



# **MINUTES**

## **ORDINARY COUNCIL MEETING**

**TUESDAY 27 NOVEMBER 2007**

**(Held at the Waroona Health & Community Resource Centre)**

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**1. DECLARATION OF OPENING/ANNOUNCEMENTS**

The Chairperson declared the meeting open the time being 1.30pm and welcomed all Councillors and staff.

**2. RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE PREVIOUSLY APPROVED**

Cr N Dew	Shire President/Chairperson
Cr M Walmsley	Deputy Shire President
Cr C Germain	Councillor
Cr T Witney	Councillor
Cr L Snell	Councillor
Cr J Salerian	Councillor
Cr C Wright	Councillor
Cr L Scott	Councillor
Mr I Curley	Chief Executive Officer
Mr M Turner	Director Strategic Development
Mr S Cleaver	Director Community Services
Mr D Davey	Director Technical Services
Mrs RH O'Mara	Executive Support Officer - Minute Taker

**3. RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE**

Nil

**4.1 PUBLIC QUESTION TIME**

Nil

**4.2 PUBLIC STATEMENTS**

Nil

**5. APPLICATIONS FOR LEAVE OF ABSENCE**

**COUNCIL DECISION**

**OCM07/190**

**MOVED: Cr Walmsley**

**SECONDED: Cr Wright**

**That Cr Witney's request for leave of absence for the months of December and January be accepted.**

**CARRIED 8-0**

**6. DISCLOSURES OF MEMBERS' & OFFICERS' INTERESTS**

(Disclosure of interest MUST ALSO be made by the member or officer immediately prior to a matter, for which an interest is being disclosed, is dealt with.)

Cr Walmsley declared an interest affecting impartiality in Items 9.5.2 and 9.5.3

**7. PETITIONS/DEPUTATIONS/PRESENTATIONS**

Nil

**8. CONFIRMATION OF MINUTES**

**8.1 ORDINARY COUNCIL MEETING – 30.10.07**

**COUNCIL DECISION**

**OCM07/191**

**MOVED: Cr Germain**

**SECONDED: Cr Snell**

**That the Minutes of the Ordinary Council Meeting held 30 October 2007 be confirmed as being a true and correct record of proceedings.**

**CARRIED 8-0**

**8.2 SPECIAL COUNCIL MEETING – 13.11.07**

**COUNCIL DECISION**

**OCM07/192**

**MOVED: Cr Witney**

**SECONDED: Cr Wright**

**That the Minutes of the Special Council Meeting held 13 November 2007 be confirmed as being a true and correct record of proceedings.**

**CARRIED 8-0**

**9. REPORTS OF OFFICERS AND COMMITTEES**

**9.1 DIRECTOR TECHNICAL SERVICES**

Nil

## 9.2 **DIRECTOR COMMUNITY SERVICES**

### 9.2.1 **BUSHFIRE RESPONSE PLAN**

Reporting Officer / Officer's Interest:	Steve Cleaver, Director Community Services / Nil	
Responsible Officer / Officer's Interest:	Steve Cleaver, Director Community Services / Nil	
Proponent:	Shire of Waroona	
Landowner:	Shire of Waroona	
Date of Report:	19 November 2007	File No: 51/2
Previous Reference:	Nil	
Statutory/Policy Implications:	Emergency Management Act 2005 Bush Fires Act 1954	
Strategic Implications:	Will provide for bush fire management	
Financial Implications:	Nil	
<b>Voting Requirements</b>	<b>Simple majority</b>	

#### Proposal

***To receive and note the 2007 Bushfire response plan.***

#### Background

Since July 2007 the Director Community Services and the Shires Chief Bush Fire Control Officer have been progressing a bushfire response plan with Mr Lewis Winter from Fire Emergency Services Association (FESA). The plan has been through a number of draft stages and is now ready for incorporation into the Shires Emergency Management Plan 2007.

#### Community Consultation

- FESA
- Waroona Bush Fire Brigades

#### Officer's Comments

FESA has for some time realised that the knowledge and experience of the current Bush Fire Control Officer Mr John Twaddle should be documented. Mr Twaddle's knowledge of fire behaviour and FESA procedures is highly regarded. This documentation process has now occurred over the past six (6) months and incorporated into a bush fire response plan. The plan details assets and communication strategies in the event of bushfire.

The plan will be incorporated into FESA's regional plans and also into the Shires Emergency Management Plans.

**COUNCIL DECISION**

**OCM07/193**

**MOVED: Cr Walmsley**

**SECONDED: Cr Scott**

**The October 2007 Bushfire Response Plan be received and noted.**

**CARRIED 8-0**

**9.3 DIRECTOR STRATEGIC DEVELOPMENT**

**9.3.1 CONTRIBUTION TO THE PEEL COMMUNITY DEVELOPMENT GROUP**

Reporting Officer / Officer's Interest:	Maree Ellis Community Development Officer / Nil	
Responsible Officer / Officer's Interest:	Matthew Turner Director of Strategic Development / Nil	
Proponent:	N/A	
Landowner:	N/A	
Date of Report:	21 <sup>st</sup> November 2007	File No: 9/1
Previous Reference:	Nil	
Statutory/Policy Implications:	Nil	
Strategic Implications:	Nil	
Financial Implications:	An amount of \$2,000 was included in the Shire 2007/08 budget however Council requested a report be presented to it prior to the contribution being approved.	
<b>Voting Requirements</b>	<b>Simple Majority</b>	

Proposal

***The Shire of Waroona is asked to support the contribution of \$2,000 funding to the Peel Community Development Group (PCDG). A letter from the Chairperson Paddi Creevey, Annual Report and list of Board Members is attached at Appendix 1.***

Background

The Peel Community Development Group (PCDG) was formed in 2002 as a result of combined efforts by all the five Local Government Authorities in the Peel Region to alleviate the gaps identified in the "Peel Away the Mask" Study. The group was formerly incorporated on 29 July 2003 and held its first Annual General Meeting on 24 October 2003.

The Group has strengthened its role as a peak regional body working in partnership with the Peel Development Commission to support and strengthen community development in the Peel Region, whilst advocating and supporting the work of the community sector. The Peel Community Development Group works to bring both Community Development and Community Services together to address issues collaboratively with a focus on:

- Promoting and supporting services that meet the community's needs;
- Promoting and supporting community cohesion;
- Developing the capacity of groups, professionals and leaders in the community; and
- Improving coordination of community development initiatives.

Financial support for the group comes from various Government Agencies, Alcoa, Alinta, City of Mandurah and other Shires in the Peel Region. The Peel Development Commission provides office accommodation, other in-kind support and funding towards operating costs.

The Peel Community Development Group is now recognised as a peak Community Development Group in the Peel Region and is often consulted on Policy issues.

#### Community Consultation

N/A

#### Officer's Comments

It is a constitutional requirement for the PCDG Board to have representatives from all LGA'S in the Peel Region. The Shire of Waroona Community Development Officer has been a member of the Peel Community Development Group since 2004 and has benefited from the combined expertise and experience contained within the group.

Representation on the Board from all Shires in the Peel region creates a positive regional focus for the group and excellent networking opportunities. This provides a balanced view of the social issues pertaining to Waroona and other outlying areas and facilitates a collaborative approach to problem solving and project development.

Since its inception, the Peel Community Development Group has facilitated a number of initiatives for Waroona including Diversity Workshops, Community Development Skills Workshops, Families and Schools Together (FAST) which ran for 3 years at Waroona District High School and the Positive Ageing Study. Streetnet and the Peel Music Foundation continue to offer services in Waroona and it is anticipated that the Waangkininy Health in Peel (WHIP) project will have significant impacts in Waroona.

**APPENDIX 1**

**COUNCIL DECISION**

**OCM07/194**

**MOVED: Cr Witney**

**SECONDED: Cr Germain**

**Council agrees to support the Peel Community Development Group with a contribution of Two thousand dollars (\$2,000) from account 125320 as per the Shire's 2007/08 adopted budget.**

**CARRIED 8-0**

9.3.2 **LOT 4 (NO. 34) NEWNHAM ROAD, LAKE CLIFTON – APPLICATION FOR PLANNING CONSENT FOR A GROUPED DWELLING**

Reporting Officer / Officer's Interest:	Mike Critch - Town Planner /Nil
Responsible Officer / Officer's Interest:	Ross Davidson – Manager Planning and Development Services/Nil
Proponent:	Cardno BSD (Carl Williams)
Landowner:	Gek Chen Thio and Gim Ho Thio
Date of Report: 21 November 2007	File No: TP1093
Previous Reference:	None
Statutory/Policy Implications:	See Heading in report
Strategic Implications:	See Heading in report
Financial Implications:	Nil
<b>Voting Requirements</b>	<b>Simple majority</b>

*Proposal*

*An application has been received by Council for an additional residence at Lot 4 (No. 34) Newnham Road, Lake Clifton. Lot 4 is approximately 5.8526 ha in area and is currently occupied by two existing dwellings and a shed. Lot 4 abuts Lake Clifton to the west, and has single dwellings on adjacent properties to the north and south.*

*The three bedroom, two bathroom dwelling proposed is approximately 205m<sup>2</sup> in area and is located approximately 280m west of the existing dwellings. The dwelling is to be connected to its own septic tank system.*

*The applicant has indicated that one of the existing (northern) dwellings is to be demolished and replaced by the proposed dwelling.*

*A location plan is contained at Appendix 2. The submitted details of the dwelling are contained at Appendix 3.*



### Statutory/Policy Implications

Part 5 of the Scheme deals with Non-Conforming uses which allow certain non-permitted uses to continue after the time of the Scheme coming into force. Non-Conforming Use rights can only be extended to developments which have been permitted and lawfully authorised to be carried out and where such permit or permits have been duly obtained and are current. In accordance with Clause 5.2 of the Scheme, a person may erect, alter or extend a building used in conjunction with a non-conforming use as long as they have applied for and obtained the Planning Consent of Council under the Scheme.

As stated in Clause 5.3 of the Scheme, Council may grant Planning Consent to the change of use of any land from a non-conforming use to another use if the proposed use is, in the opinion of Council, less detrimental to the amenity of the locality than the non conforming use and is, in the opinion of Council, closer to the intended uses of the zone. Council may regard a proposal on its own merits if it is seen to have less of an impact on the surrounding area.

Council can also implement discretion to modify certain development standards if it feels a proposal is not going to impact on that particular zone. In accordance with Clause 6.12 of the Scheme, if a development the subject of an application for Planning Consent, does not comply with a standard or requirement prescribed in the Scheme with respect to that development the Council may approve the application subject to any conditions it sees fit.

The powers granted by Clause 6.12 may be exercised if Council is satisfied that the proposal is consistent overall with the orderly and proper planning of the locality, the non-compliance will not have any adverse impacts on current and future occupiers or users of the development and if the spirit and purpose of the requirement or standard will not be unreasonably departed from thereby.

### Community Consultation

Consultation of adjoining landowners was not required for the purpose of this proposal nor was any undertaken.

### Officer's Comments

The applicant has advised Council that they may seek approval for the new dwelling as a non-conforming use under Town Planning Scheme No. 7. The site comprises two independent detached dwellings and the applicant seeks to replace one of the residences with another single dwelling. Shire records have revealed Planning Approval was obtained for a second (southern) dwelling in 1994. An application to relocate a used dwelling for a Second House was approved by the Shire Planning department and therefore under Clause 5.1(b) the additional dwelling may be deemed to have Non-Conforming use rights.

There is no question the proposed second dwelling is of a much higher standard in general than the dwelling proposed to be removed. The dwelling to be removed is constructed of asbestos and is in poor condition and clearly visible from Newnham Road. The proposed dwelling is located approximately 278m from Newnham Road and is setback more than 36m from each neighbouring boundary. The impact on neighbouring properties would likely be minimal, given that there is a large number of significant trees between neighbouring dwellings and the nearest neighbouring dwelling is approximately 100m to the north.

The separation distance between the existing dwelling to remain on site and the proposed dwelling is approximately 200m, giving each house large areas for private open space and plenty of separation distance. There is also sufficient area for an access leg to the new dwelling, which is anticipated to run along the northern boundary.

When assessing the proposal on its merits, it may be considered to be an improvement on the current use and nature of development present on Lot 4. The proposal does not detract from the level of amenity of the existing and surrounding residents and the environs of the Coastal Highway zone. The location of a brand new dwelling is certainly a much better outcome than the option of upgrading the existing additional dwelling in-situ.

The proposal may be approved under Clause 5.3 of the Scheme in this instance as it is considered to be less detrimental to the amenity of the locality than the non-conforming use currently taking place on Lot 4. The proposal may be further supported by Clause 6.1 of the Scheme given that the proposed dwelling is more consistent with the orderly and proper planning of the locality in comparison to the status quo.

Certain conditions can be imposed by Council to ensure the additional dwelling is of a reasonably high standard and that stormwater disposal is disposed of in accordance with Statement of Planning Policy No. 2.1. Given that the location for the proposed dwelling is reasonably exposed, screening vegetation will be required along the eastern and southern sides of the dwelling. A condition will also be imposed for the existing home to be removed is done so within a reasonable timeframe.

### **APPENDICES 2 & 3**

#### **COUNCIL DECISION**

**OCM07/195**

**MOVED: Cr Germain**

**SECONDED: Cr Witney**

**That the application for planning consent for a Grouped Dwelling at Lot 4 (No.34) Newnham Road, Lake Clifton be approved subject to the following conditions:**

- 1. The development hereby approved shall occur in accordance with the plans and specifications submitted with the application and these shall not be altered or modified without the prior written approval of Council;**

2. All stormwater and drainage run-off of the development hereby approved shall be contained on site to the specification and satisfaction of Council, or connected to a Council stormwater legal point of discharge;
3. The external finishing of the Dwelling hereby approved shall be finished in a colour not detrimental to the character of the natural landscape of the locality, that is colours to be non-reflective and of muted tones. The roof sheeting shall also be of a colour not detrimental to the character of the natural landscape of the locality;
4. Screening vegetation to be provided along the eastern and southern elevations of the Additional Dwelling hereby approved as shown in red on the approved plans, and thereafter maintained to the satisfaction of the Manager Planning and Development Services;
5. The existing northern dwelling to be removed shall be demolished and materials removed from site within 60 days of practical completion of the Additional Dwelling hereby approved;
6. On site effluent systems shall be Alternative Treatment Units (ATU) and shall be setback at least 150 metres from the high water mark of Lake Clifton and at least 20 metres from the Vasse Soil landform.
7. This approval shall expire if the development hereby approved is not completed within 2 years of the date hereof, or within any extension of time which upon written application to Council (made at least 60 days prior to the expiry date of the approval) is granted by in writing.

**Advice to applicant:**

- a) A Building Licence must be obtained prior to undertaking any works on site;
- b) A Demolition Licence must be obtained prior to the removal of the existing dwelling.
- c) *The applicant's attention is drawn to Condition 5. If the existing northern dwelling has not been demolished in accordance with Condition 5, legal action will be initiated by Council.*

**CARRIED 8-0**

Note:

*The Officer Recommendation was changed (words in italics) to emphasise the importance of Condition 5 being strictly adhered to.*

**9.4 DEPUTY CEO/DIRECTOR CORPORATE SERVICES**

9.4.1 ACCOUNTS FOR PAYMENT

Reporting Officer / Officer's Interest:	Chris Smith – Senior Finance Officer / Nil	
Responsible Officer / Officer's Interest	Laurie Tilbrook – Deputy CEO/Director Corporate Services / Nil	
Proponent:	N/A	
Landowner:	N/A	
Date of Report: 20 November 2007	File No:	1/3
Previous Reference:	N/A	
Statutory/Policy Implications:	N/A	
Strategic Implications:	N/A	
Financial Implications:	N/A	
<b>Voting Requirements</b>	<b>Simple Majority</b>	

**APPENDIX 4**

**COUNCIL DECISION**

**OCM07/196**

**MOVED: Cr Witney**

**SECONDED: Cr Wright**

**That Vouchers numbered:**

<u>ACCOUNT</u>	<u>CHEQUE NOS.</u>	<u>AMOUNT \$</u>	<u>TOTAL \$</u>
Municipal	4992-5057	40,605.52	40,605.52
Trust	--	--	--
Electronic Transfers	EFT 5974-6145	424,050.68	424,050.68
Direct Wages	24.10.07	58,458.01	
	07.11.07	57,958.00	
	116,416.01		
<b>TOTAL:</b>			<b><u>\$581,072.21</u></b>

**and attached at Appendix 4 be endorsed.**

**CARRIED 8-0**



9.4.2 MONTHLY STATEMENT OF FINANCIAL ACTIVITY FOR THE PERIOD  
1 JULY 2007 TO 31 OCTOBER 2007

Reporting Officer / Officer's Interest:	Chris Smith – Senior Finance Officer / Nil	
Responsible Officer / Officer's Interest	Laurie Tilbrook – Deputy CEO/Director Corporate Services / Nil	
Proponent:	N/A	
Landowner:	N/A	
Date of Report: 20 November 2007	File No:	1/1
Previous Reference:	N/A	
Statutory/Policy Implications:	N/A	
Strategic Implications:	N/A	
Financial Implications:	N/A	
<b>Voting Requirements</b>	<b>Simple Majority</b>	

**APPENDIX 5**

**COUNCIL DECISION**

**OCM07/197**

**MOVED: Cr Germain**

**SECONDED: Cr Scott**

**That the Monthly Statement of Financial Activity for the period 1 July 2007 to 31 October 2007 (Appendix 5) be received and noted.**

**CARRIED 8-0**

9.4.3 ADOPTION OF 2006/07 ANNUAL REPORT

Reporting Officer / Officer's Interest:	Laurie Tilbrook – Deputy Chief Executive Officer / Nil	
Responsible Officer / Officer's Interest:	Laurie Tilbrook – Deputy Chief Executive Officer / Nil	
Proponent:	Shire of Waroona	
Landowner:	N/A	
Date of Report: 20 November 2007	File No:	8/1
Previous Reference:	Nil	
Statutory/Policy Implications:	Local Government Act 1995	
Strategic Implications:	Nil	
Financial Implications:	Nil	
<b>Voting Requirements</b>	<b>Simple Majority</b>	

Proposal

***The 2006/07 Annual Report is to be presented to the Annual Meeting of Electors on Thursday 13 December 2007.***

Officer's Comments

In accordance with Sections 5.54 and 5.55 of the Local Government Act the Report is to be accepted by the Council and will be available for the general public from Thursday 29 November 2007 (by both hard copy and on the Shire's Website).



**COUNCIL DECISION**

**OCM07/198**

**MOVED: Cr Wright**

**SECONDED: Cr Snell**

**The 2006/2007 Annual Report for the Shire of Waroona be adopted.**

**CARRIED 8-0**

**9.5 CHIEF EXECUTIVE OFFICER**

**9.5.1 DECEMBER 2007/JANUARY 2008 ORDINARY COUNCIL MEETING**

Reporting Officer / Officer's Interest:	Ian Curley – Chief Executive Officer / Nil	
Responsible Officer / Officer's Interest:	Ian Curley – Chief Executive Officer / Nil	
Proponent:	Shire of Waroona	
Landowner:	N/A	
Date of Report:	22 November 2007	File No: 35/1
Previous Reference:	OCM November 2006 Item 9.5.2 OCM06/219	
Statutory/Policy Implications:	Nil	
Strategic Implications:	Nil	
Financial Implications:	Nil	
<b>Voting Requirements</b>	<b>Simple Majority</b>	

*Proposal*

*To consider not conducting a December 2007 Ordinary Council Meeting, scheduled for Tuesday December 25, and conduct the following Ordinary Council Meeting on Tuesday 8 January, 2007.*

Background

Due to additional work commitments of Councillors during the peak December period, Council for the past two (2) years, did not conduct a December Council Meeting and held a Meeting on 9 January 2007. Council does have the opportunity of conducting a Special Meeting if any urgent business arises during the extended gap between Meetings.

Community Consultation

Public notice to be given on any change to Council meeting date or time.

**COUNCIL DECISION**

**OCM07/199**

**MOVED: Cr Walmsley**

**SECONDED: Cr Wright**

**That Council publicly advertise that the December 2007 Ordinary Council Meeting scheduled for Tuesday December 25, will not be held and the next Ordinary Council Meeting will be conducted on Tuesday 8 January, 2008.**

**CARRIED 8-0**



**CONFIDENTIAL ITEMS****COUNCIL DECISION****OCM07/200****MOVED: Cr Walmsley****SECONDED: Cr Scott**

**That the Meeting be closed to members of the public at this point – 2.05pm to allow Council to consider Item 9.5.2 – Premier’s Australia Day Active Citizenship and Event Awards; and Item 9.5.3 - Meritorious Community Service Awards 2008.**

**CARRIED 8-0**

**Cr Walmsley declared an interest affecting impartiality in Items 9.5.2 and 9.5.3 being Chairperson of the Board of Quambie Park (Inc.).**

9.5.2 **PREMIER’S AUSTRALIA DAY ACTIVE CITIZENSHIP AND EVENT AWARDS 2008**

**REPORT PROVIDED UNDER SEPARATE COVER**

Reporting Officer / Officer's Interest:	Maree Ellis – Community Development Officer / Interest affecting impartiality as nominator of one nominee.	
Responsible Officer / Officer's Interest:	Ian Curley – Chief Executive Officer / Nil	
Proponent:	Shire of Waroona	
Landowner:	N/A	
Date of Report:	20 November 2007	File No: 12/1
Previous Reference:	OCM 10 October 2006	
Statutory/Policy Implications:	Nil	
Strategic Implications:	Nil	
Financial Implications:	Nil	
<b>Voting Requirements</b>	<b>Simple Majority</b>	

**COUNCIL DECISION****OCM07/201****MOVED: Cr Walmsley****SECONDED: Cr Salerian**

**Council selects Mr Murray Henderson to receive the 2008 Premier’s Australia Day Active Citizenship Award for a Person of 25 years or older and refers the unsuccessful nominations for consideration in the 2008 Meritorious Awards.**

**CARRIED 8-0**

**COUNCIL DECISION**

**OCM07/202**

**MOVED: Cr Witney**

**SECONDED: Cr Scott**

**Council selects “Meals on Wheels” to receive the 2008 Premier’s Australia Day Active Citizenship Award 2008 for a Community Group or Event.**

**CARRIED 8-0**

**COUNCIL DECISION**

**OCM07/203**

**MOVED: Cr Germain**

**SECONDED: Cr Snell**

**That Council give special recognition of the services to the community during the 2006 and 2007 fires, to the Local Emergency Management Committee (LEMC).**

**CARRIED 8-0**

9.5.3 **MERITORIOUS COMMUNITY SERVICE AWARDS 2008**

**REPORT PROVIDED UNDER SEPARATE COVER**

Reporting Officer / Officer's Interest:	Maree Ellis – Community Development Officer / Nil	
Responsible Officer / Officer's Interest:	Ian Curley – Chief Executive Officer / Nil	
Proponent:	Shire of Waroona	
Landowner:	N/A	
Date of Report:	20 November 2007	File No: 58/1
Previous Reference:	Nil	
Statutory/Policy Implications:	Nil	
Strategic Implications:	Nil	
Financial Implications:	Nil	
<b>Voting Requirements</b>	<b>Simple Majority</b>	

**COUNCIL DECISION**

**OCM07/204**

**MOVED: Cr Witney**

**SECONDED: Cr Walmsley**

**Council selects Mr Chris Smith and Mr Peter Ward to receive Shire of Waroona Meritorious Community Services Awards for 2008 and recommend the unsuccessful nominations be reconsidered in 2009.**

**CARRIED 8-0**

**COUNCIL DECISION**

**OCM07/205**

**MOVED: Cr Witney**

**SECONDED: Cr Germain**

**The meeting proceed in public the time being 2.35pm.**

**CARRIED 8-0**





9.5.4 LAKE CLIFTON-HERRON PROGRESS & SPORTING ASSOCIATION

Responsible Officer / Officer's Interest:	Ian Curley – Chief Executive Officer / Nil
Proponent:	Lake Clifton-Herron Progress & Sporting Assn (LCHPSA)
Landowner:	Shire of Waroona (Community Centre owned by Shire and leased to LCHPSA)
Date of Report: 23 November 2007	File No: 115/2
Previous Reference:	N/A
Statutory/Policy Implications:	Nil
Strategic Implications:	Nil
Financial Implications:	\$0 net impact on current budget
<b>Voting Requirements</b>	<b>Absolute Majority to change 2007/2008 Budget</b>

Proposal

*To consider altering the 2007/2008 Budget and not proceed with the bitumen sealing of the Lake Clifton Community Centre access road and carpark and re-direct funds towards the installation of an airconditioning system in the community centre.*

Background

In February 2007 Council approved an allocation from un-budgeted income of \$7,000 as a contribution towards the purchase of an airconditioning system for the Lake Clifton-Herron Community Centre (OCM07/033). These funds were intended to be used by 20 June 2007, however they were not expended and are held in Trust until the project is finalised.

In August 2007 Council adopted its 2007/08 Budget which included an allocation of \$12,441 towards the bitumen sealing of the Lake Clifton Community Centre road access and carpark. This amount includes \$5,357 for wages, overheads and plant costs as well as \$7,084 for the purchase of materials. (The \$7,084 can be transferred to another project as it represents a cash amount. The \$5,357 can only be used on another project that utilised Council's labour or plant.)

Community Consultation

Consultation has been conducted with the Lake Clifton Herron Progress and Sporting Association.

Officer's Comments

In September 2007 the LCHP&SA advised the following:

*“We are not able to get funding to have the air-conditioning installed at the Lake Clifton Hall because the LCHP&SA funds we have will be required to trench and run new cables from the upgraded transformer to the meter box and the Hall. This will leave us basically with a few hundred dollars in our account. Is it possible to apply the funds you have set aside for paving the carpark towards the air-conditioning instead? The committee would prefer the money allocated for the carpark to be spent on the air-conditioning if that is at all possible.”*

At the LCHP&SA meeting of 15 November 2007 the committee agreed to proceed with the installation of an evaporative air conditioner from Des-Air (Bunbury), subject to the Shire agreeing to re-direct the road/carparking sealing funds towards the air-conditioning project. They also agreed to contribute up to \$4,000 of their own funds to the project.

Project breakdown :

Quote from DesAir is \$19,092 (excluding GST) – to supply two (2) evaporative air conditioning units in the central hall area and a third unit for the playroom and kitchen.

Available funds	\$7,000	already committed by Council
	\$4,000	committed by LCHP&SA
	<u>\$7,084</u>	Transfer from carpark sealing project
Total avail funds	\$18,084	

If Council intends to approve the request it is suggested that the following conditions be applied:

- All funds relating to the project to be paid to the Council and the Council to arrange for installation of the air-conditioning system;
- The air-conditioning system remain the property of the Council and be included on Council’s asset register as part of the Lake Clifton Community Centre; and
- The LCHP&SA to be responsible for any repairs and/or routine maintenance of the air-conditioning system.

**COUNCIL DECISION****OCM07/206****MOVED: Cr Germain****SECONDED: Cr Snell**

1. That Council amend the 2007/2008 budget by transferring the amount of up to \$7,084 from sealing the entrance road and carpark for the Lake Clifton Community Centre to the installation of evaporative air-conditioning in the Lake Clifton Community Centre, subject to the following conditions:
  - All funds relating to the project to be paid to the Council and the Council to arrange for installation of the air-conditioning system;
  - The air-conditioning system remain the property of the Council and be included on Council's asset register as part of the Lake Clifton Community Centre;
  - The LCHP&SA to be responsible for any repairs and/or routine maintenance of the air-conditioning system;
  - Costs are based on quote received from DesAir for installation of 3 airconditioning units at \$19,092 (GST exclusive) and a contribution from the LCHP&SA of up to \$4,000; and
  - The LCHP&SA to fund any exclusions nominated by the supplier and any remaining amount required for the project, or reduce the scope of the project to meet the available funds.
2. The remaining employee and plant allocations of \$5,357 from the entrance road and carpark sealing to be made available for other works at the discretion of the Director Technical Services.

**CARRIED BY ABSOLUTE MAJORITY 8-0****10. ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN, OR FOR CONSIDERATION AT NEXT MEETING**

Nil

**11. NEW BUSINESS OF AN URGENT NATURE/REPORTS & INFORMATION****11.1 ELECTED MEMBERS**

Cr Witney left the meeting and the room the time being 3.04pm

Cr Witney returned to the room and the meeting the time being 3.12pm

**11.2 OFFICERS**

**ADJOURNMENT**

**The Chairperson adjourned the meeting at this point for afternoon tea and Councillors and Staff Photos the time being 3.15pm**

**RECONVENED**

**All those present at the start of the Meeting were present in the room after the adjournment with the exception of Mr Ross Davidson. The Meeting reconvened at 3.40pm.**

**12. CLOSURE OF MEETING**

There being no further business the Chairperson closed the meeting the time being 4.07pm.