



SHIRE
of
DANDARAGAN

MINUTES
of the
ORDINARY COUNCIL MEETING
held at the
COUNCIL CHAMBERS JURIEEN BAY
on
THURSDAY 28 MAY 2015
COMMENCING AT 5.01 PM

(THIS DOCUMENT IS AVAILABLE IN LARGER PRINT ON REQUEST)

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MINUTES OF ORDINARY COUNCIL MEETING HELD THURSDAY 28 MAY 2015

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

1.1 DECLARATION OF OPENING

The presiding member declared the meeting open at 5.01pm and welcomed those present.

1.2 DISCLAIMER READING

The disclaimer was read aloud as there was a member of the public present.

“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 W Gibson	(President)
Councillor K McGlew	(Deputy President)
Councillor L Short	
Councillor J Kulisa	
Councillor D Kent	
Councillor T Bailey	
Councillor M Sheppard	
Councillor L Holmes	
Councillor D Slys	

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)
Mrs B Macaulay	(Planning Officer)
Mrs D Yandle	(Council Secretary & PA)

Apologies

Approved Leave of Absence

Nil

Observers

Clinton Strugnell

MINUTES OF ORDINARY COUNCIL MEETING HELD THURSDAY 28 MAY 2015**3 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil

4 PUBLIC QUESTION TIME

Nil

5 APPLICATIONS FOR LEAVE OF ABSENCE

Nil

6 CONFIRMATION OF MINUTES**6.1 MINUTES OF ORDINARY MEETING HELD 23 APRIL 2015****COUNCIL DECISION**

Moved Cr Short, seconded Cr Kent

That the minutes of the Ordinary Meeting of Council held 23 April 2015 be confirmed.

CARRIED 9 / 0

7 ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

The President advised the Jurien Bay Visitor Information and Civic Centre Opening was held on 1 May 2015 with great success.

8 PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS**8.1 JURIEB BAY SKATE PARK PETITION****COUNCIL DECISION**

Moved Cr Bailey, seconded Cr Kent



That Council receive the petition and for Staff to bring back to a future Council Forum.

CARRIED 9 / 0

9 REPORTS OF COMMITTEES AND OFFICERS**9.1 FINANCE**

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9.1.1 JURIEB BOWLING CLUB SELF SUPPORTING LOAN – KITCHEN REFURBISHMENT

Location:	Jurien Bay
Applicant:	Jurien Bowling Club
Folder Path:	Business Classification Scheme / Grants and Subsidies / Applications / Community Groups
Disclosure of Interest:	None
Date:	29 April 2015
Author:	Tony O’Gorman Club Development Officer
Signature of Author:	
Senior Officer:	Scott Clayton, Executive Manager Corporate and Community Services
Signature of Senior Officer:	

PROPOSAL

To consider providing the Jurien Bowling Club with a self-supporting loan of \$30,000 to allow the Club to renovate and upgrade the kitchen facilities at the Club. The Club has an equivalent contribution to cover the entire cost of the upgrade.

Cost of project	\$60,000
Jurien Bowling Club	\$30,000
Self-Supporting Loan	\$30,000

BACKGROUND

The Jurien Bowling Club is a large and growing club. The Club now has one hundred and seventy full and social members and one hundred and thirty corporate members. The Club provides local employment for bar and cleaning staff.

It is the only club in the Central West Coastal Bowling League with two greens and therefore the Club hosts the Inter League Round Robin and the Inter Zone Round Robin events for both the women’s and men’s league which is very important to the district.

The Club held two weddings last year and has one booked with an enquiry for at least one more during their calendar year. The Club is used for meetings and functions for a number of other organisations within Jurien Bay, the RSL, CCI, CWA, Volunteer Marine Rescue and School bowls to mention just a few.

The Corporate Bowls program is one of the largest outside the Perth Metropolitan area.

The Club facilities are vested in the Council and owned ultimately by the community. All funds generated by the Club are used to improve the facility and promoting bowls.

COMMENT

The Jurien Bowling Club provides facilities for the community to pursue recreation activities in the form of Bowls from Corporate days to Pennants Bowls.

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The Club provides their facility to the community for private functions and fundraising opportunities. Renting the facility for these important events requires the Club to provide kitchen or full catering facilities to the users.

The current kitchen has been in place for approximately 30 years and has proved to be very serviceable. The Club committee has previously sought and received funding through the Tronox Grant scheme to purchase a commercial dishwasher. Installation of this dishwasher requires a major refit of the kitchen to provide the best working space possible. As the kitchen cabinetry needs to be modified the committee have investigated and come to the conclusion that a complete kitchen overhaul would be the best course of action to ensure the facilities are up to modern and safe standards.

The extraction system over the cooking area requires an upgrade to facilitate the inclusion of a second stove to allow the Club to cater for functions that regularly have numbers in excess of one hundred guests.

An upgrade to the power supply is also essential to enable the Club to have sufficient power capacity to operate this new equipment. Initial costings have been sought that indicate the power upgrade would be \$20,000 Cabinetry \$20,000 and equipment purchases \$20,000.

The Club has built up significant reserve funds to replace the synthetic bowling greens at the same time repaying a substantial self-supporting loan to the Shire. In addition to meeting their obligations the Club has a significant reserve to fund the kitchen upgrade

CONSULTATION

- Jurien Bowling Club Members
- Scott Clayton, Executive Manager Corporate and Community Services Shire of Dandaragan

STATUTORY ENVIRONMENT

There are no statutory implications relevant to this item.

POLICY IMPLICATIONS

SELF SUPPORTING LOANS

OBJECTIVE: To provide a fair, equitable and balanced process to consider the provision of self-supporting loans to groups within the community, for the purpose of capital projects only.

FINANCIAL IMPLICATIONS

There are no financial implications as the funds will be sourced from the WA Treasury Corporation and repaid by the Club over a period of five years.

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STRATEGIC IMPLICATIONS

- Shire of Dandaragan Integrated Strategic Community Plan

GOAL NUMBER TWO: Build high level of amenity and lifestyle

OBJECTIVE 4: Develop recreation facilities and activities to support a healthy community

ATTACHMENTS

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

- Certificate of Incorporation and Financial statements (Doc Id: 50911)

(Marked 9.1.1)

VOTING REQUIREMENT

Simple majority



OFFICER RECOMMENDATION / COUNCIL DECISION

Moved Cr Bailey, seconded Cr Holmes

That the Shire of Dandaragan support the Jurien Bowling Club by providing the Club with a self-supporting loan to refurbish the kitchen. Funds to be included in the 2015/2016 budget period.

CARRIED 9 / 0

9.1.2 FINANCIAL STATEMENTS – MONTHLY REPORTING FOR THE PERIOD ENDING 30 APRIL 2015

Location:	Shire of Dandaragan
Applicant:	N/A
Folder:	Business Classification Scheme / Financial Management / Financial Reporting / Periodic Reports
Disclosure of Interest:	None
Date:	18 May 2015
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 period ending 30 April 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 period ending 30 April 2015.

COMMENT

Regulation 34 of the Financial Management Regulations (1996)

<p>MINUTES OF ORDINARY COUNCIL MEETING HELD THURSDAY 28 MAY 2015</p>

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 April 2015 was \$3,770,370. 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

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. An explanation of these variances is as follows:

Recreation and Culture

Expenditure is at 79% of Y-T-D budget and is due to less than budgeted salaries, materials and on costs. The cause of this is twofold. Firstly, parks and gardens have been operating at less than full staff capacity. Secondly, timing could mean staff have been spending more time in other areas.

Community Amenities

Income is at 193% of Y-T-D budget and is due to the additional grant received for the sewer project.

Economic Services

Expenditure is at 82% of Y-T-D budget and is due to less than budgeted expenditure to tourism and promotions.

Other Economic Services

Income is at 136% of Y-T-D budget and is primarily due to a large number of private works jobs undertaken for firebreak compliance.

Expenditure is at 152% of Y-T-D budget and is due to two separate factors.

Firstly, an allocation of staff costs needs to be made to this schedule from recreation and culture. This will be corrected in the 2015/16 budget.

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Should Councillors wish to raise any issues relating to the 30 April 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 April 2015 (Doc Id: 51054)

(Marked 9.1.2)

VOTING REQUIREMENT

Simple majority



OFFICER RECOMMENDATION / COUNCIL DECISION

Moved Cr Sheppard, seconded Cr Short

That the monthly financial statements for the period ending 30 April 2015 be adopted.

CARRIED 9 / 0

9.1.3 2015 / 2016 DIFFERENTIAL RATING

Location:	Shire of Dandaragan
Applicant:	N/A
Folder ID:	Business Classification Scheme / Rates and Valuations / Rate Classifications / Residential
Disclosure of Interest:	None
Date:	18 May 2015
Author:	Scott Clayton, Executive Manager Corporate & Community Services
Signature of Author:	
Senior Officer:	Tony Nottle, Chief Executive Officer
Signature of Senior Officer:	

<p>MINUTES OF ORDINARY COUNCIL MEETING HELD THURSDAY 28 MAY 2015</p>

PROPOSAL

To authorise the advertising of proposed differential rating for properties rated using the gross rental value (GRV) method of valuation.

BACKGROUND

In order to make up a budget deficiency when adopting annual budgets, a local government is to impose either a uniform or differential general rate on rateable land in its district (Section 6.32 of the Local Government Act 1995). Further, in imposing a rate a Local Government is to set both a rate which is expressed as a rate in the dollar of the gross rental value of land in its district to be rated on gross rental value, and a rate in the dollar of the unimproved value of land to be rated on unimproved value.

Historically, the Shire of Dandaragan had uniformly applied a general rate on rateable properties within its district.

However for the rating year 2011 / 2012, as a result of the changes to the prescribed percentage within the Land Valuation Regulations 1979 used to calculate the assessed value for GRV purposes of vacant residential and rural residential land it was necessary to implement differential rating for properties rated using the GRV method. This was required to ensure not only that rates are levied to produce an equitable charge for the provision of services within the Shire of Dandaragan, but to apply a premium to vacant residential and rural residential properties to encourage the lands improvement to provide additional value to the growing community.

Section 6.33 of the Local Government Act 1995 states:

- (1) A local government may impose differential general rates according to any, or a combination, of the following characteristics —
 - (a) the purpose for which the land is zoned, whether or not under a local planning scheme or improvement scheme in force under the *Planning and Development Act 2005*;
 - (b) a purpose for which the land is held or used as determined by the local government;
 - (c) whether or not the land is vacant land; or
 - (d) any other characteristic or combination of characteristics prescribed.
- (2) Regulations may —
 - (a) specify the characteristics under subsection (1) which a local government is to use; or
 - (b) limit the characteristics under subsection (1) which a local government is permitted to use.

Further, for the Shire of Dandaragan to impose differential rates Section 6.36 (3) of the Local Government Act 1995 requires the proposed differential rate to be advertised “within the period of 2

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months preceding the commencement of the financial year.”

For the financial year commencing 1 July 2013, GRV properties were revalued. Residential improved properties experienced a value increase of 27.27% while vacant land experienced a reduction of 32.53%.

The Shire’s previous revaluation several years ago was completed during the peak of the property boom. The effect of this saw the values of vacant land on the coastal side of the shire increase at a rate significantly higher than the values for improved GRV properties. This is due to the way GRV is calculated where land is vacant and a traditional GRV cannot be calculated. In this situation 5% of capital value was used to calculate the value.

This resulted in the rates on the majority of coastal vacant blocks of land being only slightly less than the rates for a modest house.

The Council at the time felt that this was justified as Council’s desire was to encourage improvement of land and to also signify that it prefers land to be developed to provide additional value to the growing community.

In addition, the majority of the vacant blocks were located in new estates with significantly improved public open space, extensive road network, street lighting and swales that required significant maintenance immediately while the estates remained largely vacant.

Three years ago, the method of valuing vacant land was amended to reduce the GRV values by only calculating it using 3% of capital rather than 5%. By absorbing this change ratepayers of improved GRV would have seen an increase in rates, while vacant would have decreased, but the Shire would not have raised any additional income.

Once again the Council at the time felt that the original increase to vacant land was appropriate and wished to maintain this blend. Therefore, differential rates were introduced.

The trends experienced in the 2013 revaluation were as a result of the reduction in vacant land values from the previous revaluation at the height of the market and the current valuation at the bottom of the market. Combined with the retention of the 3% of capital value method, there was a massive drop of 32% for the value of GRV for vacant land. At the same time GRV for residential improved land increased 27%.

As is customary after a revaluation, the rates department adjusted the rate in the \$ to return the overall income to a nil change prior to applying any increases.

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The introduction of differential rates combined with the changes in values presented two issues.

Firstly, to maintain the status quo the rates would have needed to increase significantly for vacant land, while the rate for the remainder would have needed to drop.

This would have resulted in needing to set a rate for vacant land of approximately 3 times the rate for the general GRV to retain the status quo.

The Local Government Act 1995 states:

“In imposing a differential general rate a local government is not to, without the approval of the Minister, impose a differential general rate which is more than twice the lowest differential general rate imposed by it.”

It had consistently been the opinion of Council the blend of income from vacant land versus residential dwelling is appropriate and as such, a rate in the dollar for vacant greater than double the general rate is also appropriate.

As a result, the Shire successfully applied for ministerial approval to impose differential rates for 2013/2014.

COMMENT

With the budget for 2015/16 still in development and in addition the level of Royalties for Regions and Roads to Recovery grant income yet to be announced it is difficult to estimate the income required from rates at this stage.

Recent workshops in relation to the Strategic Community Plan review has identified that with falling grants a rate increase higher than the Local Government Cost Index will be required to ensure that service levels to the community are maintained. However, Council is mindful of the burden increased rates will have on the ratepayers capacity to pay.

The Local Government Cost Index as published by WALGA estimates that it will increase by 2.9% in 2015/2016.

Therefore, it is proposed that a 5% increase is applied to the current differential rate and that ministerial approval once again is sought.

CONSULTATION

- Chief Executive Officer

STATUTORY ENVIRONMENT

Section 6.32 of the Local Government Act 1995

Section 6.33 of the Local Government Act 1995

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Section 6.36 of the Local Government Act 1995

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

The application of differential rating is for the purpose of apportioning the rate revenue derived between different categories of property owners.

There are no budget implications from applying differential rating. The intention with proposing a differential rate is to maintain the proportion of rate revenue derived from each property.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Nil

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION / COUNCIL DECISION

Moved Cr Holmes, seconded Cr Kulisa

That Council:

1. In accordance with Section 6.36 of the Local Government Act 1995, authorise the Chief Executive Officer to advertise its intention to apply differential rating as allowed under Section 6.35 of the Local Government Act 1995, for Gross Rental Valuation (GRV) properties in the district as follows:

<i>Rating Category*</i>	<i>Proposed Rate in \$</i>	<i>Proposed Minimum Charge</i>	<i>Objects of and Reasons for Proposed Rate</i>
GRV - General	\$0.0756	\$627	To levy a rate in the dollar to produce an equitable charge for the provision of services within the Shire of Dandaragan
GRV – Vacant Residential	\$0.1914	\$627	To levy a rate in the dollar at a premium of the GRV – General rate to reflect not only Council’s desire to encourage improvement of land but to also signify that it prefers land to be developed to provide additional value to the growing community. In addition, to maintain rate income proportionate to the service and facilities already provided for and maintained.

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2. In accordance with Section 6.33 (3) of the Local Government Act 1995, authorise the Chief Executive Officer to seek ministerial approval to impose a differential general rate which is more than twice the lowest differential general rate to be imposed.

CARRIED 9 / 0

9.1.4 ACCOUNTS FOR PAYMENT – APRIL 2015

Location:	Shire of Dandaragan
Applicant:	N/A
Folder Path:	Business Classification Scheme / Financial Management / Creditors / Expenditure
Disclosure of Interest:	None
Date:	18 May 2015
Author:	Scott Clayton, Executive Manager Corporate & Community Services
Signature of Author:	
Senior Officer:	Tony Nottle, Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

To accept the cheque and direct debit listing for the month of April 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 April 2015 totalled \$ 900,525.03 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

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

- Cheque, EFT and direct debit listings for April 2015 (Doc Id: 51094)

(Marked 9.1.4)

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION / COUNCIL DECISION

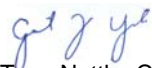

Moved Cr Short, seconded Cr Kulisa

That the Municipal Fund cheque and EFT listing for the period ending 30 April 2015 totalling \$900,525.03 for the Municipal Fund be accepted.

CARRIED 9 / 0

9.2 INFRASTRUCTURE

9.2.1 BUDGET AMENDMENT CAPITAL WORKS ARAGON STREET ROAD DRAINAGE

Location:	Aragon Street, Cervantes
Applicant:	Garrick Yandle, Executive Manager Infrastructure
Folder Path:	Business Classification Scheme / Financial Management / Budgeting / Capital Works
Disclosure of Interest:	None
Date:	18 May 2015
Author:	Garrick Yandle, Executive Manager Infrastructure
Signature of Author:	
Senior Officer:	Tony Nottle, Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

For Council to consider a budget amendment for Capital Works at Aragon Street, Cervantes to rectify urgent drainage issues due to water running off the road and through the road verge onto private properties causing flooding.

BACKGROUND

Previous capital works projects that were undertaken on Aragon Street focused resurfacing the road with asphalt, installation of kerbing and a footpath on the southern side, plus new car parks on the southern side and also the northern side on the corner of Catalonia Street. This also entailed reshaping the camber of the road such that it now predominantly drains to the northern road verge, which only has a flush kerb.

During these road works there was no drainage infrastructure constructed on the northern side of the road. Consequently any runoff generated from the road now runs over the flush kerb onto the road verge and often into the adjacent private property lots

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along Aragon Street. The extent of the flooding to these Aragon Street private properties is such that drainage infrastructure is now required to be installed to rectify this flooding issue.

COMMENT

The Shire's Infrastructure team have recently been inundated with correspondence from the owner of Lot 620 Aragon Street, Cervantes, expressing his displeasure at the regularity of his property flooding to runoff generated from Aragon Street in high rainfall events. He has expressed concerns that the regularity and extent of flooding is likely to causing damage to the building on his property.

The Executive Manager Infrastructure has been investigating options and timing to implement drainage rectification measures to minimise potential flooding of private properties along Aragon Street. This included provision of funds in the 2015/16 budget to undertake capital works to rectify the issue. Given the increased regularity and extent of the flooding it is recommended that a portion of these works be brought forward to the 2014/15 budget to be undertaken as soon as possible.

The scope of these works includes:

2014/2015 Budget

- Install "mountable" kerbing on the north side of Aragon Street between Brown Street and the Car Park, to direct runoff towards the low point of the car park.
- Install 2 x side entry pits and soak wells in the road verge at low points along the new kerb.
- Install 3 x side entry pits with soak wells in the road verge at low points of the car park.
- Optional – connect all installed soak wells via perforated pipe with leach drains.

2015/16 Budget

- Reshape of road verge to create a swale drain to prevent excess runoff draining into adjacent property.
- Installation of 3 x additional drainage pits with soak wells in the road verge swale drain to be connected via perforated pipe with leach drains.

A budget amendment is required to undertake the proposed 2014/15 works, an estimate for these works is \$30,000 exclusive of GST. The Executive Manager Infrastructure is currently in the process of obtaining quotes to undertake these works from local contractors.

As part of this process, quotes will be sought to undertake the additional 2015/16 works. This is proposed to be included in the 2015/16 Budget.

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CONSULTATION

- Executive Manager Corporate and Community Services.
- Owner of Lot 620 Aragon Street Cervantes
- Local earthworks Contractors

STATUTORY ENVIRONMENT***Local Government Act 1995*****6.8. Expenditure from municipal fund not included in annual budget**

- (1) A local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure —
- (a) is incurred in a financial year before the adoption of the annual budget by the local government; or
 - (b) is authorised in advance by resolution*; or
 - (c) is authorised in advance by the mayor or president in an emergency.

* *Absolute majority required.*

POLICY IMPLICATIONS

Shire of Dandaragan Purchasing Policy and Tender Guide 1.15.

FINANCIAL IMPLICATIONS

A budget amendment is required to undertake the proposed 2014/15 works up to the value of \$30,000 exclusive of GST.

The Infrastructure team has so far been able to complete its proposed capital works gravel resheet projects with savings greater than \$30,000. It is envisaged that these savings will contribute towards the costs of these additional drainage works required.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

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

- Email from the owner of Lot 620 Aragon Street regarding runoff from Aragon Street (Doc Id: 51093)

(Marked 9.2.1)

VOTING REQUIREMENT

Absolute majority

OFFICER RECOMMENDATION / COUNCIL DECISION


Moved Cr Short, seconded Cr McGlew


That Council authorise a budget amendment to undertake the proposed capital works involving the installation of road drainage infrastructure at Aragon Street, Cervantes, up to the value of \$30,000 exclusive of GST.

CARRIED BY ABSOLUTE MAJORITY 9 / 0

9.3 ADMINISTRATION**9.3.1 SPONSORSHIP REQUEST FOR JURIEN BAY BOOGIE 2015**

Location: Shire of Dandaragan
 Applicant: Skydive Jurien Bay
 Folder Path: Business Classification Scheme / Community Relations / Sponsorship / Donations

Disclosure of Interest: None
 Date: 6 May 2015
 Author: Bob Bower, Community Development Officer
 Signature of Author: 

Senior Officer: Scott Clayton, Executive Manager Corporate & Community Services
 Signature of Senior Officer: 

PROPOSAL

That the Shire of Dandaragan provides support to participants and event organisers of the Skydive Jurien Bay Boogie 2015 in the form of free overflow camping at the Jurien Sport and Recreation Centre for the duration of the event.

Support will be considered outside of usual overflow camping periods and only on the proviso that access to toilet and shower facilities and an appropriate cleaning regime has been agreed upon with the Jurien Sport and Recreation Centre Management team prior to the commencement of the event.

BACKGROUND

In 2013 Skydive Jurien Bay hosted the inaugural "Jurien Bay Boogie". Based on the success of the 2013 event, it was held again in 2014 and attracted approximately 500 people to Jurien Bay. The intention of the event has been to improve the skills and safety levels of the sport whilst showcasing our region and its assets to visiting skydivers and spectators alike.

The event is expected to grow with increased awareness locally, nationally and internationally. The Jurien Bay Boogie is an attraction, unique to the region and the State which provides our Shire with welcomed media attention.

On 25 February 2015 a request for sponsorship was received from Skydive Jurien Bay to allow free camping at the Jurien Bay overflow camping area from 28 May 2015 to 1 June 2015.

COMMENT

In the past, Skydive Jurien Bay has assisted on requests by the Shire for our regional events. They willingly joined in at the Australian Safari 2013 and the Indian Ocean Festival for a number of consecutive years. The support provided by Skydive Jurien Bay for local events is at a cost to the local business.

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By granting sponsorship to the Jurien Bay Boogie 2015, in the form of free overflow camping for a period of five days, event organisers have the ability to grow the event by keeping the cost to participants down while utilising alternative camping/accommodation options.

CONSULTATION

- Chief Executive Officer
- Executive Manager Corporate and Community Services

STATUTORY ENVIRONMENT

There are no statutory implications 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

GOAL NUMBER ONE: Strong economic base and enabling infrastructure					
OBJECTIVE 4: Facilitate industry attraction, expansion and growth to generate diversified regional economy that attracts investment, wealth and income from outside the region and retains it for the benefit of the communities.					
CODE	STRATEGIES	LINKS	TIME FRAME	SCOPE	PARTNERS
G1-06-A7	Continue financial and in-kind support for events.	Backcasting workshop	Ongoing	District	Local community groups

ATTACHMENTS

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

- Sponsorship Request for Skydive Jurien Bay Boogie 2015 (Doc Id: 46882)
- Certificate of Currency for Skydive Jurien Bay (Doc Id: 50555) **(Marked 9.3.1)**

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION / COUNCIL DECISION

Moved Cr Slyn, seconded Cr Kent

That Council authorise the Chief Executive Officer to support participants of the Jurien Bay Boogie 2015 to receive free overflow camping at the Jurien Bay oval surrounds.


ADVICE NOTE:

- **Applicants should be aware that approval is limited to**

camping only and that access to toilet, shower and kitchen facilities must be arranged separately with the Jurien Bay Recreation Community Centre Management team to access toilet, shower, and kitchen facilities.

CARRIED 9 / 0

9.3.2 WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION – 2015 ANNUAL GENERAL MEETING VOTING DELEGATES – COUNCILLOR NOMINATIONS

Location:	N/A
Applicant:	N/A
Folder Path:	Business Classification Scheme / Government Relations / Local and Regional Liaison / WALGA
Disclosure of Interest:	Nil
Date:	11 May 2015
Author:	Tony Nottle, Chief Executive Officer
Signature of Author:	

PROPOSAL

To consider nominating two elected members and two proxies as Council's voting delegates at the 2015 Annual General Meeting (AGM) of the Western Australian Local Government Association (WALGA).

BACKGROUND

Correspondence has been received from WALGA requesting two voting delegates and two proxies for the AGM of WALGA. The AGM is scheduled to be held on Wednesday 5 August 2015 with a response due by Thursday 9 July 2015.

COMMENT

Council can nominate either Councillors or the Chief Executive Officer to act as their voting delegates. It is normal practice to nominate the President and Deputy President as the voting delegates and call for nominations for two proxies. If the President and or the Deputy President are unable to attend, then nominations for the voting delegates will be called.

This year is not the year that the whole of Council attends Local Government Week as it is the year that Council has its annual trip therefore, the nominated representatives will only be attending the AGM.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

There are no statutory implications relevant to this item.

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

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FINANCIAL IMPLICATIONS

There are no financial implications relevant to this item.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

Nil

VOTING REQUIREMENT

Simple majority

COUNCIL DECISION

**Moved Short, seconded Cr Bailey
That Council suspend standing orders at 5.12pm.**

CARRIED 9 / 0

COUNCIL DECISION

**Moved Cr Bailey, Cr Kent
That Council resume standing orders at 5.13pm.**

CARRIED 9 / 0

OFFICER RECOMMENDATION / COUNCIL DECISION

**Moved Cr Bailey, seconded Cr McGlew
That Council resolves to advise the Western Australian Local
Government Association that it nominates:**


**Cr Wayne Gibson and Cr Kaye McGlew
as its Annual General Meeting voting delegates**

and

**Cr Lawrie Short and Cr Darren Slyns
as its Annual General Meeting proxy voting delegates**

CARRIED 9 / 0

9.3.3 APPLICATION OF COMMON SEAL

Location:	N/A
Applicant:	Shire of Dandaragan
Folder Path:	Business Classification Scheme / Governance / Authorisations / Council Seal
Disclosure of Interest:	None
Date:	12 May 2015
Senior Officer:	Tony Nottle, Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

To seek Council's endorsement for the application of the Shire of Dandaragan's common seal to the Marine Fields Local Structure

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Plan - Portions of Lots 509, 2520 and 9005 via Indian Ocean Drive and Marine Drive Cervantes.

BACKGROUND

The Shire of Dandaragan's common seal is applied in circumstances where the Shire enters into a legal agreement, lease or undertakes the disposal or acquisition of land.

Application of the seal is accompanied by the signatures of the President and Chief Executive Officer.

A register is maintained to record all occasions on which the seal is applied.

Generally, the common seal is only applied in circumstances where the Council has specifically resolved to enter into an agreement, lease or dispose of or acquire land. There are however, occasions where the seal is required to be applied urgently and Council's endorsement is sought retrospectively.

COMMENT

An agenda item recommending Council to adopt the Marine Fields Local Structure Plan - Portions of Lots 509, 2520 and 9005 via Indian Ocean Drive and Marine Drive, Cervantes was presented to Council at a meeting held 26 February 2015. At the time, the Officer Recommendation did not seek Council's endorsement for the application of the Shire's common seal nor authorising the President and Chief Executive Officer to execute the relevant documentation. For this reason, this report is presented to Council to properly execute the said documentation.

CONSULTATION

Not applicable

STATUTORY ENVIRONMENT

There are no statutory implications 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

There are no strategic implications relevant to this item.

ATTACHMENTS

Nil

VOTING REQUIREMENT


Simple majority

OFFICER RECOMMENDATION / COUNCIL DECISION**Moved Cr Kulisa, seconded Cr Short**

That Council authorise the President and Chief Executive Officer to execute the relevant documentation and endorse the affixing of the Shire of Dandaragan's common seal to the Marine Fields Local Structure Plan - Portions of Lots 509, 2520 and 9005 via Indian Ocean Drive and Marine Drive Cervantes.

CARRIED 7 / 2

9.3.4 COUNCIL TO ACCEPT GRANT FUNDING FROM STATE EMERGENCY MANAGEMENT COMMITTEE FOR AWARE FUNDING GRANT 2014 – 2015

Location:	Shire of Dandaragan
Applicant:	Shires of Dandaragan, Moora and Coorow
Folder Path:	Business Classification Scheme / Grants and Subsidies / Applications / AWARE
Disclosure of Interest:	None
Date:	5 May 2015
Author:	Matthew Dadd, Community Emergency Services Coordinator
Signature of Author:	
Senior Officer:	Tony Nottle, Chief Executive Officer
Signature of Senior Officer:	

PROPOSAL

Council to accept an AWARE funding grant of \$7,000 to assist the Shire of Dandaragan in capability building and exercising.

BACKGROUND

After consultation between the Shires of Moora and Coorow, and in consultation with Mr Greg Cook from Local Government Insurance Services (LGIS), the Shire of Dandaragan submitted an application to the State Emergency Management Committee (SEMC) on behalf of the three Shires. The application for funding was to assist with capability building (Training) and to conduct live training exercises.

The application was completed by Mr Greg Cook on behalf of the Shire of Dandaragan and submitted by the CEO Mr Anthony Nottle. The grant application submitted was for \$56,073.20 GST inclusive.

On the 25 November 2014 the Shire of Dandaragan received written notification from State Emergency Management Committee for partial funding. The total funding received being \$21,000 resulting in \$7,000 per Shire.

We are currently still waiting on Coorow Shire to raise an invoice to SEMC for \$7,000.

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COMMENT

Whilst the \$21,000 granted to the three Shires falls short of the requested \$56,073.20 it can still be utilised to provide practical exercising between the Shires on separate occasions. This will still assist with capability building between the three Shires and also identify areas for further training in the future.

CONSULTATION

- Mr Anthony Nottle, Chief Executive Officer Shire of Dandaragan
- Cr Wayne Gibson, President Shire of Dandaragan
- Darren Slyn, Chairperson Local Emergency Management Committee
- Mr Greg Cook, Local Government Insurance Service
- Yvette Griggs, Community Emergency Management Officer – State Emergency Management Committee
- Mr Alan Leeson, Chief Executive Officer Shire of Moora
- Mr Darren Friend, Chief Executive Officer Shire of Coorow

STATUTORY ENVIRONMENT

- Emergency Management Act 2005
- State Emergency Management Policy 2.5
- State Emergency Management Policy 2.6
- State Emergency Management Policy 2.9
- State Emergency Management Policy 3.1
- State Emergency Management Policy 4.4
- Shire of Dandaragan's Local Emergency Management Arrangements
- Shire of Dandaragan's Recovery Arrangements

POLICY IMPLICATIONS

It is a requirement under the *Emergency Management Act 2005* for local government to test their Local Emergency Management arrangements annually.

FINANCIAL IMPLICATIONS

The Shire of Dandaragan will be responsible for raising a tax invoice to the State Emergency Management Committee, administering funds, and reporting on the expenditure.

STRATEGIC IMPLICATIONS

There are no strategic implications relating to this item.

ATTACHMENTS

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

- AWARE Application (Doc Id: 43449)
- AWARE Application Approval (Doc Id: 43452)
- AWARE DanCooMoorProject Management Plan (Doc Id: 50513)

(Marked 9.3.4)

VOTING REQUIREMENT

Absolute majority

OFFICER RECOMMENDATION / COUNCIL DECISION


Moved Cr Slyns, seconded Cr Kulisa

That Council agree to accept the grant from the State Emergency Management Committee of \$21,000, for the purpose of an exercise for capability building in accordance with the State Emergency Management Act 2005 and for allocation to be made in the 2015/16 Budget.

CARRIED BY ABSOLUTE MAJORITY 9 / 0

Rosie Bailey entered the Chambers at 5.16pm.

9.3.5 ENDORSEMENT OF TURQUOISE COAST EDUCATION STRATEGY

Location:	N/A
Applicant:	N/A
Folder Path:	Business Classification Scheme / Community Services / Service Provision / Education and Training
Disclosure of Interest:	Nil
Date:	18 May 2015
Author:	Tony Nottle, Chief Executive Officer
Signature of Author:	

PROPOSAL

For Council to consider endorsing the draft Turquoise Coast Education Strategy prepared by the Shire of Dandaragan Education Working Party.

BACKGROUND

At the Council meeting held 24 October 2013, Council agreed to form a new working party to focus on the future of education. The Education Working Party (EWP) was formed with Councillors McGlew, Kulisa and Slyns being appointed as Council's representatives.

The inaugural meeting of the Working Party was held on the 9 December 2013 followed by the second meeting being held on the 10 February 2014 at which the Terms of Reference were finalised.

At its meeting on the 27 February 2014 it was resolved:

That Council:

- 1. endorse the Education Working Party Terms of Reference as indicated in attachment marked 9.3.4; and*
- 2. acknowledge the community forum to be held on Wednesday 12 March 2014 to discuss the future of education.*

CARRIED 7 / 0

The EWP has since further adapted and amended the Terms of Reference as required and undertaken a number of community

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consultation processes.

On the 30 March 2015 the EWP met to consider the draft Education Strategy. The EWP then sent comments on the draft in preparation for the final draft.

The EWP have not met since the final comments were received.

COMMENT

Following comments provided from the EWP members, the draft document was further refined and printed in late April.

The Member for Moore Mr Shane Love MLA announced the Turquoise Coast Education Strategy on the same day as the official opening of the Visitors Information and Civic Centre on the 1 May 2015.

Chairperson of the EWP Cr Kaye McGlew has provided a final draft for Council consideration.

Key themes within the Draft Strategy include:

1. Digital connectivity and access;
2. Community engagement and attainment;
3. Supporting our Youth;
4. Community Transition to Further and Higher Education;
5. Business and Industry and;
6. Clever People and Liveable Communities.

This Draft Strategy is likely to inform the development of the Major Strategic Review for the Shire of Dandaragan as it provides direction as an informing document for the development of the Shire's overall Strategic Plan.

CONSULTATION

EWP Members included representatives from the Jurien Bay District High School, CY O'Connor, Department of Education and Training, Shire of Dandaragan and Curtin University.

A Public consultation process was undertaken by the EWP which is outlined within the Draft Strategy.

STATUTORY ENVIRONMENT

There are no statutory items relevant to this item.

POLICY IMPLICATIONS

This Strategy would help inform any policy position Council may wish to take into the future.

FINANCIAL IMPLICATIONS

Council originally allocated \$7,500 to be put towards the EWP and a possible pilot project.

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The total expenditure to date has been \$6,290.16.

STRATEGIC IMPLICATIONS

This Draft Strategy will help inform Councils Community Strategic Plan into the future.

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				
STRATEGIES	LINKS	TIME FRAME	SCOPE	PARTNERS
Plan and support development high quality regionally relevant educational facilities.	IOD Summit workshops SuperTowns Growth Plan	Short - Medium	Jurien Bay Impact on district	DoE CY O'Connor TAFE Schools

ATTACHMENTS

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

- Final Draft of the Turquoise Coast Education Strategy (Doc Id: 51083)

(Marked 9.3.5)

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION

Moved Cr McGlew, seconded Cr Short

That Council adopt the Turquoise Coast Community Education Strategy as presented in attachment 9.3.5 (Doc Id: 51083).

LOST 4 / 5

Amended as per item 6.1 in the minutes of 25 June 2015.

Council opted not to adopt the strategy as it would commit Council to the outcomes of the report.

Councillor McGlew requested that all votes be recorded.

For: Cr Bailey, Cr Short, Cr McGlew, Cr Kent

Against: Cr Kulisa, Cr Sheppard, Cr Holmes, Cr Slyns, Cr Gibson

COUNCIL DECISION

Moved Cr Sheppard, seconded Cr Holmes

That Council receive the Turquoise Coast Community Education Strategy.

CARRIED 7 / 2


Councillor McGlew requested that all votes be recorded.

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For: Cr Short, Cr Kent, Cr Kulisa, Cr Sheppard, Cr Holmes, Cr Slyn's,
Cr Gibson

Against: Cr McGlew, Cr Bailey

9.3.6 REGIONAL ALLIANCE MEMORANDUM OF UNDERSTANDING AND NAMING ENDORSEMENT

Location:	N/A
Applicant:	N/A
Folder Path:	Business Classification Scheme / Government Relations / Local and Regional Liaison / Local Government
Disclosure of Interest:	Nil
Date:	18 May 2015
Author:	Tony Nottle, Chief Executive Officer
Signature of Author:	

PROPOSAL

For Council to endorse the Memorandum of Understanding and official name for the Local Government Regional Alliance between the Shires of Chittering, Dandaragan and Gingin.

BACKGROUND

On the 6 November 2014 the Chief Executive Officer and the President met with representatives from the Shires of Gingin, Chittering and the Wheatbelt Development Commission (WDC) to discuss the possibility of forming a partnership whereby all three Local Governments can work together and target potential funding to undertake growth planning in a social and economic form.

Council also discussed this further at its forum held on the 27 November 2014 and subsequently resolved at its meeting held on the 18 December 2014:

That Council

- 1. support the establishment of a Regional Alliance with the Shires of Chittering and Gingin to advocate for strategic services and projects for the Region.*
- 2. Request the Chief Executive Officer to liaise with the Shires of Chittering and Gingin to establish an appropriate memorandum of understanding to form the Alliance.*

CARRIED 9/0

Since this decision, an initial meeting with the President's, CEO's of the group and the WDC representatives was held in Lancelin on the 23 December 2014.

The CEO's have also held meetings on the 11 February and 20 April 2015 to further develop the Memorandum of Understanding (MoU), general administration tasks and key themes moving forward.

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A further meeting with the President's was held on the 8th May.

Some further refinements to the draft Memorandum of Understanding (MoU) were undertaken and a general consensus on the naming of the Alliance was agreed.

COMMENT

The MoU is not a legally binding document however it provides an indication and intent on how the Alliance will be established and operate.

At the meeting held on the 8 May 2015, the participants agreed to the amended draft MoU and the name of the Alliance to be the "Northern Growth Alliance" (NGA).

It was also agreed that an amount of \$5,000 per annum be allocated to the NGA to assist with establishing costs and to provide seed funding for future projects. This is also referred to within the MoU.

CONSULTATION

- Council via Council Forum
- President
- Wheatbelt Development Commission
- Shire of Chittering
- Shire of Gingin

STATUTORY ENVIRONMENT

The Alliance will be a voluntary organisation with no statutory powers or legal ability to act on behalf of the Shire of Dandaragan or the Council.

POLICY IMPLICATIONS

There are no policy implications relevant to this item.

FINANCIAL IMPLICATIONS

Council is requested to allocate an initial amount in the 2015/16 budget of \$5,000 per annum to assist with establishment costs and seed funding for potential projects.

STRATEGIC IMPLICATIONS

The forming of an Alliance will enable the Shire to focus on certain aspects of Council's strategic vision with the added strength of a united approach from member Councils.

The group would work closely with the WDC and Government to attract funding and resources to our area.

This Alliance is also supported by the WDC through its Wheatbelt Regional Investment Blueprint.

ATTACHMENTS

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

- Final draft of the Northern Growth Alliance Memorandum of Understanding (Doc Id: 51102)
- Example marketing leaflet for the NGA prepared by Heartlands WA (Doc Id: 51103)

(Marked 9.3.6)

VOTING REQUIREMENT

1. Simple majority
2. Absolute majority

OFFICER RECOMMENDATION 1 / COUNCIL DECISION

Moved Cr Kent, seconded Cr Short

That Council:

1. **authorise the President and Chief Executive Officer to sign and affix the Common Seal to the Memorandum of Understanding for the Operation of the Northern Growth Alliance; and**
2. **appoint the President, Deputy President (as a proxy) and Chief Executive Officer as members of the Northern Growth Alliance Governance Group.**

CARRIED 9 / 0


OFFICER RECOMMENDATION 2 / COUNCIL DECISION

Moved Cr Kent, seconded Cr Short

That Council agrees to allocate \$5,000 towards the establishment of the Northern Growth Alliance in accordance with the Northern Growth Alliance Memorandum of Understanding in the 2015/16 budget.

CARRIED BY ABSOLUTE MAJORITY 9 / 0

9.3.7 REVIEW OF SECTIONS 2 TO 6 OF THE POLICY MANUAL

Location:	N/A
Applicant:	N/A
Folder Path:	Business Classification Scheme / Corporate Management / Policy / Policy Register
Disclosure of Interest:	Nil
Date:	18 May 2015
Author:	Tony Nottle, Chief Executive Officer
Signature of Author:	

PROPOSAL

For Council to consider endorsing the draft amendments to the following sections of Council's Policy Manual following a recent review:

- Section 2 Finance and Accounting
- Section 3 Law Order and Public Safety
- Section 4 Health, Education and Welfare
- Section 5 Housing

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- Section 6 Community Amenities, Recreation and Culture

BACKGROUND

Section 1, Governance and Administration, of the Policy Manual was firstly reviewed on 3 December 2014 by the Executive Management Team and then by Council at a Forum held 6 March 2015. The item was then subsequently presented to Council at its ordinary meeting held on the 26 March 2015 where the changes were endorsed.

The review of the Policy Manual continues with a focus on the following sections:

- Section 2 Finance and Accounting
- Section 3 Law Order and Public Safety
- Section 4 Health, Education and Welfare
- Section 5 Housing
- Section 6 Community Amenities, Recreation and Culture

As with section 1 of the Policy Manual, the Executive Management Team held a meeting on 3 February 2015, where the Chief Executive Officer, Deputy Chief Executive Officer and Executive Managers reviewed sections 2, 3, 4, 5 and 6 of the Policy Manual and proposed the following changes:

1. amendments to reflect correct titles and positions;
2. deletion of several policies due to being covered under legislated polices,
3. changes to reflect current practices, processes and procedures; and
4. update to areas that were affected by legislative changes.

This amended document was then presented to Council at its Council Forum held on the 23 April 2015. Council also recommended further possible amendments including minor tidying up of specific wording.

COMMENT

The review has been undertaken with a view of updating and improving existing policies in sections 2, 3, 4, 5 and 6 of the Manual. There has not been any suggestion of any additional policies at this stage.

CONSULTATION

- Executive Management Team meeting
- Council Forum

STATUTORY ENVIRONMENT

The Council's Policy Manual is not binding on Council, but provides a guideline for elected members and staff in determining individual applications or requests.

POLICY IMPLICATIONS

- Amendment to the following sections of the Policy Manual:

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- Section 2 Finance and Accounting
- Section 3 Law Order and Public Safety
- Section 4 Health, Education and Welfare
- Section 5 Housing
- Section 6 Community Amenities, Recreation and Culture

FINANCIAL IMPLICATIONS

There are no financial implications relevant to this item.

STRATEGIC IMPLICATIONS

- Shire of Dandaragan's Strategic Community Plan 2011 - 2021

1.15.5 GOAL NUMBER FIVE: Build a proactive and leading local government

OBJECTIVE 1: Build capacity of elected Councillors and staff to ensure Shire of Dandaragan is a highly performing local government which attracts high quality Councillors and staff

ATTACHMENTS

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

- Amended section 2 Finance and Accounting (Doc Id: 1697)
- Amended section 3 Law Order and Public Safety (Doc Id: 9462)
- Amended section 4 Health, Education and Welfare (Doc Id: 1699)
- Amended section 5 Housing (Doc Id: 1700)
- Amended section 6 Community Amenities, Recreation and Culture (Doc Id: 1702)

(Marked 9.3.7)

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION

Moved Cr Short, seconded Cr Bailey

That Council endorse the amended sections as follows of its Policy Manual as indicated in attachment 9.3.7:

- Section 2 Finance and Accounting
- Section 3 Law Order and Public Safety
- Section 4 Health, Education and Welfare
- Section 5 Housing
- Section 6 Community Amenities, Recreation and Culture

COUNCIL DECISION

Moved Cr Short, seconded Cr Bailey

That Council endorse the amended sections as follows of its Policy Manual as indicated in attachment 9.3.7:

- **Section 2 Finance and Accounting**
- **Section 3 Law Order and Public Safety with the exception of 3.1, to be brought back to Council at the following Council Meeting**

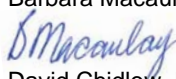

- Section 4 Health, Education and Welfare
- Section 5 Housing
- Section 6 Community Amenities, Recreation and Culture

CARRIED 9 / 0

The Officer Recommendation was not adopted due to Council wanting section 3.1 to be brought back to a future Council Meeting for endorsement.

9.4 TOWN PLANNING

9.4.1 PLANNING APPROVAL – PROPOSED OUTBUILDING – LOT 70 FLYING FOAM WAY, ALTA MARE

Location:	Lot 70 Flying Foam Way, Alta Mare
Applicant:	Mark McCarthy & Trudy French
Folder Path:	Development Services App / Development Application / 2015 / 27
Disclosure of Interest:	None
Date:	13 May 2015
Author:	Barbara Macaulay, Planning Officer
Signature of Author:	
Senior Officer:	David Chidlow, Manager Planning
Signature of Senior Officer:	

PROPOSAL

The applicant seeks planning approval for a 90m² outbuilding. The subject site has an existing outbuilding of 149.6m² resulting in a total area of outbuilding of 239.6m² exceeding the permitted area of outbuilding without Council approval.

BACKGROUND

The subject lot is zoned Rural – Residential. Currently the land has an existing 149.6m² outbuilding (shed with attached lean-to). The proposed 90m² outbuilding is located in front of the existing shed and setback 90 metres from the front boundary. The application requires Council approval as it is in excess of the permitted area for an outbuilding in accordance with the Shire of Dandaragan's Outbuildings and Temporary Accommodation in Rural Residential and Special Use-Rural Development Zones Policy. The ridge height and wall height of the proposed outbuilding complies with Council Policy. The proposed outbuilding complies with the setback provisions of the Alta Mare Development Guidelines.

Under the Policy an outbuilding is permitted to a maximum floor area of 162m² (if objections received) or 216m² (if no neighbor objections are received). Under the Policy Council may approve outbuildings with a floor area up to 300 m² in aggregate if justified. The applicant has provided the following justification:

We want to build this shed for storage of our 21 ft boat, caravan,

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tractor and quad bike. There is an existing shed, which will be used as a workshop as it is not high enough to store our boat and caravan.

COMMENT

A site visit revealed the proposed outbuilding will be co-located with the existing shed forming a uniform group. The outbuilding will be setback approximately 90 metres from the front boundary.

The proposal is consistent with previous approvals granted by Council up to 300m².

The proposal is recommended for approval.

CONSULTATION

Notice of the proposed development was advertised to adjoining and potentially impacted neighbouring landowners. The advertising period was from 7 May 2015 and closed on the 22 May 2015.

At the time of writing this report no objections have been received.

STATUTORY ENVIRONMENT

- Local Planning Scheme No 7

POLICY IMPLICATIONS

- Outbuildings and Temporary Accommodation in Rural Residential and Special Use-Rural Development Zones Policy.

12. The following approval processes apply to the related area and height specifications for outbuildings in Rural Residential and Special Use-Rural Development zones:

External Cladding	Floor Area (In Aggregate)	Wall Height	Ridge Height	Neighbour Consultation	Determination by Council
Zincalume, White Colorbond and Off White Colorbond	Up to 12m ²	Up to 2.4m	Up to 4.2m	Not required	Not required
Non-Reflective Material	Up to 162m ²	Up to 4.0m	Up to 5.5m	Not required	Not required
	> 162m ² – 216m ²	> 4.0m – 4.2m	Up to 5.5m	Required	Only required if objections received from adjoining landowners
Non-Reflective Material Hill River Heights	Up to 120m ²	Up to 3.6m	Up to 4.5m	Not required	Not required

13. The Council shall not approve outbuildings with a floor area greater than 300 m² in aggregate.

14. Any application for an outbuilding proposing to exceed 216m² in size and a wall/ridge height exceeding the above will need

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to be supported by information justifying a larger outbuilding and evidence demonstrating to Council's satisfaction that:

- the outbuilding will be compatible with the setting;
- the amenity of the locality will not be adversely affected; and
- the height, bulk, scale, orientation and appearance of the outbuilding is acceptable in relation to development on adjoining land or on other land in the locality.

FINANCIAL IMPLICATIONS

The applicant has paid a standard planning application fee of \$147.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

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

- Site, Elevation and Floor Plans (Doc Id: 51002)
- Aerial Photo (Doc Id: 51001)

(Marked 9.4.1)

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION / COUNCIL DECISION

Moved Cr Bailey, seconded Cr Short

That Council grant approval to Mark McCarthy and Trudy French for a proposed outbuilding in accordance with the attached approved plans date stamped 15 April 2015 on Lot 70 Flying Foam Way subject to the following conditions:

- 1. All development shall be in accordance with the attached plans date stamped 15 April 2015 subject to any modifications required as a consequence of any conditions of this approval and shall not be altered without the prior written approval of the local government;**
- 2. The roof and wall material being of non reflective nature and colour consistent with surrounding vegetation and / or predominant colours of the individual site;**
- 3. The outbuilding not to be used for habitable purposes unless separate time limited approval has been granted for temporary accommodation in accordance with any Council Policy; and**
- 4. Any proposed apparatus for wastewater disposal be installed so that the leach drains are a minimum of 100m from a natural permanent watercourse, water body or existing drain and that the base of the leach drains be a minimum 2m above the highest known water table or an approved aerobic treatment unit be installed.**



ADVICE NOTES:

- Note 1:** The applicant be advised this is planning approval only and not a building permit. A building permit must be obtained for this development.
- Note 2:** The Council encourage any future residence on this property to be located a minimum of 1.8m forward of the proposed shed.
- Note 3:** If the development the subject of this approval is not substantially commenced within a period of 2 years, or such other period as specified in the approval after the date of the determination, the approval shall lapse and be of no further effect.
- Note 4:** Where an approval has so lapsed, no development shall be carried out without the further approval of the local government having first been sought and obtained.
- Note 5:** The applicant be advised that “should you be aggrieved by this decision, or any conditions imposed, there is a Right of Review under the Planning and Development Act 2005. An application for Review must be submitted in accordance with Part XIV of the Planning and Development Act within 28 days of the date of this decision to:

The State Administrative Tribunal
GPO Box U1991
PERTH WA 6845”

CARRIED 9 / 0

9.4.2 PLANNING APPROVAL – PROPOSED OVERSIZED OUTBUILDING (SHED) – LOT 138 MARINE DRIVE, MARINE FIELDS

Location:	Lot 138 Marine Drive, Marine Fields
Applicant:	Andrew Stevens
Folder Path:	Development Services App / Development Application / 2015 / 22
Disclosure of Interest:	None
Date:	11 May 2015
Author:	Barbara Macaulay, Planning Officer
Signature of Author:	
Senior Officer:	David Chidlow, Manager Planning
Signature of Senior Officer:	

PROPOSAL

The applicant seeks planning approval for a 240m² outbuilding.

BACKGROUND

The subject lot is zoned Rural – Residential. Currently the land is vacant. The application requires Council approval as it is in excess of the permitted area for an outbuilding in accordance with the Shire of Dandaragan’s Outbuildings and Temporary

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Accommodation in Rural Residential and Special Use-Rural Development Zones Policy. The ridge height and wall height of the proposed outbuilding complies with Council Policy. The proposed outbuilding complies with the setback provisions of the Marine Fields/Hill River Development Guidelines.

Under the Policy an outbuilding is permitted to a maximum floor area of 162m² (if objections received) or 216m² (if no neighbor objections are received). Under the Policy Council may approve outbuildings with a floor area up to 300 m² in aggregate if justified. The applicant has provided the following justification:

I am writing this document to rest any concerns regarding the proposed outbuilding on Lot 138 Marine Drive Jurien Bay.

I have taken the position of this outbuilding with relation to the surrounding land into serious consideration. I have located the building in lowest section of our lot. This position not only reduces the visual impact of the surrounding setting it also will have less effect on the lands vegetation.

The outbuilding is positioned in such a way it is not visible from the road, the adjoining lot to the east nor is it visible from the north. However it is visible from the far west reaches near the beach.

With this in mind the outbuilding orientation will have its narrowest elevation facing west as well as the choice of colour (Pale eucalyptus) will blend in amongst the local vegetation. The outbuilding's location does not have dense vegetation and is also reasonably close to the front access boundary, thus reducing the impact on the local environment.

The plan for the shed is the storage of our multitude of vehicles and equipment. We have 6 vehicles, 2 boats and a tractor with attachments. I am also a carpenter by trade and possess a lot of tools and equipment which need covered secure storage.

We are planning to build our house in the next couple of years which requires storage room as we accumulate building materials. As we get closer to building our house we will use this outbuilding as accommodation during the construction period.

I hope this information clarifies our requirement for a larger than standard outbuilding.

I thank you for your time regarding this matter.

The applicant has submitted an application for a floor area of 240 m².

COMMENT

A site visit revealed the proposed outbuilding is not likely to be

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seen from the road as it is setback 77m from the front boundary, screened by trees and located in a hollow section of the block. The proposed outbuilding is setback 11 metres from the side boundary and complies with the required setback of 10 metres, a large sand dune to the east prevents an increase in this setback. The outbuilding will be visible from the western boundary which is subject to the proposed future subdivision of Marine Fields.

The proposed development complies with Marine Fields Development Guidelines and the proposed colour of the outbuilding being pale eucalyptus is considered to blend with the existing environment.

The lot is currently vacant and the applicant at some time in the future would use the outbuilding as temporary accommodation. The applicant has been informed this will require separate planning approval and it is recommended conditional approval is given stating the shed not be occupied for human habitation unless approval has been received by the Manager of Building Services.

The proposal is consistent with previous approvals granted by Council up to 300m². There has been one submission received with no objection to the proposal.

The proposal is recommended for approval.

CONSULTATION

Notice of the proposed development was advertised to adjoining and potentially impacted neighbouring landowners. The advertising period was from 21 April 2015 and closed on the 8 May 2015. No objections have been received.

STATUTORY ENVIRONMENT

- Local Planning Scheme No 7

POLICY IMPLICATIONS

- Outbuildings and Temporary Accommodation in Rural Residential and Special Use-Rural Development Zones Policy

12. The following approval processes apply to the related area and height specifications for outbuildings in Rural Residential and Special Use-Rural Development zones:

External Cladding	Floor Area (In Aggregate)	Wall Height	Ridge Height	Neighbour Consultation	Determination by Council
Zincalume, White Colorbond and Off White Colorbond	Up to 12m ²	Up to 2.4m	Up to 4.2m	Not required	Not required
Non-Reflective	Up to 162m ²	Up to 4.0m	Up to 5.5m	Not required	Not required

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External Cladding	Floor Area (In Aggregate)	Wall Height	Ridge Height	Neighbour Consultation	Determination by Council
Material	> 162m ² – 216m ²	> 4.0m – 4.2m	Up to 5.5m	Required	Only required if objections received from adjoining landowners
Non-Reflective Material Hill River Heights	Up to 120m ²	Up to 3.6m	Up to 4.5m	Not required	Not required

13. The Council shall not approve outbuildings with a floor area greater than 300 m² in aggregate.
14. Any application for an outbuilding proposing to exceed 216m² in size and a wall/ridge height exceeding the above will need to be supported by information justifying a larger outbuilding and evidence demonstrating to Council's satisfaction that:
- the outbuilding will be compatible with the setting;
 - the amenity of the locality will not be adversely affected; and
 - the height, bulk, scale, orientation and appearance of the outbuilding is acceptable in relation to development on adjoining land or on other land in the locality.

FINANCIAL IMPLICATIONS

The applicant has paid a standard planning application fee of \$147.

STRATEGIC IMPLICATIONS

There are no strategic implications relevant to this item.

ATTACHMENTS

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

- Site, Elevation and Floor Plans (Doc Id: 50896)
- Submission from Neighbour (Doc Id: 50897)

(Marked 9.4.2)

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION / COUNCIL DECISION

Moved Cr Kent, seconded Cr Short

That Council grant approval to Andrew Stevens for a proposed outbuilding in accordance with the attached approved plans date stamped 17 March 2015 on Lot 138 Marine Drive, Marine Fields subject to the following conditions:

- 1. All development shall be in accordance with the attached plans date stamped 17 March 2015 subject to any modifications required as a consequence of any conditions of this approval and shall not be altered without the prior written approval of the local government;**

2. The roof and wall material being of non reflective nature and colour consistent with surrounding vegetation and / or predominant colours of the individual site;
3. The outbuilding not to be used for habitable purposes unless separate time limited approval has been granted for temporary accommodation in accordance with any Council Policy;
4. Any proposed apparatus for wastewater disposal be installed so that the leach drains are a minimum of 100m from a natural permanent watercourse, water body or existing drain and that the base of the leach drains be a minimum 2m above the highest known water table or an approved aerobic treatment unit be installed.

ADVICE NOTES:

- Note 1:** The applicant be advised this is planning approval only and not a building permit. A building permit must be obtained for this development.
- Note 2:** The Council encourage any future residence on this property to be located a minimum of 1.8m forward of the proposed shed.
- Note 3:** If the development the subject of this approval is not substantially commenced within a period of 2 years, or such other period as specified in the approval after the date of the determination, the approval shall lapse and be of no further effect.
- Note 4:** Where an approval has so lapsed, no development shall be carried out without the further approval of the local government having first been sought and obtained.
- Note 5:** The applicant be advised that “should you be aggrieved by this decision, or any conditions imposed, there is a Right of Review under the Planning and Development Act 2005. An application for Review must be submitted in accordance with Part XIV of the Planning and Development Act within 28 days of the date of this decision to:

**The State Administrative Tribunal
GPO Box U1991
PERTH WA 6845”**

CARRIED 9 / 0

9.4.3 PROPOSED LAND BASED ADVENTURE, SANDBOARDING AND SNORKELLING TOURS – JURIEN BAY ADVENTURE TOURS – RESERVE 19206

Location:	Reserve 19206
Applicant:	Kriss Ziverts
File Ref:	Development Services Apps / Development Application / 2015 / 9
Disclosure of Interest:	Nil

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Date:	14 May 2015
Author:	Barbara Macaulay, Planning Officer
Signature of Author:	
Senior Officer:	David Chidlow, Manager Planning
Signature of Senior Officer:	

PROPOSAL

The Council is in receipt of an application for planning approval seeking consent to conduct land based adventure, sandboarding and snorkelling tours on Reserve 19206 (Sandy Cape / North Head / Hill River).

BACKGROUND

Kriss Ziverts trading as Jurien Bay Adventure Tours is proposing a number of tours within the Shire of Dandaragan. The planning application and the proposed route of the tours are provided in the attachments. In addition 'supporting information to the planning application' is provided in the attachments giving detailed information on standard operating procedures.

This planning approval is limited to tours conducted on land under the care, control and management of the Shire. There are four proposed tour routes:

1. Four wheel drive expedition to Sandy Cape / North Head Reserve
2. Sandboarding, stand-up paddle boarding and snorkelling at Sandy Cape and walking tour to the boardwalk
3. Four wheel drive expedition to Hill River
4. Four wheel drive expedition south of Hill River

In summary the application states:

- Patrons will be picked up from Perth or Jurien Bay
- All staff will be qualified in RIVEH 305D Operate and Maintain Four Wheel Drive Vehicle and Provide First Aid HLTAID003
- The applicant holds a Commercial Operators Licence (Terrestrial and Marine) from the Department of Parks and Wildlife
- The vehicles are registered with the Department of Transport as a Safari Tour and Charter Licence
- Applicant has attended Tourism Council workshops on Customer Service and China Ready Workshop
- Proposed operation times are from sunrise to 9pm, seven days a week.
- Tours range in time from 2 hours to 8 hours.
- The number of people on each tour is 5-15 people with a maximum of 8 people in the water at any one time (either snorkelling or stand-up paddleboarding). A buddy system will be used when undertaking water activities for added safety.
- Signage is provided to notify the public sand boarding and water activities are in operation and to delineate the area for participants
- Standard Operating Procedures (SOP) are in place and available in the vehicle identifying risks and hazards associated

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with the type of activity conducted and include:

- Bushfire prevention/control
 - Sprains and fractures
 - Snakes and spider bites
 - Swimming and snorkelling
 - Heat stress/ dehydration
- Public Liability insurance of \$10 million has been obtained

The tours aim to showcase the natural assets of the area, provide visitors with an adventure experience and provide various land based fishing charters to suit various levels of ability. The tours are planned to be fun, educational, low-impact and environmentally sensitive with safety a priority at all times.

Zoning

Reserve 19206 is vested to the Shire for the purpose of 'Parklands, Recreation and the Letting of Cottages' and a zoning of 'Parks and Recreation' under the Scheme. It is considered the proposal for 4wd drive experiences, sandboarding and snorkelling are a form of recreation consistent with the vested purpose and zoning of Reserve 19206.

Being a 'Use Not Listed' in the Scheme there are no specific development criteria set out in the Scheme for the assessment of the current proposal. However, clause 10.2 lists the matters to be considered by Council in making a determination of any planning proposal. The relevant clauses include:

- (g) in the case of land reserved under the Scheme, the ultimate purpose intended for the reserve;
- (i) the compatibility of a use or development with its setting;
- (l) the likely effect of the proposal on the natural environment and any means that are proposed to protect or to mitigate impacts on the natural environment.
- (m) whether the land to which the application relates is unsuitable for the proposal by reason of it being, or being likely to be, subject to flooding, tidal inundation, subsidence, landslip, bush fire or any other risk;
- (n) the preservation of the amenity of the locality;
- (w) whether the proposal is likely to cause soil erosion or land degradation.

In accordance with the Shire's Local Planning Policy Mobile and Itinerant Vendors and Commercial Activities on Reserves (including Foreshore) the Council will be guided by the following criteria in the assessment and determination of applications:

- (a) Demonstrated successful experience in the activity to a high professional standard;
- (b) Demonstrated history and experience or environmentally acceptable operations;
- (c) Demonstrated appropriate level of knowledge and understanding of local conditions, natural and cultural history,

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- ecological process and possible constraints;
- (d) Demonstrated experience in meeting Agreement conditions, including the prompt payment of fees;
 - (e) Demonstrated ability to provide appropriate safety requirements and duty of care responsibilities;
 - (f) Demonstrated capability to promote interpretive and educational information that ensures clients are receiving instructions in minimal impact techniques, environmental protection and ethics of appropriate behavior.
 - (g) Demonstrated up to \$10 million public liability insurance.
 - (h) Public liability insurance cover must be held in Australia.

COMMENT

With any proposal to use the Shire's Reserve if the process is not managed well this can be of detriment to the environment and the amenity of other uses of the Reserves. All applications for commercial operators on Shire Reserve's are considered in terms of sustainable development in that it meets the needs of the present without compromising the ability of future generations to meet their own needs.

The applicant proposes to use existing tracks to access the reserves and will not be creating any new tracks. The Reserves are already used by many off road vehicles in an uncontrolled manner, and the proposed operation is a controlled tour in which the tracks to a certain extent can be monitored.

The applicant is proposing to utilise a sand dune adjacent to the beach for sand boarding, the first proposal of this nature to be considered by Council. Sand dunes and in particular primary and secondary dune systems are essential green infrastructure stabilising the coast line. The sand dune is currently used by members of the public for sand boarding and initial discussion with Northern Areas Catchment Council (NACC) have suggested this sand dune is possibly okay to be used if it is constantly being fed with travelling sands. The Officer has taken photos of the sand dune and it is recommended the condition of the dune system is monitored over the next year and evaluated on expiry of the Licence Agreement.

A site visit of the proposed guided walk to the board walk at Sandy Cape was undertaken by the Officer and it was noted the area is showing signs of environmental degradation exacerbated by a lack of clear pathways resulting in numerous tracks traversing the headland. As pedestrian traffic increases in the area, it is likely the area will degrade further. In consultation with NACC, the Officer has connected the applicant with NACC staff to commence a track rationalisation program to cut off tracks using brush and to direct traffic using the headland. In relation to the proposed tour, the applicant will be guiding participants to negate further environmental damage and educating participants on the importance of sticking to designated tracks.

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Submissions were received from the Department of Parks and Wildlife, Tourism WA and NACC and are included in the attachments.

It is recommended that an agreement is prepared which permits the applicant to use Reserve 19206 subject to a number of conditions.

CONSULTATION

This application was advertised in the Central Midlands and Coastal Advocate Newspaper, Craytales, Shire website and relevant agencies for a period of 14 days pursuant to Clause 9.4.3(b) of the Shire Local Planning Scheme No.7. The advertising period was from the 1st May until the 14th May 2015.

STATUTORY ENVIRONMENT

Local Planning Scheme

With the Jurien Bay foreshore designated a 'Local Reserve' under the Shire of Dandaragan Local Planning Scheme No.7, any activity of a commercial nature is subject to planning approval being issued by the Council. Specifically, Part 3, Clauses 3.4.1 and 3.4.2 of the Scheme state:

3.4.1. A person must not –

- (a) use a Local Reserve; or*
- (b) commence or carry out development on a Local Reserve,*

without first having obtained planning approval under Part 9 of the Scheme.

3.4.2. In determining an application for planning approval the local government is to have due regard to —

- (a) the matters set out in clause 10.2; and*
- (b) the ultimate purpose intended for the Reserve.*

Clause 10.2 principally relates to matters that in the opinion of the local government are relevant to the use or development including impact on the amenity of the local area.

It is accepted that the proposed tour operations are a form of recreation and therefore is consistent with the designated purpose and zoning for the reserve.

Reserve Management Order

The Shire has a management order for Reserve 19206. Should the Shire enter into an Agreement with the applicant, a copy of the Agreement will need to be signed by the applicant, one to be signed by the Shire and forwarded to the Minister of Lands to be endorsed.

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POLICY IMPLICATIONS

Mobile and Itinerant Traders and Commercial Activities on Reserves (including Foreshore) Policy

FINANCIAL IMPLICATIONS

The applicant has paid a standard planning application fee of \$147. Should the proposal be approved the applicant will be charged a Reserve User Fee of \$250 and Agreement Preparation Fee of \$150.

STRATEGIC IMPLICATIONS

The Shire of Dandaragan draft Local Tourism Planning Strategy vision is:

“The Shire of Dandaragan develops a sustainable tourism industry that celebrates its natural assets, supports the local community and meets the needs of the visitors”

It is considered guided tours such as this one will prove beneficial to the promotion of tourism and attraction for people to visit and stay in the area for longer periods. If managed correctly, and the environmental impact monitored it provides an opportunity for the Shire to grow its sustainable tourism industry.

ATTACHMENTS

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

- Copy of the planning application (Doc Id: 51141)
- Copy of Commercial Operations Licence (Doc Id: 51151)
- Supporting Information to the Planning Application (Doc Id: 51142)
- Copy of the proposed tour routes (Doc Id: 51013, 51011, 51012)
- Submission from Department of Parks and Wildlife (Doc Id: 50754)
- Submission from Tourism Western Australia (Doc Id: 51075)
- Submission from Northern Agricultural Catchments Council (Doc Id: 51150)
- Trading Location Site Plan at Sandy Cape (Doc Id: 51159)

(Marked 9.4.3)

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION / COUNCIL DECISION

Moved Cr Kent, seconded Cr Bailey

That the Shire of Dandaragan enter into a licence agreement with Kriss Ziverts trading as Jurien Bay Adventure Tours for the utilisation of Reserve 19206 subject to the following conditions:

- 1. This approval, granted for a period of 1 year from the Council decision date, is non-exclusive and allows for**

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- equal access and right of use of Reserve 19206 and associated infrastructure by the general public and others.
2. All tours shall be in accordance with the attached plans date stamped 10 February and 18 May 2015 subject to any modifications required as a consequence of any conditions of this approval and shall not be altered without the prior written approval of the local government.
 3. That the agreement is with the individual parties not the business or company.
 4. That the agreement is non transferable.
 5. That other users of the beach are not requested or encouraged to move once they have established themselves.
 6. That the operational hours are between sunrise and 9pm.
 7. That the proponent be in possession of an Australian approved public liability insurance policy to a minimum value of \$10 million for the period of the approval.
 8. That the proponent does not depart from the approved pathway or route without amendment or deviation other than for reasons of safety unless otherwise approved by the local government.
 9. In consideration of conservation of sensitive coastal dune formations no sand dunes or natural vegetation is to be traversed unless permission is received.
 10. In the event of damage to infrastructure or the environment the Shire may seek costs for repair and restoration works.
 11. The vehicle has attached at all times a warning flag and lights on while using the tracks within the Shire.
 12. That a person in charge of the operation is present while the business is operating and all sand boarding and water activities are supervised.
 13. Signage is provided to inform the public sand boarding and water activities are in operation.
 14. Prior to the commencement of the tour operations the applicant shall:
 - (a) Submit a copy of a current public liability insurance policy held in Australia to a minimum value of \$10 million for the period of this approval.
 - (b) Submit a copy of an Omnibus Licence for the Vehicle.
 15. In response to an issue of public safety (as determined by the Chief Executive Officer) all tours operations shall cease until the matter has been resolved to the satisfaction of the local government.
 16. Additional conditions may be included in the agreement at the discretion of the Chief Executive Officer.

ADVICE NOTE

Note 1: The applicant is advised that a right of appeal against Council's decision exists in accordance

with the provisions of the *Planning and Development Act, 2005*. In this regard contact should be made with the State Administrative Tribunal on 9219 3111 or via website www.sat.justice.wa.gov.au

CARRIED 9 / 0

9.5 HEALTH

9.6 BUILDING

9.7 COUNCILLOR INFORMATION BULLETIN

9.7.1 SHIRE OF DANDARAGAN – APRIL COUNCIL STATUS REPORT

Document ID: 51060

Attached to the agenda is a copy of the Shire's status report from the Council Meeting held 23 April 2015. (**Marked 9.7.1**)

9.7.2 SHIRE OF DANDARAGAN – EXECUTIVE MANAGER INFRASTRUCTURE REPORT – MAY 2015

Document ID: 51079

Attached to the agenda is a copy of the Shire of Dandaragan's Executive Manager Infrastructure Report for May 2015. (**Marked 9.7.2**)

9.7.3 SHIRE OF DANDARAGAN – BUILDING STATISTICS – APRIL 2015

Document ID: 50775

Attached to the agenda is a copy of the Shire of Dandaragan Building Statistics for April 2015. (**Marked 9.7.3**)

9.7.4 SHIRE OF DANDARAGAN – PLANNING STATISTICS – APRIL 2015

Document ID: 51022

Attached to the agenda is a copy of the Shire of Dandaragan Planning Statistics for April 2015. (**Marked 9.7.4**)

9.7.5 SHIRE OF DANDARAGAN – RANGER SERVICES REPORT – JANUARY, FEBRUARY, MARCH & APRIL 2015

Document ID:

Attached to the agenda is a copy of the Shire of Dandaragan's Ranger Services Report for January, February, March & April. (**Marked 9.7.4**)

9.7.6 NATIONAL AUSTRALIA DAY COUNCIL – 'COAST TO COAST'

AUSTRALIA DAY NATIONAL CONFERENCE 2015

Document ID: 50194

The fourth Australia Day National Conference will be held at QT Hotel on the Gold Coast on 11 and 12 June 2015.

“As CEO of the National Australia Day Council, I am aware of the integral role Local Government plays in coordinating and delivering community Australia Day events across the country. Without your commitment and hard work these celebrations would not be possible.”

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.6)**

9.7.7 DEPARTMENT OF TRANSPORT – RECREATIONAL BOATING FACILITIES SCHEME (RBFS): ROUND 20 APPLICATION FOR FUNDING – JURIE BAY MARINA SULLAGE DUMP FACILITY

Document ID: 50188

“The Hon Dean Nalder MLA, Minister for Transport, has asked me to thank you for your application to the Recreational Boating Facilities Scheme (RBFS) for grant funding for your proposal above.

I regret to advise that following an assessment by the RBFS Panel, your application was not recommended for a grant. The competition for grant funding was extremely competitive this year and as such there were insufficient funds available for all the applications. The Panel felt the project was mainly for Caravan and RV users rather than boating due to the proposed location and type of infrastructure.”

9.7.8 DISABILITY SERVICES COMMISSION – OUTCOME 7 AMENDMENT TO DISABILITY ACCESS AND INCLUSION PLANS

Document ID: 49930

“Thank you for your ongoing commitment to supporting access and inclusion for people with disability. In April 2013 the Disability Services Commission provided advice that by 1 July 2015, the Disability Access and Inclusion Plans of public authorities would need to be amended to incorporate Outcome 7 “People with disability have the same opportunities as other people to obtain and maintain employment with a public authority”.”

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.8)**

9.7.9 DEPARTMENT OF PARKS AND WILDLIFE – NOTIFICATION OF PRESCRIBED BURN – SOUTHERN BEEKEEPERS NATURE RESERVE

Document ID: 49928

The Department of Parks and Wildlife is responsible for the management of fire in Western Australia’s State Forests, National Parks and Nature Reserves.

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The Department uses planned fire to manage these natural ecosystems in order to maintain the biological diversity of habitats and species richness, and to protect life, community assets and natural resources from damage by uncontrolled fire.

“We intend to undertake a prescribed burn in Southern Beekeepers Nature Reserve adjacent to the Alta Mare and Jurien Heights subdivision during Autumn / Winter 2015, when suitable conditions allow.”

More specific information can be obtained by calling Isaac Hatch at the Department of Parks and Wildlife on 9688 6000.

9.7.10 DEPARTMENT OF PARKS AND WILDLIFE – NOTIFICATION OF PRESCRIBED BURN – DROVERS CAVE NATIONAL PARK

Document ID: 49927

“We intend to undertake a prescribed burn in Drovers Cave National Park adjacent to the Alta Mare and Jurien Heights subdivision during Autumn / Winter 2015, when suitable conditions allow.”

More specific information can be obtained by calling Isaac Hatch at the Department of Parks and Wildlife on 9688 6000.

9.7.11 STATE EMERGENCY MANAGEMENT COMMITTEE – NEW STRATEGIC PLAN 2015-2018

Document ID: 49849

The new plan is a culmination of extensive consultation with SEMC members and SEMC Secretariat staff.

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.11)**

9.7.12 WALGA – INVITATION TO SUBSCRIBE TO THE ENVIRONMENTAL PLANNING TOOL

Document ID: 49847

The Environmental Planning Tool (EPT) is a geographic information system (GIS), specially designed to assist Local Government strategic, statutory and environmental land use planning and decision making. It can be used as a standalone product, or to support your existing GIS software.

For more information about the EPT please visit the website <http://pbp.walga.asn.au/Tools/EnvironmentalPlanningTool.aspx>

9.7.13 BADGINGARRA PRIMARY SCHOOL – CANBERRA CAMP DONATION

Document ID: 49846

“Please convey our gratitude to Council members for their generous donation of \$300 towards our Canberra Camp and further offer of \$200 in exchange for rubbish collection which we intend to participate in.”

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This donation will certainly help with costs and will be acknowledged in school and community publications.”

9.7.14 SHIRE OF WAROONA – WAROONA FIRE

Document ID: 49845

“Following the recent Waroona Fires at the end of January this year which threatened the Waroona townsite, I would like to convey our sincere thanks and appreciation to all the volunteer brigades that turned out to assist our community.

Bushfire Brigades from your local government area gave much needed assistance to our local brigades and for this we are extremely grateful. Please pass on our thanks to your brigades.

It was very heart-warming to see the support Waroona received, and the large number of volunteers that still exist in our society, as everyone pulled together to get through this significant event.”

9.7.15 MAIN ROADS WESTERN AUSTRALIA – DE-PROCLAMATION OF JURIE ROAD (M018) AND CERVANTES ROAD (M044)

Document ID: 49811

“I refer to your correspondence dated 1 April 2015 initiating the final stages of the handover process as part of the de-proclamation of Jurie Road and Cervantes Road.”

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.15)**

9.7.16 AUSTRALIAN RURAL ROAD GROUP INC – MEDIA RELEASE – LANDMARK NORTH WEST FREIGHT NETWORK REPORTS LIFTS LID ON THE ROAD FUNDING CRISIS AND INVITES BETTER SOLUTIONS

Document ID: 49917

“\$2.8 billion is needed in road maintenance over next 30 years: stunning new local government report lifts lid on the road funding crisis and invites better solutions.”

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.16)**

9.7.17 DEPARTMENT OF LOCAL GOVERNMENT AND COMMUNITIES – GOVERNANCE BULLETIN – ISSUE 8 – APRIL 2015

Document ID: 49926

Inside this issue:

- Local Government Chief Executive Officer Support Program
- Hot Topic: Preparing Expenditure Budget Estimates
- Legislation Update: Reviews of Land Use and Rating Method
- Local Government Standards Panel Case Study
- Elected Member Training
- Key Compliance Dates

Attached to the agenda is a copy of the above mentioned

correspondence. **(Marked 9.7.17)**

9.7.18 WHEATBELT DEVELOPMENT COMMISSION – INDIAN OCEAN DRIVE – MOBILE COVERAGE

Document ID: 49214

“Thank you for your letter dated Wednesday 11th March 2015 regarding mobile coverage on Indian Ocean Drive. The Commission is aware of the importance of this transport route for light vehicle traffic, tourism and the modern telecommunication requirements of emergency management personnel.”

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.18)**

9.7.19 WALGA – LOCAL GOVERNMENT NEWS – ISSUE 15

Document ID: 49835

Inside this issue:

- Best Practice in Procurement Breakfast Forum
- New RoadWise Program Resource: *Safe Roads and Roadsides Resource Kit*
- Draft State Biosecurity Strategy Open for Comment
- Mental Health Funding Renewed
- Draft Model Pesticide Use Notification Plan for Local Government
- Training
- Dr Ken Michael 2015 Lecture

9.7.20 DEPARTMENT OF LOCAL GOVERNMENT AND COMMUNITIES – DRAFT WESTERN AUSTRALIAN CCTV STRATEGY RELEASED

Document ID: 49830

“On 26 March 2015, the State Government released the draft Western Australian Closed Circuit Televisions Systems (CCTV) Strategy (the Strategy).”

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.20)**

9.7.21 CHAIRMAN – REGIONAL DEVELOPMENT AUSTRALIA – A NEW WAY FORWARD FOR RDA WHEATBELT INC

Document ID: 49623

“I am pleased to announce that the new board of Regional Development Australia (RDA) Wheatbelt has now been appointed. I am honoured to have been appointed to the position of Chairman of RDA Wheatbelt by the Honorable Warren Truss, Minister for Infrastructure and Regional Development along with my Deputy Chair, Heidi Cowcher of Williams.”

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.21)**

9.7.22 SCOTCH COLLEGE – RICHARD LEDGER, HEAD OF MIDDLE SCHOOL – THANK YOU

Document ID: 49533

"This is a brief letter to sincerely thank you for the retrieval of my mobile phone that was inadvertently put into a rubbish bin at Jurien Bay last week. I was cleaning out our school bus while the boys ate their lunch and accidentally scooped up my phone with the pile of rubbish, and didn't realise this until we had reached Lancelin."

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.22)**

9.7.23 TIM GILBERTSON – JURIEN BAY AIRSTRIP

Document ID: 49531

"On 30th March of this year my son Trent was transported by RFDS to Perth as a spinal patient from Jurien Airstrip. He received excellent care and after surgery is expected to make a full recovery."

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.23)**

9.7.24 WALGA – LOCAL GOVERNMENT NEWS – ISSUE 14

Document ID: 49629

Inside this issue:

- Metropolitan Local Government Reform – Claim for Reimbursement
- Public Libraries
- Best Practice in Procurement Breakfast Forum
- Association Honours 2015
- Workshop – Direction 2031 Targets
- Environmental Planning Tool Launch
- National Ice Taskforce Established
- Home Support Assessment Providers Identified
- Governor Stirling – 150 Years On

9.7.25 THE CHAMBER OF ARTS AND CULTURE WESTERN AUSTRALIA – ARTS AND CULTURE IN WESTERN AUSTRALIAN LOCAL GOVERNMENT

Document ID: 49359

"We are pleased to send you a copy of the latest report released by the Chamber of Arts and Culture and CAN WA."

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.25)**

9.7.26 MINISTER FOR POLICE; ROAD SAFETY; TRAINING AND WORKFORCE DEVELOPMENT; WOMEN'S INTERESTS – CLOSED CIRCUIT TV STRATEGY FOR WA RELEASE

Document ID: 49354

Closed Circuit Television (CCTV) is at the forefront of global efforts to enhance the safety and security of our communities. However, this growth has not been without its complications, characterised by limited coordination between various CCTV

systems.

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.26)**

9.7.27 MID WEST GROUP OF AFFILIATED AGRICULTURE SOCIETIES – DONATION

Document ID: 49256

“In the past you have very generously supported the Mid West Group of Affiliated Agricultural Societies with a donation towards the cost of presenting the Mid West District Display at the Perth Royal Show.”

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.27)**

9.7.28 ELECTORAL BOUNDARIES WA NEWSLETTER

Document ID:

Inside this issue:

- Seventeen suggestions received
- Comments now open
- What happens next?
- Federal redistribution continues

A copy of this newsletter was emailed to Councillors on 30 April 2015.

9.7.29 THE HON JOE FRANCIS MLA – MINISTER FOR EMERGENCY SERVICES; CORRECTIVE SERVICES; SMALL BUSINESS; VETERANS – THE CENTENARY OF ANZAC INITIATIVE – VICTORIA CROSS & GEORGE CROSS BOOKLET

Document ID: 49879

“The Centenary of the Great War is now well underway and this year we are commemorating the 100th anniversary of the Gallipoli campaign, which began with the beach landings in the early hours of 25 April 1915. As part of the Western Australian Government Centenary initiatives, the Veterans portfolio has produced a booklet on our State’s Victoria Cross and George Cross recipients.”

A copy of the above mentioned booklet is on hand.

9.7.30 WALGA – MUNICIPAL WASTE ADVISORY COUNCIL INFORMATION BULLETIN – ISSUE 210

Document ID:

Inside this issue:

- Officer Opportunity
- TV and Computer Review under way
- Eco May 2015
- Victoria to ban e-waste to landfill

9.7.31 SHIRE OF GINGIN – MEDIA RELEASE – GUILDERTON NAMED NATIONAL FINALIST FOR AUSTRALIAN CLEAN

BEACHES AWARD

Document ID:

“The Shire of Gingin is very proud to announce that Guilderton has been selected as the WA finalist for the Keep Australia Beautiful’s Australian Clean Beaches Award 2015. This program celebrates and awards communities who actively work for a cleaner, more sustainable coastal environment.”

Attached to the agenda is a copy of the above mentioned media release. **(Marked 9.7.31)**

9.7.32 HON JOHN DAY BSC BDSC MLA – MEDIA STATEMENT – MORE CAN OPT-IN OR OUT WITH NEW DAP CHANGES

Document ID:

Regulations to make Development Assessment Panels (DAPs) more flexible came into effect on 1 May 2015.

Attached to the agenda is a copy of the above mentioned Media Statement. **(Marked 9.7.32)**

9.7.33 HON HELEN MORTON MLC – MEDIA STATEMENT – SUICIDE PREVENTION PROJECTS FOR THE WHEATBELT

Document ID:

Six organisations will deliver suicide prevention projects to at-risk groups in the Wheatbelt in the latest round of funding announced by Mental Health Minister Helen Morton.

Attached to the agenda is a copy of the above mentioned Media Statement. **(Marked 9.7.33)**

9.7.34 DEPARTMENT OF PLANNING – WESTERN AUSTRALIAN LANDCARE AWARDS

Document ID:

The Western Australian Landcare Awards opened on 23 March 2015. The Awards have been running for 25 years and recognise the many achievements of Landcare across a number of diverse areas, including sustainable farming and Indigenous land management.

There are nine national categories to choose from, to fit any kind of Landcare project or local hero, and all winners will be finalists in the 2016 National Landcare Awards.

Entries close 31 May and anyone interested in finding out more or submitting a nomination can visit www.landcareonline.com.au

9.7.35 AGSAFE – ANNUAL REPORT 2014

Document ID: 49810

A copy of Agsafe’s Annual Report for 2014 is on hand. This report highlights Agsafe’s key activities and results during its 21st year in the industry.

9.7.36 ECONOMIC REGULATION AUTHORITY – SWITCHED ON – A

GUIDE FOR ELECTRICITY AND GAS CUSTOMERS

Document ID: 49809

A copy of the Economic Regulation Authority's publication, *Switched On* is on hand.

Switched On is a consumer-friendly guide for electricity and gas customers. It aims to help residential and small business customers understand their rights and responsibilities in relation to energy.

9.7.37 DEPARTMENT OF EDUCATION – AUSTRALIAN EARLY DEVELOPMENT CENSUS

Document ID: 49677

"In April 2013, I informed you about the ongoing implementation of the Australian Early Development Index (AEDI) and the benefits in providing local government with a rich source of data to support community strategic planning."

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.37)**

9.7.38 WALGA – MUNICIPAL WASTE ADVISORY COUNCIL INFORMATION BULLETIN – ISSUE 211

Document ID:

Inside this issue:

- CCTV Finds Funding
- Asbestos Regulations Revision
- ERF Auction Closes at \$14 per tonne
- Reverse E-waste Arrangement Under Review
- Waste Production Increase

9.7.39 OCLC – THE WORLDS LIBRARIES CONNECTED – ASIA PACIFIC REGIONAL COUNCIL EXECUTIVE COMMITTEE

Document ID: 50192

"As Chair of the Asia Pacific Regional Council (APRC) Executive Committee, I am writing to announce that three member-leaders have been appointed to the APRC Executive Committee. We started with three open positions to fill. Following our call for nominations, we had a total of three qualified nominees who expressed interest and met all of the criteria. In accordance with the APRC bylaws, we have appointed these individuals. As a result, we will not hold an election this year."

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.39)**

9.7.40 CERVANTES ACTION GROUP – FRACKING

Document ID: 50500

"I am in receipt of Shire document ID 46918 and noted the content with concern, alarm and exasperation. Your refusal to answer questions in a straightforward manner is offensive and an insult to an entire community deeply concerned with the perilously damaging issue of fracking."

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Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.40)**

9.7.41 RAC – 2015-2016 BUDGET

Document ID: 50497

“The RAC represents the interests of more than 800,000 Western Australians and has been a long standing advocate on road safety, transport and infrastructure issues.

The 2015-2016 Budget is an opportunity for the State Government to signal its commitment to the essential programs and projects which will help keep road users safer and meet the increasing demands being place on our road and public transport system.”

On hand is a copy of RAC's 2015-2016 State Budget submission for your information.

9.7.42 PETITION – SKATE PARK IN JURIE BAY

Document ID: 50489

“Please find attached a petition carried out over a period of two days, by local youth and residents, requesting consideration for a new skate park in Jurie Bay to be a priority when allocating funds for the 2015 / 2016 Budget.”

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.42)**

9.7.43 WALGA – LOCAL GOVERNMENT NEWS – ISSUE 17

Document ID: 50832

Inside this issue:

- Metropolitan Reform Reimbursement Claim
- Making Better Planning Decisions – Regional Training
- WA Local Government Convention 2015
- Environmental Planning Tool Launch
- Emergency Management Training
- Coastal Management Plan Assistance Program
- Coastwest Grants
- Volunteers Worth Billions

9.7.44 DEPARTMENT OF LOCAL GOVERNMENT AND COMMUNITIES – 2014-2015 AGE-FRIENDLY COMMUNITIES GRANTS PROGRAM

Document ID: 50836

“I am pleased to inform you that I have approved funding of \$10,000 for the Shire of Dandaragan to undertake an age-friendly approach to strategic planning.”

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.44)**

9.7.45 DEPARTMENT OF AGRICULTURE AND FOOD – WEST KOOJAN-GILLINGARRA LAND CONSERVATION DISTRICT COMMITTEE

Document ID: 50756

"I am writing to advise you that the appointment of the members of the West Koojan-Gillingarra Land Conservation District Committee was gazetted on 24 April 2015.

The Shire of Dandaragan representative is Lawrie Short of Dandaragan.

The term of appointment shall expire on 30 April 2018."

9.7.46 OUR COMMUNITY – TRAINING AND CAPACITY BUILDING SESSIONS FOR YOUR LOCAL COMMUNITY

Document ID: 50910

- Now's a great time to lock in community capacity-building training
- Give your community organisations, and your staff, a boost
- Ensure your community gets its share of available funding

More information is on hand.

9.7.47 WESTERN AUSTRALIAN REGIONAL DEVELOPMENT TRUST – WESTERN AUSTRALIAN REGIONAL DEVELOPMENT TRUST VISIT TO JURIE BAY

Document ID: 49843

"Thank you for welcoming the Western Australian Regional Development Trust (Trust) to Jurie Bay on 9 and 10 April 2015.

The tour of Jurie Bay was a valuable experience for the Trust to hear about the opportunities and issues within the Shire of Dandaragan and in particular Jurie Bay. It was great to see the Shire of Dandaragan's level of work and commitment to the SuperTowns initiative and the impact of Royalties for Regions. We also really enjoyed our stay in Jurie Bay and the new meeting facilities were fantastic.

Thank you for putting together a valuable agenda for the Trust's visit. Please extend my thanks to the staff at the Shire for their assistance with the itinerary and set up for our meeting in the new Community Resource Centre."

9.7.48 WALGA MEDIA RELEASE – GRAFFITI ACT TO BETTER REFLECT COST TO COMMUNITY

Document ID:

"A new Act dedicated to graffiti as a stand-alone offence will better reflect the significant impacts and costs it has on individuals, Councils, agencies and the WA community."

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.48)**

9.7.49 DEPARTMENT OF FIRE & EMERGENCY SERVICES – APPRECIATION OF OUTSTANDING RESPONSE

Document ID: 50966

MINUTES OF ORDINARY COUNCIL MEETING HELD THURSDAY 28 MAY 2015

"I would like to thank members of the Canover Volunteer Bush Fire Brigade for their continued dedication and commitment to fire and emergency services in Western Australia, particularly during the January / February 2015 bushfires in the South West and Lower South West regions."

Attached to the agenda is a copy of the above mentioned correspondence. **(Marked 9.7.49)**

9.7.50 WALGA – MUNICIPAL WASTE INFORMATION BULLETIN – ISSUE 212

Document ID:

Inside this issue:

- LG Freecycle
- Waste-derived materials application guidelines
- Asbestos Dumping
- Silage Plastic Recycling
- US Mattress Product Stewardship

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

10.1 INFRASTRUCTURE

Any new business of an urgent nature requires a resolution of Council in order to be considered.

The following item requires urgent consideration by Council:

That Council consider awarding the tender for the Waste Management Attendant for the Dandaragan and Badgingarra Landfill / Waste Transfer sites in two separate contracts:

- Badgingarra Landfill / Waste Transfer site – Waste Management Attendant.
- Dandaragan Landfill / Waste Transfer site – Waste Management Attendant.

OFFICER RECOMMENDATION / COUNCIL DECISION

Moved Bailey, seconded Short

That the following new business of an urgent nature be considered by Council:

That Council consider awarding the tender for the Waste Management Attendant for the Dandaragan and Badgingarra Landfill / Waste Transfer sites in two separate contracts:

- **Badgingarra Landfill / Waste Transfer site – Waste Management Attendant.**
- **Dandaragan Landfill / Waste Transfer site – Waste Management Attendant.**

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CARRIED 9 / 0

Section 5.23 of the Local Government Act 1995 stipulates that all Council Meetings are generally open to the public. Section 5.23 goes on to identify specific situations in which the Council or committee may close to members of the public the meeting, or part of the meeting.

In situations where it is deemed that a meeting or part of a meeting must be closed to the public, Section 5.23 (3) states “A decision to close a meeting or part of a meeting and the reason for the decision are to be recorded in the minutes of the meeting.”

For a decision to be recorded in the minute a formal motion must be passed by Simple majority clearly stating the reason for the closure in accordance with Section 5.23 of the Local Government Act 1995.

Local Government Act 1995

5.23. Meetings generally open to public

- (1) Subject to subsection (2), the following are to be open to members of the public —
 - (a) all council meetings; and
 - (b) all meetings of any committee to which a local government power or duty has been delegated.
- (2) If a meeting is being held by a council or by a committee referred to in subsection (1)(b), the council or committee may close to members of the public the meeting, or part of the meeting, if the meeting or the part of the meeting deals with any of the following —
 - (a) a matter affecting an employee or employees;
 - (b) the personal affairs of any person;
 - (c) a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting;
 - (d) legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting;
 - (e) a matter that if disclosed, would reveal —
 - (i) a trade secret;
 - (ii) information that has a commercial value to a person; or**
 - (iii) information about the business, professional, commercial or financial affairs of a person, where the trade secret or information is held by, or is about, a person other than the local government;
 - (f) a matter that if disclosed, could be reasonably expected to —
 - (i) impair the effectiveness of any lawful method or procedure for preventing, detecting, investigating or dealing with any contravention or possible contravention of the law;
 - (ii) endanger the security of the local government’s property; or
 - (iii) prejudice the maintenance or enforcement of a lawful measure for protecting public safety;
 - (g) information which is the subject of a direction given under section 23(1a) of the *Parliamentary Commissioner Act 1971*; and
 - (h) such other matters as may be prescribed.
- (3) A decision to close a meeting or part of a meeting and the reason for the

MINUTES OF ORDINARY COUNCIL MEETING HELD THURSDAY 28 MAY 2015

decision are to be recorded in the minutes of the meeting.

Local Government (Administration) Regulations 1996

4A. Meeting, or part of meeting, may be closed to public — s. 5.23(2)(h)

The determination by the local government of a price for the sale or purchase of property by the local government, and the discussion of such a matter, are matters prescribed for the purposes of section 5.23(2)(h).

OFFICER RECOMMENDATION / COUNCIL DECISION


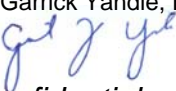
Moved Cr Holmes, seconded Cr Short

That the meeting be closed to members of the public at 5:54pm in accordance with Section 5.23 (2) (e) (ii) of the Local Government Act 1995 and Regulation 4A of the Local Government (Administration) Regulations 1996 to allow Council to discuss Item 10.1.1 'Private & Confidential – Tender RFT 03/15 Waste Management Attendant for the Badgingarra and Dandaragan Landfill / Waste Transfer Site'.

CARRIED 9 / 0

Scott Clayton, David Chidlow and members of the public left the Council Chambers at 5.54pm.

10.1.1 PRIVATE & CONFIDENTIAL – TENDER RFT 03/15 WASTE MANAGEMENT ATTENDANT FOR THE BADGINGARRA AND DANDARAGAN LANDFILL / WASTE TRANSFER SITES

Location:	Badgingarra and Dandaragan
Applicant:	Engineering Technical Officer
Folder Path:	Business Classification / Waste Management / Tendering / Tender Evaluations
Disclosure of Interest:	None
Date:	25 May 2015
Author:	James Morrison, Engineering Technical Officer
Signature of Author:	
Senior Officer:	Garrick Yandle, Executive Manager Infrastructure
Signature of Senior Officer:	

The report has been abridged due to the confidential nature of the content that is contained within this report.

OFFICER RECOMMENDATION / COUNCIL DECISION

Moved Cr Bailey, seconded Cr Kent

That Council award the tender RFT 03/15 for the Waste Management Attendant for the Badgingarra and Dandaragan Landfill / Waste Transfer Sites in two separate contracts as follows:

- 1. Badgingarra Landfill / Waste Transfer Site – Waste Management Attendant to Desmond Greenwood for the annual sum of \$15,360.00 (ex GST).**
- 2. Dandaragan Landfill / Waste Transfer Site – Waste Management Attendant to Lindsay Hotker for the annual sum of \$27,648.00 (ex GST).**

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CARRIED 9 / 0

COUNCIL DECISION

Moved Bailey, seconded Cr Sheppard

That the meeting be reopened to the public at 5.56pm.

CARRIED 9 / 0

Members of the public and David Chidlow re entered the Chambers at 5.56pm and the President read aloud the resolution.

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

The presiding member declared the meeting closed at 5.57pm.

These minutes were confirmed at a meeting on

Signed

Presiding person at the meeting at which the minutes were confirmed

Date