

## MINUTES OF ORDINARY COUNCIL MEETING HELD ON 16 AUGUST 2005

I hereby certify that the Minutes of the Ordinary Meeting of Council held on 16 August 2005 are a true and accurate record of the proceedings contained therein.

\_\_\_\_\_  
*Chairman Confirmed*

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**MINUTES OF AN ORDINARY COUNCIL MEETING OF THE SHIRE OF WYNDHAM EAST  
KIMBERLEY HELD ON TUESDAY, 16 AUGUST 2005 AT KUNUNURRA COUNCIL  
CHAMBERS, KUNUNURRA COMMENCING AT 6:00PM**

**1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS**

The Shire President declared the meeting open at 6.03pm

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

**Attendance**

Cr Michele Pucci	Shire President
Cr Bill Barnes	Deputy Shire President
Cr Jane Parker	Councillor
Cr John Buchanan	Councillor
Cr Maxine Middap	Councillor
Cr Julee Nelson	Councillor
Cr George Hamilton	Councillor
Cr Keith Wright	Councillor
Mr Matthew Scott	Chief Executive Officer
Mr Steve Chadwick	Executive Manager Engineering & Development Services
Mr John Gault	Executive Support Officer

**Apologies**

Nil

**Leave of Absence**

Cr Roch Devenish-Mearns      Councillor

**Gallery**

3 members of the public attended the gallery during the course of the meeting.

**3. DECLARATION OF:**

• **Financial Interest**

Cr M Middap declared a Financial Interest in Item 12.1.7 Airport Lighting on the grounds that she owns a business at the Wyndham Airport.

- **Members Impartiality Interest**

Cr M Pucci declared an Impartiality Interest in Item 12.1.6 Proposed Stock Route and Reserve on the grounds that the proponents are owners of the residence rented by the Councillor.

Cr K Wright declared an Impartiality Interest in Item 12.1.4 Proposed temporary Taxi Stand on the grounds that he is the owner of a bus business and a bus stand user.

- **Proximity Interest**

Cr B Barnes declared a Proximity Interest in Item 12.1.5 Proposed Bronco Panel on the grounds that his business is located close to the property in question.

#### **4. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil

#### **5. PUBLIC QUESTION TIME**

Phyl Donnellan of Yellow Taxi asked"

1. Where are permanent taxi stands to be?
2. Are there 1 or 2 ranks proposed?
3. Why is the proposed temporary taxi stand for Konkerberry Drive only?
4. If there is more than 1 proposed temporary taxi rank then why have the other taxi signs not been put up?
5. Will there be taxi ranks to accommodate all 6 taxis?"

**The CEO responded by saying that this question would be taken on notice and a response would be sent to Phyl Donnellan of Yellow Taxi as soon as possible.**

#### **6. APPLICATIONS FOR LEAVE OF ABSENCE**

Nil

**8. CONFIRMATION OF MINUTES**

**8.1 Confirmation of Minutes**

**(Minute No 7214)**

**RECOMMENDATION**

That Council receive the Minutes of Ordinary Meeting of Council 19 July 2005

***MINUTE NO 7214***

***Moved Cr B Barnes/J Nelson***

***That Council receive the Minutes of Ordinary Meeting of Council 19 July 2005***

***CARRIED UNANIMOUSLY (8-0)***

**9. ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION**

Nil

**10. DEPUTATIONS/PRESENTATIONS/SUBMISSIONS**

Nil

**11. MINUTES OF COUNCIL COMMITTEE MEETINGS**

Nil

## 12. REPORTS

### 12.1. ENGINEERING & DEVELOPMENT SERVICES

#### 12.1.1 Monthly Engineering and Development Service Report(*Minute No 7215*)

<b>DATE:</b>	16 August 2005
<b>PROPONENT:</b>	N/A
<b>LOCATION:</b>	N/A
<b>ATLAS REFERENCE:</b>	N/A
<b>AUTHOR:</b>	Engineering and Development Services Team
<b>REPORTING OFFICER:</b>	Steven Chadwick, Executive Manager Engineering and Development Services
<b>FILE NO:</b>	60.14.04
<b>ASSESSMENT NO:</b>	N/A

#### **PURPOSE**

For Council information.

#### **BACKGROUND**

Engineering and Development Services Monthly Report for Council.

#### **STATUTORY IMPLICATIONS**

Nil

#### **POLICY IMPLICATIONS**

Nil

#### **FINANCIAL IMPLICATIONS**

Nil

#### **STRATEGIC IMPLICATIONS**

As part of the strategic plan.

Key Result Area 5 - Governance Goal 1 - Strategic Leadership:

Strategy 4 - Produce succinct monthly reports that graphically indicate key data for financial, human resource, risk and operational management.

## **COMMUNITY CONSULTATION**

Nil

## **COMMENT**

That Council acknowledge the attached reports.

## **ATTACHMENTS**

- Building Surveyors Report – July 2005
- Aboriginal & Environmental Health – June & July 2005
- Manager Technical Services Report – July 2005
- Town Planner – July 2005
- Ranger's Report – July 2005

## **VOTING REQUIREMENT**

Simple Majority

## **RECOMMENDATION**

That Council receive the Engineering and Development Services reports for July 2005.

### ***MINUTE NO 7215***

***Moved Cr B Barnes\J Buchanan***

***That Council receive the Engineering and Development Services reports for July 2005.***

***CARRIED UNANIMOUSLY (8-0)***

## **BUILDING SURVEYOR'S REPORT**

*July 2005*

**Note:** Some Static information is not available due to data not being collected until mid 2004.  
Data for July 2003 unavailable due to BSI on Annual Leave.

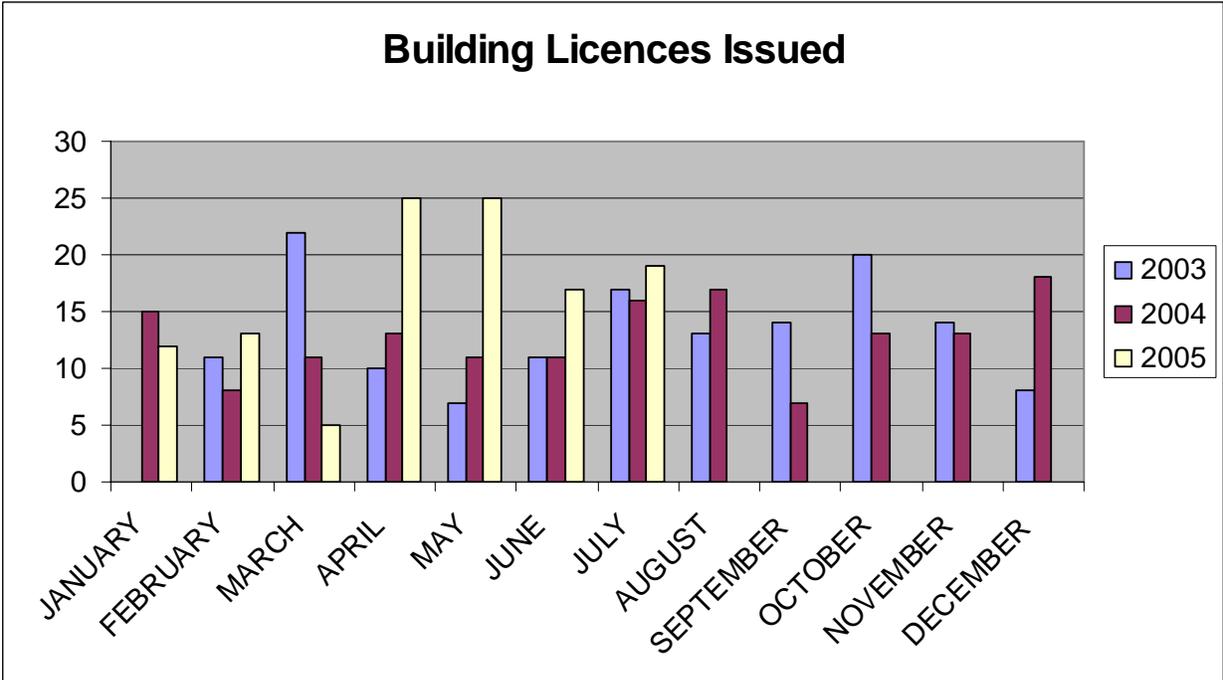
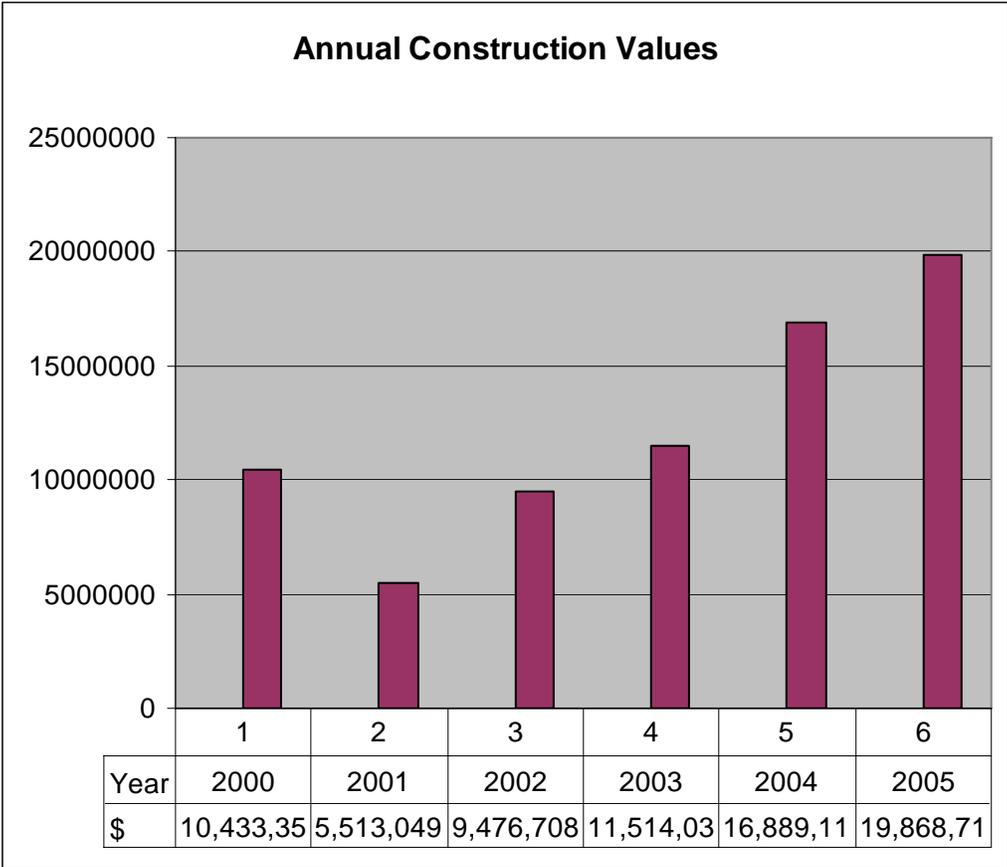
### **Licences/Certification:**

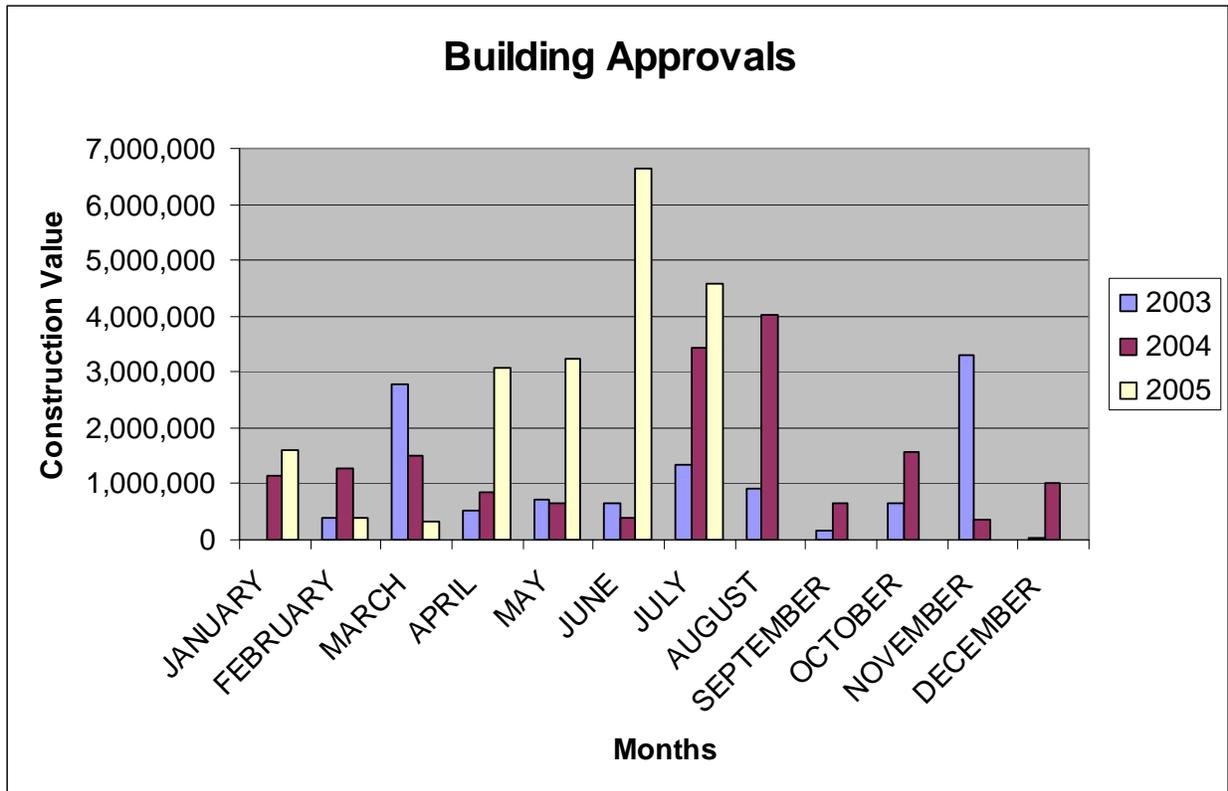
<b>Type of Licence/Certificate</b>	<b>July 2004</b>	<b>July 2005</b>
Building Licences	16	19
Demolition Licences	2	6
Sign Licences	3	0
Certificate of Classification	1	1
Amended Building Licence	0	4
Extension of Time	1	0
Site Instruction	1	0
Formal Notice	0	0
Land Purchase Enquiry	4	11
Invitation to Acknowledge Existing	0	3
Service Requests Received	5	16
Service Requests Completed	3	16
Purchase Orders <\$5,000	25	27
Purchase Orders >\$5,000	0	0
Invoice Authorisations	29	15
Miscellaneous Correspondence	16	41

### **Inspections:**

<b>Type of Inspection</b>	<b>July 2004</b>	<b>July 2005</b>
Preliminary Site	10	15
Footing / Slab Inspection	6	14
Final Inspection	4	7
Swimming Pool	6	4
Unauthorised/Undocumented Structures	2	5
Aboriginal Communities	1	4
DOLA enquiry inspection	0	0
Fencing/Neighbour Dispute	0	2
Miscellaneous	20	38
Subdivision	0	0
Strata Titles	0	0
Pastoral Stations	0	0

2005			KUNUNURRA					WYNDHAM			ABORIGINAL RESERVES/ COMMUNITIES		
MONTH	CONTRACT VALUE \$	No of LICENCES ISSUED	ACKNOWLEDGEMENT OF EXISTING	REMOTE/ PASTORAL BUILDINGS	COMMERCIAL/ INDUSTRIAL	OUT BUILDINGS, POOLS & ADDITIONS	NEW DWELLINGS	COMMERCIAL/ INDUSTRIAL	OUT BUILDINGS, POOLS & ADDITIONS	NEW DWELLINGS	COMMERCIAL/ INDUSTRIAL	OUT BUILDINGS, POOLS & ADDITIONS	NEW DWELLINGS
JANUARY	1,594,500	12	0	0	0	14	5	0	1	0	0	0	0
FEBRUARY	408,038	13	8	10	2	10	1	0	0	0	0	0	0
MARCH	312,700	5	0	0	0	4	0	0	0	0	0	1	1
APRIL	3,084,731	25	10	0	7	7	0	0	0	0	0	4	12
MAY	3,240,702	25	16	0	2	8	4	0	0	0	0	3	7
JUNE	6,642,453	17	5	0	5	13	10	0	0	0	0	0	0
JULY	4,585,592	19	13	0	1	14	22	0	0	0	0	0	0
AUGUST													
SEPTEMBER													
OCTOBER													
NOVEMBER													
DECEMBER													
<b>TOTAL 2005</b>	<b>19,868,716</b>	<b>116</b>	<b>52</b>	<b>10</b>	<b>17</b>	<b>70</b>	<b>42</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>8</b>	<b>20</b>
<b>TOTAL 2004</b>	<b>16,889,112</b>	<b>153</b>	<b>31</b>	<b>3</b>	<b>18</b>	<b>101</b>	<b>36</b>	<b>2</b>	<b>8</b>	<b>7</b>	<b>0</b>	<b>8</b>	<b>11</b>
<b>TOTAL 2003</b>	<b>11,514,032</b>	<b>147</b>	<b>40</b>	<b>3</b>	<b>28</b>	<b>106</b>	<b>13</b>	<b>3</b>	<b>9</b>	<b>2</b>	<b>1</b>	<b>6</b>	<b>9</b>
<b>TOTAL 2002</b>	<b>9,476,708</b>	<b>135</b>	<b>22</b>	<b>10</b>	<b>11</b>	<b>94</b>	<b>15</b>	<b>3</b>	<b>3</b>	<b>3</b>	<b>2</b>	<b>15</b>	<b>19</b>
<b>TOTAL 2001</b>	<b>5,513,049</b>	<b>91</b>											
<b>TOTAL 2000</b>	<b>10,433,353</b>	<b>102</b>											





**Vandalism to Council Property**

Vandalism to Council buildings reported to Building Surveyor for July 2005.

DATE	BUILDING	DAMAGE	REPORTED POLICE	INSURANCE	ACTION TAKEN
04/07/05	Wyndham Administration Building	Graffiti to external surface	Yes incident report number 040705.1430.40290	NO <\$1,000	
7/07/2005	Wyndham Administration Building	4+windows 3+doors Also vertical drapes	Yes incident report number 060705074540290	YES	PO 19139 To Boab Carpentry (JD)
18/07/2005	White Gum	Toilet seat	NA	NA	Replaced
18/07/2005	Swim beach toilets	Door off Hinge	NA	NA	Screwed back on
18/07/2005	White Gum	Toilet seat	NA	NA	Replaced
20/07/2005	White Gum	Toilet seat	NA	NA	Replaced
20/07/2005	Swim beach toilets	Graffiti	Yes will patrol more *	NA	Photos Taken Scrubbed off and RE painted

21/07/2005	Swim beach toilets	Graffiti	Yes will Check more *	NA	Photos Taken Scrubbed off and RE painted
25/07/2005	War Memorial	Graffiti	Yes will check to see if they know names *	NA	Rang police and photos taken rang justice dept will clean off
26/07/2005	Front Door Shire chambers Kununurra Admin	Graffiti	Police Report Number 260701130010504	NA	Rang police and photos taken rang justice dept will clean off
26/07/2005	White Gum	Toilet Seat	Police have been informed *	NA	Police have been told Replaced toilet seats
29/07/2005	SHIRE ADMIN Kununurra	Graffiti	Police Report Number 29070512009554	NA	Police have been told

\*Police Report Incident Number given only to extreme vandalism incidents

Council has recently being using the Ministry of Justice's young offenders on community service work orders to remove the graffiti on Kununurra Council buildings. The ministry are setting up a similar service in Wyndham within the next few weeks.

The immediate removal of graffiti by the young offenders shall be monitored and reviewed over the next couple of months.

## **ENVIRONMENTAL HEALTH REPORT**

***June 2005***

### **Food Premises**

21 visits, inspections or discussions were carried out during the month.

### **Itinerant Vendors/Stalls/Functions**

24 issues have been dealt with, largely in relation to local events, and Paddy's Market.

### **Swimming Pool Sampling**

8 visits were made to swimming pools in relation to sampling issues.

### **Potable Water Supplies**

6 visits or discussions were carried out regarding potable water supplies.

### **Wyndham Effluent Reuse Scheme**

Four visits or discussions have taken place with regard to the effluent reuse scheme. Bacterial quality of the treated effluent was within standards.

### **Food Complaints**

No complaints were received.

### **Mosquitoes/Pest Control**

7 issues have been dealt with in relation to mosquito control. Fogging has been discontinued in Kununurra as of 30 June

### **Septic Tanks**

24 issues relating to septic tanks were dealt with during this period.

### **Sentinel Chickens**

Bleeding of chicken flocks to detect antibodies to Murray Valley Encephalitis and Kunjin Virus, was undertaken on two occasions, once at Wyndham and once at Kununurra. Flocks are only bled once per month during the dry season.

The Kununurra flock has now been relocated to Kestrel Place.

### **Infectious Disease Notifications**

10 investigations of infectious diseases were carried out during the month.

### **Lodging Houses**

Two lodging house visits were made during the period.

### **Caravan Parks**

11 caravan parks were visited during the period.

### **Food Recalls**

No recalls were actioned during the period on products sold in WA.

### **Indigenous Communities**

Four visits have been made to communities, as well as Oombulgurri.

**Asbestos**

One issue was dealt with regarding disposal of asbestos products safely.

**Environmental Issues**

Four visits or discussions took place relating to environmental activities.

**Nuisances**

7 complaints have been received during the month various issues

**General Items**

Roger Feely attended the State Environmental Health Conference in Perth 1 to 3 June

**July 2005****Food Premises**

34 visits, inspections or discussions were carried out during the month. These largely related to annual licensing.

**Itinerant Vendors/Stalls/Functions**

23 issues have been dealt with, largely in relation to local events, and Paddy's Market.

**Swimming Pool Sampling**

3 visits were made to swimming pools in relation to sampling issues.

**Potable Water Supplies**

2 visits or discussions were carried out regarding potable water supplies.

**Wyndham Effluent Reuse Scheme**

One visit has taken place with regard to the effluent re-use scheme. Bacterial quality of the treated effluent was within standards..

**Food Complaints**

One complaint was received.

**Mosquitoes/Pest Control**

No issues have been dealt with in relation to mosquito control during the month.

**Septic Tanks**

23 issues relating to septic tanks were dealt with during this period.

**Sentinel Chickens**

Bleeding of chicken flocks to detect antibodies to Murray Valley Encephalitis and Kunjin Virus, was undertaken on two occasions, once at Wyndham and once at Kununurra.

**Infectious Disease Notifications**

5 investigations of infectious diseases were carried out during the month.

**Lodging Houses**

Five lodging house visits were made during the period with regard to annual licensing.

**Caravan Parks**

10 caravan parks were visited during the period, mainly in relation to annual licensing.

**Food Recalls**

Two recalls were actioned during the period on products sold in WA.

**Remote Sites**

Visits have been made to Mt. Elizabeth, Ellenbrae, Kalumburu, Home Valley, Murunbibidi, Ungolan, El Questro, Kandiwal, McGowan Beach, Honeymoon Beach, Doon Doon and Wuggubun.

**Asbestos**

Six issues were dealt with regarding disposal of asbestos products safely.

**Environmental Issues**

Five visits or discussions took place relating to environmental activities. Dust problems are difficult to deal with during the windy dry season and several complaints have been received from the industrial area.

**Nuisances**

3 complaints have been received during the month relating to amenity issues. A particular problem arises when complaints do not fall within the scope of the Health Act or amenity from the street yet impact on perhaps one neighbour. Council can only advise the owners, almost invariably in state ownership.

**General Items**

Surveys have been completed relating to fruit & vegetable outlets; food manufacturers; meat products, Australia New Zealand Food Authority; blackwater disposal points for caravans. Mr. Gary Goldsworthy from Belmont City Council is currently assisting with the licensing period as EHO, allowing us also to carry on with the aboriginal health program until we are able to fill the position.

## **RANGERS' REPORT**

*July 2005*

<b>ITEMS</b>	<b>KNX</b>	<b>WYN</b>	<b>TOTAL</b>
<b>Dogs Impounded</b>	25	1	26
<b>Dogs Returned</b>	10	2	12
<b>Dog Complaints</b>	5	4	9
<b>Dog Attacks</b>	0	0	0
<b>Cat Cages Delivered/Picked up</b>	3	6	9
<b>Cats Destroyed</b>	7	5	12
<b>Dogs Destroyed</b>	15	0	15
<b>Campers Moved On</b>	5	2	7
<b>Bags of Rubbish Collected</b>	53	23	76
<b>Abandoned Vehicles</b>	1	0	1
<b>Notices to Supermarket re: Abandoned Trolleys</b>	0	N/A	0
<b>Shopping Trolleys Impounded</b>	0	N/A	0
<b>Community Education (Courses Run)</b>	0	N/A	0
<b>Controlled Fire Attendances</b>	4	N/A	4
<b>Fire Permits Issued</b>	4	N/A	4
<b>Call Outs (After Hours &amp; W/ends)</b>	2	2	4
<b>Weekend Pound Duties</b>	N/A	1	1
<b>TOTAL</b>	<b>134</b>	<b>46</b>	<b>180</b>

<b>KUNUNURRA RANGER STATISTICS – YEARLY COMPARISONS</b>					
<b>ITEMS</b>	<b>2001</b>	<b>2002</b>	<b>2003</b>	<b>2004</b>	<b>Total to end of July 2005</b>
<b>Dogs Impounded</b>	319	275	257	333	174
<b>Dogs Returned</b>	133	89	61	69	57
<b>Dog Complaints</b>	40	58	54	39	37
<b>Dog Attacks</b>	6	12	5	8	10
<b>Cat Cages Delivered/Picked up</b>	60	64	66	87	35
<b>Cats Destroyed</b>	222	222	192	145	83
<b>Dogs Destroyed</b>	198	157	196	258	107
<b>Campers Moved On</b>	106	40	52	71	25
<b>Bags of Rubbish Collected</b>	538	522	497	346	730
<b>Abandoned Vehicles</b>	0	5	10	11	7
<b>Notices to Supermarket re: Abandoned Trolleys</b>	N/A	N/A	N/A	26	0
<b>Shopping Trolleys Impounded</b>	22	18	0	0	0
<b>Community Education (Courses Run)</b>	0	1	2	0	0
<b>Controlled Fire Attendances</b>	28	21	48	48	15
<b>Fire Permits Issued</b>	36	31	36	48	16
<b>Call Outs (After Hours &amp; W/ends)</b>	42	48	49	29	16
<b>TOTAL</b>	<b>1750</b>	<b>1563</b>	<b>1525</b>	<b>1513</b>	<b>1312</b>

## MANAGER TECHNICAL SERVICES REPORT

*July 2005*

### Current Major Works

<b>Project</b>	<b>Status</b>
Konkerberry Drive CBD & TMP	<ul style="list-style-type: none"><li>• Road widening Leichardt Street – Ebony Street contract awarded – site work started on site 6/7/05. Scheduled for completion late August prior to Roads to Recovery Audit period</li><li>• Car parking Leichardt Street to Tristania Street will be undertaken by direct management when recourses are available. Survey commenced 1/7/05</li><li>• Developing concept plans for remaining sections.</li></ul>
Lily Creek Boat Ramp	Works complete, final report and claims being processed.
Weaber Plain Road Reconstruct, Widen & Seal LIA	Request to transfer funding from Packsaddle with Main Roads WA
King River Road Flood Repairs	Claim being processed.
Wyndham Boat Ramp	Quotes for pile driving close 8 August 2005. Jetty sections being repaired. Will seek additional funding for Boat ramp in current round of grant applications.
Lower Ord Boat Ramps	Mambi ramp installed and operational, some minor works remain. Sections being constructed for Skull Rock
Resheeting program	Works on Parry Creek Road 2005/2006 commenced 25 July 2005. Scheduled for completion 5 August 2005. Programming being rescheduled following extensive damage by cattle trucks.
Gibb River - Kalumburu Road Flood Damage	Liaising with MRWA on Natural Disaster Funding. Claims being processed.
Stormwater Management Plan	Plan complete – MTS has uncontrolled copy – Report to be prepared for Council's September meeting.
Resealing Contract	Contractor due on site late August for first stage of reseal program.
Ord Farm Roads	Work commenced 29 July 2005. Scheduled for completion second week in August
Nulleywah Roads	Assisting in contract supervision for Department of Housing and Works.

Landfill Sites	<p>Reviewing operations – in particular acceptance and handling of medical waste, liquid waste (Council not licensed to accept Liquid waste)</p> <p>Liaising with contractor for removal of scrap metal from both towns – Sims Metals scheduled in Shire in October with possibility of excavation of buried vehicle at both sites. Also liaising with communities to remove scrap steel / car bodies etc</p> <p>Reviewing handling of green waste with emphasis on wood chipping and mulching.</p>
Cyclone Clean Up	<p>Reviewing options, costing and timing for 2005/2006. Report anticipated for September OM.</p> <p>Possibility of separate collection period for green waste, metals and other rubbish. With industrial and rural properties being offered free access to Kununurra landfill site for a one week period in October and March</p>
Vegetation Control Contract	<p>Survey completed for determination of areas for SWEK &amp; OIC responsibility. Plans will enable future contracts to be performance based rather than schedule of rates.</p>

## Other

### **Internal Clients**

- Addressing Service Request forms (Internal & External)
- Staff Issues – numbers / response time / skills / management –ongoing
- Liaising with Landfill consultant on visit to Kununurra to address Council

### **External Clients**

- Natural Disaster Funding following Cyclone Ingrid
- Road Safety Issues – Fatal Accident Audit.
- Review of Regulatory signage and private advertising signs -ongoing
- Ongoing liaison with developer and contractor involved in Lakeside subdivision. Lakeside Park Reticulation and repairs to playground equipment.
- Preparation of claims, certificate of completions and audit report for all external grants for 2004/2005. - Ongoing
- Preparation of Blackspot submissions for 2006/2007
- Liaising with Main Roads WA on reprogramming of Packsaddle requirements
- Attend HESC meetings in relation to Remote Access Road Funding

## Programming & Contract Issues

- Regular meeting with contractors providing period service contracts
- Ongoing programming and review of contract works
- Planning for Capital Works Program for 2005 /2006

Period Contract Type	Contractor	Tender Number	Contract Expiry
Refuse Collection	Kimberley Waste Services	T12 02/03	30/6/08
Litter Collection	Kimberley Waste Services	T08 04/05	30/6/08
Vegetation Control Contract	S & K Knickel	T04 02/03	30/12/07
Road Sweeping Contract	Kimberley Waste Services	T27 95/96	30/9/05
Landfill Contractors	Kimberley Metal Recyclers	T14 02/03	30/3/08
Bitumen Sealing Services	PMP(SA) & Associates	T09 1/7/05	30/6/08

## TOWN PLANNING REPORT

### July 2005

#### POSITION TASKS

TASK	TOTAL
Planning Approval Applications received	1
Reports to Council	3
Planning Approvals issued under delegation	7
Subdivisions / Strata Applications received	0
Subdivision / Strata Applications approved	0
Current Town Planning Scheme Amendments	2
Planning Scheme Amendments Granted Final Approval by Minister	0
Site Inspections	11
Government Agency Meetings	14
Meetings with Councillors	0

#### OTHER MATTERS

Date	Stakeholder	Purpose	Site / Application
1 <sup>st</sup>	ORWVG	Meeting	Reserve 29297 - Boating Facility
	K Morrish - OVAHS		Dumas Lookout
	C Muir - Alligator Airways		Reserve 29297 - Boating Facility
4 <sup>th</sup>	N Wilson - Agriculture		LPS
5 <sup>th</sup>	W Paul - CJ Ord Sugar		Co-generation of Power
	Gaye Crowley - Tropical CRC		Tropical Savannah Co-operative Research Centre
7 <sup>th</sup>	Perth - DPI		LPS
	Perth - LAMS - Dennis Millen		LPS
	Perth - DPI		Smith Slingsby subdivision
8 <sup>th</sup>	Perth - DPI		LPS
	Perth - SMEC		LPS & Private Property Local Laws

12 <sup>th</sup>	DoE / L McKenzie		Vegetation removal - Lakeside resort
	ORWMG		Vegetation removal - lakeside resort
13 <sup>th</sup>	DPI - N Welsh		LPS
14 <sup>th</sup>	DPI - N Welsh		LPS
	DPI - LAMS - Ray Patterson		DPI Land in Wyndham
15 <sup>th</sup>	DoE / OLW / SWEK		National Tree Day
18 <sup>th</sup>	P Woodward / N Wilson		LPS
19 <sup>th</sup>	LPS PCG		LPS Submissions
20 <sup>th</sup>	OLW		Ivanhoe Road
22 <sup>nd</sup>	A Petherick		Road Closures
25 <sup>th</sup>	I Petherick		Lot 92 Bandicoot Drive
25 <sup>th</sup>	Tropical Sands		Unauthorised Development
26 <sup>th</sup>	OSH Committee		OSH Committee

## 12.1.2 Street Sweeping Contract T02 05/06

(Minute No 7216)

<b>DATE:</b>	16 August 2005
<b>PROPONENT:</b>	N/A
<b>LOCATION:</b>	Kununurra & Wyndham
<b>ATLAS REFERENCE:</b>	N/A
<b>AUTHOR:</b>	Phil Harris, Manager Technical Services
<b>REPORTING OFFICER:</b>	Steven Chadwick, Executive Manager Engineering & Development Services
<b>FILE NO:</b>	66.54.02
<b>ASSESSMENT NO:</b>	N/A

### **PURPOSE**

For Council to consider a proposal for a period contract for Street Sweeping Services within the Shire of Wyndham East Kimberley.

### **BACKGROUND**

Council currently holds a period contract T27 95/96 with Kimberley Waste Services for the provision of Street Sweeping within the towns of Kununurra and Wyndham. The contract period was extended several times since the initial award in 95/96 and is due to expire on 30 September 2005.

Council's Street Sweeping program has an annual allocation in the vicinity of \$80,000, being based on hourly rates for the hire of the sweeping truck.

### **STATUTORY IMPLICATIONS**

Local Government (Function and General) Regulations 1996.

Part 4-Tenders for providing goods or services (s 3 57)

### **POLICY IMPLICATIONS**

Shire of Wyndham East Kimberley Policy F5 – Supply of Goods and Services

### **FINANCIAL IMPLICATIONS**

For the last two financial years Council has allocated up to \$80,000 towards Street Sweeping. It is anticipated that the same level or higher will be required over the upcoming 3 years, if the same level of service is to be maintained.

## **STRATEGIC IMPLICATIONS**

Key Result Area 5 – Transport  
Goal 2 – Roads and Drainage

That the Shire's roads and drainage are commensurate with community expectations.

## **COMMENT**

With the current contract due to expire on 30 September 2005 officers have been reviewing various options to increase the efficiency of the contract. Since the original contract was awarded in 1995 there have been several variations that have increased the cost of the operation.

Ideally this type of service contract would provide greater efficiencies if it was performance based or scheduled on a needs basis, unfortunately finalising uniform criteria has proven difficult due to the erosion problems that occur during the wet season and the street littering associated with itinerants.

Officers are currently reviewing the use of GPS tracking systems that are operating in other areas of Australia that record areas swept and the amount of debris within the road carriageway.

The proposed evaluation criteria for the assessment of the Street Sweeping contract is

Price	65%
Skills, qualifications and experience of key personnel	10%
Respondents Resources (eg. plant & equipment to undertake task effectively and efficiently)	10%
Demonstrated understanding of required tasks	10%
Local Supplier	5%
<b>Total</b>	<b>100%</b>

## **ATTACHMENTS**

Nil

## **VOTING REQUIREMENT**

Simple Majority

## **RECOMMENDATION**

- 1) That Council authorise officers to proceed to advertise Tender T02 05/06 Period Contract for the Street Sweeping for an initial three year period with a one year extension option.
- 2) Endorses the following evaluation criteria for the assessment of Tender T02 05/06

Price	65%
Skills, qualifications and experience of key personnel	10%
Respondents Resources (eg. plant & equipment to undertake task effectively and efficiently	10%
Demonstrated understanding of required tasks	10%
Local Supplier	5%
Total	100%

## **MINUTE NO 7216**

### ***Moved Cr J Nelson/M Middap***

- 1) ***That Council authorise officers to proceed to advertise Tender T02 05/06 Period Contract for the Street Sweeping for an initial three year period with a one year extension option.***
- 2) ***Endorses the following evaluation criteria for the assessment of Tender T02 05/06***

<b><i>Price</i></b>	<b><i>65%</i></b>
<b><i>Skills, qualifications and experience of key personnel</i></b>	<b><i>10%</i></b>
<b><i>Respondents Resources (eg. plant &amp; equipment to undertake task effectively and efficiently</i></b>	<b><i>10%</i></b>
<b><i>Demonstrated understanding of required tasks</i></b>	<b><i>10%</i></b>
<b><i>Local Supplier</i></b>	<b><i>5%</i></b>
<b><i>Total</i></b>	<b><i>100%</i></b>

**CARRIED UNANIMOUSLY (8-0)**

### 12.1.3 Annual Pre - Cyclone Clean Up

(Minute No 7217)

<b>DATE:</b>	16 August 2005
<b>PROPONENT:</b>	N/A
<b>LOCATION:</b>	Kununurra & Wyndham
<b>ATLAS REFERENCE:</b>	N/A
<b>AUTHOR:</b>	Phil Harris, Manager Technical Services
<b>REPORTING OFFICER:</b>	Steven Chadwick, Executive Manager Engineering & Development Services
<b>FILE NO:</b>	52.09.02
<b>ASSESSMENT NO:</b>	N/A

#### PURPOSE

For Council to consider a proposal to modify the Annual Pre Cyclone Clean Up within the Shire of Wyndham East Kimberley.

#### BACKGROUND

Council currently undertakes a Pre Cyclone Clean Up in October - November encompassing the towns of Kununurra and Wyndham. While rural properties do not have access to this service, property owners have the opportunity to have tipping fees waived during the Clean up period.

As the following figures indicate, the cost of the Clean Up has increased dramatically in recent years. Last year the clean up costs, escalated following two severe storms that damaged or uprooted more than 50 trees.

Unfortunately the Clean Up has also been misused by some residents and used as a free clean up service for commercial businesses, resulting in two complaints last year that the clean up was taking work away from private enterprise.

Clean Up costs in the past 9 years

<b>Year</b>	<b>Town</b>	<b>Budget</b>	<b>Actual</b>
96/97	Combined	\$14,000	\$7,184
97/98	Combined	\$7,000	\$10,961
98/99	Combined	\$10,000	\$12,958
99/00	Combined	\$12,000	\$15,687
00/01	Combined	\$16,000	\$13,573
01/02	Combined	\$16,000	\$22,263
02/03	Kununurra	\$10,000	\$18,078
	Wyndham	\$6,000	\$6,782
03/04	Kununurra	\$15,000	\$30,273
	Wyndham	\$6,000	\$6,735
04/05	Kununurra	\$19,000	\$56,001
	Wyndham	\$6,800	\$11,354

## **STATUTORY IMPLICATIONS**

Local Government Act 1995 (as amended)  
Local Government (Functions and General) Regulations 1996

## **POLICY IMPLICATIONS**

There is no Policy in relation to Pre Cyclone Clean Up.

## **FINANCIAL IMPLICATIONS**

Last financial year Council expended \$67,355 on Cyclone Clean Up's. Subject to Councils approval the estimated annual cost should be contained within the budget allocation of \$41,800, being \$35,000 in Kununurra and \$6,800 in Wyndham.

## **STRATEGIC IMPLICATIONS**

Key Result Area 4 – Environment  
Goal 3 – Waste Management

That the Shire of Wyndham East Kimberley is managing waste at a level commensurate with Best Practice for Local Government.

## **COMMENT**

In accordance with the recent report on Waste Management within the Shire of Wyndham East Kimberley it is proposed that the Pre Cyclone Clean Up be separated into three components and implemented in the following manner,

<b>Week</b>	<b>Dates</b>	<b>Collection type</b>
1	12 – 18 September	Scrap metal, cars & white goods only
2	3 – 9 October	General Waste – No Metal or Green Waste
3	24 – 30 October	Green Waste - only

The timing of the Clean Up is scheduled to take advantage of the proposed visit by Scrap Metal Dealers and encourage residents to clean up their yards prior to the build up.

## **Residential**

Additional conditions that need to be implemented include

- The Clean Up will only be applicable in residential areas
- All tree branches to be no greater than 2 meters in length
- All waste to be 2 meters clear of fences, water, sewer, Telstra pits
- All waste to be 2 meters clear of the kerb line
- All green waste shall be mulched by a mobile chipping plant on the road verge
- Mixed loads of waste will not be collected
- Residents will need to have a requests for collections completed on the Friday prior to the Clean Up

## **Rural and Commercial Business**

Rural and Commercial property owners can obtain passes that will enable free access to the landfill sites during the respective collection periods. Only separated waste will be accepted free of charge. Any mixed loads will incur full tipping fees.

Rural and Commercial Property owners will need to make their own transport arrangements.

If Council were to accept the proposed changes to the Pre Cyclone Clean Up, then Officers would ensure that the Community is informed of the changes by notices in the Frontier News, Kimberley Echo and Waringarri Radio.

Following the Clean Up, officers would prepare a report for Council advising costs, volumes collected and significant issues that arose during the process.

## **ATTACHMENTS**

Nil

## **VOTING REQUIREMENT**

Simple Majority

## **RECOMMENDATION**

That Council

- 1) Authorise officers to implement the Pre Cyclone Clean Up procedure

Week 1 - 12-18 September 2005	Collecting Scrap metal, cars, white goods only
Week 2 - 3-9 October 2005	Collecting General Waste - No Metal or Green Waste
Week 3 - 24-30 October 2005	Collecting Green Waste - only

- 2) Authorise Officer to undertake a comprehensive public information program on the proposed procedures and conditions.

**MINUTE NO 7217**

**Moved Cr K Wright/B Barnes**

**That Council**

- 1) **Authorise officers to implement the Pre Cyclone Clean Up procedure**

<b>Week 1 - 12-18 September 2005</b>	<b>Collecting Scrap metal, cars, white goods only</b>
<b>Week 2 - 3-9 October 2005</b>	<b>Collecting General Waste - No Metal or Green Waste</b>
<b>Week 3 - 24-30 October 2005</b>	<b>Collecting Green Waste - only</b>

- 2) **Authorise Officer to undertake a comprehensive public information program on the proposed procedures and conditions.**
- 3) **That the above program be kept within budget**

**CARRIED UNANIMOUSLY (8-0)**

Cr K Wright declared an Impartiality Interest in Item 12.1.4 Proposed Temporary Taxi Stand – Konkerberry Drive and left the room at 6.22pm

**MINUTE NO 7218**

**Moved Cr J Buchanan/M Middap**

**That Cr K Wright return to the room to join in discussions and vote on this item**

**CARRIED UNANIMOUSLY (8-0)**

Cr K Wright returned to the room at 6.23pm

**12.1.4 Proposed Temporary Taxi Stand - Konkerberry Drive(Minute No 7218, 7219)**

<b>DATE:</b>	16/08/2005
<b>PROPONENT:</b>	Kimberley Taxi Industry Association / DPI
<b>LOCATION:</b>	Road Reserve - Konkerberry Drive Parking Area
<b>ATLAS REFERENCE:</b>	Map 54 A1
<b>AUTHOR:</b>	Keith Williams, Town Planner
<b>REPORTING OFFICER:</b>	Steven Chadwick, Executive Manager Engineering & Development Services
<b>FILE NO:</b>	21.09.04
<b>ASSESSMENT NO:</b>	NA

**PURPOSE**

For Council to consider a proposal to install temporary taxi stand signage within a parking area within the road reserve on Konkerberry Drive.

**BACKGROUND**

Council officers attended a meeting of the Kimberley Taxi Industry in Kununurra at the invitation of the DPI and the Industry representatives. This meeting was held in May, and was attended by representatives of the Industry, Police, Council and DPI. It was agreed at the meeting that a longer term solution would be essential to resolve traffic conflicts between pedestrians, taxi drivers and the general public, and that the installation of temporary taxi signage would be an appropriate short term solution. The Taxi Industry was requested to put the concerns expressed by its members in writing. A delay occurred in consideration of this issue as no written request was received for some time. A response was then submitted via email.

**SITE LOCATION**

The proposed temporary taxi stand signage would be located in the road reserve within a parking area located on Konkerberry Drive. A map is attached depicting the proposed taxi stand.

## **PROPOSED LAND USE / DEVELOPMENT**

The proposed land use and development consists of allocation of portion of the road reserve for a taxi stand, and the installation of signs that state "temporary taxi zone". These signs include arrows that will define the area used for a taxi stand.

## **FINANCIAL IMPLICATIONS**

Not applicable. Signage has been provided by the Department for planning and Infrastructure. Longer term options are, however, likely to require a contribution to development works. No detailed planning for a longer term solution has commenced.

## **CONSULTATION**

No public consultation has been undertaken. Consultation has been undertaken with the Kimberley Taxi Industry Association and the shopping centre managers.

## **PLANNING ASSESSMENT**

Through various forums, the Kimberley Taxi Industry Association has expressed significant concern over safety issues associated with traffic and pedestrian conflicts at pick up and set down areas for taxis operating around the two major shopping centres in town. Longer term options are being discussed with the Department for Planning and Infrastructure, who have advised that some funding may be able to be provided to facilitate a dedicated taxi stand including a shelter.

The Association requested that temporary taxi stands be allocated close to these shopping centres to provide a temporary solution to this issue. While it is preferred that Taxi's park close to the entrance to the shopping centre, due to potential pedestrian and traffic congestion, no agreement can be reached with the shopping centre management to allow allocation of bay/s within close proximity to the shopping centre entrance. A site near the Konkerberry Drive shopping centre was identified as ideal for this purpose, and this area is already being used by taxis for pick up and set down purposes, and by patrons waiting or queuing for taxis.

Buses also use the area identified by the Taxi Industry, however, there is no official bus parking area within this section of road reserve, and buses should be encouraged to utilise the dedicated bus facility adjacent to the Kununurra Visitors Centre. The parking of buses is part of the road user conflict causing concern to the Taxi Industry.

It is recommended that the section of Parking Area on Konkerberry Drive identified by the Kimberley taxi Industry be allocated and sign posted as a temporary taxi stand.

## **ATTACHMENTS**

A plan demonstrating the proposed temporary taxi stand is attached.

## **VOTING REQUIREMENT**

Simple Majority.

**RECOMMENDATION**

That Council install Temporary Taxi Stand signage within the Road Reserve of Konkerberry drive in accordance with the request by the Kimberley Taxi Industry Association in the location as per the attached plan.

***MINUTE NO 7219***

***Moved Cr K Wright/B Barnes***

***That Council adopt the plan as depicted by Cr K Wright***

***CARRIED (5-3)***

**Cr J Nelson request that the votes be recorded**

**For**

**Cr K Wright**

**Cr B Barnes**

**Cr J Parker**

**Cr J Buchanan**

**Cr M Middap**

**Against**

**Cr J Nelson**

**Cr M Pucci**

**Cr G Hamilton**

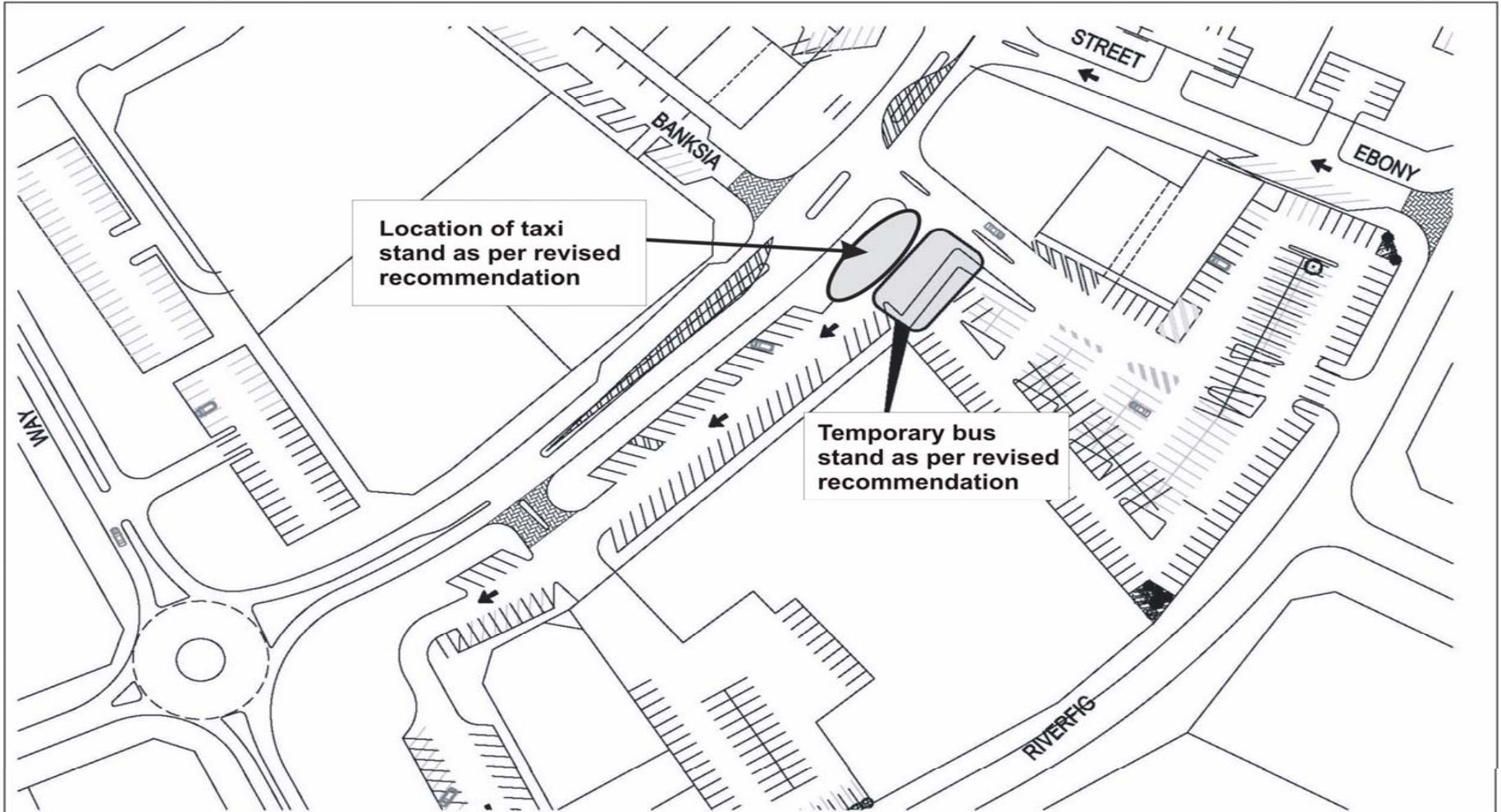
***Foreshadowed Motion***

***Moved Cr B Barnes/J Nelson***

***That this agenda item be deferred pending further information and discussion.***

***The foreshadowed motion is ultravires***

"COUNCILLOR WRIGHTS PROPOSAL"



SHIRE OF WYNDHAM EAST KIMBERLEY	Designed:	PROPOSED TEMPORARY TAXI RANK	Scale:	Sheet:	Drawing No:
	Drawn: A. Szeliga		N.T.S.	Date: 26/07/05	ES05-086 Approved:

Cr B Barnes declared a proximity interest in item 12.1.5 Proposed "Bronco Panel" within Road Reserve – Lot 92 Bandicoot Drive and left the room at 6.38pm

### **12.1.5 Proposed 'Bronco Panel' Within Road Reserve - Lot 92 Bandicoot Drive (Minute No 7220)**

<b>DATE:</b>	16/08/2005
<b>PROPONENT:</b>	I Petherick
<b>LOCATION:</b>	Lot 92 Bandicoot Drive
<b>ATLAS REFERENCE:</b>	Map 52 H3
<b>AUTHOR:</b>	Keith Williams, Town Planner
<b>REPORTING OFFICER:</b>	Steven Chadwick, Executive Manger of Engineering & Development Services
<b>FILE NO:</b>	01.5998.02
<b>ASSESSMENT NO:</b>	5998

#### **PURPOSE**

For Council to consider a proposal to install a 'Bronco Panel' within the road reserve adjacent to development on Bandicoot Drive.

#### **BACKGROUND**

Council approved a showroom and office development in February 2005 under delegated authority. The development has subsequently been finished, including driveway and access areas to a high standard. The applicant now seeks to install a Bronco Panel as a landmark feature for the development.

Services located within close proximity to the boundary line prevent the panel being placed on the property boundary, and the applicant seeks consent to install the panel within Councils road reserve.

#### **SITE LOCATION**

Lot 92 is located on the northern side of Bandicoot Drive. The land has been developed with a showroom and office development.

#### **PROPOSED LAND USE / DEVELOPMENT**

The development consists of a wooden Bronco Panel, which would be located within 3 metres of the property boundary and 10 metres from the carriageway. Two parking barriers made to similar specifications are also intended to be installed to prevent vehicles travelling on grassed portions of the verge. An attached plan shows the panel.

The Bronco panel itself is a wooden structure obtained from Rosewood Station, and is used for the capture, holding and branding of cattle and horses. It is essentially post and rail barrier made of wood – similar to a heavy gauge fence.

## **FINANCIAL IMPLICATIONS**

Not applicable.

## **CONSULTATION**

No consultation is required or has been undertaken.

## **PLANNING ASSESSMENT**

The proposed Bronco Panel is intended to provide a landmark for the recently completed showroom development. The panel was intended to be located on the property boundary, however, services and infrastructure prevent this.

The panel will be located a sufficient distance from the carriageway surface, and does not interfere with access or safety, and will not disrupt sight lines.

The panel and parking barriers are recommended for approval.

## **ATTACHMENTS**

A plan showing the Bronco Panel and location is attached.

## **VOTING REQUIREMENT**

Simple majority

## **RECOMMENDATION**

That Council approve the installation of a 'Bronco Panel' by Ian Petherick in the road reserve adjacent to Lot 92 Bandicoot Drive, and parking barriers constructed to similar specification, as per the submitted plans, and subject to the following conditions:

1. The Bronco Panel shall be located no closer than 10 metres to the carriageway edge, and no further than 4 metres from the property boundary;
2. Provision of written evidence of suitable public liability insurance, to the value of ten million dollars;
3. The applicant shall bear all costs of maintenance of the 'Bronco panel';
4. The proposed 'Bronco Panel' shall not be used for the display, mounting or hanging of signs;

**MINUTE NO 7220**

**Moved Cr J Nelson/J Parker**

**That Council approve the installation of a 'Bronco Panel' by Ian Petherick in the road reserve adjacent to Lot 92 Bandicoot Drive, and parking barriers constructed to similar specification, as per the submitted plans, and subject to the following conditions:**

- 1. The Bronco Panel shall be located no closer than 10 metres to the carriageway edge, and no further than 4 metres from the property boundary;**
- 2. Provision of written evidence of suitable public liability insurance, to the value of ten million dollars;**
- 3. The applicant shall bear all costs of maintenance of the 'Bronco panel';**
- 4. The proposed 'Bronco Panel' shall not be used for the display, mounting or hanging of signs;**
- 5. That the applicant shall have the Bronco panel treated to prevent white ants and shall indemnify Council from any claim relating to white ants for the proposed structure.**

**CARRIED UNANIMOUSLY (8-0)**



Cr B Barnes returned to the room at 6.43pm

Cr M Pucci declared an impartiality interest in item 12.1.6 Proposed Stock Route & Reserve Closure – Drysdale River Pastoral Lease and left the room at 6.44pm

Cr B Barnes assumed the Chair

### **12.1.6 Proposed Stock Route & Reserve Closure - Drysdale River Pastoral Lease (Minute No 7221)**

<b>DATE:</b>	16/08/2005
<b>PROPONENT:</b>	DPI / Drysdale River Station
<b>LOCATION:</b>	Drysdale Station - Pastoral Lease L398/446
<b>ATLAS REFERENCE:</b>	Map 10
<b>AUTHOR:</b>	Keith Williams
<b>REPORTING OFFICER:</b>	Steven Chadwick
<b>FILE NO:</b>	01.5695.02
<b>ASSESSMENT NO:</b>	5695

#### **PURPOSE**

For Council to consider a proposal to close portions of a Stock Route and a Reserve 33706 located on Drysdale Station Pastoral Lease.

#### **BACKGROUND**

Council officers received a referral on 19 April 2005 from the Department for Planning and Infrastructures Land Asset Management Services regarding a request received from the Lessees of Drysdale Station Pastoral Lease for the closure of a stock route and another reserve [Reserve 33706] located within the pastoral reserve.

The referral was deficient of any real information regarding the Stock Route and reserve, and the DPI was requested to provide additional information.

Additional information was provided by the DPI and the Lessee. The matter was then referred to the July Briefing Session to provide Council with some background information prior to consideration.

#### **SITE LOCATION**

The stock route and reserve are located on Drysdale Station Pastoral Lease. The stock route follows no particular route, and Reserve 33706 is reserved for Government Purposes.

A map is attached depicting the proposed closures.

## **PROPOSED LAND USE DEVELOPMENT**

No specific land use or development is proposed, as the proposal represents a land tenure issue. The proposal would result in the land being amalgamated with the existing pastoral lease.

## **FINANCIAL IMPLICATIONS**

The amalgamation will result in additional rates as the current tenure of the land, which does not require payment of rates, will change once amalgamated with the pastoral lease. No application fees are applicable.

## **CONSULTATION**

No public consultation has been undertaken. Correspondence has been received from the lessees providing information in support of the amalgamation.

## **PLANNING ASSESSMENT**

The proposed amalgamation has been held in abeyance since 1993 due to Native Title issues, and as a result of a recent Native Title determination, a fresh application was lodged.

The stock route was set aside prior to the advent of efficient transport systems when transport of stock would have occurred via droving. The stock route has never, however, been used as a stock route, and most movement of stock has been via semi trailer vehicles utilizing the Kalumburu Road.

The proponent has confirmed that it does not intend the closure to the Stock Route and subsequent amalgamation would not impact on future proposals to provide a road reserve for the Kalumburu Road, and that no objection will be made to the excision of land from the Pastoral Lease to provide for such a reserve.

The proponents have also advised that the proposal will not affect any non-exclusive Native Title rights or access to the land by traditional owners.

No detrimental impact is foreseen by allowing the amalgamation. Both the stock route and Reserve 33706 are not used for their original purpose, and are used for all intents and purposes as part of the Pastoral Lease - indeed preventing their use for pastoral uses is problematic - and no public access would be restricted by the closures. Notwithstanding this, public access can be protected by conditioning Councils response to protect public access.

The closures and amalgamations are supported subject to conditions ensuring protection of public access and providing for a road reserve for the Kalumburu Road when required.

## **ATTACHMENTS**

A plan demonstrating the area proposed to be closed and amalgamated with Drysdale Station is attached.

## **VOTING REQUIREMENT**

Simple majority

## **RECOMMENDATION**

That Council advise the Land Asset Management branch of the Department for Planning and Infrastructure that it has not objection to the proposed closure of stock routes and Reserve 33706 located within Drysdale River Station Pastoral Lease, in accordance with the submitted plans, and subject to the following conditions:

1. The closure shall not restrict public access to any site or location that is currently accessed via the Stock Routes.
2. The lessee shall sign a statutory declaration confirming that it will not object to the excision from the pastoral lease a road reserve of the route for the Kalumburu Road.

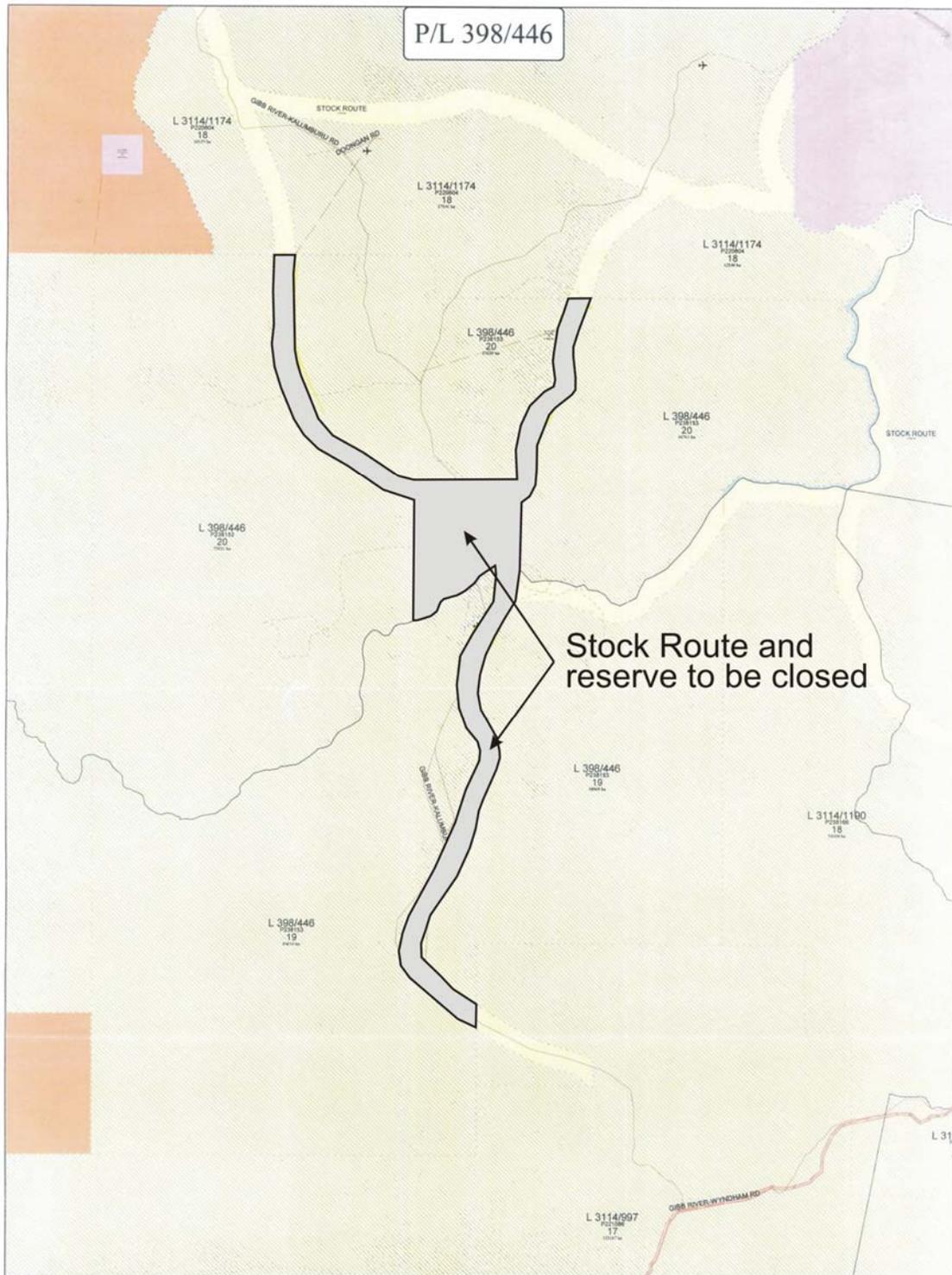
## **MINUTE NO 7221**

***Moved Cr J Buchanan/K Wright***

***That Council advise the Land Asset Management branch of the Department for Planning and Infrastructure that it has not objection to the proposed closure of stock routes and Reserve 33706 located within Drysdale River Station Pastoral Lease, in accordance with the submitted plans, and subject to the following conditions:***

1. ***The closure shall not restrict public access to any site or location that is currently accessed via the Stock Routes.***
2. ***The lessee shall sign a statutory declaration confirming that it will not object to the excision from the pastoral lease a road reserve of the route for the Kalumburu Road.***

**CARRIED UNANIMOUSLY (7-0)**



**PROPOSED STOCK ROUTE &  
RESERVE CLOSURES  
DRYSDALE STATION PASTORAL LEASE**

Cr M Pucci returned to the room at 6.45pm and assumed the Chair

### **12.1.7 Initiation of a Town Planning Scheme Amendment - Lot 3 Stockman Road Special Site zone (Minute No 7222)**

<b>DATE:</b>	16/08/2005
<b>PROPONENT:</b>	JAB Management Pty Ltd
<b>LOCATION:</b>	Lot 3 Stockman Road
<b>ATLAS REFERENCE:</b>	Map
<b>AUTHOR:</b>	Keith Williams
<b>REPORTING OFFICER:</b>	Steven Chadwick
<b>FILE NO:</b>	01.0075.02
<b>ASSESSMENT NO:</b>	75

#### **PURPOSE**

For Council to consider initiating an amendment to Shire of Wyndham East Kimberley Town Planning Scheme No 7 - Kununurra and Environs for the rezoning of Lot 3 Stockman Road.

#### **BACKGROUND**

JAB Industries are in the process of purchasing Lot 3 Stockman Road for the purposes of operating an earthmoving depot. The use of this site is not consistent with the current zoning, which is Special Site - Fuel Depot, and use of the site requires rezoning.

#### **SITE LOCATION**

The subject site is located on Lot 3 Stockman Road, some 3 kilometres along the Victoria Highway from Kununurra town centre. This lot was created via a subdivision approved in 2003, which was finalised in 2004. The Lot is cleared, flat and suitable for development for the proposed use. Surrounding development consists of a Fuel Depot on Lot 2, and composite industry located along bull Run Road to the west.

The rear and eastern sides of the subject site are undeveloped unallocated crown land.

#### **PROPOSED LAND USE / DEVELOPMENT**

The proposed use of the site is an Earthmoving Depot. The use would initially consist of storage of earthmoving equipment and sea containers to store equipment. Future development will consist of storage sheds. The proponents currently operate from the Ord River Co-operative site.

#### **FINANCIAL IMPLICATIONS**

In accordance with Councils Schedule of Fees a \$500 rezoning application deposit is payable on Council resolving to amend the Scheme. After advertising an additional fee of \$500 is payable if Council adopts the amendment.

The application fee is payable with submission of amendment documentation.

Notwithstanding this, it is proposed to waive the fees as this issue should have been resolved by Council when the subdivision of the property took place.

Additionally, there will be some minor costs to Council if officers are permitted to assist the proponents with the preparation of documents to facilitate the rezoning. These costs will consist of officer time and minor administrative costs.

## **CONSULTATION**

Community consultation is required when Council resolves to initiate a Town Planning Scheme amendment. The advertising would occur for 42 days in accordance with the Act.

## **PLANNING ASSESSMENT**

### Town Planning and Development Act

The amendment is required to be undertaken in accordance with the provisions of the Town Planning and Development Act 1928 (as amended).

Council must initiate the amendment in accordance with the provisions of the Act.

### Strategic/Structure Plans

The Kununurra Structure Plan, which forms part of the Kununurra – Wyndham Area Development Strategy (KWADS), designates the subject land as being for 'Light / General Industry'.

The proposed use is consistent with this designation.

### Town Planning Scheme No 7

The land is located within a Special Site - Fuel Depot. A subdivision in 2003 has created three lots from the parent lot which contained the fuel depot. No consideration was given to the zoning of the land when the subdivision occurred.

The zoning of the Special Site provides for the specific land use of the site, which is fuel depot. Accordingly, the use of the site for an Earthworks depot requires rezoning of the site to allow an earthmoving depot.

The zoning allows for use as fuel depot and recognises the specific constraints associated with the use of portion of the site for fuel storage. Notwithstanding this, the proposed use of Lot 3 is consistent with industrial nature of the fuel depot.

## Council Policies

The land is located within Policy Area Precinct 15 as a composite industrial area. The objective of this precinct is:

*“To provide for the establishment of industrial pursuits and single residential development on the same lot on lots in Bull Run Road, and provide for the continued operation of the existing fuel depot in Stockman Road.”*

The proposed land use is consistent with the objectives of the policy.

## **COMMENT**

Given that Council allowed a subdivision to occur but failed to include provisions for other uses on the site, it is considered appropriate to provide some resources to facilitate use of the land. This could be achieved via waiver of fees and allowing Councils Planner to provide assistance with the preparation of amendment documentation or mapping.

## **ATTACHMENTS**

A subdivision survey diagram showing the three subdivided lots is attached.

## **VOTING REQUIREMENT**

Simple Majority.

## **RECOMMENDATION**

That Council:

1. Advise JAB Industries that it supports the proposed amendment to add Earthmoving Depot to the permitted uses for the Special Site at Lot 3 Stockman Road and will resolve to adopt the proposed amendment upon submission of completed amendment documents.
2. Authorise Council's Town Planner to assist the applicants with the preparation of the amendment documents and plans.

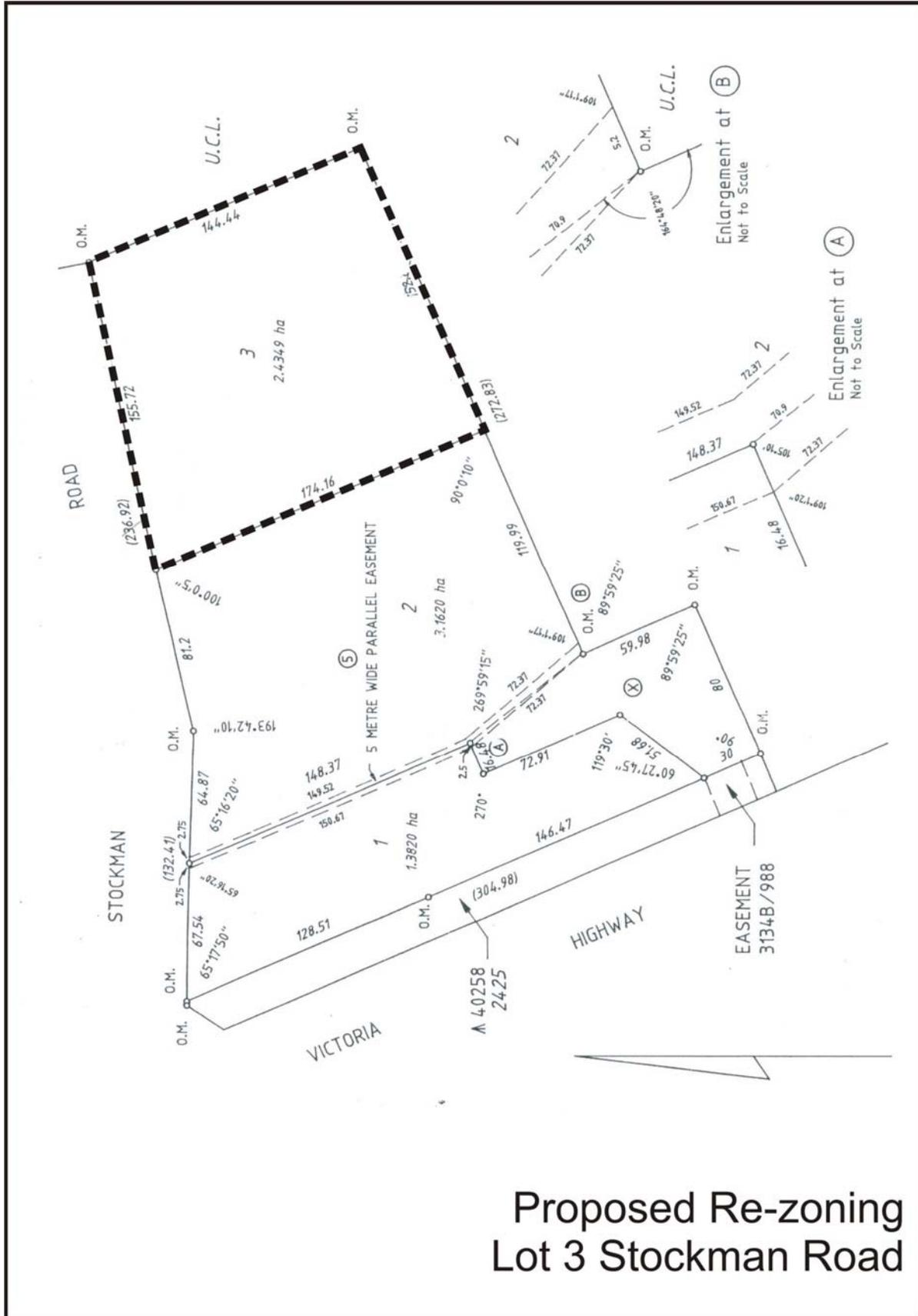
**MINUTE NO 7222**

**Moved Cr K Wright/J Nelson**

**That Council:**

- 1. Advise JAB Industries that it supports the proposed amendment to add Earthmoving Depot to the permitted uses for the Special Site at Lot 3 Stockman Road and will resolve to adopt the proposed amendment upon submission of completed amendment documents.**
- 2. Authorise Council's Town Planner to assist the applicants with the preparation of the amendment documents and plans.**

**CARRIED UNANIMOUSLY (8-0)**



## 12.1.8 Lily Creek Mooring Control Zone Policy

(Minute No 7223, 7229)

<b>DATE:</b>	16/08/2005
<b>PROPONENT:</b>	SWEK
<b>LOCATION:</b>	Lily Creek Lagoon
<b>ATLAS REFERENCE:</b>	N/A
<b>AUTHOR:</b>	Keith Williams, Town Planner
<b>REPORTING OFFICER:</b>	Steven Chadwick, Executive Manager Engineering Development Services
<b>FILE NO:</b>	60.14.04
<b>ASSESSMENT NO:</b>	N/A

### **PURPOSE**

For Council to consider requesting the DPI to gazette a mooring control zone over Lily Creek Lagoon, and to adopt a Mooring Control Policy for Lily Creek Lagoon.

### **BACKGROUND**

KRA 1 - Strategy 7 of Council's 2004 Strategic Plan requires the Planning Officer to:

*Work with relevant agencies to gazette Lily Creek as a Mooring Control Zone*

Council's Town Planner has been in discussions with the Department for Planning and Infrastructure. These discussions have determined that the best practice for the establishment of a mooring control zone is to gazette the mooring control zone, and to adopt a policy to give guidance regarding mooring within the gazetted area. This will provide clear direction for any applicant seeking a mooring.

A draft Mooring Control Zone gazettal map is attached. This map will form the basis of the gazetted area. A draft Policy is also attached. This policy contains provisions relating to the mooring of all vessels within the Lily Creek Mooring Control Zone, as well as a policy map relating specifically to the policy.

Gazettal of a Mooring Control Zone provides statutory authorisation for control of moorings, and the policy will provide the development controls and assessment process for consideration of moorings by Council.

The proposed Gazettal and Policy were advertised for 21 Days for public comment. Advertising closed on 17 December 2004. Two submissions were received during advertising. A schedule of submissions is attached summarising the issues raised by each of the submissions.

Issues identified in the submissions have been incorporated into the policy in accordance with the recommendations in the Schedule of submissions.

### **FINANCIAL IMPLICATIONS**

NA

## **PLANNING ASSESSMENT**

Council considered the Draft Policy in January, and deferred consideration until clarification could be obtained regarding existing controls. Council officers have had further discussions regarding existing controls with the DPI.

Advice from the DPI Transport section confirms that no controls are in place for moorings within Lily Creek:

- No controls are in place for mooring
- Specifications for moorings design or construction exist, however, are not statutory requirements, and are not enforceable unless an area is gazetted.
- Moorings, and vessels, can be placed anywhere within Lily Creek Lagoon, subject to not being a hazard to any navigation channels or other craft

Gazettal of the Lily Creek Mooring Control Zone will empower Council to control moorings within Lily Creek Lagoon and speed limits within this area. The Lily Creek Mooring Control Policy will provide guidance to Council and the public regarding preferred locations for moorings, as well as implement a process for the assessment and approval of moorings.

As this issue is listed in Councils Strategic Plan, Shire Officers are co-ordinating the process, and have prepared the development Control Policy. The gazettal will be undertaken by DPI.

The policy has been revised in accordance with the comments received during advertising as per the recommendations included in the Schedule of Submissions attached.

As no controls are in place and Lily Creek is likely to experience increasing pressure from demand for moorings for vessels, it is recommended that the DPI be requested to Gazette Lily Creek in accordance with the Gazettal Plan, and that Council adopt the policy when Gazettal occurs.

Whilst it is true that DPI's enthusiasm for Council to assume controls is a case of the State pushing more responsibility onto Council, the converse is true, and Councils Planner considers that this is an opportunity to implement some controls to the satisfaction of Council, rather than have controls imposed that Council may not consider appropriate.

This will provide guidance to members of the community intending to moor within Lily Creel Lagoon, and will also provide a process for ensuring that moorings are located so as not to impact on the lagoon and other users.

Should Council resolve to implement the Mooring Control zone, it is appropriate to consider a fee for assessment and determination of moorings, to ensure costs of assessment are recovered. An assessment fee of \$500 would be appropriate. No annual license would be applicable unless Council considers this necessary.

## **ATTACHMENTS**

Policy

Mooring Control Policy Map (will be available at the meeting)

## **VOTING REQUIREMENT**

Simple Majority.

## **RECOMMENDATION**

That Council

- 1 Request the Department for Planning and Infrastructure to Gazette Lily Creek as a Mooring Control Zone in accordance with the Mooring Control Zone plan.
- 2 Adopt the Lily Creek Mooring Control Zone Policy upon Gazettal of Lily Creek as a Mooring Control Zone by Department for Planning and Infrastructure.
- 3 Adopt an application fee of \$500 for assessment and approval of moorings within the Lily Creek Mooring Control zone in the 2005/2006 Budget process.

## ***MINUTE NO 7223***

***Moved Cr K Wright/J Nelson***

***That council move to the next item until further information is available***

***CARRIED UNANIMOUSLY (8-0)***

POLICY NO:	DC26
DIVISION:	Development Control
SUBJECT:	Lily Creek Lagoon Mooring Control
REPORTING OFFICER:	Executive Manager Engineering and Development Services
ENABLING LEGISLATION:	

**OBJECTIVE:**

To provide controls over the mooring of all craft within the Lily Creek Lagoon.

**APPLICATION:**

This policy is applicable to the Mooring Control Zone as gazetted, and as defined on the policy map.

**POLICY:**

MOORING LOCATIONS / AREA

- Mooring shall be prohibited within the area bordered red on the Lily Creek Lagoon Mooring Control Zone policy map.
- No Mooring shall be permitted within 100 metres of any shoreline.
- Councils preferred mooring area is defined by the area bordered green on the Lily Creek Lagoon Mooring Control Zone policy map. All moorings shall be located in this area.

MOORING CONSTRUCTION

All moorings shall be constructed to comply with the requirements of the Department for Planning and Infrastructure, and any other statutory requirements. Moorings not compliant with these requirements will not be approved.

APPLICATION FOR CONSENT FOR A MOORING

No mooring is permitted within the Lily Creek Mooring Control Zone, as defined by the policy map, without the written approval of the Shire of Wyndham East Kimberley.

The following information is required as part of any application for a mooring within Lily Creek prior to Council assessment of a mooring:

- A signed Application for Planning Approval in accordance with Town Planning Scheme No 7 - Kununurra and Environs;
- Any fees applicable;

- A plan delineating the location of the proposed mooring (GPS Coordinates preferred), the location of adjacent moorings, and the 'swing' of the vessel from the mooring;
- Details of the design and construction of the proposed mooring;
- Confirmation from the Department for Planning and Infrastructure that the proposed mooring meets their requirements;
- Details of the vessel, such as width and length;
- Details of all access and servicing requirements of any vessel/s intended to be moored at the proposed mooring.

Any application for a mooring shall be assessed and determined by Council, and may be approved, with or without conditions, or refused.

#### MATTERS TO BE CONSIDERED BY COUNCIL WHEN ASSESSING MOORINGS:

The following issues will be considered by Council when assessing all applications for a mooring within Lily Creek Lagoon:

- Compliance with the provisions of this policy;
- Accuracy of details provided - specifically location of mooring;
- Location of existing moorings;
- Impact on navigation and access of all craft

#### EXISTING MOORINGS:

Any existing moorings located within the Lily Creek Mooring Control Zone shall be considered as approved by the Shire of Wyndham East Kimberley, however, details of the existing mooring, including position and vessel details, must be registered with the Shire of Wyndham East Kimberley to be considered to comply with this policy provision.

#### NAVIGATION AND ACCESS:

All navigation and access to, from and through Lily Creek Lagoon is subject to appropriate legislation and regulations. Nothing in this policy shall be deemed to allow access in contravention to any legislation, regulation or policy of any statutory authority.

ADOPTED:  
REVIEWED:  
AMENDED:

## 12.1.9 Spillway Reserve Management

(Minute No 7224)

<b>DATE:</b>	16/08/2005
<b>PROPONENT:</b>	DPI
<b>LOCATION:</b>	Reserve 36551 - Spillway Reserve
<b>ATLAS REFERENCE:</b>	Map 29 C2 - C3
<b>AUTHOR:</b>	Keith Williams
<b>REPORTING OFFICER:</b>	Steven Chadwick
<b>FILE NO:</b>	01.2231.02
<b>ASSESSMENT NO:</b>	2231

### **PURPOSE**

For Council to consider a referral for Council to take over management authority of portion of the Spillway Reserve.

### **BACKGROUND**

Council received a request to consider taking over management of the Spillway reserve in March 2005. Council staff undertook site inspections, and the matter was considered by Council at the July Briefing Session.

### **SITE LOCATION**

Reserve 36551 is located between Lake Argyle Road and Lake Kununurra, and serves as an overflow system for Lake Argyle. The area of the Spillway Reserve the DPI would like Council to take control of has an area of 542.665 hectares. The total area of the Spillway is 740.535, and is contained within two reserves [36551 & 45954].

Land adjoining the spillway reserve is Unallocated Crown Land. The DPI intends to lease a small portion of land along the reserve to Roy and Barbara Walker.

### **PROPOSED LAND USE / DEVELOPMENT**

No specific land use or development is proposed. The referral relates specifically to management of the land contained within the spillway reserve north of the Lake Argyle Road crossing of the spillway reserve.

### **FINANCIAL IMPLICATIONS**

Council would be responsible for management of the land within the Spillway reserve and consequently any costs associated with management of the land. No costings are available.

### **CONSULTATION**

No public consultation has been undertaken.

## **PLANNING ASSESSMENT**

It is not considered that Council should take on management of the land, as it is not considered that the role of Council is to manage land used for Lake Argyle overflow. Taking on management of the reserve is likely to require an increase in resources, and Council is not an appropriately resourced or expert authority to manage and control the spillway reserve.

## **ATTACHMENTS**

A plan depicting the Spillway Reserve is attached.

## **VOTING REQUIREMENT**

Simple Majority.

## **RECOMMENDATION**

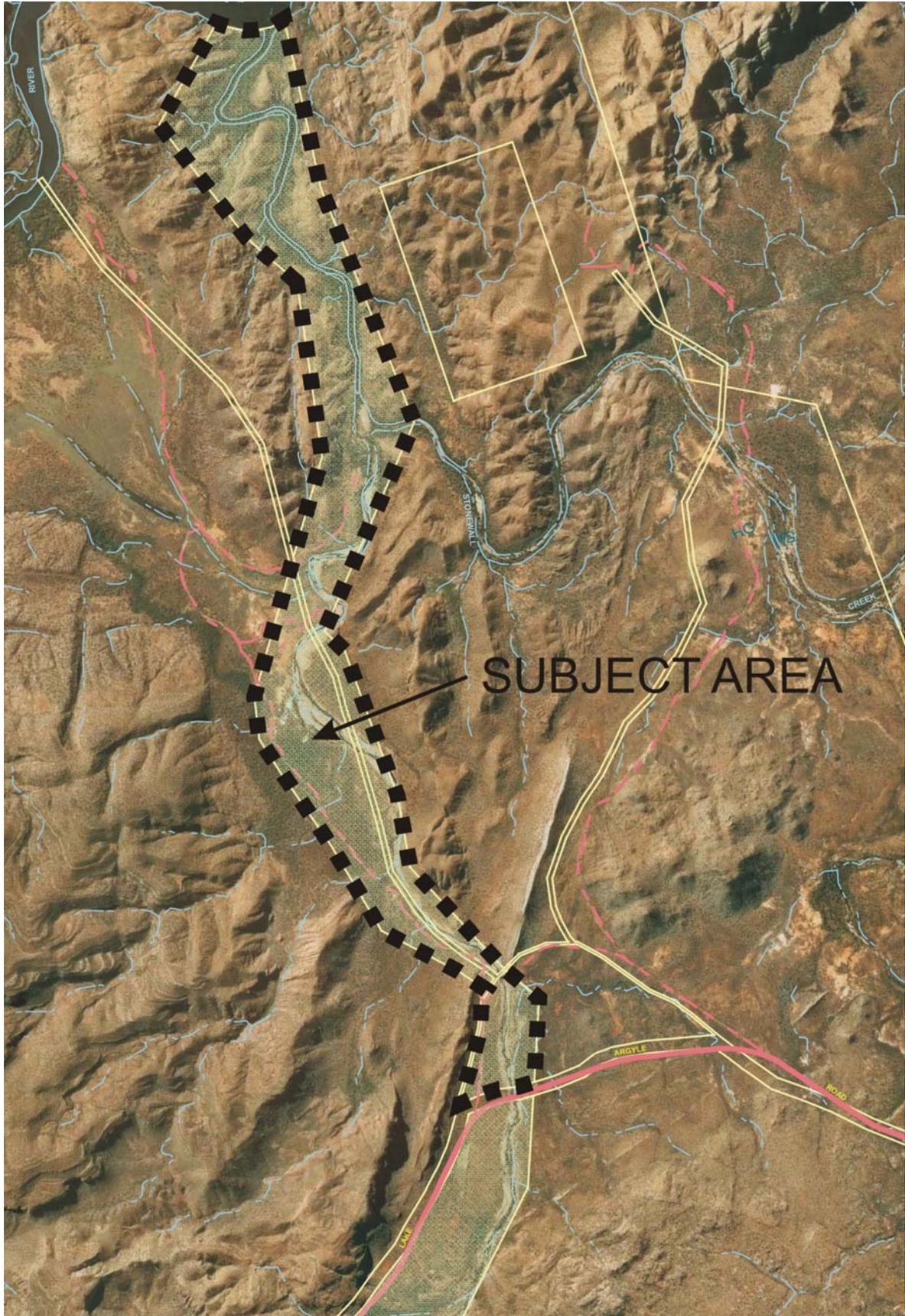
That Council advise the Department for Planning and Infrastructure that it does not seek to have any portion of Reserve 36551, known as Spillway Reserve, vested in Council, and does not wish to take on any management of the Spillway Reserve.

## ***MINUTE NO 7224***

***Moved Cr K Wright\B Barnes***

***That Council advise the Department for Planning and Infrastructure that it does not seek to have any portion of Reserve 36551, known as Spillway Reserve, vested in Council, and does not wish to take on any management of the Spillway Reserve.***

***CARRIED UNANIMOUSLY (8-0)***



## 12.2. CORPORATE & COMMUNITY SERVICES

### 12.2.1 Monthly Corporate and Community Services Report(*Minute No 7225*)

<b>DATE:</b>	16/08/2005
<b>PROPONENT:</b>	N/A
<b>LOCATION:</b>	N/A
<b>ATLAS REFERENCE:</b>	N/A
<b>AUTHOR:</b>	Hayley McKeen, Corporate and Community Services Support Officer
<b>REPORTING OFFICER:</b>	Matthew Scott, Executive Manager Corporate and Community Services
<b>FILE NO:</b>	60.14.04
<b>ASSESSMENT NO:</b>	N/A

#### **PURPOSE**

For Council's information.

#### **BACKGROUND**

Corporate and Community Services Monthly Report to Council.

#### **STATUTORY IMPLICATIONS**

Nil

#### **POLICY IMPLICATIONS**

Nil

#### **FINANCIAL IMPLICATIONS**

Nil

#### **STRATEGIC IMPLICATIONS**

As part of the Strategic Plan.

Key Result Area 5 - Governance Goal 1 - Strategic Leadership:

Strategy 4 - Produce succinct monthly reports that graphically indicate key data for financial, human resource, risk and operational management.

#### **COMMUNITY CONSULTATION**

Nil

**COMMENT**

That Council acknowledge the attached report.

**ATTACHMENTS**

Corporate and Community Services Report.

**VOTING REQUIREMENT**

Simple Majority

**RECOMMENDATION**

That Council receive the Corporate and Community Services Report for July 2005

***MINUTE NO 7225***

***Moved Cr J Nelson/M Middap***

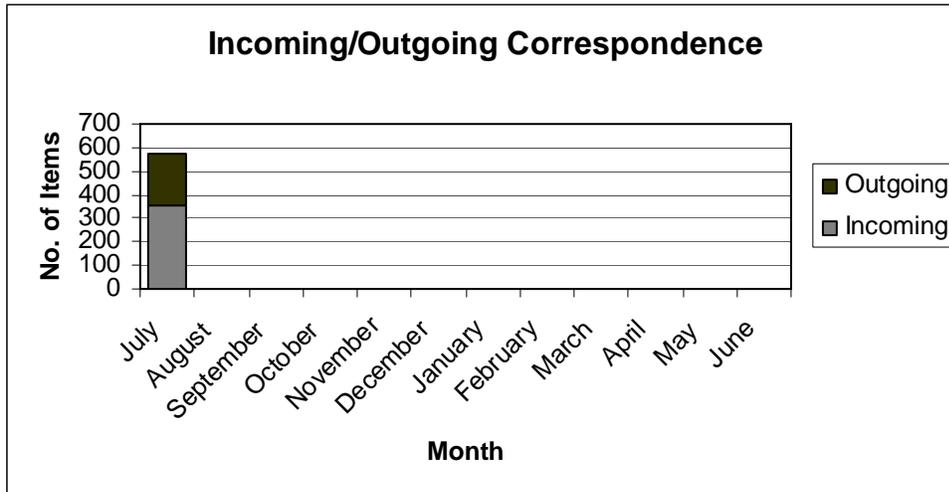
***That Council receive the Corporate and Community Services Report for July 2005***

***CARRIED UNANIMOUSLY (8-0)***

## INFORMATION COORDINATORS REPORT

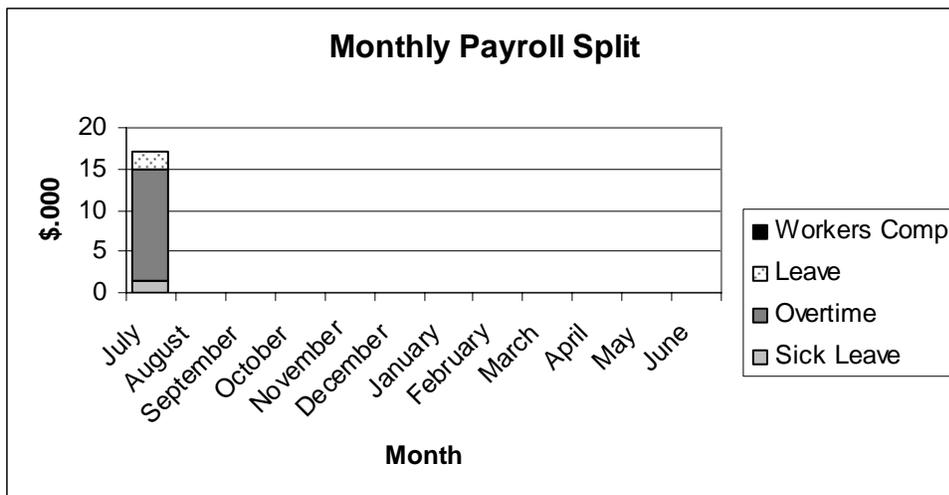
### Correspondence

Attached for Council's information is a graph indicating the incoming and outgoing correspondence during the financial year.



## ACCOUNTANTS REPORT

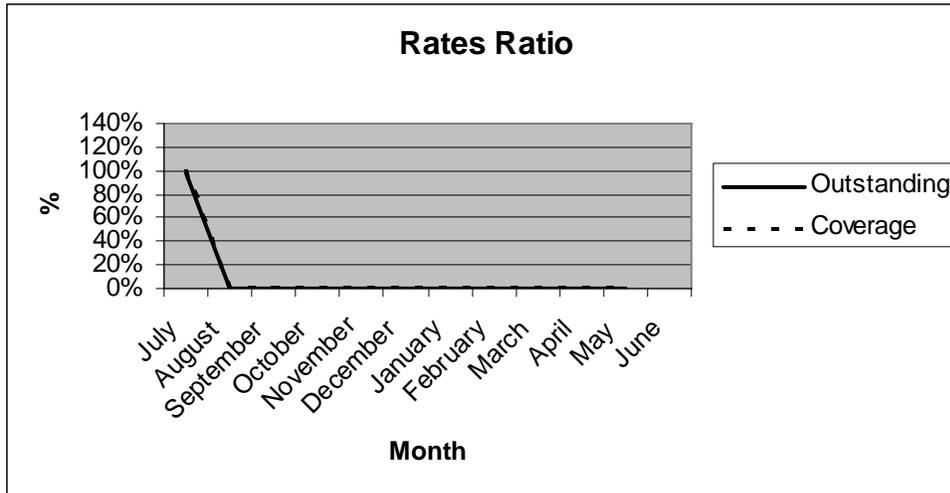
### Human Resources



## Rates

Outstanding rates ratio – ratio represent the amount of outstanding rates over the total amount of the rates collectable for the year (excluding interims).

Rate coverage ratio – is the ratios of the net rate revenue over the operating revenue.



## COMMUNITY SERVICES MONTHLY REPORT

Significant Events:

- Child Care Centre detailed design progressing.
- Youth Centre detailed design progressing.

### Community Development

Significant Events:

- Ord Valley Muster debrief

### Recreation

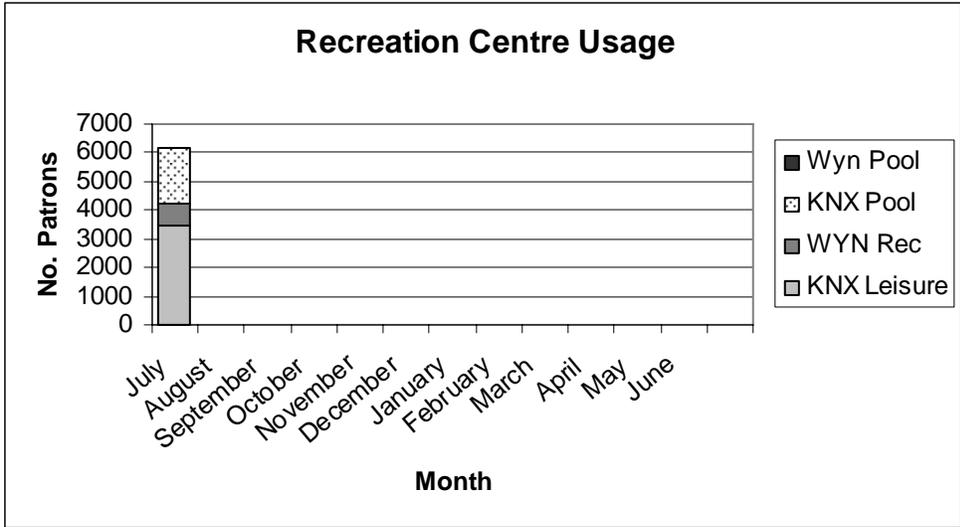
Kununurra:

Significant Events:

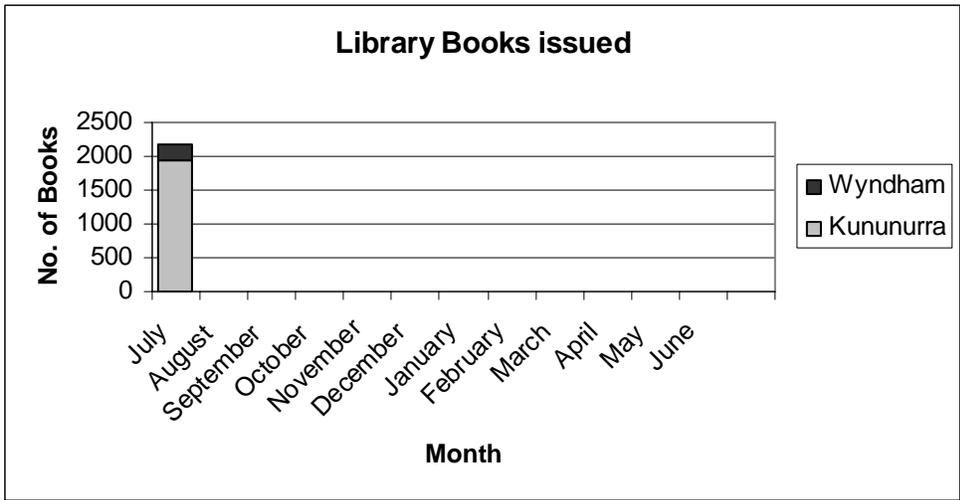
- Successful School Holiday Program (average of 34.5 kids a day)
- Ball sports in Hall cancelled due to unsafe ceiling panels

Wyndham:

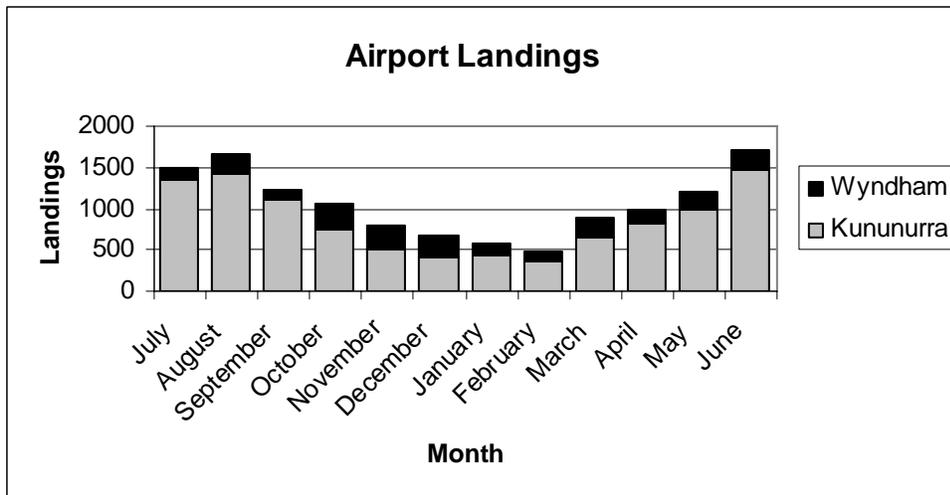
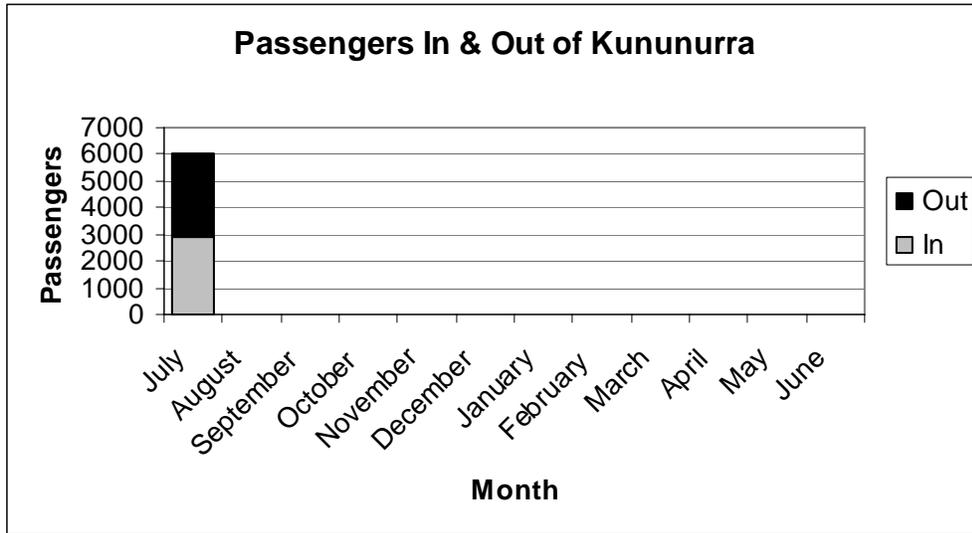
- Wyndham pool closed
- Appointment of WRC Coordinator



**Libraries**



**AIRPORT MANAGER'S REPORT**



Avdata will release airport landings for July in the second week of August. Statistics will be available at the September meeting of Council.

**12.2.2 Payments and Debtors for the period ended 31st July 2005**  
**(Minute No 7226)**

<b>DATE:</b>	16/08/2005
<b>PROPONENT:</b>	N/A
<b>LOCATION:</b>	N/A
<b>ATLAS REFERENCE:</b>	N/A
<b>AUTHOR:</b>	Gillian Old, Finance Officer
<b>REPORTING OFFICER:</b>	Matthew Scott, Executive Manager Corporate and Community Services
<b>FILE NO:</b>	60.14.03
<b>ASSESSMENT NO:</b>	N/A

**PURPOSE**

To present the listing of Accounts for Payment and Sundry Debtors for the period ended 31<sup>st</sup> July 05 in accordance with the requirements of the Local Government (Financial Management) Regulations 1996.

A detailed list of all accounts and sundry debtors has been appended as a separate attachment to the Agenda.

**BACKGROUND**

The List of Payments presented for endorsement covers;

• Municipal cheques numbered 036469 to 036529	\$	172,543.20
• EFT payments numbered EP006793 to EP007024	\$	906,033.16
• Direct bank debits	\$	177,987.36
<b>Total Payment of Accounts totalling</b>	<b>\$</b>	<b>1,256,563.72</b>

Total cancelled cheques for the month \$ 302.50

Outstanding Invoices at month end \$ 0.00

**Outstanding over 90 days Sundry Debtors as at month end \$ 38,326.90**

**STATUTORY IMPLICATIONS**

Local Government Act 1995 – Section 6.4 (2)

The financial report is to:

- (a) *Be prepared and presented in the manner and form prescribed; and*
- (b) *Contain the prescribed information.*

Local Government (Financial Management) Regulations 1996 – Clause 34 (1)(b)(2)

Clause 35(1) –

*“A quarterly financial report is to be in the form that sets out and includes an operating statement and supporting notes.”*

### **POLICY IMPLICATIONS**

Policy F7 – Significant Accounting Policies

**Objectives:** *To provide the basis for Council’s accounting concepts and annual reporting guidelines. To maintain accounting reporting procedures that will comply with statutory requirements and to demonstrate Council’s financial position.*

### **FINANCIAL IMPLICATIONS**

Ongoing management of Council funds.

### **STRATEGIC IMPLICATIONS**

5.5 Key Result Area 5 – Governance  
Goal 2 – Financial Management

*That the Shire’s finances are well managed, user friendly with expenditure reflecting expressed community priorities.*

*Strategy 1 – Refine the Shire’s monthly and quarterly financial statements to make them more simple and user-friendly*

### **COMMUNITY CONSULTATION**

N/A

### **COMMENT**

The accounts for payment, direct debits and sundry debtors are presented for endorsement by Council.

That the proceeding debtors be written off for the specified reasons.

### **ATTACHMENTS**

1. Accounts for Payment, Direct Debits, Cancelled Cheques and Outstanding Unpaid Invoices.
2. Outstanding Sundry Debtors over 90 days.

### **VOTING REQUIREMENT**

Simple Majority

## **RECOMMENDATION**

1. That the Accounts for payment as at 31st July 2005 totalling \$1,256,563.72 (GST inclusive) be received.
2. That the Outstanding Sundry Debtors' over 90 days as at 31st July 2005 totalling \$38,326.90 (GST inclusive) be received.

### **MINUTE NO 7226**

**Moved Cr J Buchanan/J Nelson**

1. ***That the Accounts for payment as at 31st July 2005 totalling \$1,256,563.72 (GST inclusive) be received.***
2. ***That the Outstanding Sundry Debtors' over 90 days as at 31st July 2005 totalling \$38,326.90 (GST inclusive) be received.***

**CARRIED UNANIMOUSLY (8-0)**

***Council formally commended Amanda Trengove and Nicole O'Conner on reducing the number of sundry debtors.***

**LIST OF ACCOUNTS PAID BY COUNCIL SUBMITTED TO THE COUNCIL MEETING ON 16TH AUGUST 2005**

<b>CHEQUE</b>	<b>EFT</b>	<b>CREDITOR</b>	<b>DETAILS</b>	<b>MUNI \$</b>	<b>AUTH</b>
36469	8/07/05	BCITF	BCITF LEVY	7,563.72	EMCCS
36470		WESTERN POWER CORPORATION	ELECTRICITY ACCOUNTS	7,570.05	EMCCS
36471		BOAB BOOKS	PUBLICATIONS (LIBRARY)	54.95	EMCCS
36472		ANGUS & ROBERTSON CASUARINA	PUBLICATIONS (LIBRARY)	204.29	EMCCS
36473		DR ROBERT REED	PRE-EMPLOYMENT MEDICAL	120.00	EMCCS
36474		RUMOURS PATISSERIE	CATERING	191.40	CEO
36475		WATER CORPORATION	ORD IRRIGATION BY-LAW CHARGES	2,037.70	EMEDS
36476		SHIRE OF BROOME	REGISTRATION FEES KIMBERLEY PILBARA FORUM IN DERBY	915.00	CEO
36477		KUNUNURRA MOTOR TRIMMING	RE-TRIM FOAM PAD ROMAN CHAIR	22.00	EMCCS
36478	15/07/05	PRITCHARD BOOK BINDERS	LAMINATE, BIND & REPAIR PUBLICATIONS (LIBRARY)	228.80	EMCCS
36479		WYNDHAM MARINE P/L	BARGE HIRE WYNDHAM TO OOMBULGURRI	23,100.00	CEO
36480		WESTERN POWER CORPORATION	ELECTRICITY ACCOUNTS	502.40	EMCCS
36481		HAROLD C MCKENZIE	CONSULTANCY SERVICES WASTE MANAGEMENT PLAN	1,979.51	EMEDS
36482		GRAB-A-BARGIN VARIETY STORE	HOLIDAY PROGRAM ITEMS (LEISURE CENTRE)	46.65	EMCCS
36483		DANISAM PTY LTD	TYRE SHREDDING KUNUNURRA LANDFILL	11,541.64	EMEDS
36484		ANGUS & ROBERTSON	PUBLICATIONS (LIBRARY)	22.46	EMCCS
36485		REPEAT PLASTICS (WA)	SQUARE PROFILE 90MM X 90MM X 2.4M (GREY)	1,068.14	EMEDS
36486		GEOFF GUNSON ELECTRICAL	LIGHTING AND ELECTRICAL REPAIRS & INSTALLATIONS	12,063.70	EMEDS
36487		WARINGARRI ABORIGINAL CORPORATION	ROAD GRADING FISH FARM ROAD	1,500.00	EMEDS
36488		KUNUNURRA PHARMACY	FIRST AID KITS (KUNUNURRA & WYNDHAM AIRPORTS)	279.40	EMCCS
36489		WATER CORPORATION	REPAIR CHLORINATOR WYNDHAM	231.00	EMEDS
36490		RED SUN SPORTS	UNI-CYCLE REPAIRS (YOUTH CIRCUS WORKSHOPS)	45.00	EMCCS
36491		CASH - PETTY CASH WYNDHAM OFFICE	PETTY CASH REIMBURSEMENT	200.10	EMEDS
36492		CASH - PETTY CASH KUNUNURRA DEPOT	PETTY CASH REIMBURSEMENT	99.48	EMEDS

36493		MIDWEST SOLUTIONS PTY LTD	SITE VISIT FOR SECURITY RISK ASSESSMENT (KUNUNURRA AIRPORT)	1,650.00	EMCCS
36494		PLAYGROUND SOLUTIONS	SUPPLY PLAYGROUND EQUIPMENT	11,000.00	EMEDS
36495		ORD IRRIGATION COOPERATIVE	REPAIR LEAKING CULVERT CAVE SPRINGS ROAD	9,211.84	EMEDS
36496		THRIFTY KUNUNURRA	HIRE 4WD UTILITY FOR WORKS AT OOMBULGURRI	1,903.18	EMEDS
36497		SHIRE OF HALLS CREEK	25% CONTRIBUTION TO PLANS OF PROPOSED BOUNDARY CHANGES	620.12	EMCCS
36498		CHICKEN TREAT	CATERING	47.20	EMCCS
36499		MAYNE PUBLISHING PTY LTD	SUBSCRIPTION ABOVE AGE LANDSCAPE MANAGEMENT	59.00	EMEDS
36500	22/07/05	BOAB BOOKS	ACTIVITY BOOKS HOLIDAY PROGRAM (LEISURE CENTRE)	59.70	EMCCS
36501		COUNCILLOR GEORGE HAMILTON	I.T. ALLOWANCE 2005/06	1,000.00	EMCCS
36502		COUNCILLOR MAXINE MIDDAP	I.T. ALLOWANCE 2005/06	1,000.00	EMCCS
36503		PARRY'S CREEK FARM	ACCOMMODATION & MEALS GRADER OPERATOR	317.00	EMEDS
36504		BROOME BEADS	BEAD KITS & PLIERS (LEISURE CENTRE)	179.25	EMCCS
36505		PIONEER COMPUTERS AUSTRALIA P/L	PIONEER DREAMBOOK NOTEBOOK COMPUTER	4,813.60	EMCCS
36506		TELSTRA	TELEPHONE ACCOUNTS	11,622.78	EMCCS
36507		WATER CORPORATION	WATER RATES 2005/06 (VOUCHER ONLY)	-	EMCCS
36508		WATER CORPORATION	WATER RATES 2005/06	24,296.40	EMCCS
36509		SHIRE OF WYNDHAM EAST KIMBERLEY	PAYROLL DEDUCTION PAYMENTS	439.02	EMCCS
36510		COUNCILLOR MICHELLE PUCCI	I.T. ALLOWANCE 2005/06	1,000.00	EMCCS
36511		BROCK SOLID CABINETS	COUNCIL CHAMBERS TABLE	7,332.50	EMCCS
36512	29/07/05	WESTERN POWER CORPORATION	ELECTRICITY ACCOUNTS	13,492.20	EMCCS
36513		AIRSERVICES AUSTRALIA	CIVIL AVIATION REGULATIONS AMENDMENTS	169.95	EMCCS
36514		GRAB-A BARGAIN VARIETY STORE	CRAFT SUPPLIES HOLIDAY PROGRAM (LEISURE CENTRE)	76.65	EMCCS
36515		KUNUNURRA COURIERS	SPRING WATER (AIRPORT)	105.00	EMCCS

36516		SUZAC, NARELLE	FACE PAINTING HOLIDAY PROGRAM (LEISURE CENTRE)	140.00	EMCCS
36517		BARRA BARRA PTY LTD	CATERING HOLIDAY PROGRAM	348.00	EMCCS
36518		HARVEY NORMAN	COMPAQ IPAQ PDA & MEMORY CARD	1,029.00	EMCCS
36519		GLEESON, LIBBY	KIMBERLEY WRITERS FESTIVAL 05 WORKSHOPS	1,430.00	EMCCS
36520		LESTER, ALISON	KIMBERLEY WRITERS FESTIVAL 05 WORKSHOPS	1,980.00	EMCCS
36521		KUNUNURRA CRUISES "THE BBQ BOAT"	KIMBERLEY WRITERS FESTIVAL 05 CRUISE	402.00	EMCCS
36522		HENDRICKSE, JUDY	DANCE WORKSHOP HOLIDAY PROGRAM (LEISURE CENTRE)	80.00	EMCCS
36523		TELSTRA	TELEPHONE ACCOUNT	909.72	EMCCS
36524		SHIRE OF BROOME	25% CONTRIBUTION ADVERTISEMENT KIMBERLEY COUNCILS	314.80	EMCCS
36525		OCE-AUSTRLIA LIMITED	TONER FOR PLAN PRINTER	275.00	CEO
36526		CHEMISTRY CENTRE	REPORT WATER SAMPLES KUNUNURRA TIP	528.00	EMEDS
36527		RICK SPRY	REIMBURSE TRAVEL EXPENSES	2,600.00	CEO
36528		WALKABOUT SOUVENIRS	COASTER SET COUNCIL CHAMBERS	23.90	EMCCS
36529		BRANDY, PETER	KIMBERLEY WRITERS FESTIVAL 05	500.00	EMCCS
<b>TOTAL OF CHEQUES</b>				<b>172,543.20</b>	

4/07/2005	EP006793	SPURGEON, DANNIKA	MEAL ALLOWANCE SCHOOL HOLIDAY PROGRAM	400.00	EMCCS
	EP006794	BANTON, GEORGIA	MEAL ALLOWANCE SCHOOL HOLIDAY PROGRAM	400.00	EMCCS
05/07/05	EP006795	RUSSELL GUNN	ACER 2318, TOSHIBA TECRA , ACER TRAVELMATE LAPTOPS	7,162.00	EMCCS
08/07/05	EP006796	KIMBERLEY GROUP TRAINING	TRAINEE WAGES	2,212.49	EMCCS
	EP006797	S & K KNICKEL GARDENING SERVICES	CONTRACT MOWING & GARDENING ADDITIONAL WORKS	52,975.82	CEO
	EP006798	ROGERS MACHINERY SERVICE	RAGS AND OIL (AIRPORT)	229.40	EMCCS
	EP006799	PARDOE-BELL, ALLAN	CONTRACT CLEANING WYNDHAM	885.00	EMEDS

	<b>EP006800</b>	KIMBERLEY WATER CARTING	WATER CART HIRE RUBBISH TIP ROAD	2,277.00	EMEDS
	<b>EP006801</b>	COMMANDER AUSTRALIA LIMITED	RENTAL WYNDHAM AIRPORT	30.80	EMCCS
	<b>EP006802</b>	FESA - ESL	ESL LEVY	681.60	EMCCS
	<b>EP006803</b>	STITCHED UP EMBROIDERY SERVICES	LOGO ON UNIFORMS	4.40	EMCCS
	<b>EP006804</b>	NETWORK DRAFTING	DRAFTING SERVICES	4,303.75	EMEDS
	<b>EP006805</b>	OFFICE NATIONAL KUNUNURRA	DOCKET SLIPS & COLOUR PHOTOCOPYING	36.09	EMEDS
	<b>EP006806</b>	SCOTT, MATTHEW	REIMBURSE MEAL EXPENSES AUDITOR	202.30	EMCCS
	<b>EP006807</b>	COUNCIL JOBS	ADVERTISEMENT VACANT POSITION (EWIN CENTRE COORDINATOR)	198.00	EMCCS
	<b>EP006808</b>	KIMBERLEY OUTBACK CRAFTS	CURTAIN WIRE (LIBRARY)	5.83	EMCCS
	<b>EP006809</b>	KUNUNURRA PANEL BEATING WORKS	CLEAN & MINOR REPAIRS WY001 & WY1	660.00	EMEDS
	<b>EP006810</b>	KINGS CROWN INSTRUMENTATION & ELECTRICAL	REPAIR LIGHT & FAN WYNDHAM OFFICE	132.00	EMEDS
	<b>EP006811</b>	KING, MELANIE	REIMBURSE EXPENSES HOLIDAY PROGRAM	53.42	EMCCS
	<b>EP006812</b>	KUNUNURRA AGRICULTURAL SOCIETY	SHIRE COMMUNITY GRANTS PROGRAM	1,100.00	EMCCS
	<b>EP006813</b>	DELRON CLEANING PTY LTD	CONTRACT CLEANING GENERAL, AIRPORT, DEPOT	13,245.48	EMEDS
	<b>EP006814</b>	HOLIDAY INN-DARWIN	ACCOMMODATION D MALING & S MATHESON	170.00	EMCCS
	<b>EP006815</b>	EAST KIMBERLEY PLUMBING	REPAIR TOILETS KUNUNURRA TOWN OVAL & WYNDHAM BASTION	156.20	EMEDS
	<b>EP006816</b>	JSW HOLDINGS PTY LTD	ROADWORKS WEABER PLAINS ROAD, CAVE SPRINGS ROAD	13,688.51	EMEDS
	<b>EP006817</b>	KUNUNURRA SECURITY SERVICE	SECURITY PATROLS	1,117.16	EMEDS
	<b>EP006818</b>	KIMBERLEY MOTORS	FUEL	2,840.70	EMEDS
	<b>EP006819</b>	PEERLESS JAL PTY LTD	PAPER TOWELS (WYNDHAM)	122.10	EMEDS
	<b>EP006820</b>	WYNDHAM TOWN HOTEL	FUNCTION CATERING	110.00	EMEDS
	<b>EP006821</b>	KC'S BOBCAT & TRUCK HIRE	ROAD RE-INSTATEMENT SHIRE OFFICE COOLIBAH DRIVE	3,256.00	EMEDS
	<b>EP006822</b>	TELFORD INDUSTRIES	POOL CHEMICALS	421.08	EMCCS
	<b>EP006823</b>	WYNDHAM TOURIST INFORMATION CENTRE	TOURIST INFORMATION WYNDHAM	476.66	EMCCS
	<b>EP006824</b>	ALLIGATOR AIRWAYS PTY LTD	CHARTER FLIGHTS KUNUNURRA/OOMBULGU RRI RETURN	2,117.00	EMEDS

	<b>EP006825</b>	CARPET VINYL & TILE CENTRE	SUPPLY & INSTALL TURF CRICKET PITCH	5,516.50	EMCCS
	<b>EP006826</b>	KING SOUND RESORT HOTEL	ACCOMMODATION COUNCILLORS & CEO 9 - 11 JUNE 05	1,450.30	CEO
	<b>EP006827</b>	COUNTRY CLUB HOTEL	ACCOMMODATION D MALING & S MATHESON	1,306.00	EMCCS
	<b>EP006828</b>	PIONEER ROAD SERVICES PTY LTD	RESEAL TOWN STREETS JUNE 05	30,259.10	CEO
	<b>EP006829</b>	CROCODILE SIGNS	MODIFY ROAD SIGNS & NEW BUS SIGN	236.50	EMEDS
	<b>EP006830</b>	KUNUNURRA RURAL TRADERS	DOOR LOCK & TOOLS	142.55	EMCCS
	<b>EP006831</b>	GARRATT, SARAH	AEROBIC CLASSES	365.00	EMCCS
	<b>EP006832</b>	AERODROME MANAGEMENT SERVICES	DESIGN DRAWINGS FOR BOEING 717 OPERATIONS (AIRPORT)	2,681.80	EMCCS
	<b>EP006833</b>	ORD RIVER ELECTRICS	ELECTRICAL & LIGHT REPAIRS (LEISURE CENTRE)	1,147.50	EMCCS
	<b>EP006834</b>	KIMBERLEY COMMUNICATIONS	UHF RADIO'S & ANTENNAES & RADIO REPAIRS	1,735.80	EMEDS
	<b>EP006835</b>	TOLL WEST	FREIGHT	161.19	EMCCS
	<b>EP006836</b>	TRAVELWORLD KUNUNURRA	TRAVEL K WILLIAMS, S CHADWICK, D MALING & S MATHESON, J GAULT	5,013.52	CEO
	<b>EP006837</b>	THE CONSTABLE CARE CHILD SAFETY PROJECT	SPONSORSHIP MINI FOOTBALLS	456.50	EMCCS
	<b>EP006838</b>	KIMBERLEY STEEL	COLUMNS SHIRE CARPARK	211.80	EMEDS
	<b>EP006839</b>	BUSH CAMP SURPLUS STORES	GUM BOOTS (LEISURE CENTRE)	26.00	EMCCS
	<b>EP006840</b>	KIMBERLEY PROPERTY VALUERS	VALUATION 67 KOOJARRA STREET WYNDHAM	605.00	EMCCS
	<b>EP006841</b>	KIMBERLEY MARKETING	PLASTIC PLATES & FOAM CUPS	95.70	EMCCS
	<b>EP006842</b>	FERTEIS, ELAINE	AEROBIC CLASSES	200.00	EMCCS
	<b>EP006843</b>	WA TELECENTRE KUNUNURRA	ROOM HIRE YOUTH SERVICES KIA LAN	100.00	EMCCS
	<b>EP006844</b>	CORPORATE EXPRESS	BUSHFIRE INFRINGEMENT BOOK	25.56	EMEDS
	<b>EP006845</b>	EAST KIMBERLEY GLASS	SUPPLY & FIT SAFETY SCREENS PACKSADDLE BUSHFIRE BRIGADE	279.99	EMEDS
	<b>EP006846</b>	KUNUNURRA TRANSPORT SERVICES PTY LTD	FREIGHT DRUM MUSTER	596.70	EMEDS
	<b>EP006847</b>	PIERCE POOL SUPPLIES	BACKSTROKE FLAGS (LEISURE CENTRE)	105.60	EMCCS
	<b>EP006848</b>	EAST KIMBERLEY TOWING	COLLECT ABANDONED VEHICLE	88.00	EMEDS
	<b>EP006849</b>	SPORTSWORLD OF WA	EVOLUTION SHOES (LEISURE CENTRE)	116.60	EMCCS

15/07/05	EP006850	BOC GASES AUSTRALIAN LIMITED	INDUSTRIAL BOTTLE RENTAL	238.88	EMEDS
	EP006851	S & K KNICKLE GARDENING SERVICES	CONTRACT MOWING & GARDENING ADDITIONAL WORKS	46,178.92	CEO
	EP006852	ROGERS MACHINERY SERVICE	REPAIR PUMPS, VEHICLE PARTS	1,730.94	EMEDS
	EP006853	KIMBERLEY WASTE SERVICES	CONTRACT REFUSE COLLECTION & SWEEPING	52,380.76	CEO
	EP006854	PARDOE-BELL, ALLAN	CONTRACT CLEANING WYNDHAM	885.00	EMEDS
	EP006855	KIMBERLEY WATER CARTING	HIRE WATER TRUCK CAVE SPRINGS ROAD RE-SHEETING	15,884.00	EMEDS
	EP006856	CREDIPAC AUSTRALIA	DEBT RECOVERY FEES	424.16	EMCCS
	EP006857	VOLANTE SYSTEMS PTY LTD	ISA SERVER SOFTWARE	32.95	EMCCS
	EP006858	BOAB CARPENTRY MAINTENANCE SERVICE	REPAIR PAINT GRAFFITTI DAMAGE & DOOR HINGE WYNDHAM OFFICE	869.00	EMEDS
	EP006859	EUROPCAR	VEHICLE HIRE ANNE DEVENISH	482.86	EMCCS
	EP006860	THE SHELL COMPANY OF AUSTRALIA LTD	OIL WYNDHAM AIRPORT POWERHOUSE	198.94	EMCCS
	EP006861	EAST KIMBERLEY HARDWARE	HARDWARE SUPPLIES	4,350.56	EMEDS
	EP006862	QANTEC MCWILLIAM PTY LTD	FINAL PAYMENT KUNUNURRA DRAINAGE MASTER PLAN	6,776.00	EMEDS
	EP006863	KIMBERLEY METAL RECYCLERS	LOADER & DOZER HIRE - NEW PITS & TYRE RECYCLING, DRUM MUSTER	15,808.45	EMEDS
	EP006864	KP PUMPS & IRRIGATION	RETICULATION SUPPLIES, PUMP REPAIRS, INSTALL DECODERS	5,428.50	EMEDS
	EP006865	OFFICE NATIONAL KUNUNURRA	FAX MACHINE, CABINET, STATIONERY & REFLEX PAPER	3,733.24	EMCCS
	EP006866	INSTITUTE PUBLIC WORKS ENGINEERING	PLANT & VEHICLE MANAGEMENT MANUAL	445.50	EMEDS
	EP006867	KIMBERLEY MINI DIGGER	MACHINERY HIRE REMOVE SAND FROM FLOODWAY	495.00	EMEDS
	EP006868	KINGS CROWN INSTRUMENTATION & ELECTRICAL	APPLIANCE TAGGING WYNDHAM CHILD CARE, RELOCATION EXIT LIGHT	520.01	EMEDS
	EP006869	THORLEY'S STORE	CUTTING KEYS	27.50	EMCCS
	EP006870	MASSEY, STEPHEN	SERVICE IVANHOE BUSHFIRE BRIGADE VEHICLE	801.20	EMEDS

	<b>EP006871</b>	NORTHERN AIRPORT SERVICES	KUNUNURRA AIRPORT LOCKUP	352.00	EMCCS
	<b>EP006872</b>	KUNUNURRA UNIT STATE EMERGENCY SERVICE	SUPPLY AND INSTALL AIRCONDITIONERS TO KUNUNURRA SES BUILDING	3,850.00	EMEDS
	<b>EP006873</b>	KIMBERLEY LINEMARKING	LINEMARKING SERVICES TOWNSITE & RURAL ROADS	21,209.93	CEO
	<b>EP006874</b>	DELRON CLEANING PTY LTD	CLEAN GYM FLOORS WYNDHAM & KUNUNURRA	5,709.00	EMCCS
	<b>EP006875</b>	FRONTIER POST & NEWS	POSTAGE & PAPERS WYNDHAM	65.90	EMCCS
	<b>EP006876</b>	BRANKO BP MOTORS	FUEL, HARDWARE SUPPLIES, VEHICLE & TYRE REPAIRS	2,134.41	EMEDS
	<b>EP006877</b>	EAST KIMBERLEY PLUMBING	PLUMBING REPAIRS WYNDHAM & KUNUNURRA	696.46	EMEDS
	<b>EP006878</b>	JSW HOLDINGS PTY LTD	ROADWORKS / MACHINERY HIRE (VARIOUS)	91,577.77	EMEDS
	<b>EP006879</b>	KUNUNURRA SECURITY SERVICE	SECURITY PATROLS & CALLOUT	1,492.92	EMEDS
	<b>EP006880</b>	KIMBERLEY STOCK-OLIVER	HARDWARE & RETICULATION SUPPLIES	1,713.43	EMEDS
	<b>EP006881</b>	ORD RIVER DISTRICT CO-OP	HELCOR PIPE CAVE SPRINGS ROAD	1,874.40	EMEDS
	<b>EP006882</b>	GUERINONI & SON	MACHINERY HIRE SWIM BEACH FORESHORE & LILY CREEK BOAT RAMP	6,695.48	EMEDS
	<b>EP006883</b>	TNT AUSTRALIA PTY LIMITED	FREIGHT	72.23	EMCCS
	<b>EP006884</b>	JORRITSMA H & CO	RETICULATION SUPPLIES & PUMP REPAIRS	396.19	EMEDS
	<b>EP006885</b>	TOP END MOTORS	VEHICLE SERVICING	1,777.77	EMEDS
	<b>EP006886</b>	KIMBERLEY MOTORS	FUEL & REGO CHECK LINE MARKER	1,902.67	EMEDS
	<b>EP006887</b>	VALUER GENERAL'S OFFICE	VALUATIONS	134.90	EMCCS
	<b>EP006888</b>	BLACKWOODS ATKINS PTY LTD	LAMP HOLDERS (AIRPORT)	13.20	EMCCS
	<b>EP006889</b>	WATTLEUP TRACTOR	MASSEY TRACTOR PARTS	54.25	EMCCS
	<b>EP006890</b>	WESTRAC EQUIPMENT PTY LTD	COOLANT FOR GRADER	85.22	EMEDS
	<b>EP006891</b>	WYNDHAM TOURIST INFORMATION CENTRE	TOURIST INFORMATION WYNDHAM	476.66	EMCCS
	<b>EP006892</b>	ALLIGATOR AIRWAYS PTY LTD	CHARTER FLIGHTS KUNUNURRA/OOMBULGU RRI RETURN	2,440.00	EMEDS
	<b>EP006893</b>	CARPET VINYL & TILE CENTRE	SUPPLY/INSTALL CARPET (LEISURE CENTRE)	10,356.50	EMCCS

	EP006894	WYNDHAM SUPERMARKET	DOG FOOD	19.35	EMEDS
	EP006895	ARGYLE ENGINEERING	REPAIR POOL CLEANER HOIST	74.34	EMCCS
	EP006896	THE MANGROVE HOTEL	ACCOMMODATION G GOULD	300.00	EMCCS
	EP006897	ALLGEAR MOTORCYCLE & SMALL ENGINE CENTRE	REPAIR RECOIL ON BILLYGOAT	50.25	EMEDS
	EP006898	THE KIMBERLEY ECHO	ADVERTISING TENDER, VACANT POSITION, COMMITTEES	1,488.60	EMEDS
	EP006899	AUSTRALIAN FUEL DISTRIBUTORS	FUEL	16,017.15	EMEDS
	EP006900	ARGYLE IRRIGATION PTY LTD	SILCOR GALVANISED PIPE OOMBULGURRI	1,161.60	EMEDS
	EP006901	TANAMI EARTHMOVING	ROADWORKS WEABER PLAINS ROAD	26,119.50	EMEDS
	EP006902	KIMBERLEY EXHAUST & SPRING CENTRE	EXHAUST REPAIR TRUCK (KUNUNURRA AIRPORT)	77.00	EMCCS
	EP006903	GULLIVERS TAVERN	CATERING	127.35	EMCCS
	EP006904	KUNUNURRA RURAL TRADERS	HARDWARE SUPPLIES	137.10	EMEDS
	EP006905	NEAT N TRIM UNIFORMS	UNIFORMS	1,699.00	EMCCS
	EP006906	ORD RIVER ELECTRICS	ELECTRICAL WORKS COMPLETED SES SHED	2,090.00	EMEDS
	EP006907	ORD RIVER CONTRACTING	ROADWORKS CAVE SPRINGS ROAD	79,649.55	CEO
	EP006908	FYSH GRADER HIRE	GRADER HIRE CAVE SPRINGS ROAD	15,125.00	EMEDS
	EP006909	LAKESIDE BLINDS & MACHINERY	TRENCHER HIRE AND BACKFILL (CELEBRITY TREE PARK)	346.50	EMEDS
	EP006910	FISCHER, CYNTHIA	CONTRACT CLEANING WYNDHAM TOILETS	1,825.00	EMEDS
	EP006911	KIMBERLEY COMMUNICATIONS	FIT NEW DOOR SENSOR (AUTO TOILET), INSTALL SPEAKERS (AIRPORT)	682.00	EMEDS
	EP006912	TOLL WEST	FREIGHT	1,196.30	EMCCS
	EP006913	LOCK, STOCK & FARRELL LOCKSMITH	RESTRICTED PADLOCKS AND KEYS	446.75	EMEDS
	EP006914	TRAVELWORLD KUNUNURRA	AIRTRAVEL - K WILLIAMS, G GOLDWORTHY, C SHERRIN	2,354.02	EMCCS
	EP006915	TUCKERBOX/RETRAVISION	CONSUMABLES, MOBILE PHONES, BATTERIES, URN, CUPS STEREO	2,548.89	EMCCS
	EP006916	BUSH CAMP SURPLUS STORES	UNIFORM SHORTS, BOOTS, ENGEL CORD	327.45	EMEDS
	EP006917	TROPICAL PEST CONTROL & HEALTH SERVICES	WEED CONTROL, MOSQUITO FOGGING AND TERMITE INSPECTIONS	2,583.02	EMEDS

	<b>EP006918</b>	VANDERFIELD MACHINERY PTY LTD	REPAIR SLASHER & GRADER, SPRAY & IGNITOR FITTINGS, LIGHTS	3,753.17	EMCCS
	<b>EP006919</b>	LANGFORD MACHINERY PTY LTD	SERVICE OF MASSEY TRACTOR	736.00	EMCCS
	<b>EP006920</b>	CABCHARGE	CABCHARGE VOUCHERS	18.10	EMEDS
	<b>EP006921</b>	STATE LIBRARY OF WESTERN AUSTRALIA	LOST/DAMAGED BOOKS (LIBRARY)	408.80	EMCCS
	<b>EP006922</b>	TOP END TILT TRAY HIRE	TRANSPORT ABANDONED VEHICLES AND TRACTOR/SLASHER	407.00	EMCCS
	<b>EP006923</b>	KUNUNURRA DIESEL SERVICES	VEHICLE SERVICING	1,080.20	EMEDS
	<b>EP006924</b>	LOCAL GOVERNMENT NETWORK	ADVERTISEMENT VACANT POSITION (EWIN CENTRE COORDINATOR)	82.50	EMCCS
	<b>EP006925</b>	KUNUNURRA NEWSAGENCY	NEWSPAPERS, BOOKS, DRYCLEANING AND CARDS	353.65	EMCCS
	<b>EP006926</b>	WA TELECENTRE KUNUNURRA	VIDEO CONFERENCE AND LAMINATING	259.00	CEO
	<b>EP006927</b>	CORPORATE EXPRESS	CHAIRMAT AND STATIONERY	2,072.19	EMCCS
	<b>EP006928</b>	AUTO PRO KUNUNURRA	CAR CLEANING WY101	78.15	EMEDS
	<b>EP006929</b>	BOSS FLUID POWER	TOILET TISSUE	511.44	EMEDS
	<b>EP006930</b>	TOP END MARINE	GLOBAL MAP 3300C COLOUR & I FINDER PRO	5,247.00	EMEDS
	<b>EP006931</b>	DRIVEWEST CAR RENTALS	CAR HIRE K MACDONALD	412.30	EMEDS
	<b>EP006932</b>	COATES HIRE OPERATIONS PTY LTD	HIRE OF CONCRETE SAW (WEABER PLAINS ROAD)	197.45	EMEDS
	<b>EP006933</b>	DAVEY TYRE AND BATTERY SERVICE	TWO NEW TYRES	657.02	EMEDS
	<b>EP006934</b>	SPORTSWORLD OF WA	LEISURE CENTRE ITEMS FOR SALE	556.55	EMCCS
	<b>EP006935</b>	AUST LOCAL GOVERNMENT JOB DIRECTORY	ADVERTISEMENT VACANT POSITION (ENVIRONMENTAL HEALTH OFFICER)	330.00	EMEDS
	<b>EP006936</b>	HOTEL GRAND CHANCELLOR, PERTH	ACCOMMODATION A DEVENISH	979.30	EMCCS
<b>15/07/05</b>	<b>EP006937</b>	SCOTT, MATTHEW	REIMBURSE CPA PROGRAM FEE	650.00	CEO
	<b>EP006938</b>	INTERNET TECHNOLOGY CORPORATION PTY LTD	ASUS LAPTOPS	11,206.30	EMCCS
	<b>EP006939</b>	ADAMS, CHRIS	REIMBURSE TRAVEL EXPENSES	2,600.00	EMCCS
<b>22/07/05</b>	<b>EP006940</b>	KIMBERLEY WASTE SERVICES	SKIP BIN EMPTIES (LEISURE CENTRE)	95.17	EMCCS
	<b>EP006941</b>	COUNCILLOR JULEE NELSON	I.T. ALLOWANCE 2005/06	1,000.00	EMCCS

	EP006942	COUNCILLOR JOHN BUCHANAN	I.T. ALLOWANCE 2005/06	1,000.00	EMCCS
	EP006943	KIMBERLEY INDUSTRIES METALAND	RHS STEEL AND STEEL FOR EHW TRAINING TRAILER	955.09	EMEDS
	EP006944	EAST KIMBERLEY HARDWARE	HARDWARE SUPPLIES	812.85	EMEDS
	EP006945	KP PUMPS & IRRIGATION	POOL SUPPLIES (LEISURE CENTRE)	59.48	EMCCS
	EP006946	OFFICE NATIONAL KUNUNURRA	FAX MACHINE, REPAIR COPIER, PHOTOCOPYING, PAPER, SERVICE COPIER	2,195.83	EMCCS
	EP006947	THORLEY'S STORE	INFLATING NEEDLES (WYNDHAM POOL)	8.90	EMCCS
	EP006948	COUNCILLOR JANE PARKER	I.T. ALLOWANCE 2005/06	1,000.00	EMCCS
	EP006949	ATO CHILD SUPPORT AGENCY	PAYROLL DEDUCTION	441.38	EMCCS
	EP006950	KING, MELANIE	REIMBURSE EXPENSES HOLIDAY PROGRAM	72.54	EMCCS
	EP006951	PRINT HOTLINE	LIBRARY BROCHURES	484.00	EMCCS
	EP006952	TRENGOVE, AMANDA	STUDY ASSISTANCE	600.00	EMCCS
	EP006953	GOLDSWORTHY FAMILY TRUST	PROVISION ENVIRONMENTAL HEALTH OFFICER	3,200.00	EMEDS
	EP006954	SHOWTIME MANAGEMENT PTY LTD	ABBASOLUTELY FABBAULOUS CONCERT PROCEEDS LESS EXPENSES	4,495.00	EMCCS
	EP006955	JSW HOLDINGS PTY LTD	PAVERS, MACHINERY HIRE AND MANUFACTURE CHANNEL STOPS	13,802.70	EMEDS
	EP006956	KUNUNURRA SECURITY SERVICE	SECURITY CALLOUT AND SECURITY GUARD KUNUNURRA AIRPORT	214.50	EMCCS
	EP006957	KIMBERLEY STOCK-OLIVER	GIFT VOUCHER	50.00	EMCCS
	EP006958	TNT AUSTRALIA PTY LIMITED	FREIGHT	117.46	EMCCS
	EP006959	AUSTRALIA POST ACCOUNTS RECEIVABLE TEAM	POSTAGE AND STATIONERY	1,335.99	EMCCS
	EP006960	SHELF SUPPLY	DOG FOOD	40.00	EMEDS
	EP006961	MINTERELLISON	LEGAL ADVICE CARAVAN PARK SALE WYNDHAM	1,824.79	EMCCS
	EP006962	WYNDHAM TOWN HOTEL	CATERING	397.50	EMCCS
	EP006963	THE EDUCATIONAL EXPERIENCE PTY LTD	TOYS VACATION CARE WYNDHAM CHILD CARE	75.29	EMCCS
	EP006964	WA LIBRARY SUPPLIES	CD POUCHES/PVC PLASTIC (LIBRARY)	252.94	EMCCS
	EP006965	WYNDHAM SUPERMARKET	PLASTIC PLATES & FOAM CUPS	8.55	EMCCS

	EP006966	THE KIMBERLEY ECHO	ADVERTISEMENT LEISURE CENTRE GYMNASIUM FEES	166.30	EMCCS
	EP006967	WESTERN AUSTRALIAN TREASURY CORPORATION	LOAN REPAYMENT	6,693.64	EMCCS
	EP006968	NEAT N TRIM UNIFORMS	UNIFORMS	334.00	EMCCS
	EP006969	WA LOCAL GOVERNMENT SUPERANNUATION PLAN	SUPERANNUATION CONTRIBUTIONS	26,856.06	EMCCS
	EP006970	L.G.R.C.E.U	PAYROLL DEDUCTIONS	28.60	EMCCS
	EP006971	AUSTRALIAN SERVICES UNION	PAYROLL DEDUCTIONS	262.80	EMCCS
	EP006972	COUNCILLOR KEITH WRIGHT	I.T. ALLOWANCE 2005/06	1,000.00	EMCCS
	EP006973	ATO CHILD SUPPORT AGENCY	PAYROLL DEDUCTION	300.59	EMCCS
	EP006974	TOLL WEST	FREIGHT	723.25	EMCCS
	EP006975	BEV OZANNE	AEROBIC CLASSES	450.00	EMCCS
	EP006976	FRANMOR CONSTRUCTIONS	REPAIR GATE (WYNDHAM LEISURE) & BRICK WORK (KUNUNURRA LEISURE)	442.75	EMCCS
	EP006977	VANDERFIELD MACHINERY PTY LTD	FLASHING LIGHT	90.55	EMEDS
	EP006978	BEAUREPAIRES (KUNUNURRA)	NEW BATTERY	135.00	EMEDS
	EP006979	KIMBERLEY MARKETING	FROZEN CATERING FOOD & PLASTIC PLATES (LEISURE CENTRE)	203.45	EMCCS
	EP006980	WYNDHAM TELECENTRE	ADVERTISEMENT VACANT POSITION (AIRPORT REPORTING OFFICER)	10.00	EMCCS
	EP006981	COUNCILLOR ROCH DEVENISH-MEARES	I.T. ALLOWANCE 2005/06	1,000.00	EMCCS
	EP006982	LENNYS LANDSCAPE	TREE LOPPING KURRAJONG AND MALLEE STREETS KUNUNURRA	3,421.00	EMEDS
	EP006983	IT VISION USER GROUP (INC)	ANNUAL MEMBERSHIP 2005/06	412.50	EMCCS
	EP006984	SYMARK PTY LTD	VIDEO CABLE	31.90	EMCCS
	EP006985	CJ ORD SUGAR PTY LTD	MOLASSES	1,064.80	EMEDS
	EP006986	COUNCILLOR WILLIAM BARNES	I.T. ALLOWANCE 2005/06	1,000.00	EMCCS
	EP006987	NORTHERN INFORMATION TECHNOLOGY SERVICES	RESOLVE EMAIL ISSUES, UPGRADE & MAINTENANCE WORKSTATIONS	2,706.00	EMCCS
	EP006988	SPORTSWORLD OF WA	GYM BALLS (LEISURE CENTRE)	202.40	EMCCS
	EP006989	BROADCAST AUSTRALIA PTY LTD	LICENCE ANALOGUE SERVICE FEES 2005/06	4,023.94	EMEDS
	EP006990	SHIRE OF MURRAY	PAYROLL DEDUCTION	56.00	EMCCS
29/07/05	EP006991	KIMBERLEY GROUP TRAINING	TRAINEE WAGES	430.24	EMCCS

	<b>EP006992</b>	KIMBERLEY INDUSTRIES METALAND	FABRICATE PONTOON SWIM BEACH	6,199.65	EMEDS
	<b>EP006993</b>	STUART CLEGG	BLEEDING SENTINEL CHICKENS	82.50	EMEDS
	<b>EP006994</b>	BOAB BOOKS	PUBLICATION (LIBRARY)	12.00	EMCCS
	<b>EP006995</b>	OFFICE NATIONAL KUNUNURRA	COLLINS ACCOUNT BOOK, COLOURED CARD/PAPER & T-SHIRT TRANSFERS	317.98	EMCCS
	<b>EP006996</b>	KUNUNURRA PANEL BEATING WORKS WA P/L	NEW WINDSCREEN	302.50	EMEDS
	<b>EP006997</b>	THORLEY'S STORE	FREIGHT WYNDHAM/KUNUNURRA	323.40	EMCCS
	<b>EP006998</b>	KING, MELANIE	REIMBURSE BUSINESS PHONE EXPENSES ON PRIVATE PHONE	30.67	EMCCS
	<b>EP006999</b>	GAULT, JOHN	REIMBURSE PARKING AND FUEL EXPENSES	33.10	CEO
	<b>EP007000</b>	PAVEMENT MAINTENANCE PROGRAMS	BITUMEN SEALING WORKS WEABER PLAINS ROAD	39,957.83	CEO
	<b>EP007001</b>	JSW HOLDINGS PTY LTD	ROAD WORKS CAVE SPRINGS RD, COOLIBAH DVE, WEABER PLAINS RD	36,398.55	EMEDS
	<b>EP007002</b>	KUNUNURRA SECURITY SERVICE	REPAIR ALARM SYSTEM (LEISURE CENTRE)	273.00	EMCCS
	<b>EP007003</b>	TNT AUSTRALIA PTY LIMITED	FREIGHT	144.77	EMCCS
	<b>EP007004</b>	PEERLESS JAL PTY LTD	TOILET ROLLS AND NIFTY NABBERS	469.30	EMEDS
	<b>EP007005</b>	SHIRE OF DERBY WEST KIMBERLEY	REIMBURSE ATTENDANCE FEES LGMA CONFERENCE	275.00	CEO
	<b>EP007006</b>	ARGYLE ENGINEERING	COMPLETION LILY CREEK BOAT RAMP & STAINLESS STEEL LONG DROP	5,798.10	EMEDS
	<b>EP007007</b>	NORSIGN P/L	ALI BRACKETS	237.60	EMEDS
	<b>EP007008</b>	THE KIMBERLEY ECHO	ADVERTISEMENT KIMBERLEY WRITERS FESTIVAL 2005	457.60	EMCCS
	<b>EP007009</b>	TANAMI EARTHMOVING	REPAIRS & UPGRADE WEABER PLAINS RD, WHIMBREL RD, BOAT RAMP	31,028.25	EMEDS
	<b>EP007010</b>	KUNUNURA RURAL TRADERS	HARDWARE SUPPLIES WYNDHAM	177.40	EMEDS
	<b>EP007011</b>	WHELANS	WYNDHAM CAR PARK SURVEY	1,375.00	EMEDS
	<b>EP007012</b>	JAB INDUSTRIES	SINGLE TIPPER HIRE CART SHALE WEABER PLAINS ROAD	3,498.00	EMEDS
	<b>EP007013</b>	KIMBERLEY COMMUNICATIONS	UHF RADIO AND ANTENNAS	409.20	EMEDS

	EP007014	KIMBERLEY STEEL	WORKSHOP SHED 23 BOOBIALLA WAY	3,223.00	EMEDS
	EP007015	BUSH CAMP SURPLUS STORES	UNIFORM PANTS AND SHORTS, ROPE, DISPOSABLE CAMERAS & GPS	678.30	EMEDS
	EP007016	TROPICAL PEST CONTROL & HEALTH SERVICES	MOSQUITO FOGGING	3,700.02	EMEDS
	EP007017	KIMBERLEY PROPERTY VALUERS	VALUATION LOT 318 LAINE JONES DRIVE	880.00	EMCCS
	EP007018	STATE LIBRARY OF WESTERN AUSTRALIA	LOST/DAMAGED BOOKS (LIBRARY)	345.40	EMCCS
	EP007019	LOCAL GOVERNMENT NETWORK	ADVERTISEMENT VACANT POSITION (MANAGER TECHNICAL SERVICES)	82.50	EMEDS
	EP007020	AUTO PRO KUNUNURRA	UHF RADIO & ANTENNA (OOMBURGURI)	334.00	EMEDS
	EP007021	WA LOCAL GOVERNMENT ASSOCIATION	RECRUITMENT SERVICES (CEO) & ADVERTISEMENT SALE OF PROPERTIES	14,701.64	CEO
	EP007022	NORTHERN INFORMATION TECHNOLOGY SERVICES	REBUILD KUNUNURRA LEISURE AND WYNDHAM WORKSTATIONS	132.00	EMCCS
	EP007023	BRIDGESTONE AUSTRALIA	TWO NEW TYRES TRUCK	514.76	EMEDS
	EP007024	BROADCAST AUSTRALIA PTY LTD	POWER RECOVERY GWNTV, SBS AND GWRN (WYNDHAM & KUNUNURRA)	644.91	EMEDS
				<b>TOTAL OF EFT PAYMENTS</b>	<b>906,033.16</b>
				<b>TOTAL PAYMENTS</b>	<b>1,078,576.36</b>

**DIRECT DEBITS - JULY 2005**

		20/33 KONKERBERRY DRIVE		975.00
		BANK FEES		3,832.01
		MOBIL OIL AUSTRALIA - WYNDHAM AIRPORT FUEL		7,310.16
		MERCHANT FEES		252.37
		SALARY AND WAGES		164,549.56
		VISA PAYMENT		561.26
		MESSAGES ON HOLD		507.00
				<b>177,987.36</b>

**OUTSTANDING INVOICES AS AT 31ST JULY 2005**

		<b>TOTAL OUTSTANDING</b>	-
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**CANCELLED CHEQUES**

<b>36460</b>		KUNUNURRA PANEL BEATING WORKS	CANCELLED CHEQUE. CHANGE IN PAYEE NAME. PAYMENT REISSUED.	302.50
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TOTAL CANCELLED CHEQUES	302.50
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## Sundry Debtors as at 31 July 2005

Sundry Debtor	Amounts Over 90 Days Outstanding	Balance @ 31 July 05	Debt Collection Status for Debts over 90 Days
BIRD HEATHER	2,003.09	2,003.09	Being paid through debt collector - Credipac.
ROBERT CARROLL	283.11	283.11	Debtor has made part payment. Officer to check why full payment not received & send Final Notice in February. Correspondence returned to sender. Officer sent to debt collector.
CGU INSURANCE	122.00	122.00	Debtor has advised payment will be made by 07/08/05.
GOLDEN EAGLE AVIATION	3,031.01	4,323.97	Officer sent follow up email requesting that payment of 3693.40 be paid prior to 15th July or legal action will be taken. Debtor has advised payment will be received by 08/07/05. Contact was then made by debtor on 14/07/05 stating that payment was processed and will be received shortly.
KIMBERLEY WASTE SERVICES	4,580.00	20,430.00	Debtor has advised payment will be made shortly.
MUNICIPAL WORKCARE SCHEME	14,582.52	2,212.58	Payroll officer has spoken to debtor. Misunderstanding has been explained and debtor has advised they will pay. Officer has spoken to debtor in July and will recontact.
OASIS AIR	1,011.25	1,167.79	Officer to contact and check why there is still an outstanding amount not paid.
SOSBY JOHN	130.00	130.00	Intention to Summons has been issued - Legal action to be followed up in January
STARS AT LEISURE	1,853.44	1,853.44	With debt collector.
TATCHELL MARTIN	216.15	216.16	Notice of intent to summons sent out. Returned to sender. Issue summons.
WESTERN POWER	1,353.00	3,275.00	Western Power have contacted us for direct payment details and will forward payment asap.
WYNDHAM COMMUNITY CLUB	7,763.12	7,763.12	Payment plan hasn't been initiated - Officer to proceed as per Debt Collection Policy.
WYNDHAM PORT CROCS	580.00	580.00	Debtor has advised officer that payment will be made within one week.
	37,508.69	44,360.26	

### 12.2.3 Lot 468 Arthur Road, Wyndham

(Minute No 7227)

<b>DATE:</b>	16/08/2005
<b>PROPONENT:</b>	Ben and Adele Horn
<b>LOCATION:</b>	Lot 468 Arthur Road, Wyndham
<b>ATLAS REFERENCE:</b>	Map 33, F2
<b>AUTHOR:</b>	Matthew Scott, Executive Manager Corporate and Community Services
<b>REPORTING OFFICER:</b>	Matthew Scott, Executive Manager Corporate and Community Services
<b>FILE NO:</b>	60.14.01
<b>ASSESSMENT NO:</b>	80

#### **PURPOSE**

For Council to consider disposing of a vacant house on Arthur Road near the Wyndham Airport

#### **BACKGROUND**

On the 23 June 2005, Council received a letter from Ben & Adele Horn (attached), requesting that Council consider disposing of the vacant house on Arthur Road near the Wyndham Airport/Work Camp. The house in question is owned by the Shire, however has been vacant and not maintained for a number of years. The house also contains a large amount of asbestos, like many houses in Wyndham of that era.

The Shire has no plan to utilise this house and anecdotal evidence suggests that to upgrade the house to a liveable standard would be extremely expensive, given the need to remove and dispose of the asbestos.

#### **STATUTORY IMPLICATIONS**

##### LOCAL GOVERNMENT ACT 1995

##### Disposing of property

##### 3.58 . Disposing of property

- (1) In this section —  
“dispose” includes to sell, lease, or otherwise dispose of, whether absolutely or not;  
“property” includes the whole or any part of the interest of a local government in property, but does not include money.
- (2) Except as stated in this section, a local government can only dispose of property to —
  - (a) the highest bidder at public auction; or
  - (b) the person who at public tender called by the local government makes what is, in the opinion of the local government, the most acceptable tender, whether or not it is the highest tender.
- (3) A local government can dispose of property other than under subsection (2) if, before agreeing to dispose of the property —
  - (a) it gives Statewide public notice of the proposed disposition —
    - (i) describing the property concerned;
    - (ii) giving details of the proposed disposition; and

- (iii) inviting submissions to be made to the local government before a date to be specified in the notice, being a date not less than 2 weeks after the notice is first given;  
and
  - (b) it considers any submissions made to it before the date specified in the notice and, if its decision is made by the council or a committee, the decision and the reasons for it are recorded in the minutes of the meeting at which the decision was made.
- (4) The details of a proposed disposition that are required by subsection (3)(a)(ii) include —
- (a) the names of all other parties concerned;
  - (b) the consideration to be received by the local government for the disposition;  
and
  - (c) the market value of the disposition as ascertained by a valuation carried out not more than 6 months

### **POLICY IMPLICATIONS**

The Council has no policies on the disposal of assets, as this is governed under the Local Government Act 2005.

### **FINANCIAL IMPLICATIONS**

Though owned by the Shire, the house has no value to the Shire. As previously stated the house is not maintained nor are there plans to utilise the house in the future. Given the interest in the structure, Council may want to consider selling it, therefore removing a potential liability of having to demolish or remove the house in the future.

### **STRATEGIC IMPLICATIONS**

This item does not impact of the Shire's Strategic Plan

### **COMMUNITY CONSULTATION**

Nil

### **COMMENT**

Given that the house in question has little or no value to Shire, Council should take this opportunity to dispose of this structure, before it is required to be demolished or collapses.

As Council is aware, to dispose of Local Government property, Council has three methods at its disposal, being public auction, public tender or by public notice. Previously, Council has generally utilised the public notice method, as many proponents make a proposal for a particular property for a specific purpose, and the Council generally does not receive any submissions either objecting or making a counter offer, from the general public. Given that Mr & Mrs Horn see potential in the building, but have not indicated a financial offer, it may be in Council's best interest to dispose of the property by way of tender. This will allow other potential interested parties to put an offer on the building. Recently, this method was utilised to dispose of a building and shed on Riverfig Avenue, which Council had estimated would cost \$10,000 to remove/relocate.

## **ATTACHMENTS**

Letter from Ben & Adele Horn, 22 June 2005.

## **VOTING REQUIREMENT**

Simple majority

## **RECOMMENDATION**

That Council call for tenders as per section 3.58 (2)(b) for the vacant house Lot 468 Arthur Street, Wyndham.

## ***MINUTE NO 7227***

***Moved Cr K Wright******J Buchanan***

***That Council call for tenders as per section 3.58 (2) (b) for the vacant house Lot 468 Arthur Street, Wyndham.***

***CARRIED UNANIMOUSLY (8-0)***

22<sup>nd</sup> June 2005

Doc No.	050528
Date	23 JUN 2005
Officer	Xmcs
Response	AR
File	

Ben & Adele Horn  
PO Box 207  
Wyndham WA 6740  
91 611201  
0407 984 351

SWEK  
PO Box 64  
Kununurra WA 6743

Dear Councilors

We are writing in regards to the high set house on Arthur Street near the Work Camp.

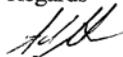
We are aware that there are asbestos issues with the house and the shire has considered the removal of the building.

We can see the potential to remove the asbestos and relocate the house to a parcel of land in Wyndham or purchase the existing block. We would like to renovate the house and move into it.

Ben has had a brief discussion with Chris Adams who has advised us to submit this proposal.

Please advise us whether you are interested in the disposal of this premise.

Regards



Ben & Adele Horn

**MINUTE NO 7228**

**Moved Cr B Barnes/J Nelson**

**That Council return to item 12.1.8**

**CARRIED UNANIMOUSLY (8-0)**

**12.1.8 Lily Creek Mooring Control Zone Policy (Minute No 7228, 7229, 7230)**

<b>DATE:</b>	16/08/2005
<b>PROPONENT:</b>	SWEK
<b>LOCATION:</b>	Lily Creek Lagoon
<b>ATLAS REFERENCE:</b>	N/A
<b>AUTHOR:</b>	Keith Williams, Town Planner
<b>REPORTING OFFICER:</b>	Steven Chadwick, Executive Manager Engineering Development Services
<b>FILE NO:</b>	60.14.04
<b>ASSESSMENT NO:</b>	N/A

**PURPOSE**

For Council to consider requesting the DPI to gazette a mooring control zone over Lily Creek Lagoon, and to adopt a Mooring Control Policy for Lily Creek Lagoon.

**BACKGROUND**

KRA 1 - Strategy 7 of Council's 2004 Strategic Plan requires the Planning Officer to:

*Work with relevant agencies to gazette Lily Creek as a Mooring Control Zone*

Councils Town Planner has been in discussions with the Department for Planning and Infrastructure. These discussions have determined that the best practice for the establishment of a mooring control zone is to gazette the mooring control zone, and to adopt a policy to give guidance regarding mooring within the gazetted area. This will provide clear direction for any applicant seeking a mooring.

A draft Mooring Control Zone gazettal map is attached. This map will form the basis of the gazettal area. A draft Policy is also attached. This policy contains provisions relating to the mooring of all vessels within the Lily Creek Mooring Control Zone, as well as a policy map relating specifically to the policy.

Gazettal of a Mooring Control Zone provides statutory authorisation for control of moorings, and the policy will provide the development controls and assessment process for consideration of moorings by Council.

The proposed Gazettal and Policy were advertised for 21 Days for public comment. Advertising closed on 17 December 2004. Two submissions were received during advertising. A schedule of submissions is attached summarising the issues raised by each of the submissions.

Issues identified in the submissions have been incorporated into the policy in accordance with the recommendations in the Schedule of submissions.

### **FINANCIAL IMPLICATIONS**

NA

### **PLANNING ASSESSMENT**

Council considered the Draft Policy in January, and deferred consideration until clarification could be obtained regarding existing controls. Council officers have had further discussions regarding existing controls with the DPI.

Advice from the DPI Transport section confirms that no controls are in place for moorings within Lily Creek:

- No controls are in place for mooring
- Specifications for moorings design or construction exist, however, are not statutory requirements, and are not enforceable unless an area is gazetted.
- Moorings, and vessels, can be placed anywhere within Lily Creek Lagoon, subject to not being a hazard to any navigation channels or other craft

Gazettal of the Lily Creek Mooring Control Zone will empower Council to control moorings within Lily Creek Lagoon and speed limits within this area. The Lily Creek Mooring Control Policy will provide guidance to Council and the public regarding preferred locations for moorings, as well as implement a process for the assessment and approval of moorings.

As this issue is listed in Councils Strategic Plan, Shire Officers are co-ordinating the process, and have prepared the development Control Policy. The gazettal will be undertaken by DPI.

The policy has been revised in accordance with the comments received during advertising as per the recommendations included in the Schedule of Submissions attached.

As no controls are in place and Lily Creek is likely to experience increasing pressure from demand for moorings for vessels, it is recommended that the DPI be requested to Gazette Lily Creek in accordance with the Gazettal Plan, and that Council adopt the policy when Gazettal occurs.

Whilst it is true that DPI's enthusiasm for Council to assume controls is a case of the State pushing more responsibility onto Council, the converse is true, and Councils Planner considers that this is an opportunity to implement some controls to the satisfaction of Council, rather than have controls imposed that Council may not consider appropriate.

This will provide guidance to members of the community intending to moor within Lily Creel Lagoon, and will also provide a process for ensuring that moorings are located so as not to impact on the lagoon and other users.

Should Council resolve to implement the Mooring Control zone, it is appropriate to consider a fee for assessment and determination of moorings, to ensure costs of assessment are recovered. An assessment fee of \$500 would be appropriate. No annual license would be applicable unless Council considers this necessary.

### **ATTACHMENTS**

Policy

Mooring Control Policy Map (will be available at the meeting)

### **VOTING REQUIREMENT**

Simple Majority.

### **RECOMMENDATION**

That Council

- 1 Request the Department for Planning and Infrastructure to Gazette Lily Creek as a Mooring Control Zone in accordance with the Mooring Control Zone plan.
- 2 Adopt the Lily Creek Mooring Control Zone Policy upon Gazettal of Lily Creek as a Mooring Control Zone by Department for Planning and Infrastructure.
- 3 Adopt an application fee of \$500 for assessment and approval of moorings within the Lily Creek Mooring Control zone in the 2005/2006 Budget process.

***Moved Cr J Nelson/***

***That Council***

1. ***Request the Department for Planning and Infrastructure to Gazette Lily Creek as a Mooring Control Zone in accordance with the Mooring Control Zone plan.***
2. ***Advise the Department of Planning and infrastructure that it does not consider that Council is an appropriate regulatory agency to administer a mooring control zone , and that the department of planning and infrastructure is better resourced and a more appropriate regulatory body for the implementation of mooring controls within lily creek lagoon***

**LAPSED**

***Moved Cr K Wright/***

***That Council defer this item***

**MOTION WITHDRAWN**

**MINUTE NO 7229**

**Moved Cr K Wright/B Barnes**

**That Council not adopt the mooring control zone for the Lily Creek area and advise appropriate departments of this decision.**

**CARRIED (5-4)**

**Cr M Pucci used her casting vote to vote in favour of the motion**

**Cr K Wright requested that the votes be recorded**

<b>For</b>	<b>Against</b>
<b>Cr K Wright</b>	<b>Cr M Pucci</b>
<b>Cr B Barnes</b>	<b>Cr G Hamilton</b>
<b>Cr J Parker</b>	<b>Cr J Nelson</b>
<b>Cr M Middap</b>	<b>Cr J Buchanan</b>

**MINUTE NO 7230**

**Moved Cr J Parker/J Nelson**

**That Council move on to item 12.2.4**

**CARRIED UNANIMIOUSLY(8-0)**

POLICY NO:	DC26
DIVISION:	Development Control
SUBJECT:	Lily Creek Lagoon Mooring Control
REPORTING OFFICER:	Executive Manager Engineering and Development Services
ENABLING LEGISLATION:	

**OBJECTIVE:**

To provide controls over the mooring of all craft within the Lily Creek Lagoon.

**APPLICATION:**

This policy is applicable to the Mooring Control Zone as gazetted, and as defined on the policy map.

**POLICY:**

MOORING LOCATIONS / AREA

- Mooring shall be prohibited within the area bordered red on the Lily Creek Lagoon Mooring Control Zone policy map.
- No Mooring shall be permitted within 100 metres of any shoreline.
- Councils preferred mooring area is defined by the area bordered green on the Lily Creek Lagoon Mooring Control Zone policy map. All moorings shall be located in this area.

MOORING CONSTRUCTION

All moorings shall be constructed to comply with the requirements of the Department for Planning and Infrastructure, and any other statutory requirements. Moorings not compliant with these requirements will not be approved.

APPLICATION FOR CONSENT FOR A MOORING

No mooring is permitted within the Lily Creek Mooring Control Zone, as defined by the policy map, without the written approval of the Shire of Wyndham East Kimberley.

The following information is required as part of any application for a mooring within Lily Creek prior to Council assessment of a mooring:

- A signed Application for Planning Approval in accordance with Town Planning Scheme No 7 - Kununurra and Environs;
- Any fees applicable;

- A plan delineating the location of the proposed mooring (GPS Coordinates preferred), the location of adjacent moorings, and the 'swing' of the vessel from the mooring;
- Details of the design and construction of the proposed mooring;
- Confirmation from the Department for Planning and Infrastructure that the proposed mooring meets their requirements;
- Details of the vessel, such as width and length;
- Details of all access and servicing requirements of any vessel/s intended to be moored at the proposed mooring.

Any application for a mooring shall be assessed and determined by Council, and may be approved, with or without conditions, or refused.

#### MATTERS TO BE CONSIDERED BY COUNCIL WHEN ASSESSING MOORINGS:

The following issues will be considered by Council when assessing all applications for a mooring within Lily Creek Lagoon:

- Compliance with the provisions of this policy;
- Accuracy of details provided - specifically location of mooring;
- Location of existing moorings;
- Impact on navigation and access of all craft

#### EXISTING MOORINGS:

Any existing moorings located within the Lily Creek Mooring Control Zone shall be considered as approved by the Shire of Wyndham East Kimberley, however, details of the existing mooring, including position and vessel details, must be registered with the Shire of Wyndham East Kimberley to be considered to comply with this policy provision.

#### NAVIGATION AND ACCESS:

All navigation and access to, from and through Lily Creek Lagoon is subject to appropriate legislation and regulations. Nothing in this policy shall be deemed to allow access in contravention to any legislation, regulation or policy of any statutory authority.

ADOPTED:  
REVIEWED:  
AMENDED:

## 12.2.4 Seasonal Oval Hire Fees Policy

(Minute No 7231)

<b>DATE:</b>	16 August 2005
<b>PROPONENT:</b>	Shire of Wyndham East Kimberley
<b>LOCATION:</b>	N/A
<b>ATLAS REFERENCE:</b>	N/A
<b>AUTHOR:</b>	Melanie King, Coordinator Recreation Services
<b>REPORTING OFFICER:</b>	Matthew Scott, Executive Manager Engineering and Development Services
<b>FILE NO:</b>	60.12.01
<b>ASSESSMENT NO:</b>	N/A

### **PURPOSE**

For Council to adopt proposed Policy R4 – Seasonal Oval Hire Fees.

### **BACKGROUND**

In the past, Shire seasonal oval hire fees have been determined on an ad hoc basis with no apparent method involved in the calculation of hire amounts. There is an identified need for Council to implement a charging system that ensures the fees and charges for ovals are equitable between users and based on a clear system of objectives and principles.

Currently Council only recoups around 3% of the overall maintenance costs of the three ovals within the Shire, well below the industry standard of 15%. The introduction of clear and equitable user pays system for oval use would assist in increasing the total percentage cost recouped by the Shire over a period of time and decrease ratepayer subsidy of these facilities.

At its April Meeting, Council considered a proposed Seasonal Oval Hire Fee Policy and resolved to seek feedback from sporting groups regarding this policy (Minute Number 7111).

Comment was sought by individually contacting groups who currently use ovals within the Shire. Only two feedback forms were received regarding the proposed fee structure. Of the two forms received, one provided feedback on the current fee structure and the other agreed in part with the proposed fee structure.

Concerns that were raised were in relation to the formula based structure and the way in which it would be implemented by the Shire. If Council adopts the proposed Policy, there will be clear and definitive formula given to each sport based on the average number of players in a team for each sport, number of times the oval is used per week and number of weeks that sporting competition runs for. These factors will need to be identified by each particular sport when making their oval booking for the season and the Shire will calculate the fee by putting these factors into the given formula.

### **STATUTORY IMPLICATIONS**

Nil

## **POLICY IMPLICATIONS**

Policy R2 – Council Facilities states that *Fees and Charges shall be in accordance with schedule of fees as adopted by the Council.*

## **FINANCIAL IMPLICATIONS**

In 04/05 Council budgeted \$89,000 on oval maintenance for the three ovals within the Shire. The actual cost for maintaining the three ovals was \$122,334. As a result of the current fees and charges system, Council recouped only \$3,518 (or 3%) of the total cost of maintaining all three ovals within the Shire.

Industry standard for open space recreation facilities suggests that we should be aiming to recoup around 15% of the total maintenance and operating costs. For Council to do this, an increase in the current income received from fees would need to be achieved. Currently the seasonal oval hire fee structure is not based on a clear set of charging principles so when a user group queries why they are being charged a particular fee in comparison to another group, there is no rationalisation which Council can give them.

The proposed fee structure takes into consideration the following variables when determining the fee to be charged for a given sport:

- The length of the booking;
- The number of players/participants; and
- The number of sessions per week oval is required for.

Taking these considerations into account when determining seasonal oval charges will ensure that fees are determined on an equitable basis between all sports.

An example is provided below demonstrating how the proposed new seasonal fee structure would increase the income amount for oval hire for a single competition:

Currently the East Kimberley Football Competition pays \$2,900 for the combined use of all three oval facilities within the Shire. The Association pays a set seasonal charge plus the four Shire based clubs within the competition each pay the same seasonal charge.

When considering the amount on an individual player basis, it costs a player around \$0.60 each time they use the oval (one game and two training sessions per week). With the new fee structure – in 2005/06 the cost per player each time they use the oval would be around \$1.00. In comparison with other Shire Recreation facilities, this cost is quite low. When using the squash courts for example, the squash club pays \$90 per night for their season competitions. When this cost is looked at on an individual player basis, it costs each player around \$3.00 each time they use the courts.

With the new policy, the cost of oval hire for the same football competition would be calculated as follows:

No of Shire based teams in competition (4)

X

No of players in standard team (22)  
 X  
 No of weeks required (22)  
 X  
 No of sessions per week (including training and games) (10)  
 X  
 \$0.25  
 =  
 \$4,840.00

The proposed Policy recommends a progressive increase in fees and using the above football competition as an example, would see the following increase in return over the next five years as follows:

05/06 - \$4,840.00  
 06/07 - \$5,808.00  
 07/08 - \$6,776.00  
 08/09 - \$7,744.00  
 09/10 - \$8,712.00

When looking at a sporting activity which does not have as many participants and does not require as many sessions on the oval, the seasonal oval hire fees are less. For example, the current softball competition using the Kununurra Town Oval would pay the following:

No of Shire based teams in competition (3)  
 X  
 No of players in standard team (10)  
 X  
 No of weeks required (20)  
 X  
 No of sessions per week (including training and games) (4)  
 X  
 \$0.25  
 =  
 \$600.00

Under the current fees and charges for oval use the total income received from the above Softball Competition is \$720.00 (\$180.00 per team plus \$180.00 for the association). There is no justification as to why Softball is charged this amount as opposed to Football being charged \$580.00. With the proposed structure, the amount that each sport is being charged directly relates to the number of participants, length of season and number of sessions on the oval.

It should also be noted that currently the Shire invoices individual teams/clubs within a sporting association separately. This creates extra work for not only the person responsible for administering the booking system but also for the finance officer responsible for invoicing and following up payments. With the new seasonal oval hire charge system, the sporting association would be responsible for coordinating the oval bookings for each team/club in that competition and then be required to make one overall booking with the Shire for which the sporting association would be invoiced. The new method would ensure a minimum amount of officer time is spent on administration of oval hire bookings.

Lights for night usage will be charged additionally as per the current Schedule of Fees and Charges adopted by Council.

## **STRATEGIC IMPLICATIONS**

The following Strategy within the Shire Strategic Plan relates directly to this issue:

### **Goal 1 – Recreation and Leisure**

*Strategy 4 - Reduce ratepayer subsidy of Shire Recreational Facilities by 10%.*

## **COMMUNITY CONSULTATION**

Each user group of Shire Ovals was contacted individually via letter which contained a copy of the proposed policy and feedback form. Letters were posted in mid April and feedback was due by 27<sup>th</sup> May. This ensured that clubs had at least one meeting over the six week feedback period to obtain feedback from committee and members and respond to the Shire by the due date.

## **COMMENT**

Only two feedback forms were received regarding the proposed fee structure. Of the two forms received, one provided feedback on the current fee structure and the other agreed in part with the proposed fee structure.

Concerns that were raised were in relation to the formula based structure and the way in which it would be implemented by the Shire. If Council adopts the proposed Policy, there will be clear and definitive formula given to each sport based on the average number of players in a team for each sport, number of times the oval is used per week and number of weeks that sporting competition runs for. These factors will need to be identified by each particular sport when making their oval booking for the season and the Shire will calculate the fee by putting these factors into the given formula.

The question was also raised as to the frequency of invoicing by the Shire under the new fee structure. The Seasonal Use Hire Fee will be invoiced at the beginning of the season for that particular sport after a booking has been made and confirmed as is done with the current seasonal hire fee. Additional lights charges will continue to be invoiced on a monthly basis.

Whilst the example in the Financial Implications section of this report shows a considerable increase in hire fees for that particular competition, other user groups may not experience such. For example a social touch football competition which has two teams competing once a week for a 12 week competition will only be required to pay \$60 for their competition whilst a similar competition run over the same period of time with 6 teams would be required to pay \$180 for the season.

Under the proposed fee structure, sports who have higher numbers of participants who are using the oval more than once a week are going to be paying considerably more to use the same section of oval as sports with smaller teams playing on a less regular basis. One would assume that high participation rate sports would have a greater capacity to generate income through their own weekly or seasonal fees to assist in covering facility use charges than would social or low participation sports.

**ATTACHMENTS**

Proposed Seasonal Oval Hire Fees Policy.

**VOTING REQUIREMENT**

Simple Majority

**RECOMMENDATION**

That Council adopt Policy R4 - Seasonal Oval Hire Fees.

***MINUTE NO 7231***

***Moved Cr K Wright/J Buchanan***

***That Council adopt Policy R4 - Seasonal Oval Hire Fees.***

***CARRIED UNANIMOUSLY (8-0)***

***Council formally commended Melanie King on the proposed policy***

<b>POLICY No:</b>	<b>R4</b>
<b>DIVISION:</b>	<b>Recreation</b>
<b>SUBJECT:</b>	<b>Seasonal Oval Hire Fees</b>
<b>REPORTING OFFICER:</b>	<b>Executive Manager Corporate and Community Services</b>
<b>ENABLING LEGISLATION:</b>	<b>Local Government Act</b>

**OBJECTIVE:**

To outline the principles and process used for determining Seasonal Fees and Charges for Ovals within the Shire.

**POLICY:**

The Shire of Wyndham East Kimberley will implement a charging system that ensures the fees and charges for oval use are equitable between users and based on a clear system of objectives and principles. Amounts will be set in accordance with the schedule of Fees and Charges adopted by Council on an annual basis.

**Charging Principles**

In order to ensure equitability in charging throughout the Shire, the fee is charged with the following principles:

- Users should contribute something towards the operating and maintenance cost of the recreational facilities they are using so that ratepayers do not bear the total cost;
- Fee concessions will be provided for promotion of the following:
  - Junior sports (50% discount);
  - Newly formed sports groups (25% discount);
- A percentage of the total cost of operating and maintenance expenditure should be recouped;
- The charging system should encourage optimal use of facilities/grounds; and,
- That charges relate directly to usage.

**Charging System**

The system for oval hire fees is based on:

- The length of the booking;
- The number of players/participants;
- The number of sessions per week oval is required for;
- The cost of providing the facility/service.

The following formula is used to calculate the seasonal oval hire fee for use of half an oval within the Shire of Wyndham East Kimberley:

No of Teams

**X**

No of players/participants in standard team

**X**

No of weeks required

**X**

No of sessions per week including training and games

**X**

Individual Usage Fee

**X**

Applicable Discount

Individual Usage Fee is the fee determined by Council which is charged for every player/participant that uses the oval on every session. In order for Council to work towards an increased cost recovery on its ovals within five years, and provided that the operation and maintenance costs of the ovals remain relative, the Individual Usage Fee within the formula will increase as follows:

2005/06 - \$0.25

2006/07 - \$0.30

2007/08 - \$0.35

2008/09 – \$0.40

2009/10 - \$0.45

Applications for use of Shire facilities must be made seasonally on the appropriate booking forms available from Council. Seasonal allocation entitles teams of the approved club or association to the number of sessions per week as stated on their booking form (training or competition) for the period of their booking season only. Bookings outside the normal “season” will be charged at a casual use rate, unless another seasonal booking is made.

Seasonal allocation entitles teams of the approved club or association to use of half of the Kununurra Town Oval, Kununurra Agricultural Oval or the Wyndham Town Oval for training (unless otherwise booked) and full oval usage for games. Appropriate booking applications must be completed for all oval usage.

Light fees for night usage will be charged in addition as per the Shire Schedule of Fees and Charges adopted by Council.

**ADOPTED:**

**REVIEWED:**

**AMEMDED:**

## 12.2.5 Wyndham Pool Kiosk

(Minute No 7232)

<b>DATE:</b>	16 August 2005
<b>PROponent:</b>	Lindy Lavers
<b>LOCATION:</b>	Wyndham Swimming Pool
<b>ATLAS REFERENCE:</b>	Map 60 E1
<b>AUTHOR:</b>	Melanie King, Coordinator Recreation Services
<b>REPORTING OFFICER:</b>	Matthew Scott, Executive Manager Corporate and Community Services
<b>FILE NO:</b>	30.14.28
<b>ASSESSMENT NO:</b>	5000

### PURPOSE

For Council to adopt the proposed User Agreement with proponent to operate a kiosk at the Wyndham Swimming Pool.

### BACKGROUND

At its meeting on 15 March 2005, Council resolved to advertise for expressions of interest in a lease for the operation of a kiosk at the Wyndham Pool. (Minute Number 7075).

After advertising, one submission of interest was received from proponent, Lindy Lavers.

It is proposed that the following service will be provided by the proponent during the operation of a kiosk from the existing office at the Wyndham Pool:

- Serve basic lines of hot and cold drinks, snacks, ice creams and lollies during normal operational hours of the pool. No bubble gum will be sold;
- Where practicable, all items for sale would be pre packaged;
- Offer sausage sizzles and basic catering needs at pool functions;
- Refrigerator, freezer and heating appliances would be provided by proponent; and,
- Proponent would work with Pool Manager to ensure that kiosk and pool surrounds were kept tidy of rubbish.

The following offer has been made by the proponent to operate the kiosk:

- Proponent would take pool entry fees, answer phone and periodically check ladies change rooms on behalf of the Shire;
- Keep the office area in a clean and tidy condition;
- Deal with poolside enquiries on behalf of Shire;
- Attain First Aid, Pool Lifeguard and Pool Operator qualifications over the next two years; and,
- Pay an annual user fee of \$500.00.

Currently there is no kiosk operating from the Wyndham Swimming Pool. Currently patrons go in and out of the pool grounds to purchase food and drinks from the shops in Wyndham, returning to the pool after they have made their purchases. It has been suggested that by utilising some of the current office space to run a small kiosk, would be an opportunity to provide some healthy eating alternatives to children and encourage them to stay at the pool longer rather than walking to the shops where they can become distracted with other activities.

### **STATUTORY IMPLICATIONS**

Local Law - Health (Food Hygiene) Regulations 1993.

### **POLICY IMPLICATIONS**

Nil.

### **FINANCIAL IMPLICATIONS**

There is currently no budget for income from a lease or user agreement for a kiosk at the Wyndham Pool. The \$500.00 lease fee would contribute towards the electricity cost at the Pool which would not increase significantly with the introduction of a kiosk. The annual fee can be reviewed as a part of a scheduled review process of the User Agreement.

As the kiosk area is a shared space with the Pool Office, it has been suggested by the Officer for the Shire to enter into a user agreement rather than a commercial lease. Commercial lease fees would not be appropriate in this instance as the kiosk space is not being used exclusively by the proponent.

The proponent will be responsible for completing appropriate paperwork and \$200.00 annual fee to register as a Dining Room under the Local Law within the Shire of Wyndham East Kimberley.

All takings from food sold at the kiosk will be retained by the proponent.

### **STRATEGIC IMPLICATIONS**

Whilst there is no specific Strategy relating to this issue within the 2005 -2008 Shire of Wyndham East Kimberley Strategic Plan, the following goal is relevant:

#### **Goal 2 – Youth and Family**

*That the residents of the Shire have access to appropriate youth and community services and facilities.*

### **COMMUNITY CONSULTATION**

An advertisement was placed in the Kimberley Echo and the Wyndham Bastion asking for submissions of interest in operating a kiosk at the Wyndham Pool.

## **COMMENT**

It is the Officer's opinion that the operation of a kiosk from the Wyndham Pool would benefit the patrons and provide them with a more enjoyable facility to visit and could further increase the number of patrons utilising the pool.

## **ATTACHMENTS**

Nil.

## **VOTING REQUIREMENT**

Absolute Majority.

## **RECOMMENDATION**

That Council gives delegated authority to the Chief Executive Officer to enter into a user agreement with Mrs Lindy Lavers to lease the Kiosk at the Wyndham Swimming Pool for \$500.00 per annum for \_\_\_\_ years.

## ***MINUTE NO 7232***

***Moved Cr M Middap/J Nelson***

***That Council gives delegated authority to the Chief Executive Officer to enter into a user agreement with Mrs Lindy Lavers to lease the Kiosk at the Wyndham Swimming Pool for \$500.00 per annum for 5 years.***

***CARRIED BY ABSOLUTE MAJORITY (8-0)***

## 12.2.6 Proposed use of grassed area at Front of Kununurra Leisure Centre (Minute No 7233)

<b>DATE:</b>	16/08/2005
<b>PROPONENT:</b>	Kununurra Cruises
<b>LOCATION:</b>	Leisure Centre
<b>ATLAS REFERENCE:</b>	Map 51 M5
<b>AUTHOR:</b>	Melanie King, Recreation Services Coordinator
<b>REPORTING OFFICER:</b>	Matthew Scott, Acting CEO
<b>FILE NO:</b>	01.4998.10
<b>ASSESSMENT NO:</b>	N/A

### **PURPOSE**

For Council to consider a proposal by Kununurra Cruises – The BBQ Boat to use the grassed area in front of the Kununurra Leisure Centre as an Al Fresco dining area.

### **BACKGROUND**

Council deferred, at its Ordinary Meeting on the 17 May 2005, an item relating to the Kiosk at the Kununurra Leisure Centre (Minute No. 7161, 7160). The item was consequently presented to Council at its Ordinary Meeting on 21 June 2005 and the officer's recommendation was voted against (Minute No. 7188).

The proponent then wrote to the Shire requesting that the item be presented to Council again at the July Ordinary Meeting. The proponent approached some Council members to discuss their reasons for not allowing the proposed use of the grassed area at the Kununurra Leisure Centre; it was suggested by those Councillors to resubmit the item for consideration because some of their reasons had been addressed.

At its Ordinary Meeting on 19 July 2005, Council again deferred the item (Minute No. 7212) pending clarification on how many tables are proposed to be utilised within the Al Fresco dining area. This clarification has been sought and the item is once again presented to Council for their consideration.

Currently, Kununurra Cruises – The BBQ Boat hold a three year lease for what is known as the Kiosk at the Kununurra Leisure Centre. (See attachment for existing lease area). The proponents approached the Shire in May 2005 regarding the possibility of using the grassed area directly outside the front of the Leisure Centre Building. (See attachment for proposed area of use).

The proposed use of the outdoor area is an Al Fresco eating area is to be set up with a maximum of ten (10) tables and chairs to allow people to sit down and dine after purchasing food from the kiosk. Tables would be waited from the kitchen area inside the building. The area would be cordoned off with semi permanent barriers made from aluminium base and frame with a heavy duty rope. All furniture and barriers would be removed at the end of each day and stored in the current kiosk and eatery area in the Leisure Centre.

Initially the proponents wish to only open the kiosk during tourist seasons for morning, afternoon teas and lunches. Extending operations beyond the peak tourist season is an option they are also considering, to cater for locals.

Use of this area by the proponents would be managed via a Deed of Licence with the Shire of Wyndham East Kimberley which would provide them with use of the area only during the hours of operation of their kiosk business which is set out in their lease.

## **STATUTORY IMPLICATIONS**

Local Government related implications:

The Local Government Act 1995 states:

3.58. Disposing of property

(1) In this section:

“dispose” – includes to sell, lease, or otherwise dispose of, whether absolutely or not;

“property” – includes the whole or any part of the interest of a local government in property, but does not include money.

(2) Except as stated in this section, a local government can only dispose of property to –  
(a) the highest bidder at public auction; or

(b) the person who at public tender called by the local government makes what it is, in the opinion of the local government makes what is, in the opinion of the local government, the most acceptable tender, whether or not it is the highest tender

(3) A local government can dispose of property other than under subsection (2) if, before agreeing to dispose of the property –

(a) it gives Statewide public notice of the proposed disposition-

(i)describing the property concerned;

(ii)giving details of the proposed disposition; and

(iii)inviting submissions to be made to the local government before a date to be specified in the notice, being a date not less than 2 weeks after the notice is first given;

However, Regulation 30 of the Local Government (Functions and General) Regulations 1996, Part 6 – Miscellaneous states:

Dispositions of property to which section 3.58 of Act does not apply

(1) A disposition that is described in this regulation as an exempt disposition is excluded from the application of section 3.58 of the Act.

(2) A disposition of land is an exempt disposition if –

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- (e) it is the leasing of land for a period of less than 2 years during all or any of which time the lease does not give the lessee the exclusive use of the land;

If the Council was to enter into a Deed of Licence arrangement of less than 2 years which did not allow the proponent's exclusive use to this selection of land, the invitation of submissions period as outlined above does not apply.

Health Related Implications:

Shire of Wyndham East Kimberley Activities in Thoroughfares and Public Places and Trading Local Law 2003 – Local Government Act 1995

Division 2 – Outdoor eating facilities on public places

5.10 Permit required to conduct Facility (Facility meaning an outdoor eating facility or establishment on any part of a public place, but does not include such a facility or establishment on private land);

A person shall not establish or conduct a Facility without a permit.

5.11 Matters to be considered in determining application

In determining an application for a permit for the purpose of clause 5.10, the Local government may consider in addition to any other matter it considers relevant, whether or not

- a) The Facility is conducted in conjunction with and as an extension of food premises which abut on the Facility, and whether the applicant is the person conducting such food premises;
- b) Any abutting food premises are registered in accordance with the Health Act 1911 and whether the use of the premises is permitted under the town planning scheme;
- c) The Facility will comply with any local law made under Section 172 of the Health Act 1911;
- d) Users of the Facility will have access to proper and sufficient sanitary and ablutionary conveniences;
- e) The Facility would –
  - (i) obstruct the visibility of clear sight lines at an intersection of thoroughfares of any person; or
  - (ii) impede pedestrian access; and
- (f) the tables, chairs and other equipment to be used may obstruct or impede the use of the public place for the purpose of which it was designed.

Town Planning related Implications:

Strategic/Structure Plans

The Kununurra Structure Plan, which forms part of the Kununurra – Wyndham Area Development Strategy (KWADS), designates the subject land as being for Town Centre purposes. The proposed use conforms to these objectives.

## Town Planning Scheme No 7

The Land is located within the Town Centre Zone. Pursuant to Clause 5.10.1 of Town Planning Scheme No 7 – Kununurra and Environs, the objectives of the zone area are:

### 5.10.1 Objectives

- (a) to zone adequate land for the continued development of a main commercial and community facility centre for the town;
- (b) to prepare and implement an overall Town Centre Strategy to guide and promote development; and
- (c) to apply appropriate development and land use controls to ensure the development is to a satisfactory standard.

The proposal involves use of the land only, as no permanent development is proposed. Any future development of the land may require separate approvals.

Under the provisions of Town Planning Scheme No 7 – Kununurra and environs the proposed Al Fresco use is defined as a Restaurant. A Restaurant is a 'P' or Permitted use under the zoning table, and Council can permit the use. The proposed development does not conflict with the objectives of the Scheme.

Current parking numbers are:

- 24 dedicated KLC car parking bays immediately adjacent to Kununurra Leisure Centre;
- 18 along service road near Council offices;
- 42 dedicated car parking bays in total; and
- 25 Post Office parking bays [not to be utilised by KLC visitors].

No specific development requirements are stated for Al Fresco Dining or for Recreation Centre. The KLC has an area of approximately 2044 square metres, and has 24 dedicated car parking bays, with an additional 18 adjacent to Council offices. There are also 20 Bays located near the entrance to the Shire office.

The use of the land for a Restaurant generates the need for 7 car parking bays.

### Council Policies

The land is located in the Policy Area Precinct 7 – Town Centre. The objective of the Precinct is:

To maintain and promote the town centre as the centre of shopping and administration activity for the Kimberley region.

The proposed development conforms to the objectives of Councils Policy.

### Community Consultation

Town Planning Scheme No 7 (Kununurra and Environs) does not require any statutory community consultation for the proposal.

Local Government (Administration) Regulation 1996  
Regulation 10

Local Government Act Section 5.25 (e)

### **POLICY IMPLICATIONS**

Nil.

### **FINANCIAL IMPLICATIONS**

Currently the proponents are paying \$3,000 per annum (GST exclusive) for the lease on the commercial kitchen /kiosk area within the Leisure Centre. They have proposed that they do not pay an additional amount for the use of the grassed area this season, as there are potential benefits to the Shire by having a Café operating from the Leisure Centre. As mentioned earlier, a usage fee can be renegotiated as part of the Deed of Licence for future use of the proposed area. Perceived benefits are outlined in the Comment section of this report.

If the proponents were to obtain approval for the proposed use, they would be required to pay an Al Fresco dining fee of \$50 per table as per Council's 2004/05 Schedule of Fees and Charges.

No expense would be incurred by Council by allowing use of the proposed area for this purpose.

### **STRATEGIC IMPLICATIONS**

The potential of increased patronage to the Leisure Centre fits within the following Strategy within the Shire of Wyndham East Kimberley Strategic Plan:

KRA 2 - Community Development  
Goal 1 Recreation and Leisure

Strategy 4 – Reduce ratepayer subsidy of Shire Recreational Facilities by 10%

### **COMMENT**

The Kununurra Leisure Centre kiosk has previously been used for the operation of a café by previous lessees. The grassed area is currently not used for any purpose and if the proposed use was permitted would provide a pleasant and relaxing area for people to meet for coffee or lunches. Currently there are few areas where this is available in Kununurra and a Café at the Leisure Centre would increase patronage of the leisure centre.

The use requires the installation of or payment of an equivalent cash contribution for 7 car parking bays. There are however, a number of mitigating circumstances that would negate the need for the provision of the requisite 7 bays:

- The Café will attract people that are intending to use the Leisure Centre;
- The Café will attract people that are within walking distance, or are already visiting the town centre, and;
- Many of the users will be utilising the KLC during off peak times.

Council approved Al Fresco Dining on Council Road Reserve on Konkerberry Drive, and allowed a concession of 8 Car Parking Bays. The concession required by the applicant is less than this, and there is a compelling argument that the use will not generate significant extra parking requirements.

Given that there are currently sufficient car parking bays to service the KLC, and the use will not generate significant additional car parking needs, it is considered that a dispensation given for other users can be afforded to the proponent.

It is recommended that Council approve the proposed Al Fresco dining at the Kununurra Leisure Centre with no requirement for additional parking bays.

In regard to members of the public being able to see gymnasium users while they are seated in the Al Fresco area, it is the officers opinion that this is not a major concern as the window tinting on the gymnasium windows does not allow easy viewing during the day. It must also be highlighted that any member of the public has the ability to view the gymnasium users in its current state. The proponent does not intend using the proposed AL Fresco area at night and would therefore have no implications on the gymnasium users at that time.

### **ATTACHMENTS**

1. Map indicating existing leased area by proponents.
2. Map indicating proposed additional area of use by proponents.

### **VOTING REQUIREMENT**

Simple Majority.

### **RECOMMENDATION**

That Council:

1. Agrees to proposed use of the grassed area at the front of the Kununurra Leisure Centre as an Al Fresco dining area by Kununurra Cruises providing appropriate permit applications process for the use is undertaken, and:
2. Provide the Chief Executive Officer with delegated authority to negotiate a deed of licence for the use of this area which does not provide for exclusive use of the land by the proponent.

**MINUTE NO 7233**

**Moved Cr J Buchanan/J Nelson**

**That Council:**

- 1. Agrees to proposed use of the grassed area at the front of the Kununurra Leisure Centre as an Al Fresco dining area by Kununurra Cruises providing appropriate permit applications process for the use is undertaken, and:**
- 2. Provide the Chief Executive Officer with delegated authority to negotiate a deed of licence for the use of this area which does not provide for exclusive use of the land by the proponent.**
- 3. That the lease area be amended to exclude the flower bed and path area on the plan.**

**CARRIED (4-4)**

**Cr M Pucci used her casting vote to support the motion**

**Cr K Wright requested that the votes be recorded**

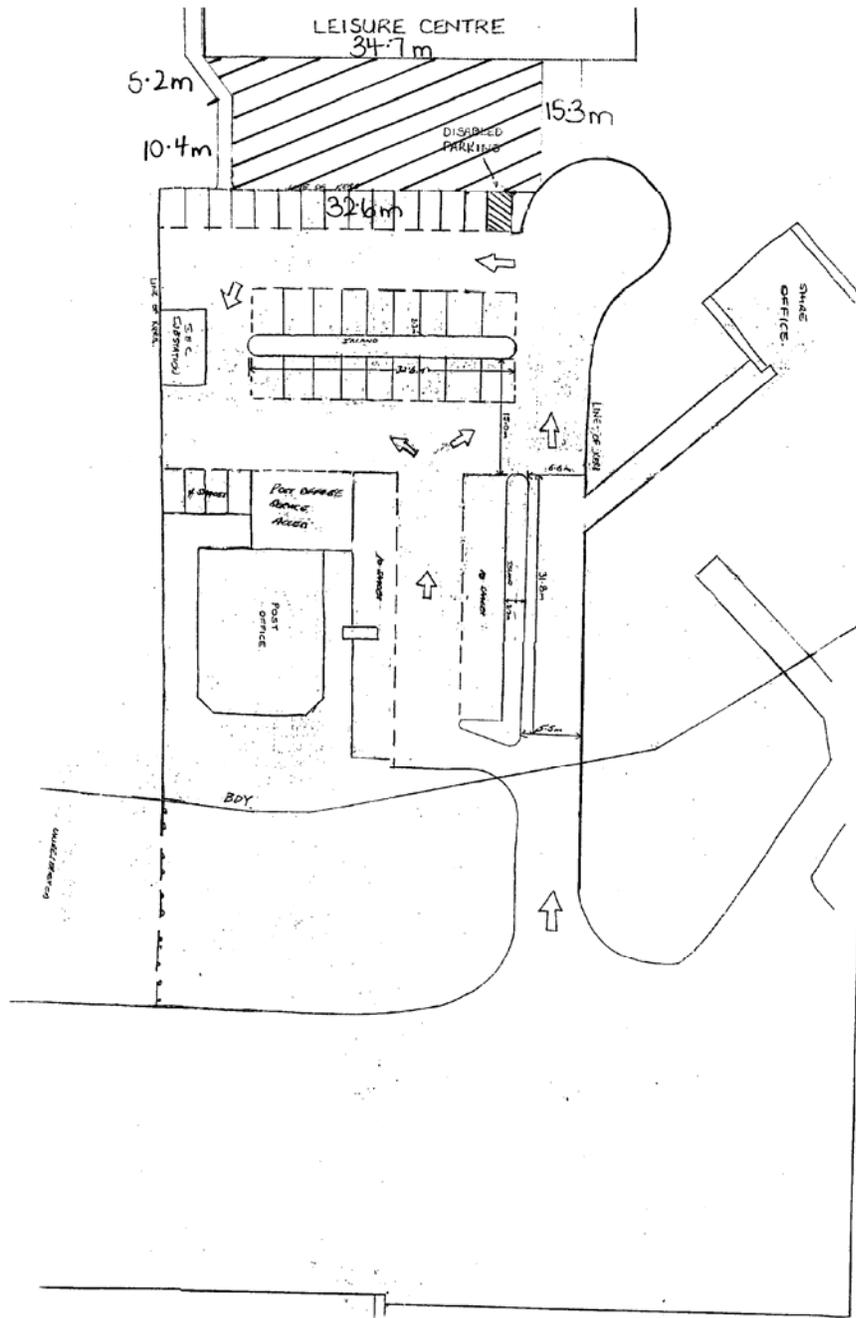
<b>For</b>	<b>Against</b>
<b>Cr B Barnes</b>	<b>Cr K Wright</b>
<b>Cr J Nelson</b>	<b>Cr M Pucci</b>
<b>Cr J Buchanan</b>	<b>Cr M Middap</b>
<b>Cr G Hamilton</b>	<b>Cr J Parker</b>

**Foreshadowed Motion**

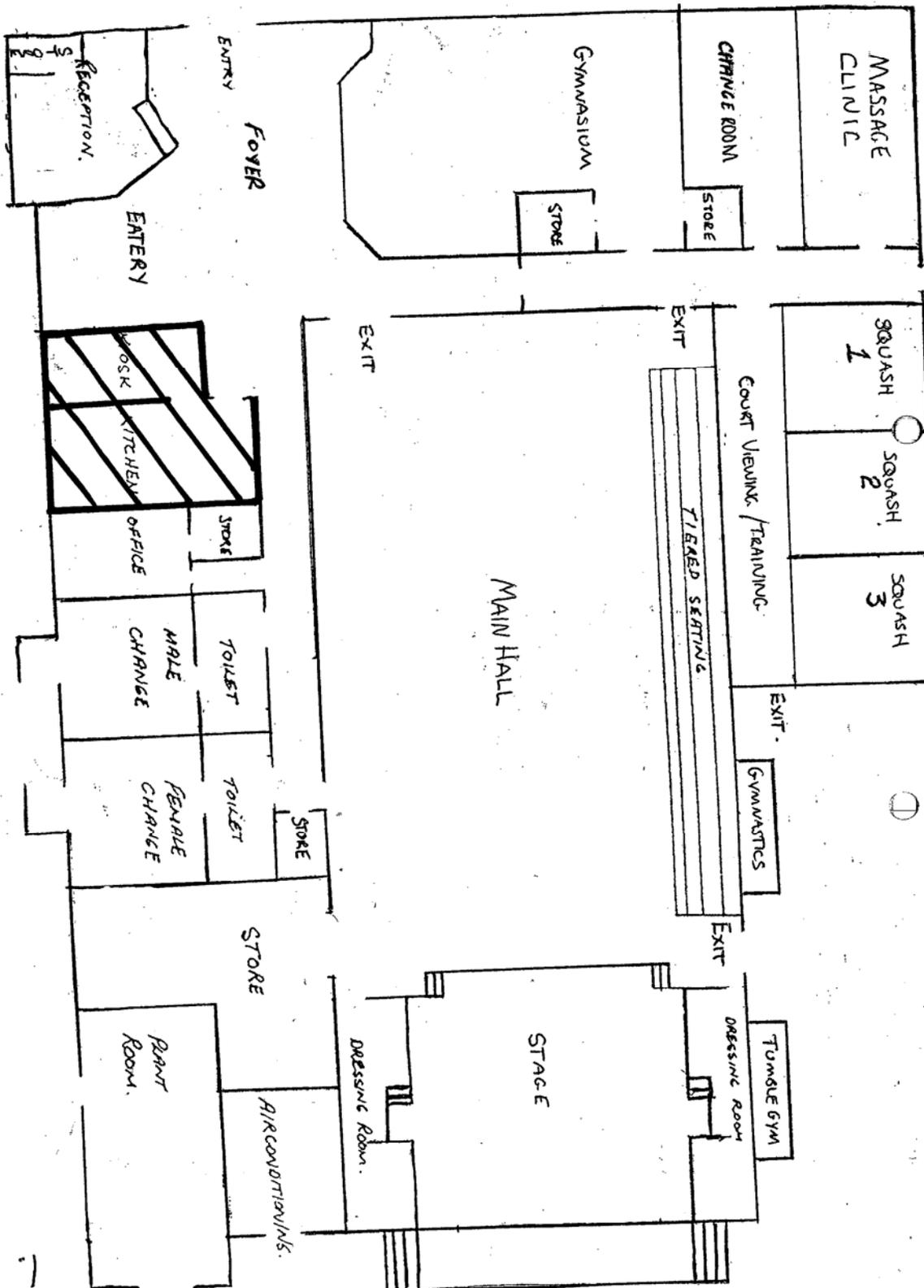
**Moved Cr K Wright/**

**That Council not agree to lease the grassed area in front of the Leisure Centre to the proponent**

**The foreshadowed motion is ultravires**



2.



Cr M Middap declared a Financial Interest in item 12.2.7 Lighting at Kununurra and Wyndham Airports and left the room at 7.33pm

### **12.2.7 Lighting at Kununurra and Wyndham Airports (Minute No 7234)**

<b>DATE:</b>	16/08/2005
<b>PROPONENT:</b>	Shire of Wyndham East Kimberley
<b>LOCATION:</b>	East Kimberley Regional Airport (Kununurra) and Wyndham Airport
<b>ATLAS REFERENCE:</b>	Map 33 G3, Map 38 G5
<b>AUTHOR:</b>	Rick Spry, Airports Manager
<b>REPORTING OFFICER:</b>	Matthew Scott, Executive Manger Corporate and Community Services
<b>FILE NO:</b>	20.10.11, 20.10.11
<b>ASSESSMENT NO:</b>	A1754:A2233

#### **PURPOSE**

To inform Council on the progress of upgrading the lighting at Kununurra and Wyndham Airports and transfer \$138,000 from the Airport Reserve to fund this project.

#### **BACKGROUND**

At the 19 April 2005 Ordinary Council Meeting, Council resolved the following:

#### ***MINUTE NO 7106***

#### ***That Council***

***Advises the two tenderers that no tender bids have been accepted for Tender T14 04/05***

***Instruct Officers to investigate alternate methods of delivering the project. For the Council approved budget with a report to Council on this matter.***

***CARRIED UNANIMOUSLY (8-0)***

The decision to reject the tenders received was based on tender prices (\$209,099.50 & \$295,146.50), significantly more than the Shire's budget of \$90,000. On review of the tenders it was decided to split the project into separate components, (material and labour) and investigate whether some of these components could be handled in-house.

Based on this break up of the project, a revised budget for each airport has been established as follows:

**Wyndham Airport**

Materials	\$12,500
Labour & Installation	\$25,500
<b>Total</b>	<b>\$38,000</b>

**Kununurra Airport**

Materials	\$49,500
Labour & Installation	\$49,000
<b>Total</b>	<b>\$98,500</b>

Combined these estimates equate to \$136,500, considerably less than the lowest tender of \$209,099.50.

Given that this project was expected to be completed in 2004/05, the 2005/06 Budget did not contain this expenditure, nor did it contain the transfer from the Airport Reserve to fund this project.

Quotes have been sourced for each component of project, and the Wyndham Airport lighting upgrade is planned to commence in the later half of August.

**STATUTORY IMPLICATIONS****Local Government Act 1995**

6.8. Expenditure from municipal fund not included in annual budget

(1) A local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure —

(a) is incurred in a financial year before the adoption of the annual budget by the local government;

(b) is authorised in advance by resolution\*; or

(c) is authorised in advance by the mayor or president in an emergency.

\* *Absolute majority required.*

(1a) In subsection (1) —

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

(2) Where expenditure has been incurred by a local government —

(a) pursuant to subsection (1)(a), it is to be included in the annual budget for that financial year; and

(b) pursuant to subsection (1)(c), it is to be reported to the next ordinary meeting of the council.

**POLICY IMPLICATIONS**

Nil

**FINANCIAL IMPLICATIONS**

Council has funds available in the Airport Reserve.

## **STRATEGIC IMPLICATIONS**

Shire of Wyndham East Kimberley Strategic Plan 2005-2006

Key Result Area 1 – Transport

Goal 1 – Airports

That the Shire airports and facilities are well maintained and meet the current and projected air service requirements.

## **COMMUNITY CONSULTATION**

N/A

## **COMMENT**

The upgrade of both airports runway lighting is needed to provide safe landing conditions for users of both airports. Over the last few years, CASA, in their annual Airport audit, have commented on the need for improved runway lighting at the East Kimberley Regional Airport (Kununurra Airport) and the Wyndham Airport lights are in serious need of replacing (especially the very old cabling).

Initial estimates indicated that the works could be completed within the original budget of \$90,000, however when tenders were received, this estimate may have been overly conservative.

On review of the project requirements, various elements were removed, or now planned to be completed in house, resulting in the total lighting upgrade to cost Council \$138,000.

Given that no work commenced last year, the budgeted expenditure, and associated transfer from reserve never happened. Therefore these funds are still available in the reserve to be spent. Given that the budget was adopted early this year, the expenditure and transfer from reserve was not carried over, as this has no affect on the Municipal surplus, and therefore the need to raise additional rates.

Both airports are in desperate need to have the runway lighting upgraded, approving the budget adjustment will enable this to happen, utilize funds restricted for this purpose and not affect the shire's current balanced budget.

## **ATTACHMENTS**

N/A

## **VOTING REQUIREMENT**

Absolute Majority

## **RECOMMENDATION**

That Council approve the transfer of \$138,000 from the Airport Reserve, to be utilised for the upgrading of lighting on the Kununurra and Wyndham Airports runways.

**MINUTE NO 7234**

**Moved Cr B Barnes/K Wright**

**That Council approve the transfer of \$138,000 from the Airport Reserve, to be utilised for the upgrading of lighting on the Kununurra and Wyndham Airports runways.**

**CARRIED BY ABSOLUTE MAJORITY (7-0)**

### 12.3. CHIEF EXECUTIVE OFFICER

Cr M Middap returned to the room at 7.33pm

#### 12.3.1 Common Seal

(Minute No 7235)

<b>DATE:</b>	16/08/2005
<b>PROONENT:</b>	N/A
<b>LOCATION:</b>	N/A
<b>ATLAS REFERENCE:</b>	N/A
<b>AUTHOR:</b>	John Gault, Executive Support Officer
<b>REPORTING OFFICER:</b>	Matthew Scott, Acting Chief Executive Officer
<b>FILE NO:</b>	60.14.04
<b>ASSESSMENT NO:</b>	N/A

#### **PURPOSE**

For Council to receive report on the application of the Shire of Wyndham East Kimberley Common Seal from the period 19 July 2005 – 16 August 2005.

#### **BACKGROUND**

Information is presented monthly to inform Council on what documents the Shire Common Seal has been used. In the time period specified above, the following documents have had the Shire of Wyndham East Kimberley Common Seal applied:

- Contract T17 04/05 - Shire Cleaning Contract Kununurra
- Contract T09 04/05 - Bitumen Sealing Services
- Scheme Amendment Report (Amendment No 17)
- Contract T19 04/05 Shire Cleaning Contract Wyndham

#### **STATUTORY IMPLICATIONS**

Local Government Act 1995

Council's Standing Order Local Law makes reference to the application of the Common Seal.

#### **POLICY IMPLICATIONS**

Nil

#### **FINANCIAL IMPLICATIONS**

Nil

## **STRATEGIC IMPLICATIONS**

Goal 2 – Decision Making within the Governance KRA of the Strategic Plan includes a strategy which is relevant to this item:

### **Strategy 3:**

*Establish succinct monthly reports that graphically indicate key data for financial, human resource, risk and operational management.*

As does Goal 6 – Legislation:

### **Strategy 3:**

*Ensure continued compliance with all relevant legislation through the submission of relevant reports and documents.*

## **COMMENT**

It is the Officers' recommendation that Council formally receive a report on use of the Shire Common Seal.

## **ATTACHMENTS**

Nil

## **VOTING REQUIREMENT**

Simple Majority

## **RECOMMENDATION**

That Council receive the report on the application of the Shire of Wyndham East Kimberley Common Seal from 19 July 2005 - 16 August 2005.

## ***MINUTE NO 7235***

***Moved Cr K Wright/J Nelson***

***That Council receive the report on the application of the Shire of Wyndham East Kimberley Common Seal from 19 July 2005 - 16 August 2005.***

***CARRIED UNANIMOUSLY (8-0)***

### 12.3.2 Balanced Scorecard

(Minute No 7236, 7237)

<b>DATE:</b>	16/08/2005
<b>PROPONENT:</b>	N/A
<b>LOCATION:</b>	N/A
<b>ATLAS REFERENCE:</b>	N/A
<b>AUTHOR:</b>	John Gault, Executive Support Officer
<b>REPORTING OFFICER:</b>	Matthew Scott, Acting CEO
<b>FILE NO:</b>	60.14.04
<b>ASSESSMENT NO:</b>	N/A

#### **PURPOSE**

To provide Council with a simple snapshot of organisational performance and trends over time on key organisational issues.

#### **BACKGROUND**

Council's Strategic Plan indicates a desire to regularly monitor the performance of the organisation via introducing simple measures that provide data on the status of the Shires operations

A common performance management/measurement tool that is being used by both government and non-government agencies to achieve this type of outcome is the 'Balanced Scorecard' technique. The Balanced Scorecard is a management system that enables an organisation to measure key actions that are imperative for business performance. This data is used to improve service and organisational culture.

Traditional performance measures tend to focus only on financial results. This approach ignores the reality that it is performance in other areas, such as customer service, human resource management/employee satisfaction and service performance that actually deliver the outcomes that the customer wants. If used well, the Balanced Scorecard approach can link departmental and personal targets to the overall organisational objectives. In this way the organisation moves in a single, focused and managed direction.

It is proposed to present the Balanced Scorecard to Council in the form of monthly report. The monthly measures would be displayed in all Shire work areas so that staff are aware of the current level of performance.

#### **STATUTORY IMPLICATIONS**

Nil

#### **POLICY IMPLICATIONS**

Nil

## **FINANCIAL IMPLICATIONS**

There are no direct financial implications of developing a Balanced Scorecard approach. An organisation focus on key issues is likely to bring about improved financial performance as well as improved outcomes for the general community.

## **STRATEGIC IMPLICATIONS**

The Shires Strategic includes the following Strategy within the Governance KRA that is relevant to this matter:

### ***Strategy***

*Establish succinct monthly reports that graphically indicate key data for financial, human resource, risk and operational management.*

## **COMMENT**

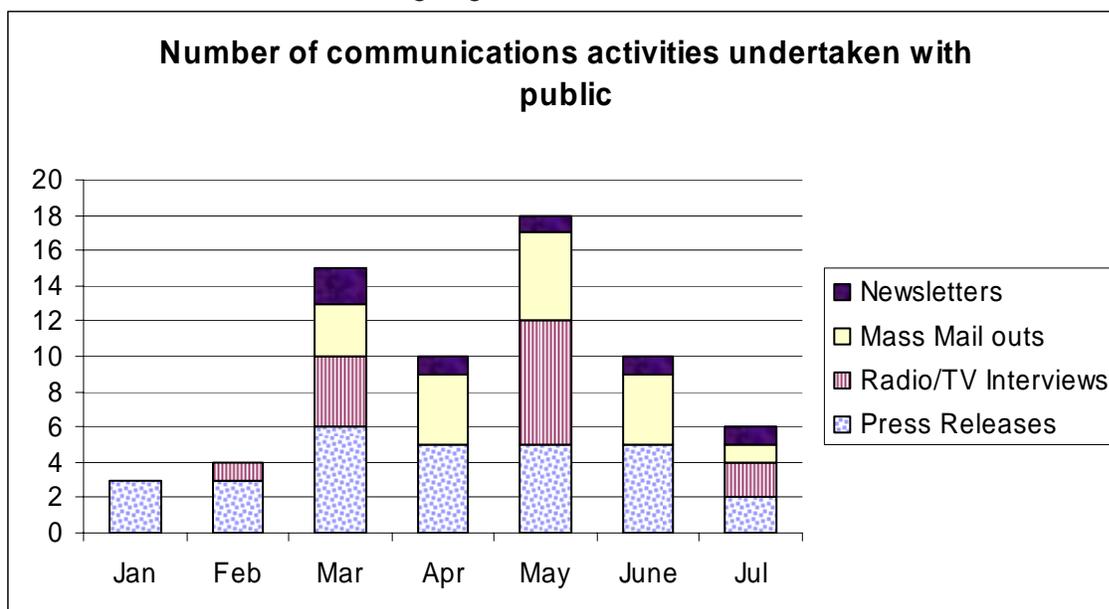
Focusing organisation attention on key areas is clearly a way of achieving better productivity and outcomes for the community. The measures that have been proposed include a mixture of service monitoring measures as well as areas whereby improvements can be made.

A review of the data which has been presented to Council was conducted in March 2004 and it was decided to retain the current Balanced Scorecard measures as presented in this report and incorporate Strategic Plan Management, Natural Resource Efficiency, Staff Turnover and Internal Risk Management measures if possible in the future. Information for these new measures is not available as yet as procedures for collecting this information are still being developed.

## **Results:**

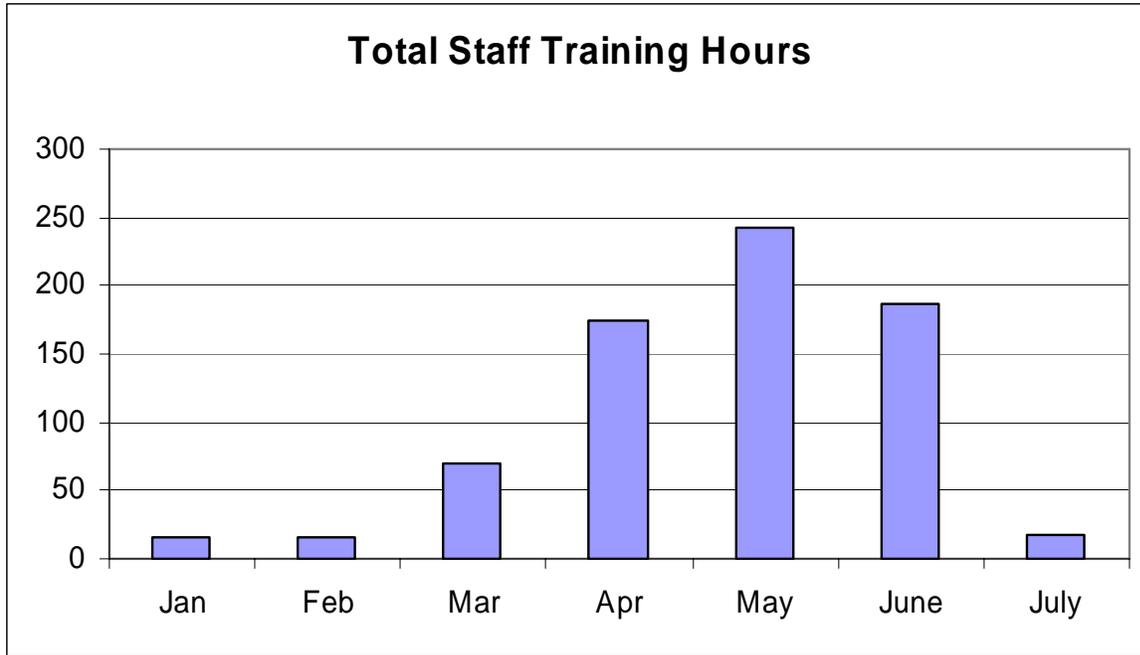
### **Communication Activities:**

Communication Activities were lower for July with one mass mail out for the budget, 2 press releases and the Frontier News going out last month



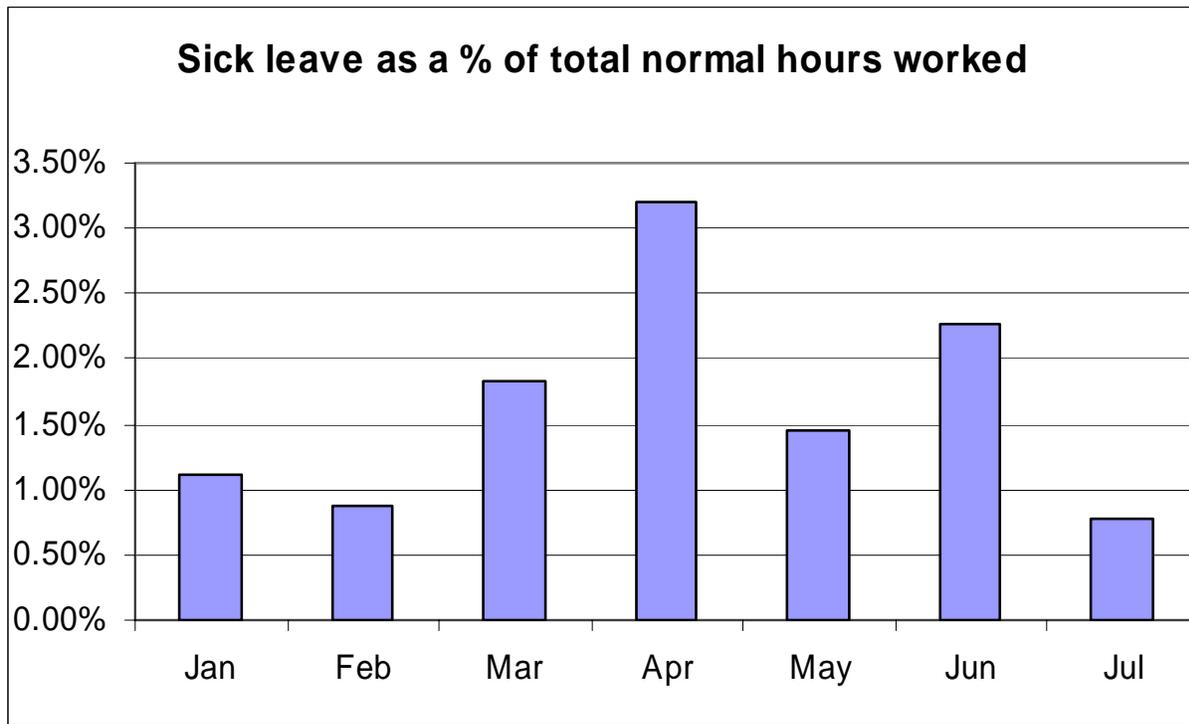
**Staff Training:**

Total Staff training hours were lower in July with some training being undertaken in web design.



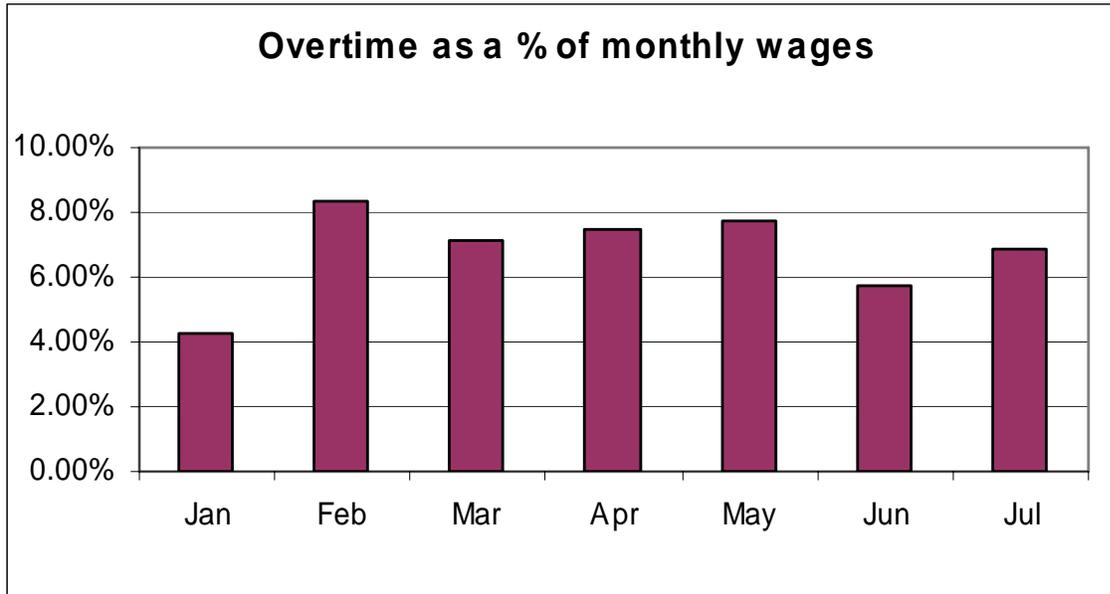
**Sick Leave:**

Organisational sick leave has decreased to just over 0.77% for the month of July.



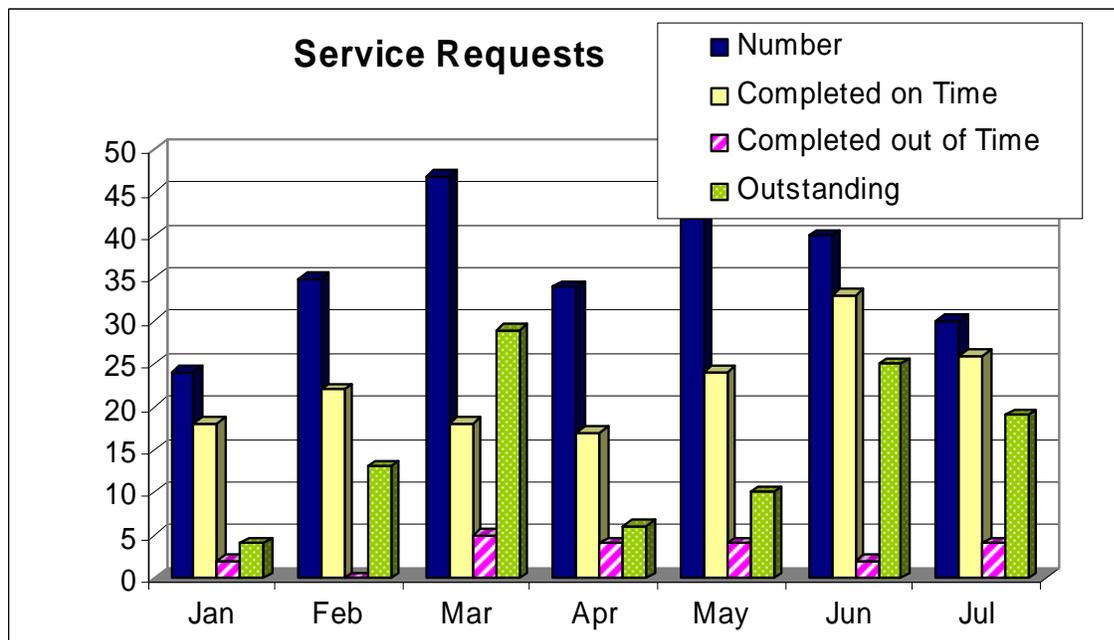
**Overtime:**

Overtime as a percentage of monthly wages was slightly higher for July and is at 6.9%.



**Service Requests:**

The number of service requests submitted for the month of July is lower than the previous month. With a high number of outstanding Service requests still outstanding



**ATTACHMENTS**

Nil

## **VOTING REQUIREMENT**

Simple Majority

## **RECOMMENDATION**

That Council:

1. Adopt the Balanced Scorecard measures as presented in this report.
2. Note the July 2005 Balanced Scorecard Results.

### ***MINUTE NO 7236***

***Moved Cr K Wright M Middap***

***That Council no longer have a Balanced Scorecard report in future agendas***

***CARRIED UNANIMOUSLY (8-0)***

### ***MINUTE NO 7237***

***Moved Cr K Wright M Middap***

***That Council:***

1. ***Adopt the Balanced Scorecard measures as presented in this report.***
2. ***Note the July 2005 Balanced Scorecard Results.***

***CARRIED UNANIMOUSLY (8-0)***

### 12.3.3 Delegated Authority

(Minute No 7238)

<b>DATE:</b>	16/08/2005
<b>PROPONENT:</b>	N/A
<b>LOCATION:</b>	N/A
<b>ATLAS REFERENCE:</b>	N/A
<b>AUTHOR:</b>	John Gault, Executive Support Officer
<b>REPORTING OFFICER:</b>	Matthew Scott, Acting CEO
<b>FILE NO:</b>	60.14.04
<b>ASSESSMENT NO:</b>	N/A

#### **PURPOSE**

To report to Council on the use of Delegated Authority by Officers from 01/07/05 – 31/07/05.

#### **BACKGROUND**

Use of Council approved Delegated Authority by Officers is reported to Council on a monthly basis.

The attached tables outline use of Delegated Authority by relevant officers for the above period.

#### **STATUTORY IMPLICATIONS**

Local Government Act 1995 – Section 5.46 outlines Council's responsibilities in relation to keeping registers and records relevant to delegations to CEO and employees.

#### **POLICY IMPLICATIONS**

Nil

#### **FINANCIAL IMPLICATIONS**

Nil

#### **STRATEGIC IMPLICATIONS**

The Governance KRA of the Shire's Strategic Plan includes a strategy, which is relevant to this item:

**Goal 2 – Decision Making, Strategy 1** – To have established procedures and protocols that facilitate timely, effective decision making by the Council.

#### **COMMUNITY CONSULTATION**

Not Applicable.

## **COMMENT**

The attached reports outline use of Delegated Authority by relevant Council Officers from 01/07/05 – 31/07/05 for endorsement by Council.

## **ATTACHMENTS**

Delegated Authority Report

## **VOTING REQUIREMENT**

Simple Majority

## **RECOMMENDATION**

That Council receive the Delegated Authority Report for the period 01/07/05 - 30/07/05.

## ***MINUTE NO 7238***

***Moved Cr J Nelson / Cr J Buchanan***

***That Council receive the Delegated Authority Report for the period 01/07/05 - 30/07/05.***

***CARRIED UNANIMOUSLY (8-0)***

**Delegated Authority for Chief Executive Officer**

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Nil

**Delegated Authority for Executive Manager Corporate and Community Services**

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Nil

**Delegated Authority for Executive Manager Engineering and Development Services**

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Nil

**Delegated Authority for Manager Community Services**

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Nil.

**Delegated Authority for Manager Technical Services**

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Nil

**Delegated Authority for Environmental Health Officer**

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Nil.

**BUILDING LICENCES ISSUED UNDER DELEGATED AUTHORITY 01/07/2005 – 31/07/2005**

LIC#	DATE	OWNER	ADDRESS	BUILDER	LOCATION	DESCRIPTION	NEW/ ADD	LOT AREA	FLOOR AREA	ROOF CLAD	WALL CLAD	EST. VALUE
098/ 2005	04/07/05	PJ & NK GREEN	PO BOX 701 KUNUNURRA	KGC ENTERPRISES PTY LTD	LOT 1250 (12) BEEFWOOD STREET KUNUNURRA	GROUP DWELLING - DUPLEX	NEW	0.0810	451	STEEL	STEEL	\$356,000.00
099/ 2005 AE	08/07/05	E & C METCALF	126 VIRGIL AVENUE YOKINE	EXISTING	STRATA LOT 1 LOT 1680 (30B) EUGENIA STREET KUNUNURRA	ACKNOWLEDG E EXISTING STRUCTURES SHED, PATIO & SPA	EXIST	0.0499	EXIST	STEEL	STEEL	N/A
100/ 2005 AE	08/07/05	S & E THORPE	C/ PRESTIGE SETTLEMEN TS PO BOX 135 BULL CREEK WA 6149	EXISTING	LOT 1231 (8) KOOLPARN COURT KUNUNURRA	ACKNOWLEDG E EXISTING STRUCTURES SHADE STRUCTURE & POOL	EXIST	0.1222	EXIST	SHADE CLOTH	N/A	N/A
101/ 2005	09/07/05	ADRIAN & KYLIE ROXBURGH	PO BOX 1848 KUNUNURRA	MARVIC CONSTRUCTIO NS	LOT 2478 (2) CELTIS STREET KUNUNURRA	DWELLING & SHED	NEW		397	STEEL	STEEL	\$256,901.00
102/ 2005 AE	20/07/05	ANTHONY & HELEN MYNARD	PO BOX 1078 KUNUNURRA	EXISTING	LOT 1265 (5) BEEFWOOD STREET KUNUNURRA	ACKNOWLEDG E EXISTING STRUCTURES, HOUSE, PATIO, SHADE, SHED & SPA	EXIST	0.0810	EXIST	STEEL	COMP PANEL	N/A
103/ 2005	21/07/05	KEITH DONKERS	PO BOX 651 KUNUNURRA	DE CARPENTERS PTY LTD	KING LOC 551 PACKSADDL E ROAD KUNUNURRA	LEAN TO ADDITION TO EXISTING RURAL SHED	ADD	8.7740	105	STEEL	N/A	\$10,860.00
104/ 2005	21/07/05	CHRISTINE JOHNSTONE	PO BOX 5465 CABLE BEACH WA 6725	ROBERT DALLAVANZI	LOT 1786 (37) CASUARINA WAY KUNUNURRA	GARDEN SHED	NEW	0.0748	11	STEEL	STEEL	\$1,080.00
105/ 2005	22/07/05	JODIE CONNELL & DAVID NEAL	PO BOX 1602 KUNUNURRA	JODIE CONNELL & DAVID NEAL	KING LOC 463 CROSSING FALLS ROAD KUNUNURRA	RETAINING WALL, PATIO & POOL	NEW	1.0665	69	STEEL	BLOCK	\$27,000.00

106/ 2005	22/07/05	ABORIGINAL LANDS TRUST/ DEPT HOUSING & WORKS	17 EMERALD TERRACE WEST PERTH	WUGGUBUN COMMUNITY	WUGGUBUN COMMUNITY RESERVE 1602 GREAT NORTHERN HIGHWAY	RENOVATION TO EXISTING DWELLING	ADD	258.6437	45	STEEL	STEEL	\$29,500.00
107/ 2005	25/07/05	IAN & ALMA PETHERICK	PO BOX 383 KUNUNURRA	IAN & ALMA PETHERICK	LOT 92 (45) BANDICOOT DRIVE KUNUNURRA	CARETAKERS QUARTERS	NEW	0.1931	85	STEEL	STEEL	\$70,000.00
108/ 2005	26/07/05	COLIN McKAY	6 CASUARINA WAY KUNUNURRA	COLIN McKAY	LOT 1975 (6) CASUARINA WAY KUNUNURRA	DOUBLE GARAGE	NEW	0.0875	81	STEEL	STEEL	\$10,000.00
109/ 2005	28/07/05	MJ & RN THOMAS	PO BOX 1076 KUNUNURRA	D FULCHER	LOT 94 BANDICOOT DRIVE KUNUNURRA	OFFICE/SHOW ROOM/WORKS HOP	NEW	0.1931	690	STEEL	STEEL	\$250,000.00
110/ 2005	28/07/05	E & L WANSTALL, K & C GIMBEL	PO BOX 198 KUNUNURRA	E & L WANSTALL, K & C GIMBEL	LOT 302 (1545F) POINCETTIA WAY KUNUNURRA	GAZEBO & GARDEN SHED	NEW	0.1920	66	STEEL	STEEL	\$15,000.00
111/ 2005	29/07/05	HCJB AUSTRALIA	PO BOX 1339 KUNUNURRA	HCJB AUSTRALIA	KING LOC 579 PACKSADDL E ROAD KUNUNURRA	DWELLING & SHED	NEW	77.0279	205	STEEL	STEEL	\$180,000.00
112/ 2005	29/07/05	SULCON PTY LTD	62 OGILVIE ROAD MOUNT PLEASANT WA 6153	COLIN WILKINSON DEVELOPMENT S PTY LTD	LOT 2432 (29) KONKERBER RY DRIVE KUNUNURRA	GROUP DWELLINGS (16 CLASS 2 UNITS)	NEW	0.3022	1041	STEEL	STEEL	\$3,304,251.00
113/ 2005	30/07/05	INGLE PTY LTD	PO BOX 1129 KUNUNURRA	INGLE PTY LTD	LOT 2263 CASUARINA WAY KUNUNURRA	TRANSPORTAB LE STAFF QUARTERS WITH TROPICAL ROOF	NEW	1.6903	36	STEEL	STEEL	\$10,000.00
114/ 2005	30/07/05	INGLE PTY LTD	PO BOX 1129 KUNUNURRA	INGLE PTY LTD	LOT 2263 CASUARINA WAY KUNUNURRA	SHADE SAILS OVER ENTRY	NEW	1.6903	320	SHADE CLOTH	N/A	\$5,000.00
115/ 2005 AE	31/07/05	JASON & PETA BOTT	PO BOX 1199 KUNUNURRA	EXISTING	LOT 864 (6) GREYBOX CRESCENT KUNUNURRA	ACKNOWLEDG E EXISTING NON- HABITABLE ENCLOSURE, SHED & SHADE	EXIST	0.1032	60	EXIST	EXIST	NIL

116/ 2005	31/07/05	BELL SPRINGS COMMUNITY	PO BOX 151 KUNUNURRA	BELL SPRINGS COMMUNITY	LOC 690 (RESERVE 40536) FISH FARM ROAD "BELL SPRINGS COMMUNITY" KUNUNURRA	RENOVATION & ADDITION TO EXISTING TRANSPORTAB LE DWELLING	ADD	198.000	150	STEEL	EXIST	\$60,000.00
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**NO SIGN LICENCES WERE ISSUED UNDER DELEGATED AUTHORITY 01/07/2005 – 31/07/2005.**

**DEMOLITION LICENCES ISSUED UNDER DELEGATED AUTHORITY 01/07/2005 – 31/07/2005.**

Licence Number	Date	Assess No	Property Address	Premises	Owner	Builder/ Contractor	Contact Details	Comments (Asbestos)
09/2005	04/07/05	630	LOT 617 (KL381F) LAKE ARGYLE ROAD "LAKE ARGYLE RESORT"	Transportable Accommodation Unit 5 & 6	Lake Argyle Resort	Geeboowama Community	PO Box 1258 Kununurra	Asbestos - building being relocated
10/2005	04/07/05	630	LOT 617 (KL381F) LAKE ARGYLE ROAD "LAKE ARGYLE RESORT"	Transportable Accommodation Unit 3 & 4	Lake Argyle Resort	Geeboowama Community	PO Box 1258 Kununurra	Asbestos - building being relocated
11/2005	10/07/05	1210	LOT 264 (57) RIVERFIG AVENUE KUNUNURRA	Timber frame dwelling & shed	Shire of Wyndham - East Kimberley	Peter Gee	PO Box 54 Kununurra	Asbestos - building being relocated
12/2005	20/07/05	1015	LOT 1155 (15) BANDICOOT DRIVE KUNUNURRA	Timber frame dwelling	Russell Gunn	JSW Holdings Pty Ltd	PO Box 42 Kununurra	Asbestos - dwelling demolition

13/2005	28/07/05	0358	LOT 685 (11) MURPHY STREET WYNDHAM	Timber frame dwelling	Department of Housing & Works	Guerinoni & Son	PO Box 195 Kununurra	Steel clad - minor asbestos
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### APPROVALS ISSUED UNDER DELEGATION BY CEO & EMEDS – JULY 2005

Application Number	Date Received	Applicant	Owner	Property Address		Proposed Dev't	Assess't Number	Approval Number / OCM Number	Approval Date	Issued by
47/05	20-May-05	M Thomas	M Thomas	Lot 94 Bandicoot Drive	KNX	Showroom and Office	6000	Permitted Use. Del No DA38/05	22-Jul-05	EMEDS
48/05	27-May-05	I Petherick	I Petherick	Lot 92 Bandicoot Drive	KNX	Caretakers Dwelling	5998	Incidental Permitted Use DA36 /05	22-Jul-05	CEO
49/05	30-May-05	Signcraft	F Camer Pesci	Lot 231 Bloodwood Drive	KNX	Pylon sign and Fascia Sign	772	Permitted Use. Del No DA 40/05	26-Jul-05	EMEDS
50/05	03-Jun-05	MW Long	MW Long	Lot 1154 Dianella Way	KNX	Verandahs to Shed	6038	Permitted Use. Del No DA 41/05	26-Jul-05	EMEDS
51/05	15-Jun-05	C McKay	C McKay	Lot 1975 Casuarina Way	KNX	Shed	1568	Permitted Use. Del No DA37/05	22-Jul-05	EMEDS
53/05	15-Jun-05	M Terry	M Terry	Lot 2320 Cocus Way	KNX	Shed - Revised Approval	5495	Permitted Use. Del No DA39/05	26-Jul-05	EMEDS
57/05	25-Jul-05	Ingle Pty Ltd	Ingle Pty Ltd	Lot 2263 Casuarina Way	KNX	Caretakers Dwelling	1736	Permitted Use. Del No DA 42/05	26-Jul-05	EMEDS

### 12.3.4 Increase in Audit Committee

(Minute No 7239)

<b>DATE:</b>	16/08/2005
<b>PROPONENT:</b>	Shire of Wyndham East Kimberley
<b>LOCATION:</b>	N/ASwek
<b>ATLAS REFERENCE:</b>	N/A
<b>AUTHOR:</b>	Matthew Scott, Acting CEO
<b>REPORTING OFFICER:</b>	Matthew Scott, Acting CEO
<b>FILE NO:</b>	60.14.0460.14.04
<b>ASSESSMENT NO:</b>	N/A

#### **PURPOSE**

For Council to Consider increasing the membership of Audit Committee from three Councillors to four Councillors

#### **BACKGROUND**

At the last meeting of the Audit Committee, the Committee resolved to increase the membership of the Committee from three Councillors to four Councillors.

**Minute No. AC015**

**Moved Cr M Pucci/Cr J Buchanan**

**That:**

1. ***The Audit Committee recommend to Council that it's Scope of Purpose be expanded to investigate the following matters:***
  - a. ***Spot Rating and Rating Strategy;***
  - b. ***Monthly Financial Reporting;***
  - c. ***Grant Commission and specific grant submissions;***
  - d. ***Financial Planning;***
2. ***Dependant on time and resources, the Committee scope of Purpose be expanded to investigate the following matters:***
  - a. ***Financial Policy review and development;***
  - b. ***Councillor and Staff ethical and conduct guidelines.***
3. ***The Audit Committee recommends to Council that it be given delegated authority to utilise any budgeted funds to investigate Spot Rating.***
4. ***The Committee recommends to Council that the membership of the Audit Committee be increased to four Councillors.***
5. ***That all future Audit Committee meetings be held monthly at 4:30pm on the third Tuesday of the Month.***

**CARRIED UNANIMOUSLY (3-0)**

This increase in membership requires a council resolution, as per

### **STATUTORY IMPLICATIONS**

Local Government Act 1995

5.10. Appointment of committee members

(1) A committee is to have as its members —

- (a) persons appointed\* by the local government to be members of the committee (other than those referred to in paragraph (b)); and
- (b) persons who are appointed to be members of the committee under subsection (4) or (5).

\* *Absolute majority required.*

(2) At any given time each council member is entitled to be a member of at least one committee referred to in section 5.9(2)(a) or (b) and if a council member nominates himself or herself to be a member of such a committee or committees, the local government is to include that council member in the persons appointed under subsection (1)(a) to at least one of those committees as the local government decides.

(3) Section 52 of the *Interpretation Act 1984* applies to appointments of committee members other than those appointed under subsection (4) or (5) but any power exercised under section 52(1) of that Act can only be exercised on the decision of an absolute majority of the local government.

(4) If at a meeting of the council a local government is to make an appointment to a committee that has or could have a council member as a member and the mayor or president informs the local government of his or her wish to be a member of the committee, the local government is to appoint the mayor or president to be a member of the committee.

(5) If at a meeting of the council a local government is to make an appointment to a committee that has or will have an employee as a member and the CEO informs the local government of his or her wish —

- (a) to be a member of the committee; or
- (b) that a representative of the CEO be a member of the committee,

the local government is to appoint the CEO or the CEO's representative, as the case may be, to be a member of the committee.

### **POLICY IMPLICATIONS**

Nil

### **FINANCIAL IMPLICATIONS**

Nil.

### **STRATEGIC IMPLICATIONS**

Nil

### **COMMUNITY CONSULTATION**

N/A

## **COMMENT**

Increasing the number of Councilors on the Audit Committee will allow for greater diversity in membership, experience and knowledge, which can only benefit both the committee and Council .

## **ATTACHMENTS**

N/A

## **VOTING REQUIREMENT**

Absolute Majority

## **RECOMMENDATION**

That Council:

- 1) Increase the membership of the Audit committee to Four Councillors
- 2) Elects Councillor \_\_\_\_\_ as the fourth member of the Audit Committee.

## ***MINUTE NO 7239***

***Moved Cr J Buchanan\K Wright***

***That Council:***

- 1) ***Increase the membership of the Audit committee to Four Councillors***
- 2) ***Elects Councillor M Middap as the fourth member of the Audit Committee.***

***CARRIED BY ABSOLUTE MAJORITY (8-0)***

**13. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

Nil

**14. QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN**

Nil

**15. URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION**

Nil

**16. MATTERS BEHIND CLOSED DOORS**

***MINUTE NO 7240***

***Moved Cr K Wright / Cr M Middap***

***That Council move into camera***

***CARRIED UNANIMOUSLY (8-0)***

Council moved into camera to discuss issues raised at the recent Local Government Week held in Perth.

**17. CLOSURE**

The Shire President declared the meeting closed at 8.00pm