

Notice of Meeting



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Dear Councillor

The next Ordinary meeting of Council will be held on Wednesday, 20 July 2011 in the Council Chambers, 17 Queen Street, Pingelly commencing at 1.00pm.

Pumphreys Bridge CWA will be providing dinner.

Schedule

12.00 noon	Lunch / Corporate Discussion
12.00 noon	Bauxite Alumina –briefing
1.00pm	Council Meeting
6.30pm	Dinner

A handwritten signature in black ink, appearing to read 'M.G. Oliver'.

M.G. (Mick) Oliver
Chief Executive Officer

14 July 2011

DISCLAIMER

No responsibility whatsoever is implied or accepted by the Shire of Pingelly for any act, omission or statement or intimation occurring during Council/Committee meetings or during formal/informal conversations with staff. The Shire of Pingelly disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during Council/Committee meetings or discussions. Any person or legal entity that act or fails to act in reliance upon any statement does so at the person's or legal entity's own risk.

In particular and without derogating in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a licence, any statement or limitation of approval made by a member or officer of the Shire of Pingelly during the course of any meeting is not intended to be and is not taken as notice of approval from the Shire of Pingelly. The Shire of Pingelly warns that anyone who has an application lodged with the Shire of Pingelly must obtain and only should rely on WRITTEN CONFIRMATION of the outcome of the application, and any conditions attaching to the decision made by the Shire of Pingelly in respect of the application.

MISSION STATEMENT

To grow, develop and improve while maintaining our caring rural community

Evaluation Thought Starters

- What do we want to do?
- Why do we want to do it?
- Is there are clear justifications for the project:
 - Is there a need
 - Is there an expectation
 - Is there a long term goal
- When do we want to do it?
- How will we cover the cost of doing it?
 - Is there funding?
 - Do we have cash to pay for it?
 - Who can we ask for assistance?
- Will there be any internal and external impacts on the centre? Risk assessment – is there a need for a risk management plan?
 - If we decide to go ahead with the project:
 - Who will oversee it - manage it?
 - Will we delegate it to anyone or a group to do to do?
 - Who will do the budget?
 - Are there stakeholders to consider? If so how will we communicate with them?
 - Step by step - time line
 - When
 - Where
 - How
 - Who
- Completion of the project.
 - How will we know we have achieved our goal?
 - How will we measure success of the project?
 - Will it need acquitting?

SHIRE OF PINGELLY

Agenda for the Ordinary Meeting of Council to be held in the Council Chambers, 17 Queen Street, Pingelly on Wednesday, 20 July 2011 – commencing at 1.00pm.

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1. OPENING & ANNOUNCEMENTS

The Chairman to declare the meeting open.

2. APOLOGIES & APPROVED LEAVE OF ABSENCE

3. DISCLOSURES OF INTEREST

The *Local Government Act* (Section 5.60 – 5.62) provides that it is the Councillor's obligation to declare an interest if they believe that they have a financial interest, proximity interest, closely associated persons interest or an interest affecting impartiality in a matter being discussed by Council.

The Act provides that the interest may be declared in writing to the CEO prior to the meeting or declared prior to discussion of the agenda item at the meeting. Forms for this purpose are available to Councillors.

The Act further provides that the extent of the interest needs to be declared if the Councillor seeks to remain in the Chamber during the discussion, debate or voting on the item.

A Councillor declaring a financial or proximity interest must leave the meeting prior to the matter being discussed or voted on (including the question as to whether they are permitted to remain in the Chamber). Councillors remaining in the Chamber may resolve to allow the member to return to the meeting to participate in the proceedings.

4. PUBLIC QUESTION TIME

5. APPLICATIONS FOR LEAVE OF ABSENCE

6. CONFIRMATION OF MINUTES AND REPORTS

6.1 Ordinary Meeting – 15 June 2011

Statutory Environment:

Section 5.22 of the *Local Government Act* provides that minutes of all meeting to be kept and submitted to the next ordinary meeting of the council or the committee, as the case requires, for confirmation.

Voting Requirements: Simple Majority

Recommendation:

That the Minutes of the Ordinary Meeting of the Council of the Shire of Pingelly held in the Council Chambers on 15 June 2011 be confirmed.

6.2 Sports & Recreation Committee Meeting – 11 July 2011

Statutory Environment:

Section 5.22 of the *Local Government Act* provides that minutes of all meeting to be kept and submitted to the next ordinary meeting of the council or the committee, as the case requires, for confirmation.

Voting Requirements: Simple Majority

Recommendations:

That the Minutes of the Sports & Recreation Committee Meeting of the Shire of Pingelly held in the Council Chambers on 11 July 2011 be received.

7. TECHNICAL SERVICES

7.1 Road Names – Tanners Road / O'Brien Road

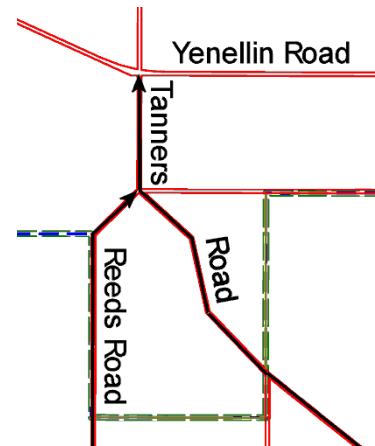
File Reference: 14.00.05
Location: Pingelly
Applicant: Shire of Pingelly
Author: M.G. Oliver, Chief Executive Officer
Date: 14 June 2011
Disclosure of Interest: Nil
Attachments: Nil

Summary:

Council to consider the name of Tanners Road/O'Brien Road.

Background:

Landgate has advised that Tanners Road commences on Yenellin Road. Currently, road name signs indicate that O'Brien Road commences on Yenellin Road and changes to Tanners Road at the intersection with Reeds Road.



Comment:

A determination will allow the records or signage to be corrected.

Consultation: Nil

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications: Nil

Strategic Implications: Nil

Voting Requirements: Simple Majority

Recommendation:

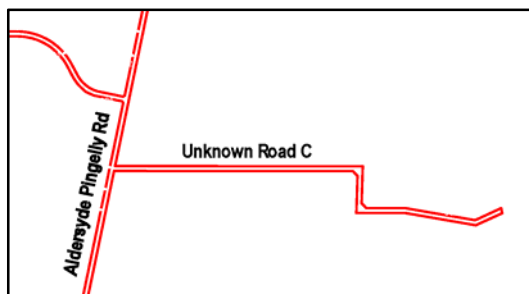
That Council determine the direction in relation to the correct naming of Tanners Road/O'Brien Road.

7.2 Road Names – Unknown Road C

File Reference: 14.00.05
Location: Pingelly
Applicant: Shire of Pingelly
Author: M.G. Oliver, Chief Executive Officer
Date: 3 July 2011
Disclosure of Interest: Nil
Attachments: Nil

Summary:

Council to re-consider a name of Unknown Road C.



Background:

In April 2011 Council resolved to request the naming of Unknown Road C (0.58km commencing from Aldersyde Pingelly Rd and terminating at Reserve 28751) be named "Gee Road" after James Percy (Jim) Gee, a past owner of the adjoining land. It was established that Jim Gee was an electrician prior to purchasing the property and returned to the trade after its sale. It is understood that subsequently he moved to the Northampton region.

Comment:

Landgate has determined that a James Percy Gee is a current property owner.

Landgate's Policy prevents roads being named after living people.

Landgate notes that William Julius Landt owned the property in the early 1900s followed by William Jackson then George Ebenezer Bury. All of these would be suitable.

Consultation:

Landgate

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications: Nil

Strategic Implications: Nil

Voting Requirements: Simple Majority

Recommendation:

That Council determine a name for Unknown Road C for submission to Landgate.

7.3 Plant Replacement Program

File Reference: 11.01.05
Location: Pingelly
Applicant: Shire of Pingelly
Author: Wayne Jolly, Manager of Works
Date: 14 July 2011
Disclosure of Interest: Nil
Attachments: Draft Plant Replacement Program

Summary:

Council to consider the draft Plant Replacement program.

Background:

There has not been a Plant Replacement Program for some years. A Program will be beneficial to Council to plan for and monitor the plant replacement.

A draft Plant Replacement Program has been prepared for the major items of plant which incur plant operation and depreciation costs. The draft includes the estimated changeover time and costs with the annual depreciation costs and Plant Replacement Reserve funds factored in.

Comment:

Some plant is already well past replacement date.

The Plant Replacement Program could be altered as required to maintain the financial requirements.

I believe that it is essential and cost saving to maintain plant at high levels and once plant is brought to a level and kept at that level, it reduces plant repair cost, reduces changeover costs which boost production outputs.

Consultation: Nil

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications: Nil

Strategic Implications:

Upgrade of plant

Voting Requirements:

Simple Majority

Recommendation:

That the draft Plant Replacement Program be adopted.

8. COMMUNITY SERVICES

8.1 Recreation Vehicles (RVs) Parking

File Reference: 03.05.02
Location: Shire of Pingelly
Applicant: Cr Lange
Date: 20 May 2011
Author: M.G. Oliver, Chief Executive Officer
Disclosure of Interest: Nil
Attachments: Nil
Previous Reference: Item 8.2 – 15 June 2011

Summary:

Background:

At the May 2011 Corporate Discussion session Cr Lange requested discussion on the need for RV parking – do we have designated areas? The magazine (Campervan and Motorhome) will advertise the places and it would also go into their travel book with the camping places listed either by GPS – longitude/latitude or by mileage and road names. Their code is to “leave no trace” so we would not have to provide bins. Suggest Kulyaling Road east, entrances to Pingelly?

At the June Council meeting Council was advised that Western Australian legislation does not differentiate RVs from other vehicles but does differentiate between camping in vehicles, (RVs, caravans, cars) as opposed to other (tents, swags).

Legislation allows camping for up to 24 hours in a vehicle (RVs, caravans, cars) in roadside rest areas or, in an emergency, on the road reserve (unless it creates a hazard).

The Kulyaling picnic site, off Kulyaling Rd (Reserve 38613 lot 58) is vested in the Shire of Brookton (for the purpose of “Park”) and hence outside the Shire of Pingelly’s control. It is noted that the site is used for camping with the normal accumulation of rubbish (despite a rubbish bin being provided).

The other sites discussed on the north and south entrances to Pingelly fall under the control of Main Roads WA – who have been asked to advise.

Brookton has not registered as an RV Friendly town however Pingelly is.

Council resolved that the issue lay on the table pending receiving the advice from Main Roads WA.

Main Roads WA has now advised that the whilst Main Roads policy and standards for the provision of rest areas on Main Roads is currently under review, this area is unlikely to change. The Main Roads Policy currently provides:

SHORT BREAK REST AREAS

Short break rest areas are provided for motorists to take short breaks from travelling. These are to have:

- an all weather surface for areas provided for motor vehicles;
- a table and seating;
- shade (constructed shelter if tree shade is not available); and
- litterbins.

Where practical, a separate area for heavy vehicles is to be provided within the rest area.

Other facilities that may be provided are:

- Water,
- Barbeques,
- Telephone,
- Acceleration and/or deceleration lanes.

All provided facilities are to be accessible by people with disabilities.

Rest areas may be located on land controlled by others, subject to the landowner's written agreement.

The spacing between a short break rest area and another rest area (including 24 hour rest areas) or towns/roadhouses is to be approximately 60 to 90 km for Inner Zone areas; and 80 to 120 km for Outer Zone areas. A tolerance of 5km is allowed to ascertain suitable locations.

At short break rest areas (and other stopping places that do not have toilets), where there is evidence of camping occurring for more than 4 hours in any one day, may have a "No Camping" drop-tag sign installed under the rest area position sign at the discretion of the Regional Manager

24 HOUR REST AREAS

'24 hour' rest areas are provided for motorists to take a long break from travelling of up to 24 hours. '24 hour' rest areas may either be established within existing or designed as new rest area purposely built for motorist planning to rest for up to 24 hours. Those facilities shall not be combined with parking bays, information bays and commercial roadside stopping areas. In addition to the requirements of short break rest areas, '24 hour' rest areas are to:

- Have unisex toilets (suitable for disabled) and appropriate signage saying 24 hour camping permitted.
- Be at least 200m from any residence; and
- Be away from establishments providing fully serviced or self-contained overnight accommodation by at least 50km state-wide.

The spacing between a 24 hour rest area and another 24 hour rest area or towns/roadhouses is to be approximately 120 to 180 km for Inner Zone areas; and 160 to 240 km for Outer Zone areas. A tolerance of 5km is allowed to ascertain suitable locations.

Main Roads has advised that it is not able to provide approval for a 24 hour rest area (as defined) anywhere between Pingelly and Brookton as this would not meet the 50km criteria. Further, that currently Main Roads makes no distinction between camping in an RV or any other form of camping in Main Roads controlled rest areas. This may be addressed as part of the review.

Comment:

Effectively, legislation and policy preclude RV camping sites from roadsides within the Shire of Pingelly.

Consultation:

Shire of Brookton, Main Roads WA.

Statutory Environment:

In Part 2 of the Caravan Parks and Camping Grounds Regulations 1997 regulation 8A provides the definition of 'camp' when used as a verb, includes to camp in a vehicle.

Regulation 10 provides that a person may camp only –

- (a) at a site in a caravan park or camping ground, as appropriate, licensed under the Act; or
- (b) in accordance with regulation 11.

Regulation 11(1) provides that a person may camp –

- (a) for up to 3 nights in any period of 28 consecutive days on land which he or she owns or has a legal right to occupy, and may camp for longer than 3 nights on such land if he or she has written approval under sub regulation (2) (refers to the Local Government Authority or the Minister) and is complying with that approval;
- (b) for up to 24 consecutive hours in a caravan or other vehicle on a road side rest area;
- (c) for up to 24 consecutive hours in a caravan or other vehicle on a road reserve in an emergency, unless to do so would cause a hazard to other road users or contravenes any other written law with respect to the use of the road reserve

Also, (3) in this regulation provides that:

'emergency' means a situation where to move the caravan or other vehicle to a more suitable area would constitute an immediate and serious hazard due to the condition of the caravan or other vehicle, or a vehicle towing the caravan, or of the driver, or passengers, of any such vehicle;

'road side rest area' means an area designated by a traffic sign erected in accordance with a written law, as an area which may be used for 24 hours for –

- (a) resting;
- (b) stopping; or
- (c) camping,

Policy Implications: Nil

Financial Implications: Nil

Strategic Implications:

Strategic Plan Action Item 2.9 is to work with the Townscape Group in progressing the townscape / streetscape, including parking for caravans.

Voting Requirements:

Simple Majority

Recommendation:

That the information be received.

9. FINANCIAL SERVICES

9.1 Monthly Statement of Financial Activity

File Reference: 06.15.01
Location: N/A
Applicant: N/A
Date: 14 July 2011
Author: Simon Marshall, Deputy Chief Executive Officer
Disclosure of Interest: Nil
Attachments: Statements

Summary:

Council to consider accepting the interim Monthly Statement of Financial Activity.

Background:

The interim Monthly Statement of Financial Activity is attached for Council consideration.

Comment:

The interim Monthly Statement of Financial Activity represents Council's financial activities and status for the period ending 30 June 2011. The final statements will form the Annual Financial Report.

Consultation: N/A

Statutory Environment:

Section 6.4(1) of the *Local Government Act* provides that a local government is to prepare an annual financial report for the preceding financial year and such other financial reports as are prescribed.

Regulation 34 of the *Local Government (Financial Management) Regulations* requires a Statement of Financial Activity to be prepared each month which is to contain the following details:

- (a) annual budget estimates;
- (b) budget estimates to the end of the month;
- (c) actual amount of expenditure and revenue;
- (d) material variances between comparable amounts in (b) and (c) above; and
- (e) the net current assets at the end of the month to which the statement relates (i.e. surplus/(deficit) position).

The Statement is to be accompanied by:

- (a) explanation of the composition of net current assets, less committed assets and restricted assets;
- (b) explanation of the material variances; and
- (c) such other information considered relevant by the local government.

Policy Implications: Nil

Financial Implications: Nil

Strategic Implications: Nil

Voting Requirements: Simple Majority

Recommendation:

That the interim Monthly Statement of Financial Activity for the period ending 30 June 2011 be accepted and material variances be noted.

SHIRE OF PINGELLY				
NET CURRENT FUNDING POSITION				
FOR THE PERIOD ENDING				
30 June 2011				
	NOTE	ACTUAL 2010/11	BUDGET 2010/11	ACTUAL 2009/10
CURRENT ASSETS				
Cash - Unrestricted				
- Municipal Fund Bank		412,221.64	175,361	639,710.64
- Petty Cash & Till Floats		450.00	450	450.00
Cash - Restricted				
- Restricted Municipal Fund Bank		0.00	0	317,640.00
- Restricted Reserves		787,842.58	1,120,508	720,675.99
Receivables		0.00	115,269	0.00
Sundry Debtor Rates		98,074.98	0	47,134.55
Sundry Debtor Other		70,641.52	0	68,134.50
Investments		5,000.00	5,000	5,000.00
Inventories		8,153.62	1,891	1,891.18
TOTAL CURRENT ASSETS		1,382,384.34	1,418,479	1,800,636.86
LESS CURRENT LIABILITIES				
Creditors		(113,206.24)	(207,846)	(207,846.81)
Borrowings		(13,398.73)	13,399	(13,398.60)
Provisions		0.00	(179,040)	(118,979.22)
NET CURRENT POSITION		1,255,779.37	1,044,992	1,460,412.23
Less Cash Restricted		(787,842.58)	(1,120,508)	(1,038,315.99)
SURPLUS/(DEFICIT)		467,936.79	(75,516)	422,096.24

SHIRE OF PINGELLY STATEMENT OF FINANCIAL ACTIVITY FOR THE PERIOD ENDING 30 June 2011							
	SCHED#	YTD ACTUAL 2010-11	YTD BUDGET 2010-11	VARIANCE		BUDGET 2010-11	NOTE#
				>10%	>\$5000		
OPERATING REVENUE							
Governance	4	191,305.44	1,132,700	17%	(941,395)	1,132,700	1
General Purpose Funding	3	2,243,280.84	1,972,130	114%	271,151 (795,741)	1,972,130	2
Law, Order & Public Safety	5	226,949.36	1,022,690	22%		1,022,690	3
Health	7	2,128.31	2,950	72%		2,950	
Welfare & Education	8	19,900.43	19,359			19,359	
Community Amenities	10	151,150.81	145,150		6,001	145,150	4
Recreation & Culture	11	68,306.55	32,714	209%	35,593 (629,675)	32,714	5
Transport	12	471,835.39	1,101,510	43%		1,101,510	6
Economic Services	13	69,940.35	59,110	118%	10,830	59,110	7
Other Property & Services	14	557,909.96	25,510	2187 %	532,400	25,510	8
Sub Total		4,002,707.44	5,513,823			5,513,823	
OPERATING EXPENDITURE							
Governance	4	(534,178.33)	(952,535)	56%	418,357	(952,535)	9
General Purpose Funding	3	(69,644.22)	(60,740)	115%	(8,904)	(60,740)	10
Law, Order & Public Safety	5	(137,463.89)	(993,013)	14%	855,549	(993,013)	11
Health	7	(125,811.90)	(135,565)		9,753	(135,565)	12
Welfare & Education	8	(34,382.28)	(32,057)			(32,057)	
Community Amenities	10	(238,169.39)	(269,787)	88%	31,618	(269,787)	13
Recreation & Culture	11	(503,941.68)	(517,142)		13,200	(517,142)	14
Transport	12	(696,213.52)	(1,180,910)	59%	484,696	(1,180,910)	15
Economic Services	13	(163,925.66)	(138,858)	118%	(25,068)	(138,858)	16
Other Property & Services	14	(766,289.74)	(168,181)	456%	(598,109)	(168,181)	17
Sub Total		(3,270,020.61)	(4,448,788)			(4,448,788)	
NET OPERATING		732,686.83	1,065,035			1,065,035	

CAPITAL REVENUE							
Governance	4	0.00	400,000	0%	(400,000)	400,000	1 8
General Purpose Funding	3	0.00	0			0	
Law, Order & Public Safety	5	0.00	800,000	0%	(800,000)	800,000	1 9
Health	7	0.00	0				
Education & Welfare	8	8,676.93	9,278			9,278	
Community Amenities	1 0	0.00	0			0	
Recreation & Culture	1 1	1,338.17	1,338			1,338	
Transport	2 1	0.00	0				
Economic Services	3 1	0.00	0			0	
Other Property & Services	4 1	0.00	0			0	
Sub Total		10,015.10	1,210,616			1,210,616	
CAPITAL EXPENDITURE							
Governance	4	(286,519.49)	(639,855)	45%	353,336	(639,855)	2 0
General Purpose Funding	3	0.00	0			0	
Law, Order & Public Safety	5	(172,934.59)	(966,000)	18%	793,065	(966,000)	2 1
Health	7	(32,989.77)	(30,000)			(30,000)	
Education & Welfare	8	(9,277.96)	(9,278)			(9,278)	2 2
Community Amenities	1 0	0.00	0			0	
Recreation & Culture	1 1	(8,875.32)	(6,621)	134%		(6,621)	
Transport	1 2	(963,851.67)	(1,536,806)	63%	572,955	(1,536,806)	2 3
Economic Services	1 3	(23,132.03)	(2,000)	1157 %	(21,132)	(2,000)	2 4
Other Property & Services	1 4	0.00	0			0	
Sub Total		(1,497,580.83)	(3,190,561)			(3,190,560)	
TOTAL CAPITAL		(1,487,565.73)	(1,979,944)			(1,979,944)	
TOTAL Net Operating & Capital		(754,878.90)	(914,909)			(914,909)	
ADJUSTMENT FOR NON-CASH ITEMS							
Add Proceeds from Assets Sold		178,800.35	932,000			932,000	
Add Depreciation		423,962.89	633,850			633,850	
Non Current to Current Adjustment		759.82	0			0	
Asset Disposal (Profit)/Loss		(53,277.02)	(633,100)			(633,100)	
Total Adjustment for Non-Cash		550,246.04	932,750			932,750	
Opening Surplus/(Deficit)		1,460,412.23	1,421,921			1,421,921	
Closing Surplus/(Deficit)		1,255,779.37	1,439,762			1,439,762	

**SHIRE OF PINGELLY
NOTES TO MATERIAL VARIANCE
FOR THE PERIOD ENDING
30 June 2011**

Note #		Variation
OPERATING REVENUE		
1	Governance Primary Reason	Under (941,395)
	<u>Under Budget</u> FCWP funding received in 09/10 Financial year (\$35,000). Shire housing assets not disposed in 10/11 (\$637,200). Police Residence Loan not raised in 10/11 (\$400,000).	
	<u>Over Budget</u> Sale of Bank Building (Book Value) (\$80,000) R4R Business Case Funding (\$5000) Reimbursements inc. FBT Refund (\$25,000) Scholarship - Alysha Jolly (\$11,000)	
	Budget Impact	Revenue under Budget
2	General Purpose Funding Primary Reason	Over 271,151
	<u>Over Budget</u> Financial Assistance and Road Grant advanced payments (\$232,000) Interest on Reserves (\$30,000)	
	Budget Impact	Revenue over Budget
3	Law, Order & Public Safety Primary Reason	Under (795,741)
	<u>Under Budget</u> SES Building loan not raised (\$800,000)	
	Budget Impact	Revenue under Budget
	Health Primary Reason	N/A
	Budget Impact	N/A
	Welfare & Education Primary Reason	N/A
	Budget Impact	N/A
4	Community Amenities Primary Reason	Over 6,001
	<u>Over Budget</u> Charges for refuse removal (\$3,000) Planning Fees (\$2000) Cemetery Fees (\$800)	
	Budget Impact	Revenue over Budget

5	Recreation & Culture Primary Reason	<u>Over Budget:</u> Rural Business Development Dry Season Assistance Grant (\$20,000) Lotterywest Youth Projects Grant (\$7,710) Youth Week Grant (\$1,000) I Swam In A Drought Grant (\$1,400) Know Your Neighbour Day (\$1,000) Thank A Volunteer Grant (\$1,000) Community Event Ticket Sales(\$6,000)	Over	35,593
	Budget Impact	Nil - Funds will be expended on Community projects		
6	Transport Primary Reason	<u>Under Budget</u> Roads To Recovery reimbursement based on expenditure throughout the year (\$167,000) Bullaring Bridge Special Grant not yet received (\$477,000)	Under	(629,675)
	Budget Impact	Revenue under Budget		
7	Economic Services Primary Reason	<u>Over Budget:</u> Keep Australia Beautiful (\$800) Keep it Safe Initiative (\$5,000) Red Card for Red Fox (\$500) Mobile Muster (\$500) Community Shirt Income (\$4,000)	Over	10,830
	Budget Impact	Nil - Funds will be expended on Community projects.		
8	Other Property and Services Primary Reason	<u>Over Budget</u> WANDRRA reimbursements for January 2011 Storm clean up expenses (\$503,750) Fuel rebate claimed greater than expected (\$10,000) Ag Society funds transferred to Pingelly Men's Shed (\$13,000) Workers Compensation reimbursement from 09/10 (\$5,800)	Over	532,400
	Budget Impact	Nil - Revenue offset by expenses.		
	OPERATING EXPENDITURE			
9	Governance Primary Reason	<u>Under Budget</u> LSL and Accrued Expense current year adjustments (\$33,460) Police Residence construction delayed (\$400,000)	Under	418,357
	Budget Impact	Expenditure under Budget		
10	General Purpose Funding Primary Reason	<u>Over Budget</u> Debt Collection Costs (\$4,500) Sundry Costs (IT Vision assistance)(\$500) Printing & Stationary (Additional Rate mailout)(\$500) Administration Allocation (\$3,000)	Over	(8,904)
	Budget Impact	Expenditure over Budget		

11	Law, Order & Public Safety Primary Reason	<u>Under Budget</u> SES Building construction delayed (\$857,000)	Under	855,549
	Budget Impact	Expenditure under Budget		
12	Health Primary Reason	<u>Under Budget</u> EHO Service payments (\$23,000) Loss on Vehicle Disposal (\$6,500)		9,753
	Budget Impact	Expenditure under Budget		
	Welfare & Education Primary Reason	N/A		
	Budget Impact	N/A		
13	Community Amenities Primary Reason	<u>Under Budget:</u> Street refuse collection (\$16,000) Domestic Refuse Collection (\$6000) Loader Running Expenses (allocated to Jobs) (\$15,000) Recycling (\$9,000) Zero Waste Plan (\$6,000)	Under	31,618
	Budget Impact	Expenditure under Budget		
14	Recreation & Culture Primary Reason	<u>Under Budget:</u> Sport & Recreation Consultancy (\$30,000) Contributions to Sporting Bodies (\$10,000)	Under	13,200
	Budget Impact	Expenditure under Budget		
15	Transport Primary Reason	<u>Under Budget</u> Rural Road Maintenance (POC Adjustment) (\$190,000) Town Street Maintenance (POC Adjustment) (\$37,000) Infrastructure Depreciation (using ROMAN data) (\$255,000)	Under	484,696
	Budget Impact	Expenditure under Budget		
16	Economic Services Primary Reason	<u>Under Budget:</u> Boyagin Reserve Maintenance (\$6,000) Planning Charges - Hendry Group (\$9,000)	Over	(25,068)
	Budget Impact	Expenditure over Budget		
		<u>Over Budget:</u> Area Promotion - Purchase of signs (\$17,000) Industrial Shed Maintenance (\$9,000) Caravan Park Maintenance (\$16,000)		

17	Other Property & Services		Over (598,109)
	Primary Reason	<u>Under Budget:</u> LSL and Accrued Expense current year adjustments (This is a book entry that has Nil affect on the budget). (\$110,000) MOW Vehicle Expense (\$6,000) Workcare Insurance (\$23,000) Fuel & Oil (\$20,000) Parts & Repairs (\$10,000)	
		<u>Over Budget:</u> Private Works including Storm clean up expenditure (offset by WANDRRA Fund) (\$545,000) Holiday Pay (\$50,000) Long Service Leave Pay (\$12,000) Repair Wages (\$12,000) Admin Allocation (\$10,000) Other Expenses (\$11,000) Depreciation (Plant) (\$30,000) Works & Services Allocation (Plant Costs) (\$95,000)	
	Budget Impact	Expenditure over Budget	
	CAPITAL REVENUE		
18	Governance		Under (400,000)
	Primary Reason	<u>Under Budget:</u> Police Housing Self Supporting Loan not raised in 10/11 (\$400,000)	
	Budget Impact	Capital Revenue under Budget	
	General Purpose Funding		
	Primary Reason	N/A	
	Budget Impact	N/A	
19	Law, Order & Public Safety		Under (800,000)
	Primary Reason	<u>Under Budget:</u> SES Building Loan not raised in 10/11 (\$800,000)	
	Budget Impact	Capital Revenue under Budget	
	Health		
	Primary Reason	N/A	
	Budget Impact	N/A	
	Welfare & Education		
	Primary Reason	N/A	
	Budget Impact	N/A	
	Community Amenities		
	Primary Reason	N/A	
	Budget Impact	N/A	
	Recreation & Culture		
	Primary Reason	N/A	
	Budget Impact	N/A	
	Transport		
	Primary Reason	N/A	
	Budget Impact	N/A	

	Economic Services			
	Primary Reason	N/A		
	Budget Impact	N/A		
	Other Property & Services			
	Primary Reason	N/A		
	Budget Impact	N/A		
	CAPITAL EXPENDITURE			
20	Governance		Under	353,336
	Primary Reason	<u>Under Budget:</u> Police Residence provision(\$400,000)		
	Budget Impact	Capital Expenditure under Budget.		
	General Purpose Funding			
	Primary Reason	N/A		
	Budget Impact	N/A		
21	Law, Order & Public Safety		Under	793,065
	Primary Reason	<u>Under Budget:</u> SES Building provision (\$800,000)		
	Budget Impact	Capital Expenditure under Budget.		
	Health			
	Primary Reason	N/A		
	Budget Impact	N/A		
22	Welfare & Education			
	Primary Reason	N/A		
	Budget Impact	N/A		
	Community Amenities			
	Primary Reason	N/A		
	Budget Impact	N/A		
	Recreation & Culture			
	Primary Reason	N/A		
	Budget Impact	N/A		
23	Transport		Under	572,955
	Primary Reason	<u>Under Budget:</u> Bullaring Bridge works will not be completed this financial year, project to be carried over to 2011/12 (\$477,000) Footpath Construction (\$24,000) Town Street Reseals (\$28,000) Plant Purchase (\$38,000) <u>Over Budget:</u> Road Construction (\$7,700)		
	Budget Impact	Capital Expenditure under Budget.		

24	Economic Services		Over	(21,132)
	Primary Reason	<u>Over Budget:</u> Industrial Shed construction completion over Budget, expenditure included site works, plumbing/water connection and electricity/lighting installation (\$21,132)		
	Budget Impact	Capital Expenditure over Budget		
	Other Property & Services			
	Primary Reason	N/A		
	Budget Impact	N/A		

SHIRE OF PINGELLY INVESTMENT SUMMARY FOR THE PERIOD ENDING 30 June 2011				
Investment Description	Balance @ 30 June 2011	Investment Term	Investment Maturation	Interest Rate PA
Municipal Bank	\$108,682.29	Rolling	Rolling	Varying
Municipal Term Deposit 1	\$303,539.35	2 Months	24-Jul-11	5.20%
Reserves Term Deposit	\$787,842.58	6 Months	27-Jul-11	6.00%
<i>All Investments are held with the Bendigo Bank.</i>				

Significant Expenditure Items for the month of June 2011		
Supplier	Description	Expenditure
Page Truck Hire	Storm clean up	\$81,360.00
Edwards Motors	Vehicle change over	\$16,600.00
Hanson Construction	Brown St Footpath	\$12,590.27
Shire of Pingelly	Pay run inc. Super	\$44,021.38
Total		\$154,571.65

9.2 Accounts Paid by Authority

File Reference: 06.15.03
Location: N/A
Applicant: N/A
Date: 11 July 2011
Author: Simon Marshall, Deputy Chief Executive Officer
Disclosure of Interest: Nil
Attachments: List of Accounts

Summary:

Council to consider authorising the payment of accounts.

Background:

The following list represents accounts paid by authority for the month of June 2011.

Comment:

Unless otherwise identified, all payments have been made in accordance with Council's 2010/11 Budget.

Consultation: N/A

Statutory Environment:

Regulation 12 of the *Local Government (Financial Management) Regulations* provides that:

- (1) A payment may only be made from the municipal fund or the trust fund —
 - (a) if the local government has delegated to the CEO the exercise of its power to make payments from those funds — by the CEO; or
 - (b) otherwise, if the payment is authorised in advance by a resolution of the council.
- (2) The council must not authorise a payment from those funds until a list prepared under regulation 13(2) containing details of the accounts to be paid has been presented to the council.

Regulation 13 of the *Local Government (Financial Management) Regulations* provides that:

- (1) If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared —
 - (a) the payee's name;
 - (b) the amount of the payment;
 - (c) the date of the payment; and
 - (d) sufficient information to identify the transaction.
- (2) A list of accounts for approval to be paid is to be prepared each month showing —
 - (a) for each account which requires council authorisation in that month —
 - (i) the payee's name;
 - (ii) the amount of the payment; and
 - (iii) sufficient information to identify the transaction;and
 - (b) the date of the meeting of the Council to which the list is to be presented.
- (3) A list prepared under subregulation (1) or (2) is to be —
 - (a) presented to the Council at the next ordinary meeting of the council after the list is prepared; and
 - (b) recorded in the minutes of that meeting.

Policy Implications: Nil

Financial Implications: Nil

Strategic Implications: Nil

Voting Requirements: Simple Majority

Recommendation:

That the List of Accounts as presented and totalling:

- (1) Municipal Fund – Account 117984856
19249 – 19369 inclusive total \$350,725.16 - previously paid.
- (2) Trust Fund – Account 117984872
1580 – 1586 inclusive total \$2,103.38 - previously paid.
- (3) Trust Fund Department of Transport – 123395691
totalling \$47,305.00 – previously paid.
- (4) Direct Debit Payments
totalling \$1,426.49 – previously paid; and
- (5) Credit Card Payments
totalling \$4,225.57 – previously paid; and
be authorised.

ACCOUNTS PAID PRESENTED FOR ENDORSEMENT: JUNE 2011

19249	07/06/2011	Shire of Pingelly	Ordinary pay run for week ending 7 June 2011	34,193.61
19250	07/06/2011	Shire of Pingelly	Payroll deductions	190.00
19251	07/06/2011	Child Support Agency	Payroll deductions	14.18
19252	07/06/2011	Prime Super	Superannuation contributions	145.24
19253	07/06/2011	WA Local Government Superannuation Plan	Superannuation contributions	7,158.87
19254	07/06/2011	LGRCEU	Payroll deductions	139.20
19255	09/06/2011	Arvidale Garden Centre	Various plants for 17 Eliot Street house	2,506.60
19256	09/06/2011	Telstra	Various phone charges EHO, MOW and CEO	89.19
19257	09/06/2011	Air Response Pty Ltd	Supply and install four air conditioning systems at joint venture units Sharow Street	10,008.00
19258	09/06/2011	Hanson Construction Materials Pty Ltd	20m ³ concrete for Brown Street footpath	6,391.00
19259	09/06/2011	Cutting Edges Pty Ltd	Tooth, twin tiger and centreline x 2	34.19
19260	09/06/2011	Coventrys	Tail light	164.82
19261	09/06/2011	J R & A Hersey	Various goods for depot	714.86
19262	09/06/2011	Shire of Pingelly	Registration up until common expiry 1 July 2011 - 31 October 2011	97.75
19263	09/06/2011	Sullivan Logistics Pty Ltd	Freight charges for May 2011	196.35
19264	09/06/2011	Westrac Equipment Pty Ltd	Parts	183.43
19265	09/06/2011	Australasian Performing Rights Assn Limited	License fee community centre and town hall 1 July 2011 - 30 June 2012	158.76
19266	09/06/2011	Austral Mercantile Collections Pty Ltd	Legal fees for rates	105.00
19267	09/06/2011	Lisa Narelle Kirk	Sitting fees April - June 2011	750.00
19268	09/06/2011	Raymond John Marshall	Sitting fees April - June 2011	750.00
19269	09/06/2011	Pingelly Pharmacy	WA Week golf voucher	75.00
19270	09/06/2011	Pingelly Quality Meats	WA Week golf voucher	50.00
19271	09/06/2011	Lee Nora Steel	Sitting fees April - June 2011	750.00
19272	09/06/2011	HIMAC Industries	3 x roadside park bench / amenity table (2 for Apex Hill, 1 for Pioneer Park)	3,999.00
19273	09/06/2011	Noel Cowcher	Sitting fees April - June 2011	750.00
19274	09/06/2011	Bron's Kitchen	Lunch for Council 18 May 2011	92.40
19275	09/06/2011	Great Southern Waste Disposal	Rubbish service 26 April - 31 May 2011	7,818.58
19276	09/06/2011	Site Ware Direct	Waterproof jacket	81.95
19277	09/06/2011	Brookton Telegraph	Customer Service Officer advertisement one page 9 May 2011	30.00
19278	09/06/2011	Pingelly Tyres Pty Ltd	Repair 1 x Case loader tyre	400.00
19279	09/06/2011	JP Promotions	14 community polo shirts	488.18
19280	09/06/2011	CA McMillan	Ladies night with Maggie Dent, ion spa detox and remedial massage	145.00
19281	09/06/2011	Peter Watts	50% of the adjoining fence cost for 4 Shire Street	357.50
19282	09/06/2011	Merv Beard	Sitting fee and president allowance for April - June 2011 less final laptop payment	1,513.64
19283	09/06/2011	Shirley Lange	Sitting fee and deputy president allowance April - June 2011	825.00
19284	09/06/2011	Orica Australia Pty Ltd	Service fee for 2 x chlorine gas bottles 1 May - 31 May 2011	77.75

19285	09/06/2011	William Vincent Mulroney	Sitting fees April - June 2011	750.00
19286	09/06/2011	Page Truck Hire	Road clearing from January 2011 storm, Kerr, North Bannister Wandering, Ryan, Gaskin and Walwalling roads. 16 May – 27 May 2011	48,960.00
19287	09/06/2011	Perfect Computer Solutions Pty Ltd	Repair computer issues 11, 15, 23, 24 February, 10 March and 1, 5, 6 April 2011	620.00
19288	09/06/2011	Pingelly General Practice	Pre employment medical Angela Hunt	240.80
19289	09/06/2011	Rocla Pipeline Products	6 x flush 300 concrete pipes	836.12
19290	14/06/2011	Total Farming Services	Various work goods	410.70
19291	14/06/2011	Pingelly Trading Co	Newspapers and refreshments	140.67
19292	14/06/2011	Australia Post	25 reams A4 paper	446.65
19293	14/06/2011	Synergy	Streetlight account 22 April 2011 - 24 May 2011	2,065.60
19294	14/06/2011	Landmark	Goods for industrial shed fence	8,992.72
19295	17/06/2011	Fuel Distributors of WA Pty Ltd	Bulk fuel purchase 4,000L underground, 3,000L over head	9,921.10
19296	21/06/2011	Shire of Pingelly	Ordinary pay run for week ending 21 June 2011	36,471.94
19297	21/06/2011	Shire of Pingelly	Payroll deductions	190.00
19298	21/06/2011	Child Support Agency	Payroll deductions	14.18
19299	21/06/2011	Prime Super	Superannuation contributions	145.24
19300	21/06/2011	WA Local Government Superannuation Plan	Superannuation contributions	7,549.44
19301	21/06/2011	LGRCEU	Payroll deductions	139.20
19302	23/06/2011	Arvidale Garden Centre	Caravan Park commissions May 2011	333.00
19303	23/06/2011	Telstra	Various telephone accounts	690.22
19304	23/06/2011	Sunny Sign Company Pty Ltd	Various street signs and clamps	467.54
19305	23/06/2011	Hanson Construction Materials Pty Ltd	20m ³ concrete for Brown Street	12,590.27
19306	23/06/2011	Pingelly Engineering	Townscape bench shelter	2,218.57
19307	23/06/2011	Great Southern Ranger Services	Ranger services 25 May, 2 June, 8 June 2011	1,641.08
19308	23/06/2011	Shire of Pingelly	Transfer of Staff Club money from Muni to Trust	1,241.00
19309	23/06/2011	Local Government Supervisors Association of WA Inc	Registration and membership fee WA Works and Parks Conference 2011 E Jolly	736.50
19310	23/06/2011	Westrac Equipment Pty Ltd	Various parts for the 120M Grader and 928G Loader	513.67
19311	23/06/2011	Pingelly Volunteer SES Unit	Reimbursements April and May 2011	7,239.04
19312	23/06/2011	Sigma Chemicals	Provac vacuum head 29" and handle	462.99
19313	23/06/2011	Music Park Park Pianos	Yamaha mixer, 2 x Yamaha powered speaker systems, 2 x microphone cable and speaker stand	2,280.00
19315	23/06/2011	Narrogin Hire Service and Reticulation	Hire of cherry picker and concrete saw	645.00
19316	23/06/2011	Watershed News	Full page advertisement Jay Weston 15 November 2010	24.00
19317	23/06/2011	Bunnings Building Supplies	Various goods, screws, 16mm melamine, timber service charge and aerators	334.20
19318	23/06/2011	Major Motors Pty Ltd	Air, oil and fuel filters and engine oil	355.28

19319	23/06/2011	WALGA	Sale of land for non payment of rates and tender public servant housing advertising	2,220.40
19320	23/06/2011	Landvision	Subdivision application Moorumbine	550.00
19321	23/06/2011	Western Australian Treasury Corporation	Loan No. 120 Interest payment - Provision of Aged Care Accommodation	13,568.68
19322	23/06/2011	Pingelly Pharmacy	2 x Hep B and 1 x flu vac	80.20
19323	23/06/2011	Great Southern Fuel Supplies	Fuel and bitumen purchases for May 2011	3,649.97
19324	23/06/2011	Gill Rural Traders	10 x cutting discs and 1 x stainless bullnose edge	94.50
19325	23/06/2011	Maxivan	Gleam glass and chrome cleaner and 20l tectane vinyl protector	177.76
19326	23/06/2011	Greenline Ag Pty Ltd	1 x tube sicka flex	31.48
19327	23/06/2011	Harris Architectural Drafting Services	Pingelly SES building contract documentation revisions	8,140.00
19328	23/06/2011	Lawrence & Hanson	Connector hex crimp RG6 quad	62.85
19329	23/06/2011	M.A Hughes	20 loads of sand	600.00
19330	23/06/2011	Nash Bros. (WA) Pty Ltd	Drilling for new dam site 25 and 28 March 2011 and 8 and 9 June 2011	13,436.50
19331	23/06/2011	Wandering Community Resource Centre	Advertising community event and one night two big shows	24.00
19332	23/06/2011	Bruce Bussau	RepairOfficealarm system	390.50
19333	23/06/2011	Pingelly Tyres Pty Ltd	Tubeless tyre repair	25.00
19334	23/06/2011	Avon Waste	Fortnightly bulk bin recycling 26 April - 10 May 2011	200.00
19335	23/06/2011	Eric Wayne Jolly	Reimbursement of relocation expenses final 50%	1,450.00
19336	23/06/2011	Geldens	16 x Corporate Polo Shirts	458.98
19337	23/06/2011	DM & LJ Morrison	Burning and cleaning up roadside trees from storm damage on 29 January 2011	500.50
19338	23/06/2011	Corporate Bodies International	14 x Flu Vac	462.00
19339	23/06/2011	Marshlands Farming Pty Ltd	Burning of four heaps of cleared trees from January 2011 storm	2,926.00
19340	23/06/2011	Atom Supply	Steel Blue boots	189.44
19341	23/06/2011	Shirley Lange	Travel expenses recoup 10 February 2011, 24 February 2011, 7 April 2011 and 5 May 2011	327.60
19342	23/06/2011	Pingelly Trading Co Hardware	Sledge hammer handle and pins, priming fluid, cement PVC and tap cock hose brass male 1/2"	43.65
19343	23/06/2011	Page Truck Hire	Clearing fallen trees from January 2011 storm, Walwalling, North Bannister Pingelly and Norm Roads 30 May - 11 June 2011	32,400.00
19344	23/06/2011	P & K E Gow	Survey and preparation of truncation for Review Street (Golf Club)	4,070.00
19345	23/06/2011	Landgate	GRV schedule G2011/3 and mining tenements schedule M2011/2	104.99
19346	23/06/2011	Anda-Lea Tree Nursery	30 x trees	27.00
19347	23/06/2011	Pingelly General Practice	Flu vac Joe Carlucci	59.90

19348	23/06/2011	Pingelly Community Craft Centre	Catering May and June Council meeting and catering at Maggie Dent ladies night	1,930.00
19349	24/06/2011	Keith Trevor Bond	Refund for money paid to Members Equity from his pay that was rejected from FTS 22 June 2011 as account was closed. Money was redeposited into the Shire account on 23 June 2011	284.00
19350	24/06/2011	Department of Environment and Conservation	Purpose permit application fee for clearing permit, Bulyee, Bullaring, Hassell, Hastings, Napping Pool, Shaddick, Norm, South Kweda, Zig Zag, Wickepin Pingelly Roads	200.00
19351	27/06/2011	Shire of Pingelly	Plate change Falcon vehicle PN725 to 1DFS733 and license new vehicle Holden Commodore	165.90
19352	27/06/2011	Edwards Motors Pty Ltd	New DCEO vehicle Holden Commodore	16,600.00
19353	28/06/2011	Hanson Construction Materials Pty Ltd	5m ³ cement Prestige Street footpath	3,195.50
19354	28/06/2011	Great Southern Ranger Services	Ranger services 17 June 2011	822.90
19355	28/06/2011	Central Realty Wagin and Districts	Block auctions for unpaid rates 4 June 2011 and advertising	890.54
19356	28/06/2011	Synergy	Electricity charges 22 April 2011 to 20 May 2011	19.20
19357	28/06/2011	Corporate Express	Stationary and hand towels	102.50
19358	28/06/2011	Beaver Tree Services	Remove six trees from 27A Queen Street – Police housing	4,400.00
19359	28/06/2011	GR Sewell Family Trust T/As GR & RM Sewell	Burning and removal of road debris	363.00
19360	28/06/2011	Comfort Inn Bel Eyre Perth	Accommodation Angela Hunt 13 June - 17 June 2011 licensing course	749.50
19361	28/06/2011	Landgate	Historical ex-owners request Mr James Gee	12.21
19362	30/06/2011	Sunny Sign Company Pty Ltd	Signs for swimming pool	111.33
19363	30/06/2011	Great Southern Ranger Services	Ranger services 30 June 2011	452.54
19364	30/06/2011	Bunnings Building Supplies	Water filter, lamp and caps screw press in	117.46
19365	30/06/2011	J & K Hopkins	Furniture for CEO Office	1,584.00
19366	30/06/2011	Please Pay Cash - Pingelly Shire	Petty cash recoup June 2011	140.35
19367	30/06/2011	Shire of Pingelly	BCITF commission June 2011	36.30
19368	30/06/2011	Construction Training Fund	Collection for the month of June 2011 less commission	1,059.26
19369	30/06/2011	Builders Registration Board of WA	Collection for the month of June 2011 less commission	105.00
Total Municipal Fund				350,725.16
1580	03/06/2011	Shire of Pingelly	Reimbursement for extra cleaning cost hire of community centre 27 May 2011	30.00
1581	03/06/2011	Cheryl Lawrence	Refund of key, liquor and cleaning bond less extra cleaning, hire of the community centre 27 May 2011	210.00
1582	20/06/2011	Shire of Pingelly	Reimbursement for extra cleaning cost hire of community centre 10 June	30.00

			2011	
1583	20/06/2011	Travis Abraham	Refund of key and cleaning bond less cost of extra cleaning, hire of the town hall 10 June 2011	110.00
1584	22/06/2011	Community Arts Network Western Australia	Refund of cleaning, key and crockery bond hire of the community centre	380.00
1585	27/06/2011	MK Watts	Refund of cleaning, key and crockery bond hire of the community centre 21 June 2011	380.00
1586	29/06/2011	Pingelly Community Resource Centre	Contribution towards the printing costs of the Tourist brochure	963.38
Total Trust Fund				2,103.38
90611	09/06/2011	Department of Transport	Reconciliation of Transport Licensing 30 May - 7 June 2011	10,484.20
20062011	20/06/2011	Department of Transport	Reconciliation of Transport Licensing 9 June - 15 June 2011	11,529.45
27062011	27/06/2011	Department of Transport	Reconciliation of Transport Licensing 16 June – 22 June 2011	14,393.20
300611	30/06/2011	Department of Transport	Reconciliation of Transport Licensing 23 June - 30 June 2011	10,898.15
Total Trust Licensing				47,305.00
		Bendigo Bank	EFT fee	7.92
		Bendigo Bank	Bank fees	52.00
		Bendigo Bank	Merchant bank fees	225.93
		Westnet	Internet fees	134.89
		Westnet	Internet fees governance	39.95
		Gecca	Photocopier rental agreement	946.00
		Centrelink	Processing Fees	19.80
Total Direct Debit Payments				1,426.49
C/Card	28/05/2011	Cabcharge Australia Limited	Taxi fare - CEO LGMA conference	24.98
C/Card	02/06/2011	K Mart	Stationary for Office	29.00
C/Card	02/06/2011	Big W	Chrome steel clock	17.48
C/Card	03/06/2011	Coles Express	Fuel	96.51
C/Card	03/06/2011	Budget	Rental car 25 May - 27 May 2011	161.56
C/Card	04/06/2011	The Sebel Cairns	Accommodation 21 May - 28 May 2011 CEO LGMA	1,786.20
C/Card	06/06/2011	Bendigo Bank Credit Cards	Card Fee May	4.00
C/Card	06/06/2011	Alpine Restaurant	Meal - Master Class planning course	100.00
C/Card	11/06/2011	Dan Murphy's	Refreshments for Council	381.51
C/Card	11/06/2011	Myer Carousel	Uniform order - CEO	35.00
C/Card	11/06/2011	Officeworks	Stationary & power boards for administration office	46.75
C/Card	15/06/2011	Golden Boat	Meal and refreshments	186.70
C/Card	17/06/2011	Cafe Bella Rosa	Meal - Master Class planning course	25.50
C/Card	17/06/2011	Myer Stores Ltd	Uniform - CEO	189.85
C/Card	23/06/2011	Insite Communications	Apple iPhone - CEO	1,008.00
C/Card	29/06/2011	Subleavers	Lunch - CEO	12.35
C/Card	29/06/2011	Corkers Cellars	Refreshments for Council	80.98
C/Card	29/06/2011	Officeworks	Stationary for Administration Office	35.20
C/Card	29/06/2011	Bendigo Bank Credit Cards	Card Fee June	4.00
Total Credit Card Payments				4,225.57

9.3 Draft 2011/12 Budget – Public Submissions

File Reference: 06.07.01
Location: N/A
Applicant: Various
Date: 4 July 2011
Author: Simon Marshall, Deputy Chief Executive Officer
Disclosure of Interest: Nil

Summary:

Council to consider community requests for the draft 2011/12 Budget.

Background:

Submissions for the draft 2011/12 Budget were invited via the Pingelly Times on 17, 24 and 31 May 2011 with submissions requested by 7 June 2011. The following submissions were received after the 7 June deadline:

From: Lake Yealering Progress Association

That a donation be made to the Lake Yealering Progress Association to assist in the construction of two town entrance rock walls on the East and West boundaries of the town site.

Community Benefit:

The Lake Yealering Progress Association has started the following projects:

- A new rock wall entrance and white 2 post fence at the Golf Club;
- Caravan Park rock wall entrance and white 2 post fence;
- Beautifying the lakes area with a new lawn and garden, barbecues and lighting; and
- Upgrading the toilets at the lake for skiers and visitors to the area.

Estimate of Cost: \$3,600 per rock wall (ex. GST)

From: Wheatbelt South Tourism Association

That \$800 be contributed towards the printing of 25,000 updated *Wheatbelt South* brochures.

The application letter acknowledged late submission.

Community Benefit:

- The Wheatbelt South Tourism Association is dedicated to showcasing the region for the betterment of the whole Southern Wheatbelt. With the reprint of the brochures, the organisation can continue to publicise the area to attract visitors and increase tourism.
- The brochure is supported by the Dryandra Country Visitors Centre, the organisation states that the brochure is an important information tool.

Estimate of Cost: \$800 (ex. GST)

Comment:

The Lake Yealering Progress Association has been allocated \$800 in the Annual Budget for at least the past five years however the detail of how it was acquitted has not been provided.

The Wheatbelt South Tourism Association has not been previously supported.

Consultation:

Community

Statutory Environment:

Section 6.7(2) (Municipal fund) of the *Local Government Act* provides that money held in the municipal fund may be applied towards the performance of the functions and the exercise of the powers conferred on the local government.

Policy Implications:

Policy 5.5 (Donations) provides that Council may sponsor members of the community or provide financial assistance to community organisations for the provision of services that are of benefit to the community. Requests for financial assistance will be invited in March and are to be in writing for consideration by Council at the April meeting.

Financial Implications:

Draft 2011/12 Budget.

Strategic Implications: Nil

Voting Requirements: Simple Majority

Recommendation:

That the Lake Yealering Progress Association and the Wheatbelt South Tourism Association be informed that their applications were denied due to the draft 2011/12 Budget submission period expiring on 7 June 2011.

9.4 Rates Recovery – Interest Write Off

File Reference: 07.01.13
Location: N/A
Applicant: N/A
Date: 13 July 2011
Author: Simon Marshall, Deputy Chief Executive Officer
Disclosure of Interest: Nil

Summary:

Council to consider writing off penalty interest incorrectly applied after the sale of Lot 12 Dickens Street and Lot 425 Park Street.

Background:

On 4 June 2011 an auction was held in the Council Chambers to sell land on behalf of the Shire of Pingelly to recover outstanding rates on the properties as provided under the *Local Government Act*.

Sale settlements staggered from 4 July 2011, with all sale proceeds (less selling/auctioneer/settlement fees and any other disbursements), having been received as follows:

• Lot 12 Dickens Street	\$7,054.81
• Lot 424 Park Street	Not Settled
• Lot 425 Park Street	\$8,150.20
• Lots 13, 16, 22, 41, 42, 52, 53, 57, 61 and 62 Kulyaling Road	\$14,600.20
• Lot 271 Stratford Street	<u>\$13,523.35</u>
Total	<u>\$43,328.56</u>

Comment:

An error in the calculation of penalty interest when setting the reserve pricing for the auction has meant that the recoup from the sale of Lot 12 Dickens Street and Lot 425 Park Street is \$78.39 (\$35.31 and \$43.08 respectively) short.

Staff seek the write-off of the \$78.39 to clear outstanding rates on the properties to grant the purchaser a *clean title*.

Consultation:Nil**Statutory Environment:**

Section 6.12 of the *Local Government Act* provides:

- (1) Subject to subsection (2) and any other written law, a local government may —
 - (a) when adopting the annual budget, grant* a discount or other incentive for the early payment of any amount of money;
 - (b) waive or grant concessions in relation to any amount of money; or
 - (c) write off any amount of money, which is owed to the local government.
- (2) Subsection (1)(a) and (b) do not apply to an amount of money owing in respect of rates and service charges.
- (3) The grant of a concession under subsection (1)(b) may be subject to any conditions determined by the local government.
- (4) Regulations may prescribe circumstances in which a local government is not to exercise a power under subsection (1) or regulate the exercise of that power.

Policy Implications:Nil**Financial Implications:**

Total write-off of \$78.39 penalty interest.

Strategic Implications: Nil

Voting Requirements: Simple Majority

Recommendation:

That the amounts of \$35.31 (A9465 Lot 12 Dickens Street) and \$42.08 (A3678 Lot 425 Park Street) in penalty interest be written-off.

10. ADMINISTRATION SERVICES

10.1 Agricultural Society Shed Inventory

File Reference: 06.03
Location: Shire of Pingelly
Applicant:
Author: M.G. Oliver, Chief Executive Officer
Date: 28 June 2011
Disclosure of Interest: Nil
Attachments: Nil
Previous Reference Item 5.1 – 5 May 2011

Summary:

Council to note the disbursement of the ex-Pingelly Agricultural Society's items, stored in the shed located at the Recreation Ground.

Background:

On its dissolution, the Pingelly Agricultural Society vested its Fixed Assets (Recreation Ground Shed) and its contents to the Shire of Pingelly.

An inventory was completed by Shire staff to determine what is actually contained in the Shed.

Council resolved in May 2011 that noting the variation between the Pingelly Agricultural Society's dissolution meeting resolution and the Society's Constitution, the ownership of the Pingelly Agricultural Society's assets be passed over to the Pingelly Mens Shed.

In making the decision, Council noted that there was some conjecture regarding the ownership of some of the equipment stored in the ex-Society's shed. The CEO undertook to seek to determine ownership by inviting the community groups or individuals to present their claims.

Comment:

Requests for claims for ownership was advertised in the Pingelly Times on 11 May 2011 and 1 June 2011. No submissions or claims were received.

Consultation: Nil

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications: Nil

Strategic Implications: Nil

Voting Requirements: Simple Majority

Recommendation:

That the information be noted.

10.2 Memorial Park – Clock Tower

File Reference:	A8882
Location:	Corner of Parade Street and Pasture Street
Applicant:	
Author:	M.G. Oliver, Chief Executive Officer
Date:	28 June 2011
Disclosure of Interest:	Nil
Attachments:	Nil
Previous Reference:	Item 10.1 – 20 April 2011

Summary:

Council to consider progress a replacement structure to the clock at the entrance to Memorial Park.

Background:

At Corporate discussion in June 2010 Cr Watts indicated she would like to see a significant feature erected at the old town clock site and suggested a big numbat. Cr Mulroney suggested a war memorial, perhaps the gun which was relocated to the Northam Army Barracks. CEO asked Councillors inspect the site and generate ideas and that public suggestions might be invited and assessed.

Input from the public was received from:

- Peter Narducci – who noted that the original structure was a water fountain which was built by Giuseppe Smargiassi to commemorate the arrival of the Comprehensive Water Supply Scheme to Pingelly. Over the years the galvanised water pipe that supplied the fountain scaled and the water flow diminished. An attempt was made to fix the problem. As a result the fountain structure was damaged and consequently replaced by the clock tower. Mr Narducci would like to promote the idea that the reason for the original fountain and Memorial Park be incorporated into a feature to be used as an entrance statement for the Walk of Remembrance to the Rotunda. Well designed lighting would enhance the area and allow locals and tourists to visit the feature by night or day.
- Pingelly RSL – who indicated that the RSL had been trying to come up with an appropriate idea for the entry into the Memorial Walk in Memorial Park for the past few months. Ideas that have been thrown around have been Servicemen in a standing position or on a reared horse or some type of water feature.

At the February 2011 meeting a number of ideas were canvassed – including seeking information from UWA on how the cost might be reduced. Mr Revel has responded, noting that this is an important project and he would be keen to assist, suggesting that it would be best taken on as a design consultancy project under the auspices of UWA. To progress the proposal, Mr Revel suggests the writing of a Preliminary Project Brief (by Shire of Pingelly) to include project aims (e.g. to further celebrate the protection of Australian lands & society & the recognition of local soldiers and others in times of conflict); project schedule & project budget (to include design fees, drawings, construction & project management). This is a key project that would exemplify the role of UWA's community design expertise in Pingelly and what better place for it to take a contemporary presence and that is in town; in history; in landscape.

At the March 2011 meeting Council resolved that the item lay on the table to the April Ordinary Council meeting and that Councillors provide ideas, for inclusion by the Agenda, for consideration.

At the April 2011 meeting Council considered a number of designs and resolved that the cost of a soldier silhouette in stainless steel and the alternative powder-coated mildsteel, mounted on the existing old clock plinth and lit, be researched.

Comment:

The silhouette chosen was originally sourced from the WEB site of Drummoyne Presbyterian Church, Drummoyne NSW who were contacted (11 May 2011) seeking permission for the image to be used. A response has not been received.

McDougall Weldments has indicated that the cost of the plate and cutting would be in the order of \$500-\$1,000. Powder coating for mild steel would be in addition to this.

Given the existing structure and surrounds, and being located on the Great Southern Hwy, it is difficult to envisage how site might be lit better than the existing street lighting without interference to traffic.

The existing WEB photo clarity is insufficient to be used – but could be used as the basis for a new drawing.



Consultation:

General public via Pingelly Times.

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications:

Draft 2011/12 Budget.

Strategic Implications: Nil

Voting Requirements: Simple Majority

Recommendation:

That:

- comment be sought from the Pingelly RSL on a proposal to erect a life size silhouette of the soldier and rifle based loosely on the WEB photo constructed in stainless steel;
- a life size design of the silhouette of the soldier and rifle be drawn based loosely on the WEB photo;
- a provision of \$5,000 be included in the draft 2011/12 Budget.

10.3 CEO Performance Review

File Reference: PERSONAL FILE
Location: Shire of Pingelly
Applicant:
Author: M.G. Oliver, Chief Executive Officer
Date: 28 June 2011
Disclosure of Interest: Nil
Attachments: Nil
Previous Reference: Item 10.2 – 20 April 2011

Summary:

Council to adopt the Performance Review of the Chief Executive Officer.

Background:

In May 2011 Council resolved that an external facilitator be appointed to complete the Annual Performance Review of the Chief Executive Officer at a time before the 10 May 2011 and that the review be presented to the 18 May 2011 Ordinary Meeting of Council.

Council further resolved that a Committee consisting of Cr Lange, Cr Marshall and Cr Mulroneu be appointed to appoint the facilitator to conduct the Annual performance Review of the CEO.

On 3 May 2011 an email decision was made by Crs Lange, Marshall and Mulroneu to appoint Simon White from WALGA to undertake the review. This decision was agreed to by the CEO.

On 6 May 2011 the review process was commenced by Simon White.

The review was discussed with Councillors on 18 June 2011 and a final report was to be drafted.

Comment: Nil

Consultation: Nil

Statutory Environment:

Section 5.38 of the *Local Government Act* provides that the performance of each employee who is employed for a term of more than one year, including the CEO and each senior employee, is to be reviewed at least once in relation to every year of the employment.

Section 5.41 provides that the CEO's functions are to —

- (a) advise the council in relation to the functions of a local government under this Act and other written laws;
- (b) ensure that advice and information is available to the council so that informed decisions can be made;
- (c) cause council decisions to be implemented;
- (d) manage the day to day operations of the local government;
- (e) liaise with the mayor or president on the local government's affairs and the performance of the local government's functions;
- (f) speak on behalf of the local government if the mayor or president agrees;
- (g) be responsible for the employment, management, supervision, direction and dismissal of other employees (subject to section 5.37(2) in relation to senior employees);
- (h) ensure that records and documents of the local government are properly kept for the purposes of this Act and any other written law; and
- (i) perform any other function specified or delegated by the local government or imposed under this Act or any other written law as a function to be performed by the CEO.

Regulation 18D of the *Local Government (Administration) Regulations* provides that a local government is to consider each review on the performance of the CEO carried out under section 5.38 and is to accept the review, with or without modification, or to reject the review.

Policy Implications:

Policy 10.16 – Chief Executive Officer Annual Performance Review, provides that at least once annually the performance of the Chief Executive Officer is to be reviewed by a Committee of the President and two Councillors appointed by Council.

Prior to review all Councillors and the Chief Executive Officer are to complete the performance indicators sheet.

The review is to be conducted in a manner described in the relevant Contract of Employment.

Council is to be informed of the result of the review at the next Council Meeting. Council is then required to accept the review, with or without modification or to reject the review. (*Regulation 18A – Local Government Administration Regulations*).

Financial Implications: Nil

Strategic Implications: Nil

Voting Requirements: Simple Majority

Recommendation:

That the Performance Review of the CEO be accepted and the draft KPIs for 2011/12 be adopted.

10.4 Pavilion Use – Hockey

File Reference: 03.03.03
Location: Shire of Pingelly
Applicant: Pingelly Hockey Club
Author: M.G. Oliver, Chief Executive Officer
Date: 30 June 2011
Disclosure of Interest: Nil
Attachments: Nil

Summary:

Council to consider the use of the pavilion for indoor hockey training.

Background:

Staff have expressed concern regarding hockey training occurring inside the Pavilion. An old gate, which was fixed across the doors (as protection) and chalk drawing on the floor (replicating the field markings) alerted Staff to the occurrence.

The use was made without any booking or notification.

Discussions with the President of the Pingelly Hockey Club confirmed that training had been carried out, indicating that the Pavilion floor is the closest surface they have to train on that equates to Narrogin's AstroTurf. Further, that the Club has in the past (albeit not for many years) used the Pavilion for training. Further, that the Club should be able to use the facilities for this purpose to maintain the viability of the Club and that the old gate should be able to remain in place for the season.

The Club has verbally advised that it is prepared to pay for any damages.

Comment:

Staff have removed the old gate and cleaned the chalk drawing from the floor.

Staff do not consider the Pavilion as being *fit for purpose* for hockey training and were unaware of previous use.

The Club is charged \$800 per year (which includes 3 free Community Centre function hires.) The Club has continuous entry to the Pavilion for access to the ablutions. The use of the Pavilion creates further operating and cleaning issues.

The regular hire charge of the Pavilion is \$70.

Consultation: Pingelly Hockey Club

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications:
Unknown dependent on decision.

Strategic Implications: Nil

Voting Requirements: Simple Majority

Recommendation:

That Council determine the right of use of the Pavilion by the Pingelly Hockey Club for training purposes, with or without a hire charge.

10.5 Country Local Government Fund – 2011-12

File Reference: 01.00.21
Location: Shire of Pingelly
Applicant: Department of Regional Development & Lands
Author: M.G. Oliver, Chief Executive Officer
Date: 4 July 2011
Disclosure of Interest: Nil
Attachments: Nil
Previous Reference: Item 10.3 – 15 June 2011

Summary:

Council to consider project/s for the regional component of the Country Local Government Fund for 2011/12.

Background:

Through Royalties for Regions, the State Government has created the Country Local Government Fund to address infrastructure issues in rural areas. In 2011/12 the funds will be split 50:50 on local and regional projects – with the Shire of Pingelly being allocated \$321,530 for each area. Unless there is any change, the local funds are to be used to fund the projects identified in the Forward Capital Works Plan projects (adopted by Council in December 2010). For 2011/12 these are:

	Expenditure	Income		
		CLGF Regional	CLGF Local	Other
Funds available		\$321,530	\$321,530	
Forward Capital Works Plan projects				
40ML Dam	\$150,000		\$150,000	
Aldersyde Pingelly Rd	\$77,469			\$51,646
Bullaring Rd	\$223,410			\$148,940
Caravan Park	\$10,000			
Sewer Sump	\$25,000			
Hotels' footpaths	\$60,000			
Memorial Park	\$35,000			
Outside Staff Crib Room	\$28,000			
Recreation Ground Pavilion	\$750,000		\$500,000	\$166,666
Swimming Pool	\$30,000			
Wickepin Pingelly Rd	\$77,469			\$51,646

In addition, is the carried over project from 2010/11 CLGF Regional funding of \$196,953 for the waste transfer station and the 2010/11 CLGF Local funding of \$335,769 for the duplex and \$30,000 towards the \$81,773 footpaths project.

Other known capital works projects include:

- SES building (partially funded by FESA SSL)
- Police Staff House (funded by GROH SSL)
- Duplex Units (funded by Reserve funds to be replenished by the sale of 3 houses)

Regional funds are intended for larger scale infrastructure projects that clearly demonstrate wider community benefits across their region (for example, infrastructure developments that attract industry, such as upgrades to ports, roads, rail, communications or power).

Together, the Shire of Pingelly and the Shire of Brookton are the Region.

Comment:

In June 2011 following an approach from the Shire of Wickepin, Council resolved that discussions be undertaken with the Shire of Brookton in relation to possible projects, including the Shire of Wickepin's mobile telephone network improvement proposal. Those discussions are still to be held.

An alternative, if the initiative progresses, is the infrastructure (housing) to allow for a second doctor.

Consultation: Nil

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications: Nil

Strategic Implications: Nil

Voting Requirements: Simple Majority

Recommendation:

That Council nominate projects for consideration for Country Local Government Fund – Royalties For Regions funding from the regional component in 2011/12, for discussion with the Shire of Brookton.

10.6 Apex Hill

File Reference: A8611, A8697 & 03.03.15
Location: Review Street / Stone Street
Applicant: Townscape Committee
Author: M.G. Oliver, Chief Executive Officer
Date: 4 July 2011
Disclosure of Interest: Nil
Attachments: Nil
Previous Reference: Item 10.4 – 17 November 2010

Summary:

Council to consider the future of the piping around the Velodrome.

Background:

The Pingelly Apex Club & Townscape Committee are working on the Apex Hill Lookout walkway and steps to improve access to the top of the hill.

With the steep terrain, it is planned to install a pipe handrail beside the steps.

In November 2010 The Group sought to recycle and use some of the railing currently located around the velodrome. The major reason for the request is to use the railing for a safety hand rail alongside the steps that were put in place at Apex Hill last year. As the two Groups are working together well and are improving one of the main tourist attractions in Pingelly with another major project this year, it would be great to be able to finish it. A lot of people use the facility and the Group feels the need to have some sort of safety hand rail on the stairway.

Comment:

The future of the velodrome has not been resolved by Council. Whilst the direction in the draft Pingelly Sports & Recreation Plan, being prepared by the Sports and Recreation Committee, indicates the velodrome's removal, the Plan has not been finalised.

Council considered a similar request in November 2010 and resolved that the future of the Velodrome lay on the table pending the adoption of a Sports & Recreation Plan for the Recreation Ground.

Consultation: Nil

Statutory Environment: Nil

Policy Implications: Nil

Financial Implications:

Nil in relation to the piping, unknown but significant if the Velodrome was to be removed.

Strategic Implications: Nil

Voting Requirements: Simple Majority

Recommendation:

That the Apex Club be given permission to salvage sufficient piping from the Velodrome to create a handrail at Apex Hill.

10.7 Disability Access & Inclusion Plan

File Reference: 01.03.11
Location: Shire of Pingelly
Applicant: Shire of Pingelly
Date: 5 July 2011
Author: M.G. Oliver, Chief Executive Officer
Disclosure of Interest: Nil
Attachments: Nil

Summary:

Council to consider adopting the draft amended 16 June 2010 Disability Access and Inclusion Plan.

Background:

In June 2010 Council adopted a new style 5 year Disability Access and Inclusion Plan, replacing the old Disability Services Plan (dated 19 September 2007) following the consideration of submissions.

A provision of the June 2010 Plan is the review the Annual Action Plan each year.

Comment:

The Annual Action Plan has been reviewed by Staff and an amended draft Plan incorporating a 2011/12 Annual Action Plan prepared and provided to Councillors.

Consultation: Nil

Statutory Environment:

Section 28 of the *Disability Services Act* provides that:

- (1) Each public authority must have a disability access and inclusion plan to ensure that in so far as its functions involve dealings with the general public, the performance of those functions furthers the principles in Schedule 1 and meets the objectives in Schedule 2.
- (2) A disability access and inclusion plan must meet any prescribed standards.
- (3) A public authority must lodge its disability access and inclusion plan with the Commission —
 - (a) if the authority was established before the commencement of the *Disability Services Amendment Act 2004*, without delay;
 - (b) if the authority is established after the commencement of the *Disability Services Amendment Act 2004*, within 12 months after the day on which it is established.
- (4) A public authority may amend its disability access and inclusion plan at any time.
- (5) A public authority may review its disability access and inclusion plan at any time.
- (6) After reviewing its disability access and inclusion plan, a public authority must lodge a report of the review with the Commission in accordance with subsection (7).
- (7) Not more than 5 years is to elapse —
 - (a) between the day on which a public authority first lodges its disability access and inclusion plan with the Commission and the day it lodges a report of a review of the plan with the Commission; or
 - (b) between the lodgement of the report of one review of a plan and the lodgement of the report of another review of the plan.
- (8) After reviewing its disability access and inclusion plan, a public authority may amend the plan or prepare a new plan.
- (9) If at any time a public authority amends its disability access and inclusion plan or prepares a new plan, whether after a review or not, it must lodge the amended or new plan with the Commission as soon as practicable after doing so.
- (10) A public authority must undertake public consultation in accordance with the procedure specified in the regulations when preparing, reviewing or amending a disability access and inclusion plan.

Section 29 provides that:

- (1) A public authority that has a disability access and inclusion plan must, if required to report under section 66 of the *Financial Administration and Audit Act 1985*, include in such report, a report about the implementation of the plan.
- (2) A local government or regional local government that has a disability access and inclusion plan must include in its annual report prepared under section 5.53 of the *Local Government Act 1995* a report about the implementation of the plan.
- (3) A public authority that —
 - (a) has prepared or amended a disability access and inclusion plan in a year ending 30 June; and
 - (b) is not required to report under subsection (1) or (2),must make a report about the implementation of the plan to the Commission within 2 months after the end of that year.
- (4) The regulations may prescribe information that must be included in a report under subsection (1), (2) or (3) about the implementation of a disability access and inclusion plan.

Section 29A provides that a public authority that has a disability access and inclusion plan must ensure that the plan is made available to people with disabilities and the public generally, by publication in the prescribed manner.

Policy Implications: Nil

Financial Implications:

Minor – to be considered with the draft 2010/11 Budget.

Strategic Implications: Nil

Voting Requirements: Simple Majority

Recommendation:

That the draft amended Disability Access and Inclusion Plan incorporating the Annual Action Plan for 2011/12 be adopted.

10.8 State Emergency Services Building

File Reference: A8957 & 14.00.04
Location: Lots 95 & 877 Pasture Street, Pingelly
Applicant:
Author: M.G. Oliver, Chief Executive Officer
Date: 6 July 2011
Disclosure of Interest: Nil
Attachments: Nil
Previous Reference: Item 10.9 – 16 June 2010

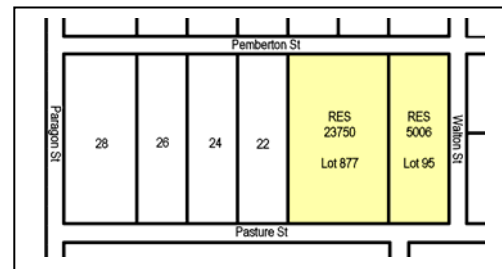
Summary:

Council to consider tenders received for the proposed SES Building and loan borrowing via a self-supporting loan by FESA to part fund the Building.

Background:

Approximately 7 years ago Council advised the local SES group to commence negotiations to find a new location for their activities as the current site adjacent to the Shire Depot would need to be taken back for Shire activities.

Initially two likely sites were identified with the possibility of relocating with the Fire and Rescue Services site in Pasture Street being the preferred option. This didn't come to fruition but since then it has been decided that the shire will relinquish its ownership of Lot 95 Pasture Street and amalgamate that lot with the adjoining Lot 877 and the total parcel to be owned by the Fire and Emergency Services Authority (FESA).



To submit the funding application a local contractor was requested to provide an estimate of the costs associated with the construction of the building. The estimate provided was for a brick administration building and a colorbond shed area. In 2007 when the quote was provided it was estimated that the cost of the new SES building would be approximately \$800,000.

In 2008/09 Council applied for \$800,000 from the FESA for the construction of a new SES building. The plan for the building was based on a building footprint provided by FESA. This plan was to be the basis of all new SES buildings. Council was advised that it had received \$80,000 for the next ten years to service a loan (interest and principal) for the construction of the building and that it was estimated that repayments of \$80,000 would service a loan of approximately \$590,000.

Using the FESA provided footprint for the building Council engaged the services of an architect (Mr Kim Harris) to draw up plans to use to tender the project. Tenders were called and closed in August 2009 with four companies submitting complying tenders – all greater than Budget provision.

In August 2009 Council approved for the new State Emergency Services building to be constructed on Reserves and 5006 and 25750.

Council and the Pingelly SES Unit met with FESA on the 8 September 2009 to discuss additional funding for the building. FESA advised that they are not able to commit any further funds to the project. Further, that if Council was to apply for more funding for the building it would have to withdraw its current approved application and submit a new application. The new application would be considered in the next funding round in 2010/11 and that funding would not be guaranteed as the current economic climate had led to a decrease in the amount of capital projects.

Council resolved (16 September 2009 – 10085) to reject all tenders received for the construction of the Pingelly State Emergency Service Building on the basis of price and to negotiate with Niche Construction and Mini Projects to determine if the cost of the Pingelly Emergency Service Building can be reduced. Cost savings of \$91,363 were identified – although in most instances they were merely moving the cost from the contractor to the Shire of Pingelly.

In October 2009 Council explored different methods of funding to ensure the project is completed, including:

- to fund the project by increasing the loan that will be raised to cover the entire cost of the building.
- to use the Country Local Government Fund to prepay its 2009/10 funds to fund the project

Council resolved (21 October 2009 – 10110) to accept the quote from Niche Construction for the price of \$809,060 and for Staff to bring funding options to November Ordinary Meeting of Council.

Preliminary plans for the proposed building by architect Mr Kim Harris indicated that the building, as initially designed, would not fit on the land available. Consequently it was decided that Council could close the right of way adjoining Lot 95 on the eastern side but would mean further possible lengthy delays and dealings with the Planning Commission in amalgamating that land with Lot 95.

As a result it was decided to modify the preliminary plans and the wall to the eastern side of the building was redesigned.

Council resolved (18 November 2009 – 10121) to grant planning approval to Pingelly State Emergency Services Group, subject to the amalgamation of Lot 877 and Lot 95 Pasture Street, Pingelly to:

1. erect a combined office and appliance shed in accordance with the plans and specifications attached to this agenda item; and
2. erect a 6m swinging communications tower next to the approval building. Noting that this approval is issued subject to Lots 877 and Lot 95 Pasture Street being successfully amalgamated through the WA Planning Commission and no building works are to be commenced until a building licence has been issued by the building surveyor.

On 18 November 2009 Council was advised that the Country Local Government Fund – Regional Group Funding Allocations, had been introduced to provide infrastructure support to local governments through regional groupings of Councils. The funding allocated through these regional groups will be the sum of the allocations of the local governments in that group. Regional groups will then reach mutual agreement on the priorities for expenditure of their regional funding allocation.

Pingelly nominated the Dryandra Voluntary Regional Organisation of Councils (DVROC) as its regional grouping for the CLGF – with the other Councils participating in this grouping being Wickiepin, Wandering, Cuballing and the Shire of Narrogin. The Town of Narrogin were yet to nominate a regional grouping.

The five DVROC Councils were allocated provisional totals of \$1,013,590 in 2009/10 and \$1,411,787 in 2010/11 and \$1,411,787 in 2011/12 which, in simple terms, equates to \$202,718 per Council in 2009/10 and \$282,357 in 2010/11 and 2011/12. The funds will however be proportioned on the quality and relevance of the projects, rather than equally between each Council. Although no official guidelines have been formulated as yet, it is assumed that successful projects will need to be of regional significance and a benefit to the region as a whole.

Council resolved (18 November 2009 – 10128) to make a submission to the DVROC Committee for an amount of \$250,000 in 2009/10 for the purpose of funding assistance with the construction of regionally significant SES facility in Pingelly.

In January 2010 Council resolved:

- to borrow \$590,000 from the Western Australian Treasury over a period of 10 years at a nominal interest rate of 6.2%;
- no further action be taken in relation to the proposed closure of the unnamed laneway directly east of Reserve 5006 from Pasture Street to Pemberton Street (31 August 2009 – 10071); and
- the request to the DVROC Committee for \$304,450 funding from the Royalties for Regions Regional component lay on the table until the February Ordinary Council meeting to allow time to ascertain any additional utility connection costs.

In February 2010 Council resolved that the DVROC funding submission lay on the table until the March 2010 Ordinary Council meeting.

On 23 February 2010 Niche Constructions withdrew from the project citing prolonged post tender negotiations and contract execution as the reason.

In March 2011 Council resolved that discussions be entered into with FESA to amend the design of the proposed SES building to fit FESA's budget and that the Shire of Pingelly's commitment be limited to the supply of the land (lot 95) together with building design fees.

Council resolve in April 2010 that the proposed SES Building item lay on the table and that a meeting be convened between interested parties to explore the issue of collocation. This followed on from Council's resolution in March 2010 that discussions be entered into with FESA to amend the design of the proposed SES building to fit FESA's budget and that the Shire of Pingelly's commitment be limited to the supply of the land (lot 95) together with building design fees. Further discussions were held with FESA who agreed to search for additional funding before further exploring the issue of co-location.

In June 2010 Council was advised that the FESA Grants Manual indicates that land, site works, car parks, fencing and landscaping are not covered by the ESL and as such required to be provided by the local government. Council resolved that discussions continue with FESA in an endeavour to seek a solution to allow the proposed State Emergency Services Building to be constructed.

In July 2010 Councillors were informed that FESA had shown support to amend its budget to accommodate the SES building and follow the original design (but mirrored) proposed.

On 1 November 2010 Kim Harris was requested to re-draft the plans and specifications to *mirror* the concept and allow tenders to be called.

A set of documents agreed to by all parties were received in June and tenders were re-called via the West Australian on 18 and 25 June 2011 closing at 4pm on 15 July 2011.

Comment:

The Shire of Pingelly has now given up land (lot 95) to FESA for the purpose of accommodating the SES.

FESA have allocated \$965,000 (\$96,500/year/10 years) for the construction of the new headquarters.

Using the current WATreasury Corporation interest rate over 10 years (5.57%) approximately \$732,000 loan principle is available.

The Shire of Pingelly has expended a large amount of time and resources, some \$26,375 (Harris Architectural Drafting Services) on design fees for the project together with a further \$862.40 on tender advertising in the past and more recently, the re-tendering (cost still to be provided).

Utility connection costs can't be determined without the submission of a connection application – at a cost.

Consultation:

The Fire and Emergency Services Authority.

Statutory Environment:

Section 6.20 (1), (2) & (4) of the *Local Government Act* – Power to borrow – provides:

- (1) Subject to this Act, a local government may —
 - (a) borrow or re-borrow money;
 - (b) obtain credit; or
 - (c) arrange for financial accommodation to be extended to the local government in ways additional to or other than borrowing money or obtaining credit, to enable the local government to perform the functions and exercise the powers conferred on it under this Act or any other written law.
- (2) Where, in any financial year, a local government proposes to exercise a power under subsection (1) (power to borrow) and details of that proposal have not been included in the annual budget for that financial year —
 - (a) unless the proposal is of a prescribed kind, the local government must give one month's local public notice of the proposal; and
 - (b) the resolution to exercise that power is to be by absolute majority.
- (4) A local government is not required to give local public notice under subsection (3) —
 - (a) where the change of purpose has been disclosed in the annual budget of the local government for the relevant financial year; or
 - (b) in such other circumstances as are prescribed.

Regulation 29(d) of the *Local Government (Financial Management) Regulations* – Borrowings information – provides that the notes to the annual budget are to include —

- (d) where, in the financial year to which the budget relates, it is proposed to exercise the power to borrow under section 6.20, details of —
 - (i) the purpose for which the money is to be borrowed;
 - (ii) an estimate of the amount to be borrowed;
 - (iii) the nature of the proposed financial accommodation;
 - (iv) an estimate of the term of the repayment;
 - (v) an estimate of the interest rate and other charges payable;
 - (vi) an estimate of the amount of the borrowings to be used during the financial year; and
 - (vii) an estimate of the amount which will remain unused at 30 June;

Policy Implications: Nil

Financial Implications: Nil

Strategic Implications: N/A

Voting Requirements: Simple Majority

Recommendation:

That the Tender from _____ for \$_____ be accepted.

That Council resolve to borrow up to \$750,000 from the Western Australian Treasury over a period of 10 years at a nominal interest rate up to 6.5% (amount dependent on interest rate).

That provision be included in the draft 2011/12 Budget for the loan pursuant to 29(d) of the *Local Government (Financial Management) Regulations*.

10.9 Draft 2011/12 Budget

File Reference: 06.07.00
Location: N/A
Applicant: N/A
Author: M.G. Oliver, Chief Executive Officer
Date: 15 July 2011
Disclosure of Interest: Nil
Attachments: Nil

Summary:

Council to consider setting a date for a Special Council meeting to review the draft 2011/12 Budget.

Background:

The *Local Government Act 1995*, (s6.2) provides that a local government must, not later than 31 August in each financial year, or such extended time as the Minister allows, prepare and adopt (by an absolute majority), in the form and manner prescribed, a budget for its municipal fund for the financial year ending on the next following 30 June.

Comment:

Work has been undertaken preparing the draft Budget for 2011/12 however it is not ready for the cut-off date for this meeting.

Consultation: Nil

Statutory Environment:

Section 6.2 of the *Local Government Act* provides that:

- (1) Not later than 31 August in each financial year, or such extended time as the Minister allows, each local government is to prepare and adopt, in the form and manner prescribed, a budget for its municipal fund for the financial year ending on the next following 30 June.
- (2) In the preparation of the annual budget the local government is to have regard to the contents of the plan for principal activities accepted by a local government under section 5.58 and to prepare a detailed estimate for the current year of –
 - a. the expenditure by the local government;
 - b. the revenue and income, independent of general rates, of the local government; and
 - c. the amount required to make up the deficiency, if any, shown by comparing the estimated expenditure with the estimated revenue and income.
- (3) For the purposes of subsections (2) (a) and (b) all expenditure, revenue and income of the local government is to be taken into account unless otherwise prescribed.

Policy Implications: Nil

Financial Implications: Nil

Strategic Implications: N/A

Voting Requirements: Simple Majority

Recommendation:

That a date be set to convene a Special Council meeting to review the draft 2011/12 Budget.

11. MEMBERS MOTIONS

Nil

12. NEW BUSINESS

New business of an urgent nature introduced by decision of the meeting. Best practice provides that Council should only consider items that have been included on the Agenda (to allow ample time for Councillors to research prior to the meeting) and which have an Officer Report (to provide the background to the issue and a recommended decision).

13. MEMBERS REPORTS

Cr SJ Lange

- 15 June – CEO Appraisal with Simon White
- 21 June – Golden Outback Tourism
- 23 June – Staff BBQ
- 25 June – Golf 100 years Dinner
- 5 July – Cottage Homes Annual General meeting
- 8 July – Governance training by WALGA
- 11 July – Sport and Recreation committee.

14. CLOSURE

The Chairman to declare the meeting closed.