

SHIRE OF BRUCE ROCK

MINUTES – ORDINARY MEETING 18 SEPTEMBER 2014

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SHIRE OF BRUCE ROCK

AGENDA – ORDINARY MEETING 18 SEPTEMBER 2014

1. Declaration of Opening

The Shire President, Cr Strange, opened the meeting at 1.12pm on Thursday 18th September 2014, welcoming all members and officers present.

2. Record of Attendance / Apologies / Leave of Absence (Previously Approved)

Shire President	Cr SA Strange
Deputy President	Cr IS Dolton
Councillors	Cr MK Thornton
	Cr JJ Gmeiner
	Cr NR Buegge
	Cr DA Heasman
	Cr R Rajagopalan
Chief Executive Officer	Mr DRS Mollenoyux
Deputy Chief Executive Officer	Miss CJ Dunn
Manager of Finance	Mrs JL Bow
Manager of Works and Services	Mr D Holland (1.12pm-2.00pm)
Leave of Absence (Previously Approved)	Cr MM Foss
	Cr MJ Royce

3. Response to Previous Public Questions Taken on Notice

4. Public Question Time

5. Petitions / Deputations / Presentations / Submissions

6. Applications for Leave of Absence

COUNCIL DECISION

Resolution September 14-6.1

Moved: Cr Rajagopalan Seconded: Cr Dolton

That Cr Strange's application for a leave of absence for the meeting to be held on the 16th October is approved.

Carried 7/0

7. Environmental Health Officer Report

Agenda Reference and Subject:

7.1.1 Litter Act 1979 – Infringement Notice – John Karra, 30 Westral St, Bruce Rock – Alleged Unauthorised Disposal Bruce Rock-Merredin Rd

File Reference: 4.1.1.2

Reporting Officer: John Mitchell, Building Surveyor

Disclosure of Interest Nil

Summary

Report recommends that the applicant be advised that the notice will not be withdrawn and that the infringement should be paid within 30 days or the matter will be referred to Council's solicitors for commencement of legal action.

Background

On 15 June 2014 evidence was collected from white plastic bags which had been disposed on the Merredin Bruce Rock Road adjacent to the 100kph signs. Within the white plastic bags was found envelopes and written materials containing Mr Karra's name and residential address.

Comment

It is the opinion of the authorised officer that a littering offence was created.

Pursuant to the provisions of the Act the offender must be provided the opportunity to provide comment and reasons why they should not be infringed for the offence.

Mr Karra's letters append. The reasons Mr Karra has provided include that he gave envelopes to people and they placed it in the bags and that a member of Councils contracted workforce does not like him and takes the refuse from the bin allocated and deposits it on the road to get him (Mr Karra) in trouble.

Council is requested to reject the letters provided as an unacceptable reason and that the terms of the Infringement Notice apply. Council involvement is requested as the Act requires Council to resolve the matter.

Consultation

The course of action taken was discussed with the district ranger and the CEO.

Statutory Implications

The provisions of Section 23 of the Litter Act 1979 states

23. Littering, offence

Any person who deposits litter, or causes litter to be deposited, on any land or on or into any waters commits an offence unless

the litter is deposited —
(a) on private land by consent; or
(b) in an appointed area; or
(c) in a place or receptacle set aside or provided for that purpose; or
(d) on land adjacent to private land by arrangement with, or at the invitation of, a public authority with a view to the litter being collected and removed by the public authority.

Penalty:

- (a) for an individual, a fine of \$5 000;
- (b) for a body corporate, a fine of \$10 000.

[Section 23 amended by No. 6 of 1996 s. 5; No. 30 of 2012 s

The Act provides for the issue of an infringement notice as an alternative to immediate legal action through the court system.

Policy Implications

There are no policy implications.

Financial Implications

The penalty for unauthorised disposal is \$200.00

Council can apply through the Fines Enforcement Agency to have the drivers licence of the applicant removed until the matter is solved.

Strategic Implications

4.1 – Provide good strategic decision making, governance, leadership and professional management, 4.1.3 Deliver services that meet the current and future needs and expectations of the community, whilst maintaining statutory compliance, 4.1.3.6 Continue to deliver services to the community in a safe and responsible manner.

Voting Requirements

Simple Majority

Officer Recommendation

That Mr Karra be advised that Council does not accept his reasons for the unauthorised littering on the Bruce Rock - Merredin Road on or around the 15 June 2014, that the provisions of the Infringement Notice 0202 issued on 3 July 2014 are enforceable and that unless payment is received by 30 September 2014 that the matter will be referred to Council's solicitors for action.

Council Decision varies from the Officer's Recommendation in that Council wish the payment deadline for Mr Karra to be the 8th October.

COUNCIL DECISION

Resolution September 14-7.1.1

Moved: Cr Rajagopalan Seconded: Cr Buegge

That Mr Karra be advised that Council does not accept his reasons for the unauthorised littering on the Bruce Rock - Merredin Road on or around the 15 June 2014, that the provisions of the Infringement Notice 0202 issued on 3 July 2014 are enforceable and that unless payment is received by 8 October 2014 that the matter will be referred to Council's solicitors for action.

Carried 7/0

Agenda Reference and Subject:

7.1.2 Local Planning Scheme No.3 – Request to consider oversized building – Lot 334 Farrall St, Bruce Rock

File Reference:

A1023

Reporting Officer:

John Mitchell, Building Surveyor

Disclosure of Interest

Nil

Summary

Report recommends that the application to erect a 3.00m eaves 13.5m x 6m skillion shed on Lot 334 Farrall Street, Bruce Rock be approved for issue of a local planning scheme consent.

Background

An application to erect a 81m² outbuilding on lot 334 333 Farrall Street Bruce Rock has been received from Transtruct of 85 Johnson Street, Bruce Rock.

There exists on site a 90m² outbuilding and a dwelling. The development comprises two lots amalgamated and the dwelling is across both boundaries. In reality the size lot is 2000m². This conclusion is reached as the dwelling is across two lots and therefore a second dwelling cannot be built on the lots as there is no sewerage scheme.

Comment

Council's Policy on outbuildings permits the following on a 2000m² lot

1700 – 2049	130	202	3.0	3.9
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The lots are not amalgamated pursuant to the Land Administration Act 1997 but are amalgamated for the purposes of local government rates.

The final height to the outbuilding is 3m above finished floor level. The impact on the amenity of the area is minimal at worst.

The applicant should also be advised that no further applications will be considered for the placement of outbuildings within lots 333 and 334 Farrall Street as the terms of the policy are met as the two outbuildings provide a size of around 185m² – 200m² of outbuildings on site.

Consultation

There has been no consultation.

Statutory Implications

Council can: -

- a) Decline the application on basis that the lots are not amalgamated and therefore the terms of the policy restrict development to a maximum outbuilding size of 94m² + one outbuilding at 40m² for a single development on 1012m² lots; or

b) Resolve to approve the application as there is a total of 2000m² within the development and therefore an additional building of 81m² is an acceptable development.

The proposed sewerage scheme is not proposed to be installed in Farrall Street. Therefore development is restricted to one dwelling per lot.

Policy Implications

The provisions of the Outbuilding Policy are applicable.

Financial Implications

Planning fees of \$147 are owed from the applicant.

Strategic Implications

4.1 – Provide good strategic decision making, governance, leadership and professional management, 4.1.3 Deliver services that meet the current and future needs and expectations of the community, whilst maintaining statutory compliance, 4.1.3.6 Continue to deliver services to the community in a safe and responsible manner.

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution September 14-7.1.2

Moved: Cr Dolton

Seconded: Cr Thornton

That the application to erect an 81m², 3m apex height outbuilding at the location shown on the plans i.e. solely within Lot 334 Farrall Street Bruce Rock on the southern fence line 1m inside boundary be approved.

Carried 7/0

8. Manager of Works & Services Information Report

Agenda Reference and Subject:

8.1 Works Information Report

File Reference:

Reporting Officer:

Manager of Works & Services, David Holland

Disclosure of Interest

Nil

Town & Gardening Crew

- The town crew have completed the paving in front of the hotel and a small paving job outside the town hall.
- The crew have started the pads for the new diesel tank at the depot. The tank will be delivered by early October.
- The gardening crew have been involved in the general maintenance and clean up works around town and our out centres. John has carried out spraying around the footpaths and the other crew members have been using the whipper snipper on the larger areas of weeds.

Construction Crew

- The maintenance and construction crew have completed all the gravel roads, and are now out doing the shoulders on the bitumen roads. They have also started the weed spraying.
- At the start of October the construction crew will be continuing the works started on the Ardath grain access road, once completed this they will start the graveling program and other works.

Workshop

- Gary has been on sick leave for the past couple of weeks. Brian has come in to help Jamie carry out general machinery maintenance and have all of the machines up and running with only a minimal amount of break downs this month. They have started on the upgrades on the batching plant with the pieces being modular will help in the future if they require replacement.

Rec Centre

- Damien has done a great job over the past month getting the fields ready for the two grand finals and a school carnival. He is now doing general maintenance around the centre ready for the Vietnam Veterans next month.

Vehicles

- The NRMO's vehicle we have purchased is the Isuzu D Max Dual Cab Ute, which he has picked up.
- I have put my vehicle out for quotes and at this stage don't know what I will replace the Kuga with; I am looking at two types of vehicles.

Employees

- Brian Dayman put in his resignation at the start of the month. With this we have lost a dozer operator and a relief mechanic. I have advertised for a dozer operator which will close at the end of the month, as for the replacement of a relief mechanic while Gary is off

I will be discussing this with the CEO and looking into different ways we can employ a casual to fill the vacancy.

COUNCIL DECISION

Resolution September 14-8.1

Moved: Cr Gmeiner Seconded: Cr Buegge

That the Manager of Works and Services information bulletin be received.

Carried 7/0

Mr D.Holland left the meeting at 2.00pm and did not return.

9. Announcements by Presiding Member

9.1 Korbalka Bin access (grain freight)

Cr Strange noted that there had been issues with CBH's outloading access to the Korbalka receival point. Matters relating to the standard of the road were discussed which affect the Shire of Bruce Rock and the Shire of Merredin.

9.2 Opening of Granite Way at Kwolyin Rock.

Noted that a number of positive comments had been received regarding the day. It is believed to have been well handled by the Shackleton Progress Association

9.3 Brookfield Interface Agreement

After an article was written in the Countryman regarding an interview with the Shadow Transport Minister, Cr Strange was requested to do an interview on the Brookfield Interface Rail Agreement. After the interview, Cr Strange received a phone call from Brookfield noting that some of Cr Strange's comments were incorrect, particularly that Councils will not have the responsibility of looking after rail crossings. Paul Larson from Brookfield had since sent through these comments which have been passed onto WALGA.

9.4 Sportsman dinner

The Sportsman's dinner was a success with over 130 in attendance. Positive comments were received regarding the evening. It was noted that in future years, the responsibility of organising the evening should return to club representatives with administrative assistance provided by the Shire.

10. Confirmation of Minutes

COUNCIL DECISION

Resolution September 14-10.1

Moved: Cr Thornton Seconded: Cr Gmeiner

That the minutes of the Ordinary Meeting of Council held Thursday 21st August 2014 be confirmed as a true and correct record.

Carried 7/0

11. WEROC Report

Agenda Reference and Subject:

11.1 WEROC Council Meeting September 2014

File Reference:

1.6.9.1

Reporting Officer:

Darren Mollenoyux, Chief Executive Officer

Disclosure of Interest

Nil

Summary

Council is asked to receive the minutes from the previous WEROC Council Meeting.

Background

The last WEROC Council Meeting was held on Wednesday 20th August 2014 at the Shire of Westonia.

Comment

To encourage the WEROC partnership and promote a better understanding by all Councillors it is recommended that WEROC minutes be read and received by Council.

A copy of the minutes has been provided to Councillors.

The following items are highlighted for Councillors interest;

Item 6.3 WDC – Central East Sub Regional Economic Strategy

It appears that the finalisation of this document is not being actioned in accordance with Councils' understanding when the final interviews/visits occurred. Many changes that were requested had not occurred and it appears that Council's may not see the final version. WEROC moved the following motion, however I have since had a telephone call from the WDC advising that they are considering some changes but referring other requests to an Economist for their view. WDC advise that the Economists decision will be final.

The Executive Committee made the following resolution;

That WE-ROC write to the CEO of the Wheatbelt Development Commission (with a copy to the Commission's Chair) expressing grave concern that a final version of the Draft Central East Sub-Regional Economic Strategy will not be provided to local governments in the Central East Sub-Regional area for review, as it is apparent, based on the most recent version released that comments made during the consultation period have not been incorporated into the distributed version.

Item 6.5 Governance Models to Enhance Collaboration within WEROC

Bruce Rock Council addressed this matter at its August Council Meeting.

The following resolution was made at the WEROC Meeting;

That subject to all Member Councils approving the proposed Wheatbelt Communities Constitution be endorsed by WE-ROC subject to the following:

- (a) *All changes as outlined in the proposed Wheatbelt Communities Constitution presented to the WE-ROC Executive Meeting on 23 July 2014 being incorporated;*
- (b) *The inclusion of all clauses relating to the ability to establish a “subsidiary entity (ies)”;*
- (c) *WE-ROC seeking further guidance on a suitable appeal mechanism where a member has been expelled; and*
- (d) *In clause 16.7 and 16.8 where there is an equality of votes the matter be deferred until the next meeting for consideration.*

Consultation Nil

Statutory Implications Nil

Policy Implications Nil

Financial Implications Nil

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2013-2023

Civic Leadership

4.1.2 – Manage the organisation in a responsible and accountable manner.

4.1.3.3 – Develop an enterprising approach to our infrastructure projects.

Voting Requirements Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution September 14-11.1

Moved: Cr Dolton Seconded: Cr Buegge

That Council receives the minutes of the WEROC Executive Meeting held on Wednesday 20th August 2014 at the Shire of Westonia.

Carried 7/0

Agenda Reference and Subject:

11.2 WALGA Zone Meeting August 2014

File Reference:

1.6.5.6

Reporting Officer:

Darren Mollenoyux, Chief Executive Officer

Disclosure of Interest

Nil

Summary

Council is asked to receive the minutes from the previous WALGA Great Eastern Zone Meeting.

Background

The last Great Eastern Zone Meeting was held in Merredin on the 21st August 2014.

Comment

To encourage the improve awareness and promote a better understanding by all Councillors it is recommended that WALGA Zone minutes be read and received by Council.

A copy of the minutes has been provided to Councillors.

The following items are highlighted for Councillors interest;

7.1 Interface Agreement – Brookfield Rail

As Council is aware we have been negotiating the terms of agreement in the new Brookfield's Interface Agreement. Councils are concerned over the clarity behind who pays for the inspections/maintenance of rail/road crossovers. In addition concern has been raised as to who is responsible for addressing visual obstructions on private land.

The Zone moved the following motion;

1. *That the Great Eastern Country Zone (the Zone) write to Brookfield Rail:*
 - a) *Seeking the opportunity for local government employees to become accredited personnel that enables such personnel to work within the rail corridor or within the danger zone; and*
 - b) *To obtain historical costing data for the past five years together with any level crossing risk assessments that has been undertaken that will enable an indication of future cost requirements.*
2. *A copy of the Zone's correspondence to Brookfield be sent to;*
 - a) *WALGA; and*
 - b) *All Councils within the Great Eastern Country Zone.*

Note

Cr Stephen Strange asked the Hon Brian Ellis MLC if he could take up the Member Councils concerns over the Interface Agreement with the Minister for Transport. Mr Ellis undertook to do this.

7.3 Wheatbelt Workshop

The Wheatbelt Conference Organising Committee met on Wednesday 13 August 2014 to finalise selection criteria for determining a host venue for a combined Zone workshop in

2015. Expressions of interest to host the 2015 Workshop must be lodged no 3.00pm on Tuesday 30 September 2014.

Staff have reviewed the selection criteria and it appears that we do not have a facility that meets the guidelines.

12.1 Permits for Agricultural Vehicle Movements

Concern is growing over the revised Towed Agricultural Implements Regulations, new Chain of Responsibility and the RAV Network. With the Harvest period fast approaching there are fears that many farmers and contractors are going to get caught out and may not comply with requirements and the RAV network.

The following resolution was passed;

1. *That the Great Eastern Country Zone write to the Minister for Transport seeking urgent resolution to the problems associated with permits for agricultural vehicle movements with copies of the letter being sent to:
a) All Members of State Parliament;
b) Main Roads WA; and
c) WALGA.*
2. *That the Great Eastern Country Zone request the WALGA President give urgent consideration to the formalisation of the previously announced Policy Transport Forum, ensuring that it is adequately resourced to ensure an early and effective outcome to the Forum's work, and that knowledge and expertise of the Local Government Grain Infrastructure Freight Group be utilised in establishing the Forum.*

Note

Council staff have arrangement for an information session run by Main Roads Heavy Vehicle Operations to be held in Bruce Rock on the 19th September 2014.

Consultation	Nil
Statutory Implications	Nil
Policy Implications	Nil
Financial Implications	Nil

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2013-2023

Civic Leadership

4.1.2 – Manage the organisation in a responsible and accountable manner.

Voting Requirements Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution August 14-11.1

Moved: Cr Rajagopalan Seconded: Cr Gmeiner

That Council receives the minutes of the WALGA Zone Meeting held on 21st August 2014 at the Shire of Merredin.

Carried 7/0

12. Status Report

Presentation of Status Report for August Resolutions

ITEM	RESOLUTION / ACTION REQUIRED	RESPONSIBLE OFFICER	RESPONSE OR STATUS
7.1.1 Premise Condition – R15497 Op Shop – Johnson Street, Bruce	That the Administration seek the views of the volunteers of the Op Shop, 12 Johnson Street, Bruce Rock regarding the future of the op shop and advising of the deteriorating condition of the building.	CEO	Research into ownership/ lease agreement has commenced. Commenced arrangements for initial discussion with op shop representatives.
7.1.2 Recreation Centre – Acoustic Ceiling & Storeroom Ceiling	<ul style="list-style-type: none"> • That the proposed design of the acoustic ceiling panels as shown on Wayne’s Design and Drafting Plan Job No. 14007 dated July 2014 for the Recreation Centre Club premise be accepted; • That the acoustic panels be offset from walls by 600mm; • That the product installed as ceiling acoustic panel be Rockfon MP700/40; • That the proposed suspended ceiling to be installed in the store room area is accepted by Council. 	CEO	The NRMO is carrying out research into acoustic panel system. Works have commenced on the storeroom ceiling.
13.2.1 The West Australian Companion Card	That Council formally affiliates with the Companion Card program.	DCEO	The Shire has affiliated with the program.
13.2.2 Valuation of 95 Noonajin Road	That the sale of 95 Noonajin Road is put out to tender.	DCEO	The property sale has been put out to tender. Tender applications will close at 4pm on Friday 3rd October 2014.
13.3.1 Shire Administration Centre Upgrade	That Council endorses the concept sketch for the upgrade of the Shire Administration Centre and that the Chief Executive Officer requests final design plans and obtains quotations for the works required.	CEO	Final floor plans are being prepared by the architect, prior to obtaining quotes.

<p>13.3.2 Elected Members – Fees & Allowances</p>	<p>That Council:</p> <ol style="list-style-type: none"> 1. Resolve to either set Meeting Attendance Fee or Annual Allowance for Council Meeting attendance in accordance with the Salaries and Wages Tribunal. 2. Resolve to set Presidents Allowance in accordance with the Salaries and Wages Tribunal’s Determination. 3. Resolve to set a Deputy Presidents Allowance in accordance with the Salaries and Wages Tribunal’s Determination. 4. Resolve to set either a Travel Expenses Reimbursement or an Annual Travel Allowance of \$50, as per the Salaries and Wages Tribunal’s Determination. 5. Resolve to make an Annual Information & Communications Technology (ICT) Allowance for Elected Members as per follows; <ul style="list-style-type: none"> • Upon Election \$1,500 • Standard Year \$500 	<p>MOF</p>	<p>Elected members fees & allowances claim form updated. Will be given to Councillors quarterly to complete.</p>
<p>14.1 Request for waiver of the hire fee for the Shire Hall</p>	<p>That the Council agrees to waive the \$158 fee to hire the Hall Complete (bar & kitchen & projector equipment) as noted on the Schedule of Fees and Charges for 2014/15.</p>	<p>DCEO</p>	<p>A letter was sent to the student council notifying them of the fee waiver. The event has now occurred.</p>
<p>14.2 WEROC Royalties for Regions’ House</p>	<p>That the WEROC Royalties for Regions’ House be built on Lot No: 425 at 7 Bean Road, Bruce Rock.</p>	<p>CEO</p>	<p>The Builder, CEO & MOWS have met on site to finalise plans. Works on the block will commence in the near future.</p>

Status Report

Ongoing items as at 18 September 2014

ITEM	RESOLUTION / ACTION REQUIRED	RESPONSIBLE OFFICER	RESPONSE OR STATUS
<p>Resolution Nov 13-12.3.5 Quarry Lease</p>	<p>That Council advise Mr Frank Gillham of Midlands Mining and Development Pty Ltd that it declines his request for financial assistance to perform a blast at the quarry site leased from the Shire of Bruce Rock. And That Council offer Mr Gilliam of Midlands Mining and Development Pty Ltd the option of relinquishing his lease from the Shire of Bruce Rock.</p>	<p>CEO</p>	<p>Letter sent to Mr Gilliam, response was provided at February 2012 Council meeting. Awaiting lease expiry for December 2014.</p>
<p>Resolution Dec 13-7.1.2 Health – Infill Sewerage Program – Town of Bruce Rock</p>	<p>1) That Council confirms its commitment to the provision of a grey water STED system to the town of Bruce Rock; 2) That Council enters into discussions with the Honourable Minister for Water that Council in regards to council’s co-contribution towards the STED project; 3) That Council seeks to convey the information to the public via a letter drop (Letter contents the known issues, the health concerns, town development restrictions, costs to owners of properties and costs to the community to achieve the infrastructure provide a simple yes no more information component for support for the infrastructure and include a request to attend a public meeting to resolve any concerns raised),invitation to a public meeting and a display within the front foyer area of Council; 4) That the date for the public meeting relating to the provision of a STED sewerage system in the town of Bruce Rock be determined at the February 2014 Council Meeting anticipating that the meeting will be</p>	<p>EHO</p>	<p>Information conveyed to Water Corporation December 2013.</p>

<p>Resolution Feb 14-7.1.6 Provision of Sewer to Bruce Rock Town-site</p>	<p>held in March 2014; 5) That Council does not seek to increase irrigation areas beyond those agreed with the Water Corporation until the system is installed and proven operational, however that as a contingency any excess will be utilised on fairways at the Bruce Rock golf club.</p> <p>That Council advise the Water Corporation that the date for the public meeting to discuss and seek public input into the provision of sewer to the town of Bruce Rock be the 27 March 2014 at the Town Hall Johnson Street, Bruce Rock.</p>		<p>Meeting date at WDC arranging meeting notes etc. Request Councillor attendance</p> <p>Awaiting outcome from survey.</p> <p>The Hon Mia Davies will be announcing her decision by the end of September 2014.</p>
<p>Resolution Mar 14-7.1.1 Budget – Light Industrial Land Development Strange & Dampier Street Final Costings</p>	<p>a) That the Light Industrial Land project to provide power and water to lots 435, 437, 438, 439, 440 and 430 Bruce Rock Light Industrial lots proceed with a budget of \$195,000.00 and as communications infrastructure is available by wireless that hard line communication not be provided; b) That the quotation from Blackwell Plumbing Pty Ltd to install 107m of 100mm mains water pipe extension of \$24,490.00 + GST be accepted..</p>	<p>EHO</p>	<p>Purchase Orders have been issued, contacted the Water Corporation, signed, set up meetings with WC requested.</p> <p>Works nearing completion.</p>
<p>Resolution June 14-7.1.2 Food Act & Health Act Matters Lot 7 Johnson Street, Bruce Rock</p>	<p>1) That Council endorses the actions of the Chief Executive Officer and Environmental Health Officer in invoking the provisions of Section 140 of the Health Act 1911 and performing the works of engagement of an engineer to assess the structural integrity of the veranda for Lot 7 Johnson Street Hotel premise over the Council footpath. 2) That the owner of Lot 7 Johnson Street, Bruce Rock be advised that the repairs for the veranda are to be completed within three months of this advice to him i.e. no later than 30 September 2014 or restricted access to the Hotel premise from the corner of Johnson</p>	<p>EHO</p>	<p>Correspondence sent to Lawyers, RGL, owner & Licensee advising of Council’s decisions in relation to Lot 7 Johnson Street, Bruce Rock.</p>

	Street and Bath Street will be prevented.		
Resolution July 14-7.1.1 Dividing fences act 1961 – Request for assistance – Asbestos dividing fence 47 Railway Parade Bruce Rock	That the owner of 47 Railway Parade Bruce Rock be advised that Council will as its component of the fence replacement remove the damaged asbestos fence if the fence is replaced and will cut the two trees down on 45 Railway Parade Bruce Rock if the development of additional sleeping units occurs; and That the administration adds the costs of the removal of the trees and fence within the 2014-2015 draft budget.	EHO	
Resolution July 14-7.1.3 Local Planning Scheme Policies – Moveable Buildings & Home Occupations Adoption - Initial	That the draft local planning policies – Moveable Buildings and Home Occupations be advertised in accordance with clause 2.4 and 2.5 of the Local Planning Scheme for public comment and the matter be brought back to Council for consideration after the submission period closes.	EHO	Advertising has commenced seeking public comment.

COUNCIL DECISION

Resolution September 14-12.1

Moved: Cr Rajagopalan Seconded: Cr Gmeiner

Council receives the Status Reports, as presented.

Carried 7/0

13. Officers' Reports

13.1 Manager of Finance Agenda Reference and Subject:

	13.1.1 Shire President's Stamp
File Reference:	
Reporting Officer:	Mandy Butler, Senior Finance Officer
Disclosure of Interest	Nil

Summary

Use of Shire President's stamp in August 2014.

Background Nil

Comment

As per Council's policy, the Shire President's stamp has been used during the month of August 2014 as follows:

12/08/2014 - Transfer of Land
26/08/2014 – Transfer of Land

Consultation

Nil

Statutory Implications

Council Policy

Policy Implications

Nil

Financial Implications

Nil

Strategic Implications

Corporate Governance

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution September 14-13.1.1

Moved: Cr Dolton

Seconded: Cr Rajagopalan

That Council endorse the use of the Shire President's stamp during August 2014.

Carried 7/0

Agenda Reference and Subject:

13.1.2 Statement of Financial Activity

File Reference:

Reporting Officer:

Jennifer Bow, Manager of Finance

Disclosure of Interest

Nil

Summary

A statement of financial activity must be produced monthly and presented to Council.

Background

In accordance with the Local Government Act 1995, a statement of financial activity must be presented to each Council meeting, including a comparison to the budget and variance from it. It must also include explanations of any variances.

Comment The financial statement for the month ending 31 August 2014 is presented to council.

Consultation

Nil

Statutory Implications

Local Government (Financial Management) Regulations 1996, reg 34.

Policy Implications

Nil

Financial Implications

Nil

Strategic Implications

Nil

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution September 14-13.1.2

Moved: Cr Thornton

Seconded: Cr Heasman

That the Statements of Financial Activity for the month ending 31 August 2014 as presented, be received.

Carried 7/0

The meeting adjourned at 3.01pm for afternoon tea.

Meeting resumed at 3.33pm with all Councillors and staff returned.

Agenda Reference and Subject:

13.1.3 List of Payments

File Reference:

Reporting Officer:

Mandy Butler, Senior Finance Officer

Disclosure of Interest

Nil

Summary

List of payments since last Council meeting.

Background

As the CEO has been delegated the authority to make payments from the municipal and trust funds, a list of payments made is to be presented to Council each month. Also in accordance with Finance Policy Number F1.1, included is a list of payments made with Council's credit card.

Comment

Nil

Consultation

Nil

Statutory Implications

Nil

Policy Implications

Nil

Financial Implications

Nil

Strategic Implications

Nil

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution September 14-13.1.3

Moved: Cr Heasman Seconded: Cr Rajagopalan

That Council endorse the list of payments from the Municipal Account consisting of EFT voucher numbers EFT8103 to EFT8220; cheque number 23194 to 23213; totalling \$443,571.28.

Carried 7/0

Agenda Reference and Subject:	13.1.4 Financial Management Systems Review
File Reference:	8.2.6.4 –Financial Management Systems Review
Reporting Officer:	Jennifer Bow, Manager of Finance
Disclosure of Interest	Nil

Summary

Not less than once every four years, the CEO must undertake a review of the financial management systems of the local government.

Background

AMD’s Maria Cavallo recently completed our financial management systems review. The review was conducted during May 2014 during an onsite visit.

Comment

The Audit Committee considered the financial management systems review conducted by Ms Maria Cavallo of AMD (Council’s new auditors) and management’s report addressing the recommendations.

Consultation

Chief Executive Officer, Deputy Chief Executive Officer, Manager of Finance and Council’s Auditor, Ms Maria Cavallo.

Statutory Implications

Section 7.12A (2) of the *Local Government Act 1995* and regulation 5(2)(c) of the Local Government (Financial Management) Regulations 1996

Policy Implications Nil

Financial Implications Nil

Strategic Implications

Shire of Bruce Rock, Strategic Community Plan 2013-23

Civic Leadership 4.1.2 – Manage the organisation in a responsible and accountable manner
 4.1.3 – Deliver services that meet the current and future needs and expectations of the community, whilst maintaining statutory compliance

Voting Requirements Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION	
Resolution September 14-13.1.4	
Moved: Cr Thornton	Seconded: Cr Buegge
That Council receives the financial management systems review conducted by AMD, dated 10th September 2014.	
Carried 7/0	

13.2 Chief Executive Officer

Agenda Reference and Subject:

13.2.1 Synthetic Hockey Turf – CSRFF Application

File Reference:

1.3.8.7

Reporting Officer:

Darren Mollenoyux, Chief Executive Officer

Disclosure of Interest

Nil

Summary

Council is asked to approve its financial commitment to the Synthetic Hockey Turf CSRFF Application and endorse the priority of the project.

Background

Since 2009 the Bruce Rock Hockey Club has been in liaison with the Shire of Bruce Rock planning for the installation of a hockey specific synthetic surface at the Bruce Rock Recreation Centre. Consultation has also occurred at combined Sports Council Meetings and discussed in Council planning workshops.

The concept is identified in Council's Integrated Strategic Planning and is included in the following Council documents;

- Corporate Business Plan 2013 – 2017
- Strategic Community Plan 2013 – 2023
- Long Term Financial Plan 2013 – 2023

The most recent resolution from the July 2014 Ordinary Meeting of Council states;

- 1. That Council continues to provide in principle support to the Bruce Rock Hockey Club for the installation of a synthetic hockey turf to be located at the Bruce Rock Recreation Grounds;*
- 2. That Council works in conjunction with the Bruce Rock Hockey Club to submit a grant application for the Department of Sport and Recreation's CSRFF 2015/16 round; and*
- 3. That following the submission of the CSRFF application in September 2014, Council representatives meet with the Bruce Rock Hockey Club Committee to discuss the future strategic direction of the project.*

Comment

Council is required to consider the merits of all applications received and submit them to the Department of Sport and Recreation in order of priority. Only one application has been received this year, as outlined below.

A full copy of the grant application has been provided to Councillors.

Council's Community Development Officer, Ashleigh Waight in conjunction with Senior Management and the Bruce Rock Hockey Club President has prepared the CSRFF grant application for the Department of Sport and Recreation WA with the final project description being;

“The project consists of design, construction and installation of an uncompromised hockey specific synthetic surface, with the capacity to be played on either as a wet or a dry surface. The project will also include installation of lighting and surrounding facilities to cater for the needs of the local and regional hockey associations’ programmes as well as catering for opportunities such as hosting events up to championship level.”

The CSRFF application requires a 1/3 financial commitment from each party.

The Bruce Rock Hockey Club have committed to providing their contribution towards the project. A financial contribution of \$_____ is sought from Council.

(The final costings will be provided to Councillors prior to the Meeting)

Consultation

The Hockey Club’s “Synthetic Turf Committee” in conjunction with Council’s Project Officer, CEO, Deputy CEO, Works Supervisor, Manager of Finance and Be – Active Coordinator were involved in preparing the previous application in 2012. This new revised application was prepared by Council’s Community Development Officer.

The Chief Executive Officer, Community Development Officer and Hockey Club President have met with and been in liaison with Jennifer Collins of Department of Sport and Recreation in regards to this new application.

Various meetings and consultation has occurred with the Hockey Club and all other sports impacted or associated with this application. In addition the Hockey Club and Council have both carried out separate community surveys on the proposal.

The Manager of Works, CDO (& previous Project Officer) and the Hockey Club President have consulted with the appropriate contractors and organisations in relation to the construction and installation of the surface and its surrounds.

Statutory Implications Nil

Policy Implications

The application meets the requirements of Council Policy No C1.1 – Procedure for Community Grant Applications.

Financial Implications

Council has made allowance for a financial provision in its “Long Term Financial Plan” and the Bruce Rock Hockey Club has committed to their contributions.

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2013-2023

Social

1.4.3 – Provide a variety of sport, recreation and leisure services and facilities for all life stages.

1.1.2.4 – Apply for funding to develop major community infrastructure.

Voting Requirements Absolute Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution September 14-13.2.1

Moved: Cr Rajagopalan Seconded: Cr Gmeiner

That the application from the Shire of Bruce Rock and Bruce Rock Hockey Club for the funding of an uncompromised synthetic hockey surface and surrounds through the CSRFF program be submitted to the Department of Sport and Recreation as Council's highest ranked priority.

and

That if the grant application is successful Council make Budget provision of \$405,168 (excluding GST) in the 2015/2016 financial year for the installation of an uncompromised synthetic hockey surface and surrounds.

Carried 7/0

Note: Council requested that a letter also be provided from the Bruce Rock Hockey Club confirming their financial commitment.

Agenda Reference and Subject:

13.2.2 Allocation of 60 Dampier St, Bruce Rock

File Reference:

2.4.1.8

Reporting Officer:

Darren Mollenoyux, Chief Executive Officer

Disclosure of Interest

Nil

Summary

Council is asked to consider the allocation of the newly constructed residence, under the Royalties for Regions Program, located at 60 Dampier Street, Bruce Rock.

Background

Under the Royalties for Regions Country Local Government Fund (Regional Component) WEROC agreed to build housing across the five shires. Council has already agreed to utilise the residence to assist in the attraction/retention of professional staff for local businesses within the Shire of Bruce Rock.

Comment

Council had previously agreed to allocate the property to a local business who sought accommodation to attract a new manager, however this proposal did not proceed leaving the property still vacant.

Expressions of interest were called from local businesses to rent the property and at the time of this item being prepared three applications have been received.

A final list of expressions of interest will be provided at the Council meeting.

Consultation

Nil

Statutory Implications

A formal Tenancy Agreement will be completed with the successful applicant.

Policy Implications

Nil

Financial Implications

Council has made budget provision for rental income on the property for 2014/15. Whilst the property continues to remain empty Council is not receiving budgeted income.

Strategic Implications

1.4.1 - Facilitate diverse, inclusive housing options

2.1.1 – Actively support and develop local and new business

2.1.1.5 - Investigate solutions for worker and Shire staff accommodation through partnerships

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution September 14-13.2.2

Moved: Cr Dolton

Seconded: Cr Buegge

That Council allocate the property to Bruce Rock Financial Services Limited (Bendigo Bank) for a three month lease, with an extension of the lease conditional on a bank manager being situated in the house. The lease is to commence and rent is payable as soon as the lease agreement has been executed

Carried 7/0

14. New Business of urgent nature introduced by discussion of the meeting.

COUNCIL DECISION

Resolution September 14-14.1.

Moved: Cr Gmeiner Seconded: Cr Thornton

That Council investigate on behalf of the Bruce Rock Ladies Group for a suitable premise to be rented.

Carried 7/0

Cr Gmeiner left the meeting at 4.51pm

15. Confirmation and receipt of Information Bulletin.

COUNCIL DECISION

Resolution September 14-15.1.

Moved: Cr Buegge Seconded: Cr Heasman

That Council receives Information Bulletin 1 as presented.

Carried 7/0

COUNCIL DECISION

Resolution September 14-15.2.

Moved: Cr Rajagopalan Seconded: Cr Thornton

That Council receives Information Bulletin 2, as presented.

Carried 7/0

16. Closure of Meeting.

The Shire President, Cr Strange, thanked everyone for their attendance and declared the meeting closed at 5.09pm.