

SHIRE OF  
**WESTONIA**  
A vibrant community lifestyle

*Minutes of the Ordinary Meeting  
of Council  
Thursday 21<sup>st</sup> July 2016*

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**1. DECLARATION OF OPENING**

The President, Cr Day welcomed Councillors and staff and declared the meeting open at 4.26pm.

A minutes silence was held as a mark of respect for the following former employee and resident who had recently passed away:

- Frances Coad
- Ruth Jefferys
- Kathleen MacKinnon

**2. ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE**

Cr KM Day	President
Cr D Hermon	Deputy President
Cr RS Corsini	
Cr ML Geier	
Cr WJ Huxtable	
Cr JJ Jefferys	
Mr JC Criddle	Chief Executive Officer
Mrs J Geier (entered 5.42pm)	Executive Support Officer

**3. PUBLIC QUESTION TIME (4.28pm – 4.43pm)**

NIL

**4. APPLICATIONS FOR LEAVE OF ABSENCE**

NIL

**5. CONFIRMATION OF PREVIOUS MINUTES**

**Resolution**

**01-07/16 Moved Cr Hermon, seconded Cr Huxtable that the minutes of the Ordinary Meeting of Council held on Thursday 16<sup>th</sup> June 2016 be confirmed as a true and correct record.**

**Carried 6/0**

**02-07/16 Moved Cr Geier, seconded Cr Hermon that the minutes of the Audit Committee Meeting of Council held on Thursday 21<sup>st</sup> July 2016 be confirmed as a true and correct record.**

**Carried 6/0**

**6. RECEIVAL OF MINUTES**

**Officer Recommendation**

That the minutes of the WE-ROC Executive Meeting held at Merredin Council Chambers 29<sup>th</sup> June 2016 be received

**Resolution**

**03-07/16 Moved Cr Hermon, seconded Cr Corsini that the minutes of the WE-ROC Executive Meeting held at Merredin Council Chambers 29<sup>th</sup> June 2016 be received**

Carried 6/0

**Officer Recommendation**

That the minutes of the Wheatbelt Communities Meeting held at Merredin Council Chambers 29<sup>th</sup> June 2016 be received

**Resolution**

**04-07/16 Moved Cr Hermon, seconded Cr Corsini that the minutes of the Wheatbelt Communities Meeting held at Merredin Council Chambers 29<sup>th</sup> June 2016 be received**

Carried 6/0

**7. PRESIDENT/COUNCILLORS ANNOUNCEMENTS**

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

- WALGA GECZ State Government Ministerial meeting in Merredin on 8<sup>th</sup> July.
- Shire and Evolution Housing inspections.

Cr Geier advised having attended the following meetings:

- Official Opening of the Merredin Regional Library located at the old North Merredin Primary School.

**8. DECLARATION OF INTEREST**

In accordance with Section 5.65 of the *Local Government Act 1995* the following disclosures of **Financial** interest were made at the Council meeting held on **21 July 2016**.

Date	Name	Item No.	Reason
21/07/16	W Huxtable	9.1.1	Business owner

In accordance with Section 5.65 of the *Local Government Act 1995* the following disclosures of **Closely Association Person And Impartiality** interest were made at the Council meeting held on **21 July 2016**.

Date	Name	Item No.	Reason

In accordance with Section 5.60B and 5.65 of the *Local Government Act 1995* the following disclosures of **Proximity** interest were made at the Council meeting held on **21 July 2016**.



Date	Name	Item No.	Reason

**9. MATTERS REQUIRING A COUNCIL DECISION**

**9.1. GOVERNANCE, ADMINISTRATION AND FINANCIAL SERVICES**

**Cr Huxtable declared an interest in item 9.1.1 Account for payment as he is a recipient of payment EFT1889.**

**9.1.1 Accounts for Payment**

<b>File Reference</b>	<b>F1.3.3 Monthly Financial Statements</b>	
<b>Date of Report</b>	<b>3 August 2016</b>	
<b>Disclosure of Interest</b>	<b>No Interest to Disclose</b>	
<b>Reporting Officer</b>	<b>Kay Geier Senior Finance Officer</b>	
<b>Signatures</b>	<b>Officer</b> 	<b>CEO</b> 

**Background**

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

**Comment**

Attached is a copy of Accounts for Payment for the month of June 16. The credit card statements currently show:-

CEO                               **June 16 \$2,233.15** associated with the purchase of;. Diesel, Taxi fare, Accommodation, meals, Apple ipad, Ablution items, WOW wipes for gym.

Works Supervisor       **June 16 \$530.03** associated with the purchase of;. Various PPE for asbestos

**Statutory Environment**

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

**Policy Implications**

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

**Strategic Implications**

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

**Financial Implications**

Expenditure in accordance with the 2015/2016 Annual Budget.

**Voting Requirement**

Majority

**Officer Recommendation**



That June 16 accounts submitted to today's meeting on Municipal vouchers 3394 to 3413 and D/Debits EFT 1868 to EFT 1942 (inclusive of Department of Planning and Infrastructure / Creditor and Bank Fees Directly Debited and Visa Card Payments) totaling \$383,783.09 be passed for payment.

**Resolution**

**05-07/16 Moved Cr Hermon, seconded Cr Jefferys that June 16 accounts submitted to today's meeting on Municipal vouchers 3394 to 3413 and D/Debits EFT 1868 to EFT 1942 (inclusive of Department of Planning and Infrastructure / Creditor and Bank Fees Directly Debited and Visa Card Payments) totaling \$383,783.09 be passed for payment.**

**Carried 5/0**

**9.1.2 Monthly Statement of Financial Activity – June 16**

<b>File Reference</b>	<b>F1.3.3 Monthly Financial Reports</b>	
<b>Date of Report</b>	<b>3 August 2016</b>	
<b>Disclosure of Interest</b>	<b>No Interest to Disclose</b>	
<b>Reporting Officer</b>	<b>Kay Geier Senior Finance Officer</b>	
<b>Signatures</b>	<b>Officer</b> 	<b>CEO</b> 

**Background**

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

**Comment**

The Monthly Statement of Financial Activity for the period ending 30<sup>th</sup> June 2016 is attached for Councilor information, and consists of:

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

**Statutory Environment**

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

**Policy Implications**

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

**Strategic Implications**

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

**Financial Implications**

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

**Voting Requirement**

Majority

**Officer Recommendation**

That Council adopt the Monthly Financial Report for the period ending 30<sup>th</sup> June 2016 and note any material variances greater than \$10,000 or 15%.



**Resolution**

**06-07/16 Moved Cr Jefferys, seconded Cr Corsini that Council adopt the Monthly Financial Report for the period ending 30<sup>th</sup> June 2016 and note any material variances greater than \$10,000 or 15%.**

**Carried 6/0**



**9.1.3 GST Reconciliation Report**

<b>File Reference</b>	<b>F1.4.4 Audit Reports</b>	
<b>Date of Report</b>	<b>3 August 2016</b>	
<b>Disclosure of Interest</b>	<b>No Interest to Disclose</b>	
<b>Reporting Officer</b>	<b>Kay Geier Senior Finance Officer</b>	
<b>Signatures</b>	<b>Officer</b> 	<b>CEO</b> 

**Background**

The Reconciled Balance of the GST Ledger to the General Ledger as reported as at ending 30<sup>th</sup> June 2016 is provided to Council on a monthly basis as a means of keeping Council informed of its current GST liability.

**Comment**

The GST Reconciliation Report is attached for Councilor consideration.

**Statutory Environment**

Nil

**Policy Implications**

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

**Strategic Implications**

Nil

**Financial Implications**

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

**Voting Requirement**

Majority

**Officer Recommendation**


That the GST Reconciliation totaling (\$7,602) for the period ending 30<sup>th</sup> June 2016 be adopted.

**Resolution**

**07-07/16 Moved Cr Geier, seconded Cr Huxtable that the GST Reconciliation totaling (\$7,602) for the period ending 30<sup>th</sup> June 2016 be adopted.**

**Carried 6/0**

**9.1.4 CEACA Inc – Commitment of Funding for Stage 2**

<b>File Reference</b>		
<b>Date of Report</b>	<b>12<sup>th</sup> July 2015</b>	
<b>Disclosure of Interest</b>	<b>Nil</b>	
<b>Reporting Officer</b>	<b>Jamie Criddle, Chief Executive Officer</b>	
<b>Signatures</b>	<b>Officer</b>	<b>CEO</b> 

**Background**

The Central East Aged Care Alliance (CEACA) is a partnership of eleven Wheatbelt Shires (Bruce Rock, Kellerberrin, Koorda, Merredin, Mt Marshall, Mukinbudin, Nungarin, Trayning, Westonia, Wyalkatchem and Yilgarn) formed in 2012 and formalised as an Incorporated Association in mid-2015. CEACA has the purpose of capturing economic benefit in the Wheatbelt by providing older people with the necessary services and infrastructure to remain living in their community of interest. CEACA’s key area of activity is in the provision of appropriate housing options and public infrastructure that meets the needs of seniors.

CEACA has formulated a staged 6 year program to construct 187 Independent Living Units (ILUs) across those eleven Shires to address market failure to meet increasing demand for age appropriate accommodation and services.

In Stage 1 of the project, CEACA was successful in obtaining funding of \$2,075,800 from Royalties for Regions’ Southern Investment Initiative, managed by the Shire of Merredin on CEACA’s behalf, for the land assembly and servicing of 54 lots across the eleven Shires for the construction of ILU’s. Work on Stage 1 has commenced with a Project Manager appointed to progress the works.

CEACA has since been successful in obtaining a further \$19,986,439 in funding from Royalties for Regions’ Growing our South program, which will again be managed by the Shire of Merredin on CEACA’s behalf. The funding is for the preparation and servicing of 21 lots for construction of ILUs by June 2019, and the construction of 75 ILUs by June 2020 across the eleven Shires.

One of the conditions of receiving Progress Payment 1 in the Financial Assistance Agreement (FAA) for Stage 2 is a minuted commitment from each CEACA Council verifying their financial commitment of \$20,000 per constructed ILU.

The purpose of this agenda item is therefore to comply with that condition.

**Comment**

The site for CEACA in Westonia is the old Westonia Primary School Site (Reserve 15508), which was vested in the Shire in 2015 for the purpose of Aged Care and Community Purposes.

Stage 1 of the project involves the Land assembly of each site in the CEACA region, funding of \$2,075,800 from Royalties for Regions’ Southern Investment Initiative will assist in this process with a Council contribution of \$7,200 per lot, of which Westonia were allocated 2 lots.

Stage 2 of the project involves the construction of 2 ILUs in Westonia. At \$20,000 per ILU this totals \$40,000.

As the scheduling of the construction of the ILUs is yet to occur, the timeframe for when the

funding is to be made available and therefore included in Council's Budget is not yet known. For the purpose of this item, Council should be making the commitment now so that when the time comes for the ILUs to be constructed the contribution is available. This will come from Reserve funds and is listed in the 2016/17 Annual Budget.

**Risk Implications**

By not committing the necessary funds to the project Council risks breaching the terms of the FAA, resulting in the risk that the project may not progress.

**Strategic Plan Implications**

**Strategy**

**1. CONTINUE TO DEVELOP OUR UNIQUE COUNTRY LIFESTYLE**

Support the Westonia Lifestyle Village and Aged Care Village

**2. ENHANCED SOCIAL AND COMMUNITY WELL BEING**

Participate in local and regional aged care accommodation options, selecting best practice for the Shire, coupled with appropriate and complementary health, recreation and community services

**9. PROVIDE GOOD STRATEGIC DECISION MAKING, GOVERNANCE, LEADERSHIP AND PROFESSIONAL MANAGEMENT**

Work collaboratively with WEROC and other regional bodies

**Financial Implications**

A contribution of \$20,000 per constructed ILU is required. For the Shire of Westonia this totals \$40,000 for 2 ILUs over the term of the project.

As mentioned above, the timing for when the funding will be required cannot be known at this time.

**Voting Requirements**

Absolute Majority

**Officer's Recommendation**


That Council commit to an allocation of \$20,000 per independent living unit constructed in Westonia as part of CEACA Incorporated's Stage 2 project, being a total commitment of \$40,000 and allocate \$7,200 per independent living unit constructed in Westonia as part of CEACA Incorporated's Stage 1 project, being a total commitment of \$15,400 to be sourced from the Community Development Reserve.

**Resolution**

**08-07/16 Moved Cr Geier, seconded Cr Corsini that Council commit to an allocation of \$20,000 per independent living unit constructed in Westonia as part of CEACA Incorporated's Stage 2 project, being a total commitment of \$40,000 and allocate \$7,200 per independent living unit constructed in Westonia as part of CEACA Incorporated's Stage 1 & 2 projects, being a total commitment of \$14,400 to be sourced from the Community Development Reserve.**

**Carried 6/0 by Absolute Majority**

### 9.1.5 Appointment of Auditors 2016/17 – 2017/ 18

<b>File Reference</b>	<b>F1.2.1</b>	
<b>Date of Report</b>	<b>12<sup>th</sup> July 2015</b>	
<b>Disclosure of Interest</b>	<b>No Interest to Disclose</b>	
<b>Reporting Officer</b>	<b>Jamie Criddle, Chief Executive Officer</b>	
<b>Signatures</b>	<b>Officer</b>	<b>CEO</b> 

#### **Summary**

The purpose of this report is to consider quotations for the provision of audit services for the financial year 2016/2017 to 2017/2018.

#### **Background**

The current contract with Moore Stephens (formerly UHY Haines Norton) expires at the conclusion of the 2015/2016 financial year audit.

Quotations were sought from Moore Stephens (formerly UHY Haines Norton) and Butler Settineri Accountants.

<b>Auditor</b>	<b>Fee (16/17 year)</b>	<b>Fee (17/18 year)</b>
Moore Stephens	18,000	18,500
Butler Settineri	10,000	10,500

Travel costs are included in the above fees and additional services such as grant acquittals are basically the same cost.

#### **Comment**

##### **Moore Stephens**

Moore Stephens is situated in Perth and is very experienced in local government, currently with 45 local government clients. David Tomasi is the registered auditor for that firm, along with Chai Wen-Shien and Greg Godwin. Moore Stephens is Council's current Auditor and has done so continually for more than 18 years, along with completing our financial management review. Moore Stephens is a leader in WA auditing, conducting annual workshops in financial management and providing budgeting and financial reporting templates to the industry.

Moore Stephens has a detailed compliance component and provides a ratio analysis statistics service to all audit clients as a means of comparing their statutory ratios to those of their peers. This has been enhanced in 2015 and includes detailed comparison/analysis of all reported local government statutory ratios from 2013.

Moore Stephens has WALGA preferred supplier status and is able to offer an audit team with considerable depth of experience, expertise and knowledge of the local government industry in Western Australia.

Moore Stephens' understanding, knowledge and commitment to the industry is supported by the findings of the Public Accounts Committee (PAC) report entitled 'Improving Local Government Accountability' as tabled in Parliament (November 2015). Audits are based on 43 man hours for the interim audit and 60 man hours for the final audit.

### **Butler Settineri Accountants**

Although the firm has been involved with audit engagements from its inception, a separate audit and assurance division was created as of January 2001. We have established a team of senior professional staff who have extensive experience.

We incorporated our audit practice on 1 July 2005 obtaining registration as an authorised audit company in accordance with Part 9.2A of the Corporations Act 2001.

Audit services and related corporate work accounts for 30% of overall fees and includes the provision of services to listed companies, local government authorities, not-for-profit organisations, small to medium sized public and private corporations, AFS Licensees, self-managed superannuation funds and trust audits for legal practitioners, travel agencies and property related entities.

We have been involved with the external audit of local government authorities in WA for more than twenty years. We are currently the external auditors for 15 local governments.

Butler Settineri Butler Settineri has WALGA preferred supplier status and can provide a service to the Shire that is unique in a regionally based firm.

Audits are based on 36 man hours for the interim audit and 53 man hours for the final audit.

### **Statutory Environment**

*The Local Government Act 1995* and *Audit Regulations* provide that –

1. on the recommendation of the audit committee a local government is to from time to time appoint, by absolute majority, a person to be its auditor;
2. the local government may appoint one or more persons as its auditor;
3. the local government's auditor is to be a person who is –
  - a. a registered company auditor; or
  - b. an auditor approved by the Minister;
4. a person may not be appointed as a local government auditor if that person is –
  - a. a councillor or employee of the local government;
  - b. in debt to the local government for more than \$5,000;
  - c. a councillor or employee of a regional local government in which the local government is a participant;
  - d. a member of an incorporated association formed by the local government; or
  - e. a class of persons as prescribed in the Regulations;
5. an auditor is not to be appointed for more than five years; and
6. the appointment of a person as an auditor is to be made by agreement in writing and is to include –
  - a. the objectives of the audit;
  - b. the scope of the audit;
  - c. a plan for the audit;
  - d. details of the remuneration and expenses to be paid to the auditor; and
  - e. the method to be used by the local government to communicate with, and supply information to, the auditor.

The Committee should undertake a proper selection and appointment process as part of appointing or reappointing an auditor. If reappointment is being considered, the process should include the review of key issues as in Point a. to e. above.

It is important to realise that the Act specifies that it is a named person(s) that is appointed as auditor, not the company or 'the partners' of the company which employs the person. Therefore,

when the audit report is received it must be signed by the person(s) appointed as the auditor; it cannot be the generic signature identifying the firm.

**Policy Implications**

There are no policy implications for this report.

**Financial Implications**

Both of the quotations received are less than what is listed in the 2016/17 budget (\$23,000).

**Voting Requirement**

Absolute Majority

**Officer Recommendation**

That Mr David Tomasi (Registered Company Auditor Number 15724), Mr Wen-Shien Chai (Registered Company Auditor Number 229761) and Mr Greg Godwin (Registered Company Auditor Number 310219) of Moore Stephens be appointed as the Council's auditor for a two (2) year period commencing with the 2016/2017 financial year, in accordance with the 'Provision of Audit Services' document dated June 2016.

**Resolution**

**09-07/16 Moved Cr Geier, seconded Cr Huxtable that Mr. Marius van der Merwe Reg. No. 404957 and Ms. Lucy Gardner Reg. No. 280101 of Butler Settineri (Audit) Pty Ltd be appointed as the Council's auditor for a two (2) year period commencing with the 2016/17 financial year, in accordance with the Statutory Audit Quotation document dated June 2016 listed below:**


**Audit Fee**

**2017 \$10,000**

**2018 \$10,500**

**Carried 5/1**

### 9.1.6 Financial Management Review 2016

<b>File Reference</b>		
<b>Date of Report</b>	<b>16<sup>th</sup> July 2016</b>	
<b>Disclosure of Interest</b>	<b>Nil</b>	
<b>Reporting Officer</b>	<b>Jamie Criddle, Chief Executive Officer</b>	
<b>Signatures</b>	<b>Officer</b>	<b>CEO</b> 

#### **Summary**

Under the Local Government (Financial Management) Regulation 5(2)(c) there is a requirement that once in every four year period the Chief Executive Officer is to undertake a review of the appropriateness and effectiveness of Councils financial management systems and procedures with the outcome of the review to be reported to Council.

#### **Background Information**

In May 2016 Moore Stephens (WA) Pty Ltd on behalf of the Chief Executive Officer performed an independent Financial Management Review for the period 1 July 2015 to 30 April 2016. Their findings and associated report are issued as a separate document.

#### **Officer's Comment**

The attached report identifies the objects, scope, limitations and areas examined in the course of the Review.

Whilst there are several areas where Councils systems and procedures can be improved, it was reported that generally the systems and procedures being followed are of a good standard.

The Chief Executive Officer will provide a briefing to Elected Members at the 21 July 2016 Briefing Session.

#### **Statutory Environment**

Local Government (Financial Management) Regulations 1996, Regulation 5 (2)(c).

#### **Policy Implications**

Nil

#### **Financial Implications**

Nil

#### **Strategic Implications**

Nil

#### **Risk Management**

The review provides assurance to the Chief Executive Officer on the integrity of the Shire's Financial and Internal Control systems. All findings were independently risk assessed by Moore Stephens. This risk assessment has enabled the Chief Executive Officer to prioritise corrective action.

#### **Voting Requirements**

Simple majority.

**Officer's Recommendation**

That Council:

Receives the 2016 Financial Management Review report.


**Resolution**

**10-07/16 Moved Cr Geier, seconded Cr Huxtable that Council receives the 2016 Financial Management Review report as presented.**

**Carried 6/0**



**9.1.7 WALGA AGM Motions 2016**

<b>File Reference</b>		
<b>Date of Report</b>	<b>16<sup>th</sup> July 2016</b>	
<b>Disclosure of Interest</b>	<b>Nil</b>	
<b>Reporting Officer</b>	<b>Jamie Criddle, Chief Executive Officer</b>	
<b>Signatures</b>	<b>Officer</b>	<b>CEO</b> 

**Background**

Council will be represented by Shire President Cr Day, Cr Hermon, Cr Geier and Cr Huxtable at the 2016 Local Government Week convention to be held at the Perth Convention and Exhibition Centre (PCEC) from 3<sup>rd</sup> to 5th August 2016.

The Annual General Meeting of WALGA is scheduled for the Wednesday afternoon session of the convention (3<sup>rd</sup> August). There are eleven member motions to be presented as part of the agenda for the 2016 AGM of the Western Australian Local Government Association (WALGA).

Council's voting delegates at the AGM are the Shire President (Day) and Deputy President (Hermon).

**Comment**

The following motions are summarised for Council to consider. Council appointed Delegates attending the Annual General Meeting of the WA Local Government Association are required to vote according to the indicative determinations from the Council in regards to the following summary motions presented in the mentioned Agenda and Meeting.

A full copy of the Motions have been attached to this Agenda Item for detailed Council reading and direction to appointed Delegates;

<b>AGENDA ITEM</b>	<b>LOCAL GOVERNMENT PROPONENT</b>	<b>MOTION TITLE</b>
4.1	Shire of Bridgetown-Greenbushes	Discussion Paper Excessive Force
4.2	Shire of Dardanup	Natural Disaster Recovery Support Funding
4.3	Shire of Bridgetown-Greenbushes	Non Operational Rail Corridors
4.4	City of South Perth	Planning Systems Review
4.5	City of Subiaco	Abolitions of DAPS
4.6	Shire of Dandaragan	Introduction of Container Deposit Scheme
4.7	Shire of Dardanup	Declared Pest Plant C3 Review by DAFWA
4.8	City of Bunbury	Renewable Energy
4.9	Shire of Toodyay	Reducing Regulatory Burden on Local Government
4.10	City of Bunbury	Most Accessible Regional City in Australia Awards
4.11	Shire of Bridgetown-Greenbushes	Discussion Paper Excessive Force

The following comments are provided for Council's information and to assist in the decision making process.

**4.1 – MOTION Amendments to the WALGA Constitution**

**That the WALGA Constitution be amended as follows:**

- 1. In Clause 5(7)(b) of the Constitution for “sub-clause 5(9)” read “sub-clause 5(11)”.**
- 2. Clause 10 (2) of the Constitution be amended with the last sentence to read:**

**“The President shall exercise a casting vote only, in the event of there being an equality of votes in respect of a matter considered by the State Council but excluding an election held in accordance with Clause 16.”**

- 3. Clause 10 of the Constitution be amended by inserting as sub-clause (9):**

**“(9) State Council shall adopt Standing Orders that will apply to all meetings.”**

- 4. Clause 14(4a) and Clause 20 of the Constitution be amended by inserting as sub-clause (h) and sub-clause (j), respectively:**

**“is a Councillor of an Ordinary Member that has been peremptorily suspended under Section 8.15C (2)(c) of the Local Government Act 1995”**

- 5. Clause 16(2)(b) of the Constitution be amended to read:**

**“(b) representatives are to vote on the matter by secret ballot.”**

- 6. Clause 17 of the Constitution be amended by inserting as sub-clause (5):**

**“(5) Where the incumbent President seeks and is re-elected for a consecutive term, that person shall not hold office beyond two (2) full consecutive terms.”**

#### **COMMENT**

In accordance with Clause 29 of the Western Australian Local Government Association (WALGA) Constitution, amendments to the Constitution must be agreed to by a special majority of State Council and by a special majority at an Annual General Meeting of WALGA. The Motion, above, was resolved by a special majority at the 2 March 2016 meeting of State Council.

The proposed amendments are outcomes of WALGA’s periodic governance review which commenced in July 2015 with the release of a discussion paper for feedback from the Local Government sector. A total of 15 responses were received from individual Local Governments, with composite responses from the Great Eastern, Central Country and East Metropolitan Zones, representing a total of 53 responses from Member Councils. The 2015 Review focused on ensuring consistency between the Constitution, Corporate Governance Charter and Standing Orders.

#### **4.2 . MOTION Natural Disaster Recovery Support Funding**

**Request that WALGA State Council investigates the development and implementation of Natural Disaster Recovery Support Funding that will provide advice and financial support for Local Governments affected by the impacts of natural disasters that meet the Western Australia Natural Disaster and Recovery Arrangements (WANDRRA) criteria.**

#### **COMMENT**

The Commonwealth Government has established and administers the Natural Disaster Relief and Recovery Arrangements (NDRRA) to provide financial assistance to the States for relief and recovery after a declared natural disaster event. The Commonwealth provides for partial reimbursement of the costs incurred by the States, provided the State’s measures are as set out in the Federal NDRRA Determination and certain financial thresholds have been met. Under this arrangement the Commonwealth has delegated responsibility for identifying the type and level of assistance required for natural disasters to the States. The States are not limited to the guidance and conditions provided under the NDRRA Determination and can provide assistance beyond this

scope, although these costs are not being eligible for reimbursement from the Commonwealth. The Western Australia Natural Disaster and Relief and Recovery Arrangements (WANDRRA) were established by the Western Australian Government in line with the NDRRA Determination.

It is generally acknowledged that the relationship between the NDRRA and the WANDRRA is inconsistent and not meeting the needs of Local Governments.

The provision of funds from the State Government to Local Governments through WANDRRA for disaster recovery has been on average \$30 million per year between 2010/2011 and 2014/15, of which about \$28m per year was for reconstructing roads.

Department of Premier and Cabinet and Main Roads WA staff provide “advice” to Local Governments affected by disasters. However, because all decision-making in relation to funding eligibility under NDRRA is by Emergency Management Australia in Canberra, issues are often referred and responses slow. Furthermore, these advisors are primarily acting in the interests of the State, rather than Local Government.

In establishing an arrangement that provides funding support to Local Governments impacted by disasters, careful consideration would need to be given to its structure if the intent was that at least some of the costs incurred would ultimately be recovered from the NDRRA and the WANDRRA.

The Australian Local Government Association (ALGA) has continued to advocate, on behalf of WALGA and other State Associations, for more funding, support and conditions for natural disaster relief and recovery for Local Governments. In January 2016 the ALGA prepared a 2016-2017 Submission to the Federal Government Budget that included advocacy for natural disaster recovery funding. This submission recommended that the Federal Government:

- maintain the levels of support for the Natural Disaster Relief and Recovery Arrangements (NDRRA);
- fund a targeted disaster mitigation program at a level of \$200 million per annum; and
- include betterment funding as a core element of the NDRRA.

#### **4.3 MOTION Non Operational Rail Corridors**

**That the Public Transport Authority and Brookfield Rail work with WALGA and any interested Local Governments in developing a policy and/or procedures in order to facilitate third party use of non-operational rail corridors, in particular uses that demonstrate a clear community benefit.**

#### **COMMENT**

The rail network subject to the Brookfield Rail lease includes nearly 1,300km of rail corridors and track that is non-operational. The Public Transport Authority (PTA) publicly claims that it has a “light touch” approach to managing the lease with Brookfield Rail, providing the company opportunity “quiet use and enjoyment of the network by the lessee.” The PTA have indicated that there is an express clause in the lease agreement to this effect. This approach by the PTA has been strongly criticised in a number of inquiries and by the Western Australian Auditor General.

The PTA have strongly resisted proposals that would impact on rail corridors, even with soft infrastructure (parks and playgrounds) and in situations where the rail services ceased more than two decades ago.

Identifying and promoting the potential benefits to Brookfield Rail from supporting the use of non-operational rail corridors presents an opportunity for these State-owned assets to be utilised for the benefit of Western Australians.

#### **4.4 MOTION Planning Systems Review**

**1. Request the Western Australian Local Government Association to advocate for an independent review of decision making in the Western Australian Planning System, including**

the roles of local government, delegated authorities, Joint Development Assessment Panels and State Administrative Tribunal appeal processes that gives consideration to:

- 1.1 How the aspirations or values of the community are incorporated into the decision making framework;
- 1.2 Improvements to the statutory framework, including Local Planning Schemes, that would improve the transparency, certainty and consistency of the decision making process;
- 1.3 Ensure that decision making occurs at appropriate levels that promotes good and efficient decisions for the community;
- 1.4 Ensure that Local Governments have a third party right to present local community views to the State Administrative Tribunal;
- 1.5 The erosion of the roles of Local Government in planning for their communities.

2. In the event that the State Government is unwilling to pursue an independent review of the decision-making process, request the Western Australian Local Government Association to engage with members and advocate for practical reforms that will ensure greater accountability, transparency and procedural fairness for ratepayers through the Joint Development Assessment Panel's decision making processes.

**COMMENT**

Since 2009, the WA Planning Commission have been pursuing a reform process aimed at improving the land use planning and development approvals system in WA. *Planning Makes It Happen - a blueprint for planning reform* set out 11 key strategic priorities and a forward work program that included 22 actions for the State.

In September 2013, the Minister for Planning released *Planning makes it happen: phase two* outlining a range of additional projects and process improvements aimed at streamlining the approval processes. The State's reform documents are located <http://www.planning.wa.gov.au/Planning-makes-it-happen.asp>

The current State priority reforms outlined in *Phase Two* include the following: -

<b>What</b>	<b>Why</b>
Review of the Metropolitan Region Scheme	Consistent planning frameworks. Appropriate level of decision making.
Improve amendment process for region planning schemes	Simplify application processes. Fast track land supply.
Concurrent amendment of region and local planning schemes	Simplify application processes. Fast track land supply.
Improve local planning scheme review process	Consistency across local governments. Simplify planning processes. Fast track housing approvals.
Improve local planning scheme amendment process	Improve application processes. Fast track land supply.
Streamline structure plan process	Simplify application processes. Fast track land supply.
Private certification of development applications	Fast track housing approvals.
Standardise delegations of local government development decisions	Consistency across local governments. Appropriate level of decision making.

Electronic application system	Improve customer service – easier, faster applications and tracking of progress.
Design and development	Deliver quality development as the urban form of towns and cities across WA changes.
Review the role of the Western Australian Planning Commission (WAPC)	Ensure strategic leadership and good quality decision making.
Improve the function of the Infrastructure Coordinating Committee (ICC)	Improve coordination of infrastructure planning and delivery.
Funding of region planning schemes	Improve regional land acquisition and infrastructure provision.

#### **4.5 MOTION Abolitions of DAPS**

**That WALGA:**

- 1. Advocates for the abolition of Development Assessment Panels (DAPs) on the basis that:**
  - 1.1. DAPs by means of their majority unelected membership are not democratic bodies representing the ratepayers and accordingly do not reflect the aspirations or values of the community;**
  - 1.2. DAPs represent a significant erosion of planning powers by elected representatives who have been given a mandate by ratepayers to make these decisions; and**
  - 1.3. Previous decisions made by the Joint Development Assessment Panel have gone well beyond the purpose, intent and application of relevant Local Planning Scheme and Policies adopted by each local council; and**
- 2. Advocates for consideration of the following reforms, in the event that DAPs remain in place, to ensure greater accountability, transparency and procedural fairness for ratepayers through the Panel's assessment and decision making processes:**
  - 2.1. Abolishing the current opt-in mechanism which allows applicants to choose either elected Councils or the DAP as the decision maker in favour of a Ministerial call-in power for projects of state or regional significance, with a minimal value of \$20 million, as has been adopted in the eastern states;**
  - 2.2. Requiring equal membership on the DAP between Local Government and Appointed Specialist members with an independent chair approved by both State and Local Governments;**
  - 2.3. Requiring the DAP to set the meeting date for consideration of the development applications no later than five working days after the application being received to enable inclusion within the community consultation process;**
  - 2.4. Requiring the DAP agenda and local government report and recommendation to be published no less than ten business days prior to the scheduled meeting date;**
  - 2.5. Requiring a minimum of five business days between publishing the DAP agenda and the date by which ratepayers can make public presentations to the DAP, to provide more time to prepare a formal response;**
  - 2.6. Mandating that respondents to the development application can nominate e-mail or Australia Post as their preferred contact method for information and requiring the local government to contact registered respondents throughout the process as deadlines are reached;**
  - 2.7. Providing a public template for ratepayers to assist with the preparation of feedback as part of the Community consultation process;**
  - 2.8. Requiring any changes to a development application between the community consultation period and final proposal for decision by the DAP to be published on the local government's website and to notify all respondents to the original community consultation**

of those changes;

- 2.9. Removing the need for the local government to obtain the applicant's consent for further consultation or an extension of time to report the applicant's development proposal to a DAP meeting for determination; and**
- 2.10. Providing a Local Government aggrieved by a DAP decision a right of review at the State Administrative Tribunal.**
- 3. Advise the Minister for Planning of its concerns with the actions and decisions of the Development Assessment Panels.**

#### **COMMENT**

The current WALGA position regarding Development Assessment Panel (DAPs) is for a full and comprehensive cost benefit analysis of the DAP system to be conducted to assess the net benefit of DAPs (State Council March 2015). At this meeting, State Council also resolved that if the cost benefit analysis isn't undertaken, then the following improvements should be made to the operation of the system:

1. That the minimum monetary threshold for an application to be eligible for consideration by a DAP be increased to at least \$30 million.
2. That the DAP system be amended to be an opt-in only process, so that when an application does meet the minimum monetary threshold, the proponent still has to elect to have the application determined by a DAP. This will identify individual Local Governments that are unable to adequately satisfy applicant expectations and allow the industry to determine the relevance of DAPs.
3. That a procedure similar to that in NSW be introduced to 'call in' a development application where it has state or regional significance and should be determined by a DAP, even if it is below the monetary threshold.
4. That DAPs be permitted to process development applications that are below the new minimum monetary threshold, providing the application has been 'called in' as having either state or regional significance or referred by a Local Government.
5. That a system be introduced to temporarily remove the planning powers of a Council due to ongoing poor performance and DAPs be utilised to process development applications that cannot be dealt with under delegated authority during the suspension period.
6. That the Parliamentary Committee investigate specific examples of DAP decisions provided by Local Government members, in order to consider the transparency of the meeting process.
7. That the Department of Planning's proposed changes to the regulations as a result of their internal review of DAPs in 2013, be put on hold until a cost-benefit analysis of DAPs has been undertaken and the outcomes of this Parliamentary review are finalised.

WALGA President, Cr Lynne Craigie and senior staff met with the new Minister for Planning and Disability Services, Hon Donna Faragher MLC on Wednesday, 25 May 2016. The Association advised the Minister about the disappointment of the recent Parliamentary Committee's review of DAPs which failed to actually address fundamental problems with DAPs, as well as the concerns from the sector and increasing dissatisfaction with the role of DAPs within the planning system. The Minister expressed her willingness to work with the sector to consider improvements to the DAPs system.

The Association is currently in the process of reviewing all decisions made by DAPs and when complete will present a report to State Council examining the performance and effectiveness of the DAP system across its full five years of operation. It is intended that this report will examine all of the issues raised in the numerous member's resolutions to abolish DAP's, including the

appropriateness of DAP's development cost thresholds and the transparency of the decision making system. As part of the review, the Association will be seeking member's feedback on their experiences with DAP's, via a survey, and will also collate development application processing information from Local Governments to enable a direct comparison of the effectiveness of the DAP system compared to Local Government performance.

#### **4.6 MOTION Introduction of Container Deposit Scheme**

**That WALGA:**

- 1. Continue to actively advocate for the implementation of a Container Deposit Scheme in Western Australia; and**
- 2. Include the implementation of a Container Deposit Scheme in the Association's Election Platform.**

#### **COMMENT**

The motion is consistent with current WALGA Policy.

#### **4.7 MOTION Declared Pest Plant C3 Review by DAFWA**

**Request that WALGA lobby the Minister for Agriculture and Food WA to ensure that the Biosecurity and Agriculture Management Act 2007 (BAM Act) review results in the Act giving the Department of Agriculture and Food WA the responsibility to control, manage and facilitate the eradication of pest plants and weeds, including Cotton Bush, and that the Department be adequately funded to undertake eradication programs for all species that have the potential to negatively impact on the production of agriculture in Western Australia, including but not limited to Cotton Bush, wild dogs, cane toads, skeleton weed, Blackberry and Patterson's Curse.**

#### **COMMENT**

The Association will be making a comprehensive submission to the review of the Biosecurity and Agriculture Management Act 2007, and will advocate the submission recommendations to the Minister for Agriculture and Food, the Director General of DAFWA and the State Biosecurity Council.

#### **4.8 MOTION Renewable Energy**

**That the Western Australian Local Government Association advocates for reforms to the parameters applied by the WA Government regarding generation of energy through renewable sources by local governments, either individually or in partnership with private sector specifically seeking a fixed feed in tariff for extended periods to enable effective business planning and funding arrangements.**

#### **COMMENT**

The City of Bunbury's proposal - *to simplify the current arrangements and provide certainty for local governments that are looking to invest in renewable technology* - seems logical as a way to encourage greater take up of renewables.

At the moment there are a range of different feed in tariffs for both residential and non-residential customers, depending on the amount of electricity being generated and/or the time at which this occurs.

There are a number of "unknowns" at this stage, which warrant investigation and report prior to advocating a specific position, such as;

- what implications the proposal would have for the broader market;
- the implications of the market transition to the Australian Energy Regulator;
- the likely rate/time frame for any set tariff.

#### **4.9 MOTION Reducing Regulatory Burden on Local Government**

**That all new legislation, regulation or quasiregulation imposed on Local Government be accompanied by an independent regulatory impact assessment including the opportunity for input from the Local Government sector.**

#### **COMMENT**

WALGA supports the concepts of reduced red tape and unwarranted compliance.

#### **4.10 MOTION Most Accessible Regional City in Australia Awards**

**That the Western Australian Local Government Association:**

- 1. Develop assessment criteria to formally recognise the contribution that Western Australian local governments are taking to promote and improve accessibility within their jurisdictions.**
- 2. Conduct an annual awards process coinciding with Local Government Week to recognise local governments nominated for work undertaken in no. 1 above based on metropolitan, Regional and remote categories.**
- 3. Nominate the winning local government from each category for the National Awards for Local Government – Disability Access and Inclusion Awards conducted by the Department of Infrastructure and Regional Development.**

#### **COMMENT**

The Association has held annual awards in the past in respect to specific issues such as Biodiversity awards.

#### **4.11 MOTION Discussion Paper Excessive Force**

**That WALGA, recognising that a significant role of local government is to lobby and advocate to higher levels of government on matters of concern to local constituents, advocate to the State Government for a discussion paper to be prepared on the issue of decriminalising the use of excessive force by members of the public when such force is effected in the course of defending family and property from intruders.**

#### **COMMENT**

The Association currently does not have a policy position on "excessive force".

#### **Financial Implications:**

Nil – not applicable to this item as at this stage not a direct impact upon the Shire.



**Policy Implications**

Western Australian Local Government Association Standing Orders for the conduct of the Annual General Meeting of the Western Australian Local Government Association 2015.

**Statutory Implications:**

Nil (not known at this time – decision making processes)

**Strategic Plan Implications**

WALGA Strategic Plan 2010-2015

*Our Vision for Local Government – “Local Governments in Western Australia will be built on good governance, local leadership, democracy, community engagement and diversity.*

*Local Government will also have the capacity to provide economically, socially and environmentally sustainable services and infrastructure that meet the needs of their community”.*

**Voting Requirement**

Majority

**Recommendation**

That

1. Council delegates vote the affirmative for agenda items 4.2 to 4.11.
2. Should through discussion that an affirmative vote not be supported by the Council voting delegates, then those delegates be given delegated authority to use their discretion and vote on behalf of the Council.

**Resolution**


**11-07/16 Moved Cr Huxtable, seconded Cr Corsini that**

- 1. Council delegates vote the affirmative for agenda items 4.2 to 4.11.**
- 2. Should through discussion that an affirmative vote not be supported by the Council voting delegates, then those delegates be given delegated authority to use their discretion and vote on behalf of the Council.**

**Carried 6/0**

**Jasmine Geier, Executive Support Officer entered the meeting at 5.42pm.**

**9.1.8 Adoption of 2016/17 Budget**

<b>File Reference</b>	<b>F1.2.1</b>	
<b>Date of Report</b>	<b>12<sup>th</sup> July 2015</b>	
<b>Disclosure of Interest</b>	<b>No Interest to Disclose</b>	
<b>Reporting Officer</b>	<b>Jamie Criddle, Chief Executive Officer</b>	
<b>Signatures</b>	<b>Officer</b>	<b>CEO</b> 

**Background**

A copy of the proposed 2016/17 Budget is attached for Council's consideration.

A draft budget was reviewed by Council at the June Ordinary meeting and the attached budget is a consolidation and completion of those discussions and the original draft document.

The budget shows a zero surplus/deficit as at 30<sup>th</sup> June 2017. This is required so as to comply with financial management regulations.

The opening operating surplus as at 1<sup>st</sup> July 2016 is estimated at \$205,000.

Included in this surplus are grants/income received during the 2015/16 financial year with projects carrying over to the 2016/17 year. These include:

\$131,000 Carrabin Blackspot funding

**TOTAL RESTRICTED CASH**

**\$84,000**

All road construction jobs requested have been included; however the prioritising of this area is again left to Council to consider. Council will need to review all information carefully and determine the most suitable program, taking into consideration resource capacity.

**GRANTS – 2016/2017 NOTIONAL GRANT ALLOCATIONS**

Advice has not yet been received from the WALGGC on grants to be received by local governments for 2016/2017.

For Westonia the total notional grant to be received is approximately \$1,208,000 which consists of \$468,000 for local road funding and \$722,000 for general purpose funding. The grants are considered notional as the Commonwealth is yet to advise the WALGGC of the final pool of funds.

**ROYALTIES FOR REGIONS FUNDING**

All current projects are now complete including the Campers Kitchen/Ablutions, Miners Hall Toilets, restoration works on the St Luke's Church and the last of the Aged accommodation units.

Council, through the CEACA project were successful in obtaining \$20 million in funding via Royalties for Regions to construct 75 Independent Living Units (ILU's) to the CEACA region. This will mean an additional 2 unit for Westonia, located on the Old School site.

Council's contribution to this project will be \$54,400 to be funded out of the Community Development Reserve.

### **PLANT & VEHICLE PURCHASES**

The 2015/2016 Draft Budget makes provision for the following plant and vehicle purchases

	Purchase	Trade Value	Net
CEO Vehicle	\$ 72,000	\$ 66,000	\$ 6,000
Supervisor Vehicle	\$ 54,000	\$ 45,400	\$ 8,600
Canter	\$ 66,500	\$ 20,000	\$ 46,500
Trailer Plant	\$ 9,000	\$ Nil	\$ 9,000
Tandem Trailer	\$ 3,000	\$ Nil	\$ 3,000
Ride-on Mower	\$ 4,500	\$ 500	\$ 4,000
Loader – Cat	\$310,000	\$110,000	\$200,000
Grader – John Deere	\$380,000	\$120,000	\$260,000
	<b>\$899,000</b>	<b>\$361,900</b>	<b>\$537,100</b>

### **WAGE & SALARIES INCREASE**

Senior Staff Salaries will receive a modest increase during the 2016/17 financial year.

All non-contract staff will receive an increase as per the Industrial Relations Commission National Wage Increase which was 2.5%. The draft budget provides for this increase.

### **CONSIDERATION OF TRUST AND RESERVE FUND 2015/2016 DRAFT BUDGETS**

The Draft Trust and Reserve Fund Budgets for 2015/2016 are included in the Draft 2015/2016 Budget and are for Council consideration.

#### **Comment**

The budget contains the following provisions.

#### ***Valuations***

GRV Residential/Commercial	\$716,479 – Nil increase from last year;
GRV Mining -	\$1,591,500 – Nil increase from last year;
UV Rural -	\$38,012,900 – Nil increase from last year; and
UV Mining -	\$281,356 – reduction of 55.16% from last year.

#### ***Rating***

GRV Residential -	5.4284 cents in the \$;
GRV Comm/Industrial/Other-	5.4284 cents in the \$;
GRV Mining -	14.5284 cents in the \$;
UV Rural -	1.4939 cents in the \$; and
UV Mining -	1.6983 cents in the \$.
Minimum Rate – UV Mining	\$200.00
All Other	\$355.00

#### ***Differential Rate Explanation***

#### ***Objects and Reasons for GRV Mining Differential Rate***

Land used for Mining is rated higher than the GRV-General rate to improve fairness and equity outcomes by:

- Ensuring mining rates payable are no less than the average rates payable, per property, in part to;
  - compensate for the different method and comparatively lower valuation level;
  - to recognise the often short term tenure of mining projects in the region; and
  - to maintain comparability with other commercial operations in the rural sector.
- Applying a percentage premium above the average rates payable, per property, at a level determined by the Council, to reflect the following:
  - the impacts of higher road infrastructure maintenance costs to Council as a result of frequent very heavy vehicle use over extensive lengths of roads throughout the year;
  - additional emergency service arrangements that have to be put in place;
  - the monitoring of environmental impacts of clearing, noise, dust and smell;
  - planning, building and health assessment cost; and
  - additional costs of amenities and services provided to cater for the employees of the mining operations, such as recreation, parking and law, order and public safety due to the increased population of the 160 man mining camp situated in the Westonia townsite which almost triples the population of the town and creates a massive burden on Council's resources.

Council advertised that it proposed to adopt the following rates in the dollar for the 2016/17 budget with submissions to close by the 16<sup>th</sup> June 2016. No Objections were raised.

General GRV – 5.4284 cents,

Mining GRV – 14.5284 cents,

Minimum rate all categories - \$355 except UV Mining \$200.

The Differential Rates advertised were the equivalent of a 5% rate increase. This Budget if adopted is without a large change is with a 5% rate increase.

#### ***Early Rate Payment Incentive Scheme***

As in past years the Rates Officer, Stacey Geier, has been successful in obtaining several donated prizes for the early payment of rates incentive scheme.

“Issue Date” will be set at 28<sup>th</sup> July 2016.

For the payment of Rates in full, by the due date of 2<sup>nd</sup> September 2016 ratepayers will go into the draw for these prizes.

#### ***Due Dates for Payment of Rates***

The Local Government Act provides that ratepayers have the right to pay rates by one or four installments or by some other installment plan that is set forth in the local government's budget.

In recent years the Shire of Westonia has included in its annual budget the option for rates to be also paid by a two installment plan.

The attached budget includes the three payment options however the due dates of installments for the two payments option have been restructured.

The proposed due dates of installments are as follows:-

Based on an “Issue Date” of 28<sup>th</sup> July 2016:

One payment option - due date of 2<sup>nd</sup> September 2016;

Two installments option - due dates of 2<sup>nd</sup> September 2016 and 4<sup>th</sup> January 2016.

Four installments option - due dates of 2<sup>nd</sup> September 2016, 4<sup>th</sup> November 2016, 6<sup>th</sup> January 2017 and 10<sup>th</sup> March 2017.

***Interest Charges on Overdue rates***

The attached budget contains a continuation of the use of 11% in this regard.

***Charges on Rate Installment Plans***

The attached budget contains a continuation of the use of 5.5% as a charge on outstanding installment payments.

In addition there is an administration charge of \$12 on each installment payment except the first installment.

***Refuse Collection Charges***

This is to remain at \$160 per 240 litre bin to cover increasing refuse site charges.

***Elected Member Entitlements***

These are:-

President's Annual Attendance Fee \$4,553;  
President's Annual Entertainment Allowance \$1,000; and  
Councillor's Annual Attendance Fee \$3,553.

***Fees and Charges***

The fees and charges for the various services that the Shire provides are listed in pages 51 and 52 in the budget.

***Projects***

The main capital projects included for the year are:-

- Minor works to the Ablutions at the Old School;
- Construction of 2 aged houses (two 2x2 houses ) on old School site (CEACA);
- Completion of Depot storage with shelving;
- Over \$1,682,746 worth of road works;
- Changeover of a Loader, Grader and several light vehicles;
- Pull down blind installation at Campers Kitchen
- Install reverse cycle air conditioners & solar panels to Joint Venture Aged Units
- Completion of footpath program.
- Local Government 100 year monument & event

**TENDERS FOR PLANT, VEHICLES, BITUMEN, GOODS & SERVICES**

Management seeks authorisation from Council to commence calling tenders for material items over \$150,000. Purchases required under this amount are now dealt with in accordance with Councils Purchasing Policy.

**Statutory Environment**

Section 6.2 of the *Local Government Act 1995* requires that not later than 31 August in financial year the local government is to prepare and adopt a budget for its municipal fund for financial year ending on the next following 30 June.

Division 5 and 6 of Part 6 of the *Local Government Act 1995* refers to the setting of budget; raising of rates and charges. The *Local Government (Financial Management) Regulations* details the form and content of the budget. The draft 2016/17 Budget as presented is considered to meet the statutory requirements.

**Policy Implications**

N/A.

**Strategic Planning**

The draft 2016/17 Budget has been compiled on the principles contained in the Strategic Resource Plan.

**Financial Implications**

The budget sets out the revenue and expenditure streams of the Shire of Westonia for the next 12 months.

**Voting Requirement**

Absolute Majority

**Officer Recommendation**

That Council resolves by absolute majority the adoption of:-

1. the 2016/17 budget as shown in the attachment following this report;
2. the rating levels of:

General GRV –	5.4284 cents,
Mining GRV –	14.5284 cents,
Mine UV –	1.6983 cents,
UV –	1.4939 cents,

Minimum rate all categories - \$355 except UV Mining \$200.

**Differential Rate Explanation**

The Differential Rates raised in the 2016/17 Annual Budget are the same as stated in the advertisement as per the requirements of the Local Government Act 1995.

3. the total valuations as supplied by the Valuer General being GRV - \$2,303,254 and UV - \$38,099,048;
4. the early rates payment incentive scheme be offered consisting of eligibility to be in the draw for the prizes for full payment of rates and arrears by 2<sup>nd</sup> September 2016.
5. the due dates for payment of rates be set at, based on the Issue Date of 28<sup>th</sup> July 2016:

one payment option	2 <sup>nd</sup> September 2016;
two payment option	2 <sup>nd</sup> September 2016 and 6 <sup>th</sup> January 2017; and
four payment option	2 <sup>nd</sup> September 2016, 4 <sup>th</sup> November 2016, 6 <sup>th</sup> January 2017 and 10 <sup>th</sup> March 2017.

6. the interest charge on overdue rates and other monies be 11% per annum;
7. the administration charge to apply to installment plans be \$12 per installment except the first installment;
8. the interest charge on installment plans be 5.5% to apply after the first installment;
9. That Trust and Reserve Fund Budgets for 2016/2017 be adopted;
10. a \$160 per 240 litre bin fee for collection and disposal of refuse;
11. the fees and charges as shown at pages 53 and 54;
12. the elected member entitlements for 2016/17 be set at:  
President's Annual Attendance Fee           \$4,553;  
President's Annual Entertainment Allowance   \$1,000; and  
Councillor's Annual Attendance Fee         \$3,553.
13. the % of variance used in the Statement of Financial Activity in accordance with Finance Regulation 34(5) be set at \$10,000 or 15% to be applied.
14. That the Chief Executive Officer be authorised to call tenders, as per the requirements and provisions of the Local Government Act 1995, for the provision of goods and services as approved within the 2016/2017 Budget.

**Resolution**

**12-07/16 Moved Cr Geier, seconded Cr Corsini that Council resolves by absolute majority the adoption of:-**

- 1. the 2016/17 budget as shown in the attachment following this report;**
- 2. the rating levels of:**  
General GRV –           5.4284 cents,  
Mining GRV –           14.5284 cents,  
Mine UV –               1.6983 cents,  
UV –                      1.4939 cents,  
Minimum rate all categories - \$355 except UV Mining \$200.

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- 5. the due dates for payment of rates be set at, based on the Issue Date of 28<sup>th</sup> July 2016:**

one payment option 2<sup>nd</sup> September 2016;  
two payment option 2<sup>nd</sup> September 2016 and 6<sup>th</sup> January 2017; and  
four payment option 2<sup>nd</sup> September 2016, 4<sup>th</sup> November 2016, 6<sup>th</sup> January 2017 and 10<sup>th</sup>  
March 2017.


6. the interest charge on overdue rates and other monies be 11% per annum;
7. the administration charge to apply to installment plans be \$12 per installment except the first installment;
8. the interest charge on installment plans be 5.5% to apply after the first installment;
9. That Trust and Reserve Fund Budgets for 2016/2017 be adopted;
10. a \$160 per 240 litre bin fee for collection and disposal of refuse;
11. the fees and charges as shown at pages 53 and 54;
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President's Annual Attendance Fee \$4,553;  
President's Annual Entertainment Allowance \$1,000; and  
Councillor's Annual Attendance Fee \$3,553.
13. the % of variance used in the Statement of Financial Activity in accordance with Finance Regulation 34(5) be set at \$10,000 or 15% to be applied.
14. That the Chief Executive Officer be authorised to call tenders, as per the requirements and provisions of the Local Government Act 1995, for the provision of goods and services as approved within the 2016/2017 Budget.

**Carried 5/1 by Absolute Majority**



## **9.2 COMMUNITY AND REGULATORY SERVICE**

### **9.2.1 Declared Species Review – Agriculture WA**

<b>File Reference</b>		
<b>Date of Report</b>	<b>16<sup>th</sup> July 2016</b>	
<b>Disclosure of Interest</b>	<b>Nil</b>	
<b>Reporting Officer</b>	<b>Jamie Criddle, Chief Executive Officer</b>	
<b>Signatures</b>	<b>Officer</b>	<b>CEO</b> 

#### **Background**

The Department is required to periodically review the categories of declared pests under the *Biosecurity and Agriculture Management Act 2007* (BAM Act).

This requirement for review was also identified in the 2013 report prepared by the Office of Auditor General for invasive species control in Western Australia, and by the Western Australian Biosecurity Council.

The review is being undertaken in three stages:

1. Technical review
2. Stakeholder Reference Group review
3. Industry and community consultation

The first two of these stages are complete. You are now invited in Stage 3 to comment on the outcomes of the first two stages.

The Department will make recommendations to the Minister on the revised declaration status of declared pests considering all assessments and consultation comments.

The scope of the review is all declared weeds and vertebrate pests in Western Australia, excluding those recently added.

The criteria for assessment are explained in the attached *Review of the Declared Pests of Western Australia - Position Paper*.

The technical review (Stage 1) was undertaken by experienced Departmental staff following formal assessment processes and with internal peer review.

The Stakeholder Reference Group (Stage 2) consisted of representatives from of biosecurity groups, local & state government, industry groups, community groups and producers.

#### ***Purpose***

This position paper outlines the process proposed for reviewing the declared plants (weeds) and animals (vertebrate pests) that are present in Western Australia. It incorporates comments and recommendations received during consultation in May 2015.

The aim of the review is to provide the State with an up-to-date, rational, realistic and widely-supported suite of declared pests that

- reflects the intent of the BAM Act and BAM Regulations,
- meets community, industry and landholder expectations, and
- is appropriate to regulatory bodies' capacity for delivering compliance.

The review will determine whether this State's declared plants and animals are declared appropriately

***Background***

The *Biosecurity and Agriculture Management Act 2007* (BAM Act) and the associated *Biosecurity and Agriculture Management Regulations 2013* (BAM Regulations) allow for organisms to be declared as pests in all or part of the State and categorised into different control and keeping categories. The BAM Act places legal obligations on the landholder to undertake specific measures in relation to a declared pest.

Pests may be declared if they have – or may have - an adverse effect on native organisms, the well-being of people, the natural environment, and/or the productivity of the state’s agricultural, forest, fishing or pearling industries.

Organisms may be declared as **Permitted organisms** (under section 11 of the BAM Act), **Prohibited organisms** (section 12) or **Declared Pests** (section 22(2)), or they Page 2 of 23

can remain **unlisted** (section 14). Under section 22(1) of the BAM Act, all section 12 prohibited organisms are declared pests for the whole of Western Australia.

Declared pests may be categorised into the following control categories:

- Exclusion (C1)
- Eradication (C2) or
- Management (C3).1

**Comment**

Councillors will find attached a spread sheet with the current recommended declaration status based on Stage 2 of the review process.

For each species of interest to you, you are asked to either AGREE or otherwise COMMENT on the Stage 2 recommendation if you disagree.

Responses need to be completed and returned by **29<sup>th</sup> July 2016**.

*Minutes for the Ordinary Meeting of Council to be held in the Shire of Westonia Council Chambers  
on Thursday 21<sup>st</sup> July 2016*

**Review of the Declared Pests of Western Australia**

Cell Colour Key:

No Change

Change Specified

SRG recommendation

Common Name	Scientific Name	Pre-review status Declared pest s.22(2)	Stage 1 Technical Assessment Recommendation				Stage 2 Stakeholder Reference Group Recommendation	Stage 3 Industry & Community Consultation (Do you agree with the Stage 2 recommendation?)	
			Status	Section	Control	Keeping		Agree	Disagree - Comments
<b>Animals</b> (N) = Native to Western Australia									
Australian ringneck, 28 parrot (N)	<i>Barnardius zonarius</i>	C3	Permitted	s.11	None	Exempt	Retain as s.22(2) C3		
Water buffalo	<i>Bubalus bubalis</i>	C1, C3	Prohibited	s.12	C1	Prohibited (N of 20°S latitude) - Restricted (S of 20°S latitude)	Agreed		
Sulphur-crested Cockatoo (N)	<i>Cacatua galerita</i>	C1	Declared pest	s.22(2)	C1, C2	Restricted	Agreed		
Butler's Corella (N)	<i>Cacatua pastinator butleri</i>	C3	Declared pest	s.22(2)	C1, C3	Exempt	Agreed		
Muir's Corella (N)	<i>Cacatua pastinator pastinator</i>	C3	Declared pest	s.22(2)	C1, C3	Exempt	Agreed		
Little Corella Kimberley (N)	<i>Cacatua sanguinea sanguinea</i>	C1, C3	NO CHANGE Recommended				Agreed		
Little Corella Pilbara (N)	<i>Cacatua sanguinea westralensis</i>	C1, C3	NO CHANGE Recommended				Agreed		
Baudin's cockatoo (N)	<i>Calyptrorhynchus baudinii</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Feral camel	<i>Camelus dromedarius</i> (feral)	C3	NO CHANGE Recommended				Agreed		
Dingo (N)	<i>Canis dingo</i>	C3	NO CHANGE Recommended				Agreed		
Dingo-dog hybrids	<i>Canis dingo x Canis lupus familiaris</i>	C3	NO CHANGE Recommended				Agreed		
Feral Dog	<i>Canis lupus familiaris</i> (feral)	C3	NO CHANGE Recommended				Agreed		
Feral goat	<i>Capra hircus</i> (feral)	C3	NO CHANGE Recommended				Agreed		

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Wapiti, Red deer, Elk	<i>Cervus elaphus</i>	C3	NO CHANGE Recommended				Agreed		
Wood Duck (N)	<i>Chenonetta jubata</i>	C3	Permitted	s.11	None	Exempt	Retain as s.22(2) C3		
Australian raven (N)	<i>Corvus coronoides</i>	C3	Permitted	s.11	None	Exempt	Retain as s.22(2) C3		
Fallow deer	<i>Dama dama</i>	C3	NO CHANGE Recommended				Agreed		
Emu (N)	<i>Dromaius novaehollandiae</i>	C3	NO CHANGE Recommended				Agreed		
Galah (N)	<i>Eolophus roseicapilla</i>	C3	Declared pest	s.22(2)	None	Exempt	Agreed		
Feral donkey	<i>Equus asinus</i> (feral)	C3	NO CHANGE Recommended				Agreed		
Feral horse	<i>Equus caballus</i> (feral)	C3	NO CHANGE Recommended				Agreed		
Northern palm squirrel	<i>Funambulus pennantii</i>	C1, C3	Declared pest	s.22(2)	C1, C2	Prohibited	Agreed		
Asian house gecko	<i>Hemidactylus frenatus</i>	C1, C3	NO CHANGE Recommended				Agreed		
Agile wallaby (N)	<i>Macropus agilis</i>	C3	NO CHANGE Recommended				Agreed		
Western grey kangaroo (N)	<i>Macropus fuliginosus</i>	C3	Permitted	s.11	None	Exempt	Retain as s.22(2) C3		
Euro (N)	<i>Macropus robustus erubescens</i>	C3	Permitted	s.11	None	Exempt	Retain as s.22(2) C3		
Red kangaroo (N)	<i>Macropus rufus</i>	C3	Permitted	s.11	None	Exempt	Retain as s.22(2) C3		
Ferret	<i>Mustela putorius furo</i>	C3	Declared pest	s.22(2)	C1	Exempt	Agreed		
Domestic rabbit or commercial breeds	<i>Oryctolagus cuniculus</i> (domestic)	C3	Declared pest	s.22(2)	C1, C3	Exempt	Agreed		
Wild rabbit only with wild-type brown colouring	<i>Oryctolagus cuniculus</i> (feral)	C3	Declared pest	s.22(2)	C1, C3	Prohibited	Agreed		
Ring-necked pheasant	<i>Phasianus colchicus</i>	C1, C3	NO CHANGE Recommended				Agreed		
WA King Parrot, Red-capped Parrot (N)	<i>Purpureicephalus spurius</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Flowerpot snake	<i>Ramphotyphlops braminus</i>	C1, C3	Declared pest	s.22(2)	C3	Prohibited	Agreed		
Long-haired Rat (N)	<i>Rattus villosissimus</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Cane toad	<i>Rhinella marina</i> prev. ( <i>Bufo marinus</i> )	C3	Declared pest	s.22(2)	C1	Prohibited (S of 20°S latitude)	Agreed		
Rusa deer	<i>Rusa timorensis</i>	C1	Prohibited	s.12	C1	Restricted	Agreed		
Ostrich	<i>Struthio camelus</i>	C3	Permitted	s.11	None	Exempt	Retain as s.22(2) C3		

**Minutes for the Ordinary Meeting of Council to be held in the Shire of Westonia Council Chambers  
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European Starling, Common Starling	<i>Sturnus vulgaris</i>	C1, C2	Prohibited	s.12	C1, C2	Prohibited	Agreed		
Wild boar, Feral pig	<i>Sus scrofa</i> (feral)	C3	NO CHANGE Recommended				Agreed		
Australian shelduck (N)	<i>Tadorna tadornoides</i>	C3	Permitted	s.11	None	Exempt	Retain as s.22(2) C3		
Rainbow Lorikeet (N)	<i>Trichoglossus haematodus</i> , <i>T. moluccanus</i> & <i>T. rubritorquis</i>	C1, C3	NO CHANGE Recommended				Agreed		
Red fox	<i>Vulpes vulpes</i>	C3	Declared pest	s.22(2)	C1, C3	Prohibited	Agreed		
Silver eye (N)	<i>Zosterops lateralis</i>	C3	Permitted	s.11	None	Exempt	Retain as s.22(2) C3		
<b>Plants</b>									
Camelthorn	<i>Alhagi maurorum</i>	C3	NO CHANGE Recommended				Agreed		
Mexican poppy	<i>Argemone ochroleuca</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Bridal creeper	<i>Asparagus asparagoides</i>	C3	Declared pest	s.22(2)	C3(SW) or None	Exempt	Agreed		
African thistle	<i>Berkheya rigida</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Calotropis	<i>Calotropis procera</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Saffron thistle	<i>Carthamus lanatus</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Glaucous star thistle	<i>Carthamus leucocaulos</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Skeleton weed	<i>Chondrilla juncea</i>	C2, C3	Declared pest	s.22(2)	None	Exempt	Retain as s.22(2) C2, C3		
Field bindweed	<i>Convolvulus arvensis</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Purple rubber vine	<i>Cryptostegia madagascariensis</i>	C3	Permitted	s.11	None	Exempt	Retain as s.22(2) C3		
Golden dodder	<i>Cuscuta campestris</i>	C2, C3	Declared pest	s.22(2)	C3	Exempt	Agreed		
Artichoke thistle	<i>Cynara cardunculus</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Thornapples	<i>Datura spp. (ferox, inoxia, leichhardtii, metel, stramonium &amp; wrightii)</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Paterson's curse	<i>Echium plantagineum</i>	C3	Permitted	s.11	None	Exempt	Retain as s.22(2) C3		
Doublegee	<i>Emex australis</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Lesser jack	<i>Emex spinosa</i>	C3	Permitted	s.11	None	Exempt	Agreed		

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Cotton bush	<i>Gomphocarpus fruticosus</i>	C3	Permitted	s.11	None	Exempt	Retain as s.22(2) C3		
Heliotrope	<i>Heliotropium europaeum</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Hydrocotyl	<i>Hydrocotyle ranunculoides</i>	C3	NO CHANGE Recommended				Agreed		
St. John's wort	<i>Hypericum perforatum</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Bellyache bush	<i>Jatropha gossypifolia</i>	C3	NO CHANGE Recommended				Agreed		
Lantana	<i>Lantana camara</i>	C3	NO CHANGE Recommended				Agreed		
Horehound	<i>Marrubium vulgare</i>	C3	Permitted	s.11	None	Exempt	Agreed		
cape tulips (One-leaf & Two-leaf)	<i>Moraea flaccida &amp; Moraea miniata</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Parrot's feather	<i>Myriophyllum aquaticum</i>	C2	Declared pest	s.22(2)	C3	Prohibited	Agreed		
Stemless thistle	<i>Onopordum acaulon</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Parkinsonia	<i>Parkinsonia aculeata</i>	C1, C3	Declared pest	s.22(2)	None	Exempt	Agreed		
Water lettuce	<i>Pistia stratiotes</i>	C2	NO CHANGE Recommended				Agreed		
Mesquite	<i>Prosopis glandulosa x velutina</i>	C2, C3	NO CHANGE Recommended				Agreed		
Blackberries	<i>Rubus</i> spp. ( <i>anglocandicans, laudatus, rugosus &amp; ulmifolius</i> )	C1, C2, C3	Declared pest	s.22(2)	C3	Exempt	Agreed		
Sagittaria	<i>Sagittaria platyphylla</i>	C3	NO CHANGE Recommended				Agreed		
willows (white, pussy, Chilean, common, corkscrew, basket & golden weeping)	<i>Salix</i> spp. ( <i>alba, caprea, chilensis, cinerea, matsudana, viminalis &amp; x chrysocoma</i> )	C3	Permitted	s.11	None	Exempt	Agreed		
Mintweed	<i>Salvia reflexa</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Candle bush & Sicklepod	<i>Senna alata &amp; Senna obtusifolia</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Spinyhead sida	<i>Sida acuta</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Flannel weed	<i>Sida cordifolia</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Variegated thistle	<i>Silybum marianum</i>	C3	Permitted	s.11	None	Exempt	Retain as s.22(2) C3		
Silverleaf nightshade	<i>Solanum elaeagnifolium</i>	C3	Permitted	s.11	None	Exempt	Agreed		
Apple of Sodom	<i>Solanum linnaeanum</i>	C3	Permitted	s.11	None	Exempt	Retain as s.22(2) C3		
Athel pine	<i>Tamarix aphylla</i>	C3	Declared pest	s.22(2)	C3 All WA or None	Exempt	Agreed		

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Gorse	<i>Ulex europaeus</i>	C2, C3	NO CHANGE Recommended				Agreed		
Bathurst burr	<i>Xanthium spinosum</i>	C2, C3	NO CHANGE Recommended				Agreed		
Noogoora burr	<i>Xanthium strumarium</i>	C2, C3	NO CHANGE Recommended				Agreed		
Arum lily	<i>Zantedeschia aethiopica</i>	C3	Declared pest	s.22(2)	C3 All WA or None	Exempt	Agreed		
Chinee apple, Jujube, Indian Jujube	<i>Ziziphus mauritiana</i>	C3	NO CHANGE Recommended				Agreed		

**Financial Implications:**

Nil – not applicable to this item as at this stage not a direct impact upon the Shire.

**Policy Implications**

Western Australian Local Government Association Standing Orders for the conduct of the Annual General Meeting of the Western Australian Local Government Association 2015.

**Statutory Implications:**

*Biosecurity and Agriculture Management Act 2007 (BAM Act)*

*Biosecurity and Agriculture Management Regulations 2013 (BAM Regulations)*

**Strategic Plan Implications**

Nil

**Voting Requirement**

Simple Majority

**Recommendation**

That Council reviews the list of declared pests, agreeing or disagreeing with the current status and providing comment if required to the Department of Agriculture prior to 29<sup>th</sup> July 2016.

**Resolution**


**13-07/16 Moved Cr Hermon, seconded Cr Huxtable that upon reviewing the list of declared pests, authorise the CEO to submit the reported list and comments to the Department of Agriculture prior to 29<sup>th</sup> July 2016.**

**Carried 6/0**



### **9.3 WORKS AND SERVICE**

#### **9.3.1 Accredited Mass Management Scheme – Application for level 3 access to Wyalkatchem-Bullfinch Rd (M40)**

<b>File Reference</b>	<b>T1.1.1</b>	
<b>Date of Report</b>	<b>12<sup>th</sup> July 2015</b>	
<b>Disclosure of Interest</b>	<b>Nil</b>	
<b>Reporting Officer</b>	<b>Jamie Criddle, Chief Executive Officer</b>	
<b>Signatures</b>	<b>Officer</b>	<b>CEO</b> 

#### **Background**

This new scheme was developed in conjunction with the Ministerial Heavy Vehicle Advisory Panel with the purpose of providing:

- an efficient concessional loading scheme;
- a network approach;
- road infrastructure protection and sustainability; and
- greater flexibility in the type of loading controls used.

AMMS allows for three (3) concessional mass tiers that are available to transport operators that have appropriate loading control methods.

The scheme does not prescribe the specific loading control methods that must be used, therefore any proven loading control method can be used for any type of load. The loading control methods must be in place from the time of permit application and auditable records and documents must be kept to demonstrate compliance from this time.

AMMS replaces the previous Certified Mass Management Scheme (CWMMS) and to assist transport operators in their transition to AMMS, the Certified Weighbridge Mass Management Scheme (CWMMS) has been extended until 30 June 2017.

To be eligible for AMMS, operators must be accredited under the WA Heavy Vehicle Accreditation Mass Management Module.

#### **About the Scheme**

The intent of the scheme is to provide the WA transport industry with an efficient concessional loading scheme, while ensuring road infrastructure protection and sustainability.

AMMS allows for three (3) concessional mass tiers that are available to transport operators who have appropriate loading control methods. These controls measures will be audited regularly, in line with WA Heavy Vehicle Accreditation audit cycle, to ensure compliance with the scheme standards.

The scheme does not prescribe the specific loading control methods that must be used, which was the case with previous schemes and it is not product specific. Rather, it allows for any product and any proven accurate and consistent loading control method to be used. For example a weighbridge does not necessarily need to be used as a loading control method.

To be eligible for AMMS, operators must be accredited under the Western Australian Heavy Vehicle Accreditation (WAHVA) Mass Management Module (refer to WAHVA web page on the Main Roads website for accreditation requirements).

#### **Network Approach**

This scheme utilises a network approach, similar to the existing base RAV Networks (i.e. RAV Networks 1-10).

Under previous concessional schemes transport operators were issued with individual permits with

unique access approvals. However, it was recognised that many of these transport operators have approved access to the same roads.

Under the new scheme the road asset owner retains some control over the vehicles that use the roads under their control via the application of appropriate conditions, such as the CA07 condition that requires the transport operator to obtain and carry written endorsement from the road owner.

**Benefits**

The scheme provides significant benefits to both the transport industry and the road asset owners. Some of the key benefits are:

- Clear publication of the approved road networks, reducing the risk of transport operators travelling on non-approved routes.
- By allowing any proven loading method to be used for any product, it provides the opportunity for more transport operators to operate under a scheme aimed at controlling loading.
- Transport operators on the scheme will be audited regularly, providing assurances to the road owner their vehicles are being loaded within the allowable limits, improving road infrastructure protection and sustainability.

**Permitted Masses**

There are three (3) levels of approved mass limits with the AMMS. Weighing methodology must be able to allow for normal variations of the product and still ensure all mass requirements are met.

The loading method must be capable of controlling the vehicle’s gross mass and load distribution across axle groups as shown in the table below, prior to the vehicle travelling on the road.

Refer to the following table for details of the three (3) mass levels.

<b>LEVEL 1</b>		
<b>Proposed Axle Mass Limits</b>		<b>Brief Description</b>
<b>Axle Group</b>	<b>Tonnes</b>	
Single steer axle	6.0	Equivalent to the previous Certified Weighbridge Mass Management Scheme (CWMMS) and the national Concessional Mass Limits (CML).
Tandem axle (dual tyres)	17.0	Allows alternative loading control methods, providing greater flexibility to transport operators who are able to prove accurate loading.
Tri-axle (dual tyres)	21.5	Vehicle mass needs to be controlled within prescribed limits prior to entering the public road system.
<b>LEVEL 2</b>		
<b>Proposed Axle Mass Limits</b>		<b>Brief Description</b>
<b>Axle Group</b>	<b>Tonnes</b>	
Single steer axle	6.0	Equivalent to the national High Mass Limits (HML).
Tandem axle (dual tyres)	17.0	Allows alternative loading control methods, providing greater flexibility to transport operators who are able to prove accurate loading.
	22.5	Vehicle mass needs to be controlled within prescribed limits prior to entering the public road system.

Tri-axle (dual tyres)		
<b>LEVEL 3</b>		
<b>Proposed Axle Mass Limits</b>		<b>Brief Description</b>
<b>Axle Group</b>	<b>Tonnes</b>	
Single steer axle	6.0	Equivalent to the previous Concessional Loading Bulk Products Scheme (CLBPS).
Tandem axle (dual tyres)	17.0	Allows alternative loading control methods, providing greater flexibility to transport operators who are able to prove accurate loading.
Tri-axle (dual tyres)	23.5	Vehicle mass needs to be controlled within prescribed limits prior to entering the public road system.

### **Scheme Entry Requirements**

Suitably accredited transport operators are required to complete an AMMS Application Form that must be signed, which includes a declaration stating they have appropriate loading control methods in place to ensure compliance with the allowable mass limits. The operator is then issued the requested AMMS permits for each prime mover they have applied for.

Appropriate loading control methods must be in place from the time of permit application. Auditable records and documents must be kept to demonstrate compliance from this time.

### **AMMS Approved Weighbridges**

Where a company operates a weighbridge that is used by various transport operators as their sole loading control method, the weighbridge can be listed as an approved AMMS weighbridge provided it meets the application requirements, these include:

- Providing MRWA current certificate of verification (i.e. calibration documentation) from the National Measurement Institute (NMI).
- Submitting a completed Weigh Bridge Application Form that must be signed, which includes a declaration stating the weigh bridge can determine and record the vehicle's gross mass and load distribution across axle groups.

Transport operators using an approved AMMS

weighbridge as their sole loading control method will only need to refer to the approved AMMS weighbridge in their Mass Management System when addressing the relevant criteria of the Mass Management Module Standards.

The maintenance and operation of that weighbridge remains the responsibility of the weighbridge operator

### **Comment**

Council currently have its first application for approval to have level three (3) mass vehicles on Council roads, in this case the **Wyalkatchem-Bullfinch Rd (M40)**.

Similar requests have been made to the neighbouring shires from **Road Trans of Australia PTY LTD**. They are requesting level three (3) mass vehicles on Council roads, in this case the Wyalkatchem-Bullfinch Rd (M40) for the cartage of various freight. Currently all roads in the Westonia Shire have a default rating of level 1, with any increases to this level needing to be approved

by the local Council as the applicants are currently doing.

At a recent Regional Road Group meeting it was decided that all local gravel roads at the discretion of each council remain at level 1 with strategic freight routes and major bitumen roads such as Wyalkatchem-Bullfinch Rd (M40), Leach Road, RPF Road, Shreeve Road, Warralakin Road and Westonia-Carrabin Road be limited to a level 2. Any requests above this would either need to come to the Council for deliberation or give the CEO Delegated Authority to treat each case on an individual basis.

This would also allow the Council to charge the freight company a fee for using its network on level 3 access as per the WALGA User Guide

**Financial Implications:**

Long term there will be a large impost on Councils budget due to the extra mass on council owned infrastructure.

**Policy Implications**

**Delegation MISC 05**

**Power or Duty of the Local Government which is being delegated**

The Chief Executive Officer has delegated authority to approve the use of local roads, deemed as suitable by the Works Supervisor, for the operation of road trains as per Councils policy.

Any roads, other than those approved by Main Roads in consultation with Council, which will be related to direct farm access will be dealt with on their merits, and will include conditions related to farm access and low usage.

*The Chief Executive Officer in exercising authority, under Section 5.44 of the Local Government Act, 1995, has delegated this power/duty to the Works Supervisor.*

**Statutory Implications:**

Road Traffic Act

**Strategic Plan Implications**

Nil

**Voting Requirement**

Majority

**Recommendation**

That Council

1. Grant AMMS level 2 access to Road Trans of Australia PTY LTD to traverse the Wyalkatchem-Bullfinch Rd (M40) for the cartage of various freight.
2. Grant AMMS level 1 access to all gravel roads within the Shire of Westonia with strategic freight routes and major bitumen roads such as Wyalkatchem-Bullfinch Rd (M40), Leach Road, RPF Road, Shreeve Road, Warralakin Road and Westonia-Carrabin Road be limited to a level 2
3. Modify the Council Delegation Misc 05 to give the CEO Delegated Authority to treat each case that requests an AMMS Level over the above access on an individual bas

**Resolution**

**14-07/16 Moved Cr Jefferys, seconded Cr Hermon that Council**

- 1. Grant AMMS level 2 access to Road Trans of Australia PTY LTD to traverse the Wyalkatchem-Bullfinch Rd (M40) for the cartage of various freight.**
- 2. Grant AMMS level 1 access to all gravel roads within the Shire of Westonia with strategic freight routes and major bitumen roads such as Wyalkatchem-Bullfinch Rd (M40), Leach Road, RPF Road, Shreeve Road, Warralakin Road and Westonia-Carrabin Road be limited to a level 2**
- 3. Modify the Council Delegation Misc 05 to give the CEO Delegated Authority to treat each case that requests an AMMS Level over the above access on an individual basis.**

**Carried 5/1 by Absolute Majority**

**9.4 ENVIRONMENTAL HEALTH, PLANNING AND BUILDING SERVICES**

**NIL**

**10 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

**11 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY A DECISION OF THE MEETING**

**12 DATE AND TIME OF NEXT MEETING**

The next ordinary meeting of Council will be held on Thursday 18<sup>th</sup> August, 2016 commencing at 3.30pm

**13 MEETING CLOSURE**

There being no further business the President, Cr Day declared the meeting closed at 7.28pm