submitted
<b>LOCATION/ADDRESS:</b>	
<b>NAME OF APPLICANT:</b>	
<b>FILE REFERENCE:</b>	
<b>AUTHOR:</b>	Henry Vander Ende
<b>DISCLOSURE OF INTEREST:</b>	Nil
<b>DATE OF REPORT:</b>	20 October 2004

---

#### **ATTACHMENT**

Copy of list of accounts due (EFT & cheque payments), which will enable Council to confirm the payment of creditors in accordance with Local Government (Financial Management) Regulations 1996, Section 13 (1).

#### **BACKGROUND**

Financial regulations require a schedule of payments made through the Council bank accounts to be presented to Council for their inspection. The list includes details for each account paid incorporating the payees name, amount of the payment, date of payment and sufficient information to identify the transaction.

**COMMENT**

Invoices supporting all payments are available for inspection. All invoices and vouchers presented to Council have been certified as to the receipt of goods and the rendition of services and as to prices, computations and costings, and that the amounts shown were due for payment.

**STATUTORY ENVIRONMENT**

Local Government Act 1995, Section 6.4

Local Government (Financial Management) Regulations 1996 Section 12, 13 and 14

**POLICY IMPLICATIONS**

Nil

**FINANCIAL IMPLICATIONS**

Nil

**STRATEGIC IMPLICATIONS**

Nil

**VOTING REQUIREMENTS**

Simple Majority

**STAFF RECOMMENDATION**

That Council confirm the accounts for payment for October 2004 as presented.

**041106**     *Moved Cr M F K Pearse*  
*Seconded Cr M A Bagley*

*That Council confirm the accounts for payment for October 2004 as presented.*

**CARRIED**  
**Voting 7/0**

**8.2     HEALTH/BUILDING & TOWN PLANNING**

**8.57AM**     *David Williams, Council's new Environmental Health Officer/Building Surveyor joined the meeting.*

---

<b>SUBMISSION TO:</b>	HEALTH & BUILDING
<b>AGENDA REFERENCE:</b>	H1104/1
<b>SUBJECT:</b>	Recreation Centre air-conditioning quotation
<b>LOCATION/ADDRESS:</b>	
<b>NAME OF APPLICANT:</b>	
<b>FILE REFERENCE:</b>	
<b>AUTHOR:</b>	H Vander Ende
<b>DISCLOSURE OF INTEREST:</b>	Nil
<b>DATE OF REPORT:</b>	17 November 2004

---

#### **ATTACHMENT**

Copy of quote from Cramer & Neill

#### **BACKGROUND**

Nil

#### **COMMENT**

A quotation has been received from Cramer & Neill of Geraldton to upgrade the air conditioning systems at the Recreation Centre. Councillors will note that the quotation actually comprises two different air conditioners, one being of the refrigerated variety and the other one evaporative. I was speaking with Mr Tony Emmett of Cramer & Neill, quizzing him on the suitability of the evaporative air conditioners for the building. He admitted although the proposal would be quieter than the existing ones, they would still not be suitable in a meeting or conference situation. I also queried Mr Emmett on the possibility of installing refrigerated air conditioners only – a cost difference of about \$150 per unit – instead of the reverse cycle. Mr Emmett still recommends an evaporative system for the kitchens as he feels the reverse cycle air conditioner units are not entirely suitable to such areas due to build up of grease and dusts on the units.

I did attend the recent Expo Committee meeting and it was determined that at this stage they are prepared to put a sum of \$5,000 towards the upgrading of the Recreation Centre air conditioning. One has to look at the quote of \$12,737 which means Council would still need to contribute the sum of \$7,737. I believe that this could be financed from the Sports Ground Improvement Reserve which has approximately \$4,000 in it, and the balance from the Building Reserve. Should any other community club decide to contribute to the cost of the air-conditioning then their contributions could reimburse the monies taken out of the Reserve Funds.

The expenditure on the air conditioners would be an out of Budget item and as such require an Absolute Majority of Council.

#### **STATUTORY ENVIRONMENT**

Nil

**POLICY IMPLICATIONS**

Nil

**FINANCIAL IMPLICATIONS**

Nil

**STRATEGIC IMPLICATIONS**

Nil

**VOTING REQUIREMENTS**

Absolute Majority

**STAFF RECOMMENDATION**

That Council proceed with option one as presented on the quote supplied by Cramer & Neill, that is, to supply and install four 8.8 Kw reverse cycle wall mounted split units to the main function area at a cost of \$12,737.00, and utilise the funds from the Sports Ground Improvement Reserve and Building Reserve.

**041107**     Moved Cr M A Bagley  
Seconded Cr E T Hathaway

*That Council proceed with option one as presented on the quote supplied by Cramer & Neill, that is, to supply and install four (4) 8.8 Kw reverse cycle wall mounted split units to the main function area at a cost of \$14,973.00, and utilise the funds from the Sports Ground Improvement Reserve and Building Reserve. The Mingenew Expo Committee will contribute an amount of \$5,000 towards this cost, and any additional contributions towards this project will be used to reimburse the Building Reserve Fund.*

**CARRIED**  
**Voting 7/0**  
**Absolute Majority**

**Council's EHO made recommendations on a policy regarding Annual Inspections of Council owned properties.**

**041108**     Moved Cr M F K Pearse  
Seconded Cr G Sharp

*That an addition to Council's Procedures Manual is made:*

**That the EHO is required to submit to Council at the March Meeting;**

- 1) an Annual Inspection Report listing the works required on all Council owned properties, prioritised in order of need**
- 2) a five year plan in regards to capital works**

*CARRIED*  
*Voting 7/0*

041109 Moved Cr M F K Pearse  
Seconded Cr M A Bagley

*That only the exterior of the Mingenew Infant Health Centre building be painted at this stage, to be funded with a transfer from the staff housing maintenance reserve fund.*

CARRIED  
Voting 7/0

**ADJOURNMENT**

9.32 AM Morning Tea Adjournment – *The President adjourned the Meeting for morning tea. Retired Councillor Bob Maisey and Mingenew-Irwin Group representative Rachel Bagshaw joined the Councillors for morning tea.*

9.54 AM *David Williams retired from the chambers*

*Retired Councillor Bob Maisey addressed Council on some of the issues and outcomes of amalgamation that have arisen in his new home of Tasmania.*

10.02 AM *Bob Maisey retired from the chambers*

*Rachel Bagshaw addressed Council in regards to the move to the current Post Office building which the Mingenew-Irwin Group will be moving into once the Rural Transaction Centre is completed. They are looking to borrow \$15,000 from the Council until they receive their grant from LotteryWest. There are two new environmental projects that have just received funding - one for the Mingenew Common and another to fence off a breakaway on a property within the Shire.*

041110 Moved Cr R E S McTaggart  
Seconded Cr M F K Pearse

*That Council hold a Special Meeting of Council before AGM of Electors to determine whether they would be willing to offer a short term financial loan to support the Mingenew-Irwin Group.*

CARRIED  
Voting 7/0

10.21 AM *Rachel Bagshaw retired from the chambers*

10.21 AM *Nigel Drury from Simsmetal and David Williams entered the chambers*

*Nigel Drury addressed Council on a service they provide to remove metal from our waste repository.*

041111 Moved Cr E T Hathaway  
Seconded Cr G Sharp

*That Council directs the EHO to examine the desirability of entering into a Service Agreement with Simsmetal and that the EHO organises a publicity campaign to enter into recycling with farmers of scrap metal and report back at the next Council meeting*

CARRIED  
Voting 7/0

10.43 AM *Nigel Drury retired from the Chambers*

10.43 AM Meeting Reconvened – *The President reconvened the meeting with those present before the adjournment returning to the meeting.*

*Discussion took place on the proposed use of the old Shell Roadhouse – Agenda item G1104/2.*

**8.4 GENERAL - continued**

---

<b>SUBMISSION TO:</b>	GENERAL
<b>AGENDA REFERENCE:</b>	G1104/2
<b>SUBJECT:</b>	Patricia Juranovich and Jenny Stephen – Mingenew Country Treasures, re – Shell Roadhouse
<b>LOCATION/ADDRESS:</b>	
<b>NAME OF APPLICANT:</b>	
<b>FILE REFERENCE:</b>	
<b>AUTHOR:</b>	H Vander Ende
<b>DISCLOSURE OF INTEREST:</b>	Nil
<b>DATE OF REPORT:</b>	17 November 2004

---

**ATTACHMENT**

Copy of correspondence from the proprietors of Country Treasures Op Shop

**BACKGROUND**

Correspondence has been received from Patricia Juranovich and Jenny Stephen concerning their intention to relocate their business enterprise to the former Shell Roadhouse. In the correspondence the proponents are seeking Councils assistance by way of cleaning up the back yard.

**COMMENT**

I believe that the proponent should be advised to seek the assistance of the Mingenew Town Fire Brigade and have the backyard actually burnt. I'm not sure that I would like to see Council's plant put into the yard because of uncertainty as to the location of drains, potholes and so on.

**STATUTORY ENVIRONMENT**

Nil

**POLICY IMPLICATIONS**

Nil

**FINANCIAL IMPLICATIONS**

Nil

**STRATEGIC IMPLICATIONS**

Nil

**VOTING REQUIREMENTS**

Nil

**STAFF RECOMMENDATION**

That Mrs Juranovich and Ms Stephen be advised that Council is not in a position to assist by donating use of plant and machinery in the backyard of the Shell Roadhouse, and that they be encouraged to contact Mingenew Town Brigade to assist in clean up the backyard by burning it.

**041112**     *Moved Cr E T Hathaway*  
*Seconded*

*That Mrs Juranovich and Ms Stephen be advised that Council is not in a position to assist by donating use of plant and machinery in the backyard of the Shell Roadhouse*

**CARRIED**  
*Voting /*

*The motion moved by Cr E T Hathaway lapsed*

**041113**     *Moved Cr M F K Pearse*  
*Seconded Cr M A Bagley*

*That Mrs Juranovich and Ms Stephen be advised that Council is not in a position to assist by donating use of plant and machinery in the backyard of the Shell Roadhouse, and that they be encouraged to contact Mingenew Town Brigade to assist in clean up the backyard by burning it*

**CARRIED**  
*Voting 6/1*

*11.06 AM David Williams retired from the meeting*

*11.09 AM Russell Dyer joined the meeting*

*11.16 AM Cr R E S McTaggart retired from the meeting*

**041114** *Moved Cr M A Bagley*  
*Seconded Cr E T Hathaway*

*That congratulations be passed on to the outdoor crew on the quality of the vegetation clearance works undertaken on Yandanooka-Morawa Road*

**CARRIED**  
**Voting 6/0**

### **8.3 WORKS REPORT**

---

<b>SUBMISSION TO:</b>	WORKS
<b>AGENDA REFERENCE:</b>	W1104/1
<b>SUBJECT:</b>	Works Supervisor Report
<b>LOCATION/ADDRESS:</b>	
<b>NAME OF APPLICANT:</b>	
<b>FILE REFERENCE:</b>	N/A
<b>AUTHOR:</b>	Russell Dyer
<b>DISCLOSURE OF INTEREST:</b>	Nil
<b>DATE OF REPORT:</b>	17 November 2004

---

#### **ROADWORKS**

- Vegetation clearing on Yandanooka-Morawa Road and Moffett Road has been completed; also some gravel sheeting was done to improve Moffett Road and Yandanooka-Morawa Road.
- Gravel sheeting has started on Depot Hill North Road between Yarragadee West and Allanooka Springs Road, this is funded from Regional Road Group with a budget of \$75,000.00
- The Slip lane at the intersection of Mingenew South Road and The Midlands Road is completed, with the kerbing, line marking and signage finishing the project.

#### **MAINTENANCE GRADING**

Yandanooka-Morawa Road  
Coalseam Road

#### **DRAINAGE WORK**

Yarragadee West Road culvert extension and headwall  
Mingenew South road headwall installed

**PRIVATE WORKS**

- AC Auto Electrical - block slashed
- Mills's Mechanical - sand delivered
- Rod Poyner - sand delivered
- Yarragadee Partners - grader hire
- Yatharagga Farming Company - grader hire
- CLJ Mechanical - loader hire
- Peter Mitchell - grader hire
- Gordon Campbell - grader hire
- Troy Tapscott - grader hire

Total amount invoiced this period was \$4,798.00

**PLANT REPAIRS**

Mitsubishi MI4484 truck – 90,000km service

Volvo loader - 6,500hr service

Volvo grader - 3,000hr service

**RECREATION CENTRE**

Sid Abbotts is looking after all the watering and the mowing of the sports fields and racetrack, with Tom Groves mowing the main oval every Friday.

Tom Groves and John Passmore are maintaining the bowling green, tennis courts and town parks.

**TOWN WORKS**

The concrete kerbing nibs on The Midlands Road have been painted white to make them more visible to through traffic.

The shade cloth at the Skate Park has been taken down as one corner had broken away from the pole.

**STAFF**

1. Noel Page – 13 weeks long service leave.

**RECOMMENDATION**

For Council's information

*Discussions were held on access to the new Rural Transaction Centre with regards to driveway access from Midlands Road. This access way is to be blocked off for vehicles by way of a planter box or such with only pedestrian traffic allowed. Access for Australia Post trucks and so on will be via Council's car park block on William Street to the rear of the RTC building. This area will be concreted rather than paved as originally planned.*

**041115**     *Moved Cr M A Bagley*  
                 *Seconded Cr M F K Pearse*

*That the Works Supervisor's Report be received*

**CARRIED**  
**Voting 6/0**

11.53 AM *Russell Dyer retired from the meeting*

041116 Moved Cr M A Bagley  
Seconded Cr M F K Pearse

*That the EHOs Report be received*

**CARRIED**  
**Voting 6/0**

**8.4 GENERAL - continued**

---

<b>SUBMISSION TO:</b>	GENERAL
<b>AGENDA REFERENCE:</b>	G1104/1
<b>SUBJECT:</b>	North Midlands VROC Regional Local Government Consultancy
<b>LOCATION/ADDRESS:</b>	
<b>NAME OF APPLICANT:</b>	
<b>FILE REFERENCE:</b>	
<b>AUTHOR:</b>	H Vander Ende
<b>DISCLOSURE OF INTEREST:</b>	Nil
<b>DATE OF REPORT:</b>	17 November 2004

---

**ATTACHMENT**

Copy of correspondence from Graham Wilks

**BACKGROUND**

Nil

**COMMENT**

The North Midlands VROC CEO's have drawn up a Terms of Reference to investigate a suitable model for the formation of a Regional Local Government to support the Shires of Carnamah, Coorow, Mingenew, Morawa, Mullewa, Perenjori and Three Springs.

A copy of the Terms of Reference is attached for Councillors information. Correspondence has also been sent to the Department of Local Government seeking a contribution from the Department as it is believed that the model will be a pilot scheme for other Councils to follow. Email advice has been received from the Department of Local Government confirming they would be prepared to fund \$13,000 towards the consultancy. At this stage it is not sure as to the extent of the consultancy but it is estimated to be up to \$20,000, but that will become more evident once expressions of interest have been received from potential consultants.

Those Councillors that attended the seminar organised by the WA Local Government Association, on Structural Reforms and Regional Co-operation would understand from Professor Brian Dollary through his discussions, that this is certainly one of the models which is favoured by those Councils in the Eastern States that have undertaken regional co-operation and support.

My guess is Council needs to endorse the initiative of the CEO's in seeking this study and be prepared to support it by any shortfall that may occur. At this stage it is suggested that the short fall could possibly be \$1,000 per Council however this would be subject to receiving consultants' expressions of interest.

**STATUTORY ENVIRONMENT**

Nil

**POLICY IMPLICATIONS**

Nil

**FINANCIAL IMPLICATIONS**

Nil

**STRATEGIC IMPLICATIONS**

Nil

**VOTING REQUIREMENTS**

Nil

**STAFF RECOMMENDATION**

That Council receives the Terms of Reference and endorse the initiative of the North Midlands VROC CEO's in seeking consultants to complete a study on a suitable model for the formation of a Regional Local Government and that the Shire of Mingenew is prepared to contribute financially to any shortfall in funding to conduct a study.

**041117**     **Moved Cr M A Bagley**  
                 **Seconded Cr G Sharp**

*That Council receives the Terms of Reference and endorse the initiative of the North Midlands VROC CEO's in seeking consultants to complete a study on a suitable model for the formation of a Regional Local Government and that the Shire of Mingenew is prepared to contribute financially to any shortfall in funding to conduct a study.*

**CARRIED**  
**Voting 6/0**

**ADJOURNMENT**

*12.18 PM Luncheon adjournment – The President adjourned the meeting for lunch*

*12.49 PM Meeting reconvened – The President reconvened the meeting with all those present prior to the adjournment*

---

<b>SUBMISSION TO:</b>	GENERAL
<b>AGENDA REFERENCE:</b>	G1104/3
<b>SUBJECT:</b>	WALGA Re Infopage – New State Funds to Local Government Agreement
<b>LOCATION/ADDRESS:</b>	
<b>NAME OF APPLICANT:</b>	
<b>FILE REFERENCE:</b>	
<b>AUTHOR:</b>	H Vander Ende
<b>DISCLOSURE OF INTEREST:</b>	Nil
<b>DATE OF REPORT:</b>	17 November 2004

---

#### **ATTACHMENT**

Copy of an Infopage Bulletin from the WA Local Government Association

#### **BACKGROUND**

An Infopage Bulletin has been received from WALGA seeking Council's views on the proposed New State Funds to Local Government Agreement. A copy of the Agreement is attached for Councillors Information and the WA Local Government Association is seeking Councils views on matters contained within the Agreement.

#### **COMMENT**

I think the primary comment that Council should put forward in regards to the Agreement that is it all very well signing it, providing that there are some assurances that the State Government will maintain its commitment under the Agreement; unlike the previous one where some 12 million dollars of road funding earmarked for Local Government was redirected by the State Government with no consultation or agreement of Local Government.

If Councillors could complete their feedback on the draft State Roads Funds to Local Government Agreement 2006-2010 and provide those to the CEO for inclusion in the final response to WALGA

#### **STATUTORY ENVIRONMENT**

Nil

#### **POLICY IMPLICATIONS**

Nil

#### **FINANCIAL IMPLICATIONS**

Nil

#### **STRATEGIC IMPLICATIONS**

Nil

**VOTING REQUIREMENTS**

Nil

**STAFF RECOMMENDATION**

That Council receives the correspondence from the WA Local Government Association and completes the survey as required.

**041118**     *Moved Cr M F K Pearse*  
*Seconded Cr J F Bligh*

*That Council receives the correspondence from the WA Local Government Association and that the CEO completes the survey as required.*

**CARRIED**  
**Voting 6/0**

---

<b>SUBMISSION TO:</b>	GENERAL
<b>AGENDA REFERENCE:</b>	G1104/4
<b>SUBJECT:</b>	WALGA Re Amendment to Financial Management Regulations
<b>LOCATION/ADDRESS:</b>	
<b>NAME OF APPLICANT:</b>	
<b>FILE REFERENCE:</b>	
<b>AUTHOR:</b>	H Vander Ende
<b>DISCLOSURE OF INTEREST:</b>	Nil
<b>DATE OF REPORT:</b>	17 November 2004

---

**ATTACHMENT**

Copy of an Infopage Bulletin from the WA Local Government Association

**BACKGROUND**

Nil

**COMMENT**

The WA Local Government Association is seeking Council's views on the draft amendment to the Local Government Financial Management Regulations which would insert the following section under 69A:

*Circumstances where concessions under section 6.47 may not be granted A local Government is not to exercise a power to grant a concession in relation to a rate or service charge under section 6.47 of the Act in circumstances where the concession is based on whether or not or the extent to which, the land in respect of which the rate or service charge is imposed is occupied by a person who owns the land.*

This proposed amendment is the Government's reaction to the proposal by the Shire of Augusta-Margaret River to impose a differential type rate on a property on which other than owner occupied. It appears that the Government wishes to close the loophole which exists in the current legislation.

**STATUTORY ENVIRONMENT**

Nil

**POLICY IMPLICATIONS**

Nil

**FINANCIAL IMPLICATIONS**

Nil

**STRATEGIC IMPLICATIONS**

Nil

**VOTING REQUIREMENTS**

Nil

**STAFF RECOMMENDATION**

That Council determines if it wishes to respond to WALGA in regards to the proposed Amendment to Financial Management Regulations.

**041119**     *Moved Cr M A Bagley*  
                 *Seconded Cr M F K Pearse*

*That the Council write a letter of support to WA Local Government Association, supporting the actions of Cr Bill Mitchell with regards to the proposed amendment to the Local Government Act.*

**CARRIED**  
**Voting 5/1**

**OTHER ITEMS DISCUSSED:**

**Senior's Morning Tea – Mingenew Primary School**

*The CEO advised that the advertised Senior's Morning Tea only received four responses by the time catering was being organised, so it has been cancelled.*

**Receipt of CEO's Report**

041120 Moved by Cr M F K Pearse  
Seconded by Cr E T Hathaway

*That the CEO's Report under General Items be received.*

**CARRIED**  
**Voting 6/0**

**9.0 OTHER BUSINESS**

**10.0 CLOSURE OF MEETING**

**1.54 PM The Presiding Officer thanked everyone for their attendance and declared the meeting closed.**

These minutes were confirmed at a meeting on 15 December 2004.

Signed: \_\_\_\_\_

Presiding Officer

Date 15 December 2004

**COUNCILLORS' REPORTS**

*17 November 2004*

**PRESIDENT'S REPORT:**

**Cr I K Wilton** – reported on attending meetings and other functions on his role as President of the Shire of Mingenew.

**OTHER REPORTS:**

**Cr M A Bagley** – reported on attending:

- 1) Expo Committee windup – 27 October 2004 – Mingenew
- 2) Structural Reform Meeting – 1 November 2004 – Perth

**Cr M F K Pearse** – reported on attending:

- 1) Structural Reform Meeting – 1 November 2004 – Perth
- 2) Regional Road Group – Central Sub-group – Monday, 15 November 2004 - Mullewa

**Cr G Sharp** – reported on attending:

- 1) Structural Reform Meeting – 1 November 2004 – Perth
- 2) Tidy Towns 3/11