

Ordinary Meeting of Council

Pannawonica



Agenda

19 September 2018

Mayu Maya Centre
Pannawonica
1.00pm



The Shire of Ashburton 10 year Strategic Community Plan (2017-2027) provides focus, direction and represents the hopes and aspirations of the Shire.

Our Vision

We will embrace our unique Pilbara environment and lifestyle through the development of vibrant, connected and active communities that have access to quality services, exceptional amenities and economic vitality.



STRATEGIC DIRECTIONS

1. Vibrant and Active Communities
2. Economic Prosperity
3. Unique Heritage and Environment
4. Quality Services and Infrastructure
5. Inspiring Governance



The Shire of Ashburton respectfully acknowledges the traditional custodians of this land.

**AGENDA - ORDINARY MEETING OF COUNCIL
19 SEPTEMBER 2018**



**SHIRE OF ASHBURTON
ORDINARY MEETING OF COUNCIL**

AGENDA

**Mayu Maya Centre, Pannawonica
19 September 2018
1.00 pm**

**AGENDA - ORDINARY MEETING OF COUNCIL
19 SEPTEMBER 2018**

**SHIRE OF ASHBURTON
ORDINARY MEETING OF COUNCIL**

Notice is hereby given that an Ordinary Meeting of Council of the Shire of Ashburton will be held on 19 September 2018 at the Mayu Maya Centre, Pannawonica commencing at 1:00 pm.

The business to be transacted is shown in the Agenda.


Rob Paull
CHIEF EXECUTIVE OFFICER

DISCLAIMER

The recommendations contained in the Agenda are subject to confirmation by Council. The Shire of Ashburton warns that anyone who has any application lodged with Council must obtain and should only rely on written confirmation of the outcomes of the application following the Council meeting, and any conditions attaching to the decision made by the Council in respect of the application. No responsibility whatsoever is implied or accepted by the Shire of Ashburton for any act, omission or statement or intimation occurring during a Council meeting.

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1. DECLARATION OF OPENING

The Presiding Member declared the meeting open at _____ pm.

1.1 ACKNOWLEDGEMENT OF COUNTRY

As representatives of the Shire of Ashburton Council, we respectfully acknowledge the local Indigenous people, the traditional custodians of this land where we are meeting upon today and pay our respects to them and all their elders both past and present.

2. ANNOUNCEMENT OF VISITORS

The Presiding Member welcomed members of the public to the gallery.

3. ATTENDANCE

3.1 PRESENT

Elected Members:	Cr K White Cr L Rumble Cr P Foster Cr M Lynch Cr L Thomas Cr R de Pledge Cr M Gallanagh	Shire President, (Presiding Member) Onslow Ward Deputy Shire President, Paraburdoo Ward Tom Price Ward Tom Price Ward Tableland Ward Ashburton Ward Pannawonica Ward
	Mr R Paul Mr J Bingham Mrs S Johnston Ms C Bryce Mr I Hamilton Ms J Smith Mrs D Walkington	Chief Executive Officer Director Corporate Services Acting Director Community Services Acting Director Property and Development Services Director Infrastructure Services Executive Officer Administration Officer
Guests:		
Members of Public:	There were _____ members of the public in attendance at the commencement of the meeting.	
Members of Media:	There were _____ members of the media in attendance at the commencement of the meeting.	

3.2 APOLOGIES

3.3 APPROVED LEAVE OF ABSENCE

Cr D Dias Paraburdoo Ward
Cr D Diver Tom Price Ward

4. QUESTION TIME

4.1 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

4.2 PUBLIC QUESTION TIME

**AGENDA - ORDINARY MEETING OF COUNCIL
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5. APPLICATIONS FOR LEAVE OF ABSENCE

6. DECLARATION BY MEMBERS

6.1 DUE CONSIDERATION BY COUNCILLORS TO THE AGENDA

Councillors are requested to give due consideration to all matters contained in the Agenda presently before the meeting.

6.2 DECLARATIONS OF INTEREST

Councillors to Note

A member who has an Impartiality, Proximity or Financial Interest in any matter to be discussed at a Council or Committee Meeting, that will be attended by the member, must disclose the nature of the interest:

- (a) In a written notice given to the Chief Executive Officer before the Meeting or;
- (b) At the Meeting, immediately before the matter is discussed.

A member, who makes a disclosure in respect to an interest, must not:

- (a) Preside at the part of the Meeting, relating to the matter or;
- (b) Participate in, or be present during any discussion or decision-making procedure relative to the matter, unless to the extent that the disclosing member is allowed to do so under Section 5.68 or Section 5.69 of the Local Government Act 1995.

NOTES ON DECLARING INTERESTS (FOR YOUR GUIDANCE)

The following notes are a basic guide for Councillors when they are considering whether they have an interest in a matter.

These notes are included in each agenda for the time being so that Councillors may refresh their memory.

1. A Financial Interest requiring disclosure occurs when a Council decision might advantageously or detrimentally affect the Councillor or a person closely associated with the Councillor and is capable of being measure in money terms. There are exceptions in the Local Government Act 1995 but they should not be relied on without advice, unless the situation is very clear.
2. If a Councillor is a member of an Association (which is a Body Corporate) with not less than 10 members i.e. sporting, social, religious etc), and the Councillor is not a holder of office of profit or a guarantor, and has not leased land to or from the club, i.e., if the Councillor is an ordinary member of the Association, the Councillor has a common and not a financial interest in any matter to that Association.
3. If an interest is shared in common with a significant number of electors or ratepayers, then the obligation to disclose that interest does not arise. Each case needs to be considered.

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4. If in doubt declare.
5. As stated in (b) above, if written notice disclosing the interest has not been given to the Chief Executive Officer before the meeting, then it **MUST** be given when the matter arises in the Agenda, and immediately before the matter is discussed.
6. Ordinarily the disclosing Councillor must leave the meeting room before discussion commences. The **only** exceptions are:
 - 6.1 Where the Councillor discloses the **extent** of the interest, and Council carries a motion under s.5.68(1)(b)(ii) or the Local Government Act; or
 - 6.2 Where the Minister allows the Councillor to participate under s.5.69(3) of the Local Government Act, with or without conditions.

Declarations of Interest provided:

Item Number/ Name	Type of Interest	Nature/Extent of Interest
12.1 MONTHLY FINANCIALS AND SCHEDULE OF ACCOUNTS PAID		
Rob Paull	Indirect Financial	The nature of my interest is that my spouse is employed by Muzzy's Hardware in Tom Price and the extent of my interest is that my spouse is earning an income from Muzzy's Hardware Tom Price.

7. **ANNOUNCEMENTS BY THE PRESIDING MEMBER WITHOUT DISCUSSION**
8. **PETITIONS / DEPUTATIONS / PRESENTATIONS**
 - 8.1 **PETITIONS**
 - 8.2 **DEPUTATIONS**
 - 8.3 **PRESENTATIONS**

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9. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

9.1 UNCONFIRMED MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 14 AUGUST 2018 (ATTACHMENT 9.1)

Officer Recommendation

That the Unconfirmed Minutes of the Ordinary Meeting of Council held on 14 August 2018, as previously circulated to Councillors on 22 August 2018 (**ATTACHMENT 9.1**) be confirmed as a true and accurate record.

9.2 UNENDORSED/UNCONFIRMED MINUTES FOR THE PILBARA REGIONAL COUNCIL, SPECIAL COUNCIL MEETING HELD 8 AUGUST 2018 (ATTACHMENT 9.2)

Officer Recommendation

That the Unconfirmed/Unendorsed Minutes for the Pilbara Regional Council, Special Meeting of Council held 8 August 2018 via Teleconference (**ATTACHMENT 9.2**) be received.

9.3 MINUTES OF THE SHIRE OF ASHBURTON INLAND LOCAL EMERGENCY MANAGEMENT COMMITTEE HELD ON 24 AUGUST 2018 (ATTACHMENT 9.3)

Officer Recommendation

That the Minutes of the Shire of Ashburton Inland Local Emergency Management Committee held on 24 August 2018 at the Tom Price Volunteer Bush Fire Brigade (**ATTACHMENT 9.3**) be received.

9.4 MINUTES OF THE KARIJINI EMERGENCY MANAGEMENT MEETING PILBARA REGION HELD ON 15 AUGUST 2018 (ATTACHMENT 9.4)

Officer Recommendation

That the Minutes of the Karijini Emergency Management Meeting Pilbara Region held on 15 August 2018 at the Karijini Office, (**ATTACHMENT 9.4**) be received.

9.5 MINUTES OF THE WALGA ANNUAL GENERAL MEETING HELD ON 1 AUGUST 2018 (ATTACHMENT 9.5)

Officer Recommendation

That the Minutes of the WALGA Annual General Meeting held on 1 August 2018 at the Perth Convention Exhibition Centre, Perth (**ATTACHMENT 9.5**) be received.

9.6 SHIRE OF ASHBURTON AUDIT AND RISK COMMITTEE MEETING HELD TO BE HELD ON 19 SEPTEMBER 2018

Officer Recommendation

That the Minutes of the Shire of Ashburton Audit and Risk Committee Meeting to be held on 19 September 2018 at Mayu Maya Centre, Pannawonica be received (Minutes provided under separate cover).

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**9.7 SHIRE OF ASHBURTON PARABURDOO COMMUNITY HUB (CHUB)
COMMITTEE MEETING TO BE HELD ON 19 SEPTEMBER 2018**

Officer Recommendation

That the Minutes of the Shire of Ashburton Paraburdoo Community Hub (Chub) Committee Meeting to be held on 19 September 2018 at Mayu Maya Centre, Pannawonica be received (Minutes provided under separate cover).

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10. AGENDA ITEMS ADOPTED "EN BLOC"

10.1 AGENDA ITEMS ADOPTED 'EN BLOC'

The following information is provided to Councillors for guidance on the use of En Bloc voting as is permissible under the Shire of Ashburton Standing Orders Local Law 2012:

"Part 5 – Business of a meeting

Clause 5.6 Adoption by exception resolution:

- (1) In this clause 'adoption by exception resolution' means a resolution of the Council that has the effect of adopting, for a number of specifically identified reports, the officer recommendation as the Council resolution.*
- (2) Subject to subclause (3), the Local Government may pass an adoption by exception resolution.*
- (3) An adoption by exception resolution may not be used for a matter;*
 - (a) that requires a 75% majority or a special majority;*
 - (b) in which an interest has been disclosed;*
 - (c) that has been the subject of a petition or deputation;*
 - (d) that is a matter on which a Member wishes to make a statement; or*
 - (e) that is a matter on which a Member wishes to move a motion that is different to the recommendation."*

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11. OFFICE OF THE CHIEF EXECUTIVE OFFICER REPORTS

11.1 PROGRESS OF IMPLEMENTATION OF COUNCIL DECISIONS STATUS REPORT FOR AUGUST 2018

FILE REFERENCE:	GV04
AUTHOR'S NAME AND POSITION:	Michelle Lewis CEO & Councillor Support Officer
AUTHORISING OFFICER AND POSITION:	Rob Paull Chief Executive Officer
NAME OF APPLICANT/RESPONDENT:	Not Applicable
DATE REPORT WRITTEN:	28 August 2018
DISCLOSURE OF FINANCIAL INTEREST:	The author and authorising officer have no financial, proximity or impartiality interests in the proposal.
PREVIOUS MEETING REFERENCE:	Agenda Item 11.1 (Minute No. 411/2018) – Ordinary Meeting of Council 14 August 2018

Summary

The purpose of this agenda item is to report back to Council on the progress of the implementation of Council decisions.

Background

The best practice in governance supports the regular review of Council decisions to ensure that they are actioned and implemented in a timely manner.

Comment

Wherever possible, Council decisions are implemented as soon as practicable after a Council meeting. However, there are projects or circumstances that mean some decisions take longer to action than others.

This report presents a summary of the “Decision Status Reports” for Office of the CEO, Corporate Services, Infrastructure Services, Strategic and Community Development and Development & Regulatory Services.

ATTACHMENT 11.1

Consultation

Executive Management Team

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Statutory Environment

Section 2.7 of the Local Government Act 1995 states:

“Role of council

- (1) The council —
 - (a) governs the local government’s affairs; and*
 - (b) is responsible for the performance of the local government’s functions.**

- (2) Without limiting subsection (1), the council is to —
 - (a) oversee the allocation of the local government’s finances and resources; and*
 - (b) determine the local government’s policies.”**

The above section of the Act notwithstanding, there is no specific legal requirement to present such a report to Council or for Council to receive or consider such a report. Given it is always ‘received’, it could simply be provided to elected members via weekly or monthly updates, such as in the weekly Information Bulletin. The decision to retain the report in the Council’s monthly agenda is entirely Council’s prerogative. Staff acknowledge the critical and ongoing nature of the document, in that Council ‘speaks by resolution’.

Financial Implications

There are no known financial implications for this matter.

Strategic Implications

Shire of Ashburton 10 Year Community Strategic Plan 2017-2027

Goal 5 – Inspiring Governance

Objective 4 – Exemplary Team and Work Environment

Risk Management

This item has been evaluated against the Shire of Ashburton’s Risk Management Policy CORP5 Risk Matrix. The perceived level of risk is considered to be “Low” risk and can be managed by routine procedures, and is unlikely to need specific application of resources.

Policy Implications

There are no known policy implications for this matter.

Voting Requirement

Simple Majority Required

Officers Recommendation

That Council receive the “Council Decisions Status Reports” for the month of August 2018 as per **ATTACHMENT 11.1**.

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**11.2 USE OF COMMON SEAL AND ACTIONS PERFORMED UNDER
DELEGATED AUTHORITY FOR THE MONTH OF AUGUST 2018**

FILE REFERENCE:	GV21 CM02
AUTHOR'S NAME AND POSITION:	Janyce Smith Executive Officer Brooke Beswick Administration Assistant Planning
AUTHORISING OFFICER AND POSITION:	Rob Paull Chief Executive Officer
NAME OF APPLICANT/ RESPONDENT:	Not Applicable
DATE REPORT WRITTEN:	28 August 2018
DISCLOSURE OF FINANCIAL INTEREST:	The author and authorising officer have no financial, proximity or impartiality interests in the proposal.
PREVIOUS MEETING REFERENCE:	Not Applicable

Summary

The purpose of this agenda item is to report to Council for information, use of the Common Seal, actions performed under delegated authority requiring referral to Council and a copy of the Tender Register, for the month of August 2018.

Background

Council has historically sought a monthly update of the more significant activities for the organisation relative to (1) use of the Common Seal, and (2) actions performed under delegated authority requiring referral to Council as per the Shire of Ashburton Delegated Authority Register 2018.

Comment

A report on use of the Common Seal, relevant actions performed under delegated authority and the Tender Register has been prepared for Council.

**ATTACHMENT 11.2A
ATTACHMENT 11.2B**

Consultation

Relevant officers as listed in the Attachment

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Statutory Environment

Local Government Act 1995

Clause 9.3 of the Shire of Ashburton Town Planning Scheme No. 7

Delegated Authority Register

Financial Implications

There are no known financial implications for this matter.

Strategic Implications

Shire of Ashburton 10 Year Community Strategic Plan 2017-2027

Goal 5 – Inspiring Governance

Objective 4 – Exemplary Team and Work Environment

Risk Management

This item has been evaluated against the Shire of Ashburton’s Risk Management Policy CORP5 Risk Matrix. The perceived level of risk is considered to be “Low” in light of the report being for information purposes only and the risk and can be managed by routine procedures, and is unlikely to need specific application of resources.

Policy Implications

ELM 13 – Affixing the Shire of Ashburton Common Seal

FIN12 – Purchasing and Tendering Policy

Voting Requirement

Simple Majority Required

Officers Recommendation

That Council receive the reports relating to:

1. The use of the Common Seal as per **ATTACHMENT 11.2A**; and
2. Actions performed under delegated authority for the month as per **ATTACHMENT 11.2A**; and
3. The Tender Register as per **ATTACHMENT 11.2B**.

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12. CORPORATE SERVICES REPORTS

12.1 MONTHLY FINANCIALS AND SCHEDULE OF ACCOUNTS PAID

FILE REFERENCE:	FM03
AUTHOR'S NAME AND POSITION:	Kerry Fisher Finance Manager
AUTHORISING OFFICER AND POSITION:	John Bingham Director Corporate Services
NAME OF APPLICANT/RESPONDENT:	Not Applicable
DATE REPORT WRITTEN:	3 September 2018
DISCLOSURE OF FINANCIAL INTEREST:	The author has no financial, proximity or impartiality interests in the proposal. However, the Chief Executive Officer has an indirect financial interest due to his spouse being employed and receiving an income from 'Muzzy's Hardware (Tom Price).
PREVIOUS MEETING REFERENCE:	Not Applicable

Summary

In accordance with *Regulation 34 of the Local Government (Financial Management) Regulations*, the Shire is to prepare a monthly Statement of Financial Activity for consideration by Council.

The Financial Reports for August 2018 are presented with comments on variances for Actuals to 2018/19 Budget amounts. A Capex Tracker is also presented.

Background

Regulation 34 of the Local Government (Financial Management) Regulations requires the Shire to prepare a monthly statement of Financial Activity for Consideration by Council.

Comment

Council adopted the 2018/19 Budget on 26 July 2018. Following this rates schedules and notices as well as service charges (Pilbara Underground Power Project) were issued via post and email on 8 August 2018. As at 31 August 2018 approximately \$7.5M in receipts have been receipted. As a result the availability of investment funds has increased with term deposits now established at the ANZ, Commonwealth and Bendigo & Adelaide Banks. The Cash and Investment note provides a schedule of amounts invested.

Finance staff are currently preparing the 2017/18 Financial Statements – Moore Stephens, the Shire's auditors are due for an onsite visit on Tuesday 30 October 2018. As part of the Statements preparation revaluation of the Shire's Infrastructure Assets has been undertaken as required by section *Local Government (Financial Management) Regulation 17A (2)*. As part of the process depreciation expense will not be posted to the 2018/19 accounts until completion of the annual audit.

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Capital works are underway for 2018/19 with progress being made on roads (e.g. WANDRRA) and CHUB. A 2018/19 Capex Tracker is now available as part of Monthly Reports.

Projects for 2018/19 include the resurfacing of the Tom Price Netball Courts which were completed during the July 2018 school holidays. The total budgeted allocation for the re-surface and new goal posts was \$147,000 and with final costs of \$90,292 the project was under-budget by \$56,708. Players in the Tom Price Netball Association have enjoyed playing on the new courts especially as part of the recently completed finals. Pictures and Facebook postings are attached.

ATTACHMENT 12.1E

GL/Job No.	General Ledger Description	Current Budget	Variation Amount	Revised Budget	Reason
19026	Onslow Photocopier Visitors Centre	30,000	(10,350)	19,650	New Capex Request form submitted for 2018/19 Budget discussions overestimated the provision required.
15230	Onslow Oval Playground Equipment	313,000	9,000	322,000	The extra provision is for an upgrade to synthetic turf with a view to reducing ongoing maintenance costs.
19084	Paraburdoo Information Bay – Driveway Entry	0	1,350	1,350	Whilst original scope of work was complete at the Information Bay, local Councillors requested the driveway be modified to improve ease of access for vehicles – the work has subsequently been undertaken.
EV62	Australia Day Celebrations	8,000	(8,000)	0	Activity not proceeding this year.

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GL/Job No.	General Ledger Description	Current Budget	Variation Amount	Revised Budget	Reason
EV70	Community Concerts	22,000	(2,000)	20,000	Activity and provision reviewed - no longer required a current level.
EV74	School Holidays Activities	20,000	(10,000)	10,000	Activity and provision reviewed - no longer required at current level.
EV91	Miscellaneous WTO Activities	15,965	(3,909)	12,056	Activity and provision reviewed - no longer required at current level.
EV69	Christmas Celebrations	17,000	1,500	18,500	Activity and provision reviewed – increase required to current level.
EV81	Onslow Keepers	8,000	1,000	9,000	Activity and provision reviewed – increase required to current level.
EV87	Cultural Community Development	20,000	10,000	30,000	Activity and provision reviewed – increase required to current level.
NEW	Paraburdoo Information Bay – Utilities	0	3,500	3,500	Operational costs associated with the project were not considered when budget discussions took place.
NEW	Paraburdoo Information Bay – Maintenance	0	2,909	2,909	Operational costs associated with the project were not considered when budget discussions took place.

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GL/Job No.	General Ledger Description	Current Budget	Variation Amount	Revised Budget	Reason
NEW	Paraburdoo Information Bay – Works	0	5,000	5,000	Operational costs associated with the project were not considered when budget discussions took place.
18025	Tom Price Netball and Basketball Courts resurface	110,000	(27,500)	82,500	Project completed under budget allowing reallocation of funds.
17006	Paraburdoo Shopping Mall Carpark – Additional Shade Structure	50,231	20,000	70,231	Increased structure costs due to a change of design i.e. multiple central support columns.
18042	Electronic Variable Message Signs	18,813	7,500	26,313	Original purchase price of the signs is higher than forecast due primarily to freight charges to Tom Price.
FD100	Project Management - WANDRRA	0	260,000	260,000	This is a re-allocated provision to a new dedicated job number to facilitate project management costs are more efficiently recorded and reported.
FD101	WANDRRA - AGRN 743	9,547,313	(197,600)	9,349,713	Re-allocation of works program to create dedicated job number for project management costs.

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GL/Job No.	General Ledger Description	Current Budget	Variation Amount	Revised Budget	Reason
FD125	WANDRRA – AGRN 781	10,195,936	(62,400)	10,133,536	Re-allocation of works program to create dedicated job number for project management costs.
19009	Depot Refurbishment	500,000	(38,820)	467,180	This is a re-allocated provision to a new dedicated job number to facilitate fencing renewal project costs are more efficiently recorded and reported.
18045	Depot fencing Renewal	0	32,820	32,820	This is a re-allocated provision to a new dedicated job number to facilitate fencing renewal project costs are more efficiently recorded and reported.
GI18	Roadworks for Pannawonica Millstream Road (RRG funded)	(485,000)	39,555	(445,445)	Reduced grant funding confirmed by MRWA on 28 August due to 'slight discrepancy between the indicative amounts and what has actually been approved'.

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GL/Job No.	General Ledger Description	Current Budget	Variation Amount	Revised Budget	Reason
GI20	Roadworks for Ashburton Downs Meekatharra Road (RRG funded)	(485,000)	39,555	(445,445)	Reduced grant funding confirmed by MRWA on 28 August due to 'slight discrepancy between the indicative amounts and what has actually been approved'.
19059	Roadworks for Pannawonica Millstream Road (RRG funded)	727,300	(39,555)	687,745	Reduced program works due to reduction in grant funding as above.
19061	Roadworks for Ashburton Downs Meekatharra Road (RRG funded)	727,300	(39,555)	687,745	Reduced program works due to reduction in grant funding as above.

Consultation

Executive Management Team
Finance Team

Statutory Environment

Section 6.4 Local Government Act 1995, Part 6 – Financial Management, and regulation 34 Local Government (Finance Management) Regulation 1996.

The Local Government Act 1995 Part 6 Division 4 s 6.8 (1) requires the local government not to incur expenditure from its Municipal Fund for an additional purpose except where the expenditure –

(b) Is authorised in advance by resolution*

“Additional purpose” means a purpose for which no expenditure estimate is included in the local government’s annual budget.

*requires an absolute majority of Council.

Financial Implications

Financial implications and performance to budget are reported to Council on a monthly basis.

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Strategic Implications

Shire of Ashburton 10 Year Community Strategic Plan 2017-2027

Goal 5 – Inspiring Governance

Objective 4 – Exemplary Team and Work Environment

Risk Management

This item has been evaluated against the Shire of Ashburton's Risk Management Policy CORP5 Risk Matrix. The perceived level of risk is considered "Low" risk and can be managed by routine procedures, and is unlikely to need specific application of resources.

The predominant strategic financial risk that the Council still faces is the pending formal objections to the valuation on the Wheatstone Plant and Barrow Island Plant. The formal objection to the Wheatstone plant refers to 2016/17 and 2017/18 valuations whilst the Barrow Island objection was made in November 2017. Wheatstone is Assessment No. A51628 and has an Unimproved Valuation (UV) of \$17,593,500 with rates levied for 2017/18 of \$6,728,933. Barrow Island is Assessment No. A6413 and has a UV of \$13,808,000 with rates levied for 2017/18 of \$5,281,104.

In Chevron's objection their submitted opinion as to the correct UV's for the two properties are: (i) Wheatstone \$6,572,500; and (ii) Barrow Island \$2,612,500. An objection has been lodged with the State Administrative Tribunal (SAT) with the full hearing to be held on 25 and 26 September 2018. Should the decision be unfavourable to Council the maximum quantum of liability will be around \$17.5M based on the abovementioned.

To help mitigate the risk with this formal objection Council retains a cash backed Financial Risk Reserve (FRR) with a forecast balance at the end of the financial year (subject to no adverse appeals) of \$12.5M. It should be noted the difference between the maximum quantum of liability and budgeted balance held in the FRR is due in part to the less than likely outcome that Chevron's submitted opinion will be fully instigated. In other words should the SAT ruling be unfavourable it is probable the re-valuations for each property will 'land' somewhere in the middle of VGO and Chevron figures.

Also as to the difference between the maximum quantum of liability and budgeted balance held in the FRR, limitations apply to annual reserve transfers from Municipal funds beyond those currently budgeted for i.e. more than 2018/19 budgeted \$6M. A transfer of funds upwards of \$6M would further restrict, beyond current levels, the amount of municipal funds available for Council to implement its Long Term Financial Plan.

This major risk is categorised as potentially *extreme* on the Council's adopted risk management framework and thresholds due to the potential risk being greater than \$5M of current year and a comparable amount to future revenues.

Policy Implications

There are no policy implications for this matter.

Voting Requirement

Absolute Majority Required

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Officers Recommendation 1

That with respect to the Monthly Financial Report, that Council:

1. Receive the Financial Report for August 2018 **ATTACHMENT 12.1A**; and
2. Approve budget variations for the 2018/19 Budget as outlined below:
 - a) Decrease Expenditure Account 19026, Onslow Photocopier Visitors Centre by \$10,350, from \$30,000 to \$19,650;
 - b) Increase Expenditure Account GL 15230, Onslow Oval Playground Equipment by \$9,000, from \$313,000 to \$322,000;
 - c) Increase Expenditure Account 19084, Paraburdoo Information Bay – Driveway Entry by \$1,350, from \$0 to \$1,350;
 - d) Decrease Expenditure Account EV62, Australia Day Celebrations by \$8,000, from \$8,000 to \$0;
 - e) Decrease Expenditure Account EV70, Community Concerts by \$2,000, from \$22,000 to \$20,000;
 - f) Decrease Expenditure Account EV74, School Holidays Program by \$10,000, from \$20,000 to \$10,000;
 - g) Decrease Expenditure Account EV91, Miscellaneous WTO Activities by \$3,909, from \$15,965 to \$12,056;
 - h) Increase Expenditure Account EV69, Christmas Celebrations by \$1,500, from \$17,000 to \$1,850;
 - i) Increase Expenditure Account EV81, Onslow Keepers by \$1,000, from \$8,000 to \$9,000;
 - j) Increase Expenditure Account EV87, Cultural Community Development by \$10,000, from \$20,000 to \$30,000;
 - k) Increase a new Expenditure Account for Paraburdoo Information Bay Utilities by \$3,500, from \$0 to \$3,500;
 - l) Increase a new Expenditure Account for Paraburdoo Information Bay Maintenance by \$2,909 from \$0 to \$2,909;
 - m) Increase a new Expenditure Account for Paraburdoo Information Bay Works by \$5,000, from \$0 to \$5,000;
 - n) Decrease Expenditure Account 18025, Tom Price Netball and Basketball Courts Re-surface by \$27,500, from \$110,000 to \$82,500;
 - o) Increase Expenditure Account 17006, Paraburdoo Shopping Mall Carpark – Additional Shade Structure by \$20,000, from \$50,231 to \$70,231;
 - p) Increase Expenditure Account 18042, Electronic Variable Message Signs by \$7,500, from \$18,813 to \$26,313;
 - q) Increase Expenditure Account FD100, Project Management WANDRRA by \$260,000, from \$0 to \$260,000;
 - r) Decrease Expenditure Account FD101, WANDRRA AGRN746 by \$197,600, from \$9,547,313 to \$9,349,713;
 - s) Decrease Expenditure Account FD125, WANDRRA AGRN781 by \$62,400, from \$10,195,936 to \$10,133,536;
 - t) Decrease Expenditure Account 19009, Depot Refurbishment by \$38,820, from \$500,000 to \$467,180;
 - u) Increase Expenditure Account 18045, Depot fencing renewal by \$32,820, from \$0 to \$32,820;
 - v) Decrease Income Account G118, Roadworks for Pannawonica Millstream Road (RRG Funded) by \$39,555, from \$485,000 to \$445,445;
 - w) Decrease Income Account G120, Roadworks for Ashburton Downs Meekatharra Road (RRG Funded) by \$39,555, from \$485,000 to \$445,445;

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- x) Decrease Expenditure Account 19059, Roadworks for Pannawonica Millstream Road (RRG Funded) by \$39,555, from \$727,300 to \$687,745;
 - y) Decrease Expenditure Account 19061, Roadworks for Ashburton Downs Meekatharra Road (RRG Funded) by \$39,555, from \$727,300 to \$687,745; and
 - z) Note that the Budgeted Surplus position carried forward (Net Current Assets position) forecast as at 30 June 2019 is \$1,500,000
3. Receive the Capital Expenditures Progress Tracker for August 2018 **ATTACHMENT 12.1B**; and
 4. Receive the Schedule of Accounts and Credit Card payments made in August 2018 (approved by the Chief Executive Officer in accordance with delegation DA03-1 Payments from Municipal Fund and Trust Funds) **ATTACHMENT 12.1C**.

Officers Recommendation 2

That with respect to the Monthly Financial Report, that Council:

1. Receive the Financial Report for August 2018 associated with Muzzy's Hardware (Tom Price) **ATTACHMENT 12.1D**.

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13. PROPERTY AND DEVELOPMENT SERVICES REPORTS

13.1 NAMING OF THE PILBARA REGIONAL WASTE MANAGEMENT FACILITY ACCESS ROAD

FILE REFERENCE:	WM07
AUTHOR'S NAME AND POSITION:	Janelle Fell Economic & Land Development Manager
AUTHORISING OFFICER AND POSITION:	Chantelle Bryce Acting Director Property and Building Services
NAME OF APPLICANT/RESPONDENT:	Not Applicable
DATE REPORT WRITTEN:	21 August 2018
DISCLOSURE OF FINANCIAL INTEREST:	The author and the authorising officer have no financial, proximity or impartiality interests in the proposal.
PREVIOUS MEETING REFERENCE:	Agenda Item 7.1 (Minute No. 378/2018) – Ordinary Meeting of Council May 2018

Summary

At the Ordinary Meetings of Council (OCM) on 20 August 2014 and 15 October 2014, Council endorsed a list of potential street names to be used at Barrada Estate and elsewhere in Onslow. With the creation of a reserve for the Pilbara Regional Waste Management Facility, progressing a name is required for the access road which will intersect with Onslow Road.

To ensure the most appropriate names are aligned to the relevant location, proposed names are to be referred to Council for final approval. The remaining names from the 2014 approved list are presented for Council to determine the preferred name.

Background

At the OCM on 20 August 2014, Council approved a list of 61 potential street names, including a mix of Indigenous and European names. These potential street names were endorsed on the basis that Council approve the selection prior to the names being submitted to the Geographic Names Committee. At the OCM on 15 October 2014, Council approved an additional 20 European names for use at Barrada Estate or elsewhere in Onslow.

The Pilbara Regional Waste Management Facility will be located within the current Lot 150, approximately 36km south of Onslow, on Onslow Road. Site studies, assessment and approvals are progressing with construction programmed to commence in May 2019.

The 432.985ha required for the Pilbara Regional Waste Management Facility is to be subdivided from Lot 150, with this new lot comprising a Crown reserve with a Management Order to be granted to the Shire of Ashburton for the purpose of "Waste Disposal Site". As the new lot has no direct public road access, the Deposited Plan will create an access road linking it to Onslow Road. Prior to dealing with the Deposited Plan to create the new lot and road, the Geographic Names Committee require the submission of an acceptable road name. It is proposed that this name be selected from Council's list of previously nominated road names.

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Given that the only purpose for the new road is to access the Shire's new landfill site, it is considered inappropriate to use a Thalanyji name, and so the remaining names from the 2014 approved lists are:

Proposed Name	Relationship to District
Badock	Street name from Old Onslow. Former Resident Magistrate.
Dunsboro	Street name from Old Onslow. Sir Arthur Onslow's Uncle's parish name.
Higham	Harold Higham – Pioneer/Pastoralist who was on the Road Board at Old Onslow and also built the Nanutarra Homestead.
Merrow	Street name from Old Onslow. The Onslow family regarded itself as a Surrey family. Merrow was a parish in the second division of the Hundred of Woking in the patronage of the Earls of Onslow.
Crawford	Alan Edward Crawford 12/02/1953 – 09/09/2013 Alan's first 6 years of life were spent at Red Hill station with his parents Ted and Sally Crawford and siblings Lawrence, Irene and Kaye before being sent south for his education, and boarding with his favourite Aunt. With his school years behind him he returned to Station life for a while before venturing out to start work for Pioneer Concrete at Pannawonica. He moved to Perth with the Company where he met his first wife Vicki. They took a year off, touring around Australia before coming back to work on the family property at Red Hill until it was sold. They then made Onslow their home when Alan got a job with the Shire on the road gang. They raised a family of three sons, Danny, Guy and Rory. Alan worked for the Shire for the next 36 years until his death in 2013. Many of his friends suggested that he have a street named after him due to his long service and commitment to the Shire. This would be a fitting tribute to Alan.
Cane	Charles Cane had the Cane River named after him circa 1866.
Stewart	Eleanor and John Stewart were at Yanrey Stn 1890s Eleanor is buried at Old Onslow.
Blair	Ian Blair 10/10/1929 – 23/10/1997. Ian grew up on Meentheena Station out of Marble Bar. He became a Policeman and served at Marble Bar and Wittenoom before coming to Onslow in 1959 with his wife Val and children David, Lynette and Ross. He was a great bush Policeman and after quitting the police force so he could stay in the Pilbara, he became a stalwart of the Onslow community. He was the town's official funeral director, marriage celebrant, justice of the peace, second hand goods and marine dealer, motor wrecker and gas agent. He was a fisherman, skippered boats, represented various companies and ran his own rock, bottle and shell museum from a large shed at the front of his house in 3rd Avenue which was a popular tourist attraction. He was founder of the Onslow St John Ambulance Service and the instigator of getting the Goods Shed Museum up and running. Suffice to say the Ian Blair Memorial Boardwalk was named in his honour. A Street in his name would put the icing on the cake!
Herbert	Local family 1930s.
Grant	Keith McKenzie Grant, local identity 1930s Interred Onslow Cemetery 30/07/1985.

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Gray	Old Onslow transport people.
Stroud	Michael Stroud well known station owners.
Tucker	Unknown origin.
Joy	Unknown origin.
Hayes	Unknown origin.
Depledge	Purchased Yanrey station in 1898.
Mullins	Unknown origin.
Fazeldine	Unknown origin.

The access road will create the link to the new Crown reserve and will be under the care, control and management of the Shire of Ashburton. The road access intersection with Onslow Road, vehicle movements and road abatement measures are included in the Pilbara Regional Waste Management Facility project scope and budget.

Comment

As the list of Council-approved road names has not been considered or approved by the Geographic Names Committee (GNC), it would be sensible to select and submit up to four possible names in case some are determined unacceptable under the GNC Guidelines.

Should Council be unhappy with the remaining names and wish to nominate alternatives, it is suggested that several be selected to ensure that if any of the names are deemed unsuitable by the GNC for any reason (for example; insufficient history or meaning or there are two street names that are considered to be too similar) another Council resolution is not required to allow the consideration process to continue.

Consultation

Chief Executive Officer
Executive Management Team
Principal Planner

Statutory Environment

There are no known statutory impediments.

Financial Implications

There are no known meaningful financial implications relative to this matter in excess of officer time and minor administrative costs.

Strategic Implications

Shire of Ashburton 10 Year Community Strategic Plan 2017-2027
Goal 4 – Quality Services and Infrastructure
Objective 1 – Quality Public Infrastructure

Risk Management

Adoption of this item has been evaluated against the Shire of Ashburton’s Risk Management Policy CORP5 Risk Matrix. The perceived level of risk is considered to be “Low” risk and can be managed by routine procedures, and is unlikely to need specific application of resources.

Policy Implications

There are no known policy implications for this matter.

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Voting Requirement

Simple Majority Required

Officers Recommendation

That with respect to the Naming of the Pilbara Regional Waste Management Facility Access Road, that Council:

1. Request the Minister for Planning, Lands and Heritage name the access road on Deposited Plan 414367 (**ATTACHMENT 13.1**), subject to Geographic Names Committee approval:
 - a. _____ Road'; or
 - b. _____ Road'; or
 - c. _____ Road'; or
 - d. _____ Road'.

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14. COMMUNITY SERVICES REPORTS

15. INFRASTRUCTURE SERVICES REPORTS

15.1 REQUEST FOR AN AMENDMENT TO 2018/19 FEES AND CHARGES

FILE REFERENCE:	FM29
AUTHOR'S NAME AND POSITION:	Brenton Hall Operations Manager Infrastructure Services
AUTHORISING OFFICER AND POSITION:	Ian Hamilton Director Infrastructure Services
NAME OF APPLICANT/RESPONDENT:	Not Applicable
DATE REPORT WRITTEN:	30 August 2018
DISCLOSURE OF FINANCIAL INTEREST:	The author and the authorising officer have no financial, proximity or impartiality interests in the proposal.
PREVIOUS MEETING REFERENCE:	Not Applicable

Summary

Council has adopted the Fees and Charges for 2018/19, however clarification is required in relation to the description of unsorted and sorted load and fee associated with the disposal of tyres.

Background

Contained within the 2018/19 Fees and Charges is a description relating to unsorted and sorted loads that has the words "*Construction and Demolition*". This wording is causing confusion with respect to the disposal of items from domestic properties by contractors.

In addition, 2018/19 Fees and Charges provides for two fees applicable to the disposal of car tyres depending if the tyres are attached to rims or not. This description also is causing confusion.

ATTACHMENT 15.1

Comment

Unsorted and Sorted Loads

Currently the 2018/19 Fees and Charges includes as follows:

"DISPOSAL CHARGES

Waste Disposal Facilities

- *Unsorted - Construction and Demolition Waste. This includes mixed loads of waste from construction sites. Definition of sorted - more than 10% of the load has material that could be removed and stockpiled;*

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- *Sorted – Construction and Demolition Waste. This includes concrete, bricks, rubble rocks, soil and sand, timber, plastic (PVC etc), plaster board. Definition of sorted - Less than 10% of the load has material that could be removed and stockpiled”;*

It is requested that for clarity, the reference to Unsorted and Sorted Loads be amended to read as follows:

- *“Unsorted - This includes waste from domestic properties removed by commercial operators and includes putrescible waste, concrete/bricks/tiles, pallets, paper including magazines / glossy paper, cardboard or any other item. (Definition of Unsorted - more than 10% of the load has material that could be removed and stockpiled)”*
- *“Sorted - This includes waste from domestic properties removed by commercial operators and includes putrescible waste, concrete/bricks/tiles, pallets, paper including magazines / glossy paper, cardboard or any other item. (Definition of Sorted - Less than 10% of the load has material that could be removed and stockpiled)”*

Car, motorbike and light vehicle tyres

Currently the 2018/19 Fees and Charges includes as follows:

G/L Code	Description	Basis of Charge	Fee/Charge 2018/19
102613	Car, motorbike and light vehicle tyres (with or without rims) – Commercial and Domestic Charges apply	each	\$16.65
102613	Tyres-with rims removed (cars and trucks)	each	\$20.50

It is requested that for clarity, the reference to car, motorbike and light vehicle tyres be amended to:

- read as follows: *“Car, motorbike and truck tyres - rims must be removed”;* and
- only have one fee for the disposal of tyres at \$20.50 each tyre.

As the fee is to be changed, local public notice of the changes is required. It is noted that the change in fee will take effect from the date of the public notice.

Consultation

Executive Management Team
Manager Operations
Acting Waste Management Coordinator

Statutory Environment

Section 6.16, *Local Government Act 1995* - Fees and Charges

Financial Implications

There will be a positive impact on the budget with the re-introduction of a charge for paper and cardboard. However due to the unknown quantity of paper and cardboard brought into the site the precise amount of income cannot be determined.

Strategic Implications

Shire of Ashburton 10 Year Community Strategic Plan 2017-2027
Goal 4 – Quality Services and Infrastructure
Objective 01 – Quality Public Infrastructure

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Risk Management

Adoption of this item has been evaluated against the Shire of Ashburton’s Risk Management Framework. The perceived level of risk from the Risk Matrix is “Low”. The perceived level of risk is considered to be “Low” risk and can be managed by routine procedures, and is unlikely to need specific application of resources

Policy Implications

There are no policy implications for this matter.

Voting Requirement

Absolute Majority Required

Officers Recommendation 1

That with respect to the 2018/19 Fees and Charges, Council amend the following description in the Facilities Schedule as follows:

G/L Code	Description	Basis of Charge	Fee/Charge 2018/19
102613	Unsorted - This includes waste from domestic properties removed by commercial operators and includes putrescible waste, concrete/bricks/tiles, pallets, paper including magazines / glossy paper, cardboard or any other item. (Definition of Unsorted - more than 10% of the load has material that could be removed and stockpiled)	Tonne	\$92.00
102613	Sorted - This includes waste from domestic properties removed by commercial operators and includes putrescible waste, concrete/bricks/tiles, pallets, paper including magazines / glossy paper, cardboard or any other item. (Definition of Sorted - Less than 10% of the load has material that could be removed and stockpiled)	Tonne	\$46.00

Officers Recommendation 2

That with respect to the 2018/19 Fees and Charges, Council

1. Delete the following description in the Facilities and Fees and Charges Schedule as follows:

G/L Code	Description	Basis of Charge	Fee/Charge 2018/19
102613	Car, motorbike and light vehicle tyres (with or without rims) – Commercial and Domestic Charges apply	each	\$16.65
102613	Tyres-with rims removed (cars and trucks)	each	\$20.50

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2. Insert the following description in the Facilities and Fees and Charges Schedule as follows:

G/L Code	Description	Basis of Charge	Fee/Charge 2018/19
102613	Car, motorbike and truck tyres - rims must be removed	each	\$20.50

3. Pursuant to section 6.16 of the *Local Government Act 1995* amend the Fees & Charges Schedule as per 1 and 2 above and give local public notice of the changes with the revised fee/charge taking effect from the date of that notice.

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**15.2 INFRASTRUCTURE CAPITAL WORKS – FIRST QUARTER
REPORTING/REVIEW 2018/19**

FILE REFERENCE:	CM11
AUTHOR'S NAME AND POSITION:	Ian Hamilton Director Infrastructure Services
AUTHORISING OFFICER AND POSITION:	Rob Paull Chief Executive Officer
NAME OF APPLICANT/RESPONDENT:	Not Applicable
DATE REPORT WRITTEN:	30 August 2018
DISCLOSURE OF FINANCIAL INTEREST:	The author and the authorising officer have no financial, proximity or impartiality interests in the proposal.
PREVIOUS MEETING REFERENCE:	Not Applicable

Summary

This is the initial report of four reports to be tabled at Council throughout 2018/19 Financial Year pertaining to a Quarterly review of Infrastructure Services Capital Work (CAPEX) program throughout the Shire of Ashburton.

Background

In October 2010 the Integrated Planning and Reporting Framework (IPRF) and Guidelines for all Local Governments was introduced in Western Australia, under changes to the Local Government Act 1995 (Refer to Statutory Environment of this report). This framework aims to ensure integration of community priorities into strategic planning for Councils, as well as implementation of the objectives that have been set from these priorities.

The framework requires each Local Government to have three levels of integrated strategic planning, informed and supported by appropriate resourcing and asset management plans. The key components of the IPRF are:

- Strategic Community Plan;
- Corporate Business Plan;
- Long Term Financial Plan;
- Asset Management Plan;
- Workforce Plan; and
- Budget.

Subsequently, this report is part of the Annual Reporting Plan and Informing Strategies for Service and Budget purpose of achieving a vision for the community and regional stakeholders.

This framework also builds in reporting requirements to ensure transparency and the demonstration of planned achievements.

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All operational planning and reporting is conducted quarterly and annually through the Shire's Annual Reports to ensure priorities are achievable and effectively timed, while the financials are detailed within the Shire's Annual Budget or Long Term Financial Plan.

ATTACHMENT 15.2

Comment

The Infrastructure Services Capital Works Program for 2018/19 Budget is part of the IPRF structure, for both Informing Strategies/Measurements and Reporting. This document is part one of four Infrastructure Services Capital works reports to be presented to Council throughout 2018/19 financial year.

It should be noted this is a "Living Document" that can be adapted and responds to various changes such as the current Twitchen Road works Project with Roads to Recovery Funding.

Subsequently there may be changes to each report depending on unforeseen circumstances such as resource allocation, funding, adverse weather and changing priorities.

In addition, the development of the 2019/20 CAPEX Programme will be developed in accordance with a one to fifteen year Strategic Plan with further reports to Council for adoption pertaining to:

- Drainage – Report to Council September 2018/19;
- Rural Roads – Report to Council December 2018/19;
- Urban Roads – Report to Council December 2018/19;
- Footpaths – Report to Council February 2019/20; and
- Street Tree Strategy – Report to Council March 2019/20.

This is to ensure the Community receives "value for money" and builds organisational and resource capabilities to meet and improve the community's needs throughout the Shire of Ashburton.

Consultation

Executive Management Team

Statutory Environment

Section 5.56 from the *Local Government Act 1995*:

"5.56. Planning for the future

- (1) A local government is to plan for the future of the district.*
- (2) A local government is to ensure that plans made under subsection (1) are in accordance with any regulations made about planning for the future of the district".*

Local Government (Administration) Regulations 1996:

19C. Strategic community plans, requirements for (Act s. 5.56)

- 1) A local government is to ensure that a strategic community plan is made for its district in accordance with this regulation in respect of each financial year after the financial year ending 30 June 2013.*
- 2) A strategic community plan for a district is to cover the period specified in the plan, which is to be at least 10 financial years.*
- 3) A strategic community plan for a district is to set out the vision, aspirations and objectives of the community in the district.*
- 4) A local government is to review the current strategic community plan for its district at least once every 4 years.*

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- 5) *In making or reviewing a strategic community plan, a local government is to have regard to —*
 - a) *the capacity of its current resources and the anticipated capacity of its future resources; and*
 - b) *strategic performance indicators and the ways of measuring its strategic performance by the application of those indicators; and*
 - c) *demographic trends.*
- 6) *Subject to sub-regulation (9), a local government may modify its strategic community plan, including extending the period the plan is made.*
- 7) *A council is to consider a strategic community plan, or modifications of such a plan, submitted to it and is to determine* whether or not to adopt the plan or the modifications.*

**Absolute majority required.*
- 8) *If a strategic community plan is, or modifications of a strategic community plan are, adopted by the council, the plan or modified plan applies to the district for the period specified in the plan.*
- 9) *A local government is to ensure that the electors and ratepayers of its district are consulted during the development of a strategic community plan and when preparing modifications of a strategic community plan.*
- 10) *A strategic community plan for a district is to contain a description of the involvement of the electors and ratepayers of the district in the development of the plan or the preparation of modifications of the plan.*

Financial Implications

There are no known financial implications for this matter.

Strategic Implications

Shire of Ashburton 10 Year Community Strategic Plan 2017-2027
Goal 04 – Quality Services and Infrastructure
Objective 01 – Quality Public Infrastructure

Risk Management

This item has been evaluated against the Shire of Ashburton’s Risk Management Policy CORP5 Risk Matrix. The perceived level of risk is considered to be “Low”.

Policy Implications

Council Policy ENG09 – Asset Management Policy
Council Policy ENG13 – Road Management Policy

Voting Requirement

Simple Majority Required

Officers Recommendation

That with respect to the *Infrastructure Services Capital Works – First Quarter Reporting/Review 2018/19*, that Council receive this report.

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15.3 STORMWATER DRAINAGE – ASSET MANAGEMENT AND REALLOCATION 2018/19 BUDGET FUNDS TO JET CLEAN THE BLOCKED URBAN STORMWATER PIPES NETWORK AND STORMWATER MODELLING

FILE REFERENCE:	SD01
AUTHOR'S NAME AND POSITION:	Anup Paudel Manager Strategic Asset Management
AUTHORISING OFFICER AND POSITION:	Ian Hamilton Director Infrastructure Services
NAME OF APPLICANT/RESPONDENT:	Not Applicable
DATE REPORT WRITTEN:	29 August 2018
DISCLOSURE OF FINANCIAL INTEREST:	The author and the authorising officer have no financial, proximity or impartiality interests in this report.
PREVIOUS MEETING REFERENCE:	Not Applicable

Summary

The Shire is currently upgrading existing core asset management plans from early 2018. This will include a comprehensive 15 year 'Renewal Works Program' and conditional modelling for each asset class such as stormwater, roads, footpaths etc.

It is currently estimated that within the towns of Onslow, Paraburdoo and Tom Price, potentially over 35% of the inspected drainage pipe network have blockages and is severely affecting the efficiency of the network. To address the issue of blockages, Council is requested to split the existing drainage renewal budget and allocate \$400,000 for cleaning activity. This will leave the remaining \$456,900 for stormwater modelling for Onslow, Tom Price and Paraburdoo and storm water renewal projects 2018/19.

Background

To comply with the legislative requirements and *Integrated Planning and Reporting Framework* (IPRF) structure, Council adopted its first Asset Management Strategy (AMS) in September 2017. In 2017/18, Shire administration engaged consultants to develop 'Core Asset Management Plans' for each asset class that complies with the legislative requirements and IPRF structure.

Comprehensive Asset Management Plans (AMP) for urban stormwater drainage is necessary to provide the information for Council to make an informed decisions regarding the future expansion and capital renewal work. One of the noticeable features of the comprehensive AMP's will be the 15 years integrated long term renewal and expansion works programs designed to assure the delivery of the agreed level of service to the community. Shire Administration will be preparing these plans over the next 12 months.

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The Shire is currently working on its AMP for urban stormwater drainage and recently completed a 3 year CCTV inspection program.

This program has delivered the extensive survey of the storm water conduits/pipes which is essential to identify the existing storm water drainage condition. This also enables Council to undertake modelling of the existing assets by applying the principle of asset deterioration as it is consumed.

The four key issues identified in the recent CCTV inspections and subsequent investigation regarding urban stormwater drainage are as follows:

- Currently it is estimated that potentially more than 35% of the stormwater conduit within the towns of Tom Price, Onslow and Paraburdoo, has debris accumulated in it;
- Lack of knowledge regarding the existing and potential capacity of the pipes network to work efficiently in the event of a major rainfall event;
- Towns are geographically isolated and therefore they cannot integrate the stormwater into one network; and
- Inconsistent rainfall intensity across the various towns of the Shire:
 - 100 years of rainfall events in Tom Price occurs every 20 years in Onslow; and
 - 100 years of rainfall events in Paraburdoo occurs every 15 years in Onslow.

Following the CCTV inspection and condition assessment of the urban stormwater network across Onslow, Paraburdoo and Tom Price, predictive modelling of the condition of the stormwater drainage was undertaken and it was identified that Council needs on average to allocate \$640,000 per year for next 15 years to renew the existing urban stormwater drainage network relying on the condition of the assets.

However, it is acknowledged that the estimated renewal budget is subject to change depending upon the recommendation of the stormwater modelling report and availability of the budget in the subsequent years.

The *019 –2034 Planned Replacement Expenditure Stormwater Drainage Renewal Program* and prediction modelling is included as **ATTACHMENT 15.3**.

Comment

Poor maintenance practice and accumulation of the silts and debris on the urban stormwater conduits/pipes has significantly reduced the capacity and the efficiency of townsite stormwater drainage. This debris must be removed and cleaned immediately so as to improve the productivity of the stormwater network.

The recent CCTV inspection report has provided the comprehensive information to enable prediction modelling and the preparation of 15 years renewal works program of the existing assets. However, lack of the urban stormwater modelling and expert hydraulic engineering advice, makes it extremely difficult to establish an informed recommendation as to whether the existing stormwater drainage network has capacity to operate efficiently in the occasion of higher rainfall occasions like 1 in 50 or 100 yrs. events.

This modelling will identify those sections where capacity is an issue to discharge the water in extreme rainfall events. It will also provide a 15 years urban stormwater drainage expansion project which will be incorporated in the Comprehensive Asset Management Plan. This also

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provides an opportunity for the Shire to revise the existing renewal program with the recommended dimension of the stormwater assets in the report.

However, without cleaning the blockages on the existing urban stormwater pipe network and lack of further investigation modelling regarding the capacity of the existing storm water drainage network, it will not be a practical to renew the existing drainage structures.

The preliminary estimation for cleaning activity for a blocked urban stormwater pipes network using water jet technology is expected to cost in the vicinity of \$400,000. The Operation and Maintenance allocation in the 2018/19 Budget does not have any provision for jet cleaning of the drainage network.

On this basis, it is recommended to review the 2018/19 Budget and allocate \$400,000 for jet cleaning activity for the identified blocked urban stormwater pipes network. This will leave the remaining \$456,900 for stormwater modelling for Onslow, Tom Price and Paraburdoo and storm water renewal projects 2018/19.

Consultation

Executive Management Team
Acting Manager Technical Services

Statutory Environment

Section 5.56 from the *Local Government Act 1995*:

"5.56. Planning for the future

- (1) A local government is to plan for the future of the district.*
- (2) A local government is to ensure that plans made under subsection (1) are in accordance with any regulations made about planning for the future of the district".*

Local Government (Administration) Regulations 1996:

19C. Strategic community plans, requirements for (Act s. 5.56)

- 11) A local government is to ensure that a strategic community plan is made for its district in accordance with this regulation in respect of each financial year after the financial year ending 30 June 2013.*
- 12) A strategic community plan for a district is to cover the period specified in the plan, which is to be at least 10 financial years.*
- 13) A strategic community plan for a district is to set out the vision, aspirations and objectives of the community in the district.*
- 14) A local government is to review the current strategic community plan for its district at least once every 4 years.*
- 15) In making or reviewing a strategic community plan, a local government is to have regard to —*
 - d) the capacity of its current resources and the anticipated capacity of its future resources; and*
 - e) strategic performance indicators and the ways of measuring its strategic performance by the application of those indicators; and*
 - f) demographic trends.*
- 16) Subject to sub-regulation (9), a local government may modify its strategic community plan, including extending the period the plan is made.*
- 17) A council is to consider a strategic community plan, or modifications of such a plan, submitted to it and is to determine* whether or not to adopt the plan or the modifications.*

**Absolute majority required.*

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- 18) *If a strategic community plan is, or modifications of a strategic community plan are, adopted by the council, the plan or modified plan applies to the district for the period specified in the plan.*
- 19) *A local government is to ensure that the electors and ratepayers of its district are consulted during the development of a strategic community plan and when preparing modifications of a strategic community plan.*
- 20) *A strategic community plan for a district is to contain a description of the involvement of the electors and ratepayers of the district in the development of the plan or the preparation of modifications of the plan.*

Financial Implications

There are no known meaningful financial implications relative to this matter in excess of officer time and minor administrative costs. Under the 2018/19 Budget, it is recommended that \$400,000 be reallocated for cleaning identified blocked urban stormwater pipes network and stormwater modelling from Expenditure Account 19038, Drainage Renewal Program, at \$856,900 to Expenditure Account 102407, Works Program /Urban Stormwater Drainage at \$0 to \$400,000. This will leave the remaining \$456,900 for the stormwater modelling and renewal of the Storm water drainage assets for this financial year.

Strategic Implications

Shire of Ashburton 10 Year Community Strategic Plan 2017-2027
Goal 4 – Quality Services and Infrastructure
Objective 01 – Quality Public Infrastructure

Risk Management

Adoption of this item has been evaluated against the Shire of Ashburton's Risk Management Policy CORP5 Risk Matrix. The perceived level of risk is considered to be "low" in light of backlog of asset renewal.

Policy Implications

Council Policy ENG09 – Asset Management Policy.

Voting Requirement

Absolute Majority Required

Officers Recommendation

That with respect to Stormwater Drainage – Asset Management and Reallocation 2018/19 Budget funds to jet clean the blocked urban stormwater pipes network and stormwater modelling, that Council:

1. Receive the *2019–2034 Planned Replacement Expenditure Stormwater Drainage Renewal Program* as addressed in the report and **ATTACHMENT 15.3**; and
2. Reallocate \$400,000 for cleaning identified blocked urban stormwater pipes network in Tom Price, Paraburdoo and Onslow and stormwater modelling from Expenditure
 - Account 19038, Drainage Renewal Program, from \$856,900 to \$400,000, to Operating Expenditure Jobs:
 - W245, Works Program Stormwater Maintenance Tom Price, from \$0 to \$133,333;
 - W246 Works Program Stormwater Maintenance Onslow, from \$0 to \$133,333; and
 - W247 Works Program Stormwater Maintenance Paraburdoo, from to \$0 to \$133,334;

with the remaining \$456,900 to be allocated for stormwater modelling as identified in *2019 – 2034 Planned Replacement Expenditure Stormwater Drainage Renewal Program*.

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15.4 RFQ 51.18 – SUPPLY AND DELIVERY OF A 13 – 27 TONNE MULTI TYRE PNEUMATIC ROLLER

FILE REFERENCE:	CMQ51.18
AUTHOR'S NAME AND POSITION:	Mark Reid Fleet Manager Ian Hamilton Director Infrastructure Services
AUTHORISING OFFICER AND POSITION:	Rob Paull Chief Executive Officer
DATE REPORT WRITTEN:	11 September 2018
DISCLOSURE OF FINANCIAL INTEREST:	The author and the authorising officer have no financial, proximity or impartiality interests in the proposal.
PREVIOUS MEETING REFERENCE:	Not Applicable

Summary

A Request for Quotation (RFQ) was issued via the WALGA eQuotes platform to the Panel of Prequalified suppliers on contract NPN 04-13 'Trucks & Associated Equipment'.

Quotes were sought from the WALGA panel with responses from the following suppliers being:

- 1: BT Equipment Pty Ltd (T/A Tutt Bryant Equipment);
- 2: Conplant Pty Ltd;
- 3: G.C.M Agencies Pty Ltd;
4. JCB Construction Equipment Pty Ltd;
5. Semco Equipment Sales PTY Ltd; and
6. Westrac Pty Ltd;

The evaluation panel has now completed its assessment of the submissions and makes their recommendation.

Background

The 2018/19 Budget provides for a new to fleet (not a replacement plant) Multi Tyre Road Roller to be utilised within the Shire's Rural Road Maintenance Program. This is an approved 2018/19 Capital Expenditure under General Ledger account 124957.

The Shire's existing Multi Tyre Roller is deployed full time to the Onslow Aerodrome and remains in the Plant Replacement Program, however due to its reduced operational duties its life cycle has been extended.

The selection criteria were as per the criteria in FIN12 Purchasing Policy for Category 1: PLANT (Generally vehicles, machinery, small and large plant).

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The selection criteria was:

Criteria		Weighting
(a)	Timing	10%
(b)	Quality/Lifecycle/ Maintenance	40%
(c)	Price	50%

The evaluation panel then assessed the submissions against the selection criteria and value for money. The evaluation spreadsheet, including the scope, overall evaluation scores and rankings, is attached as a confidential item.

CONFIDENTIAL ATTACHMENT 15.4

Comment

The submissions have been assessed with the below scores and rankings:

Rank	Tenderer	Score (/100)
1	BT Equipment (T/A Tutt Bryant Equipment)	89.3
2	Complaint Option 1	74.8
3	JCB Constructions Option 1	71.3
4	Complant Option 2	67.4
5	JCB Construction Option 2	64.9
6	Semco Option 1	63.4
7	Westrac Option 2	63.3
8	Westrac Option 1	62.2
9	Semco Option 2	62.1
10	GCM Agencies	50.0

The evaluation panel concluded that BT Equipment (T/A Tutt Bryant Equipment) are the most suitable and value for money submission in relation to RFQ 51.18.

Consultation

Chief Executive Officer
Works Coordinator
Fleet Mechanic

Statutory Environment

Local Government Act 1995 Section 5.23(2) (c)
Part 4 of the Local Government (Functions and General) Regulations 1996

Local Government Act 1995 Section 3.57. Tenders for providing goods or services

- (1) *A local government is required to invite tenders before it enters into a contract of a prescribed kind under which another person is to supply goods or services.*
- (2) *Regulations may make provision about tenders.*

Local Government Act 1995 Section 5.23. Meetings generally open to public

- (2) *If a meeting is being held by a council or by a committee referred to in subsection (1)(b), the council or committee may close to members of the public the meeting, or part of the meeting, if the meeting or the part of the meeting deals with any of the following —*
 - (c) *a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting;*

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Local Government (Functions and General) Regulations 1996

- (1) *Tenders are to be publicly invited according to the requirements of this Division before a local government enters into a contract for another person to supply goods or services if the consideration under the contract is, or is expected to be, more, or worth more, than \$150,000 unless sub-regulation (2) states otherwise.*
- (2) *Tenders do not have to be publicly invited according to the requirements of this Division if:*
 - (a) *the supply of the goods or services is to be obtained from expenditure authorised in an emergency under section 6.8(1)(c) of the Act; or*
 - (b) *the supply of the goods or services is to be obtained through the WALGA Preferred Supplier Program;*

Financial Implications

The budgeted provision for this vehicle is \$160,000.00 excluding GST for the 2018/19 financial year.

Strategic Implications

Shire of Ashburton 10 Year Community Strategic Plan 2017-2027

Goal 04 – Quality Services and Infrastructure

Objective 01 – Quality public infrastructure

Risk Management

This item has been evaluated against the Shire of Ashburton's Risk Management Policy CORP5 Risk Matrix. The perceived level of risk is considered to be "Moderate" (consequences "extreme", likelihood "rare"). This level of risk is being driven by the fact that high risk work is proposed to be undertaken in an urban environment, and the fact that prolonged interruption of services may result from delays to the works. It is considered that the likelihood of a risk event occurring is "rare" but it will be managed by specific monitoring and response procedures.

Policy Implications

FIN12 Purchasing Policy. This Policy outlines how the Shire of Ashburton will deliver best practice in the purchasing of goods, services and works that align with the principles of transparency, probity and good governance whereby establishing efficient, effective, economical and sustainable procedures in all purchasing activities. This Policy was used to undertake the procurement process.

Voting Requirement

Simple Majority Required

Officers Recommendation

That with respect to RFQ 51.18 – Supply and Delivery of a 13 – 27 Tonne Multi Tyre Pneumatic Roller, that Council:

1. Resolve that Report **ATTACHMENT 15.4** is confidential in accordance with s5.23 (2) the *Local Government Act* because it deals with matters affecting s5.23 (2)(c):

"a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting;"

2. Note the attached Evaluation report **CONFIDENTIAL ATTACHMENT 15.4**;

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3. Award the contract to BT Equipment (T/A Tutt Bryant Equipment) \$155,000.00 excluding GST;
4. Authorise the Chief Executive Officer to enter into a contract with the appointed Contractor;
and
5. Authorise the Chief Executive Officer to manage the contract, including any variations to the design specifications and contract value, providing this does not exceed the project budget or reduce the overall scope.

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- 16. COUNCILLOR AGENDA ITEMS / NOTICES OF MOTIONS**
- 17. NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING**
- 18. CONFIDENTIAL MATTERS**

Under the Local Government Act 1995, Part 5, and Section 5.23, states in part:

(2) *If a meeting is being held by a Council or by a committee referred to in subsection (1)(b), the Council or committee may close to members of the public the meeting, or part of the meeting, if the meeting or the part of the meeting deals with any of the following:*

- (a) *a matter affecting an employee or employees;***
- (b) *the personal affairs of any person;***
- (c) *a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting;***
- (d) *legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting;***
- (e) *a matter that if disclosed, would reveal:***
 - (I) *a trade secret;***
 - (II) *information that has a commercial value to a person; or***
 - (III) *information about the business, professional, commercial or financial affairs of a person,***

Where the trade secret or information is held by, or is about, a person other than the local government.

- (f) *a matter that if disclosed, could be reasonably expected to:***
 - (I) *Impair the effectiveness of any lawful method or procedure for preventing, detecting, investigating or dealing with any contravention or possible contravention of the law;***
 - (II) *Endanger the security of the local government's property; or***
 - (III) *Prejudice the maintenance or enforcement of any lawful measure for protecting public safety;***
- (g) *information which is the subject of a direction given under section 23(1a) of the Parliamentary Commissioner Act 1981; and***
- (h) *such other matters as may be prescribed.***

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18.1 CONFIDENTIAL – FUTURE OF THE PILBARA REGIONAL COUNCIL

FILE REFERENCE:	GR02
AUTHOR'S NAME AND POSITION:	Rob Paull Chief Executive Officer
AUTHORISING OFFICER AND POSITION:	Rob Paull Chief Executive Officer
NAME OF APPLICANT/RESPONDENT:	Not Applicable
DATE REPORT WRITTEN:	5 September 2018
DISCLOSURE OF FINANCIAL INTEREST:	The author/authorising officer has no financial, proximity or impartiality interests in the proposal.
PREVIOUS MEETING REFERENCE:	Not Applicable

REASON FOR CONFIDENTIALITY

The Chief Executive Officer's Report is confidential in accordance with s5.23 (2) *the Local Government Act 1995* because it deals with matters affecting s5.23 (2):

- (b) *the personal affairs of any person;*
- (d) *legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting.*

Officers Recommendation

That with respect to the Confidential Report – Future of the Pilbara Regional Council, Council pursuant to Section 3.36 of the *Local Government Act 1995*:

1. Receive the 28 August 2018 resolution of the Pilbara Regional Council (PRC) regarding the proposed future model of operations for that organisation;
2. Agrees to dissolve the PRC in accordance with Cl 9 of the establishment agreement and withdraws from the regional local government and cease to be a participant;
3. Commits to becoming a member of the new Pilbara Regional Council Incorporated in accordance with the proposed future model as defined in the 28 August 2018 resolution of the PRC with the exception that in relation to the staffing structure and the position of Project Officer – Part Time 0.4FTE within each Pilbara town that this arrangement be optional and any such position to be at the direct cost of the contributing local government; and
4. Requests the Chief Executive Officer to advise the PRC, City of Karratha, Shire of East Pilbara, Town of Port Hedland of 1-3 (inclusive).

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19. NEXT MEETING

The next Ordinary Meeting of Council will be held on 23 October 2018, at the Clem Thompson Sports Pavilion, Stadium Road, Tom Price commencing at 1.00 pm.

20. CLOSURE OF MEETING

There being no further business to discuss the Presiding Member closed the meeting at _____ pm.