



Minutes

Ordinary Council Meeting

Held in Council Chambers, Wolfram Street Westonia

Thursday 28th April 2017

CONFIRMATION OF MINUTES

These minutes were confirmed by the Council on 28 April 2017 as a true and accurate record of the Ordinary Council Meeting held on 18 May 2017.

.....
Cr Karin Day
Shire President

All attachment items referred to in these minutes are available for public perusal at the Shire Office



Disclaimer

No responsibility whatsoever is implied or accepted by the Shire of Westonia for any act, omission or statement or intimation occurring during Council meetings.

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Any person or legal entity who acts or fails to act in reliance upon any statement, act or omission made in a Council or committee meeting does that persons or legal entity's own risk.

In particular and without derogating in any way from the board disclaimer above, in any discussion regarding any planning application or application for a license, any statement or intimation made by any member or Officer of the Shire of Westonia during the course of any meeting is not intended to be and is not taken as notice of approval from the Shire of Westonia.

The Shire of Westonia warns that anyone who has any application lodged with the Shire of Westonia must obtain and should only rely on **WRITTEN CONFIRMATION** of the outcome of the application, and any conditions attaching to the decision made by the Shire of Westonia in respect of the application.

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RESOLUTION

Moved: Cr Corsini **Seconded:** Cr Hermon

02/04-17 That the minutes of the Central East Aged Care Alliance Inc (CEACA) Committee Meeting held on Wednesday 22nd March 2017 be received.

CARRIED 5/0

OFFICER RECOMMENDATIONS

That the minutes of the Wheatbelt East Regional Organisation of Councils Meeting held on Wednesday 29th March 2017 be received.

RESOLUTION

Moved: Cr Corsini **Seconded:** Cr Hermon

03/04-17 That the minutes of the Wheatbelt East Regional Organisation of Councils Meeting held on Wednesday 29th March 2017 be received.

CARRIED 5/0

7. PRESIDENT/COUNCILLORS ANNOUNCEMENTS

The President, Cr Day advised having attended the following meetings:

- Wheatbelt Development Commission – Regional Development meeting with heads of commissions and the new Minister for Regional Development, Hon. Alana MacTiernan.
- Northern Ratepayer meeting @ Elachbutting with Cr’s Huxtable, Geier, Hermon and Corsini and staff.

Cr Huxtable advised having attended the following meeting:

- Cemetery committee meeting and initial busy bee.

8. DECLARATION OF INTEREST

In accordance with Section 5.65 of the *Local Government Act 1995* the following disclosures of **Financial** interest were made at the Council meeting held on **28 APRIL 2017**.

Name/Position	
Item No./Subject	
Nature of interest	
Extent of Interest	

In accordance with Section 5.65 of the *Local Government Act 1995* the following disclosures of **Closely Association Person And Impartiality** interest were made at the Council meeting held on **28 APRIL 2017**.

Name/Position	Jamie Criddle
Item No./Subject	10.2 Renaming of Egg Rock Road & Kaolin Street
Nature of interest	Associated Person (family)
Extent of Interest	Descendant of the Smith family



In accordance with Section 5.60B and 5.65 of the *Local Government Act 1995* the following disclosures of **Proximity** interest were made at the Council meeting held on **28 APRIL 2017**.

Name/Position	
Item No./Subject	
Nature of interest	
Extent of Interest	

9. MATTERS REQUIRING A COUNCIL DECISION

9.1. GOVERNANCE, ADMINISTRATION AND FINANCIAL SERVICES

9.1.1 ACCOUNTS FOR PAYMENT

Responsible Officer:	Jamie Criddle, CEO
Author:	Kay Geier, Senior Finance Officer
File Reference:	F1.3.3 Monthly Financial Statements
Disclosure of Interest:	Nil
Attachments:	Attachment 9.1.1 List of Accounts
Signature:	Officer  CEO 

Purpose of the Report

Executive Decision

Legislative Requirement

Background

This information is provided to Council on a monthly basis in accordance with provisions of the Local Government Act 1995 and Local Government (Financial Management) Regulations 1996. A Local Government is to develop procedures for the authorisation of, and payment of, accounts to ensure that there is effective security for, which money or other benefits may be obtained.

Comment

Attached is a copy of Accounts for Payment for the month of March 2017. The credit card statements currently show: -

CEO **March 17 \$3,227.75** associated with the purchase of Accommodation, Vehicle Licencing, iPad Recharge, Surgical House, Active8 me Charges, Dumbbells Replacement ;

Works Supervisor **March 17 \$129.35** associated with the purchase of fuel;

Statutory Environment

Local Government (Financial Management) Regulations 1996 Regulations 12 & 13 requires the list of accounts to be presented to Council. Payments are made by staff under delegated authority from the CEO and Council.

Policy Implications

Council does not have a policy in relation to payment of accounts.

Strategic Implications

Accounts for payment are presented to Council in the interests of accountability and provide information on Council expenditure.

Financial Implications

Expenditure in accordance with the 2016/2017 Annual Budget.



Voting Requirements



Simple Majority



Absolute Majority

OFFICER RECOMMENDATIONS

That March 2017 accounts submitted to today's meeting on Municipal vouchers 3510 to 3524 and D/Debits EFT2347 to EFT2394 (inclusive of Department of Planning and Infrastructure / Creditor and Bank Fees Directly Debited and Visa Card Payments) totalling \$367,749.16 be passed for payment.

RESOLUTION

Moved:

Cr Corsini

Seconded:



Cr Huxtable

04/04-17

That March 2017 accounts submitted to today's meeting on Municipal vouchers 3510 to 3524 and D/Debits EFT2347 to EFT2394 (inclusive of Department of Planning and Infrastructure / Creditor and Bank Fees Directly Debited and Visa Card Payments) totalling \$367,749.16 be passed for payment.

CARRIED 5/0

9.1.2 MONTHLY STATEMENT OF FINANCIAL ACTIVITY – MARCH 2017

Responsible Officer:	Jamie Criddle, CEO
Author:	Kay Geier, Senior Finance Officer
File Reference:	F1.3.3 Monthly Financial Statements
Disclosure of Interest:	Nil
Attachments:	Attachment 9.1.2 Monthly Statement of Financial Activity
Signature:	Officer  CEO 

Purpose of the Report

- Executive Decision Legislative Requirement

Background

This information is provided to Council on a monthly basis in accordance with provisions of the Local Government Act 1995 and Local Government (Financial Management) Regulations 1996.

Comment

The Monthly Statement of Financial Activity for the period ending 31st March 2017 is attached for Councillor information, and consists of:

1. Summary of Bank Balances
2. Summary of Outstanding Debtors
3. Balance Sheet
4. Budget v Actuals Schedules

Statutory Environment

General Financial Management of Council
Council 2015/2016 Budget
Local Government (Financial Management) Regulation 34 1996
Local Government Act 1995 section 6.4

Policy Implications

Council is required annually to adopt a policy on what it considers to be material as far as variances that require to be reported for Council. Council policy is that the material variation be set at \$10,000 and 15%.

Strategic Implications

The Monthly Statement of Financial Activity is a record of Council's activities and financial performance during the reporting period.



Financial Implications

There is no direct financial implication in relation to this matter.

Voting Requirements

- Simple Majority Absolute Majority

9.1.3 GST RECONCILIATION REPORT – MARCH 2017

Responsible Officer:	Jamie Criddle, CEO
Author:	Kay Geier, Senior Finance Officer
File Reference:	F1.4.4 Audit Report
Disclosure of Interest:	Nil
Attachments:	Attachment 9.1.3 GST Report
Signature:	Officer  CEO 

Purpose of the Report

- Executive Decision Legislative Requirement

Background

The Reconciled Balance of the GST Ledger to the General Ledger as reported as at ending 31st March 2017 is provided to Council on a monthly basis as a means of keeping Council informed of its current GST liability.

Comment

The GST Reconciliation Report is attached for Councillor consideration.

Statutory Environment

Nil

Policy Implications

Council does not have a policy in regards to Goods and Services Tax.

Strategic Implications

Nil

Financial Implications

The GST reconciliation is presented to Council as a means of indicating Council's current GST liability, which has an impact on Council's cash-flow.

Voting Requirements

- Simple Majority Absolute Majority

OFFICER RECOMMENDATIONS

That the GST Reconciliation totaling \$7,562.00 for the period ending 31st March 2017 be adopted.

RESOLUTION

Moved: Cr Corsini


Seconded: Cr Hermon

06/04-17 That the GST Reconciliation totalling \$7,562.00 for the period ending 31st March 2017 be adopted

CARRIED 5/0

9.1.4 REVIEW OF AUTHORISED PERSONS

Responsible Officer:	Jamie Criddle, CEO
Author:	Jamie Criddle, CEO
File Reference:	
Disclosure of Interest:	Nil
Attachments:	Nil
Signature:	Officer CEO



Purpose of the Report

Executive Decision

Legislative Requirement

Summary

To review authorized personnel.

Background

With the appointment of a new Works Supervisor (Arthur William Price), and the addition of new employees in previous years, Council is required to appoint staff as authorised persons to enforce the provisions of various laws and regulations.

Comment

It is recommended that Council appoint the following persons:

- Jameon Criddle;
- Arthur Price;
- Kay Geier; and
- Kim Friis

as authorised persons in accordance with the following acts:

Section 449 of the Local Government (Miscellaneous Provisions) Act 1960

- Section 9.10 of the Local Government Act 1995 for Local Laws;
- Section 17(1) of the Caravan Parks and Camping Grounds Act 1995;
- Section 29(1) of the Dog Act 1976 and Regulations;
- Section 38(1) of the Bush Fires Act 1954 and Regulations;
- Section 26(1) of the Litter Act 1979;
- Section 38(3) of the Control of Vehicles (Off Road Areas) Act 1978;
- Cat Act?
- Shire of Westonia Local Laws.

The following persons have been authorised as Registration Officers in accordance with the Dog Act 1976 and Regulations, Cat Act:

- Jameon Criddle;
- Arthur Price;
- Kay Geier;
- Jasmine Geier;
- Stacey Geier;

Carol Pomery; and
Kim Friis

Statutory Environment

Local Government Act (Miscellaneous Provisions) 1960, Part XX (Ranger/Pound Keeper);
Local Government Act 1995, Part 3—Executive Functions of Local Government and Part 9—Miscellaneous Provisions;
Caravan and Camping Grounds Act 1995;
Dog Act 1976 and Regulations;
Bush Fires Act 1954 and Regulations;
Litter Act 1979 and Regulations;
Control of Vehicles (Off Road Areas) Act 1978 and Regulations;
Shire of Westonia Local Laws.

Policy Implications

Strategic Implications

Financial Implications

Cost of advertising appointments of authorised persons.
2016/2017 Budget.

Voting Requirements



Simple Majority



Absolute Majority

OFFICER RECOMMENDATIONS

That Council:

1. Appoint the following persons:

Jameon Criddle;

Arthur Price;

Kay Geier; and

Kim Friis;

as authorised persons in accordance with the following acts:

Section 449 of the Local Government (Miscellaneous Provisions) Act 1960

Section 9.10 of the Local Government Act 1995 for Local Laws;

Section 17(1) of the Caravan Parks and Camping Grounds Act 1995;

Section 29(1) of the Dog Act 1976 and Regulations;

Section 38(1) of the Bush Fires Act 1954 and Regulations;

Section 26(1) of the Litter Act 1979;

Section 38(3) of the Control of Vehicles (Off Road Areas) Act 1978;

Shire of Westonia Local Laws; and

2. Appoint the following persons as registration officers in accordance with the Dog Act 1976 and Regulations:

Jameon Criddle;

Arthur Price;
Kay Geier;
Jasmine Geier;
Stacey Geier;
Carol Pomery; and
Kim Friis
2. Cancel all previous appointments.

RESOLUTION

Moved: Cr Hermon **Seconded:** Cr Huxtable

07/04-17

That Council:

1. Appoint the following persons:

Jameon Criddle;
Arthur Price;
Kay Geier; and
Kim Friis;

as authorised persons in accordance with the following acts:

Section 449 of the Local Government (Miscellaneous Provisions) Act 1960

Section 9.10 of the Local Government Act 1995 for Local Laws;

Section 17(1) of the Caravan Parks and Camping Grounds Act 1995;

Section 29(1) of the Dog Act 1976 and Regulations;

Section 38(1) of the Bush Fires Act 1954 and Regulations;

Section 26(1) of the Litter Act 1979;

Section 38(3) of the Control of Vehicles (Off Road Areas) Act 1978;

Shire of Westonia Local Laws; and

2. Appoint the following persons as registration officers in accordance with the Dog Act 1976 and Regulations:


Jameon Criddle;
Arthur Price;
Kay Geier;
Jasmine Geier;
Stacey Geier;
Carol Pomery; and
Kim Friis

3. Cancel all previous appointments.

CARRIED 5/0

9.1.5 WALGA AGM VOTING DELEGATES

Responsible Officer:	Jamie Criddle, CEO	
Author:	Jamie Criddle, CEO	
File Reference:		
Disclosure of Interest:	Nil	
Attachments:	Nil	
Signature:	Officer	CEO



Purpose of the Report

Executive Decision

Legislative Requirement

Summary

Advice from WALGA of the 2017 Annual General Meeting and Local Government Week 2017 Conference. Council is to resolve who will be attending the conference.

Background

Details have been received (attached to the agenda) from WALGA for the 2017 Local Government Week Convention and the Annual General Meeting.

The conference is to be held at the Perth Convention Exhibition Centre. The format for 2016 is summarised as per the following:

Wednesday 2 August – 8.30pm – 12.30pm State & Local Government Forum

Wednesday 2 August – 1.30pm Annual General Meeting

Thursday 3 August - Main Convention sessions

Friday 4 August - Conference sessions continue

Registrations close 4 July 2017.

Councillors Day, Hermon and Huxtable attended the conference last year with Cr's Hermon and Day listed as the voting delegates for the WALGA Annual General Meeting.

Council also requires delegates with voting entitlements for the WALGA Annual General Meeting, generally the President and Deputy if they attend.

In addition to the convention WALGA have provided formal notice of the Annual General Meeting and are seeking member motions.

This year there are also opportunities for professional development throughout the whole week of the conference. Elected Members can enroll for courses on the attached forms.

Comment

It is recommended that a firm commitment be obtained from Councillors of who wishes to attend the convention either at the May meeting or in the week following the meeting to allow early registration.

All registrations will be undertaken by Management, Councillors are requested not to progress with registration on line as indicated within the brochure.

 **Statutory Environment**

Nil

 **Policy Implications**

Council do not have a policy in relation to this matter.

 **Strategic Implications**

 **Financial Implications**

A committed provision within the 2016/2017 budget must be made for all costs associated with attendance to the conference.

 **Voting Requirements**



Simple Majority



Absolute Majority

OFFICER RECOMMENDATIONS

That

1. Cr's (to be inserted) and the CEO attend the 2017 WA Local Government Convention.
2. Council confirms voting delegates attending the WALGA Annual General Meeting.
3. Council nominates a Department to meet (if any) for the State & Local Government Forum.

RESOLUTION

Moved: Cr Hermon

Seconded: Cr Jefferys


08/04-17 That

1. Cr's Hermon, Huxtable, Jefferys & Geier (subject to approval) and the CEO attend the 2017 WA Local Government Convention.
2. Council confirms voting delegates attending the WALGA Annual General Meeting be Cr Hermon & Cr Huxtable.
3. Council nominates to meet the Department of Transport at the State & Local Government Forum

CARRIED 5/0

9.1.6 CHIEF EXECUTIVE OFFICER REVIEW PROCESS

Responsible Officer:	Jamie Criddle, CEO
Author:	Jamie Criddle, CEO
File Reference:	
Disclosure of Interest:	Nil
Attachments:	Nil
Signature:	Officer CEO



Purpose of the Report

Executive Decision

Legislative Requirement

Background

That Council review the criteria set out in the Key Result Area Appendix of the Chief Executive Officers contract and submit the evaluation form prior to the May meeting for discussion.

Cr Day attended recently attended elected member training in Kellerberrin which involved CEO Performance Appraisals. Cr Day will elaborate further at the meeting. The course notes will be available at the meeting.

Comment

In order to ensure that the annual CEO review is conducted prior to any budget deliberations as set with previous CEO's, it is suggested that Council perform the yearly review in April/May of each year.

As part of the review, Councillors will need to agree on a set of criteria which are taken from the Key Result Area's (KRA) as listed in appendix 2 the Chief Executive Officer's Contract.

This will then be completed by the CEO and Councillors, with a summary to be presented to Council for consideration.

The Evaluation Document will contain the following:

Overall comments:

The performance of the CEO on the Targets set out in the Key Performance Indicators.

Recommendations to the CEO:

Any recommendations from Council to the CEO.

Any performance review conducted shall be broadly based on the following Key Areas having regard to the Position Description and the specific Indicators agreed to by the parties at the end of each performance review:

- 5.4.1 Leadership
- 5.4.2 Councillor Relations
- 5.4.3 External Relations, including customers and stakeholders
- 5.4.4 Organisation Management
- 5.4.5 Planning
- 5.4.6 Financial Management.

Key Result Areas and performance objectives for the Chief Executive Officer.

Achievement in the matters referred to in the position description document will be used in determining the performance of the Chief Executive Officer with particular emphasis on:-

- i) accurate and timely advice to the Council;
- ii) collaboration with the Council;

- iii) innovative and visionary leadership;
- iv) effective networks;
- v) a work environment that facilitates the development of people and encourages them to perform at a high level;
- vi) effective and accountable application of financial and physical resources;
- vii) management strategies that enhance service delivery;
- viii) development, implementation of and review of Council policies and procedures.

The performance criteria may be varied and any other criteria may be included by agreement between the parties at any time during the term of this Contract.

The format of the review once the criteria is agreed upon will be to have the Chief Executive Officer comment on the individual criteria and then send the evaluation form to individual Councillors to review the CEO's performance over the previous 12 months and then evaluate the performance in relation to the criteria.

Statutory Environment

Local Government Act 1995, section 5.38 – Council is required to review the performance of the CEO at least once each year.

Policy Implications

The CEO Performance Review is undertaken in accordance with Council's Policy.

Strategic Implications

Effective Staff Performance

Financial Implications

Negotiation of contract Remuneration package.

Voting Requirements



Simple Majority



Absolute Majority

OFFICER RECOMMENDATIONS

That Council review the criteria set out in the Key Result Area Appendix of the Chief Executive Officers contract and submit the evaluation form prior to the May meeting for discussion.

RESOLUTION


Moved: Cr Huxtable **Seconded:** Cr Jefferys

09/04-17 That Council, upon reviewing the criteria set out in the Key Result Area Appendix of the Chief Executive Officers contract commence the evaluation section of the review prior to the May meeting.

CARRIED 5/0

9.1.7 EVOLUTION TOTAL FIRE BAN EXEMPTION

Responsible Officer:	Jamie Criddle, CEO	
Author:	Jamie Criddle, CEO	
File Reference:		
Disclosure of Interest:	Nil	
Attachments:	Nil	
Signature:	Officer	CEO



Purpose of the Report

Executive Decision

Legislative Requirement

Summary

Evolution Mining's Edna May Operations is seeking an exemption from the Total Fire Ban provisions of the Bush Fires Act. FESA will approve the exemption subject to input from Local Government.

Background

Prior to the introduction of the 2009 Legislation local government Harvest bans would control activities on agricultural and pastoral land.

A copy of the draft exemption and the request from Evolution Mining's Edna May Operations is included in the attachment.

Comment

The proposed approach is consistent with that used for other major mining projects.

Statutory Environment

The Minister has the power to provide exemptions from Section 22B and Section 46 of The Bush Fires Act 1954.

22B. Lighting of fires prohibited during total fire ban

(1) Subsection (2) —

(a) has effect subject to subsection (4) and sections 22C and 64 and any exemption provided for in the regulations but despite any other provision of this Act; and

(b) applies —

(i) in the period during which; and

(ii) in the area of the State in respect of which, a total fire ban has effect.

(2) A person must not —

(a) light, maintain or use a fire in the open air; or

(b) carry out an activity in the open air that causes, or is likely to cause, a fire. Penalty: a fine of \$25 000 or imprisonment for 12 months, or both.

(3) Without limiting subsection (2), a person commits an offence under that provision if the person —

(a) uses in the open air an appliance that consumes solid fuel; or

(b) carries out in the open air any process or operation that is specified in regulations made under section 27A(1)(a)(ii) as being a process or operation likely to create a bush fire danger; or

(c) carries out in the open air an activity that is prescribed by the regulations for the purposes of this subsection.

(4) Subsection (2) —

(a) does not prohibit the use of a gas appliance as authorised under section 25(1aa); and

(b) does not apply to an activity, or in circumstances, prescribed by the regulations for the purposes of this subsection.

[Section 22B inserted by No. 25 of 2009 s. 7.]

46. Bush fire control officer or forest officer may postpone lighting a fire

(1)(a) Notwithstanding any other provision of this Act —

(i) subject to the provisions of the next succeeding paragraph a bush fire control officer, or the local government in whose district the land is situated may prohibit, or from time to time postpone the lighting of a fire, where in his or its opinion the fire, if lit, would be or become a source of danger by escaping from the land on which it is proposed to be lit;

(ii) where a fire is burning on land and the bush fire control officer or the local government as the case may be is of the opinion that the fire is in danger of escaping from that land, he or it may direct that all reasonable steps be taken by the owner or occupier of the land to extinguish the fire or to prevent the fire from spreading.

(b) Where it is proposed to light a fire within 3 kilometres of a boundary of forest land, an authorised CALM Act officer may exercise the powers conferred by the last preceding paragraph to the exclusion of the exercise of those powers by a bush fire control officer or the local government but if an authorised CALM Act officer fails to exercise the powers a bush fire control officer or local government may exercise those powers.

(2) A person who lights a fire contrary to the provisions of this section or who fails to carry out any direction given to him pursuant to this section is guilty of an offence.

Penalty: \$10 000.

(3) If, as a result of the exercise of any power conferred by subsection (1), a person, who has paid a fee to a local government for a permit to light a fire, is precluded from doing so in such circumstances that the permit is of no use to him the local government shall, on being requested to do so, refund the fee to him.



Policy Implications

Nil



Strategic Implications

The proposed exemption relieves some responsibility that might otherwise fall to the CBFCO.



Financial Implications

Nil



Voting Requirements



Simple Majority



Absolute Majority

OFFICER RECOMMENDATIONS

That Council endorses the proposal by FESA to exempt Evolution Mining's Edna May Operations from the Total Fire Ban Provisions of the Bush Fires Act 1954 until 30 June 2019.

RESOLUTION

Moved:

Cr Jefferys

Seconded:

Cr Corsini


10/04-17

That Council endorses the proposal by FESA to exempt Evolution Mining's Edna May Operations from the Total Fire Ban Provisions of the Bush Fires Act 1954 until 30 June 2019.

CARRIED 5/0

9.1.8 DIFFERENTIAL RATES

Responsible Officer:	Jamie Criddle, CEO	
Author:	Jamie Criddle, CEO	
File Reference:		
Disclosure of Interest:	Nil	
Attachments:	Nil	
Signature:	Officer	CEO



Purpose of the Report

Executive Decision

Legislative Requirement

Summary

Council is requested to support the differential rates in the dollar and minimums proposed for the 2017/2018 financial year, and advertise the proposed rates for a 21 day comment period. Council are required to seek Minister approval for proposing to impose a Mining GRV differential rate that is more than twice the lowest rate.

Background

In accordance with sections 1.7 and 6.36 of the Local Government Act 1995, Council is required to give local public notice of the intention of Council to impose differential rates, or a minimum payment under a differential rate category.

Local public notice includes publishing in a newspaper circulating in the district, exhibiting on the notice board of the local government office, and exhibiting on the notice board of the library inviting submissions in respect of the following information, for a minimum of 21 days;

- 1) Details of each rate or minimum payment the local government intends to impose,
- 2) Invitation for submissions to be made in respect of the proposed rate or minimum payment and any related matters.

It is recommended that Council advertise an average 5% rate increase from the 2017/2018 financial year.

Community / Stakeholder Consultation:

An advertisement on the 3rd May 2017 will be included in the public notice section of the Newspaper circulated in the district. The community will have 21 days to make submissions. (31st May 2017)

Comment

The Local Government Act 1995 provides for Councils to levy rates to fund the estimated annual budget deficiency for the forthcoming financial year.

The estimated budget deficit for the 2017/2018 financial year has not yet been finalised, as the detailed budget estimates covering various expense and revenue items are currently being prepared. At present, the amount required from rates to fund the outcomes of the draft budget is in excess of the rate increase proposed of 5%. Staff are revising the draft budget and service levels and are looking at all avenues to reduce the gap, including alternative revenue sources.

In the past Council has adopted rates that are more than twice the minimum differential rate and must therefore seek Ministerial approval, as required by the provisions of the Local Government Act 1995. The Department of

Local Government has been scrutinising Council's differential rating strategy each year and may request modifications to be made, if they are not satisfied that the rating strategy is fair and equitable.

It must be understood the purpose of this Agenda Item is to set an estimated Differential Rate so a request can be sent to the Minister after advertising and seeking submissions from the electorate. Invariable the actual rate amount set may differ from the estimate once the valuations have been received from Landgate for the next financial year. However the legislations allows these rate in dollar amounts to be adjusted to reflect the actual valuations by making notation in the Shires Adopted Budget and on the Rate Notices sent out. Such notation is to explain the reason for the difference between the advertise Differential Rate and that impose being due to valuation adjustments from Landgate. The actual Rate Revenue raised will not differ significantly.

The table below shows the rate categories for 2016/2017 and the rate in cents and minimum amounts; GRV Rate Category:

Category	Rate in the \$	Minimum Rate \$
GRV General	5.4284	355.00
GRV Mining	14.5284	355.00

Statutory Environment

Under section 6.36 of the Local Government Act 1995, Council is required to give local public notice of the intention of Council to impose differential rates, or a minimum payment under a differential rate category. Local public notice includes publishing in a newspaper circulating in the district, exhibiting on the notice board of the local government office, and exhibiting on the notice board of the library inviting submissions in respect of the following information, for a minimum of 21 days;

- Details of each rate or minimum payment the local government intends to impose,
- Invitation for submissions to be made in respect of the proposed rate or minimum payment and any related matters.

Policy Implications

Nil

Strategic Implications

Nil

Financial Implications

The Shire's principle source of income is through rates. It is an essential part of the budget process that the Council consider the level of rates that need to be raised in the context of funding the annual budget. It must also be noted that as other income, such as fees and charges are fixed by external legislation, there is very little scope for the Shire to increase this revenue source to keep up with the rising costs of service provision, therefore, these increasing costs must be borne by increases in rates.

The Shire has until 31 August each year to adopt the Annual Budget, as the Shire is a growing organisation and as such we are heavily reliant on receiving rates income to fund our operations, including salaries. With this in mind, setting the level of rates for advertising and allowing the adoption of the annual budget in June, after the close of the advertising period, is a very high priority to enable rates notices to be issued. The Shire prepares its cash flow based on starting to receive rate payments in late August each year.



Voting Requirements



Simple Majority



Absolute Majority

OFFICER RECOMMENDATIONS

That Council:

It is recommended that:

1. Support the following differential rates in the dollar and minimum payments for the GRV and UV rated properties, subject to finalisation of the 2017/2018 draft budget:

<i>Category</i>	<i>Rate in the \$</i>	<i>Minimum Rate \$</i>
GRV General	5.6998	355.00
GRV Mining	15.2548	355.00

2. Seek the Minister for Local Government's approval to impose differential general rates more than twice the lowest rate; and
3. That Council publicly advertises its intention to impose differential rates, pursuant to section 6.36 (1) of the Local Government Act 1995 and invites public submissions for a period of twenty one days; and
4. That Council consider any submissions in respect of imposition of differential rates as part of the 2017/2018 Budget deliberations.

RESOLUTION

Moved: Cr Hermon

Seconded: Cr Huxtable

11/04-17 That Council:

It is recommended that:

1. Support the following differential rates in the dollar and minimum payments for the GRV and UV rated properties, subject to finalisation of the 2017/2018 draft budget:

<i>Category</i>	<i>Rate in the \$</i>	<i>Minimum Rate \$</i>
GRV General	5.6998	355.00
GRV Mining	15.2548	355.00

2. Seek the Minister for Local Government's approval to impose differential general rates more than twice the lowest rate; and
3. That Council publicly advertises its intention to impose differential rates, pursuant to section 6.36 (1) of the Local Government Act 1995 and invites public submissions for a period of twenty one days; and
4. That Council consider any submissions in respect of imposition of differential rates as part of the 2017/2018 Budget deliberations.

CARRIED 5/0

9.2 COMMUNITY AND REGULATORY SERVICE

NIL

9.3 WORKS AND SERVICE

NIL

9.4 ENVIRONMENTAL HEALTH, PLANNING AND BUILDING SERVICES

NIL

Council are now at the stage where the road is complete and awaiting final seal. Funding was not due until the 2017/18 financial year, but the CEO has been able to negotiate with Main Roads to bring the funding forward to this financial year to get a seal on the roadworks to protect the current works.



Comment

The additional funding sought is in the vicinity of \$178,472 from Main Roads with a one third contribution of \$89,236 from Council equating to final project cost of \$267,708. It is not expected that Council will spend anywhere near that amount to complete the project.

Two coat bitumen approx.	\$73,000.00
Hotmix intersections approx.	\$45,000.00
Gravel, signs, white lining.	<u>\$22,000.00</u>
	<u>\$140,000.00</u>

Council's one third component equates to **\$46,666.00**. As this amount is not budgeted for, management would like to reallocate the funds allocated to the white lining jobs on RPF, Leach, Shreeve & Weston/Carrabin Roads which will not occur in this financial year.

This amount is **\$47,000.00**.

Any additional amounts can be held over and budgeted for in the 2017/18 financial year.



Statutory Environment

Local Government Act 1995



Policy Implications

Council does not have a policy in relation to this matter.



Strategic Implications

Nil

Financial Implications

Costs associated with the dedication of the road will relate to administration, staff time and advertising fees and are funded via Stage 1 Black Spot Application (received).

Costs relating to the development of road are currently being funded via Stage 2 & 3 Black Spot Application.

Voting Requirements

Simple Majority

Absolute Majority

OFFICER RECOMMENDATIONS

That Council:

1. Endorse the Chief Executive Officers actions in seeking the final (stage 3) funding to be bought forward for Carrabin Black Spot so that final seal can take place to protect the existing works.
2. In endorsing the above recommendation, approve the following Budget amendment:
Reallocate \$47,000 funding from account 12105 (BSPLM) – Line Marking
to account 12105 (BSP03) – Black Spot Construction - Carrabin Siding Road.

RESOLUTION

Moved: Cr Hermon

Seconded: Cr Huxtable

13/04-17

That Council:

1. Endorse the Chief Executive Officers actions in seeking the final (stage 3) funding to be bought forward for Carrabin Black Spot so that final seal can take place to protect the existing works.
2. In endorsing the above recommendation, approve the following Budget amendment:
Reallocate \$47,000 funding from account 12105 (BSPLM) – Line Marking to account 12105 (BSP03) – Black Spot Construction - Carrabin Siding Road.

CARRIED 5/0


Jamie Criddle, Chief Executive Officer declared an interest in item 11.2 Renaming of Egg Rock Road & Kaolin Street as he is a descendant of the Smith family.

Moved: 14/04-17	Cr Hermon That Council agrees to allow Jamie Criddle, Chief Executive Officer to participate in the meeting discussion relating to item 11.2 Renaming of Egg Rock Road & Kaolin Street.	Seconded: Cr Corsini
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CARRIED 5/0

11.2 RENAMING OF EGG ROCK ROAD & KAOLIN STREETS

Responsible Officer:	Jamie Criddle, CEO
Author:	Jamie Criddle, CEO
File Reference:	D3.1.1
Disclosure of Interest:	Jamie Criddle, descendant of the Smith family
Attachments:	Nil
Signature:	Officer CEO



Purpose of the Report

Executive Decision

Legislative Requirement

Summary

To advise Council of the proposal to change two (2) roads within the Shire of Westonia, being Egg Rock Road & Kaolin Street (east of the townsite boundary).

Background

Several requests have been made to Council over a long period of time in relation to two separate road name changes for two very prominent families of the Westonia District. These changes are suggested to honour the pioneering efforts and contributions to the Westonia community by the Smith (Egg Rock Road) and Della Bosca families (Kaolin Street).

The Smith family, descendants of Sidney & Margaret Smith originally took up selection of Yilgarn Location 314 in 1926 and have been farming in the district since that time (91 years).

The Della Bosca family descendants of Pip & Elsie Della Bosca originally took up selection of Yilgarn Location 103, 104 in 1946, after leasing the land for several years prior and have been farming in the district since that time (71 years).

Comment

The Geographical Names Committee of the Department of Land controls the naming of roads and an excerpt from their policies and Standards booklet on naming amendments is reproduced below:

2.3 Name duplication

There shall be no road name duplication within a local government, regardless of any differences of road types. All road name submissions must conform to all of the mandatory policies outlined in Section 1: Policy 1.6.

2.3.1 Existing duplicated or similar sounding names

Road names submitted for approval cannot be:

- homonymous, e.g. similar in spelling to an existing road name

- similar in sound to an existing road name
- in the same locality as an existing road name
- in an adjoining locality
- in the same Local Government area
- duplicated more than six times in the metropolitan area, three north and three south of the Swan River
- duplicated more than fifteen times within Western Australia
- less than 10km from the existing duplication in the metropolitan area
- less than 50km from an existing duplication in rural areas

These exclusions shall also apply to similar sounding or written names, and to those within similar sounding suburbs even if they are more than 10km away e.g., Forrestfield / Forrestdale, Woodbridge / Woodridge, Fremantle / East Fremantle etc.

Road name duplication should be avoided in adjoining Local Governments.

2.4 Naming amendments

Road names are intended to be enduring. The renaming of any road is discouraged unless there are good reasons for a change of name.

Reasons that may be considered in support of a name change are:

- redesign of a road layout
- changed traffic flow
- mail delivery problems
- the misspelling of a name in the original application
- name duplication issues
- property street addressing issues

Renaming shall be necessary when a road is made into a cul-de-sac, resulting in two or more separated sections of road. Such separations can cause difficulties for emergency services and the delivery of other services to the area. The renaming of a portion of separated road may also be used to solve address numbering problems.

Where a change to the name of a road is proposed, the new name selected shall conform to all the necessary naming policies and standards.

For regional roads the change of name must have broad community support, and for local roads, there must be majority support from the affected land owners and residents.

The requirements of emergency services for clear, unambiguous road naming shall also be a consideration.

Proposals normally require the support of local government, but the Minister is the final authority in all such matters.

Submissions for road name changes deemed to be non-essential or unnecessary shall incur a service charge.

1.4.2 Use of personal names

Requests to approve names that commemorate, or that may be construed to commemorate, living persons will not be considered. Community attitudes and opinions may change over time and as a result any requirement to rename may lead to confusion and be costly to process.

The approval of a name to commemorate an individual will only be considered if:

- such application is in the public interest
- there is evidence of broad community support for the proposal
- the person has been deceased for at least two (2) years
- the applicant requesting the new name is not an immediate relative, written permission of the family should be obtained
- the person being honoured by the naming has had either some direct and long-term association, twenty (20) or more years, with the feature
- has made a significant contribution to the area in which it is located
- the proposal commemorating an individual with an outstanding national or international reputation has had a direct association with the area in which it is to be located.
- The following will not be considered as appropriate grounds for a commemorative naming request:
- current or recent ownership of the land
- precedence of existing names
- recent or ongoing public service within all levels of government
- no direct association with the area.

A commemorative name applied to an administrative boundary or road shall only use the surname of a person and shall not include the first or given names.

Commemorative names applied to a topographical feature may have the first name and surname of a person, however each submission will be assessed on its own merits and precedence may not be used as grounds for support.

Use of nicknames, epithets or informal names

The use of nicknames or other informal names may also be used but only in combination with the surname e.g. Snow Bennett Park. The approval of such names will be at the GNC's discretion as the preference is for only the surname to be used. The use of elongated names such as Harold 'Snow' Bennett Park will not be considered.

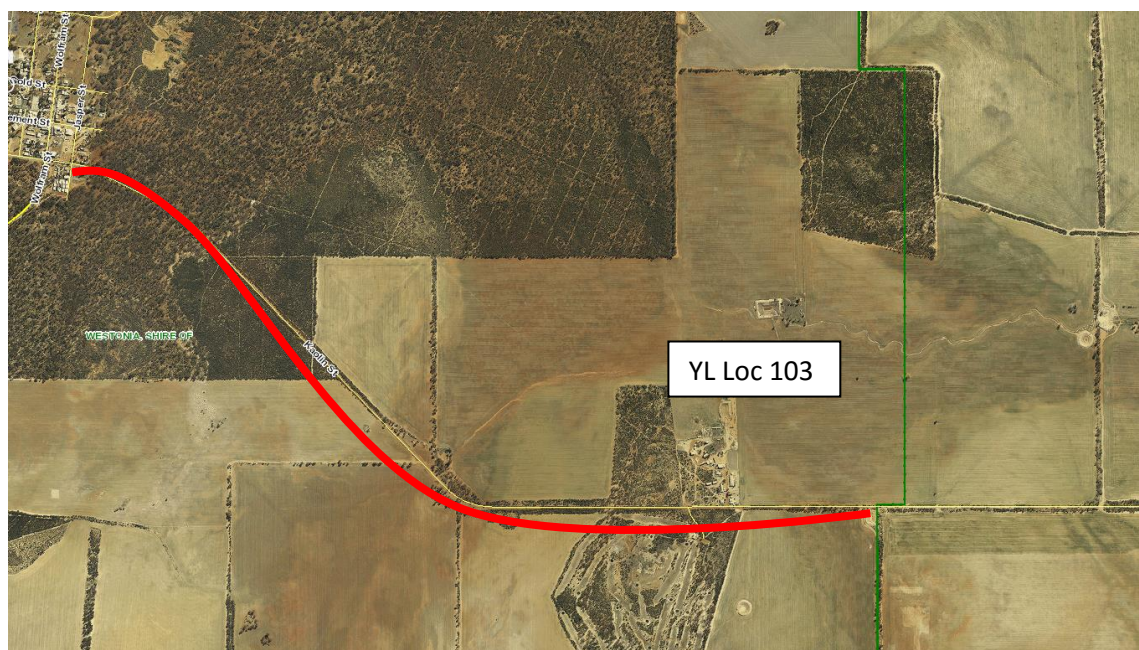
Kaolin Street

Several attempts have been made in the past, to have Kaolin Street changed to Della Bosca Road, but with no luck due to the fact that there is already a Della Bosca Road within a 50km radius. *(As Per mandatory policies outlined in Section 1: Policy 1.6).*

After speaking to Ross Della Bosca, and the confusion that Kaolin Street brings, he suggested that we apply to have the name changed to **"Cesarino Road"**, after his father Cesarino Joseph Della Bosca or "Pip" as he was known locally.

As well as contributing significantly to the community as a Councillor for 38 years, he was also heavily involved in a number of community projects, most significantly with the construction of the Westonia Swimming Pool. As stated below, the Della Bosca Family originally took up Yilgarn Location 103.

No one other than the Della Bosca's reside on this road.



Egg Rock Road

The Smith family as farming pioneers have requested on numerous occasions to have a road named in their families honour but there did not seem to be any appropriate roads to suggest that did not already have a significant family attachment or destination attached to it. After doing some research, it was identified that the original block taken up by the Smith family descendants was Yilgarn Location 314 (where Malcolm Nicoletti currently resides), which is located on the corner of Egg Rock Road and Boodarockin Road.

Currently residing on Daddow Road, there is simply no way that this pioneering name would or should be renamed, so the closest road with less local significance and seemingly more significance to the Smith family is Egg Rock Road as stated below. No one physically resides on this road, Malcolm Nicoletti uses Boodarockin Road as



This report is seeking Council's 'in-principle' support to initiate road renaming through a public consultation process on the following roads:

- Kaolin Street east of the town boundary to the shire boundary to **"Cesarino Road"**.
- Egg Rock Road from the tank east to the Shire boundary (McDowall Road)

The final decision therefore for any road name change rests with the Minister for Lands, upon advice from Landgate's Geographic Names Committee and the Department of Lands.

Statutory Environment

Geographic Names Committee Guidelines

Land Administration Act 1997

Section 26 of the Land Administration Act provides the local government power to initiate road renaming through a public consultation process. Following consultation the local government can then resolve to rename a road through a formal request to Minister of Lands through Landgate.

Policy Implications

Council does not have a policy in relation to this matter.

Strategic Implications

Nil.

Financial Implications

There are no financial implications in relation to this matter.

Voting Requirements



Simple Majority



Absolute Majority


OFFICER RECOMMENDATIONS

That Council: agrees to 'in-principle' support to initiate road renaming through a public consultation process as per the Geographic Names Committee Guidelines on the following roads:

- Kaolin Street east of the town boundary to the shire boundary to **"Cesarino Road"**.
- Egg Rock Road from the tank east to the Shire boundary (McDowall Road)

11.3 WESTONIA AIRSTRIP

Responsible Officer:	Jamie Criddle, CEO	
Author:	Jamie Criddle, CEO	
File Reference:		
Disclosure of Interest:	Nil	
Attachments:	Nil	
Signature:	Officer	CEO



Purpose of the Report

Executive Decision

Legislative Requirement

Summary

Possible dedication of Westonia Airfield to recognize the Della Bosca family.

Background

Back in August 2001, Council entered into a lease agreement with Mr. Ross Della Bosca to lease a portion of his land located on Yilgarn Location 273 which equates to approximately 10 hectares of land. The initial lease was signed for a period of 5 years, which has since been extended.

Council resolved in April 2013 to investigate the possibility of obtaining the land associated with the Westonia Airstrip from Mr Della Bosca. These negotiations have commenced with initial surveying work carried out and costings obtained to continue the process.

Resolution

10-04/13 Moved Cr Cunningham, seconded Cr Hermon that Council:

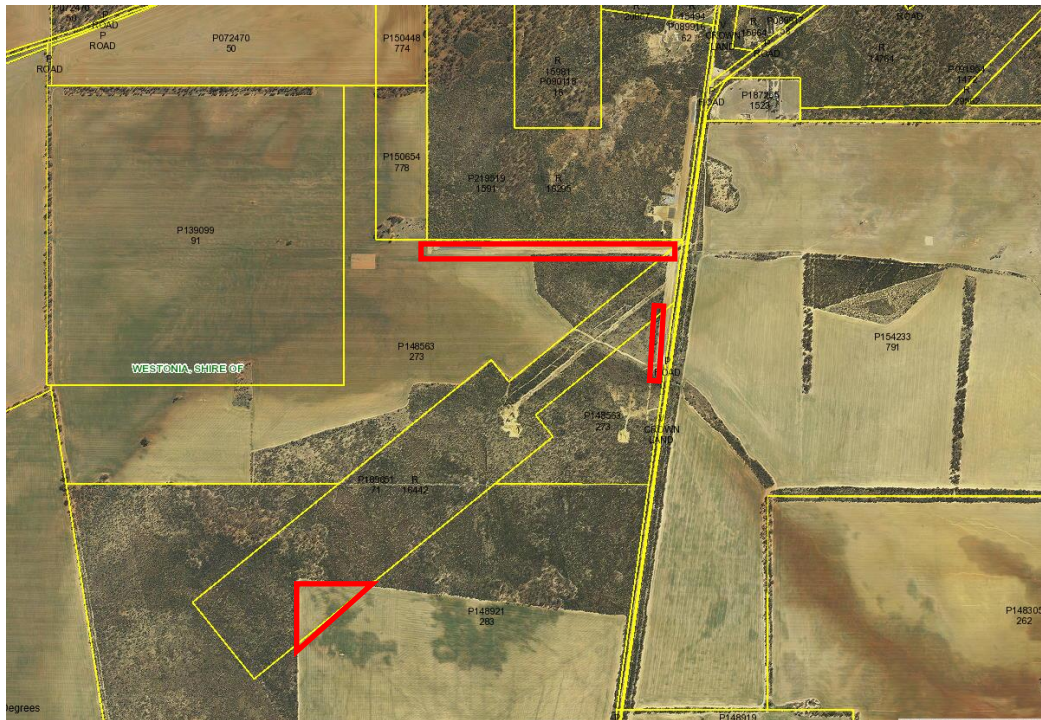
- 1. Authorise the back payment of the lease agreement for the Westonia Airstrip.**
- 2. Renegotiate the current lease on the property for a period of (2) years.**
- 3. Investigate the possibility of obtaining the land associated with the Westonia Airstrip from Mr Della Bosca.**

Carried 6/0

Comment

In a separate issue from the lease and possible purchase of the associated airstrip, Management would like to request the possible dedication of the Airstrip/Airport to the Della Bosca family, Pip, Elsie and family for initially supplying the land and set up of the original airstrip in Westonia.





Statutory Environment

Nil

Policy Implications

N/A

Strategic Implications

N/A

Financial Implications

Surveying costs are in the vicinity of \$6,500.00, plus negotiation of purchase of land.

Voting Requirements

Simple Majority

Absolute Majority

OFFICER RECOMMENDATIONS

That Council:

1. Continue negotiations with the Della Bosca family in relation to surveying the additional airstrip land off, with the option to purchase in the future;
2. Consider the request to dedicate the Westonia Airstrip/Airport to the Della Bosca family, Pip, Elsie and family for initially suppling the land and set up of the original airstrip in Westonia.

RESOLUTION

Moved: Cr Hermon

Seconded: Cr Corsini

16/04-17


That Council:

1. Continue negotiations with the Della Bosca family in relation to surveying the additional airstrip land off, with the option to purchase in the future;
2. Dedicate the Westonia Airstrip/Airport to the Della Bosca family, Pip, Elsie and family for initially suppling the land and set up of the original airstrip in Westonia.

CARRIED 5/0

11.4 TOWN PLANNING SCHEME

Responsible Officer:	Jamie Criddle, CEO
Author:	Jamie Criddle, CEO
File Reference:	
Disclosure of Interest:	Nil
Attachments:	Nil
Signature:	Officer CEO



Purpose of the Report



Executive Decision



Legislative Requirement

Background

Council discussed the possibility of implementing a Town Planning Scheme for the Westonia townsite as one currently does not exist.

A Town Planning Scheme has not previously been in place due to the towns size and the uncertainty of the future of the Townsite /Shire in relation to amalgamations.

Comment

Several issues have been raised in the past couple of years, which could quite easily have been resolved with a Town Planning Scheme in place.

It would also take a lot of pressure off staff and management and give more finite guidance in relation to planning issues.

Statutory Environment

Planning and Development Act 2005

Planning and Development (Local Planning Schemes) Regulations 2015

Policy Implications

N/A

Strategic Implications

N/A

Financial Implications

Nil at this stage, investigations will reveal true cost of TPS if required.

Voting Requirements



Simple Majority



Absolute Majority

OFFICER RECOMMENDATIONS

That Council instruct the Chief Executive Officer to investigate the cost of implementing a Town Planning Scheme for the Westonia Townsite.

RESOLUTION

Moved: Cr Huxtable

Seconded: Cr Corsini

17/04-17

That Council instruct the Chief Executive Officer to investigate the cost of implementing a Town Planning Scheme for the Westonia Townsite and report back to Council:

CARRIED 5/0

12 DATE AND TIME OF NEXT MEETING

The next ordinary meeting of Council will be held on Thursday 18 May 2017 commencing at 3.30pm

13 MEETING CLOSURE

There being no further business the President, Cr Day declared the meeting closed at 5.55pm