

NOTICE OF AN ORDINARY COUNCIL MEETING

Dear Council Member,

The next Ordinary Meeting of the Dandaragan Shire Council will be held on **Thursday 25 February 2016** at the **Council Chambers Jurien Bay** commencing at **5.00pm**.

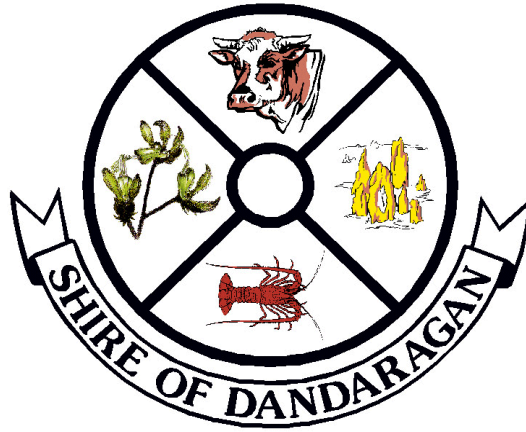
Attached is your copy of the agenda and business papers for the meeting.

The format for the day is as follows:

- | | |
|---------------|---|
| 2.00pm | Agenda Briefing Session |
| 2.30pm | Councillor Discussion Session |
| 3.00pm | Council Forum <ul style="list-style-type: none">▪ David Lantzke & Clinton Strugnell regarding a project for the establishment of a path from Jurien Bay to Cervantes▪ Lake Guraga – Relinquishing of Management Order – <i>(attachment # 1)</i>▪ Council Meeting / Forum Start Times – <i>(attachment # 2)</i> |
| 5.00pm | Ordinary Meeting of Council |
| 6.00pm | Public Forum |

Tony Nottle
CHIEF EXECUTIVE OFFICER

16 February 2016



SHIRE
of
DANDARAGAN

AGENDA AND BUSINESS PAPERS

for the

ORDINARY COUNCIL MEETING

to be held

AT THE COUNCIL CHAMBERS, JURIE BAY

on

25 FEBRUARY 2016

COMMENCING AT 5.00PM

(THIS DOCUMENT IS AVAILABLE IN LARGER PRINT ON REQUEST)



ORDINARY COUNCIL MEETING

25 FEBRUARY 2016

Welcome to the Ordinary Council Meeting of the Shire of Dandaragan.

Please be advised that the Ordinary Meeting of Council for 2015 / 2016 will be held on the following dates, times and venues:

DAY	DATE	TIME	MEETING VENUE
Thurs	23 July 2015	5.00pm	Jurien Bay
Thurs	27 August 2015 (School Visit)	11.00am	Jurien Bay
Thurs	24 September 2015	5.00pm	Dandaragan
Thurs	22 October 2015	5.00pm	Jurien Bay
Thurs	26 November 2015	5.00pm	Jurien Bay
Thurs	17 December 2015	5.00pm	Jurien Bay
Thurs	28 January 2016	5.00pm	Dandaragan (AGM of Electors 7.00pm)
Thurs	25 February 2016	5.00pm	Jurien Bay
Thurs	24 March 2016	5.00pm	Jurien Bay
Thurs	28 April 2016	5.00pm	Badgingarra
Thurs	26 May 2016	5.00pm	Jurien Bay
Thurs	23 June 2016	5.00pm	Cervantes

Public Forums commence immediately following the closure of the Council Meeting which is generally about 6.00pm.

Members of the public are most welcome to attend both the Council Meetings and the Public Forums.

BY ORDER OF THE COUNCIL

**Tony Nottle
CHIEF EXECUTIVE OFFICER**



DISCLAIMER

INFORMATION FOR THE PUBLIC ATTENDING A COUNCIL MEETING

Please note:

The recommendations contained in this agenda are Officers Recommendations only and should not be acted upon until Council has considered the recommendations and resolved accordingly.

The resolutions of Council should be confirmed by perusing the Minutes of the Council Meeting at which these recommendations were considered.

Members of the public should also note that they act at their own risk if they enact any resolution prior to receiving official written notification of Councils Decision.

Tony Nottle
CHIEF EXECUTIVE OFFICER



COUNCIL MEETING INFORMATION NOTES

1. Your Council generally handles all business at Ordinary or Special Council Meetings.
2. From time to time Council may form a Committee, Working Party or Steering group to examine subjects and then report to Council.
3. Generally all meetings are open to the public; however, from time to time Council will be required to deal with personal, legal and other sensitive matters. On those occasions Council will generally close that part of the meeting to the public. Every endeavour will be made to do this as the last item of business of the meeting.
4. Public Question Time. It is a requirement of the Local Government Act 1995 to allow at least fifteen (15) minutes for public question time following the opening and announcements at the beginning of the meeting. Should there be a series of questions the period can be extended at the discretion of the Chairman.

Written notice of each question should be given to the Chief Executive Officer fifteen (15) minutes prior to the commencement of the meeting. A summary of each question and response is included in the Minutes.

When a question is not able to be answered at the Council Meeting a written answer will be provided after the necessary research has been carried out. Council staff will endeavour to provide the answers prior to the next meeting of Council.

Council has prepared an appropriate form and Public Question Time Guideline to assist.

5. **Councillors** may from time to time have a financial interest in a matter before Council. Councillors must declare an interest and the extent of the interest in the matter on the Agenda. However, the Councillor can request the meeting to declare the matter **trivial, insignificant** or **in common with a significant number of electors** or **ratepayers**. The Councillor must leave the meeting whilst the matter is discussed and cannot vote unless those present agree as above.

Members of staff, who have delegated authority from Council to act on certain matters, may from time to time have a financial interest in a matter on the Agenda. The member of staff must declare that interest and generally the Chairman of the meeting will advise the Officer if he/she is to leave the meeting.

6. Agendas including an Information Bulletin are delivered to Councillors within the requirements of the Local Government Act 1995, i.e. seventy-two (72) hours prior to the advertised commencement of the meeting. Whilst late items are generally not considered there is provision on the Agenda for items of an urgent nature to be considered.

Should an elector wish to have a matter placed on the Agenda the relevant information should be forwarded to the Chief Executive Officer in time to allow the matter to be fully researched by staff. An Agenda item including a recommendation will then be submitted to Council for consideration should it be determined appropriate by the Chief Executive Officer.

The Agenda closes the Monday week prior to the Council Meeting (i.e. ten (10) days prior to the meeting).

The Information Bulletin produced as part of the Agenda includes items of interest and information, which does not require a decision of Council.

7. Agendas for Ordinary Meetings are available in the Shire of Dandaragan Administration Centre and all four libraries as well as on the website www.dandaragan.wa.gov.au seventy-two (72) hours prior to the meeting and the public are invited to secure a copy.
8. Agenda items submitted to Council will include a recommendation for Council consideration. Electors should not interpret and/or act on the recommendations until after they have been considered by Council. Please note the Disclaimer in the Agenda (page 3).

9. Public Inspection of Unconfirmed Minutes (Reg 13)

A copy of the unconfirmed Minutes of Ordinary and Special Meetings will be available for public inspection in the Shire of Dandaragan Libraries and on the website www.dandaragan.wa.gov.au within ten (10) working days after the Meeting.

NOTE:

10.3 Unopposed Business

- (1) Upon a motion being moved and seconded, the person presiding may ask the meeting if any member opposes it.
- (2) If no member signifies opposition to the motion the person presiding may declare the motion in sub clause (1) carried without debate and without taking a vote on it.
- (3) A motion carried under sub clause (2) is to be recorded in the minutes as a unanimous decision of the Council or committee.
- (4) If a member signifies opposition to a motion the motion is to be dealt with according to this Part.

This clause does not apply to any motion or decision to revoke or change a decision which has been made at a Council or committee meeting.

SHIRE OF DANDARAGAN QUESTIONS FROM THE PUBLIC

The Shire of Dandaragan welcomes community participation during public question time as per the Shire of Dandaragan Standing Orders Local Law.

A member of the public who raises a question during question time is requested to:

- (a) provide a copy of his or her questions at least 15 minutes prior to the commencement of the meeting;
- (b) first state his or her name and address;
- (c) direct the question to the President or the Presiding Member;
- (d) ask the question briefly and concisely;
- (e) limit any preamble to matters directly relevant to the question;
- (f) ensure that the question is not accompanied by any expression of opinion, statement of fact or other comment, except where necessary to explain the question;
- (g) each **member of the public** with a question is **entitled to ask up to 3 questions** before other members of the public will be invited to ask their questions;
- (h) when a member of the public gives written notice of a question, the President or Presiding Member may determine that the question is to be responded to as normal business correspondence.

The following is a summary of procedure and a guide to completion of the required form.

1. This is a "question" time only. Orations, explanations or statements of belief will not be accepted or allowed.
2. Questions must relate to a matter affecting the Shire of Dandaragan.
3. Questions must be appropriate and made in good faith. Those containing defamatory remarks, offensive language or question the competency or personal affairs of council members or employees may be ruled inappropriate by the Mayor or Presiding Member and therefore not considered.
4. Frame your question so that it is both precise and yet fully understood. Long questions covering a multitude of subjects are easily misunderstood and can result in poor replies being given.
5. Write your question down on the attached form, it helps you to express the question clearly and provides staff with an accurate record of exactly what you want to know.
6. When the President or presiding member calls for any questions from the public, stand up and wait until you are acknowledged and invited to speak. Please start by giving your name and address first, then ask the question.
7. Questions to be put to the President or presiding member and answered by the Council. No questions can be put to individual Councillors.
8. The question time will be very early in the meeting. **There is only 15 minutes available for Question Time.** Questions not asked may still be submitted to the meeting and will be responded to by mail.
9. When you have put your question, resume your seat and await the reply. If possible, the President or presiding member will answer directly or invite a staff member with special knowledge to answer in his place. However, it is more likely that the question will have to be researched, in which case the President or presiding member will advise that the question will be received and that an answer will be forwarded in writing. Please note under NO circumstances, will the question be debated or discussed by Council at that meeting.
10. To maximise public participation only three questions per person will initially be considered with a time limit of 2 minutes per person. If there is time after all interested persons have put their questions the President or presiding member will allow further questions, again in limits of two per person.
11. To fill out the form, just enter your name and address in the appropriate areas together with details of any group you are representing, then write out your question.
12. Please ensure your form is submitted to the minutes secretary.

If you have difficulty in or are incapable of writing the question, Shire staff are available on request to assist in this task.

We hope this note assists you in the asking of your question and thank you for your interest and participation in the affairs of our Shire.

SHIRE OF DANDARAGAN

QUESTIONS FROM THE PUBLIC

Any member of the public wishing to participate in Public Question Time during Council or Committee meetings is welcome to do so, however, Council requires your name, address and written questions to be provided to the meeting secretary.

Name: _____ Signature: _____

Address: _____

Contact No: _____ Meeting Date: _____

Council Agenda Item No: _____
(if applicable, see below*)

Name of Organisation Representing: _____
(if applicable)

QUESTION:

Each member of the public is entitled to ask up to 3 questions before other members of the public will be invited to ask their question. 15 Minutes is allotted to Public Question Time at Council Meetings.

Please see notes on Public Question Time overleaf...

- * **Agenda Forums:** Questions can only be addressed where they relate to an Agenda Item.
- * **Council Meetings:** Questions are to relate to a matter affecting the Shire of Dandaragan.



**REGISTER OF FINANCIAL / IMPARTIALITY / PROXIMITY INTEREST
RECORD OF DISCLOSURES MADE**

NAME OF PERSON MAKING DISCLOSURE

Surname: _____

Christian Names: _____

Date of Disclosure: _____

Date of Meeting: _____

Council Meeting: Yes No (Please
Circle)

or

Committee Meeting: Yes No (Please
Circle)

Name of Committee: _____

Agenda Book Page No: _____ Item No: _____

Nature and Extent of Financial Interest:

Signature of Person Making Disclosure:

Signature of Staff Recording Financial Interest:

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1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS**1.1 DECLARATION OF OPENING****1.2 DISCLAIMER READING**

“No responsibility whatsoever is implied or accepted by the Shire of Dandaragan for any act, omission or statement or intimation occurring during this meeting.

It is strongly advised that persons do not act on what is heard at this meeting and should only rely on written confirmation of Council’s decision, which will be provided within fourteen (14) days of this meeting.”

2 RECORD OF ATTENDANCE / APOLOGIES / APPROVED LEAVE OF ABSENCE**Members**

Councillor L Holmes	(President)
Councillor D Slyns	(Deputy President)
Councillor W Gibson	
Councillor K McGlew	
Councillor J Kulisa	
Councillor M Sheppard	
Councillor P Scharf	
Councillor D Richardson	
Councillor C Carey	

Staff



Mr T Nottle	(Chief Executive Officer)
Mr I Rennie	(Deputy Chief Executive Officer)
Mr S Clayton	(Executive Manager Corporate & Community Services)
Mr G Yandle	(Executive Manager Infrastructure)
Mr D Chidlow	(Manager Planning)
Ms R Headland	(Council Secretary & PA)

Apologies**Approved Leave of Absence****3 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE****4 PUBLIC QUESTION TIME****5 APPLICATIONS FOR LEAVE OF ABSENCE**

6 CONFIRMATION OF MINUTES**6.1 MINUTES OF THE ORDINARY MEETING HELD 28 JANUARY 2016.****7 NOTICES AND ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION****8 PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS****9 REPORTS OF COMMITTEES AND OFFICERS**

9.1 CORPORATE & COMMUNITY SERVICES

9.1.1 FINANCIAL STATEMENTS - MONTHLY REPORTING FOR THE PERIODS ENDING 30 NOVEMBER 2015 AND 31 DECEMBER 2015

Location:	Shire of Dandaragan
Applicant:	N/A
Folder:	Business Classification Scheme / Financial Management / Financial Reporting / Periodic Reports
Disclosure of Interest:	None
Date:	9 February 2016
Author:	Scott Clayton, Executive Manager Corporate and Community Services
Signature of Author:	
Senior Officer:	Tony Nottle, Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

To table and adopt the monthly financial statements for the periods ending 30 November 2015 and 31 December 2015.

BACKGROUND

As part of the Local Government Act 1995 and Financial Management Regulations (1996), monthly financial statements are required to be presented to Council. Circulated are the monthly financial statements for the periods ending 30 November 2015 and 31 December 2015.

COMMENT

Regulation 34 of the Financial Management Regulations (1996) requires the following information to be provided to Council:

1. Net Current Assets

Council's Net Current Assets [ie surplus / (deficit)] position as at the 30 November 2015 was \$4,592,002 and as at 31 December 2015 was \$3,121,771. The composition of this equates to Current Assets minus Current Liabilities less Cash Assets that have restrictions on their use placed on them, in this case Reserves, Restricted Assets and Trust. The current position indicates that Council can easily meet its short-term liquidity or solvency.

The Net Current Asset position is reflected on page 8 and reconciled with the Statement of Financial Activity on page 1 of the financial statements.

The amount raised from rates, shown on the Statement of Financial Activity (page 1), reconciles with note 6 (page 9) of the financial statements and provides information to Council on the budget vs actual rates raised.

2. Material Variances

Due to Long Service Leave of the Executive Manager of Corporate and Community Services, November statements are only now being presented to Council. As the December statements supersede the November statements, only variances affecting the December statements are commented on.

The Statement of Financial Activity provides variances to budget by way of percentages. During budget adoption a 10 percent or \$10,000 threshold for these variances to be reported was set.

Governance

Expenditure is at 124% of Year-to-date (Y-T-D) budget. This is entirely due to depreciation. Due to an ongoing fair revaluation process, budgeted depreciation can vary from actual. Depreciation is a non cash item, therefore will not affect the cash position of the Shire. It is intended to be adjusted during the budget review.

Recreation and Culture

Income is at 121% and is due to a grant and financial contribution towards the Cervantes Bowling green surface.

Expenditure is at 115% of Y-T-D budget and is due to depreciation as mentioned above.

Other Property and Services

Income is at 348% Y-T-D budget and is due to a commercial waste disposal agreement. This variance will continue to grow as month's progress and does represent a positive variance in relation to available cash. Further, reimbursement for insurance claims is contributing to this variance.

Should Councillors wish to raise any issues relating to the November / December 2015 financial statements, please do not hesitate to contact the Executive Manager Corporate and Community Services prior to the Council Meeting in order that research can be undertaken and details provided either at the time of the query or at the meeting.

CONSULTATION

- Chief Executive Officer

STATUTORY ENVIRONMENT

- Regulation 34 of the Local Government Financial Management Regulations (1996)

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

There are no adverse trends to report at this time.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda is the following item relevant to this report:

- Financial statements for the period ending 30 November 2015
(Doc id: 63180)
- Financial statements for the period ending 31 December 2015
(Doc id: 63181)

(Marked 9.1.1)

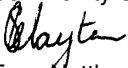

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION

That the monthly financial statements for the periods 30 November 2015 and 31 December 2015 be adopted.

9.1.2 ACCOUNTS FOR PAYMENT – DECEMBER 2015

Location: Shire of Dandaragan
 Applicant: N/A
 Folder Path: Business Classification Scheme / Financial Management / Creditors / Expenditure
 Disclosure of Interest: None
 Date: 10 February 2016
 Author: Scott Clayton, Executive Manager Corporate & Community Services
 Signature of Author: 
 Senior Officer: Tony Mottle, Chief Executive Officer
 Signature of Senior Officer: 

PROPOSAL

To accept the cheque and direct debit listing for the month of December 2015.

BACKGROUND

As part of the Local Government Act 1995, Financial Management Regulations 1996, a list of expenditure payments is required to be presented to Council.

COMMENT

The cheque, electronic funds transfer (EFT) and direct debit payments for December 2015 totalled \$1,949,773.88 for the Municipal Fund

CONSULTATION

- Chief Executive Officer

STATUTORY ENVIRONMENT

- Regulation 13 of the Local Government Financial Management Regulations 1997.

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

There are no adverse trends to report at this time.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda are the following items relevant to this report:

- Cheque, EFT and direct debit listings for December 2015 (Doc Id: 63205)

(Marked 9.1.2)



VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION

That the Municipal Fund cheque and EFT listing for the period ending 31 December 2015 totalling \$1,949,773.88 for the Municipal Fund be accepted.

9.1.3 RECOGNISE DLGC GRANT AND AUTHORISE BUDGET AMENDMENT TO YOUTH SERVICES

Location:	Shire of Dandaragan
Applicant:	Shire of Dandaragan
Folder Path:	Business Classification Scheme / Financial Management / Budgeting / Allocations
Disclosure of Interest:	Nil
Date:	17 February 2016
Author:	Michelle Perkins, Community Development Officer
Signature of Author:	
Senior Officer:	Scott Clayton, Executive Manager Corporate & Community Services
Signature of Senior Officer:	

PROPOSAL

For Councillors to recognise the Department of Local Government and Communities grant to the amount of \$10,000 and authorise a Youth Services budget amendment to the same amount in order for Shire staff to complete the Youth Friendly Communities project.

BACKGROUND

The Commissioner for Children and Young People has determined as a matter of priority that "Government and non-government organisations include in their policies and procedures strategies that encourage participation by children and young people, and that children and young people's contributions are respected and responded to in a meaningful and timely fashion. Including children and young people in decision making processes can benefit individuals, organisations and the community. Children often have unique insights into issues, can offer creative solutions and their involvement can enrich decision-making processes and outcomes.

Citizens, children and young people should be involved in decision making that affects their lives. Government and non-government organisations have an important role to play in ensuring children and young people's views are heard and reflected in their policies, programs and services.

The Shire provides Youth Services funding through its budget processes in accordance with the Community Strategic Plan and the Shire Business Plan. Engaging the youth in the decision making process across the Shire will ensure that the budget allocation is utilized to its maximum potential.

COMMENT

In January 2016, the Shire of Dandaragan Community Development Team were successful in obtaining a \$10,000 grant from Department of Local Government and Communities to develop a Youth Friendly Community Plan. The grant will fund working with a Consultant experienced in youth advisory, planning and stakeholder consultation. In partnership with the Consultant,

AGENDA FOR ORDINARY COUNCIL MEETING TO BE HELD THURSDAY 25 FEBRUARY 2016

the Community Development Team will conduct a youth friendly community audit and consultation. The outcome of this consultation and audit will be to create a Shire of Dandaragan Youth Plan that can be used to incorporate a more youth friendly strategy in providing resources and services to young people living in, and visiting, the Shire.

CONSULTATION

Consultation took place at the Council Forum dated 10 November 2015.

Scott Clayton, Executive Manager Corporate & Community Services

FINANCIAL IMPLICATIONS

The Shire was successful in obtaining a \$10,000 grant from Department of Local Government and Communities to develop a Youth Friendly Community Plan.

STRATEGIC IMPLICATIONS

Shire of Dandaragan Integrated Strategic Community Plan

OBJECTIVE 5: Young peoples' development strategy

G3-O5-A2	Continue youth leadership scholarships program and to include alternative programs as identified.	Ongoing	C
G3-O5-A3	Incorporated youth groups - provide building and contribution toward insurance.	Ongoing	C

ATTACHMENTS

Circulated with the agenda is the following item relevant to this report:

- Youth Friendly Communities Grant Program Approved Funding 2016. (62794)

(Marked 9.1.3)

VOTING REQUIREMENT

Simple Majority

OFFICER RECOMMENDATION

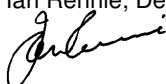

That Councillors recognise the Department of Local Government and Communities grant to the amount of \$10,000 and authorise a Youth Services budget amendment to the same amount in order for Shire staff to complete the Youth Friendly Communities project.

9.2 INFRASTRUCTURE SERVICES

9.3 GOVERNANCE & ADMINISTRATION

9.4 DEVELOPMENT SERVICES

9.4.1 COUNCIL AND COMMUNITY PROJECTS

Location:	Shire of Dandaragan
Applicant:	Shire of Dandaragan
Folder Path:	Business Classification Scheme / Council Properties / Design & Construction / Specifications
Disclosure of Interest:	None
Date:	15 February 2016
Author:	Ian Rennie, Deputy Chief Executive Officer
Signature of Author:	
Senior Officer:	Tony Nottle, Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

For Council to consider adoption of draft guidelines for Community Groups and Council in regard to carrying out of projects on council reserves and road reserves.

BACKGROUND

For several years, both community groups and Council staff have been carrying out projects and may have had the best intentions in mind but sometimes enthusiasm to have a project proceed does not allow the correct procedures / approvals to be in place.

A series of projects have occurred without necessary approvals or consultation having occurred with the relevant staff. This puts Council and regulatory Staff in an awkward position.

COMMENT

While it means more work for staff to be involved in these projects, the liability issues for Council may be huge if the unforeseen occurs and injury or worse happens.

Some examples of projects which have occurred and could have been handled in a more appropriate manner are:

Badgingarra

- Bowling Club – Sun Shade

Cervantes

- Beach Gazebos and beach access ramps
- Lookout and Access Pathway / Ramps
- Cervantes Art Trail / Weathervane and Fish

Jurien Bay

- Canover Fire Shed extensions
- Temporary ramp at Wellness Centre
- Foreshore shelters / structures
- Foreshore retaining wall
- Carport at rear of Administration Building

- Jurien Community Centre door latches and padlocks
- Caltex Service Station Shade structure
- Jurien Bay beach huts
- Family Resource Centre / Playgroup Cubby House

While little may be able to be done with projects that are already completed, the community and Council staff must be aware that to proceed without proper approvals / consultation having been followed is not acceptable.

This issue was discussed by Council at the Council Forum held 10 December 2015 and it was requested that some draft guidelines be prepared for consideration by Council. These draft guidelines were considered at the forum of 11 February and several requested amendments have been made and are highlighted.

The draft guidelines are attached (Doc id 63354).

Since this matter was considered by Council, another issue has arisen along similar lines whereby a project has proceeded without any approvals being given by Council and in fact the project does not comply with the guidelines for the naming of reserves by the Geographical Names Committee.

Unbeknown to Council staff, two signs have been ordered and prepared and have now been erected in a park in Cervantes. The park is in the vicinity of Cordoba Way, Picasso Place and Douro Close.

This park was the subject of previous discussions with respect of possible development of portion of the park. The proposed development was refused permission.

CONSULTATION

Council

STATUTORY ENVIRONMENT

There are no statutory issues relevant to this item.

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

There are no financial implications relevant to this item.

STRATEGIC IMPLICATIONS

- Shire of Dandaragan Integrated Strategic Community Plan

AGENDA FOR ORDINARY COUNCIL MEETING TO BE HELD THURSDAY 25 FEBRUARY 2016

GOAL NUMBER TWO: Build high level of amenity and lifestyle

Objective 3: Develop, deliver and maintain a high quality of community infrastructure that continues to build the amenity and liveability of the communities

CODE	STRATEGIES	LINKS	TIME FRAME	SCOPE	PARTNERS
G2-O3-A5	Encourage creative arts and innovative industries that build sense of place and liveability and marketability of the Shire.	Local Tourism Planning Strategy			Arts Industry

ATTACHMENTS

Circulated with the agenda is the copy of the draft guidelines for consideration and adoption by Council:

- Community Projects on Council Reserves / Road Reserves Draft Guidelines (Doc 63354)

(Marked 9.4.1)



VOTING REQUIREMENT

Simple Majority

OFFICER RECOMMENDATION

That Council endorse the proposed Community & Council Projects on Reserves and Road Reserves Guidelines (Doc Id 63354).

9.4.2 DAVID THOMAS – REQUEST TO KEEP THREE DOGS

Location:	Lot 712 (14) Crusoe Crescent, Jurien Bay
Applicant:	David Thomas
Folder path:	Business Classification Scheme / Laws & Enforcement / Policy / Dogs
Disclosure of Interest:	None
Date:	16 February 2016
Author:	Rosalyn Edwards, Shire Ranger
Signature of Author:	
Senior Officer:	Tony Nottle, Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

To inform Council of an application received from the occupant of the property located at Lot 712 (14) Crusoe Crescent, Jurien Bay to keep more than two dogs; and to seek a decision on that application.

BACKGROUND

Council received an application to keep more than two dogs at Lot 712 (14) Crusoe Crescent, Jurien Bay; the number of dogs being three.

The applicant made the Shire of Dandaragan aware that they had three dogs. The three dogs relating to this application are

Jack - Blue Heeler - neutered male 6 years old
Molly - Blue Heeler - spaded female 7 years old
Ruby - Red Heeler - spaded female 7 years old

The applicant has relocated from Newman, Shire of East Pilbara to Jurien Bay, Shire of Dandaragan. The applicant had permission from the Shire of East Pilbara to keep the three dogs and have never had any incidents.

Letters to seven adjoining neighbours were posted out by the Shire to advise them that Council had received an application to keep more than two dogs at Lot 712 (14) Crusoe Crescent, Jurien Bay and seeking their comments of any objection or no objection to this application with any conditions they wish Council to impose.

Of the seven surveys sent there were no responses received. Please note immediate adjoining blocks are all vacant land.

The reason for the application to keep more than two dogs as stated in writing by the applicant is that, he started with two dogs but a short term request to look after his son's dog 6 years ago has continued and is now part of the family.

All dogs are currently registered in East Pilbara however if the application is successful the registration will be transferred to the Shire of Dandaragan.

COMMENT

Since receiving this application a property inspections was carried out by Rangers Services on the 16 February 2016. The Shire Ranger confirms that suitable means exist at the property to effectively confine the dogs. In addition the fencing consists of corrugated colorbond to a height of 1.8metres. The yard area was tidy and clean with sufficient food, water, shelter, bedding and entertainment. All dogs were in good condition and were effectively controlled. The dogs are exercised at least twice per day and often more on weekends.

CONSULTATION

Adjoining property owners

STATUTORY ENVIRONMENT

The Dog Act 1976 Part V (The keeping of dogs S26) and Council's Dogs Local Law 2001 Part 3 S3.2 deal with the limitation as to number/s of dogs in a town-site.

POLICY IMPLICATIONS

Dog Act 1976 Part V (The keeping of dogs S26 (5)) any person who is aggrieved -

- (a) by the conditions imposed in relation to any exemption from the provisions of a local law placing a limitation on the number of dogs that may be kept on any premises; or
- (b) by the refusal of a local government to grant such an exemption, or by the revocation of an exemption, may apply to the State Administrative Tribunal for a review of the decision.

FINANCIAL IMPLICATIONS

There are no financial implications relevant to this item as fees associated with this procedure have been met at the cost of the applicant.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Circulated with the agenda are the following items relevant to this report:

- written application from Dave Thomas to keep more than two dogs (Doc ID: 62286)
 - copy of letters from Council to adjoining neighbours (Doc ID: 62287)
 - property inspection photos (Doc ID:63440)
- (Marked 9.4.2)**

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION

That Council grant approval to David Thomas to Keep 3 or more dogs on his premises at Lot 712 (14) Crusoe Crescent, Jurien Bay with the following conditions:

- 1. all dogs are to be registered at all times;**
- 2. the dogs are not to cause a nuisance to neighbours;**
- 3. in the event of one of the dogs dying or being removed from Lot 712 (14) Crusoe Crescent, Jurien Bay the number of dogs permitted to be kept at the property shall revert to two;**
- 4. all dogs are effectively confined to the property;**
- 5. in the event of any breach of the Dog Act 1976 or the Shire of Dandaragan Dogs Local Law, this approval may be revoked or varied at any time; and**
- 6. in the event that the applicant relocates to another town-site address within the Shire a new application will be required.**

9.5 COUNCILLOR INFORMATION BULLETIN

9.5.1 SHIRE OF DANDARAGAN – JANUARY 2016 COUNCIL STATUS REPORT

Document ID: 63429

Attached to the agenda is a copy of the Shire's status report from the Council Meeting held 28 January 2016. **(Marked 9.5.1)**

9.5.2 SHIRE OF DANDARAGAN – EXECUTIVE MANAGER INFRASTRUCTURE REPORT – FEBRUARY 2016

Document ID: 63360

Attached to the agenda is a copy of the Shire of Dandaragan's Executive Manager Infrastructure Report for February 2016. **(Marked 9.5.2)**

9.5.3 SHIRE OF DANDARAGAN – BUILDING STATISTICS – JANUARY 2016

Document ID: 63116

Attached to the agenda is a copy of the Shire of Dandaragan Building Statistics for January 2016. **(Marked 9.5.3)**

9.5.4 SHIRE OF DANDARAGAN – PLANNING STATISTICS – JANUARY 2016

Document ID: 63112

Attached to the agenda is a copy of the Shire of Dandaragan Planning Statistics for January 2016. **(Marked 9.5.4)**

9.5.5 RANGER SERVICES REPORT – JULY 2015 – DECEMBER 2015

Document ID: 62870

Attached to the agenda is a copy of the Shire of Dandaragan Ranger Services Report for 6 month period July – December 2015 **(Marked 9.5.5)**

9.5.6 HON TONY SIMPSON MLA – YOUTH FRIENDLY COMMUNITIES GRANT PROGRAM

Document ID: 62794

A grant of \$10,000 has been approved to conduct the Youth Friendly Community Plan Project.

“The funding is conditional on the successful negotiation of a grant agreement. The Department of Local Government and Communities will be in contact with you shortly to develop the agreement for the project.”

Attached to the agenda is a copy of correspondence **(Marked 9.5.6)**

9.5.7 WALGA – LOCAL GOVERNMENT NEWS – 15 JANUARY 2016 – ISSUE 1

Document ID: 62673

In this issue:

- WALGA Emergency Support Program

- WALGA Recognises Outstanding Support for Bushfire Affected Communities
- Inquiry into Broadcasting, Online Content and Live Production to Rural and Regional Australia
- 2016 WA Transport and Roads Forum
- Vacancies on Boards and Committees
- Strata Title Reform: WALGA Seeking Local Government Advisors
- Driver Reviver Services Diverted Bushfire Traffic
- Changes in Taxation Requirements
- Underground Power
- Measuring the Value of Arts and Culture

Mailbag:

- InfoPage: National Ice Taskforce
- InfoPage: Closing the Gap Results

9.5.8 WALGA – LOCAL GOVERNMENT NEWS – 22 JANUARY 2016 – ISSUE 2

Document ID: 62833

In this issue:

- Public Inquiry into Waroona Fire
- DER Regulatory Reform: For Comment
- Perth and Peel Green Growth Plan
- Vacancies on Boards and Committees
- 2016 WA Transport & Roads Forum
- Review of Building Permit Survey Responses
- Invitation: WA Wetland Management Conference 2016
- Invitation: Biosecurity Workshops and Discussion Document
- Connect to Neighbourhood Watch on Facebook

Mailbag

- InfoPage: Inquiry into Harvey/Waroona Bushfire

Media Releases

- Media Release: Minister Mistaken on Sector Training Support

9.5.9 WALGA MEDIA RELEASE – MINISTER MISTAKEN ON SECTOR TRAINING SUPPORT

Document ID: 62804

Cr Craigie said - "Local Government Minister Tony Simpson is mistaken in his claim that the Local Government sector has provided implicit support for mandatory Elected Member training. The Minister's comments claiming the number of responses to a WALGA survey on the topic implied all those that didn't contribute were in effect in support were mistaken.

I would argue that the more reasonable and likely assumption would be that those Local Governments weren't inclined to change the status quo and that means that the vast majority oppose mandatory training".

Attached to the agenda is correspondence (*Marked 9.5.9*)

9.5.10 WALGA ROADWISE – ROAD SAFETY NEWLETTER – JANUARY 2016 – ISSUE 13

Document ID: 62882

In this issue:

- *Road Ribbon for Road Safety 2015*® campaign celebration!
- Williams Driver Reviver volunteers lend a hand in South West fire emergency
- Human Spirit Award recognises Graeme Campbell
- City of Armadale road safety volunteers thanked for services to the community
- New RoadWise Committee formed in Halls Creek
- Blow 0.00 and win in Swan
- Great Southern region planning 2016
- 'I Slow Down in Wanneroo' campaign gets underway
- Child car restraints update
- Spreading the road safety message at Christmas on the Green in Karratha
- Coolgardie Driver Reviver operation tackles festive fatigue
- Migrant Centre raised awareness of drink driving
- Advertising Standards Bureau upholds complaint about speeding whilst driving
- Road safety resources available in Exmouth
- Road safety events, conferences and resources
- Bike Week Grants 2016
- New *Rethinking Streets* website showcases evidence-based street redesigns

9.5.11 HON LIZA HARVEY MLA – MEDIA RELEASE – FRIDAY 22 JANUARY 2016 – STATS SHOW MANY 2015 ROAD FATALITIES AVOIDABLE

Document ID: 62872

Mrs Harvey said

“Despite the equal lowest number of fatalities in 2015, many families are suffering due to road trauma. The heartbreaking thing is, these statistics show most were avoidable.

The per capita rate of fatalities has been steadily decreasing since 2008, but as the Preliminary Crash Book shows, we can never be complacent when it comes to road safety.”

9.5.12 LGMA – MEDIA RELEASE – OFFICERS SUPPORT COMPULSORY TRAINING FOR ELECTED MEMBERS – 21 JANUARY 2016

Document ID: 62871

Mr Warren Pearce, Chief Executive Officer of LGMA WA said
“LGMA fully supports compulsory training for elected members.

Elected members perform a vital and important role in local government. Elected by their communities they set the strategic direction for their Council and oversee the management of significant public assets, programs and projects.”

Attached to the agenda is the media release (**Marked 9.5.12**)

9.5.13 HON TONY SIMPSON MLA – MEDIA RELEASE – GRANTS FOR REGIONAL YOUTH FRIENDLY COMMUNITIES – 19 JANUARY 2016

Document ID: 62881

Youth Minister Tony Simpson said
“the State Government’s Youth Friendly Communities grants program supported local governments to engage young people in the planning and development of their communities through the strategic community planning process.

The youth friendly community is one which involves young people at every stage of its community strategic planning. This grants program facilitates a range of projects enabling regional local governments to work in partnership with young people to meet their diverse needs.”

Attached to the agenda is full media release (**Marked 9.5.13**)

9.5.14 WEST KOOJAN-GILLINGARRA LAND CONSERVATION DISTRICT – MINUTES FROM MEETING HELD 1 DECEMBER 2015

Document ID: 62919

Attached to the agenda are the West Koojan-Gillingarra Land Conservation District Minutes held 1 December 2015 (**Marked 9.5.14**)

9.5.15 LAWRIE SHORT - REPORT TO RURAL WATER COUNCIL

Document ID:

Attached to the agenda is copy of report to Rural Water Council on the Water Corporation Customer Advisory Council prepared by Lawrie Short (**Marked 9.5.15**)

9.5.16 HON TONY SIMPSON / HON KIM HAMES – MEDIA RELEASE – FUNDING TO HELP MEN BUILD HEALTHIER FUTURES

Document ID: 62985

Mr Simpson said *“The WA Men’s Shed Association has a proven track record of helping men of all ages connect with each other and the wider community. He also said research shows that many men find it hard to discuss their thoughts and emotions. The modern Men’s Shed gives them an opportunity to get involved in social activities in a friendly, non-judgemental environment.*

This funding will enable the association to continue to develop and establish programs to suit men of all ages and from all walks of life.”

Health Minister Kim Hames said *“research has identified benefits from the establishment of Men’s Sheds. We are proud to support this initiative because Men’s Sheds help men to help themselves”*

9.5.17 THE HON TONY SIMPSON MLA – CIRCULAR NO 01-2016 – LOCAL GOVERNMENT COMPARATIVE WEBSITE

Document ID: 62988

“The State Government is committed to ensuring Western Australians benefit from transparent and accountable local government.

The Local Government Act 1995 requires that local governments make certain information available to be viewed in business hours. However. These requirements are not aligned to community expectations that information should be available online and presented in meaningful ways.

In 2016, a website will be launched by the State Government that will consolidate local government information and enable users to compare data across local governments.”

Attached to the agenda is correspondence (**Marked 9.5.17**)

9.5.18 WALGA – LOCAL GOVERNMENT NEWS 29 JANUARY 2016 – ISSUE 3

Document ID: 62989

In this issue:

- Free Webinar – Chairing of Meetings
- Briefing Session for Local Government: Biodiversity Conservation Bill
- Final Call – 2016 WA Transport & Roads Forum
- Census of WA Local Government Elected Members
- Environmental Management Professional Development Information Session
- Inquiry into Broadcasting, Online Content and Live Production to Rural and Regional Australia
- Training
- Office Multicultural Interests (OMI) Grants
- *Healthy Living after Cancer* – Cancer Council
- Local Government Alcohol Management Package – Workshop
- EASTxWEST Forum 2016

9.5.19 WALGA – ENVIRO NEWS – JANUARY 2016 – ISSUE 10

Document ID: 62937

In this issue:

- Preston River to Ocean Regional Park Project Milestone
- Greener Pastures for Vincent
- Vertical Garden Cuts Plastic Waste and Sprouts Success
- City of Cockburn – Fairy Tern Nesting Trial
- WALGA Biosecurity Workshops and Policy Development

- Battle of Pinjarra Massacre Site Work Progress
- Northern Agricultural Catchments Council News Update
- Perth and Peel Green Growth Plan
- EMRC's End of Year Volunteer Event
- Water Corporation Asks Local Governments to Help Save Water
- Status of *Typha orientalis* in Western Australia
- Who will win the West Midland Group Vermin Championship Shield?

Events and funding opportunities for Local Government

- Upcoming Events
- Funding Opportunities

9.5.20 GOVERNMENT OF WA – PUBLIC SECTOR COMMISSION – 2016 PREMIER'S AWARDS FOR EXCELLENCE IN PUBLIC SECTOR MANAGEMENT

Document ID: 63129

"It gives me great pleasure to invite you to enter your agency's outstanding initiatives for the 2016 Premier's Awards.

The awards are an opportunity to recognise the wealth of innovative and creative projects being undertaken by the public sector in the delivery of better services to the Western Australian community."

Attached to the agenda is correspondence (**Marked 9.5.20**)

9.5.21 WALGA – WASTE NEWS – 5 FEBRUARY 2016 – ISSUE 1

Document ID: 63176

In this issue:

- Farewell MWAC Info Bull
- LG Spotlight: Morawa Goes Plastic Bag Free
- LC Spotlight: Swan Charity Partnership
- Waste Strategy Audit
- C-Wise Open Day
- NSW CDS: Open for Comments

Submissions:

- Friday, **26 February** – NSW CDS Discussion Paper

Events:

- Friday, **26 February** – C-Wise open day

9.5.22 WALGA – LOCAL GOVERNMENT NEWS – 5 FEBRUARY 2016 – ISSUE 4

Document ID: 63137

In this issue:

- Local Government Support Their Own
- Vacancies on Boards and Committees
- Free Webinar – Chairing of Meetings

- WA Local Government Super-Team – World’s Greatest Shave
- Applications Open for the National Stronger Regions Fund (NSRF)
- Activation of WANDRRA for Heavy Rainfall and Flooding in the South West
- Local Government Comparative Website – Department of Local Government Communities
- Are Pest Plants or Animals an Issue for your Local Government?
- Briefing Session for Local Government: Biodiversity Conservation Bill
- Welcome WasteNews
- Training

Mailbag:

- World’s Greatest Shave – WA Local Government Super-Team

9.5.23 HON KEN BASTON MLC – MEDIA RELEASE - FARM DEPOSITS GOOD NEWS FOR FARMERS

Document ID: 63240

Agriculture and Food Minister Ken Baston said *“the Australian Government would tomorrow introduce legislation delivering a key Agricultural Competitiveness White Paper initiative to strengthen the Farm Management Deposits scheme.*

This will help farmers use income generated in good years to prepare for the inevitable bad ones. These farm managed deposits are the greatest thing since sliced bread to help with drought management and bushfire, so I welcome any reform that make them more attractive for saving.”

9.5.24 WALGA – WA LOCAL GOVERNMENT SUPER-TEAM: WORLD’S GREATEST SHAVE

Document ID: 63358

“The WA Local Government Association is now registered as a fundraiser for the Leukaemia Foundation, a cause which is close to our hearts, and we would love to see a WA Local Government Super-Team as part of the fundraising activity.

*The World’s Greatest Shave will happen from Thursday, **10 March** – Sunday, **13 March.**”*

Attached to the agenda is a flyer which provides information on how to register your Council as a team for the World’s Greatest Shave and join the WA Local Government Super-Team. **(Marked 9.5.24)**

9.5.25 WALGA – LOCAL GOVERNMENT NEWS – 12 FEBRUARY 2016 – ISSUE 5

Document ID: 63288

In this issue:

- Environmental Management Professional Development Information Session
- Underground Power
- *Blessing of the Roads* 2016 campaign material available
- Perth and Peel Green Growth Plan
- Environmental Regulation and the Planning System
- Shaping the future of caring
- Waste Strategy Audit
- Lotterywest Trails Grants now open all year round
- Training Opportunities

9.5.26 HON TONY SIMPSON MLA – NATIONAL YOUTH WEEK 2016 GRANT PROGRAM

Document ID: 63385

"I am pleased to inform you that I have approved funding of \$1,000 for the Shire of Dandaragan to conduct the Youth Ideas: of Light and Dark Arts Event".

Attached to the agenda is full correspondence **(Marked 9.5.26)**

9.5.27 CERVANTES RATEPAYERS & PROGRESS ASSOCIATION (INC)

Document ID: 63383

The Cervantes Ratepayers & Progress Association at their February meeting raised a number of issues to be brought to the attention of the Shire – in no order of importance – but they are of importance to their members.

Attached to the agenda is the correspondence **(Marked 9.5.27)**

9.5.28 WALGA – ROADWISE ROAD SAFETY NEWSLETTER – FEBRUARY 2016 – ISSUE 14

Document ID: 63391

In this issue:

- Congratulations to the 2016 Local Government Road Safety Award recipients
- Help us bless the roads in 2016
- Volunteers tackling fatigue in Broome
- Social media spreading road safety message in the Pilbara
- Carnarvon RoadWise Committee plans for a safer tourist season
- Community urged to slow down, rest and revive in Armadale
- 'Heading away for the long weekends in March?'
- New look for Northam RoadWise
- Child car restraints update
- The Great Southern Road Safety Conference is back!
- \$104,000 in road safety grants awarded
- State Government analysis shows most crashes in 2015 were avoidable
- Road safety events, conference and resources

**9.5.29 SHIRE OF DANDARAGAN ANNUAL GENERAL MEETING
MINUTES 28 JANUARY 2016**

Document ID: 62968

Attached to the agenda are the Unconfirmed Minutes of the Annual General Meeting held 28 January 2016 at the Dandaragan Community Recreation Club. (**Marked 9.5.29**)

AGENDA FOR ORDINARY COUNCIL MEETING TO BE HELD THURSDAY 25 FEBRUARY 2016

- 10 NEW BUSINESS OF AN URGENT NATURE – INTRODUCED BY RESOLUTION OF THE MEETING**

- 11 CONFIDENTIAL ITEMS FOR WHICH MEETING IS CLOSED TO THE PUBLIC**

- 12 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

- 13 CLOSURE OF MEETING**