



MINUTES OF ORDINARY COUNCIL MEETING HELD ON 15 MAY 2007

I hereby certify that the Minutes of the Ordinary Meeting of Council held on 15 May 2007 are a true and accurate record of the proceedings contained therein.

Shire President Confirmed

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MINUTES OF THE ORDINARY COUNCIL MEETING OF THE SHIRE OF WYNDHAM EAST KIMBERLEY HELD ON TUESDAY, 15 MAY 2007 AT KUNUNURRA COUNCIL CHAMBERS, COMMENCING AT 6:00PM

1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Shire President declared the meeting open at 6.00pm.

2. RECORD OF ATTENDANCE

Cr Michele Pucci	Shire President
Cr Bill Barnes	Deputy Shire President
Cr Keith Wright	Councillor
Cr Di Ausburn	Councillor
Cr John Buchanan	Councillor
Cr Maxine Middap	Councillor
Cr Roch Devenish-Mearns	Councillor
Cr Jane Parker	Councillor
Mr Peter Stubbs	Chief Executive Officer
Mr Alex Douglas	Executive Manager of Engineering and Development Services
Ms Karyn Apperley	Executive Manager Community Services
Mr Dan Hulands	Manager Technical Services
Mr Keith Williams	Executive Manager of Town Planning
Ms Jo Barkla	Town Planning Officer
Miss Amanda Trengove	Manager Financial Services
Ms Nickita Gerrard	Corporate Services Support Officer (Minute Taker)

APOLOGIES

Nil

LEAVE OF ABSENCE (PREVIOUSLY APPROVED)

Nil

GALLERY

Mr Darren Spackman	Mr Richard Lethbridge
Ms Pauline Kirby	Ms Joanne Cullimore
Mr Jeff Wilkinson	

3. DECLARATION OF INTERESTS:

• **Financial Interest**

Chief Executive Officer, Peter Stubbs declared a Financial Interest in Item 12.4.1 as he is a contracted employee of the Shire of Wyndham East Kimberley and Item 12.6.1 as this relates to his employment.

Executive Manager of Engineering and Development Services, Alex Douglas declared a Financial Interest in Item 12.4.1 as he is a contracted employee of the Shire of Wyndham East Kimberley.

Executive Manager of Community Services, Karyn Apperley declared a Financial Interest in Item 12.4.1 as she is a contracted employee of the Shire of Wyndham East Kimberley.

Executive Manager of Town Planning, Keith Williams declared a Financial Interest in Item 12.4.1 as he is a contracted employee of the Shire of Wyndham East Kimberley.

Manager of Financial Services, Amanda Trengove declared a Financial Interest in Item 12.4.1 as she is a contracted employee of the Shire of Wyndham East Kimberley.

Aboriginal Environmental Health Officer, Kelly Fewster declared a Financial Interest in Item 12.4.1 as she is a contracted employee of the Shire of Wyndham East Kimberley.

Town Planning Officer, Jo Barkla declared a Financial Interest in Item 12.4.1 as she is a contracted employee of the Shire of Wyndham East Kimberley.

- **Members Impartiality Interest**

Nil

- **Proximity Interest**

Cr Michele Pucci declared an Impartiality Interest in Item 12.2.4 as she owns a residence in close proximity to the location mentioned in the Item.

Councillor Jane Parker declared an Impartiality Interest in Item 12.2.4 as she lives in close proximity to the location mentioned in the Item.

Cr Keith Wright declared an Impartiality Interest in Item 12.2.6 as he is the Director of a Company that owns land in close proximity to the location mentioned in the Item.

Cr Bill Barnes declared an Impartiality Interest in Item 12.1.2 as he lives in close proximity to the location mentioned in the Item.

4. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Mr Lindsay Middap asked the following question at the 20 March 2007 Council Meeting:

Please advise the specific costing for runway 18-36 at Wyndham Airport. This costing to include wages, allowances and fuel plant. I understand that it takes 10 minutes each morning to check the runway and 4 hours per

fortnight to roll the runway, with 2 hours twice per annum with slashing and that the Reporting Officer is only part time with the airport.

The response to the question, which was taken on notice, and has been supplied to Mr Middap is provided below:

SAVINGS FOR CLOSING WYNDHAM 18-36						
	Hours	Cost	Total	Times per year	Year	
Brian Bateman -	5	35	175	52	\$	9,100
Rick Spry - weekly	2	45	90	52	\$	4,680
Rolling - man hours	8	35	280	9	\$	2,520
Rolling - tractor + roller	8	98	784	9	\$	7,056
Poison - man hours	6	35	210	2	\$	420
Poison - truck	6	106	636	2	\$	1,272
Poison cost			210	2	\$	420
Clean markers	8	35	280	2	\$	560
Grader work - man hours	8	35	280	1	\$	280
Grader work - machine hours	8	148	1184	1	\$	1,184
Grader work - water truck	8	106	848	1	\$	848
Grader work - roller	8	80	640	1	\$	640
Grader work - safety officer	8	45	360	1	\$	360
Closing runway - wetseason	6	40	240	2	\$	480
Roll runway after rain - man hours	5	35	175	12	\$	2,100
Roll runway - tractor	5	98	490	12	\$	5,880
Slashing - man hours	8	35	280	4	\$	1,120
Slashing - tractor	8	98	784	4	\$	3,136
Kevin Thomas				1	\$	1,500
Total Savings					\$	43,556

5. PUBLIC QUESTION TIME

Mr Richard Lethbridge on behalf of SEEKS asked the question:

We congratulate the Shire of Wyndham East Kimberley on their move to obtain government funding for aerial water bombing as an aid to suppressing unwanted fires. This funding may take some time to become available. In the meantime if a fire was burning out of control on land for which the Shire was responsible would the Shire be prepared to use water bombing to suppress that fire?

The Chief Executive Officer responded:

The Shire owns limited land and would engage water bombing as a strategy to suppress fire on its land should this be considered necessary.

The broader issue however, is that even though the Shire does not own vast expanses of land, other State Legislation imposes responsibility on Local Government for certain things related to fire. For example the Bush Fire Act imposes responsibilities on Local Government for fires on Crown Land, and pastoral leases.

The Shire would not engage in use of water bombing on these lands, although it would like too, because there is no budget or funds provided by

the State who own this land, for use of water bombing in fire suppression. The Shire regards this as a responsibility of FESA.

6. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

7. PETITIONS

Nil

8. CONFIRMATION OF MINUTES

8.1. CONFIRMATION OF MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON TUESDAY 17 APRIL 2007

RECOMMENDATION

That Council confirm the Minutes of the Ordinary Meeting of Council held on Tuesday 17 April 2007.

Minute No. 7702

Moved: Cr J. Parker

Seconded: Cr D. Ausburn

That Council confirm the Minutes of the Ordinary Meeting of Council held on Tuesday 17 April 2007.

Carried Unanimously: 8/0

8.2. CONFIRMATION OF MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON TUESDAY 20 MARCH 2007

This matter was held over as further corrections to these Minutes were required.

9. ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION

I acknowledge the attendance of Councillors Middap, Parker, Buchanan and Devenish-Mearns along with myself and the Chief Executive Officer and Town Planner, at the formal opening of the Dunham River Bridge on Friday 20th April 2007.

I thank the Commissioner for Main Roads for meeting with myself and the CEO prior to that opening. In that meeting a number of issues were discussed including funding for the Kununurra Diversion Dam, Ord Stage 2 road networks, the proposed Wyndham- Bastion Deviation Road, Main Roads Office requirements, the Regional Partnership Agreement for Indigenous Employment, the Gibb River Road train access issue, and the Something Concrete project.

I extend Council congratulations to the Kununurra Chamber of Industry and Commerce and the Small Business Development Corporation for their initiative in hosting the East Kimberley Small Business Awards for 2007. Congratulations to Danee Jenks, winner of the 2007 Small Business Centre Achiever Awards.

The CEO and I attended the Natural Resource Management Dinner on Wednesday 9th May with Bill Mitchell, State Chairman of the Rangelands Natural Resource Management Council and Elaine Gardner, Chairman of the Ord River Reference Group for Natural Resource Management issues. They both spoken highly of the work Katya Tripp is doing within the Shire particularly, her personal efforts with the Weaber Plain flooding issue in the upper catchments area. I am pleased to report because of Katya's efforts additional funding has been given to further support Katya's efforts on the Catchment.

The CEO and I meet with Minister Ford in Kununurra on Thursday the 26th April 2007 and urged the State Government to contribute the matching \$450,000 required to secure the Commonwealth funds that could be obtained if this matching funding is committed, for investment in flood mitigation works in the Weaber Plains catchment. No commitment has been given to date.

On behalf of Council I congratulate staff and the Board of the Kununurra Visitor Centre on their excellent production of the *"Glove Box guide to the East Kimberley"*, which is available free of charge to the public.

I would like to record Council's appreciation to the Commonwealth Government for their allocation of \$7.4M in the 2007/08 Budget for a 40 bed aboriginal hostel to be built in Kununurra for the benefit of aboriginal students and families in the East Kimberley region. This will is a much needed facility. Congratulations also to the Aboriginal Hostel Limited and Wunan foundation through Ian Trust for their initial efforts in doing the background research for this project some years go.

I express Council's congratulations to the Wunan foundation and the East Kimberley Job Pathways with the recent publication of the research paper "The Real Jobs". The research was commissioned to determine availability and types of jobs that could be available in the future in the East Kimberley region. The report will be a valuable resource for training organisations and planning authorities.

10. DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

A submission was tabled by the Ewin Centre Committee in relation to Item 13.1 Naming of the New Kununurra Child Care Centre.

11. MINUTES OF COUNCIL COMMITTEE MEETINGS

11.1. CONFIRMATION OF MINUTES OF THE AUDIT COMMITTEE MEETING HELD ON TUESDAY 8 MAY 2007

This Item was held over as Elected Members had not received copies of the Audit Committee Minutes.

COUNCIL RESOLUTION

Minute No. 7703

Moved: Cr K. Wright

Seconded: Cr R. Devenish-Meares

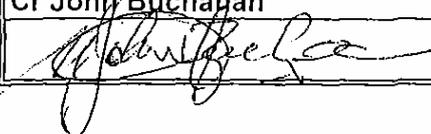
That the Notice of Motion related to Agenda Item 13.1 Proposed Name of the New Kununurra Child Care Centre be brought forward.

Carried Unanimously: 8/0



Shire of Wyndham East Kimberley Notice of Motion Form

To be completed and handed to the Chief Executive Officer at least three clear days prior to the Council meeting at which it is to be considered (Monday for a Thursday meeting).

DATE:	9 May 2007
SUBJECT:	Naming of the New Kununurra Child Care Centre
PROPOSED BY COUNCILLOR:	Cr John Buchanan
SIGNATURE:	

PURPOSE OF THE MOTION:

To decide on a name for the new Child Care Centre.

BACKGROUND TO THE ISSUE:

This matter was discussed at a briefing session and included in an officer's report at the meeting of 21 November 2006 and no decision reached.

The name of the new Child Care Centre is important to identify not just the change in location but the major upgrade of a facility for the town. Given the Centre is located on Chestnut Avenue this is a logical choice for a name.

MOTION:

That the new Kununurra Child Care Centre be named Chestnut Avenue Child Care Centre.

OFFICER COMMENT:

The following information was included in the report to the Council Meeting of 21 November 2006, agenda item 12.4.2 'Kununurra Child Care Centre – Expression Of Interest Evaluation Report'.

In regard to a separate matter, the building of the new \$2.28 million Kununurra Child Care Centre marks a significant change in the provision of child care services in Kununurra and should represent a shift to a new era of child care services rather than business as usual in new premises. Thus, consideration should be given to the name of the new Centre. The Expression of Interest documentation proposed the Child Care Centre would be known as 'Chestnuts'. No advice to the contrary from Councillors or members of the public has been received to date. Notwithstanding, the significant contribution and legacy of Mrs Ewin in the provision of child care services in Kununurra deserves to continue to be recognised. Appropriate public recognition of an important pioneer and champion of children's services could be provided at the new Centre in forms other than the Centre name.

The following part of the officer's recommendation was not supported by Council;

- 3. Name the Kununurra Child Care Centre 'Chestnuts Child Care Centre' and provide appropriate acknowledgement of Mrs Ewin's contribution and legacy to children services at the new Centre.*

As noted in the report extract above Council resolved at its meeting of 19 September 2006 to adopt the expression of interest documentation and determined the membership and role of the EOI assessment panel as follows:

MINUTE NO 7529 Moved Cr R Devenish-Meaes Seconded Cr G Green

- 1. That Council adopts the Expression of Interest documentation for the management and operation of the Kununurra Child Care Centre.*
- 2. That Council appoints the EOI Assessment Panel as:
Cr M Pucci
Karyn Apperley
Andrew Blitz (WALGA)*
- 3. That Council define the EOI Assessment Panel's role as:
Management of advertising of EOI
Management of probity matters
Assessment of EOI's received
Preparation of report and recommendation to Council for its Council Meeting
on 21 November 2006.*

CARRIED UNANIMOUSLY (6-0)

The Expression of Interest documentation adopted by Council included the following on page 8 under 2.1 Introduction:

As construction is nearing completion, the Shire is seeking Expressions of Interest from suitably qualified individuals or organisations to provide the management and operation of the Kununurra Child Care Centre, to be known as "Chestnuts".

In finalising the landscaping of the new Centre, officers have identified that suitable recognition of Mrs Ewin's contribution and legacy to childrens services can be provided in the form of a commemorative plaque on Kimberley rock within the front garden area, accompanying an official opening plaque. This acknowledgement of Mrs Ewin is important regardless of the name of the new Centre.

It is appropriate to consider the name of the new Kununurra Child Care Centre for various reasons, including the need to avoid confusion through the use of names such as "the old Ewin Centre" and "the new Ewin Centre".

Officers have sought comment from the appointed operator, the Ewin Centre Children's Services Inc regarding the name of the new Centre. It is anticipated that their feedback will be available at the Council meeting.

RECEIVED IN OFFICE ON: BY (OFFICER'S SIGNATURE)		11 15 107 (date) 8am (time)
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COUNCIL RESOLUTION

Minute No. 7704

Moved: Cr J. Buchanan

Seconded: Cr M. Middap

That Council suspend Standing Order 7.5 to enable elected members to speak more than once on this Item.

Carried Unanimously: 8/0

Minute No. 7705

Moved: Cr J. Buchanan

Seconded: Cr B. Barnes

1. That a committee of three people including the Shire President, Ewin Centre President and the Executive Manager of Community Services call for suggestions from the public for a new name for the new Child Care Centre in Chestnut Avenue and that the Committee present a recommendation to Council.

Carried: 5/3

NOTE: Cr K Wright requested that the votes for and against the motion be recorded.

**For: Cr M Pucci
Cr B Barnes
Cr D Ausburn
Cr R Devenish-Meares
Cr J Buchanan**

**Against: Cr K Wright
Cr M Middap
Cr J Parker**

Minute No. 7706

Moved: Cr J. Buchanan

Seconded: Cr B. Barnes

That a plaque to acknowledge the contribution of Mrs Ewin to children services in Kununurra be affixed in a suitable place at the entrance to the new child care centre in Chestnut Avenue.

Carried Unanimously: 5/3

NOTE: Cr K Wright requested that the votes for and against the motion be recorded.

For: Cr M Pucci

Cr B Barnes

Cr D Ausburn

Cr R Devenish-Meares

Cr J Buchanan

Against: Cr K Wright

Cr M Middap

Cr J Parker

Minute No7707

Moved: Cr K. Wright

Seconded: Cr R. Devenish-Meares

That Council resume Standing Order 7.5.

Carried Unanimously: 8/0

12. REPORTS

12.1. ENGINEERING SERVICES

12.1.1 Appointment of Authorised Officers

DATE:	15 May 2007
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	N/A
ATLAS REFERENCE:	N/A
AUTHOR:	Alex Douglas, Executive Manager Engineering and Development Services
REPORTING OFFICER:	Alex Douglas, Executive manager Engineering and Development Services
FILE NO:	65.01.07
ASSESSMENT NO:	N/A

PURPOSE

The purpose of this report is to ensure that appropriate Council Officers have authorisation to perform their duties in accordance with relevant legislation and Council Local Laws.

BACKGROUND

A report was considered at the 6 June 2006 Council meeting dealing with the appointment and cancellation of relevant Council Officer authorisations. Since that time a number of positions have had changes in staff.

STATUTORY IMPLICATIONS

The following Acts and laws apply: -
Local Government Act 1995
Health Act 1911
Dog Act 1976
Environmental Protection Act 1986

POLICY IMPLICATIONS

No specific Council Policies apply.

FINANCIAL IMPLICATIONS

The only related cost is for advertising within the Government Gazette.

STRATEGIC IMPLICATIONS

The appointment of appropriate authorised officers satisfies Key Result Area 5 – Governance;
Goal 6 – Legislation
That Council has established appropriate responses to Legislation and Local Laws issues.

COMMUNITY CONSULTATION

N/A

COMMENT

The nominated officers are recommended to permit the functions of the relevant Acts and Regulations to be lawfully undertaken.

ATTACHMENTS

Nil

VOTING REQUIREMENT

Absolute Majority

RECOMMENDATION

That Council:

1. Appoint Rachel Wornes and Alex Douglas as Authorised Officers under the provisions of the Local Government Act 1995;
2. Appoint Rachel Wornes under the provisions of the Health Act 1911;
3. Appoint Rachel Wornes under the provisions of the Dog Act 1976;
4. Appoint Rachel Wornes as Authorised Officer and Inspector under the provisions of the Environmental Protection Act 1986, Sections 87 and 88;
5. Cancel the gazetted appointments for the following persons:
Michael Wilkie,
Matthew Cantrell,
Yale Bolto,
Carol Woolley,
Alanah Kelly.

COUNCIL RESOLUTION

Minute No. 7708

Moved: Cr D. Ausburn

Seconded: Cr R. Devenish-Meares

That Council:

- 1. Appoint Rachel Wornes and Alex Douglas as Authorised Officers under the provisions of the Local Government Act 1995;**
- 2. Appoint Rachel Wornes under the provisions of the Health Act 1911;**
- 3. Appoint Rachel Wornes under the provisions of the Dog Act 1976;**
- 4. Appoint Rachel Wornes as Authorised Officer and Inspector under the provisions of the Environmental Protection Act 1986, Sections 87 and 88;**
- 5. Cancel the gazetted appointments for the following persons:
Michael Wilkie,
Matthew Cantrell,
Yale Bolto,
Carol Woolley,
Alanah Kelly.**

Carried Unanimously: 8/0

12.1.2 Request to Relocate Speed Zoning Signage – Victoria Highway and Weaber Plain Road

DATE:	15 May 2007
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Kununurra
ATLAS REFERENCE:	Map 44 A4; Map 28 B5
AUTHOR:	Alex Douglas, Executive Manager Engineering and Development Services
REPORTING OFFICER:	Alex Douglas, Executive Manager Engineering and Development Services
FILE NO:	21.10.503; 21.10.018
ASSESSMENT NO:	N/A

PURPOSE

The purpose of this report is to consider the relocation of the extent of 90 and 80 kph speed zonings on Victoria Highway (western approach to Kununurra) and Weaber Plain Road (near Mills Road intersection).

BACKGROUND

A request was submitted through the Chief Executive Officer from the Shire President and has also been the subject of at least one verbal request from a Weaber Plain Road resident.

Speed zones are regulatory signs and as such are required to be authorised by the Commissioner of Main Roads WA.

Any request for changes to the speed limit are to be submitted to Main Roads WA for consideration and referral to the Commissioner if supported.

The two sections in question involve moving the 110 kph speed limit further from the town centre so as to improve safety for vehicles entering the two road sections from abutting properties or intersecting public roads.

A locality plan is attached.

STATUTORY IMPLICATIONS

Speed limits and zones are authorised by the Commissioner for Main Roads WA

POLICY IMPLICATIONS

No specific policy applies.

FINANCIAL IMPLICATIONS

No financial implications are associated with this report as the placement, repair and renewal of regulatory signs are met by Main Roads WA.

STRATEGIC IMPLICATIONS

Not applicable

COMMUNITY CONSULTATION

No consultation is recommended.

COMMENT

Observation of the two locations has been undertaken by the Executive Manager Engineering and Development Services and the following comments are provided: -

Victoria Highway – western approach to Kununurra

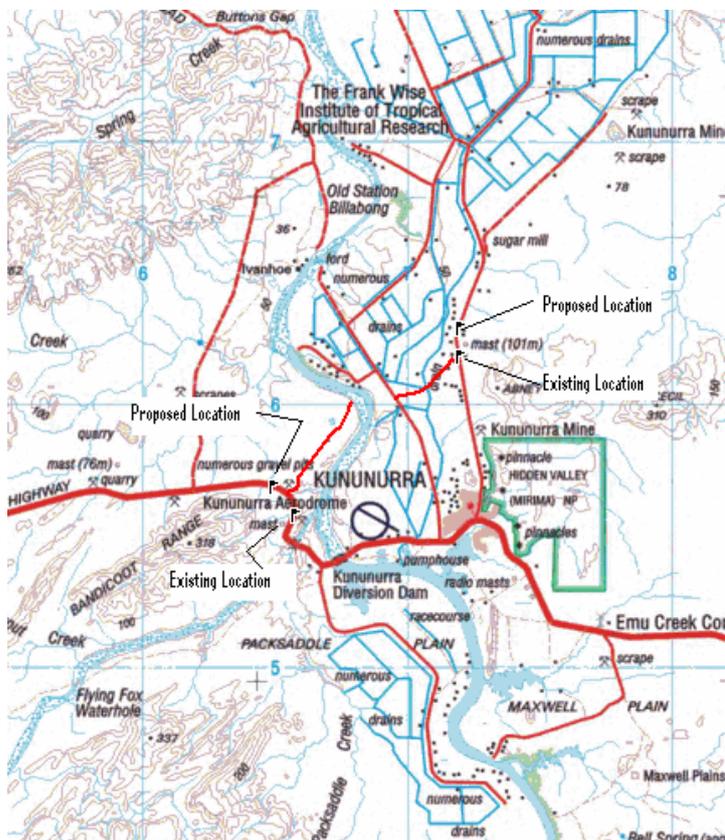
The existing sign (110/90 kph) is approximately 1100 metres east of the intersection of Weero Road.

The highway is a series of curves in this location and the recommendation is to relocate the sign to approximately 750 metres west of the Weero Road intersection. This would allow improved safety for those vehicles entering and leaving the highway. The pending subdivision of land off Weero Rd will lead to increased traffic in the mid-term.

Weaber Plain Road – northern approach to Kununurra

The existing sign (110/80 kph) is approximately 20 metres north of the Mills Road intersection and the road to the north of this point has a series of reverse curves onto which a number of properties have direct access.

The recommendation is to move the sign approximately 1200 metres to the north placing it within the frontage of Lot 21 Weaber Plain Road.



ATTACHMENTS

Nil

VOTING REQUIREMENT

Simple

RECOMMENDATION

That Council approve the proposed relocation of speed zone signs on Victoria Highway and Weaber Plain Road as listed and recommend the proposal to Main Roads WA for implementation: -

1. Victoria Highway – relocation of existing sign (110/90 kph) to approximately 750 metres west of the Weero Road intersection;
2. Weaber Plain Road – relocation of existing sign (110/80 kph) to approximately 1200 metres north of the Mills Road intersection.

COUNCIL RESOLUTION

Minute No. 7709

Moved: Cr D. Ausburn

Seconded: Cr R. Devenish-Meaes

That Council approve the proposed relocation of speed zone signs on Victoria Highway and Weaber Plain Road as listed and recommend the proposal to Main Roads WA for implementation: -

1. **Victoria Highway – relocation of existing sign (110/90 kph) to approximately 750 metres west of the Weero Road intersection;**
2. **Weaber Plain Road – relocation of existing sign (110/80 kph) to approximately 1200 metres north of the Mills Road intersection.**

Carried: 5/3

NOTE: Cr K Wright requested that the votes for and against the motion be recorded.

**For: Cr M Pucci
Cr B Barnes
Cr D Ausburn
Cr J Buchanan
Cr R Devenish-Meaes**

**Against: Cr K Wright
Cr M Middap
Cr J Parker**

12.1.3 Tender T11 06/07 – Vehicle Replacement and Disposal of Surplus Equipment Tender

DATE:	15 May 2007
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Kununurra and Wyndham
ATLAS REFERENCE:	N/A
AUTHOR:	Alex Douglas, Executive Manager of Engineering and Development Services
REPORTING OFFICER:	Alex Douglas, Executive Manager of Engineering and Development Services
FILE NO:	66.55.09
ASSESSMENT NO:	N/A

PURPOSE

For Council to consider the tender submissions for four (4) light vehicles, one (1) 65-75hp 4WD tractor listed for replacement and the disposal of two items of surplus equipment (3 tonne truck, and Bomag roller with trailer).

BACKGROUND

Tenders were invited for the following items: -

1. H/Duty 4WD Tray Top Utility to replace 2000 L/cruiser Utility WY 9312 (189,000 km) allocated to Aboriginal Environmental Health Officer
2. M/Duty 4WD Tray Top Utility to replace 2003 2WD Hilux Tray Top Utility 1BJN 958 (58,000 km) allocated to Kununurra Parks and Gardens
3. H/Duty 4WD Tray Top Utility to replace 2005 L/cruiser Utility WY 11195 (108,000 km) allocated to Kununurra Works Supervisor
4. M/Duty 4WD Tray Top Utility to replace 2003 4WD Triton Utility WY 10650 (56,000 km) allocated to Environmental Health Officer
5. 65-75 hp 4WD Tractor with FEL attachment to replace 2003 JD5320 tractor WY 10367 (11,117 hrs) allocated to Wyndham Parks and Gardens
6. Outright sale of 2000 Mitsubishi Canter 3 tonne WY 11497 (108,000 km)
7. Outright sale of Bomag roller and trailer

Tenders were advertised once in an edition of the West Australian (17 March) and the Kimberley Echo (22 March).

Prior to the closing of tenders one vehicle was withdrawn from the listed vehicles, being Plant No. 14204015 (WY 001) which is allocated to the Executive Manager Engineering and Development Services. This occurred due to a misunderstanding regarding which vehicles had been invited for tender. A separate report will be presented to the June Council meeting.

Tenders closed at 2PM on Friday 20 April 2007.

At the opening of tenders only one dealer (Argyle Motors) was represented, with all other submissions being for the outright purchase of vehicles or equipment. Following the opening of tenders, a tender submission from Bridge Toyota (Darwin) was identified on Monday morning (23 April). The Australia Post envelope had been

received on Friday (20 April) prior to the closing of tenders but was not marked/labelled as required.

The tender submission has been included in the tender summary and it is the prerogative of Council as to whether the Bridge Toyota submissions are considered.

STATUTORY IMPLICATIONS

The tenders were prepared and advertised in accordance with the provisions of the Local Government (General and Functions) Regulations 1996.

POLICY IMPLICATIONS

There are no specific policies relating to this report.

FINANCIAL IMPLICATIONS

The financial implications associated with this report are listed below. The adopted Budget includes estimates for the capital purchase/s and an associated estimate/s for the disposed asset.

Plant/GL No.	Vehicle/Rego'	Capital estimate (excl. GST)	Trade estimate (incl. GST)	Net amount
7604001	H/Duty 4WD Tray Top Utility/ WY 9312) See Note	60,651	17,000	42,106
14404148	4WD Tray Top Utility (1BJN 958)	36,430	10,500	24,975
14304110	H/Duty 4WD Tray Top Utility (WY 11194	53,116	29,850	20,552
7504002	4WD Tray Top Utility (WY 10650)	38,854	12,200	25,545

Note: The vehicle listed as the trade in for 7604001 (allocated to the Aboriginal Environmental Health Officer's) is the current vehicle allocated to the senior ranger and is based on past practice where the Aboriginal Environmental Health Officer's vehicle is transferred to the senior ranger and the senior ranger's vehicle is traded. This practice was based on the retained vehicle having low mileage. The present vehicle due to be transferred has travelled more than 76,000 kms and there is some concern that the retention of this vehicle for a further two or three years will lead to an unacceptable loss in value. This vehicle will be listed in the draft 2007/08 Budget for changeover.

Within the amounts listed above the capital purchase estimate excludes GST, however the trade estimate includes GST. The net amount is the amount available excluding all GST requirements.

STRATEGIC IMPLICATIONS

N/A

COMMENT

A summary of the tender submissions is provided as follows: -

1. Plant No. 7604001 – Allocation: Aboriginal Environmental Health Officer
Budget allocation: \$42,106
Suggested trade value: \$16,600 - \$19,200 (incl. GST)

Item	Tenderer	Vehicle	New Vehicle	Trade Value (WY 9312)	Net Changeover
1	Argyle Motors	L/Cruiser 70 Series Tray Top Utility	45,320.82	16,363.64	\$28,957.18
2	Argyle Motors	Nissan Patrol 4.2D Tray Top Utility	40,303.55	16,363.18	\$23,939.91
3	Smith Broughton & Sons	Purchase of trade		12,750	
4	Ross's Auctioneers & Valuers	Purchase of trade		12,500	
5	Bridge Toyota	L/Cruiser 70 Series Tray Top Utility	48,023.82	12,727.27	\$35,296.55

2. Plant No. 14404148 – Allocation: Kununurra Parks and Gardens
Budget allocation: \$24,975
Suggested trade value: \$9,000 - \$10,600 (incl. GST)

Item	Tenderer	Vehicle	New Vehicle	Trade Value (1BJN 958)	Net Changeover
1	Argyle Motors	3L SR Hilux 4WD Tray Top Utility	30,347.91	6,363.64	\$23,984.27
2	Argyle Motors	Rodeo DX 4WD Tray Top Utility	27,788.27	6,363.18	\$21,424.54
3	Smith Broughton & Sons	Purchase of trade		7,270	
4	Ross's Auctioneers & Valuers	Purchase of trade		6,500	
5	Bridge Toyota	3L SR Hilux 4WD Tray Top Utility	31,694.91	13,181.82	\$18,513.09

3. Plant No. 14304110 – Allocation: Kununurra Works Supervisor
Budget allocation: \$20,552
Suggested trade value: \$26,600 - \$29,800 (incl. GST)

Item	Tenderer	Vehicle	New Vehicle	Trade Value (WY 11194)	Net Changeover
1	Argyle Motors	L/Cruiser 70 Series Tray Top Utility	44,790.82	27,272.73	\$17,518.09
2	Argyle Motors	Nissan Patrol 4.2D Tray Top Utility	39,248.55	27,272.73	\$11,975.82
3	Smith Broughton & Sons	Purchase of trade		18,750	
4	Ross's Auctioneers & Valuers	Purchase of trade		16,363.64	
5	Bridge Toyota	L/Cruiser 70 Series Tray Top Utility	46,648.82	30,000	\$16,648.82

4. Plant No. 7504002 – Allocation: Environmental Health Officer
 Budget allocation: \$25,545
 Suggested trade value: \$12,500 - \$14,100 (incl. GST)

Item	Tenderer	Vehicle	New Vehicle	Trade Value (WY 10650)	Net Changeover
1	Argyle Motors	3L SR Hilux 4WD Tray Top Utility	30,347.91	10,909.09	\$19,438.82
2	Argyle Motors	Rodeo DX 4WD Tray Top Utility	27,763.27	10,909.09	\$16,854.18
3	Smith Broughton & Sons	Purchase of trade		10,000	
4	Ross's Auctioneers & Valuers	Purchase of trade		10,681.82	
5	Bridge Toyota	3L SR Hilux 4WD Tray Top Utility	31,694.91	10,636.36	\$21,058.55

5. Plant No. 14404143 – Allocation: Wyndham Parks and Gardens
 Budget allocation: \$39,598

Item	Tenderer	Vehicle	New Vehicle	Trade Value (WY 10367)	Net Changeover
1	Vanderfield	John Deere 5325 with 542NSL Loader attachment	64,400	23,000	41,400
2	McIntosh and Son	New Holland TD70D with Q35 Loader attachment	64,000	10,898	53,102
3	McIntosh and Son	New Holland	61,000	n/a	61,000

		TD70D with Q35 Loader attachment	(with no trade allowance)		
4	Rogers Machinery	Kubota M7040 DHC	78,000 (see Note)	30,800	\$47,200
5	Ross's Auctioneers	Purchase of trade		11,590.91	
6	Smith Broughton and Son	Purchase of trade		14,270	

Note: Rogers Machinery Service was required to correct their tender amount as they had listed the supply of a 1.8metre slasher that was not required in the specification. The deduction of \$5874 has been allowed for in the amount shown in the table.

6. Plant No. 14404155 – Allocation: Kununurra Road Maintenance
Budget allocation: \$19,540

This truck is for outright disposal as it was retained whilst the Wyndham based 7 tonne truck was under repairs. The tendered amounts are lower than expected however an evaluation of the used truck market suggests that the highest price offered is realistic.

Item	Tenderer	Trade Value (WY 11497)
1	Ross's Auctioneers	8,327.27
2	Smith Broughton and Son	14,770

7. Plant No. 14404111 – Allocation: Kununurra Road Maintenance
Budget allocation: \$10,000

The combination smooth drum and tyred roller together with a trailer were offered for outright purchase based on the view that the equipment was not suited for the Shire's operations. The Executive Manager of Engineering and Development Services considers that the use of the equipment has been under-utilised and should be retained on the basis of increased usage.

Item	Tenderer	Trade Value
1	Ross's Auctioneers	11,054.55
2	Chiplee Pty Ltd	13,500
3	Smith Broughton and Son	9,770

The tender documentation nominated evaluation criteria which the Executive Manager of Engineering and Development Services has undertaken and will be available at the meeting.

Where Council may choose to not accept Bridge Toyota as a conforming tender, Recommendation 3 would be replaced with:

“the tender as submitted by Argyle Motors for the supply and delivery of one (1) only Holden Rodeo DX 4WD Tray Top Utility for the sum of \$27,788.27 (excluding GST) and purchase of the trade vehicle (1BJN 958) for the sum of \$6,363.18 (net of GST) be accepted as the most advantageous to Council”

ATTACHMENTS

Nil

VOTING REQUIREMENT

Simple Majority

RECOMMENDATION

That Council:

1. accept the tender submission by Bridge Toyota as a conforming tender;
2. the tender as submitted by Argyle Motors for the supply and delivery of one (1) only Toyota Landcruiser 70 Series Workmate Tray Top Utility for the sum of \$45,320.82 (excluding GST) as replacement for Plant No. 7604001 and purchase of the trade vehicle (WY 9312) for the sum of \$16,363.64 (net of GST) be accepted as the most advantageous to Council;
3. the tender as submitted by Bridge Toyota for the supply and delivery of one (1) only Toyota SR Hilux Tray Top Utility for the sum of \$31,694.91 (excluding GST) and purchase of the trade vehicle (1BJN 958) for the sum of \$13,181.91 (net of GST) be accepted as the most advantageous to Council;
4. the tender as submitted by Argyle Motors for the supply and delivery of one (1) only Toyota Landcruiser 70 Series Workmate Tray Top Utility for the sum of \$44,790.82 (excluding GST) and purchase of the trade vehicle (WY11194) for the sum of \$27,272.73 (net of GST) be accepted as the most advantageous to Council;
5. the tender as submitted by Argyle Motors for the supply and delivery of one (1) only Holden Rodeo DX 4WD for the sum of \$27,763.27 (excluding GST) and purchase of the trade vehicle (WY10650) for the sum of \$10,909.09 (net of GST) be accepted as the most advantageous to Council;
6. the tender as submitted by Vanderfield Pty Ltd for the supply and delivery of one (1) only JD5325 cab tractor with JD542NSL Loader and Bucket for the sum of \$64,400 (excluding GST) and purchase of the trade vehicle (WY10367) for the sum of \$23,000 (net of GST) be accepted as the most advantageous to Council;
7. the tender as submitted by Smith Broughton and Son for the purchase of the 2000 Mitsubishi Canter truck (WY11497) for the sum of \$14,770 (net of GST) be accepted as the most advantageous to Council; and
8. not accept any tender for the Bomag roller and transport trailer on the basis that the tendered prices were not acceptable, and the Executive Manager Engineering and Development Services review the operational use of the roller with a view to increase plant utilisation.

COUNCIL RESOLUTION

Minute No.7710

Moved: Cr K. Wright

Seconded: Cr B. Barnes

- 1. That Council does not accept the tender from Bridge Toyota as a conforming tender;**
- 2. the tender as submitted by Argyle Motors for the supply and delivery of one (1) only Holden Rodeo DX 4WD Tray Top Utility for the sum of \$27,788.27 (excluding GST) and purchase of the trade vehicle (1BJN 958) for the sum of \$6,363.18 (net of GST) be accepted as the most advantageous to Council;**
- 3. the tender as submitted by Argyle Motors for the supply and delivery of one (1) only Toyota Landcruiser 70 Series Workmate Tray Top Utility for the sum of \$45,320.82 (excluding GST) as replacement for Plant No. 7604001 and purchase of the trade vehicle (WY 9312) for the sum of \$16,363.64 (net of GST) be accepted as the most advantageous to Council;**
- 4. the tender as submitted by Argyle Motors for the supply and delivery of one (1) only Toyota Landcruiser 70 Series Workmate Tray Top Utility for the sum of \$44,790.82 (excluding GST) and purchase of the trade vehicle (WY11194) for the sum of \$27,272.73 (net of GST) be accepted as the most advantageous to Council;**
- 5. the tender as submitted by Argyle Motors for the supply and delivery of one (1) only Holden Rodeo DX 4WD for the sum of \$27,763.27 (excluding GST) and purchase of the trade vehicle (WY10650) for the sum of \$10,909.09 (net of GST) be accepted as the most advantageous to Council;**
- 6. the tender as submitted by Vanderfield Pty Ltd for the supply and delivery of one (1) only JD5325 cab tractor with JD542NSL Loader and Bucket for the sum of \$64,400 (excluding GST) and purchase of the trade vehicle (WY10367) for the sum of \$23,000 (net of GST) be accepted as the most advantageous to Council;**
- 7. the tender as submitted by Smith Broughton and Son for the purchase of the 2000 Mitsubishi Canter truck (WY11497) for the sum of \$14,770 (net of GST) be accepted as the most advantageous to Council; and**

8. not accept any tender for the Bomag roller and transport trailer on the basis that the tendered prices were not acceptable, and the Executive Manager Engineering and Development Services review the operational use of the roller with a view to increase plant utilisation.

Carried: 5/3

NOTE: Cr K Wright requested that the votes for and against the motion be recorded.

For:	Cr M Pucci	Against:	Cr D Ausburn
	Cr B Barnes		Cr J Parker
	Cr K Wright		Cr M Middap
	Cr J Buchanan		
	Cr R Devenish-Meares		

NOTE: Council decision differed from the Officer's Recommendation as Council believed it more prudent to not accept the Bridge Toyota Tender as a conforming tender.

12.2. DEVELOPMENT SERVICES

12.2.1 Lot 482 Jabiru Road– Reduced Setback – Fruit Packing Shed

DATE:	15 May 2007
PROPONENT:	Grant Lodge
LOCATION:	Lot 482 Jabiru Road
ATLAS REFERENCE:	Map 46 A5
AUTHOR:	Jo Barkla, Town Planning Officer
REPORTING OFFICER:	Peter Stubbs, Chief Executive Officer
FILE NO:	01.1623.02
ASSESSMENT NO:	1623

PURPOSE

For Council to consider granting development consent to an application from Grant Lodge for a proposed fruit packing shed with reduced side setbacks at Lot 482 Jabiru Road, Kununurra.

BACKGROUND

The application requires Council to exercise discretion to reduce the side setbacks required under Town Planning Scheme No. 7.

SITE LOCATION

The subject site is located adjacent to Lake Kununurra at Lot 482 Jabiru Road. The land is zoned Rural Agriculture 2 and is surrounded on two sides by crown land (Special Foreshore Reserve and Conservation/Environmental Protection Reserve). A Rural Agriculture 2 lot abuts the land to the south. The site is developed with an existing house and the land is used for horticultural activity.

PROPOSED LAND USE / DEVELOPMENT

The proposed development consists of a packing shed with a cool room and shower/toilet facilities, a work area and open drive through area for loading.

Lot 482 Jabiru Road is currently used for predominantly agricultural purposes. The packing shed will support the existing horticultural activity on the land.

Plans of the proposed development are attached (see Attachments 1 and 2).

FINANCIAL IMPLICATIONS

An application fee of \$90.00 has been paid, based on an assessment of development costs of \$15,000 by the applicant.

COMMUNITY CONSULTATION

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

ATTACHMENTS



The subject site is shown above. Development plans are also attached.

PLANNING ASSESSMENT

Strategic/Structure Plans

The Local Planning Strategy designates the subject land for agricultural uses.

Town Planning Scheme No. 7 – Kununurra and Environs

The subject land is zoned Rural Agriculture 2 under Town Planning Scheme No 7 - Kununurra and Environs. The Scheme lists the following objectives for this zone:

5.19 RURAL AGRICULTURE 2 ZONE

5.19.1 Objectives

(a) *to ensure the adequate supply of land for intensive agricultural and horticultural holdings in localities of adequate water supply and suitable soil types;*

(b) *to promote the use of these lots for the production of horticultural crops and associated uses;*

Under Clause 5.2.1 of the Scheme, the packing shed requires planning approval as it is an outbuilding of greater than 60m².

Under Clause 5.21.1 of the Scheme, buildings on Rural Agriculture 2 zoned land require a 20 metre side and rear setback to property boundaries. The application achieves the rear setback. The applicant has submitted a request for a reduced setback to the northern side boundary due to:

"1. We have 3 trees on the south side and we would prefer to save these. Also, if we put the shed too close they could then become a problem in the future.

Crown land designated as nature reserve joins the northern boundary and we will never have any residing neighbours to cause conflict.

It seems practical in this instance to leave the healthy trees in place and place the shed a safe distance from them and still be 15m from the boundary."

Under Clause 5.5 of the Scheme, the Council has the discretion to modify development standards, which in this case is a request to reduce the side setback.

CONCLUSION / COMMENT

The proposed development of a packing shed is permitted under the current provisions of the Scheme, and cannot be refused.

The location of the packing shed complies with Scheme provisions with the exception of a reduced setback on the northern boundary. The applicant has requested a 15 metre setback, reduced from 20 metres, on the basis that it will save existing trees, protect the packing the shed from root damage, and the boundary to which the setback is reduced is crown land and thereby will have little impact on neighbours.

While there are no neighbours that will be affected by the reduced setback, the Crown land is reserved for Conservation and Environmental Protection and the amenity of that reserve should be protected. Accordingly, the reduced setback is supported, subject to vegetation screening.

VOTING REQUIREMENT

Simple Majority.

RECOMMENDATION

That Council grant Planning Approval to Grant Lodge for the development of Lot 482 Jabiru Road with a packing shed, with a reduced setback to the northern boundary of 15 metres in accordance with the submitted plans, and subject to the following conditions:

- 1 Native vegetation shall be planted to screen the development to the adjoining Conservation and Environmental Protection Reserve, to the satisfaction of Council.

- 2 Compliance with all the requirements of the appropriate Statutory Authorities.
- 3 Stormwater shall not pond on any open area of the site or against any building or structure.
- 4 Any other conditions issued under Delegated Authority by the Chief Executive Officer in accordance with Councils Standard Conditions List.

COUNCIL RESOLUTION

Minute No. 7711

Moved: Cr K. Wright

Seconded: Cr J. Buchanan

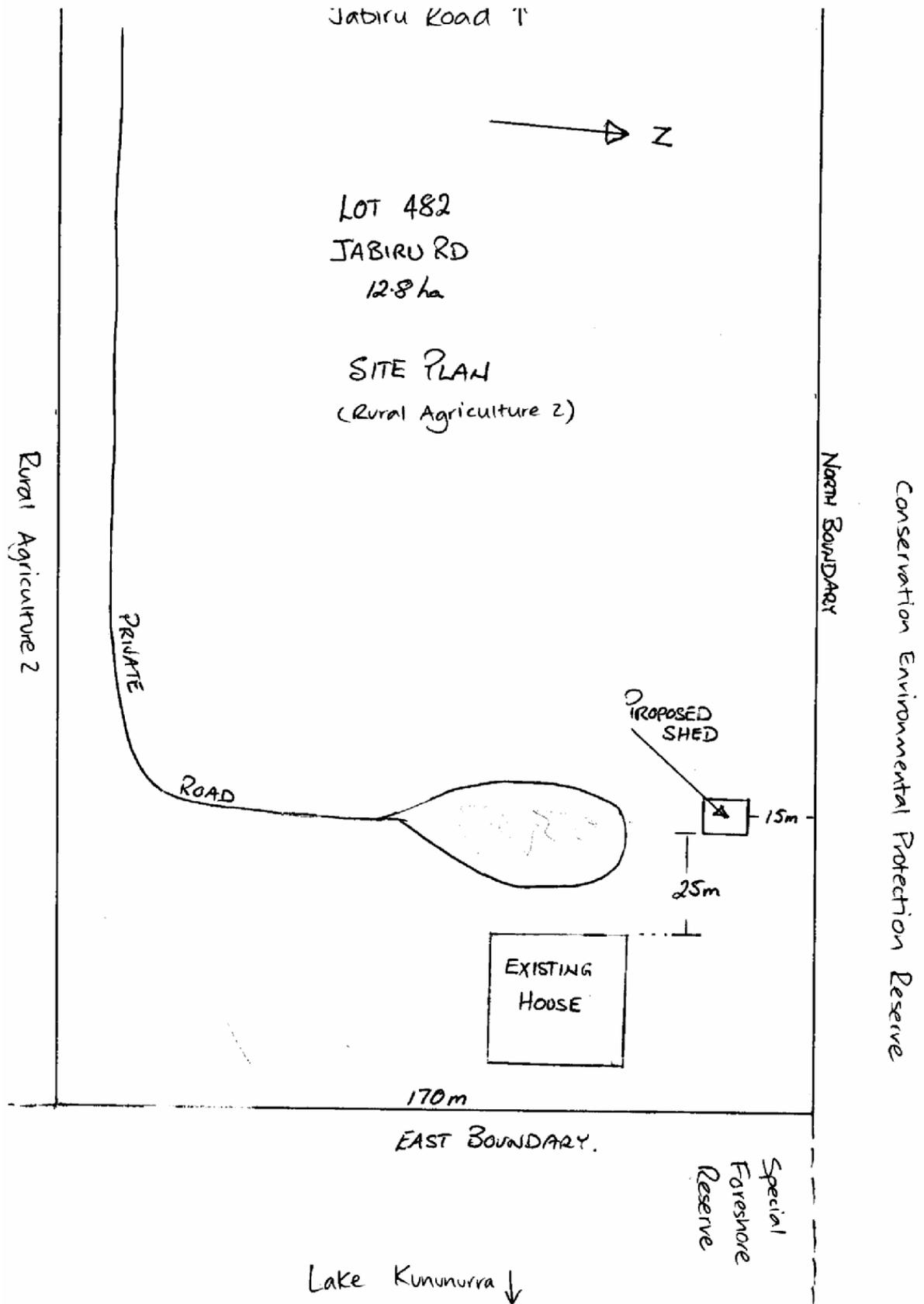
That Council grant Planning Approval to Grant Lodge for the development of Lot 482 Jabiru Road with a packing shed, with a reduced setback to the northern boundary of 15 metres in accordance with the submitted plans, and subject to the following conditions:

- 1 Compliance with all the requirements of the appropriate Statutory Authorities.**
- 2 Stormwater shall not pond on any open area of the site or against any building or structure.**
- 3 Any other conditions issued under Delegated Authority by the Chief Executive Officer in accordance with Councils Standard Conditions List.**

Carried Unanimously: 8/0

NOTE: Council decision removed the Officer's Recommendation 1 as it considered vegetation planning to create screen was unnecessary.

ATTACHMENT 1: SITE PLAN



12.2.2 Structure Plan - Lot 21 Weero Road, Kununurra

DATE:	15 May 2007
PROPONENT:	John and Pauline Kirby
LOCATION:	Lot 21 Weero Road
ATLAS REFERENCE:	Map 37 D5
AUTHOR:	Keith Williams, Executive Manager of Town Planning
REPORTING OFFICER:	Peter Stubbs, Chief Executive Officer
FILE NO:	01.2462.02
ASSESSMENT NO:	2462

PURPOSE

For Council to consider adoption of the Structure Plan for Lot 21 Weero Road.

BACKGROUND

Council considered the draft structure plan for Lot 21 Weero Road at the February 2007 briefing session. At that stage documentation supporting the structure plan had not been submitted. A structure plan report and an engineering report have subsequently been submitted. The engineering assessment was submitted on Monday 12 March, and the structure plan report was submitted Thursday 15 March.

An item noting progress was presented to Council in March 2007.

Site Location

The subject site is located on Weero Road, and constitutes the Weero Road Rural Living Area. It is approximately 15 kilometres by road from the centre of Kununurra, and is located to the north west of the town.

Proposed land Use / Development

The structure plan will provide for the subdivision and development of the site for Rural Residential purposes.

FINANCIAL IMPLICATIONS

N/A

PLANNING ASSESSMENT

Local Planning Strategy

The proposed land uses are consistent with the endorsed LPS, which allocates the land for rural residential purposes. The lot yield is greater than that permitted under the Local Planning Strategy, and if Council supports the structure plan then the LPS will be required to be modified to reflect the higher lot yield.

Town Planning Scheme No 7

The land is located within the Weero Road Rural Living Area, which was included in the Scheme via Amendment 3 to the Scheme. The structure plan promotes land uses and development that are consistent with this zoning.

CONSULTATION

No public consultation has taken place.

CONCLUSION / COMMENT

The Lot 21 Weero Road Structure Plan and documentation has been submitted for consideration by Council.

Following concerns regarding engineering issues, SMEC undertook an assessment to determine the adequacy of the report and plan with specific regard to the following issues:

- Drainage and stormwater disposal locations
- Design of drainage and stormwater disposal drains and channels
- Design of roadside drains
- Design and location of detention basins

SMEC undertook the assessment, and have provided advice regarding modifications. These modifications can, however, be addressed at the detailed design stage, after approval of the subdivision.

The design of the proposed subdivision is not ideal, however, it is adequate, and given the significant delays that have occurred during preparation of the Local Planning Strategy and amendment processes, and opposition to any further modifications from the proponent, it is considered that the design can be supported, subject to some minor modifications.

While no connection is currently required, it is considered that a connection to King Location 781 which adjoins the subject site to the south should be provided for, as this is the most likely location of any future rural residential subdivision, if any further subdivision takes place in this area.

Greater lot yields than currently permitted under the LPS are supported, as they will generate a greater supply of land, which is currently in short supply, and will also create lot sizes that will be easier to manage. Additionally, now that the Kununurra Heavy Haulage Route has been confirmed by Main Roads WA, the higher lot yield will provide lifestyle housing in close proximity to the Ord Irrigation Area.

It is recommended that the structure plan be approved.

ATTACHMENTS

Plans will be tabled at the meeting. Plans and reports are available on request.

Advice from SMEC is attached as Attachment 1.

VOTING REQUIREMENT

Simple Majority.

RECOMMENDATION

1. That Council adopt the Structure Plan as submitted by J & P Kirby for Lot 21 Weero Road, subject to the following modifications:
 1. A road reserve is allocated to allow a future connection to King Location 781, to allow for a connecting road in the event that subdivision of KL 781 takes place at some point in the future.
2. That Council advise J & P Kirby that the matters raised in the attached advice from SMEC Pty Ltd (ref 3006054/614/01du) will need to be addressed during the detailed design stage of the subdivision process.
3. That Council acknowledge the inconsistencies with the Local Planning Strategy with regard to the lot yield of Lot 21 Weero Road, and advise the Western Australian planning commission that Council supports the variation for the following reasons:
 1. The structure plan generates a greater supply of land, which is currently in short supply, and will reduce impact on Priority Agricultural Land;
 2. The structure plan will create a variety of lot sizes that will be easier to manage by future land owners;
 3. The Kununurra Heavy Haulage Route has been confirmed by Main Roads WA, and the higher lot yield will provide lifestyle housing in close proximity to the Ord Irrigation Area.

COUNCIL RESOLUTION

Minute No. 7712

Moved: Cr J. Buchanan

Seconded: Cr R. Devenish-Meares

1. **That Council adopt the Structure Plan as submitted by J & P Kirby for Lot 21 Weero Road, subject to the following modifications:**
2. **That Council advise J & P Kirby that the matters raised in the attached advice from SMEC Pty Ltd (ref 3006054/614/01du) will need to be addressed during the detailed design stage of the subdivision process.**
3. **That Council acknowledge the inconsistencies with the Local Planning Strategy with regard to the lot yield of Lot 21 Weero Road, and advise the Western Australian planning commission that Council supports the variation for the following reasons:**

1. The structure plan generates a greater supply of land, which is currently in short supply, and will reduce impact on Priority Agricultural Land;
2. The structure plan will create a variety of lot sizes that will be easier to manage by future land owners;
3. The Kununurra Heavy Haulage Route has been confirmed by Main Roads WA, and the higher lot yield will provide lifestyle housing in close proximity to the Ord Irrigation Area.

Carried: 7/1

NOTE: Council decision removed the Officer's Recommendation 1.1 as Council considered the Road Reserve as being unnecessary.

SMEC Australia Pty Ltd

Level 6, 12 St. George's Terrace, Perth WA 6000
Telephone: (08) 9323 5900 Facsimile: (08) 9323 5901
ABN: 47 065 475 149

Our Ref: 3006054/614/07/du

26th April 2007

Shire of Wyndham East Kimberly
PO Box 614
KUNUNURRA WA 6743

Attention: Mr Keith Williams

Dear Keith,

VALENTINE FALLS ESTATE- STORMWATER RUNOFF ANALYSIS

SMEC submitted initial review of the Valentine Falls Estate on the 3rd April 2007.

In reply to the additional information received by email on the 11th April 2007, we wish to offer the following additional comments.

Response to comment #1

Perimeter drain for catchment A. It is noted that further attention is required at the detailed design phase to assess the capacity of the existing drain and ensure it will not overtop. Should the capacity of the drain not be sufficient, the size of the proposed levee bank will need to be calculated during detailed design.

Response to comment #2

Drainage of catchments G and F. It is noted that the drainage from both of these catchments discharge to drain C9. The preliminary catchment analysis undertaken by SMEC combines the peak run off from catchment F and C to calculate the approximate peak flow occurring in drain C9. The flows calculated by SMEC are higher than those calculated by GHD. In addition the flows calculated by SMEC do not take account of the additional discharge from catchment area G. It is noted that this flow rate is constricted by the existing 450 diameter culvert crossing at Weero Road. The flow rate predicted at the outlet of the existing culvert should be included in the detailed design flow calculations.

Response to comment #3

Details of Rational Method Calculations. SMEC has undertaken a review of the Rational method calculations provided and make the following comments:

General Overview

SMEC undertook preliminary calculations to estimate the peak storm water run off generated from the catchments B to E. Run off flows have been estimated using the Rational Method calculation documented in Australian Rainfall and Run Off (ARR87) Book 4. The equations relevant to the Wyndham and Kununurra Area (area 7 in figure 1.7) have been used to calculate run off coefficients and times of concentration. Flow path lengths have been established by scaling lengths from the drawings provided.

The values of calculated times of concentration (t_c) and coefficients of run off (c) are shown on the attached spreadsheet for the 5 catchments checked. The spreadsheet also shows the estimated peak run off flow calculated for each of the catchment areas.

Channel length for calculations provided

The channel lengths documented in the calculations do not appear to correspond with the lengths and scales shown on the drawings provided. The resulting channel lengths are approximately double the length of the flow paths assumed and measured for the calculations undertaken by SMEC.

Time of Concentration T_c (min)

The time of concentration values provided in the GHD calculations are approximately twice those estimated by SMEC. This could be explained by the apparent discrepancy in channel lengths / run off lengths used in each of the different calculations. A thorough check of the proposed channel lengths is recommended to confirm the calculated time of concentrations. This will have a significant impact on the estimate peak run off.

Coefficient of runoff - C Factor

The C factor values used by GHD are 20% lower than those calculated by SMEC using the equations provided in ARR87. The lower values of C used in the GHD calculations will result in a lower estimate of peak flow by approximately 20% accordingly. This should be checked further and the design value confirmed during detailed design.

If you require any further detail regarding this matter please contact the undersigned.

Yours sincerely

Debbie Unwin
Civil Engineer
Enc.

LOT 21 WIPERO ROAD

Catchment	Area (km ²)	L (km)	h (h)	C10	I5	I20	C5	C20	Q5	Q20
A	?	?	?	?						
B	0.588	1.32	0.45169	0.722368	98.78	132.88	0.684578	0.787382	10.47088	15.52231
C*	0.3728	1.32	0.381601	0.722868	110.89	147.51	0.684578	0.787382	7.823873	7.93726
D	0.6289	1.76	0.475730	0.670118	98.78	132.88	0.622020	0.736069	11.11008	17.53093
E	0.1814	1.2	0.298584	0.738378	118.05	158.71	0.674908	0.804003	4.288371	6.798023
F	0.8782	1.54	0.633263	0.697206	91.39	121.00	0.641429	0.776954	14.37781	22.58788

* Flow in CG = C + E. No allowance has been made for catchment G as no information has been supplied.

Cyl/C10	ANK	2	5	10	20	50
1		0.85	0.82	1	1.09	1.2
10		0.72	0.86	1	1.14	1.3
100		0.61	0.8	1	1.22	1.48
250		0.57	0.78	1	1.25	1.63

12.2.3 Reserve 41812 - Foreshore Reserve - Celliston Nominees Lease

DATE:	15 May 2007
PROPONENT:	Celliston Nominees
LOCATION:	Foreshore Lease 41812
ATLAS REFERENCE:	Map 54 C3
AUTHOR:	Peter Stubbs, Chief Executive Officer
REPORTING OFFICER:	Peter Stubbs, Chief Executive Officer
FILE NO:	01.2860.02
ASSESSMENT NO:	2860

PURPOSE

For Council to consider the rescission of a resolution regarding Celliston Nominees lease and three commercial leases over Foreshore Reserve 41812.

BACKGROUND

Council established a three year lease with Celliston Nominees on the Lily Creek Lagoon foreshore in June 2005. The lease is due to expire in May 2008.

Council resolved to modify the lease provisions in March 2006.

At the May Briefing Session, Council instructed officers to make all lease consistent, and to ensure all commercial leases of the foreshore [three caravan park leases and Celliston Nominees lease] contained the same provisions.

The Department of Water, a co-vestee in the Foreshore Reserve, has advised that it will not modify the terms of the current lease. A copy of this advice is attached.

At the March 2007 Ordinary Meeting of Council, the following resolution was passed:

Minute No. 7647

- 1. That until there is resolution of the differences between the Shire of Wyndham East Kimberley and the Department of Water regarding the conditions pertaining to leases on Reserve 41812 all matters relating to the Shire's involvement in the operation of such leases are put on hold.*
- 2. The Shire and Department of Water to resolve such differences and report back to council before commencement of surveillance of such leases will resume.*
- 3. All leases will continue as is until such above resolution.*
- 4. That Council direct the officers to institute the resolution of Council directed to awarding Celliston Nominees option of three year renewal on their lease.*

*Moved: Cr K. Wright
For: Cr K. Wright
Cr B. Barnes*

Seconded: Cr J. Buchanan

Cr J. Parker
Cr D. Ausburn
Cr R. Devenish-Meaers
Cr M. Middap
Cr J. Buchanan

Against: Cr M. Pucci
Cr G. Green

Council's CEO, Executive Manager of Town Planning, the Shire President and Councillor Buchanan have since met the Acting Director General of the Department of Water, Paul Frewer, as well as the Regional Manager - Kimberley, Mr Dave Munday, to attempt to resolve the issues that Celliston Nominees has with the lease.

The Shire President, Councillor Ausburn and Councillor Buchanan have also met with the Department Regional Manager - Kimberley.

STATUTORY IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Council earns a modest income from the three foreshore leases. These funds are allocated to a reserve fund and are required to be acquitted to foreshore uses.

STRATEGIC IMPLICATIONS

Nil

COMMENT

Council's March resolution contains conditions that are of significant concern and prevent officers from acting on any foreshore issues related to the existing leases [notwithstanding that the leases were never executed properly].

Specifically, the resolution prevents the three caravan park leases being executed in accordance with Council's execution of the leases. This potentially leaves Council open to legal action due to its failure to have the leases executed. While the risk of this action being taken is low, as the caravan park owners are tenants at will, there may still be some liability due to the imminent sale of several of the caravan parks.

Failure to allow officers to act on foreshore leases could result in action by the leaseholders, as tenants at will.

Council officers have made significant progress with negotiations with the Department of Water and some answers to the issues that Celliston Nominees has with its lease are imminent. Correspondence from the Department, confirming the need to progress co-operatively to resolve these issues, is attached.

It is considered that it is inappropriate to put the other leases 'on hold' given that the resolution to the Celliston Nominees lease requires the agreement of an external party.

Further to this, the resolution may be anti-competitive, as it favours a specific leaseholder, at the expense of other leaseholders, and given that Council has signed the leases, is contradictory to previous resolutions to have the leases executed.

It is recommended that the resolution be rescinded:

- To allow officers to undertake the appropriate actions to ensure the leases progress in accordance with Council approving the leases and signing them
- To ensure no anti competitive decisions
- To ensure no contradictory resolutions
- To ensure no action is taken against Council

Officers will continue to pursue resolution to the Celliston Nominees lease issues.

ATTACHMENTS

Lease Schedule
Letter from Department of Water

VOTING REQUIREMENT

Absolute Majority

RECOMMENDATION

1. That Council consider a rescission of resolution 7647.
2. That Council rescinds resolution 7647, which reads as follows:

Minute No. 7647

Moved: Cr K. Wright

Seconded: Cr J. Buchanan

1. *That until there is resolution of the differences between the Shire of Wyndham East Kimberley and the Department of Water regarding the conditions pertaining to leases on Reserve 41812 all matters relating to the Shire's involvement in the operation of such leases are put on hold.*
2. *The Shire and Department of Water to resolve such differences and report back to council before commencement of surveillance of such leases will resume.*
3. *All leases will continue as is until such above resolution.*
4. *That Council direct the officers to institute the resolution of Council directed to awarding Celliston Nominees option of three year renewal on their lease.*

Carried: 7/2

*For: Cr K. Wright
Cr B. Barnes*

Cr J. Parker
Cr D. Ausburn
Cr R. Devenish-Meares
Cr M. Middap
Cr J. Buchanan

Against: Cr M. Pucci
Cr G. Green

COUNCIL RESOLUTION

Minute No. 7713

Moved: Cr K. Wright

Seconded: Cr M. Middap

That Council do not rescind Minute No. 7647

LOST: 0/8

Cr B Barnes foreshadowed the following motion:

Moved: Cr B. Barnes

Seconded: Cr K. Wright

That Council defer the Item to the Council Briefing Session, 5 June 2007.

The Mover and Seconder withdrew the foreshadowed motion.

Cr J Buchanan moved the following motion:

Minute No. 7714

Moved: Cr J. Buchanan

Seconded: Cr M. Middap

1. That Council rescind the following clauses in Council Minute No. 7647:

- 1. That until there is resolution of the differences between the Shire of Wyndham East Kimberley and the Department of Water regarding the conditions pertaining to leases on Reserve 41812 all matters relating to the Shire's involvement in the operation of such leases are put on hold.**
- 2. The Shire and Department of Water to resolve such differences and report back to Council before commencement of surveillance of such leases will resume.**
- 3. All leases will continue as is until such above resolution.**

Carried Unanimously: 8/0



Department of Water
Government of Western Australia

Your ref:
Our ref: KN1195-92
Enquiries: Kellie Logg 9166 4113

Doc No.	058508
Date	15.5.07
Officer	CEJ
Response	01.2860.02

Peter Stubbs
Chief Executive Officer
Shire of Wyndham East Kimberley
PO Box 614
Kununurra WA 6743

Dear Mr Stubbs

Re: Extension of Celliston Nominees Lease Discussions

I am writing to you to provide you with a summary of our recent discussion held in the council chambers on April 27th, regarding the lease agreement for Celliston Nominees.

The following items regarding the extensions of Celliston Nominees lease reflect the Department of Water position:

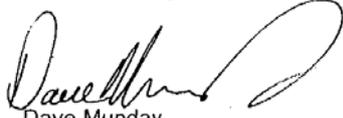
- The Department of Water does not support extension of the Celliston Nominees lease, other than incremental lease extensions on a year by year basis up to a maximum of 3 years or until the commercial boat facility is constructed, in line with Item 2 of the Schedule of the original lease: *This lease shall expire upon the:*
 1. *Completion of the term of the lease; or*
 2. *Six (6) months after the date of a written notice from the Lessor to the Lessee advising that a suitable alternate commercial boating facility, is/or will be, available on Lake Kununurra;*
Which ever is the sooner.
- As per Item 2 of the Schedule to the current lease, following the development of the commercial boat facility the Celliston Nominees activities would move to the commercial boat facility site.
- The Department of Water does not support the lease being converted to an exclusive use lease as the implementation of exclusive use leases for this reserve would be contrary to State Government policy (see DPI's Government Land Policy Manual, Policy Statement 4.4.4 *Management of Foreshore Reserves*).
- The Department of Water agrees to amend the lease in conjunction with the Shire of Wyndham East Kimberley to revise such things as changes to the term; the rental fee; conditions relating to weed removal and native vegetation protection; biennial lease reviews; and the requirement of a Risk Management Plan for the leased area.
- As discussed the Department of Water recommends that at termination of the Celliston Nominees lease (at the end of 3 years or upon completion of the commercial boat facility) the area will go to public tender before it is converted to a longer tenure.

Kimberley Region
Lot 225 Bandicoot Drive Kununurra Western Australia 6743
PO Box 625 Kununurra Western Australia 6743
Telephone (08) 9166 4100 Facsimile (08) 9426 4818
www.water.wa.gov.au

XDPWLOET

Please do not hesitate to contact myself or Kellie Loge in the Kununurra Office should you have any queries regarding this matter.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Dave Munday', with a large, sweeping flourish extending to the right.

Dave Munday
Regional Manager - Kimberley
15 May 2007

THE SCHEDULE

Item 1 - Land:

ALL THAT portion of Reserve No. 41812 containing approximately 1700 square metres shown bordered green on the Plan annexed to this Lease (Annexure 'A').

Item 2 - Term:

Three (3) years commencing on 1st ^{JUNE MS B}May 2005 and expiring on 31st ^{MAY MS B}April 2008.

This lease shall expire upon the:

1. Completion of the term of the lease; or
2. Six (6) months after the date of a written notice from the Lessor to the Lessee advising that a suitable alternate commercial boating facility, is/or will be, available on Lake Kununurra;

Which ever is the sooner.

Item 3 - Option of Renewal:

At the end of the lease term, the lessee may apply to the lessor for a new lease on the lease area, however there is no automatic renewal of this lease.

Item 4 - Rent:

\$5,100 per annum plus GST payable annually in advance on the first day of January in each year during the Term commencing on 1 January 2005.

Item 5 - Rent Review Dates:

^{JUNE MS B}
1 May 2006

^{JUNE MS B}
1 May 2007

Item 6 - Use of Land:

Activities and operations associated with the operation of a marine based tourism and recreation enterprise, and consistent with the designated purpose for which the Reserve is reserved under s.41 of the Land Administration Act 1997, but subject to all local government and other approvals required by law being first obtained by the Lessee prior to commencement of any development of the Land by the Lessee.

~~The lessee further agrees not to offer or sell any third party products, goods or services not directly associated with the lessee's use of the lease area.~~ MS B.

All development, construction or improvements shall be, at the discretion of the Lessor, removed at expiry of the lease. Any development, construction or improvements not removed at the expiry of the lease shall become the property of the Lessor. All costs associated with the removal of any development, construction or improvement shall be borne by the Lessee.

Item 7 - Lessee's Proportion:

That portion of the Reserve identified on the Plan annexed to this Lease (Annexure 'A') and defined by the survey points as shown on the Plan.

Item 8 - Development of the Land

All development, construction and improvements to the land and or lease area shall occur only in accordance with the development plan annexed to this lease (Annexure 'B'). All development, construction and improvement shall not commence without prior approval of the Shire of Wyndham East Kimberley.

Cr Pucci and Cr Parker left the meeting room at 7:32pm.

12.2.4 Town Planning Scheme No 6 - Proposed Amendment - Wyndham Lots

DATE:	15 May 2007
PROPONENT:	Department of Housing and Works
LOCATION:	Various Lots within Wyndham
ATLAS REFERENCE:	Various
AUTHOR:	Jo Barkla, Town Planning Officer
REPORTING OFFICER:	Peter Stubbs, Chief Executive Officer
FILE NO:	43.30.16 and 43.30.17
ASSESSMENT NO:	Various

PURPOSE

For Council to consider the adoption of Amendments 16 and 17 to the Shire of Wyndham East Kimberley Town Planning Scheme No 6 - Wyndham Townsite for final approval. The amendments will rezone various residential lots in Wyndham to achieve higher densities and facilitate redevelopment.

BACKGROUND

Council resolved to initiate the amendments at the Ordinary Council meeting of 19 December 2006. The amendments have been advertised and can now be considered for final approval.

Together, the amendments will rezone 10 lots from Residential R15 to Residential R20 and Residential R25. Four of the lots are owned by the Department of Housing and Works for public housing needs with the balance for the Government Regional Officers Housing (GROH), formerly known as the Government Employees Housing Authority (GEHA). Following rezoning, five of the lots will be developed with two grouped dwellings to provide housing better suited to tenants' needs, while the remainder will be amalgamated and developed with grouped dwellings.

SITE LOCATION

The subject sites are located within existing residential areas of Wyndham:

Lot No	Address	Current Use	Proposed Use	Owner
AMENDMENT 16				
1116	26 Dulverton Street	R15 single house awaiting demolition	R20 2 Grouped Dwellings	DHW
1092	6 Dorrigo Street	R15 single house	R20 2 Grouped Dwellings	DHW
1074	10 Denham Street	R15 vacant lot	R20 2 Grouped Dwellings	DHW
685	11 Murphy Street	R15 vacant lot	R20 2 Grouped Dwellings	DHW
AMENDMENT 17				
1214, 1215, 1216	17, 19, 21 Delamere Street	R15 single house	R25 Grouped Dwellings	GROH

1219, 1220	9,11 Delamere Street	R15 single house	R25 Grouped Dwellings	GROH
933	10 Dulverton Street	R15 single house	R25 2 Grouped Dwellings	GROH

Plans of the specific lots are shown on the amendment plans.

PROPOSED LAND USE / DEVELOPMENT

All lots are proposed to be redeveloped with grouped dwellings. The amendment documentation does not incorporate plans of proposed dwellings for the lots. Any design issues can be resolved during development application assessments.

FINANCIAL IMPLICATIONS

A total fee of \$1000 per Amendment applies for initiation and final approval (total \$2000). The initiation fees are unpaid and a reminder has been sent to DHW.

CONSULTATION

The Amendments were advertised concurrently for 42 days from 22 February 2007 to 6 April 2007 with an advertisement placed in the Kimberley Echo and notification at the Shire offices. As the amendments seek only to redevelop existing residential lots, service agencies were not requested to make comment during the advertising period but have been notified of the amendment for information.

No submissions were received on the amendment.

PLANNING ASSESSMENT

Local Planning Strategy

One of the principal objectives of the local planning strategy is to encourage infill development within the Wyndham residential zones to facilitate provision of housing better suited to residents needs, and to encourage the redevelopment of older housing stock.

Town Planning Scheme No 6

The lots are located within the Residential Zone and have a density coding of R15.

Pursuant to Clause 5.5.1 of Town Planning Scheme No. 6, the objectives of the Residential Zone are:

- “a. *for the allocation and density coding of the Residential Zone throughout the Scheme Area to be designed to provide for the development of the Scheme Area in such a way as will:*
 - (i) *provide sufficient land in appropriate locations for residential development to meet the needs of the Scheme Area’s anticipated growth and populations without unduly restricting the choice sites;*
 - (ii) *promote and safeguard health, safety, convenience, the general public welfare and the amenity of the residential areas.*

- b. Notwithstanding that a proposed development conforms in all other respects with the requirements of the Scheme, Council may at its discretion refuse to grant approval if in its opinion such development would by its siting or construction result in significant deterioration of the amenity or landscape quality of the town.”*

Council Policies

The proposed amendment does not affect any Council Policies.

Modifications

The existing zoning map included in the amendment documents refers to the 'Residential' zone whereas the gazetted zoning maps refer to the 'Residential 1' zone. The text of the Scheme refers to the 'Residential' zone rather than the 'Residential 1' zone. It is proposed to modify the reference on the legend from 'Residential 1' zone to 'Residential' zone as part of Amendment 16.

This will require the submission of a schedule of modifications (Attachment 2) to modify the amendment document and a new provision in the amendment resolution to modify the legend.

CONCLUSION

The proposed rezonings will facilitate development of 10 dwellings from five lots, as well as two grouped dwelling sites at R25 density.

The housing will provide for additional accommodation for residents, as well as for the needs of government employees, more appropriately than existing older housing stock can. The resulting dwellings will be critical to attract new government employees.

The Department of Housing and Works has advised that the properties have been chosen for the following reason:

- *When properties become vacated there is an opportunity to redevelop;*
- *There are some older properties, however, these are still tenanted;*
- *Tenant may not wish to relocate, and may not be appropriate to initiate relocation; and,*
- *Subject properties have been chosen for this round of redevelopment due to availability and readiness for redevelopment.*

The Department of Housing and Works and Council will be working proactively to identify new development areas for future development needs, rather than continue to rezone existing areas, although replacement of older housing stock with newer dwellings is seen as a good outcome.

Rezoning of the land conforms to the objectives of the Local Planning Strategy and the Scheme, and it is considered that the amendments should be supported.

ATTACHMENTS

Amendment Documents are attached – Amendment 16 (Attachment 1) and Amendment 17 (Attachment 3).

VOTING REQUIREMENT

Simple Majority

RECOMMENDATION

1. That pursuant to the Planning and Development Act 2005, Council resolves to amend the Shire of Wyndham-East Kimberley Planning Scheme No 6 by:
 - A. Adopting for final approval with modification proposed Amendment No. 16 by:
 1. Rezoning Lot 1116 (No.26) Dulverton Street, Lot 1092 (No.6) Dorrigo Street, Lot 1074 (No.10) Denman Street and Lot 685 (No.11) Murphy Street, Wyndham from Residential R15 to Residential R20.
 2. Modifying the legend of the existing Scheme Map by rewording the 'Residential 1' designation to read 'Residential'.
 3. Amending the Scheme Maps accordingly.
 - B. Forwarding the schedule of modifications to the Western Australian Planning Commission.
 - C. Advising the Western Australian Planning Commission that no submissions of support, objection or comment were received.
 - D. Forwarding three copies of the signed and sealed Amendment Documents.
 - E. Requesting that the Honourable Minister for Planning and Infrastructure grant final approval to Amendment 16 of Town Planning Scheme No 6 – Wyndham Townsite with modifications.
2. That pursuant to the Planning and Development Act 2005, Council resolves to amend the Shire of Wyndham-East Kimberley Planning Scheme No 6 by:
 - A. Adopting for final approval without modification proposed Amendment No. 17 by:
 1. Rezoning Lot 933 (No. 10) Dulverton Street, Lots 1214, 1215, 1216 (No. 17, 19, 21) Delamere Street, Lots 1219, 1220 (No.9, 11) Delamere Street from Residential R15 to Residential R25.
 2. Amending the Scheme Maps accordingly.
 - B. Advising the Western Australian Planning Commission that no submissions of support, objection or comment were received.
 - C. Forwarding three copies of the signed and sealed Amendment Documents.

- D. Requesting that the Honourable Minister for Planning and Infrastructure grant final approval to Amendment 17 of Town Planning Scheme No 6 – Wyndham Townsite without modification.

COUNCIL RESOLUTION

Minute No. 7715

Moved: Cr K. Wright

Seconded: Cr M. Middap

1. That pursuant to the Planning and Development Act 2005, Council resolves to amend the Shire of Wyndham-East Kimberley Planning Scheme No 6 by:
 - A. Adopting for final approval with modification proposed Amendment No. 16 by:
 1. Rezoning Lot 1116 (No.26) Dulverton Street, Lot 1092 (No.6) Dorrigo Street, Lot 1074 (No.10) Denman Street, Wyndham from Residential R15 to Residential R20.
 2. Modifying the legend of the existing Scheme Map by rewording the 'Residential 1' designation to read 'Residential'.
 3. Amending the Scheme Maps accordingly.
 - B. Forwarding the schedule of modifications to the Western Australian Planning Commission.
 - C. Advising the Western Australian Planning Commission that no submissions of support, objection or comment were received.
 - D. Forwarding three copies of the signed and sealed Amendment Documents.
 - E. Requesting that the Honourable Minister for Planning and Infrastructure grant final approval to Amendment 16 of Town Planning Scheme No 6 – Wyndham Townsite with modifications.
2. That pursuant to the Planning and Development Act 2005, Council resolves to amend the Shire of Wyndham-East Kimberley Planning Scheme No 6 by:
 - A. Adopting for final approval without modification proposed Amendment No. 17 by:
 1. Rezoning Lot 933 (No. 10) Dulverton Street, Lots 1214, 1215, 1216 (No. 17, 19, 21) Delamere Street, Lots 1219, 1220 (No.9, 11) Delamere Street from Residential R15 to Residential R25.
 2. Amending the Scheme Maps accordingly.
 - B. Advising the Western Australian Planning Commission that no submissions of support, objection or comment were received.

- C. Forwarding three copies of the signed and sealed Amendment Documents.**
- D. Requesting that the Honourable Minister for Planning and Infrastructure grant final approval to Amendment 17 of Town Planning Scheme No 6 – Wyndham Townsite without modification.**
- 3. Advise DOHW that Council does not support the rezoning of Lot 685 Murphy Street until such time as the street is upgraded to Council standard.**

Carried Unanimously: 6/0

NOTE: Council decision differs from the Officer's Recommendation as Council would not support re-zoning of Lot 685 Murphy Street, Wyndham, unless the Department of Housing and Works consent to upgrading Murphy Street to facilitate development.

Cr Pucci and Cr Parker returned to the meeting room at 7.40pm.

ATTACHMENT 1:

Shire of Wyndham-East Kimberley

Town Planning Scheme No.6

Amendment No. 16

Prepared by

Department of Housing and Works
November 2006

PLANNING AND DEVELOPMENT ACT 2005

RESOLUTION DECIDING TO AMEND A TOWN PLANNING SCHEME

SHIRE OF WYNDHAM-EAST KIMBERLEY

TOWN PLANNING SCHEME NO. 6

AMENDMENT NO. 16

RESOLVED that the local government, in pursuance of Section 75 of the Planning and Development Act 2005 amend the above Town Planning Scheme by:

Rezoning Lot 1116 (No.26) Dulverton Street, Lot 1092 (No.6) Dorrigo Street, Lot 1074 (No.10) Denman Street, and Lot 685 (No.11) Murphy Street, Wyndham from 'Residential R15' to 'Residential R20'.

Dated this.....day
of.....200.....

Chief Executive Officer

.....

SCHEME AMENDMENT REPORT

INTRODUCTION

The purpose of this amendment is to rezone Lot 1116 (No.26) Dulverton Street, Lot 1092 (No.6) Dorrigo Street, Lot 1074 (No.10) Denman Street, and Lot 685 (No.11) Murphy Street, Wyndham from Residential R15 to Residential R20 to accommodate two (2) dwellings on each lot.

BACKGROUND

The subject lots are all currently zoned Residential R15. Lot 1116 (No.26) Dulverton Street is currently awaiting demolition. Lot 1092 (No.6) Dorrigo Street still contains a dwellings however is earmarked for future redevelopment. Lot 1074 (No.10) Denman Street and Lot 685 (No.11) Murphy Street are both currently vacant lots hence are ready opportunities for redevelopment.

The Department of Housing and Works has a commitment to better meet its housing provision requirements in this area by constructing two (2) dwellings on each of the abovementioned properties.

CONCLUSION

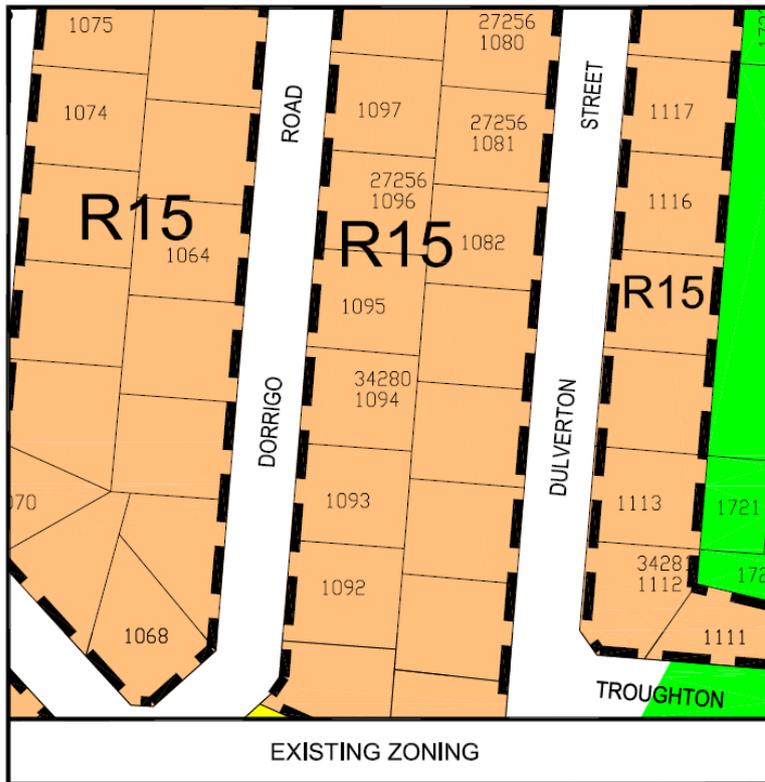
The purpose of this rezoning is to allow the Department of Housing and Works to construct two (2) grouped dwellings for family rental accommodation on land that is surrounded by complimentary residential uses.

The dwellings will be built to a high standard and will not have an adverse impact on the streetscape, residential character or amenity of the area.

The rezoning will also provide for an efficient use of ideally located and fully serviced residential land, whilst contributing to meeting the social obligation placed on the Department to provide housing for the families in the community.

SHIRE OF WYNDHAM-EAST KIMBERLEY
TOWN PLANNING SCHEME No. 6 (District Scheme)

Town Planning and Development Act 1928 (as amended)
 and Town Planning Regulations 1967 (as amended)



LEGEND

ZONES

RESIDENTIAL

INDUSTRIAL

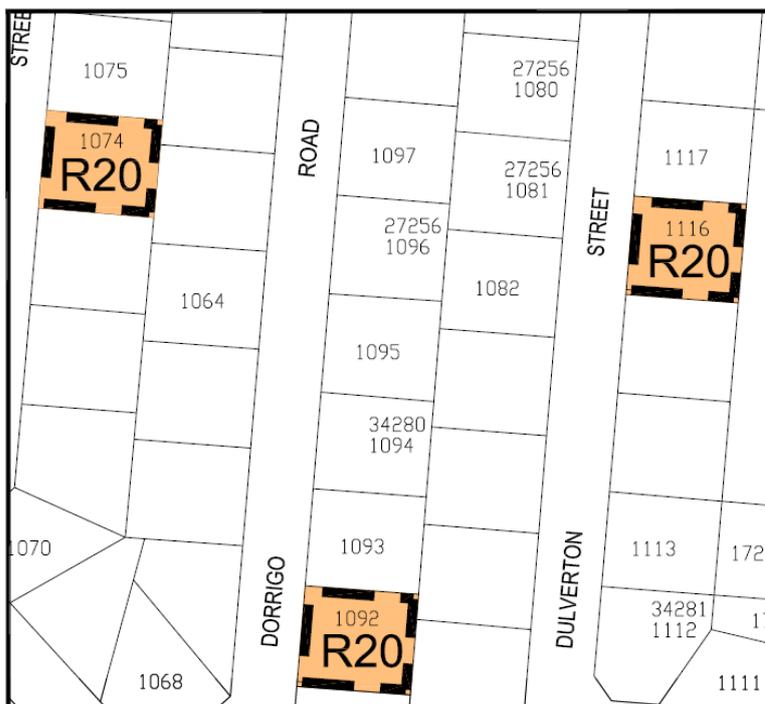
LOCAL SCHEME RESERVES

PARKS AND RECREATION

PUBLIC PURPOSES DENOTED AS FOLLOWS:
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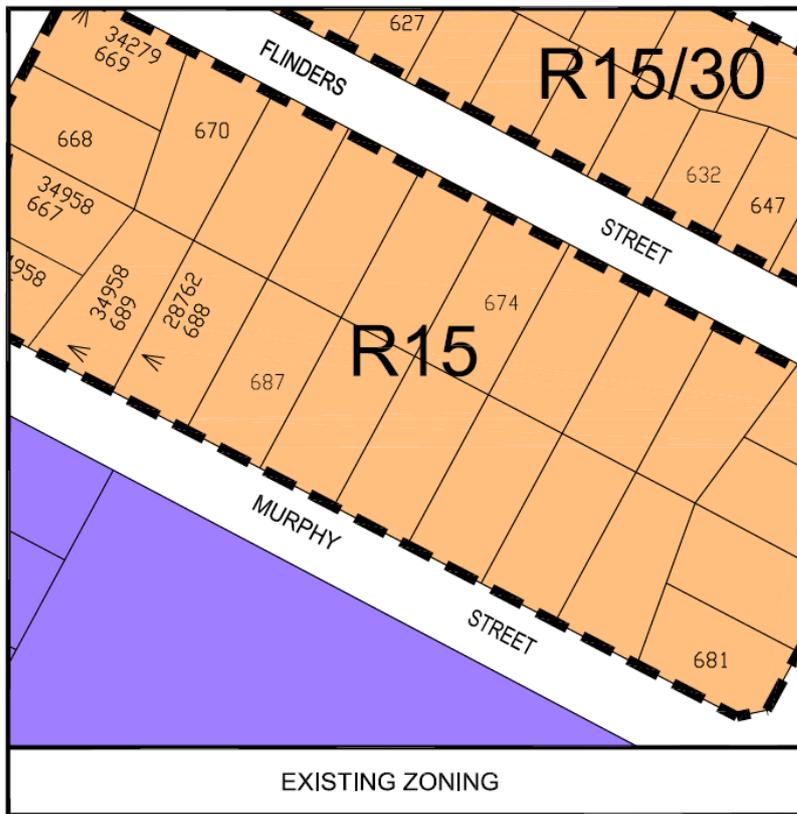
OTHER

R CODES



SHIRE OF WYNDHAM-EAST KIMBERLEY
TOWN PLANNING SCHEME No. 6 (District Scheme)

Town Planning and Development Act 1928 (as amended)
 and Town Planning Regulations 1967 (as amended)



LEGEND

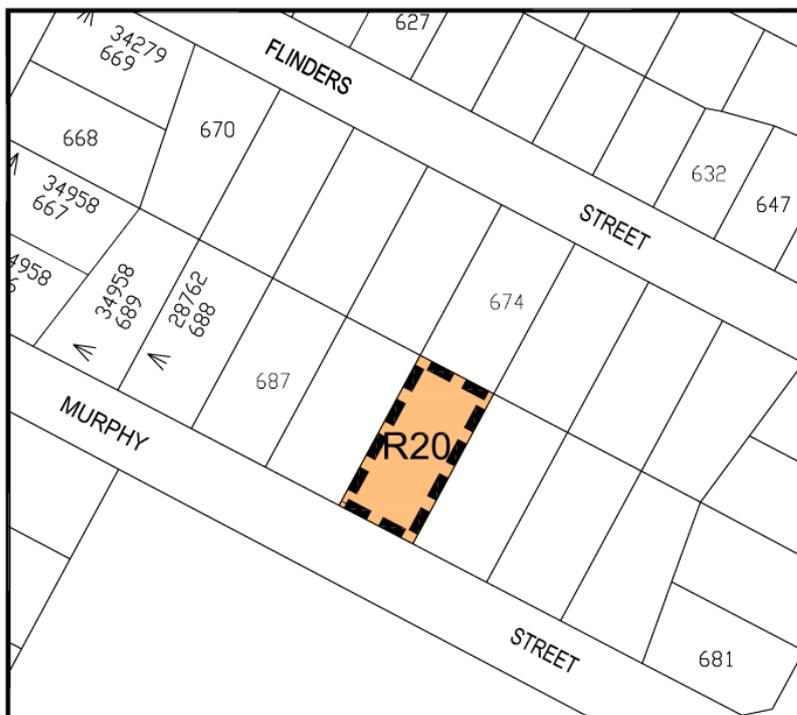
ZONES

RESIDENTIAL

INDUSTRIAL

OTHER

R CODES



ADOPTION

Adopted by resolution of the Council of the Shire of Wyndham-East Kimberley at the Ordinary Meeting of the Council held on theday of200.....

.....
SHIRE PRESIDENT

.....
CHIEF EXECUTIVE OFFICER

PLANNING AND DEVELOPMENT ACT 2005

**SHIRE OF WYNDHAM-EAST KIMBERLEY
TOWN PLANNING SCHEME NO. 6**

AMENDMENT NO. 16

The Shire of Wyndham-East Kimberley under and by virtue of the powers conferred upon it in that behalf by the Planning and Development Act 2005 hereby amends the above Town Planning Scheme by:

1. Rezoning Lot 1116 (No.26) Dulverton Street, Lot 1092 (No.6) Dorrigo Street, Lot 1074 (No.10) Denman Street and Lot 685 (No.11) Murphy Street, Wyndham from Residential R15 to Residential R20.
2. Modifying the legend of the existing Scheme Map by rewording the 'Residential 1' designation to read 'Residential'.
3. Amending the Scheme Maps accordingly.

FINAL APPROVAL

Adopted for final approval by resolution of the Shire of Wyndham-East Kimberley
at
the Ordinary Meeting of the Council held on the.....day
of..... 200.....

The Common Seal of the Shire of Wyndham-East Kimberley was hereunto affixed
by the authority of a resolution of the Council in the presence of:

.....
SHIRE PRESIDENT

.....
CHIEF EXECUTIVE OFFICER

Recommended/submitted for final approval

.....
DELGATED UNDER S.16 PD ACT 2005

.....Date

Final Approval Granted

.....
MINISTER FOR PLANNING AND INFRASTRUCTURE

.....Date

ATTACHMENT 2:**Schedule of Modifications****Amendment 16 to TPS 7**

Item No.	Modification	Officer Comment	Council Recommendation
1	Modifying the legend of the existing Scheme Map by rewording the 'Residential 1' designation to read 'Residential'.	Existing scheme text refers to Residential, not Residential 1. Correcting anomaly.	Modify.

ATTACHMENT 3:

Shire of Wyndham-East Kimberley
Town Planning Scheme No.6
Amendment No. 17

Prepared by

Department of Housing and Works
November 2006

PLANNING AND DEVELOPMENT ACT 2005

RESOLUTION DECIDING TO AMEND A TOWN PLANNING SCHEME

SHIRE OF WYNDHAM-EAST KIMBERLEY

TOWN PLANNING SCHEME NO. 6

AMENDMENT NO. 17

RESOLVED that the local government, in pursuance of Section 75 of the Planning and Development Act 2005 amend the above Town Planning Scheme by:

Rezoning Lots 1214, 1215 and 1216 (Nos.17-21) Delamere Street, Lots 1219 and 1220 (Nos.9-11) Delamere Street and Lot 933 Dulverton Street, Wyndham from 'Residential R15' to 'Residential R25'.

Dated this.....day
of.....200.....

Chief Executive Officer

.....

SCHEME AMENDMENT REPORT

INTRODUCTION

The purpose of this amendment is to rezone Lots 1214, 1215 and 1216 (Nos.17-21) Delamere Street, Lots 1219 and 1220 (Nos.9-11) Delamere Street and Lot 933 (No.10) Dulverton Street, Wyndham from Residential 15 to Residential R25.

BACKGROUND

The subject lots are all currently zoned Residential R15 and are part of the Government Regional Officers Housing (GROH), formerly known as Government Employee Housing Authority (GEHA). The dwellings on the subject land are beyond economical repair and sit on large lots that are difficult to be maintained by GROH tenants. Tenants who are most likely to accept country postings in small towns are single people and couples with no children, and for this reason smaller two bedroom and possibly some three bedroom units are required. The current housing stock that consists of larger family dwellings are therefore not suitable as not only are the dwellings too large they are also very costly to maintain.

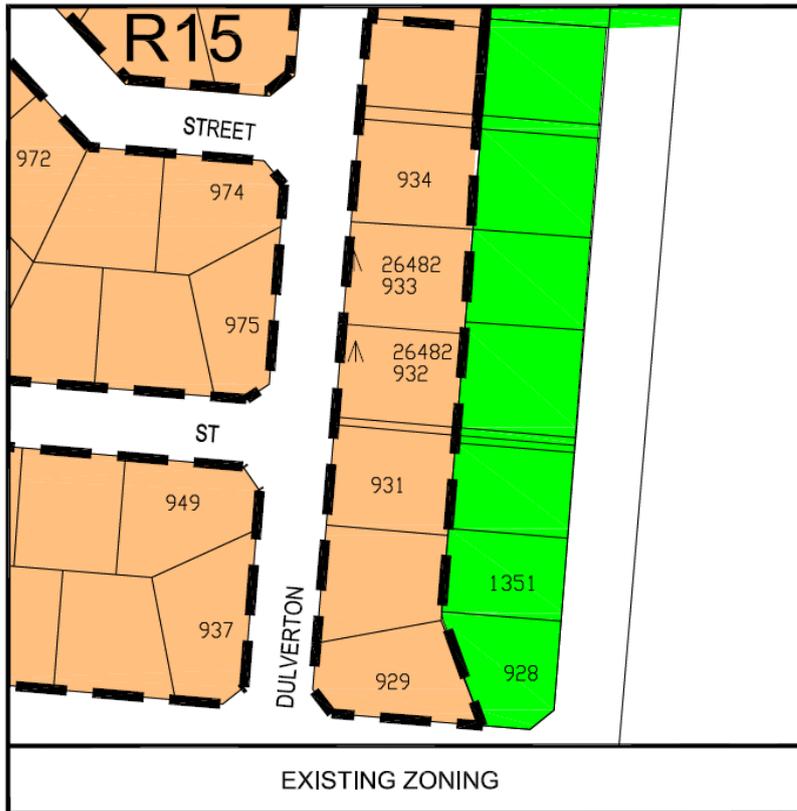
In order to meet the requirements for additional and more appropriate housing it is proposed that the subject lots be used for grouped housing developments.

CONCLUSION

The purpose of this rezoning is to allow GROH to construct grouped housing that is more manageable and easier to maintain by its tenants. The dwellings will be built to a high standard and will not have an adverse impact on the streetscape, residential character or amenity of the area.

SHIRE OF WYNDHAM-EAST KIMBERLEY
TOWN PLANNING SCHEME No. 6 (District Scheme)

Town Planning and Development Act 1928 (as amended)
and Town Planning Regulations 1967 (as amended)



LEGEND

ZONES

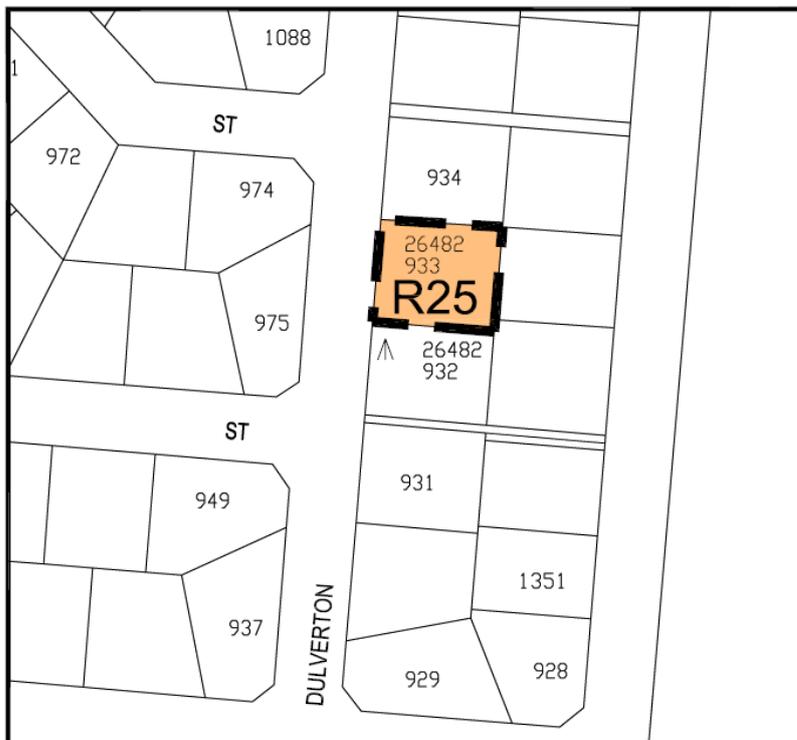
 RESIDENTIAL

OTHER

 R CODES

LOCAL SCHEME RESERVES

 PARKS AND RECREATION



SHIRE OF WYNDHAM-EAST KIMBERLEY
TOWN PLANNING SCHEME No. 6 (District Scheme)

Town Planning and Development Act 1928 (as amended)
 and Town Planning Regulations 1967 (as amended)



LEGEND

ZONES

RESIDENTIAL

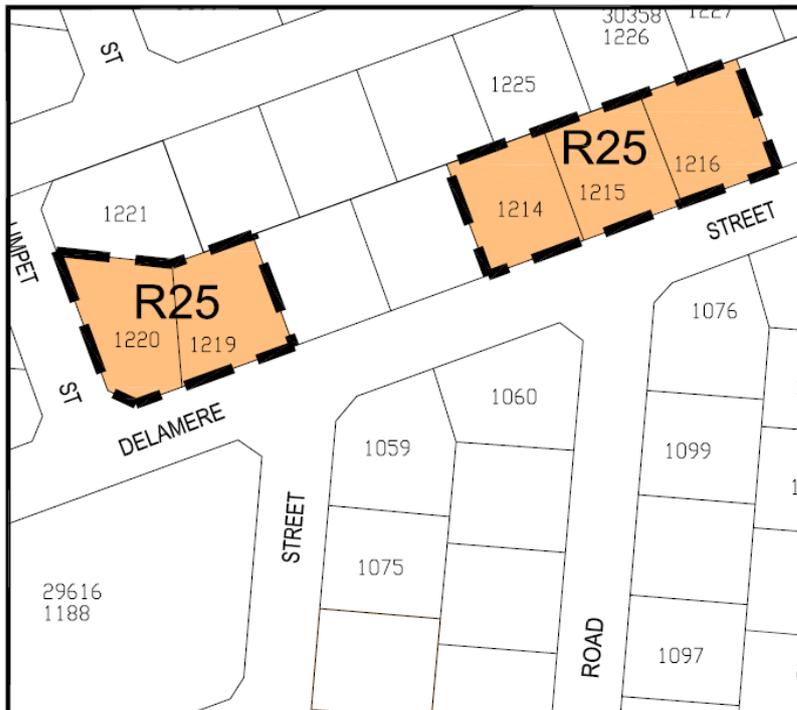
OTHER

R CODES

LOCAL SCHEME RESERVES

PARKS AND RECREATION

EXISTING ZONING



ADOPTION

Adopted by resolution of the Council of the Shire of Wyndham-East Kimberley at the Ordinary Meeting of the Council held on theday of200.....

.....
SHIRE PRESIDENT

.....
CHIEF EXECUTIVE OFFICER

PLANNING AND DEVELOPMENT ACT 2005

**SHIRE OF WYNDHAM-EAST KIMBERLEY
TOWN PLANNING SCHEME NO. 6**

AMENDMENT NO. 17

The Shire of Wyndham-East Kimberley under and by virtue of the powers conferred upon it in that behalf by the Planning and Development Act 2005 hereby amends the above Town Planning Scheme by:

4. Rezoning Lots 1214, 1215 and 1216 (Nos.17-21) Delamere Street, Lots 1219 and 1220 (Nos.9-11) Delamere Street and Lot 933 (No.10) Dulverton Street, Wyndham from Residential R15 to Residential R25.
5. Amending the Scheme Maps accordingly.

FINAL APPROVAL

Adopted for final approval by resolution of the Shire of Wyndham-East Kimberley
at
the Ordinary Meeting of the Council held on the.....day
of..... 200.....

The Common Seal of the Shire of Wyndham-East Kimberley was hereunto affixed
by the authority of a resolution of the Council in the presence of:

.....
SHIRE PRESIDENT

.....
CHIEF EXECUTIVE OFFICER

Recommended/submitted for final approval

.....
DELGATED UNDER S.16 PD ACT 2005

.....Date

Final Approval Granted

.....
MINISTER FOR PLANNING AND INFRASTRUCTURE

.....Date

Cr Wright left the meeting room at 7:42pm.

12.2.5 Development Proposal - Lot 3001 Lake Argyle Road

DATE:	15 May 2007
PROPONENT:	Lake Argyle Pty Ltd
LOCATION:	Lot 3001 Lake Argyle Drive
ATLAS REFERENCE:	Map 29 Inset
AUTHOR:	Keith Williams, Executive Manager of Town Planning
REPORTING OFFICER:	Peter Stubbs, Chief Executive Officer
FILE NO:	01.0630.02
ASSESSMENT NO:	630

PURPOSE

For Council to consider granting planning approval to Lake Argyle Pty Ltd for the development of a shed, cabins and modifications to ablutions on Lot 3001 Lake Argyle Drive.

BACKGROUND

An application for land use and development approval has been submitted to Council. The application relates to the proposed Lake Argyle Resort. An application for two ablution blocks was approved by Council in February 2006.

As the site is covered by an Interim Development Order, application must be made to Council prior to commencement of development.

SITE LOCATION

The subject site is located on Lake Argyle Drive, and forms part of the Lake Argyle Resort development site. Concept Plans and elevations are attached.

PROPOSED LAND USE / DEVELOPMENT

The proposed development consists of a shed to be used for tourist operators currently located on the adjacent aquaculture lot, as well as 10 cabins. It is intended that this infrastructure will be in place shortly, with four of the cabins currently under construction off site. Footings for the shed will be finished within a week of obtaining approval.

The application also includes proposed modifications for one of the previously approved ablution blocks - the other ablution block will not be constructed.

FINANCIAL IMPLICATIONS

An application fee has been paid.

PLANNING ASSESSMENT

Strategic/Structure Plans

Council's Local Planning Strategy identifies the site for Tourist uses, in accordance with the draft Lake Argyle Structure Plan.

The Draft Lake Argyle Structure Plan covers the subject area. The proposed development conforms to the draft plan.

Town Planning Scheme No 7

The land is located within the area covered by Interim Development Order 10 - Lake Argyle [IDO10]. Under the provisions of IDO10, all development must be approved by Council.

Council Policies

No Specific Council policies relate to the subject site.

CONSULTATION

Consultation is discretionary under the terms of the Interim Development Order, however, is not considered to be required in this circumstance, given that the use of the land for tourist accommodation has a long history.

CONCLUSION & COMMENT

The proposed development consists of a shed, 10 cabins and modifications to ablutions only. This infrastructure will allow the continued use of the site while the resort and other tourism uses are developed.

The use is consistent with the draft Lake Argyle Structure Plan and the LPS.

It is recommended that the development be approved.

ATTACHMENTS

Site Plan is attached as Attachment 1
Plans of the Cabins are attached as Attachment 2
Shed Plans are attached as Attachment 3
Ablution Block plans are attached as Attachment 4

VOTING REQUIREMENT

Absolute Majority

RECOMMENDATION

1. That Council grant Planning Consent to Lake Argyle Pty Ltd for the use and development of Lot 3001 Lake Argyle Drive for ablutions in accordance with the submitted plans and subject to the standard conditions issued under delegated authority.

COUNCIL RESOLUTION

Minute No. 7716

Moved: Cr J. Buchanan

Seconded: Cr B. Barnes

That Cr Wright return to the meeting room.

Carried: 6/1

Cr Wright returned to the meeting room at 7:44pm.

Minute No. 7717

Moved: Cr K. Wright

Seconded: Cr D. Ausburn

- 1. That Council grant Planning Consent to Lake Argyle Pty Ltd for the use and development of Lot 3001 Lake Argyle Drive for ablutions in accordance with the submitted plans and subject to the standard conditions issued under delegated authority.**

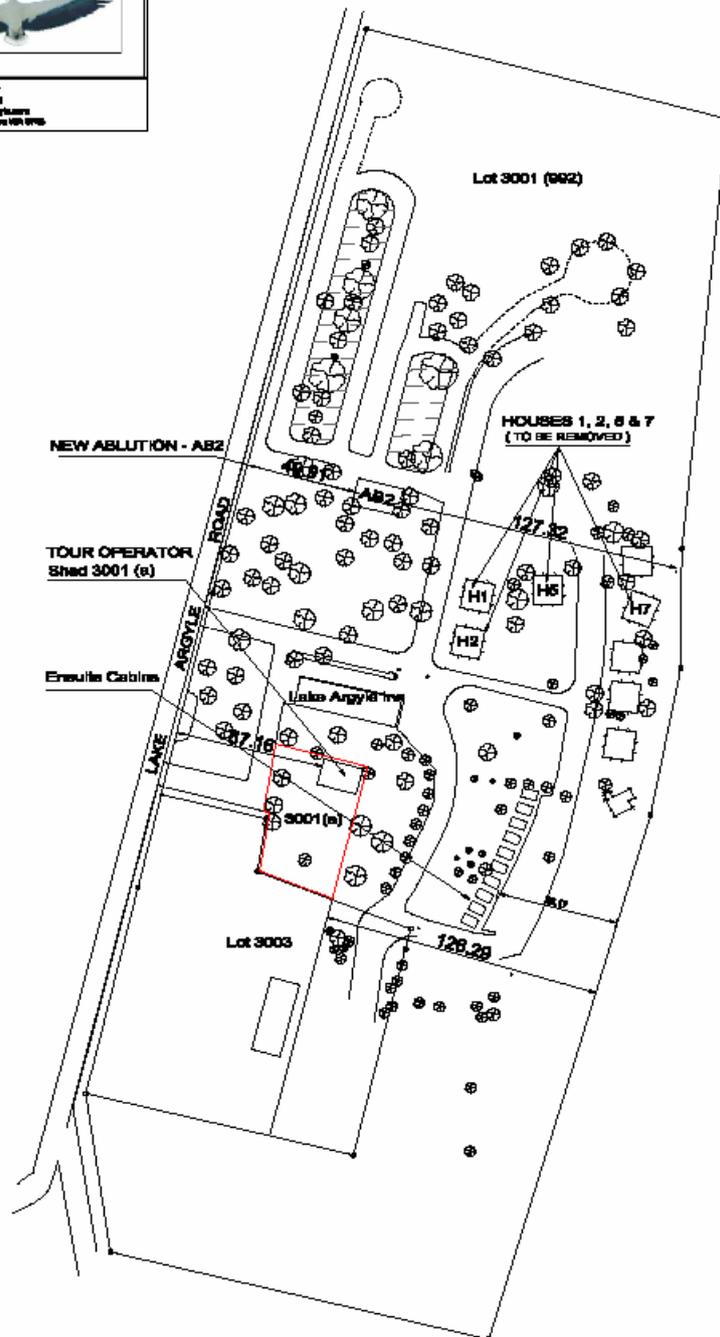
Carried Unanimously: 8/0

ATTACHMENT 1 - SITE PLAN

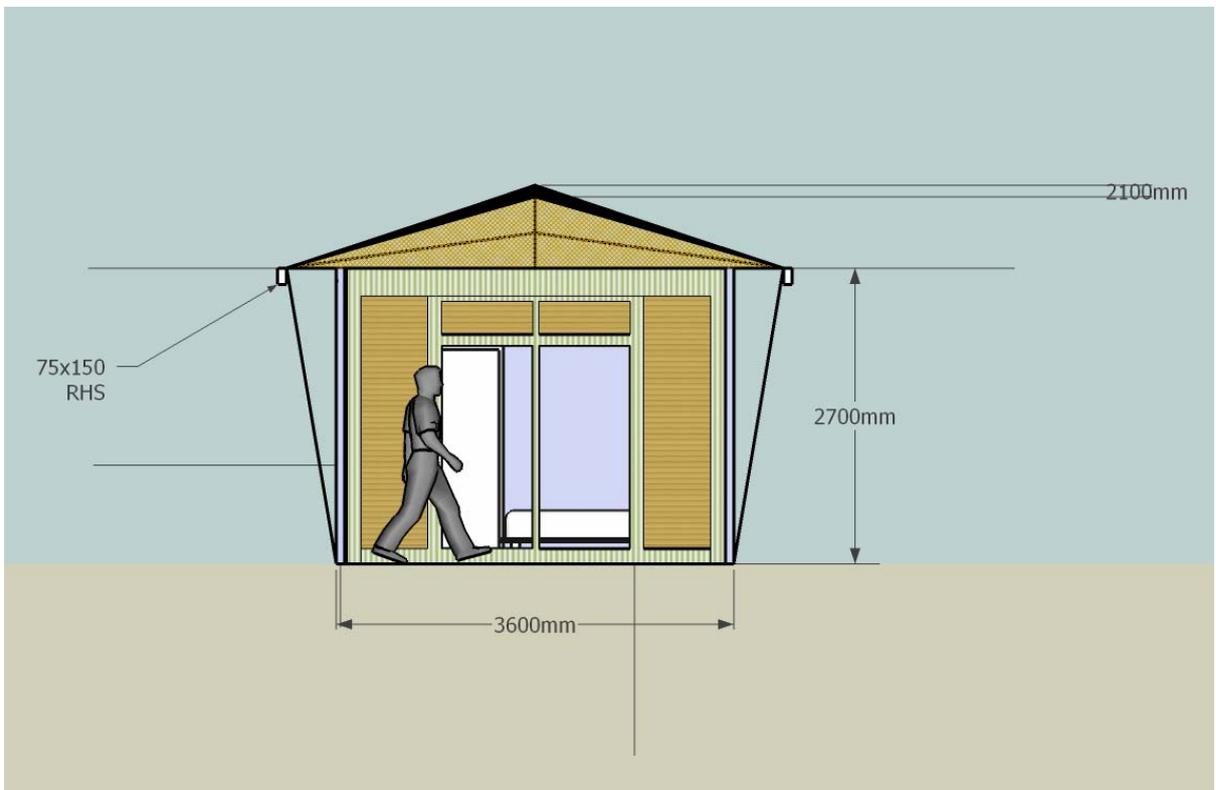
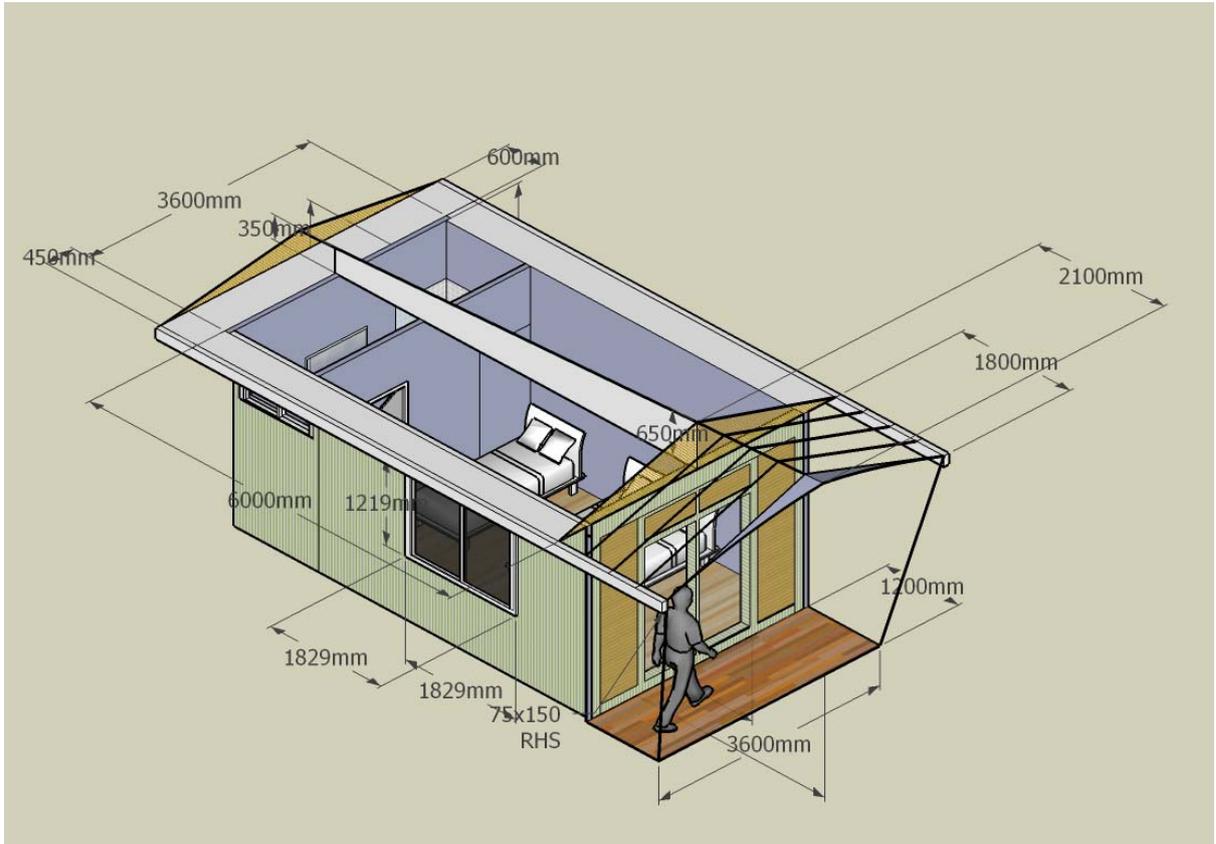


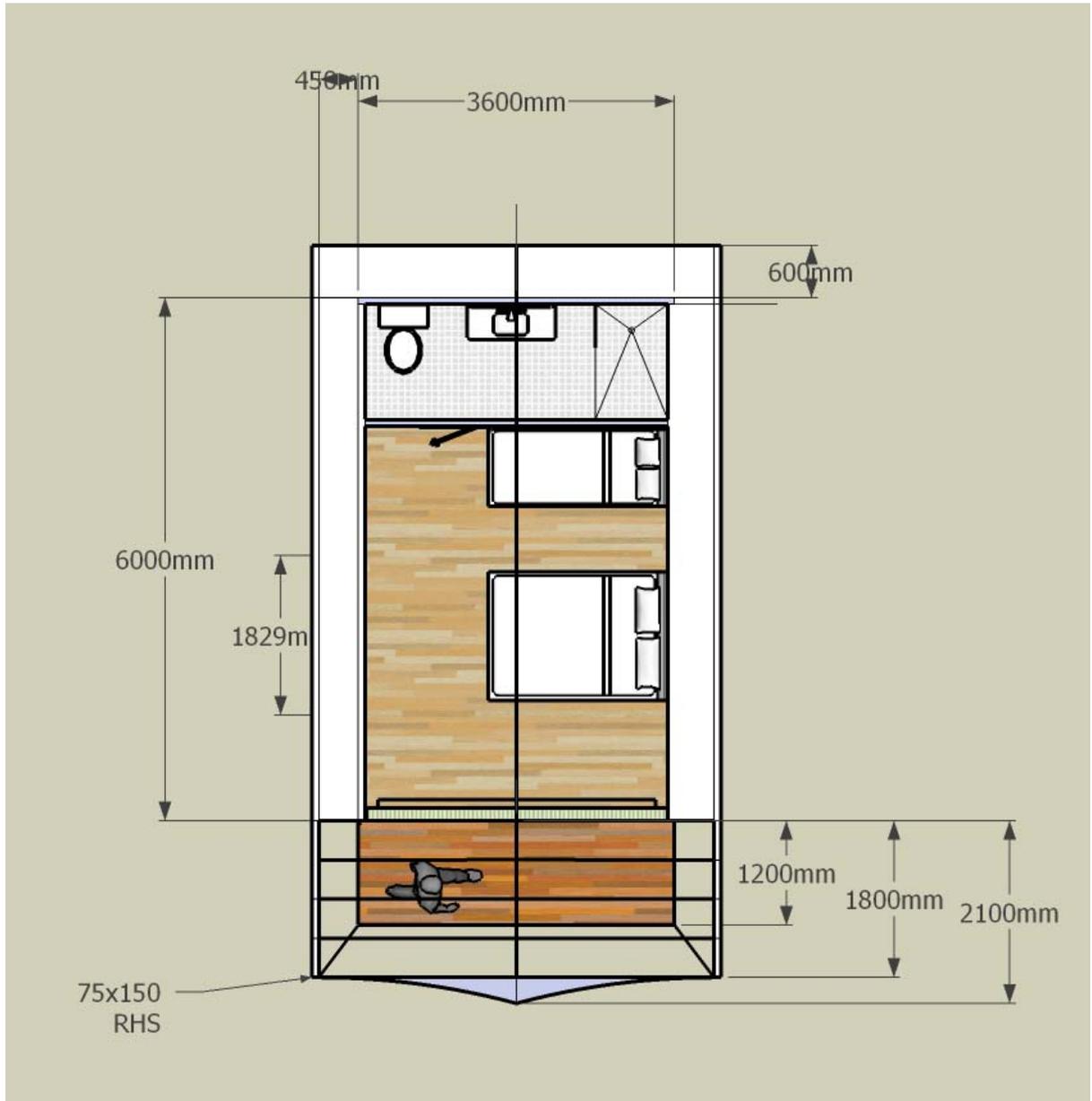
LAKE ARGYLE TOURIST VILLAGE Redevelopment

STAGE 1

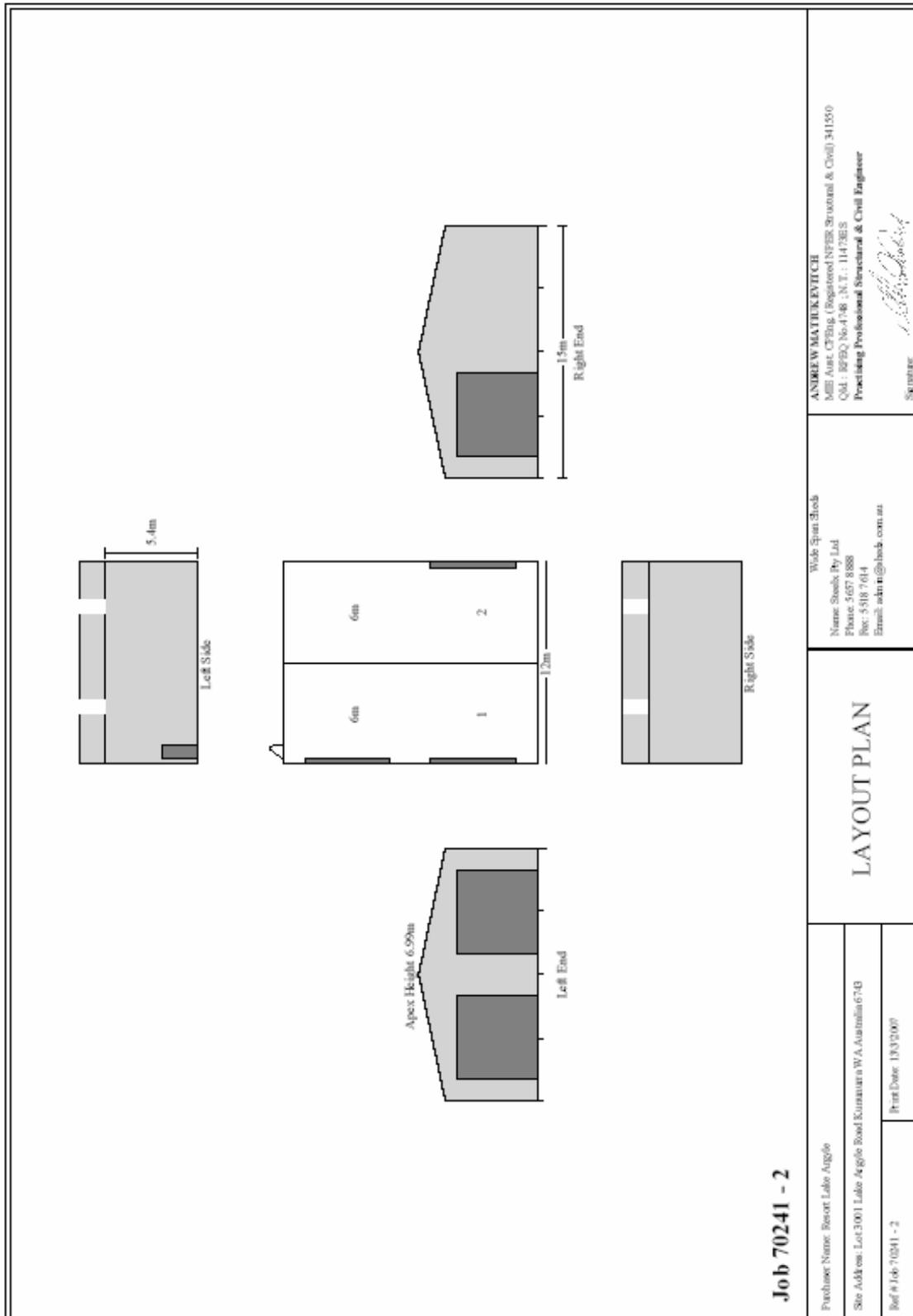


ATTACHMENT 2 - PLANS OF PROPOSED CABINS

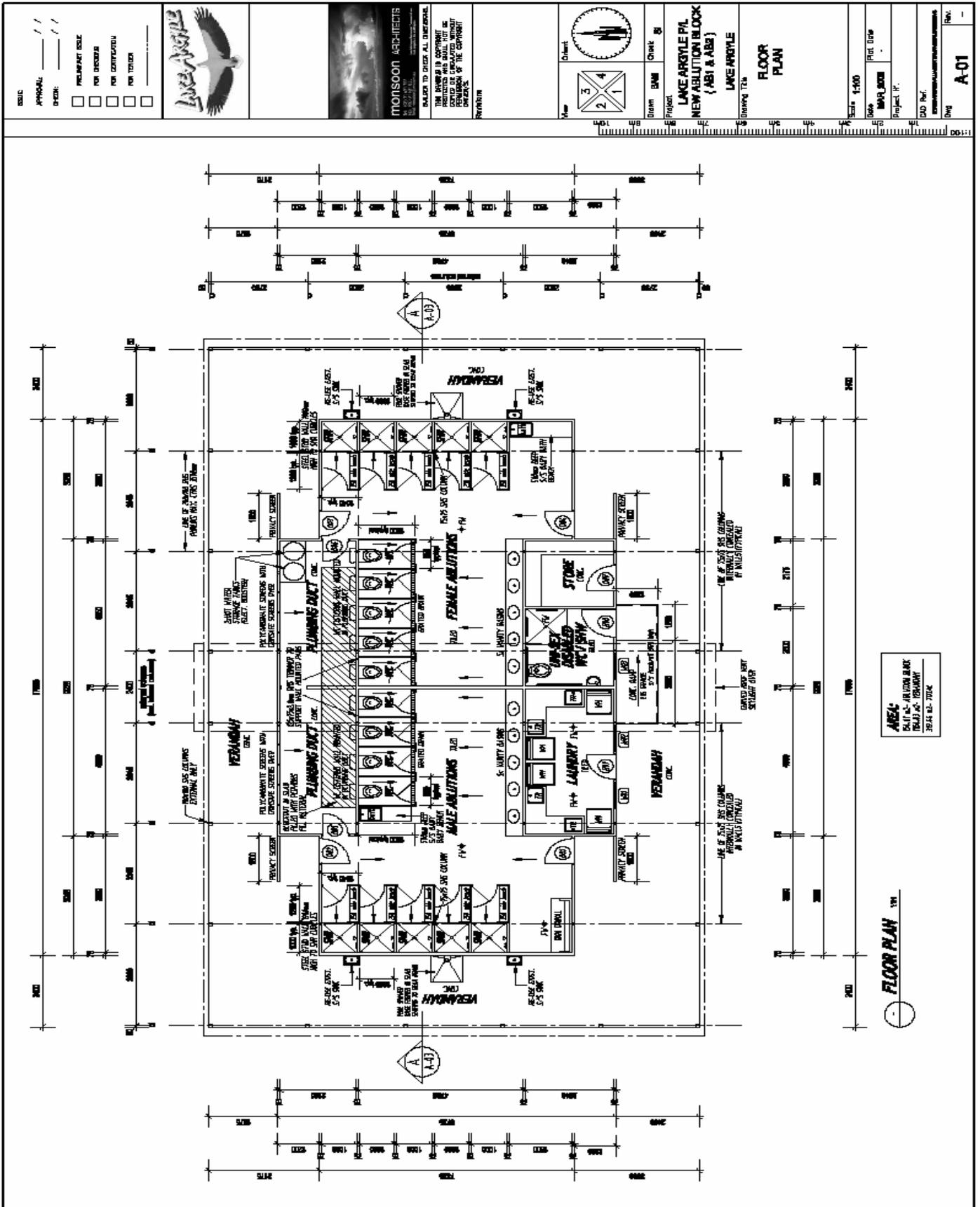




ATTACHMENT 3 - PLAN OF PROPOSED SHED



ATTACHMENT 4 - PLANS OF PROPOSED MODIFIED ABLUTION BLOCK



12.2.6 Proposed Change Of Use - Lot 2 Stockman Road, Kununurra

DATE:	15 May 2007
PROPONENT:	Vanderfield Pty Ltd
LOCATION:	Lot 2 Stockman Road, Kununurra
ATLAS REFERENCE:	Map 46 D2
AUTHOR:	Keith Williams, Executive Manager of Town Planning
REPORTING OFFICER:	Peter Stubbs, Chief Executive Officer
FILE NO:	01.1735.02
ASSESSMENT NO:	1735

PURPOSE

For Council to consider an application for planning consent for the use of the subject land for truck and machinery servicing and machinery sales.

BACKGROUND

The application is located on a site which originally formed part of Lot 2257 Stockman Road that has since been subdivided into three lots, all zoned Special Site – Fuel Depot.

SITE LOCATION

The subject land is located on Stockman Road in the Bull Run Road area. Most of the surrounding land is zoned for Rural Living but proposed to be rezoned to Composite Industry in the Local Planning Strategy. There are four lots currently zoned Composite Industry to the north east of the subject land and two lots zoned Special Site – Fuel Depot, one to the north and one to the south. The lot to the south has an approval for a road house, which has not been constructed. There are several structures on the subject site, the predominant being a the AFD fuel depot, which includes a workshop, office and fuel bowsers.

The site has access to Victoria Highway via Stockman road, which is sealed.

PROPOSED LAND USE / DEVELOPMENT

The applicant is seeking approval for the use of the subject land for servicing of machinery and trucks, as well as the sale of machinery. The business would use the existing workshops at AFD sheds that are presently not used.

The applicant has stated that the predominant aspect of their business is truck and machinery servicing, with about 70 percent of business being servicing. The percentage of truck servicing compared to machinery servicing is 60/40.

FINANCIAL IMPLICATIONS

The Application Fee of \$50.00 has been paid.

COMMUNITY CONSULTATION

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

ATTACHMENTS

Nil

PLANNING ASSESSMENT

Strategic/Structure Plans

The Local Planning Strategy designates the subject land for Composite Industry purposes. Truck and machinery sales and servicing land uses are compatible with this future land use zoning.

Town Planning Scheme No. 7 – Kununurra and Environs

The land is located within a Special Site zone and denoted for the use of Fuel Depot. Under Clause 5.22.1 of TPS 7, the objective for Special Site zones is “to reflect those sites specifically established for a particular use”. Further, Clause 5.22.2 specifies:

- a) *Land within the Special Sites Zone may be used for the purposes specified on the Scheme Map and the schedule in Appendix No 2 as applicable to that site and for no other purpose except for a use that Council deems is incidental to the predominant use.*
- b) *Council may apply such development standards to a proposal as it thinks fit providing such standards are not less than pertaining to similar uses permitted under the Scheme.*

The subject land is identified in Appendix 2 – Special Site Schedule as 2257 Stockman Road (the original lot) with a Special Site use of roadhouse/truck stop specified. A roadhouse is defined in the Scheme as meaning:

“any land or buildings used for the predominant purpose of a service station but incidentally including a café, restaurant and/or shop”.

There is no definition specified for a truck stop in the Scheme.

CONCLUSION / COMMENT

The proposed use of the land for servicing of trucks and machinery is compatible with existing and proposed uses within the area, and is also compatible with the proposed future zoning of the site. Given that the principal use of the site, Fuel Depot, will continue, and that the site is an automated fuel station used predominantly by trucks, the proposed use is considered to be incidental.

Machinery sales are not consistent with the special site zone, however, form only an incidental component [30%] of the proposed use, and do not directly conflict with existing or proposed uses.

It is recommended that the proposed use and development of the site should be approved by Council, subject to conditions.

VOTING REQUIREMENT

Simple Majority

RECOMMENDATION

1. That Council grants planning consent to Vanderfields Pty Ltd for the use of Lot 2 Stockman Road, Kununurra, for Truck and Machinery Servicing and Sales, subject to the following conditions:
 1. All development shall occur in accordance with the submitted application unless otherwise required or directed by the following conditions. Any modifications to the proposed land use must be submitted to Council for re-assessment and issuance of a revised planning approval.
 2. Compliance with all the requirements of the appropriate Statutory Authorities.
 3. Meeting Australian Petroleum Institute Code of Practice for Underground Fuel Storage Facilities.
 4. All parking is to be located within the site, with parking and access areas to be constructed, drained and marked to Council's satisfaction. All employee parking is to be located within the site, and all vehicles associated with the use are to be parked on the site at all times.
 5. The site shall be landscaped as indicated on the submitted plan and maintained thereafter to the satisfaction of Council.
 6. Proposed signage in excess of exempt Scheme requirements shall be the subject of a separate advertising approval.
 7. Any other conditions issued under delegated authority from Council's Standard Conditions List.
2. That Council review the zoning of Lots 1, 2 and 3 Stockman Road during the Scheme review process, with a view to establishing more appropriate zoning.

COUNCIL RESOLUTION

Minute No. 7718

Moved: Cr B. Barnes

Seconded: Cr M. Middap

- 1. That Council grants planning consent to Vanderfields Pty Ltd for the use of Lot 2 Stockman Road, Kununurra, for Truck and Machinery Servicing and Sales, subject to the following conditions:**
 - 1. All development shall occur in accordance with the submitted application unless otherwise required or directed by the following conditions. Any modifications to the proposed land use must be submitted to Council for re-assessment and issuance of a revised planning approval.**
 - 2. Compliance with all the requirements of the appropriate Statutory Authorities.**
 - 3. Meeting Australian Petroleum Institute Code of Practice for Underground Fuel Storage Facilities.**
 - 4. All parking is to be located within the site, with parking and access areas to be constructed, drained and marked to Council's satisfaction. All employee parking is to be located within the site, and all vehicles associated with the use are to be parked on the site at all times.**
 - 5. The site shall be landscaped as indicated on the submitted plan and maintained thereafter to the satisfaction of Council.**
 - 6. Proposed signage in excess of exempt Scheme requirements shall be the subject of a separate advertising approval.**
 - 7. Any other conditions issued under delegated authority from Council's Standard Conditions List.**
- 2. That Council review the zoning of Lots 1, 2 and 3 Stockman Road during the Scheme review process, with a view to establishing more appropriate zoning.**

Carried Unanimously: 8/0

12.2.7 Offer to Purchase - Lots 987, 988, & 989 Agate Lane and Reserve 28285 Konkerberry Drive.

DATE:	15 May 2007
PROPONENT:	Rewards Group
LOCATION:	Reserve
ATLAS REFERENCE:	Map 53 A4
AUTHOR:	Peter Stubbs, Chief Executive Officer
REPORTING OFFICER:	Keith Williams, Town Planner
FILE NO:	43.04.09
ASSESSMENT NO:	NA

PURPOSE

For Council to consider a request from Rewards Group Pty Ltd to purchase three lots associated with the FESA/SWEK/Health land exchange and the Ewin Centre site on Konkerberry Drive.

BACKGROUND

Council has resolved to undertake a land swap with FESA and the Department of Health to facilitate the development of the Kununurra Emergency Services Centre. Surveying of the proposed land swap has been completed, and transfer will take place once reserve vesting has been changed. The SWEK will receive one freehold lot, and two smaller reserves through the swap.

The Rewards Group has obtained agreement from the Scout Association to purchase Lot 991, adjacent to the lots that Council will receive as part of the land swap with FESA, and has submitted an offer to purchase the three land swap parcels, as well as Agate Lane and portion of the Leisure Centre reserve.

STATUTORY IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Council would potentially receive income from the sale of lots 987, 988 and 989 Agate Lane. No income will be received through the closure of Agate Lane, although the land is likely to be worth more as an amalgamated contiguous parcel than if it were sold as individual lots without the closure occurring. Council will also receive income for the sale of the Ewin Centre when disposed.

The offer for the rewards group for all sites is \$620 000 Valuations by the applicant are as follows:

Lots 987, 988 and 989, amalgamated with Agate Lane: \$420 000
Reserve 28285 Konkerberry Drive: \$200 000

However, there are a number of issues that are required to be addressed prior to Council agreement being granted:

- Anecdotal evidence is that land in the Tourist zone is worth up to \$100 per square metre, and that land in the Town Centre zone may be worth up to \$200 per square metre. The valuation may therefore need to be re-assessed.
- Title to the land must be granted - the transfer is not finalised and Council cannot agree to sell land that it currently does not own.
- Agate Lane performs an important drainage function and this must be assessed and resolved
- Review of the area of the Leisure Centre reserve must occur - some Leisure Centre infrastructure is located within the area identified by Rewards Group.
- Road Closure must be initiated
- Council has a standing resolution that Reserve 28285 be disposed off via tender, and accordingly this site should be removed from the Rewards offer.

Council should note that all land sales by private treaty would need to be advertised for public comment.

ATTACHMENTS

Nil

VOTING REQUIREMENT

Simple Majority

RECOMMENDATION

That Council advise the Rewards Group the following:

1. That Council agrees in principle to the idea of an amalgamated development area for Lots 987 988 989 991, Agate Lane and portion of Reserve 27603
2. That the following issues will need clarification and resolution prior to Council agreeing to the proposal:
 1. The price is not considered to be reflective of current market value, and will need to be re-assessed.
 2. Titles to lots 987, 988, and 989 need to be issued prior to Council agreement.
 3. Drainage function of Agate Lane must be assessed and alternative drainage must be considered.
 4. Review of the proposed boundary as some infrastructure if the Leisure Centre is located within the area the subject of the offer.
 5. Road closure of Agate Lane must be initiated once point 3 & 4 above are addressed.
3. That Council has a standing resolution regarding reserve 28285, and that this site will be sold separately via a competitive tender process.

COUNCIL RESOLUTION

Minute No. 7719

Moved: Cr R. Devenish-Meares

Seconded: Cr M. Middap

That Council advise the Rewards Group the following:

- 1. That Council agrees in principle to the idea of an amalgamated development area for Lots 987 988 989 991, Agate Lane and portion of Reserve 27603**
- 2. That the following issues will need clarification and resolution prior to Council agreeing to the proposal:**
 - 1. The price is not considered to be reflective of current market value, and will need to be re-assessed.**
 - 2. Titles to lots 987, 988, and 989 need to be issued prior to Council agreement.**
 - 3. Drainage function of Agate Lane must be assessed and alternative drainage must be considered.**
 - 4. Review of the proposed boundary as some infrastructure if the Leisure Centre is located within the area the subject of the offer.**
 - 5. Road closure of Agate Lane must be initiated once point 3 & 4 above are addressed.**
- 3. That Council has a standing resolution regarding reserve 28285, and that this site will be sold separately via a competitive tender process.**

Carried: 7/1

Cr Bill Barnes requested that the votes for and against the motion be recorded.

**For: Cr M Pucci
Cr B Barnes
Cr D Ausburn
Cr R Devenish-Meares
Cr M Middap
Cr J Parker
Cr J Buchanan**

Against: Cr K Wright

Cr Wright moved the motion:

That Council use the accepted method of public tender for the disposal of this property.

The motion lapsed for want of a Secunder.

ATTACHMENT 1: REWARDS GROUP OFFER



Wednesday 11 April 2007

Mr Peter Stubbs
Chief Executive Officer
Shire of Wyndham East Kimberley
115 Coolibah Drive
Kununurra WA 6743

By Email: CEO@thelastfrontier.com.au

Dear Peter

OFFER TO PURCHASE

We refer to the recent meeting at the offices of the Shire of Wyndham East Kimberley (SWEK) attended by yourself and Keith Williams on behalf of SWEK and John Kenny on behalf of Rewards Group Limited (Rewards) regarding the potential purchase by Rewards of land in Kununurra for the purpose of developing residential, retail and commercial product in the Kununurra Town Centre area.

Proposal

Agate Lane

We confirm that Rewards has entered into contractual relations with the Scout Association such that Rewards has been granted the right to purchase the Kununurra Scout Hall (Lot 991 in the attached plan). The Scout Hall is Lot 991 on Deposited Plan 173797 Certificate of Title Volume 325 Folio 77A and is 1666 square meters in area (Lot 991). Rewards is buying Lot 991 for \$135,000 (inc. GST). Please find attached the valuation from the Valuer General's Office upon which the transaction between Scouts and Rewards is based.

We confirm that SWEK will become the owner of Lots 987, 988 and 989 on Agate Lane (a total area of 1414 sqm) within the next 6 months by way of acquiring these 3 properties from FESA (Fire & Emergency Services Authority of WA).

We confirm that Lots 987,988,989 and 991 are all zoned "Town Centre" and that this zoning permits residential development up to the R50 code as well as retail and commercial office development.

Freecall 1800 111 781
P +61 8 9324 1155
F +61 8 9324 2155

mail@rewardsgroup.com.au
www.rewardsgroup.com.au

50 Colin Street West Perth 6005
PO Box 803 West Perth 6872
Western Australia

In the event that Agate Lane is closed (as per the attached plan) an additional area of some 2,500sqm can be combined with Lots 987, 988, 989 and 991 to create a combined site of 5580sqm which is zoned "Town Centre". We have commissioned Bill Linkson of IVS to undertake a sworn valuation of this combined site (Enlarged Agate Lane Property). His sworn valuation is attached. He values this total consolidated freehold site of 5580sqm with a "Town Centre" zoning to be \$420,000 plus GST.

Reserve 28285 Konkerberry Drive

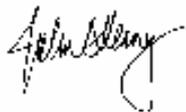
We note that SWEK is the registered proprietor of Reserve 28285 Konkerberry Drive which has an area of 2147sqm and which is also zoned "Town Centre" (Konkerberry Drive Property). We have also commissioned Bill Linkson of IVS to undertake a sworn valuation of Reserve 28285 Konkerberry Drive. His sworn valuation is attached. He values Reserve 28285 Konkerberry Drive as a freehold site of 2147sqm with a "Town Centre" zoning to be \$200,000 plus GST.

Offer to Purchase

Rewards hereby offers to buy the Enlarged Agate Lane Property and the Konkerberry Drive Property for a total purchase price of \$620,000 plus GST as per the sworn valuation undertaken by Bill Linkson of IVS. This offer is subject to and conditional upon the parties entering into formal long form sale and purchase documentation acceptable to both parties.

We look forward to your response to this offer.

Yours sincerely
REWARDS GROUP LIMITED

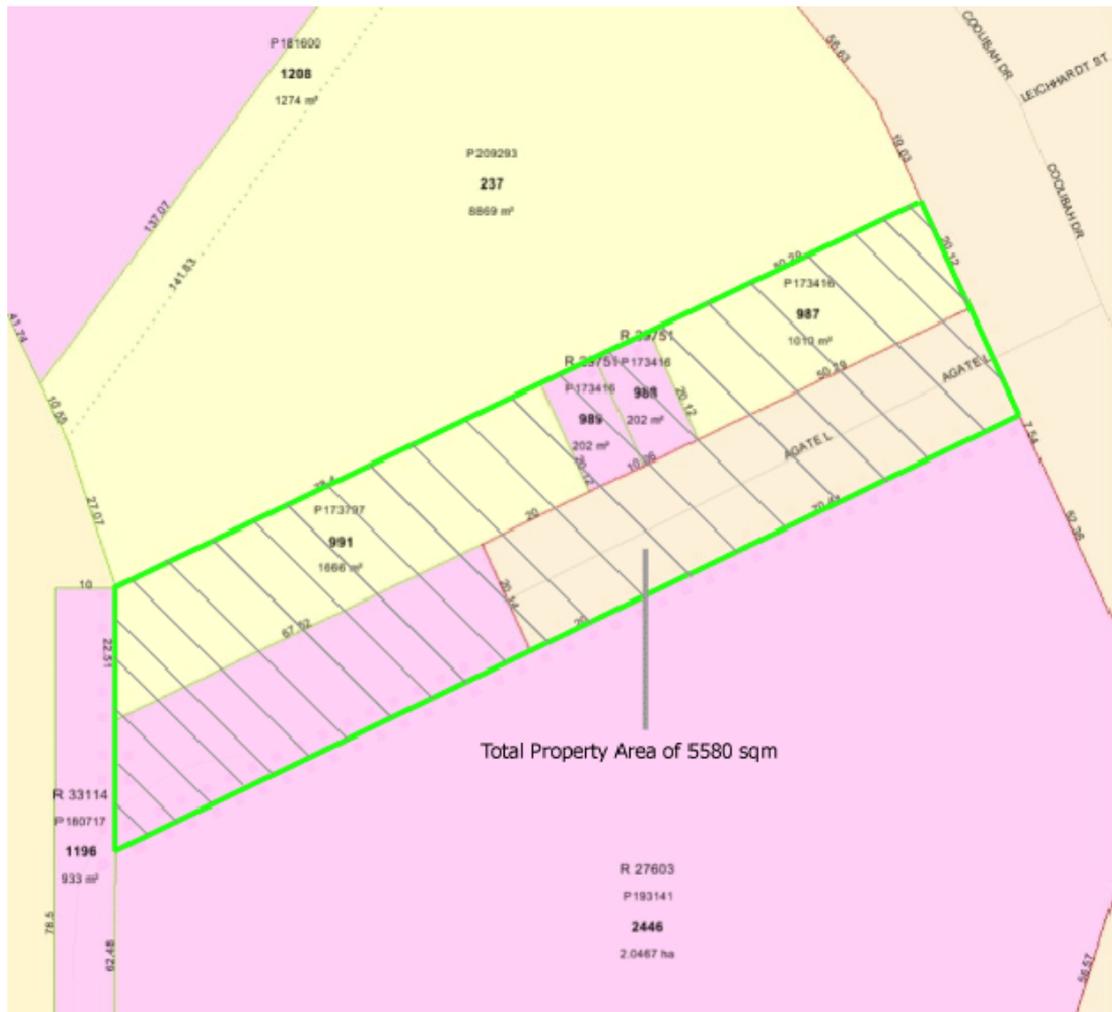


John Kenny



Andrew Rado

ATTACHMENT 2: REWARDS GROUP DEVELOPMENT AREA



12.3. CORPORATE SERVICES

12.3.1 Monthly Financial Report

DATE:	15 May 2007
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
ATLAS REFERENCE:	N/A
AUTHOR:	Amanda Trengove, Manager Financial Services
REPORTING OFFICER:	Peter Stubbs, Chief Executive Officer
FILE NO:	60.14.04
ASSESSMENT NO:	N/A

PURPOSE

For Council to adopt the Monthly Financial Report for March 2007.

BACKGROUND

Council is required to adopt Monthly Financial Reports, the minimum requirement, as stated in the Local Government (Financial Management) Regulations 1996, is to prepare a "Financial Activity Statement Report". Options were put to the Audit Committee in October to determine what was to be presented to Council. At this meeting, the Committee decided to present to Council every month the following information:

1. Financial Activity Statement report, by Function;
2. Financial Activity Statement report, by Responsible Officer (business unit);
3. Reconciliation of Cash Surplus to Current Assets; and
4. Municipal Bank Reconciliation.

STATUTORY IMPLICATIONS

Local Government (Financial Management) Regulations 1996 (as amended)

34. Financial activity statement report — s. 6.4

- (1) A local government is to prepare each month a statement of financial activity reporting on the sources and applications of funds, as set out in the annual budget under regulation 22(1) (d), for that month in the following detail:
 - (a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1) (b) or (c);
 - (b) budget estimates to the end of the month to which the statement relates;
 - (c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;
 - (d) material variances between the comparable amounts referred to in paragraphs (b) and (c); and
 - (e) the net current assets at the end of the month to which the statement relates.

- (2) Each statement of financial activity is to be accompanied by documents containing:
- (a) an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets;
 - (b) an explanation of each of the material variances referred to in sub regulation (1) (d);
and
 - (c) such other supporting information as is considered relevant by the local government.
- (3) The information in a statement of financial activity may be shown:
- (a) according to nature and type classification;
 - (b) by program; or
 - (c) by business unit.
- (4) A statement of financial activity and the accompanying documents referred to in sub regulation (2) are to be:
- (a) presented to the council:
 - (i) at the next ordinary meeting of the council following the end of the month to which the statement relates; or
 - (ii) if the statement is not prepared in time to present it to the meeting referred to in subparagraph (i), to the next ordinary meeting of the council after that meeting; and
 - (b) recorded in the minutes of the meeting at which it is presented.
- (5) Each financial year, a local government is to adopt a percentage or value, calculated in accordance with AAS 5, to be used in statements of financial activity for reporting material variances.
- (6) In this regulation:

“committed assets” means revenue unspent but set aside under the annual budget for a specific purpose;
“restricted assets” has the same meaning as in AAS 27.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Monthly financial reporting is a primary financial management and control process, it provides Council with the ability to oversee the Shire’s financial performance against budgeted targets.

STRATEGIC IMPLICATIONS

Nil

COMMENT

At the July 2006 Council meeting Council adopted variance figures of 8% or \$80, 000. To comply with Financial Management Regulation 34(5) officers will comment on the variances below. Please refer to attachment "Statement of Financial Activity by Function" and the comment column.

1. General Purpose Funding – Timing difference, at this stage rates written off is lower than originally expected and Spot Rating expenses have not occurred to date. Debt collection has been done by officer and minimal debt collection costs have been incurred.
2. Governance – Timing difference, funds allocated to the Shire of Wyndham East Kimberley's Branding Project not yet expended.
3. Health – Limited expenditure incurred due to lack of Environmental Health Officer. Lowered employment costs delay in general spending in this area.
4. Community Amenities – Timing difference, projects in Environment are underway but not yet expended.
5. Welfare – Completion of Child Care Centre will allow the Shire to acquit all grants.
6. Housing – Timing difference, approval for country housing grant received, but no money as SWEK needs to provide a title.
7. Recreation and Culture – Timing difference, grant funding for Recreational Boating and Youth Centre not yet received.
8. Transport – Timing difference, waiting on completion of projects so as acquittals can be completed.
9. Housing – Timing difference on release of land from Landcorp and building of two new shire houses.
10. Recreation and Culture – Projects not yet undertaken (Wyndham boating facility and Kununurra Leisure Centre building upgrade) therefore under budget
11. Transport – Timing difference in completion of various projects.
12. Recreation and Culture – Timing difference, Youth Centre loan not drawn down.
13. Transport – Timing difference on trade in of vehicles, purchasing and trading still to occur.

ATTACHMENTS

Monthly Financial Reports for March 2007.

VOTING REQUIREMENT

Simple Majority

RECOMMENDATION

1. That Council adopt the Monthly Financial Reports for month end of March 2007.
2. That Council note the following material variances:
 - 1 General Purpose Funding – Timing difference, at this stage rates written off is lower than originally expected and Spot Rating expenses have not occurred to date. Debt collection has been done by officer and minimal debt collection costs have been incurred.

- 2 Governance – Timing difference, funds allocated to the Shire of Wyndham East Kimberley’s Branding Project not yet expended.
- 3 Health – Limited expenditure incurred due to lack of Environmental Health Officer. Lowered employment costs delay in general spending in this area.
- 4 Community Amenities – Timing difference, projects in Environment are underway but not yet expended.
- 5 Welfare – Completion of Child Care Centre will allow the Shire to acquit all grants.
- 6 Housing – Timing difference, approval for country housing grant received, but no money as SWEK needs to provide a title.
- 7 Recreation and Culture – Timing difference, grant funding for Recreational Boating and Youth Centre not yet received.
- 8 Transport – Timing difference, waiting on completion of projects so as acquittals can be completed.
- 9 Housing – Timing difference on release of land from Landcorp and building of two new shire houses.
- 10 Recreation and Culture – Projects not yet undertaken (Wyndham boating facility and Kununurra Leisure Centre building upgrade) therefore under budget
- 11 Transport – Timing difference in completion of various projects.
- 12 Recreation and Culture – Timing difference, Youth Centre loan not drawn down.
- 13 Transport – Timing difference on trade in of vehicles, purchasing and trading still to occur.

COUNCIL RESOLUTION

Minute No. 7720

Moved: Cr R. Devenish-Meares

Seconded: Cr B. Barnes

1. **That Council adopt the Monthly Financial Reports for month end of March 2007.**
2. **That Council note the following material variances:**
 - 1 **General Purpose Funding – Timing difference, at this stage rates written off is lower than originally expected and Spot Rating expenses have not occurred to date. Debt collection has been done by officer and minimal debt collection costs have been incurred.**
 - 2 **Governance – Timing difference, funds allocated to the Shire of Wyndham East Kimberley’s Branding Project not yet expended.**
 - 3 **Health – Limited expenditure incurred due to lack of Environmental Health Officer. Lowered employment costs delay in general spending in this area.**
 - 4 **Community Amenities – Timing difference, projects in Environment are underway but not yet expended.**
 - 5 **Welfare – Completion of Child Care Centre will allow the Shire to acquit all grants.**
 - 6 **Housing – Timing difference, approval for country housing grant received, but no money as SWEK needs to provide a title.**

- 7 Recreation and Culture – Timing difference, grant funding for Recreational Boating and Youth Centre not yet received.**
- 8 Transport – Timing difference, waiting on completion of projects so as acquittals can be completed.**
- 9 Housing – Timing difference on release of land from Landcorp and building of two new shire houses.**
- 10 Recreation and Culture – Projects not yet undertaken (Wyndham boating facility and Kununurra Leisure Centre building upgrade) therefore under budget**
- 11 Transport – Timing difference in completion of various projects.**
- 12 Recreation and Culture – Timing difference, Youth Centre loan not drawn down.**
- 13 Transport – Timing difference on trade in of vehicles, purchasing and trading still to occur.**

Carried Unanimously: 8/0

MANAGEMENT REPORT
01/03/2007 - 30/03/2007

	G/L	
NET CURRENT ASSETS		
CASH AT BANK	131	\$ 122,889
RESTRICTED CASH	132	\$ 1,949,460
CASH ON HAND	140-150	\$ 1,500
RATES DEBTORS	151	\$ 462,657
DEFERED PENSIONERS		\$ (27,890)
SUNDRY DEBTORS	152	\$ 457,551
ANSETT DEBTOR	155	\$ 163,681
PROVISION FOR DEBTS	153	\$ (220,245)
GST RECEIVABLE	163	\$ 52,618
GST PAYABLE	164	\$ (23,795)
BOND	174	\$ 1,040
ACCRUED INCOME	223	\$ -
PREPAYMENTS	190	\$ -
RATES REFUND CLEARING	191	\$ -
INVENTORIES	162	\$ 23,372
SELF SUPPORTING LOAN		\$ 10,955
SUSPENSE		
		\$ 2,973,793
LESS PAYABLES		
SUNDRY CREDITORS	281	\$ 261.49
ESL CONTROL	180-181	\$ 13,199.00
ACCRUED EXPENSES	221	\$ -
SUNDRY CREDITOR ATO/SUPER	261-264-267-268	\$ 42,114.97
ACCRUED INTEREST ON LOANS	232	\$ -
ACCRUED SALARIES AND WAGES	233	\$ -
RETENTIONS	270-272	\$ -
RATES REFUND	195	\$ 398.60
SUSPENSE		\$ 6,332.00
		\$ 62,306.06
NET UNRESTRICTED CASH ASSETS		\$ 2,911,487

Shire of Wyndham East Kimberley
Statement of Financial Activity by Function

	Original Budget	Ammended Budget	March Budget YTD	March Actuals YTD	% Variance	\$ Variance	Note
Operating Expenditure							
General Purpose Funding	362,900	339,812	220,000	150,581	46%	69,419	1
Governance Law, Order and Public Safety	747,600	684,512	480,000	414,107	16%	65,893	2
Health	381,505	395,004	288,000	273,556	5%	14,444	
Welfare	349,405	360,405	248,000	215,115	15%	32,885	3
Housing	322,525	328,525	240,000	230,160	4%	9,840	
Community Amenities	213,705	196,205	150,000	142,909	5%	7,091	
Recreation & Culture	1,858,390	2,105,390	1,453,000	1,207,971	20%	245,029	4
Transport	3,111,895	3,195,595	2,238,000	2,154,844	4%	83,156	
Economic Services	3,959,205	3,897,205	3,000,000	2,885,202	4%	114,798	
Other Property and Services	402,500	395,000	305,000	287,547	6%	17,453	
Airports	6,551,315	6,549,315	4,926,000	4,956,279	-1%	(30,279)	
Total Operating Expenditure	19,745,880	19,931,903	14,706,000	14,025,612			
Operating Revenue							
General Purpose Funding	(7,383,160)	(7,400,260)	(6,544,000)	(6,607,740)	-1%	63,740	
Governance Law, Order and Public Safety	(1,250)	(1,250)	(690)	(1,900)	0%	0	
Health	(74,860)	(52,352)	(37,000)	(34,800)	6%	(2,200)	
Welfare	(129,600)	(130,600)	(114,000)	(107,050)	6%	(6,950)	
Housing	(344,500)	(344,500)	(314,500)	(71,195)	342%	(243,305)	5
Community Amenities	(698,360)	(723,660)	(690,000)	(104,411)	561%	(585,589)	6
Recreation & Culture	(1,041,800)	(1,224,300)	(1,055,000)	(1,012,700)	4%	(42,300)	
Transport	(1,741,180)	(926,180)	(690,000)	(294,826)	134%	(395,174)	7
Economic Services	(3,275,240)	(2,265,899)	(1,800,000)	(261,159)	589%	(1,538,841)	8
Other Property and Services	(79,400)	(94,400)	(70,000)	(76,029)	0%	6,029	
Airports	(6,615,915)	(6,622,415)	(5,400,000)	(5,068,287)	7%	(331,713)	
Total Operating Revenue	(23,253,290)	(21,653,841)	(18,115,190)	(15,006,462)			
Operating Surplus	(3,507,410)	(1,721,938)		(980,849)			
Non Operating Expenditure							
General Purpose Funding	140,000	140,000	0	0	0%	0	
Governance	4,500	104,500	850	0	0%	850	

Law, Order and Public Safety	0	0	0	0	0%	0	
Health	0	0	10,000	0	0%	10,000	
Welfare	1,512,300	1,501,350	1,450,000	1,413,317	3%	36,683	
Housing	1,057,900	257,900	231,000	88,774	160%	142,226	9
Community Amenities	145,000	137,000	27,000	0	0%	27,000	
Recreation & Culture	3,286,550	2,180,400	900,000	703,190	28%	196,810	10
Transport	4,184,755	2,700,103	2,050,000	916,560	124%	1,133,440	11
Economic Services	14,900	14,900	21,000	21,351	-2%	(351)	
Other Property and Services	145,500	150,500	55,000	55,352	-1%	(352)	
Airports	577,445	577,445	45,000	36,162	0%	8,838	
Total Non Operating Expenditure	11,068,850	7,764,098	4,789,850	3,234,707			
Non Operating Income							
Health	0	(10,000)	0	0	0%	0	
Welfare	0	0	0	0	0%	0	
Housing	(600,000)	0	0	0	0%	0	
Community Amenities	(138,415)	(138,415)	0	0	0%	0	
Recreation & Culture	(501,800)	(289,300)	(22,800)	(11,455)	99%	(11,345)	12
Transport	(391,060)	(269,153)	(130,000)	(39,990)	225%	(90,010)	13
Economic Services	(14,900)	(14,900)	(20,000)	(21,351)	-6%	1,351	
Other Property and Services	(321,100)	(337,100)	(350,000)	(332,655)	5%	(17,345)	
Airports	(194,355)	(194,355)	(50,000)	(50,000)	0%	0	
Total Non Operating Income	(2,161,630)	(1,243,223)	(572,800)	(455,451)			
Depreciation	(2,704,800)	(2,704,800)		(2,026,036)	75%		
(Profit)/Loss on sale	514,000	514,000		0	0%		
	(2,190,800)	(2,190,800)		(2,026,036)	92%		
Surplus B/F	(3,209,010)	(2,683,857)		(2,683,857)	100%		
Surplus C/F	0	(75,720)		(2,911,487)			

Shire of Wyndham East Kimberley
Statement of Financial Activity by Responsibility

	Original Budget	Amended Budget	March Actuals YTD	%
Operating Expenditure				
Aboriginal Environmental Health Officer	169,480	179,480	113,215	63%
Airport Manager	1,484,935	1,484,935	1,107,342	75%
Building Services Inspector	558,440	564,940	391,612	69%
Emergency Services	98,780	94,279	66,878	71%
Environmental Health Officer	177,205	178,205	97,735	55%
Executive	684,405	665,405	429,806	65%
Executive Support Officer	747,600	684,512	414,107	60%
Information Coordinator	213,375	213,375	153,359	72%
Manager Community Services	2,909,750	2,948,950	1,963,042	67%
Manager Financial Services	4,535,020	4,528,932	3,387,913	75%
Manager Technical Services	7,630,465	7,832,465	5,569,449	71%
Rangers	282,725	300,725	206,678	69%
Town Planner	253,700	255,700	124,476	49%
Total Operating Expenditure	19,745,880	19,931,903	14,025,612	70%
Operating Revenue				
Aboriginal Environmental Health Officer	(100,950)	(100,950)	(90,617)	1
Airport Manager	(1,868,025)	(1,868,025)	(1,366,367)	73%
Building Services Inspector	(775,160)	(805,460)	(168,464)	21%
Emergency Services	(49,360)	(26,852)	(18,052)	67%
Environmental Health Officer	(28,650)	(29,650)	(16,433)	55%
Executive	(7,500)	(4,000)	(32,467)	812%
Executive Support Officer	(1,250)	(1,250)	(1,900)	152%
Information Coordinator	(1,100)	(1,100)	(73)	7%
Manager Community Services	(1,962,400)	(1,164,400)	(377,361)	32%
Manager Financial Services	(12,491,560)	(12,518,660)	(10,306,247)	82%
Manager Technical Services	(5,908,435)	(5,063,094)	(2,569,734)	51%
Rangers	(25,500)	(25,500)	(16,748)	66%
Town Planner	(33,400)	(44,900)	(42,001)	94%
Total Operating Revenue	(23,253,290)	(21,653,841)	(15,006,462)	69%
Operating Surplus	(3,507,410)	(1,721,938)	(980,849)	57%
Non Operating Expenditure				
Aboriginal Environmental Health Officer	0	10,000	0	0%
Airport Manager	577,445	577,445	36,162	6%
Building Services Inspector	1,147,900	339,900	88,774	26%
Executive	9,800	9,800	0	0%
Executive Support Officer	4,500	104,500	0	0%
Information Coordinator	118,200	118,200	24,853	21%
Manager Community Services	4,467,050	3,473,950	2,126,581	61%
Manager Financial Services	140,000	145,000	21,908	15%
Manager Technical Services	4,603,955	2,995,303	936,429	31%
Total Non Operating Expenditure	11,068,850	7,764,098	3,234,707	42%

Non Operating Income

Aboriginal Environmental Health Officer	0	(10,000)	0	0%
Airport Manager	(194,355)	(194,355)	(50,000)	26%
Building Services Inspector	(630,000)	(30,000)	0	0%
Executive	(316,000)	(332,000)	(332,655)	100%
Information Coordinator	0	0	0	999%
Manager Community Services	(504,200)	(304,200)	(32,806)	11%
Manager Financial Services	(5,100)	(5,100)	0	0%
Manager Technical Services	(511,975)	(377,568)	(39,990)	11%
Total Non Operating Income	(2,161,630)	(1,243,223)	(455,451)	37%
Depreciation	(2,704,800)	(2,704,800)	(2,026,036)	75%
(Profit)/Loss on sale	514,000	514,000	0	0%
	(2,190,800)	(2,190,800)	(2,026,036)	92%
Surplus B/F	(3,209,010)	(2,683,857)	(2,683,857)	100%
Surplus C/F	0	(75,720)	(2,911,487)	

BANK RECONCILIATION AS AT 30/03/07

	\$
Balance as per	
Cash at Bank (131)	122,889.68
Restricted Cash	1,949,460.00
TOTAL	2,072,349.68

Balance as per	
Trading Account	740,658.76
TERM DEPOSIT	256,612.22
TERM DEPOSIT	356,490.24
TERM DEPOSIT	750,000.00
SUB TOTAL	2,103,761.22
Add: Outstanding Deposits	24,110.60
Less: Outstanding Cheques	50,833.10
TOTAL	2,077,038.72
Rounding	
Variance	(4,689.04)

TOTAL	2,072,349.68
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Variance made up of:

INWARDS DISHONOUR FEE	10.00
CHEQUE	0.10
Rounding 01.09.06	(0.63)
Interest receipted twice	12,363.76
visa payments	12.00
***22.11.06	100.00
11.01 eft	1.38
rounding	0.19
Property recpts 5.02.07	(6,796.36)
Property refund 05.02.07	6,798.96
TD Interest at breaking	(2,227.00)
TD Interest accrued	(8,035.07)
07.02.07-rounding	(0.01)
23.02.07 dep 24/10/06 (wyn 20/10/06)	(1,467.00)
23.02.07 rounding	(1.00)
19.2 returned eft payment - rebanked April	(3,700.00)
19.3 dep 16.3	(3,371.72)
22/3 returned eft payment - rebanked April	(1,025.77)
29.3 eft	(122.00)
bexp	2,771.13

Total **(4,689.04)**

MUNICIPAL OUTSTANDINGS

Outstanding Cheques

36448-36468	511.98
36637-36656	46.96
36710-36725	120.00
36771-36783	831.95
37172-37193	295.57
37240-37252	4,414.07
37296-37312	1,922.96
37371-37379	525.00
37395-37405	205.30
37406-37414	(105.30)
37415-37425	179.75
37464-37488	(50.00)
37489-37494	480.70
37495-37504	67.53
37505-37514	(17.53)
37528-37542	379.77
37555-37561	15.00
37563-37577	(0.00)
37578-37591	35.00
37592-37606	72.66
37621-37636	8,866.50
37638-37652	32,035.23
	<u>50,833.10</u>

MUNICIPAL OUTSTANDINGS

Outstanding Deposits

rounding	1.81
11.08 dr rec	15
25.09 dr rec	10538.48
26.09 dr rec	-2597.58
27.09 dr rec	1195.51
04.10 dr rec	-2698.26
20.10 dr rec	2614
25.10 dr rec	-2814.24
26.10 dr rec	-95.54

27.10 dr rec	-66
31.10 dr rec	1978.94
02.11 dr rec	2.2
28.11 dr rec	-392
01.12 dr rec	288
06.12 dr rec - rounding	0.01
12.01 dr rec	0.01
16.01 dr rec	0.01
19.01 dr rec	0.03
27.02 dr rec	-309.57
16.3 dr rec	3381.32
23.3 dr rec - rounding	-0.02
27.3 dr rec	-55.85
28.3 dr rec	-18.29
29.3 dr rec	2484.64
30.3 dr rec	10657.99
	<u>24,110.60</u>

12.3.2 Payments and Debtors for the Period Ended 30 April 2007

DATE:	15 May 2007
PROPONENT:	N/A
LOCATION:	N/A
ATLAS REFERENCE:	N/A
AUTHOR:	Gill Old, Senior Finance Officer
REPORTING OFFICER:	Peter Stubbs, Chief Executive Officer
FILE NO:	60.14.03
ASSESSMENT NO:	N/A

PURPOSE

To present the listing of Accounts for Payment and Sundry Debtors for the period ended 30 April 2007 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 037653 to 037712 | \$ | 112,252.58 |
| • EFT payments numbered EP011270 to EP011464 | \$ | 722,254.11 |
| • Direct bank debits | \$ | 256,549.16 |

Total Payment of Accounts totalling	\$	1,091,055.85
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Total cancelled cheques for the month	\$	6064.92
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Outstanding Invoices at month end	\$	0.00
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Outstanding over 90 days Sundry Debtors as at month end	\$	87,840.00
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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.

Sundry debtor Paul & Norma Cavanagh balance of \$5,189.33 reported as outstanding in March 2007 noted as no longer outstanding. Payment was received on 22 January 2007 and receipted incorrectly.

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 30 April 2007 totalling \$1,091,055.85 (GST inclusive) be received.
2. That the Outstanding Sundry Debtors' over 90 days as at 30 April 2007 totalling \$87,840.00 (GST inclusive) be received.
3. That Council note that sundry debtor Paul & Norma Cavanagh balance of \$5,189.33 reported as outstanding in March 2007 noted as no longer outstanding. Payment was received on 22 January 2007 and receipted incorrectly.

COUNCIL RESOLUTION

Minute No. 7721

Moved: Cr K. Wright

Seconded: Cr R. Devenish-Meares

1. That the Accounts for payment as at 30 April 2007 totalling \$1,091,055.85 (GST inclusive) be received.
2. That the Outstanding Sundry Debtors' over 90 days as at 30 April 2007 totalling \$87,840.00 (GST inclusive) be received.
3. That Council note that sundry debtor Paul & Norma Cavanagh balance of \$5,189.33 reported as outstanding in March 2007 noted as no longer outstanding. Payment was received on 22 January 2007 and receipted incorrectly.

Carried Unanimously: 8/0

LIST OF ACCOUNTS PAID BY COUNCIL SUBMITTED TO THE COUNCIL MEETING ON 15 MAY 2007

CHEQUE	EFT	CREDITOR	DETAILS	MUNI (\$)	TRUST (\$)	AUTH
37653	5/04/2007	BLANK	DAMAGED BY PRINTER	0.00		EMCPS
37654		BLANK	DAMAGED BY PRINTER	0.00		EMCPS
37655		STATE EMERGENCY SERVICE	ESL FUNDING 06-07 3RD QUARTER	1,592.80		EMCPS
37656		GEOFF GUNSON ELECTRICAL	CHANNEL PUMP REPAIRS & CHILDCARE			
37657		DR ROBERT REED	RETIC	2,010.80		EMEDS
37658		HORIZON POWER	EMPLOYMENT MEDICAL	130.00		EMCMS
37659		EARTHWISE COMMUNITY ASSOC	ELECTRICITY ACCOUNTS	4,078.50		EMCMS
37660		COUNCILLOR DI AUSBURN	JUNKADELIC PERFORMANCES	4,950.00		EMCMS
37661		HELEN REED	REIMBURSEMENT FOR EXPENSES	1,101.50		CEO
37662		JANET MCLEAN	REIMBURSEMENT FOR ACCOMMODATION	200.00		EMCMS
37663		RICHARD MASTIN	CROSSOVER REIMBURSEMENT	834.10		EMEDS
37664		JOOROOK NGARNI ABORIGINAL CORP	LIFEGUARD FOR IDRRINJUL	37.35		EMCMS
37665		WATER CORPORATION	HIRE OF BUS WY803 JUNKADELIC	150.00		EMCMS
37666		PERTH PETROLEUM SERVICE	WATER ACCOUNTS	1,687.25		EMCPS
37667		KUNUNURRA WATER SKI CLUB	BITUMEN PRODUCTS	7,425.00		EMEDS
37668		BUDGET CAR RENTALS	VENUE HIRE - FEE AND BOND	400.00		EMCPS
37669		DEPT FOR PLANNING & INFRASTRUCTURE	CAR HIRE FOR STAFF TRAINING	229.75		EMCPS
37670		GLOBALSTAR AUSTRALIA	VEHICLE REGISTRATIONS	31.20		EMCPS
37671		RAGGED RANGE MINING	SATELLITE PHONE ACCOUNT	184.00		EMCPS
37672		COUNCILLOR MAXINE MIDDAP	RATES REFUND	1,729.69		EMCPS
37673	13/04/2007	PORT WYNDHAM CROCS FOOTBALL	TRAVEL EXPENSE CLAIM APRIL 07	1,645.61		CEO
37674		HORIZON POWER	QUICK GRANT PORT WYNDHAM CROCS	445.30		EMCMS
37675		COLLEAGUES INFORMATION SOLUTIONS	ELECTRICITY ACCOUNTS	6,375.50		EMCPS
37676		VAUGHAN ANDREWS IT CONSULTANCY	SERVICE REQUEST BOOKS	810.00		EMEDS
37677		ORDCO AGRICULTURE	WEBSITE UPGRADE FOR TENDERS	560.00		EMCPS
37678		HOTEL KUNUNURRA	CHEMICALS	366.30		EMEDS
37679		AUSTRALIAN EARLY CHILDHOOD	ACCOMMODATION FOR RAW DANCE	616.00		EMCMS
			RESOURCES FOR WYNDHAM CHILDCARE	163.85		EMCMS

37680		KUNUNURRA ICE COMPANY	SUPPLY & INSTALL BLINDS HIBISCUS DRIVE	1,381.60	CEO
37681		B & G PROPERTY CARE	CLEANING FOR 112 HIBISCUS DRIVE	140.80	CEO
37682		COUNTRY ARTS WA	UNEXPENDED FUNDS - WYNDHAM LET'S DANCE	444.66	EMCPS
37683		SHIRE OF WYNDHAM EAST KIMBERLEY	STAFF DEDUCTION PAYMENTS	694.34	EMCPS
37684		MIRIMA COUNCIL	CULTURAL AWARENESS TRAINING	528.00	EMCPS
37685	20/04/2007	RYALL'S WATER WORLD	BUOYANCY BELTS	594.00	EMCMS
37686		STATE EMERGENCY SERVICE	ESL FUNDING 2006/7 4TH QTR	1,592.80	EMCPS
37687		HEWLETT-PACKARD AUSTRALIA	4 NEW COMPUTERS	5,584.92	EMCPS
37688		HORIZON POWER	ELECTRICITY ACCOUNTS	837.65	EMCPS
37689		SMALL BUSINESS CENTRE	WRITING WINNING SUBMISSION TRAINING	308.00	CEO
37690		SPECTRUM DISTRIBUTORS	CHLORINE STORAGE FACILITY FEES	2,019.61	CEO
37691		ID WAREHOUSE	LANYARDS FOR AIRPORT	321.77	EMCPS
37692		D JONES	EXPENSES REIMBURSEMENT	458.00	EMCMS
37693		VAUGHAN ANDREWS IT CONSULTANCY	WEBSITE UPGRADE WRITERS FESTIVAL	700.00	EMCMS
37694		WESTERN GEOTECHNICS GROUP	SOIL SAMPLE TESTS	233.20	EMEDS
37695		WATER CORPORATION	MANHOLE COOLIBAH DRIVE KUNUNURRA	2,875.60	EMEDS
37696		KUNUNURRA CONCRETE	CONCRETING - CHILD CARE	5,087.50	EMEDS
37697		CANPRINT COMMUNICATIONS	SUBSCRIPTION FEES	350.00	EMCPS
37698		COUNCILLOR MICHELE PUCCI	REIMBURSEMENT OF EXPENSES	231.00	CEO
37699		BCITF	BCITF LEVY COLLECTION	27,484.26	EMCPS
37700		OFFICE LINE	WHITEBOARDS FOR CHILDCARE	240.90	EMCMS
37701		RAGGED RANGE MINING	RATES REFUND	846.96	EMCPS
37702		HEWLETT-PACKARD AUSTRALIA	SUPPLY 4 NEW COMPUTERS	5,584.92	EMCPS
37703		DEPT CONSUMER & EMPLOYMENT PROTECTION	DANGEROUS GOODS LICENSE	33.00	EMCPS
37704	27/04/2007	HORIZON POWER	ELECTRICITY ACCOUNTS	10,992.50	EMCPS
37705		PROFESSIONALS	VALUATION OF VACANT LOT	297.00	CEO
37706		JADE CREEK RESOURCES	RATES REFUND	138.36	EMCPS
37707		NORTH AUSTRALIAN DIAMONDS	RATES REFUND	622.16	EMCPS
37708		CASTLEGEM PTY LTD	RATES REFUND	261.46	EMCPS
37709		TELSTRA	TELEPHONE ACCOUNTS	3,308.26	EMCPS
37710		WATER CORPORATION	WATER ACCOUNTS	64.90	EMCPS
37711		AUSTRALIAN EARLY CHILDHOOD	THE COMPLETE DAILY CURRICULUM	107.95	EMCMS
37712		WYNDHAM HEALTH SERVICE	PRE EMPLOYMENT MEDICAL	132.00	EMCMS
			TOTAL CHEQUE PAYMENTS	112,252.58	

5/04/2007	EP011270	KIMBERLEY GROUP TRAINING	TRAINEESHIP WAGES	4,139.14	EMCPS
	EP011271	ROGER'S MACHINERY SERVICE	PARTS - KUBOTA	45.20	EMEDS
	EP011272	EAST KIMBERLEY HARDWARE	HARDWARE SUPPLIES	261.50	EMEDS
	EP011273	STITCHED UP EMBROIDERY	KIMBERLEY WRITERS FESTIVAL SHIRTS	1,293.60	EMCMS
	EP011274	NETWORK DRAFTING	CONSULTANCY DRAFTING	2,090.00	EMEDS
	EP011275	OFFICE NATIONAL	SERVICE TO WYNDHAM FAX MACHINE	120.00	EMCPS
	EP011276	SC & DM JONSEN CONTRACTING	FIREBREAKS - WEABER PLAINS	990.00	EMEDS
	EP011277	THORLEY'S STORE	INTERNAL OFFICE FREIGHT	325.80	EMCPS
	EP011278	P STUBBS	STAFF SUBSIDY CLAIM	51.48	EMCPS
	EP011279	CIVIC LEGAL	LEGAL FEES	1,549.64	CEO
	EP011280	ORIA ORCHARDS	FLOWER DISPLAY	45.00	CEO
	EP011281	NATSIEH CONFERENCE	REGISTRATION TO NEIH CONFERENCE	385.00	CEO
	EP011282	CLEAN UP AUSTRALIA	QUICK GRANTS	550.00	EMCMS
	EP011283	SECURAMAIL GROUP	COUNCILLOR MAILBOXES	1,639.00	CEO
	EP011284	TRUE L MUSIC	MUSIC PROGRAM FOR REMOTE COMMUNITIES	5,233.00	EMCMS
	EP011285	NORTHERN AIRPORT SERVICES	AIRPORT LOCKUP FEES	352.00	EMCPS
	EP011286	DELRON CLEANING	CLEANING CONTRACT MARCH	5,199.17	EMEDS
	EP011287	LANDGATE	SENIOR VALUER CONSULTANCY	330.00	EMCPS
	EP011288	JSW HOLDINGS	SAND	528.00	EMEDS
	EP011289	KIMBERLEY STOCK-OLIVER	THROW RUGS FOR STORY TIME	89.95	EMCMS
	EP011290	BLACKWOODS ATKINS	LIGHTS - AIRPORT	142.81	EMCPS
	EP011291	RUMOURS PATISSERIE	REFRESHMENTS FOR MEETING	239.25	CEO
	EP011292	KIMBERLEY INDUSTRIES	CLAMP FOR SPRAY RIG	16.27	EMEDS
	EP011293	WYNDHAM SUPERMARKET	CONSUMABLES - SCHOOL HOLIDAY PROGRAM	48.44	EMCMS
	EP011294	THE KIMBERLEY ECHO	PRINTING	300.60	EMCPS
	EP011295	ORD MACHINING	REPAIRS TO SLASHER	388.30	EMEDS
	EP011296	TONY'S PLUMBING	REPAIRS TO WYNDHAM POOL EQUIPMENT	1,164.90	EMCMS
	EP011297	AERODROME MANAGEMENT SERVICES	SAFETY MANAGEMENT PLAN/ANNUAL INSPECTION	14,615.74	CEO
	EP011298	ORD RIVER ELECTRICS	DEPOT CABLE LOCATION AND TEST	110.00	EMEDS
	EP011299	R SPRY	STAFF SUBSIDY CLAIM	366.34	EMCPS
	EP011300	KIMBERLEY COMMUNICATIONS	RESET COMMUNICATIONS	165.00	EMCPS

	EP011301	TOLL WEST	FREIGHT CHARGES	203.13	EMCPS
	EP011302	TRAVELWORLD KUNUNURRA	AIRFARES JUNKADELIC, DEVENISH,		
	EP011303	TUCKERBOX	APPERLEY, PLUME	4,901.01	EMCPS
	EP011304	MUNNERS PTY LTD	TUCKERBOX PURCHASES	1,912.40	EMCPS
	EP011305	BUSH CAMP SURPLUS STORES	UNLEADED FUEL	27.42	EMCMS
	EP011306	LANGFORD MACHINERY	PHOTO ALBUMS FOR LIBRARY	147.30	EMCMS
	EP011307	BEAUREPAIRES	REPAIRS TO SLASHER	1,960.00	EMCPS
	EP011308	KIMBERLEY PUMPING SERVICE	NEW TYRE GRADER	757.50	EMEDS
	EP011309	KIMBERLEY SOCIETY INC.	REPAIR DAMAGE TO PUMP SHED	10,136.50	EMEDS
	EP011310	WA TELECENTRE KUNUNURRA	SUBSCRIPTION TO NEWSLETTER	40.00	EMCMS
	EP011311	CORPORATE EXPRESS	VIDEO CONFERENCE	132.00	EMCPS
	EP011312	JABIRU PAINTING	STATIONERY AND FURNITURE	1,908.15	EMCPS
	EP011313	BOSS FLUID POWER	COURT MAINTENANCE	4,950.00	EMCMS
	EP011314	ARGYLE MOTORS	CONSUMABLES FOR PUBLIC CONVENIENCES	2,888.76	EMEDS
	EP011315	JAMES O'KENNY AUCTIONEER	VEHICLE SERVICING	1,082.40	EMEDS
		NORTHERN INFORMATION	HIRE OF AMENITIES ROOM	3,300.00	EMCMS
	EP011316	TECHNOLOGY	COMPUTER TECHNICAL SUPPORT	283.80	EMCPS
	EP011317	AUST LOCAL GOVT JOB DIRECTORY	HALF PAGE AD EXEC MANAGER CORP	363.00	CEO
	EP011318	G & J TOMKIN	CROSSOVER REIMBURSEMENT	808.70	EMEDS
	EP011319	WESTRALIA AIRPORTS	AVIATION SECURITY IDENTIFICATION CARDS	300.00	EMCPS
13/04/2007	EP011320	WESTERN LOCKSERVICE	SHORT & LONG SHANK PADLOCKS	665.22	EMEDS
	EP011321	KNICKEL GARDENING SERVICES	GARDENING CONTRACTS	37,656.91	EMEDS
	EP011322	ROGER'S MACHINERY SERVICE	PARTS - KUBOTA	107.60	EMEDS
	EP011323	ALLAN PARDOE-BELL	CLEANING CONTRACTS	2,009.00	EMEDS
	EP011324	EAST KIMBERLEY HARDWARE	HARDWARE SUPPLIES	71.70	EMEDS
	EP011325	KIMBERLEY METAL RECYCLERS	WASTE OIL DISPOSAL	157.85	EMEDS
	EP011326	OFFICE NATIONAL KUNUNURRA	OFFICE EQUIPMENT REPAIRS	174.21	EMCPS
	EP011327	JUST FRAMED	WRITERS FESTIVAL POSTERS	170.00	EMCMS
	EP011328	THORLEY'S STORE	INTERNAL OFFICE FREIGHT	333.50	EMCPS
	EP011329	ATO CHILD SUPPORT AGENCY	ATO CONTRIBUTIONS	114.89	EMCPS
	EP011330	NORBUILT	KUNUNURRA YOUTH CENTRE CONTRACT	312,627.03	EMEDS
	EP011331	K FEWSTER	TELEPHONE SUBSIDY CLAIM	32.55	EMCPS
	EP011332	ATO CHILD SUPPORT AGENCY	ATO CONTRIBUTIONS	75.96	EMCPS
	EP011333	K APPERLEY	REIMBURSEMENT OF GIFT EXPENSES	150.00	CEO
	EP011334	ATO CHILD SUPPORT AGENCY	SALARY DEDUCTIONS	490.54	EMCPS

EP011335	ATO CHILD SUPPORT AGENCY	SALARY DEDUCTIONS	24.54	EMCPS
EP011336	KUNUNURRA HOME HARDWARE	TREE TIES	18.60	EMEDS
EP011337	BRENDAN JOHNS ELECTRICS	ELECTRICAL REPAIRS	98.75	EMEDS
EP011338	WESTARP	SHADE STRUCTURE FOR PLAYGROUND	6,380.00	EMEDS
EP011339	BUSHLINK	ABC CLASSIC FM KUNUNURRA	29,557.00	EMEDS
EP011340	KUNUNURRA SECURITY SERVICE	SECURITY SERVICES	198.00	EMEDS
EP011341	TNT AUSTRALIA	FREIGHT CHARGES	302.97	EMCPS
EP011342	TOP END MOTORS	ABANDONED VEHICLE REMOVAL	154.00	EMEDS
EP011343	AUSTRALIA POST	POSTAGE ACCOUNT	1,026.69	EMCPS
EP011344	BLACKWOODS ATKINS	DISTILLED WATER	72.69	EMEDS
EP011345	RB DESSERT SEED CO	GRASS SEED FOR NEW CHILD CARE	440.00	EMEDS
EP011346	CARPET VINYL & TILE CENTRE	PAINT - WYNDHAM ADMIN REFURBISHMENT	521.55	EMEDS
EP011347	ROYAL LIFE SAVING	BRONZE MEDALLION COURSE	1,590.00	EMCMS
		MATERIALS FOR WEABER PLAINS EROSION PROJECT	6,699.00	EMEDS
EP011348	TROPIGRO GARDEN PRODUCTS	CONSUMABLES	410.70	EMCPS
EP011349	WYNDHAM SUPERMARKET	ACCOMMODATION	340.00	CEO
EP011350	COUNTRY CLUB HOTEL	REFRESHMENTS FOR BRIEFING SESSION	122.15	CEO
EP011351	GULLIVERS TAVERN	CERT 3 CHILDRENS SERVICES FEES	235.64	EMCMS
EP011352	KIMBERLEY COLLEGE OF TAFE	12 HIBAY LIGHTS FOR BALL SPORT	1,882.96	EMCMS
EP011353	OZLITE	REPAIR AUTO GATE KUNUNURRA AIRPORT	93.50	EMCPS
EP011354	HOT WIRE ELECTRICS	SALARY DEDUCTIONS	30.60	EMCPS
EP011355	L.G.R.C.E.U	SALARY DEDUCTIONS	240.80	EMCPS
EP011356	AUSTRALIAN SERVICES UNION	SALARY DEDUCTIONS	139.64	EMCPS
EP011357	ATO CHILD SUPPORT AGENCY	HIRE TREE MULCHER	4,950.00	EMEDS
EP011358	JAB INDUSTRIES	WYNDHAM TOILET CLEANING MARCH 07	2,988.15	EMEDS
EP011359	C FISCHER	TRAVEL FOR STAFF TRAINING	2,964.23	EMCMS
EP011360	TRAVELWORLD KUNUNURRA	DISPOSABLE CAMERAS, UNIFORMS	232.00	EMEDS
EP011361	BUSH CAMP SURPLUS STORES	PEST CONTROL TREATMENT DEPOT	1,958.00	EMEDS
EP011362	TROPICAL PEST CONTROL	REPAIR JD MOWER, NEW BLADES	441.31	EMEDS
EP011363	VANDERFIELD MACHINERY	IDDRINJUL FESTIVAL POSTERS	939.50	EMCMS
EP011364	WYNDHAM TELECENTRE	LINE MAKING BASKETBALL COURTS	1,500.00	EMCMS
EP011365	JABIRU PAINTING			
	KUNUNURRA VOLUNTEER FIRE BRIGADE	CLEAN DOWN NETBALL COURTS APRIL	165.00	EMCMS
EP011366		TREATMENT FOR SPIDERS	440.00	EMCMS
EP011367	KUNUNURRA PEST MANAGEMENT	COMPUTER SUPPORT	1,434.00	EMCPS
EP011368	NORTHERN INFORMATION			

		TECHNOLOGY			
	EP011369	SHIRE OF MURRAY	SALARY DEDUCTIONS	56.00	EMCPS
20/04/2007	EP011370	DEPARTMENT OF AGRICULTURE	QUARANTINE INSPECTIONS FEES	41.25	EMEDS
	EP011371	BOC GASES	INDUSTRIAL BOTTLE	196.82	EMEDS
	EP011372	CREDIPAC AUSTRALIA	COLLECTION FEES	1,920.21	EMCPS
	EP011373	K & M ALLCLEAN	GENERAL CLEANING FOR MARCH 07	7,747.48	EMEDS
	EP011374	EAST KIMBERLEY HARDWARE	HARDWARE SUPPLIES	1,170.20	EMEDS
	EP011375	KIMBERLEY METAL RECYCLERS	MEDICAL WASTE LOADER CHARGES	880.00	EMEDS
	EP011376	KP PUMPS & IRRIGATION	PLUMPING SUPPLIES	39.56	EMEDS
	EP011377	OFFICE NATIONAL KUNUNURRA	COPY COUNT CHARGES MARCH 07	1,043.57	EMCPS
	EP011378	K FEWSTER	STAFF SUBSIDY CLAIM	365.95	EMCPS
	EP011379	BOAB REFRIGERATION	AIRCONDITIONER SERVICE	49.50	EMEDS
	EP011380	K TRIPP	CONFERENCE FLIGHTS AND EXPENSES	1,300.00	EMEDS
	EP011381	KUNUNURRA HOME HARDWARE	HARDWARE SUPPLIES	141.93	EMEDS
	EP011382	BRENDAN JOHNS ELECTRICS	REPAIR LIGHTS IN TERMINAL BUILDING	394.94	EMCPS
	EP011383	TAFE WA CENTRAL	CERT 3 COMMUNITY RECREATION	469.57	EMCMS
	EP011384	COUNTRY MAN HIRE	LABOUR HIRE TO FINISH FOOTPATH	2,428.80	EMEDS
	EP011385	LANDGATE	RATING INFORMATION SCHEDULES	857.00	EMCPS
	EP011386	EAST KIMBERLEY PLUMBING	PLUMBING REPAIRS	504.68	EMEDS
	EP011387	JSW HOLDINGS	MATERIALS	2,471.70	EMEDS
	EP011388	KUNUNURRA SECURITY SERVICE	SECURITY SERVICES	2,525.50	EMEDS
	EP011389	ORD RIVER DISTRICT CO-OP	CHEMICALS	242.00	EMEDS
	EP011390	GUERINONI & SONS	SINGLE SIDE TIPPER HIRE	843.15	EMEDS
	EP011391	TNT AUSTRALIA	FREIGHT CHARGES	303.01	EMCPS
	EP011392	H JORRITSMAN & CO	PLUMBING SUPPLIES	818.50	EMEDS
	EP011393	GET STUCK SKID STEER HIRE	CLEAR AND LEVEL CHILDCARE CENTRE	4,455.00	EMEDS
	EP011394	FLAMETREE NURSERY	PLANT FOR HIBISCUS & CBD	341.00	EMEDS
	EP011395	RED SUN SPORTS	2 SPEEDBALLS WITH SWIVELS	239.90	EMCMS
	EP011396	PHIL'S ELECTRICAL & MECHANICAL	CLEAN OUT PRESSURE SWITCH	44.00	EMEDS
	EP011397	ALLIED PICKFORDS	RELOCATION OF STAFF MEMBER	9,422.96	CEO
	EP011398	THE KIMBERLEY ECHO	ADVERTISING, PRINTING	2,762.66	EMCPS
	EP011399	AUSFUEL	PURCHASE OF FUEL FEBRUARY 2007	16,154.95	EMCPS
	EP011400	KIMBERLEY COLLEGE OF TAFE	ENROLMENT FEES CERT 3 CHILDREN	295.64	EMCMS
	EP011401	WESTERN AUSTRALIAN TREASURY	LOAN REPAYMENT	2,004.60	EMCPS
	EP011402	OZLITE	WIRE GUARD AND LOCKING RING FOR LIGHTS	674.25	EMEDS

	EP011403	ORD RIVER ELECTRICS	ELECTRICAL REPAIRS	2,811.69	EMEDS
	EP011404	JAB INDUSTRIES	HIRE OF BACKHOE	440.00	EMEDS
	EP011405	C FISCHER	WYNDHAM TOILET CLEANING FEBRUARY	2,988.15	EMEDS
	EP011406	TOLL WEST	FREIGHT CHARGES	1,114.10	EMCPS
	EP011407	TUCKERBOX	TUCKERBOX BILL FOR MARCH 2007	2,087.72	EMCPS
	EP011408	BUSH CAMP SURPLUS STORES	4 DOUBLE AA ENERGISER BATTERIES	17.90	EMCPS
	EP011409	FRANMOR CONSTRUCTIONS	REPLACEMENT FRONT DOOR LOCK	361.90	EMCMS
	EP011410	VANDERFIELD MACHINERY	PARTS FOR REPAIRS TO PLANT	870.51	EMEDS
	EP011411	SEARLES MECHANICAL REPAIRS	DIESEL OIL, GIFT AS PER POLICY	842.65	CEO
	EP011412	KUNUNURRA MOBILE WELDING	REMOVAL OF FENCE PANEL AT 112 HIBISCUS	1,100.00	CEO
	EP011413	TOP END TILT TRAY HIRE	REMOVAL OF ABANDONED VEHICLE	99.00	EMEDS
	EP011414	KUNUNURRA TYREPOWER	TUBE FOR THE LEISURE CENTRE	16.50	EMCMS
	EP011415	CORPORATE EXPRESS	STATIONERY	2,249.86	EMCPS
	EP011416	NOMAD CONCRETING	CONCRETE WORKS FOR ANZAC HILL	5,760.00	EMEDS
	EP011417	COATES HIRE OPERATIONS	WATERFILLED BARRIER HIRE	723.95	EMEDS
	EP011418	INSTITUTE OF PUBLIC WORKS	MODULE 8 URBAN & REGIONAL PLAN	605.00	CEO
27/04/2007	EP011419	WESTERN LOCKSERVICE	LOCKS FOR CHILDCARE CENTRE	498.50	EMEDS
	EP011420	KIMBERLEY GROUP TRAINING	TRAINEESHIP WAGES	4,343.29	EMCPS
	EP011421	EAST KIMBERLEY HARDWARE	HARDWARE SUPPLIES	1,106.10	EMEDS
	EP011422	KIMBERLEY METAL RECYCLERS	MEDICAL WASTE LOADER CHARGES	264.00	EMEDS
	EP011423	HAYTER & CO	LEGAL FEES	8.00	EMCPS
	EP011424	KUNUNURRA PANEL BEATING	INSURANCE EXCESS ON REPAIRS TO WY1	300.00	EMCPS
	EP011425	Y BOLTO	STAFF SUBSIDY CLAIM	124.45	CEO
	EP011426	A TRENGOVE	STAFF SUBSIDY CLAIM	31.48	EMCPS
	EP011427	P STUBBS	STAFF SUBSIDY CLAIM	68.83	EMCPS
	EP011428	K APPERLEY	STAFF SUBSIDY CLAIM	217.65	EMCPS
	EP011429	ORIA ORCHARDS	FLOWER DISPLAY FOR FOYER	15.00	CEO
	EP011430	KUNUNURRA HOME HARDWARE	SHELVING FOR NEW CHILDCARE, RETIC		
	EP011431	JOANNE BARKLA	SUPPLIES	697.71	EMCMS
	EP011432	JENNYS TUKKA BUS	STAFF SUBSIDY CLAIM	332.85	EMCPS
	EP011433	R WORNES	CATERING FOR COUNCIL MEETING	262.50	CEO
	EP011434	BROOME ADVERTISER	FREIGHT FOR RELOCATION OF PETS	243.00	CEO
	EP011435	LANDGATE	ANNUAL COMMUNITY GRANT ADVERTISING	249.21	EMCMS
	EP011436	FRONTIER POST & NEWS	RATING INFORMATION SCHEDULES	206.20	EMCPS
	EP011437	BRANKO BP MOTORS	FRONTIER POST ACCOUNT	621.70	EMCPS
			REPAIRS TO MOWERS, VEHICLE SERVICING	523.90	EMEDS

EP011438	JSW HOLDINGS	CONCRETE FOR CHILD CARE CENTRE	6,373.95	EMEDS
EP011439	KUNUNURRA SECURITY SERVICE	SECURITY SERVICES	351.00	EMEDS
EP011440	TOP END MOTORS	VEHICLE SERVICING, ABANDONED VEHICLE REMOVAL	736.11	EMEDS
EP011441	BLACKWOODS ATKINS	PROTECTIVE EQUIPMENT SUPPLIES	436.39	EMEDS
EP011442	RB DESSERT SEED CO	GRASS SEED	220.00	EMEDS
EP011443	CARPET VINYL & TILE CENTRE	PAINTING SUPPLIES	230.57	EMEDS
EP011444	KIMBERLEY INDUSTRIES	METAL PRODUCTS	1,566.40	EMEDS
EP011445	ALLGEAR MOTORCYCLES	MOWER BLADES, SAFETY PPE	240.00	EMEDS
EP011446	GULLIVERS TAVERN	REFRESHMENTS FOR TREE PLANTING	66.18	CEO
EP011447	KUNUNURRA RURAL TRADERS	INSPECTIONS AT CHILD CARE CENTRE	703.50	EMEDS
EP011448	KIMBERLEY COLLEGE OF TAFE	STAFF ENROLMENT FEES	195.00	EMCPS
EP011449	S GARRATT	KIDS HOLIDAY PROGRAM CLASSES	800.00	EMCMS
EP011450	WA LOCAL GOVERNMENT SUPER	SUPERANNUATION CONTRIBUTIONS	29,078.31	EMCPS
EP011451	ORD RIVER ELECTRICS	ELECTRICAL REPAIRS	11,554.53	EMEDS
EP011452	JAB INDUSTRIES	EXCAVATOR HIRE, REPAIRS TO BASTION RD	9,622.25	EMEDS
EP011453	RICK SPRY	STAFF SUBSIDY CLAIM, TRAVEL EXPENSES	301.03	EMCPS
EP011454	KIMBERLEY COMMUNICATIONS	RESET COMMUNICATIONS	110.00	EMEDS
EP011455	TOLL WEST	FREIGHT CHARGES	2,694.68	EMCPS
EP011456	GYM CARE	REPLACEMENT PARTS FOR GYM BIKE	68.81	EMCMS
EP011457	STATE LIBRARY OF WA	LOST AND DAMAGED BOOKS OR CD	128.70	EMCMS
EP011458	AUSTRALIAN TAXATION OFFICE	MARCH BAS 2007	44,285.00	EMCPS
EP011459	KUNUNURRA DIESEL SERVICES	LARGE VEHICLE SERVICING	2,696.80	EMEDS
EP011460	HARRIS TECHNOLOGY	ACCESSORIES FOR HP IPAQ	160.29	EMEDS
EP011461	WA LOCAL GOVERNMENT ASSOC	ADVERTISING	10,776.90	EMCPS
EP011462	LENNYS LANDSCAPE	REMOVE TREE FROM 23 BOOBIALLA WAY	649.00	EMEDS
EP011463	EAST KIMBERLEY GLASS	REPLACE BROKEN FACE PLATE	86.00	EMEDS
EP011464	PIERCE POOL SUPPLIES	LANE ROPES FOR WYNDHAM POOL	407.00	EMCMS
		TOTAL OF EFT PAYMENTS	722,254.11	
		TOTAL PAYMENTS	834,506.69	
	RENT 12/33 KONKERBERRY DRIVE KUNUNURRA		1,126.66	
	BANK FEES		1,150.98	
	MESSAGES ON HOLD		507.00	

BILL EXPRESS	82.50
SALARY AND WAGES	212,761.86
VISA PAYMENT	1,282.45
WESTNET P/L	1,174.90
MOBILE OIL AUSTRALIA	13,502.89
BANK CHEQUE - MIDLAND SETTLEMENTS	12,744.96
BANK CHEQUE - MIDLAND SETTLEMENTS	12,214.96
TOTAL DIRECT DEBITS	256,549.16

TOTAL OUTSTANDING 0.00

18/04/2007	37643	MONCRIEFF	INCORRECT PAYEE	5,584.92
	37646	RACHEL WORNES	INCORRECT PAYEE	480.00
5/04/2007	37653	BLANK	DAMAGED BY PRINTER	0.00
	37654	BLANK	DAMAGED BY PRINTER	0.00
			TOTAL CANCELLED CHEQUES	6,064.92

Sundry Debtors as of April 2007

Sundry Debtor	Amounts Over 90 Days Outstanding	Balance @ 30 April 2007	Debt Collection Status for Debts over 90 Days
ARGYLE KIMBERLEY RESORT	11750.00	11750.00	Debtor with Administrator
BELL SPRINGS COMMUNITY	15.00	15.00	Final Notice Issued
BIRD HEATHER	3.09	3.09	Being paid through debt collector - Credipac
CHADWICK, STEVE	5,324.72	5,949.96	Debtor with Credipac
LANDCORP	1,386.00	1,386.00	Debtor in discussion with officers
KIMBERLEY METAL RECYCLERS	30.00	540.00	Account in discussion with officers
KUNUNURRA SOCCER CLUB	890.00	890.00	Debtor in discussion with officers
JOOROOK NGARNI ABORIGINAL CORP	94.00	94.00	Account to be paid in full by Friday 11th May
NEIL LAVERS	1,380.00	1,380.00	Debtor with Credipac
ORD AIR CHARTER PTY LTD	55,343.70	56,334.77	Debtor with Credipac
ORD RIVER SPORTS CLUB	7,563.00	18,031.74	Monthly Repayments are being made
WARRAYU ABORIGINAL CORPORATION	50.00	50.00	Account to be paid in full by Friday 11th May
WYNDHAM COMMUNITY CLUB	4,010.49	4,010.49	Payment Plan on Hold
	87,840.00	100,435.05	

12.3.3 Third Quarter Budget Review

DATE:	15 May 2007
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	N/A
ATLAS REFERENCE:	N/A
AUTHOR:	Amanda Trengove, Manager Financial Services
REPORTING OFFICER:	Peter Stubbs, Chief Executive Officer
FILE NO:	60.14.04
ASSESSMENT NO:	N/A

PURPOSE

To present to Council the results of the March 2007 budget review.

BACKGROUND

Management reports are produced monthly and presented to line managers to keep them informed of income and expenditure within their business unit. On a quarterly basis all managers are requested to attend a budget review which examines income and expenditure for their department. From this review an amended budget is produced taking into account actual income and expenditure plus estimated income and expenditure for the remainder of the financial year.

The following budget amendments are the result of the third quarter budget reviews across the Shire's functions. If Councillors wish to sight specific general ledger accounts please make an appointment with the Executive Manager Corporate Services or myself. I will only comment in detail about functions which have a variance of greater than \$20,000.

Schedule	Saving/(Loss)
General Purpose Funding	\$85,000
Governance	nil
Law, Order & Public Safety	nil
Health	\$500
Welfare	nil
Housing	\$6,000
Community Amenities	\$13,500
Recreation and Culture	(\$183,720)
Transport	\$22,000
Economic Services	nil
Public Works Overheads	(\$19,000)
Total	(\$75,720)

STATUTORY IMPLICATIONS

6.2 Local government to prepare annual budget

(4) The annual budget is to incorporate —

(a) particulars of the estimated expenditure proposed to be incurred by the local government;

POLICY IMPLICATIONS

Policy F7 – Significant Accounting Policies

Objective:

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

FINANCIAL IMPLICATIONS

Monitoring and managing the annual budget is a primary tool of Council to manage its finances.

STRATEGIC IMPLICATIONS

Key Result Area 5 - Governance

Goal 2 – Financial Management:

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

COMMENT

The following functions had budget amendments of greater than \$20,000. The Shire of Wyndham East Kimberley is currently working to a balanced budget as adopted by Council at the Ordinary Council Meeting on the 18 July 2006.

General Purpose Funding

A surplus has been recognised in this function due to the Shires Rates officer and Senior Finance officer working effectively to pursue outstanding rates and process interims. A thorough bin audit was also performed in the last quarter which increased interims relating to bin charges.

Recreation and Culture

No capital works to be undertaken on the Kununurra Leisure Centre building upgrade until an audit/action plan is conducted. Funds to be put aside until the audit is completed and the reserve will not be drawn on until projects are further identified.

This surplus has been allocated to completing the works on the Kununurra Adventure Pool and Wyndham Pool Refurbishments Investigative Study. Grant funding has also been acquired to assist with the Investigative Study.

The majority of the surplus found across other functions and the surplus that has been carried in the 06/07 budget to date has been allocated to the Youth Centre Building project. These additional funds were required due to expenses such as architecture fees plus expenses outside of contract being for paths, grounds, kerbing etc and variations to the contract.

Transport

A surplus has been realised in this function due to savings in expenditure on Roadside Vegetation and Street Tree Maintenance.

Monitoring of the contracts by officers is the major reason for the savings on Roadside Vegetation while using the "Work for the Dole" project within the Environmental budget is the major reason for the savings in the Street Tree Maintenance.

ATTACHMENTS

Nil

VOTING REQUIREMENT

Absolute Majority

RECOMMENDATION

That Council approve the budget variations as listed below:

Schedule	Saving/(Loss)
General Purpose Funding	\$85,000
Governance	nil
Law, Order & Public Safety	nil
Health	\$500
Welfare	nil
Housing	\$6,000
Community Amenities	\$13,500
Recreation and Culture	(\$183,720)
Transport	\$22,000
Economic Services	nil
Public Works Overheads	(\$19,000)
Total	(\$75,720)

COUNCIL RESOLUTION

Minute No. 7722

Moved: Cr K. Wright

Seconded: Cr R. Devenish-Meaeres

That Council approve the budget variations as listed below:

Schedule	Saving/(Loss)
General Purpose Funding	\$85,000
Governance	nil
Law, Order & Public Safety	nil
Health	\$500
Welfare	nil
Housing	\$6,000
Community Amenities	\$13,500
Recreation and Culture	(\$183,720)
Transport	\$22,000
Economic Services	nil
Public Works Overheads	(\$19,000)
Total	(\$75,720)

Carried Unanimously: 8/0

12.3.4 Wyndham Port Hall Lease

DATE:	17 May 2007
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
ATLAS REFERENCE:	Map 58 B3
AUTHOR:	Amanda Trengove, Manager Financial Services
REPORTING OFFICER:	Peter Stubbs, Chief Executive Officer
FILE NO:	01.2492.10
ASSESSMENT NO:	2492

PURPOSE

To present to council the tender requirements for the Lease of the Wyndham Port Hall and to seek approval of those requirements.

BACKGROUND

On the 6 June 2002 Council resolved to accept the tender from P & N Cavanagh for the lease of the Wyndham Port Hall. It was a 5 year lease with no further term, rent in year 1 was \$2,100 and rent in years 2-5 was \$4,200 per annum. The use of the premises was tourist promotion, art and artefacts and sale of second hand furniture.

The lease is due for renewal on the 30 June 2007, in discussions with the CEO, Mr Cavanagh is undecided on whether to continue leasing the building.

The property is on a reserve thus cannot be sold by SWEK. Therefore Council are seeking the best possible public use of the hall.

STATUTORY IMPLICATIONS

LOCAL GOVERNMENT ACT 1995 - SECT 3.58

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.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Council will receive lease payments from tenant for duration of lease.

Other expenses and savings relating to building maintenance will not be known until tender finalised.

STRATEGIC IMPLICATIONS

Nil

COMMENT

It has been suggested that officers do not stipulate possible uses of the Wyndham Port Hall, rather that Council wait and see what is proposed by tenderers and then consider those uses in accordance with the buildings condition and town planning scheme.

The tender should be judged using the following criteria:

- 60% Price
- 20% Value to the public / community
- 10% Tenderer being based locally
- 10% Proven ability to fulfil tender

ATTACHMENTS

Proposed Wyndham Port Hall Lease Schedule

VOTING REQUIREMENT

Simple Majority

RECOMMENDATION

1. That Council advise the current Wyndham Port Hall lessee P & N Cavanaugh that tenders for the use of the hall, will be called to establish a new lease at the expiry of the current lease on the 30 June 2007.
2. That Council accept the proposed tender schedule and instruct officers to prepare tender document once valuation and building inspection are completed.
3. That Council accept the following tender criteria:
 - 60% Price
 - 20% Value to the public / community
 - 10% Tenderer being based locally
 - 10% Proven ability to fulfil tender

COUNCIL RESOLUTION

Minute No. 7723

Moved: Cr B. Barnes

Seconded: Cr D. Ausburn

1. That Council advise the current Wyndham Port Hall lessee P & N Cavanaugh that tenders for the use of the hall, will be called to establish a new lease at the expiry of the current lease on the 30 June 2007.
2. That Council accept the proposed tender schedule and instruct officers to prepare tender document once valuation and building inspection are completed.
3. That Council accept the following tender criteria:

60% Price
20% Value to the public / community
10% Tenderer being based locally
10% Proven ability to fulfil tender

Carried Unanimously: 8/0

Minute No. 7724

Moved: Cr K. Wright

Seconded: Cr M Middap and Cr J. Parker

That the previous Minute No. 7723 be rescinded.

Carried Unanimously: 8/0

Minute No. 7725

Moved: Cr M. Middap

Seconded: Cr. R. Devenish-Meares

1. That Council advise the current Wyndham Port Hall lessee P & N Cavanaugh that tenders for the use of the hall, will be called to establish a new lease at the expiry of the current lease on the 30 June 2007.
2. That Council accept the proposed lease schedule with the deletion of Item 9 and instruct officers to prepare tender document once valuation and building inspection are completed.
3. That Council accept the following tender criteria:

60% Price
20% Value to the public / community
10% Tenderer being based locally
10% Proven ability to fulfil tender

Carried Unanimously: 8/0

NOTE: Council resolved to remove Schedule Item 9 from the proposed Lease Schedule.

Proposed Wyndham Port Hall Schedule

Item 1

Land: The land known Wyndham Port Hall, 17 O'Donnell Street, Wyndham

Item 2

Premises: That part of the Land outlined in red on the plan annexed to this Lease.

Item 3

Term: Five (5) YEARS

Date of Commencement: 1st July 2007

Date of Expiration: 30th June 2012

Item 4

Term of Renewal: Nil

Item 5

Rent: To be based on market response by tender.

Item 6

Rent Review Dates: Rental Adjustments annually by CPI

Item 7

Use of Premises: Council will not stipulate use for lease; rather use requested in the tender will comply with planning scheme.

Item 8

Public Risk Insurance: Ten million dollars (\$10,000,000)

Item 9

Special Conditions: Councils Building Surveyor will be performing an inspection on the premises in near future. After this inspection is complete officers may recommend to council some major works that will be required to be performed by the lessee. Additional to that the lessee will be required to maintain the building to a suitable and safe condition.

12.3.5 Keith Donkers Request for Rates Waiver

DATE:	15 May 2007
PROPONENT:	Shire Wyndham East Kimberley
LOCATION:	Lot 314 Peter Reid Drive & Lot 315 Laine Jones Drive Kununurra
ATLAS REFERENCE:	Map 38 G5
AUTHOR:	Peter Stubbs, Chief Executive Officer
REPORTING OFFICER:	Peter Stubbs, Chief Executive Officer
FILE NO:	61.23.03 / 01.5830.04 / 01.5831.04
ASSESSMENT NO:	5830 & 5831

PURPOSE

For Council to be aware of its Audit Committee consideration of a request for rates waiver by Mr Keith Donkers, in relation to Lots 314 & 315 Cyril Kleinig Drive, Kununurra.

BACKGROUND

Councils Audit Committee considered a request by Mr Keith Donkers, at its meeting on the 8th May 2007, to waive interim rates associated with Lots 314 & 315 Cyril Kleinig Drive, Kununurra. Mr Donkers has recently sold these Lots to Wards Heliwork Pty Ltd.

Following the Audit Committee meeting and recommendation however, a number of other issues related to this matter were identified by staff which require clarification so that Council can be fully informed before making a final determination on Mr Donkers request. Staff are in the process of obtaining written clarification on these issues.

Mr Donkers has been informed in writing on what has occurred to date and that this clarification is being sought.

STATUTORY IMPLICATIONS

Local Government Act 1995.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Council revenue would decrease by the amount of any rate write off Council should agree to.

STRATEGIC IMPLICATIONS

Nil

COMMENT

Nil

ATTACHMENTS

Nil

VOTING REQUIREMENT

Simple Majority

RECOMMENDATION

That Council note:

- 1. that further clarification is being sought by staff in regards to the request by Mr Keith Donkers for rate waiver associated Lots 314 & 315 Cyril Kleinig Drive, Kununurra to enable Council to be fully informed on this matter.*
- 2. the Audit Committee consideration of this issue*
- 3. the advice from staff that this matter will be reported to the Ordinary Council meeting 19 June 2007.*

Cr K Wright left the meeting room at 8.08pm

COUNCIL RESOLUTION

Minute No. 7726

Moved: Cr B. Barnes

Seconded: Cr D. Ausburn

That Council note:

- 1. that further clarification is being sought by staff in regards to the request by Mr Kieth Donkers for rate waiver associated Lots 314 & 315 Cyril Kleinig Drive, Kununurra to enable Council to be fully informed on this matter.**
- 2. the Audit Committee consideration of this issue**
- 3. the advice from staff that this matter will be reported to the Ordinary Council meeting 19 June 2007.**

Carried Unanimously: 7/0

Cr K Wright returned to the meeting room at 8.09pm.

12.4. COMMUNITY SERVICES

12.4.1 Honour Board

DATE:	15 May 2007
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	N/A
ATLAS REFERENCE:	N/A
AUTHOR:	Karyn Apperley, Executive Manager Community Services
REPORTING OFFICER:	Karyn Apperley, Executive Manager Community Services
FILE NO:	34.14.01/34.14.02
ASSESSMENT NO:	N/A

PURPOSE

For Council to consider creating a community honour board to acknowledge people in the East Kimberley region who are recognised through the annual Australia Day Awards and Volunteer Awards.

BACKGROUND

Prior to October 2003 the Kununurra Lions Club hosted the Australia Day celebrations and also hosted the Lions Citizen of the Year Awards (this honour board is displayed at the Leisure Centre and is almost full). In October 2003 the Kununurra Lions Club requested that the Shire take on the Australia Day celebrations as the Club was folding. In doing so the Shire decided to run with the Premier's Australia Day Active Citizenship Awards which has three categories being Citizen of the Year, Young Citizen of the Year and Community Group/Event of the Year. The recipients of these awards were nominated from both Wyndham and Kununurra and the first awards were presented on Australia Day 2004.

The Shire also took on the initiative in Dec 2003 to host the Thank A Volunteer Day celebrations and in 2004 hosted the inaugural 'Volunteer of the Year' award for a volunteer in both Wyndham and Kununurra. These awards are presented at the Thank A Volunteer Day celebrations.

STATUTORY IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Council currently budgets \$500 for the Australia Day Celebrations and the Awards are provided by the Premier's Office. In 2007, the Australia Day Celebrations and Awards also featured a number of naturalisation ceremonies, which added a further dimension and meaning to the Australia Day Celebrations. Continuing to promote

naturalisation ceremonies as part of the Australia Day Celebrations will increase the number of people participating and the budget requirement. Up to \$1,000 may be required in future to cater for larger numbers participating in the celebrations.

Council also currently budgets \$500 for the Thank A Volunteer Day celebrations and submits an application each year to the Department of Community Development – Volunteering Secretariat for \$500 – the maximum grant amount for the Shire. This funding has been used towards celebrations in both Wyndham and Kununurra, printing of certificates for each nominee and an AI Mason print for the winner in each town. The Shire has been successful with funding from the Volunteer Secretariat for the past four years and consideration will need to be given to increasing the Shire budget contribution should funding from the Secretariat be unsuccessful in future years. As with many funding programs, only non-recurrent funding is offered by the Secretariat.

The cost of producing and displaying two community honour boards is estimated to be \$2,000, available within existing budget resources. On going costs associated with updating the boards would be met within the annual budget allocations for Thank A Volunteer and Australia Day celebrations outlined above.

STRATEGIC IMPLICATIONS

Nil

COMMENT

The display of A Shire of Wyndham East Kimberley community honour board in both Wyndham and Kununurra would assist in promoting community pride, increase awareness of the awards and highlight the fantastic work that people do within our Shire.

In the past, the Volunteering Secretariat has required, and continues to prefer, Volunteer celebrations and award presentations to be held on 5 December. However, as of 2006, these celebrations are able to be held in the 3 months following. It is proposed that the Thank A Volunteer celebrations be combined with Australia Day Active Citizen celebrations, thereby creating a larger focus event to highlight community contributions made by people through the East Kimberley. It is further proposed to hold this event in each Wyndham and Kununurra. In the past, with the close proximity to Thank A Volunteer Day events in December, staff resources could not allow Australia Day celebrations to be held in both locations. Recent redefinition of job descriptions has increased the capacity of Wyndham staff to undertake these types of events. An event held in each Wyndham and Kununurra will support the promotion of community pride, increased awareness and recognition of people's contributions that is to be achieved by the establishment of community honour boards.

ATTACHMENTS

Nil

VOTING REQUIREMENT

Simple Majority

RECOMMENDATION 1

That Council establish a Community Honour Board to recognise East Kimberley people who receive the following Australia Day Awards and Volunteer Awards;

Citizen of the Year
Young Citizen of the Year
Community Group or Event of the Year
Volunteer of the Year

RECOMMENDATION 2

That two Community Honour Boards be produced and displayed in the foyer at the Kununurra Leisure Centre and at the Wyndham Recreation Centre.

Cr Ausburn declared an impartiality interest given that she is a former citizen of the year.

COUNCIL RESOLUTION

Minute No. 7727

Moved: Cr D. Ausburn

Seconded: Cr J. Buchanan

That Council establish a Community Honour Board to recognise East Kimberley people who receive the following Australia Day Awards and Volunteer Awards;

**Citizen of the Year
Young Citizen of the Year
Community Group or Event of the Year
Volunteer of the Year**

Carried Unanimously: 8/0

NOTE: Council resolved to place the Honour Board in the Wyndham Shire Office Library rather than the Wyndham Leisure Centre.

Minute No. 7728

Moved: Cr D. Ausburn

Seconded: Cr J. Buchanan

That two Community Honour Boards be produced and displayed in the foyer at the Kununurra Leisure Centre and at the Wyndham Shire Office Library.

Carried Unanimously: 8/0

Peter Stubbs, Alex Douglas, Karyn Apperley, Keith Williams, Amanda Trengove, Kelly Fewster and Jo Barkla left the meeting room at 8.12pm.

12.5. CHIEF EXECUTIVE OFFICER

12.5.1 Retention of Contract Staff

DATE:	15 May 2007
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
ATLAS REFERENCE:	N/A
AUTHOR:	Amanda Trengove, Manager Financial Services
REPORTING OFFICER:	Peter Stubbs, Chief Executive Officer
FILE NO:	60.14.03
ASSESSMENT NO:	N/A

PURPOSE

To discuss implementing a policy that addresses the issues of retention of contract staff who are entitled to Council housing and reduction in the housing shortage.

BACKGROUND

Council currently provide Council owned housing for some positions within the contract staff team. At present all of the houses owned by the Council have a position allocated to that property. We also have a staff member who is eligible to live in a Council owned house but is living in their own home and receiving a housing allowance and another staff member living in a house that is rented by the Council for that position.

Council has two houses that have been identified for upgrade in the 2006/07 year.

Staff retention remains an issue within contract staff, with four out of the twelve positions that are provided housing turning over within the next 4 months. The skills shortage environment across Australia is a factor in increasing the mobility of staff.

The attached Draft Policy is intended to both improve staff retention and to relieve the housing shortage within the Shire. This policy is not intended as a tool to sell off Council property rather to contribute in a positive way to increasing Economic Development within the Shire of Wyndham East Kimberley.

This agenda item and draft policy has been presented to the Council meeting on the 17th April 2007, where it was referred back to the elected members Briefing Session on the 8th May 2007 for further discussion and clarification with members.

STATUTORY IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Expenses - \$12,000 cash in hand expense plus PAYG or FBT depending on employees' contract type as negotiated under the expertise of the Executive Manager Corporate Services.

Savings - Relocation, Corporate Knowledge and Economic Development will incur savings, however placing a value on these are kinds of savings is difficult.

Total cost to Council will vary depending on marginal tax and Fringe Benefits rates but with current tax rates, Fringe Benefits Rates and Fringe Benefits Gross Up rates it will not exceed \$17,500.

STRATEGIC IMPLICATIONS

Nil

COMMENTS

Encouraging contract staff to purchase property within the Shire of Wyndham East Kimberley has two enormous benefits to Council and the growth within the Shire of Wyndham East Kimberley

Firstly, if contract staff are encouraged to purchase a property in which to live in they are more likely to think of the Shire of Wyndham East Kimberley as their place of permanent residence. This would increase the chance of those staff members staying in their position for the full duration of their contract and longer.

Secondly, if Council are able to sell a property with the intention of reinvesting that money into building another property within the Shire the number of houses available in the community increases.

These benefits place the Shire of Wyndham East Kimberley as a leader in encouraging Economic Development within the building sector and as a an Employer of choice within the Professional Employment Market. Whilst the Broome Shire offers an opportunity for staff to purchase or rent their own property they do not also offer the choice as we do for employees to Salary Sacrifice rental payments of Shire owned property.

As tax rates and Fringe Benefits Rates and Gross Ups are changing every two to three years it would be prudent to review this policy every two years.

ATTACHMENTS

Draft Retention of Contract Staff Policy

AUDIT COMMITTEE RECOMMENDATION

The Audit Committee recommend that staff present the proposed Retention of Contract Staff Policy to Council for adoption.

Moved: KW

Seconded: JB

The Audit Committee recommend that staff present the proposed Retention of Contract Staff Policy to Council for adoption, with the following word changes to point 2 of the proposed policy:

2. The employee provides a certificate of title to the Executive Manager of Corporate Services with the name of either the employee or a representative entity of which the employee is a recognised beneficiary on the title.

Vote: 3/2

Motion passed with the casting vote from the Chair.

COUNCIL RESOLUTION

Minute No. 7729

Moved: Cr K. Wright

Seconded: Cr J. Buchanan

The Audit Committee recommend that staff present the proposed Retention of Contract Staff Policy to Council for adoption, with the following word changes to point 2 of the proposed policy:

2. The employee provides a certificate of title to the Executive Manager of Corporate Services with the name of either the employee or a representative entity of which the employee is a recognised beneficiary on the title.

Carried: 6/2

Cr Jane Parker requested that votes for and against the motion be recorded.

**For: Cr M Pucci
Cr B Barnes
Cr K Wright
Cr D Ausburn
Cr R Devenish-Meares
Cr J Buchanan**

**Against: Cr J Parker
Cr M Middap**

Peter Stubbs, Alex Douglas, Karyn Apperley, Keith Williams, Amanda Trengove, Kelly Fewster and Jo Barkla returned to the meeting room at 8.22pm.

POLICY No:	HR 21
DIVISION:	Human Resources
SUBJECT:	Retention of Contract Staff
REPORTING OFFICER:	Chief Executive Officer
ENABLING LEGISLATION:	Local Government Act 1995 Section 5.36

OBJECTIVE

To improve retention of contract staff within the Shire of Wyndham East Kimberley whilst at the same time making a positive contribution to relieving the housing shortage in the Shire of Wyndham East Kimberley.

POLICY

Staff who are eligible to have a Council residence provided to them through their contract of employment are:-

Chief Executive Officer
 Executive Manager Corporate Services
 Executive Manager Engineering & Development
 Executive Manager Community Services
 Manager Financial Services
 Manager Technical Services
 Town Planners
 Building Surveyors
 Environmental Health Officers
 Wyndham Operations Coordinator
 Wyndham Child Care Coordinator

The above listed staff will be given the option of residing in a Council owned house and paying rent to Council at 40% of the Gross Rental Value. The contract employee who is entitled to a Council residence will be given the option to purchase their own property within the Shire of Wyndham East Kimberley. If it is used as their permanent place of residence the staff member will receive an increase in salary to the after tax value of \$12,000 to compensate for that choice. The increase in salary, of \$12,000 tax free, will replace the \$8000 housing allowance. The employee must first contact the Executive Manager of Corporate Services to ensure that the cost to Council will not exceed \$17,500 in PAYG or FBT including the \$12,000 tax free payment. This amount (\$12,000) will be made payable to the employee through payroll on a fortnightly basis when -

1. The employee moves out of their Council owned residence.
2. The employee provides a certificate of title to the Executive Manager of Corporate Services with the name of either the employee or a representative entity of which the employee is a recognised beneficiary on the title.

ADOPTED:

12.5.2 Bio Security Levy

DATE:	15 May 2007
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
ATLAS REFERENCE:	N/A
AUTHOR:	Peter Stubbs, Chief Executive Officer
REPORTING OFFICER:	Peter Stubbs, Chief Executive Officer
FILE NO:	50.08.01
ASSESSMENT NO:	N/A

PURPOSE

For Council to consider issues related to the Biosecurity fund and a draft policy for Biosecurity.

BACKGROUND

1. At the Council meeting 15 March 2005 Council agreed to establish a Biosecurity fund to assist the region maintain a competitive advantage in relation area freedom status of certain pests and diseases. This was done at the request of the Kununurra Crop Pest Committee to ensure market access particularly to products impacted by Mediterranean Fly and Silver Leaf White leaf Fly.
2. The fund was introduced for the 2005/06 year, through Council's adopted budget, and raises funds via rates.
3. \$50,000 in each of 2005/06 and 2006/07 has been raised, giving a fund balance of \$100,000.
4. Councils Audit Committee considered whether this fund should be capped at its meeting on the 13 March 2007. The recommendation to the Audit Committee was for the fund to be capped at \$100,000, with it earning interest.
5. The Audit Committee however recommended to Council that the fund be continued and be capped at \$200,000, with it earning interest.
6. Council considered the Audit Committee recommendation to cap this fund at \$200,000 at its Council meeting on the 17 April 2007, and deferred the matter back to the May Briefing Session to enable further consideration with the Ord Guard Committee and Department of Agriculture and Food.
7. Mr Lachlan Dobson representing the Ord Guard Committee and Mr Noel Wilson representing the Department of Agriculture and Food attended the Briefing Session on the 8 May 2007 to enable elected members to gain further understanding of these issues.
8. Mr Dobson and Mr Wilson tabled a proposal at that Briefing Session which is attached to this Item.

9. Mr Wilson advised at this Briefing Session that the most recent outbreaks of Mediterranean Fruit fly occurred in 2000 and 2004 and cost \$80,000 and \$13,000 respectively to eradicate, and that costs associated with eradication depended on number of factors including the effectiveness of early detection of incursion through thorough monitoring programs.
10. Elected members requested at the Briefing Session on the 8th May that a draft policy on Biosecurity be prepared for Council consideration. The draft Policy is attached.
11. Mediterranean fruit fly monitoring is carried through Kununurra and the Ord Valley region at a cost of about \$70,000 per year, with this cost being shared 50% by the Department of Agriculture and Food, and 50% by industry, through funds raised previously by industry.
12. Industry funds for monitoring will be exhausted around the end of June 2007, and the proposal by Mr Dobson and Mr Wilson is for the Biosecurity levy to be used for both monitoring and eradication of pest identify in schedule 2 of the Ord Guard Plan for the region.
13. At present only Mediterranean Fruit Fly ad Silver Leaf Whitefly are on this schedule.
14. Council is not a signatory to the Ord Guard Plan.

STATUTORY IMPLICATIONS

The proposed Biosecurity and Management Bill are expected to have implications for Biosecurity issues.

POLICY IMPLICATIONS

New draft Policy at request of elected members, through the May 2007 Briefing Session.

FINANCIAL IMPLICATIONS

\$50,000 per year is to be raised through the rates system for the Biosecurity fund, unless Council decides otherwise.

STRATEGIC IMPLICATIONS

Agriculture is one of the key industries in the East Kimberley region. The regions freedom from certain pests and diseases has to be proven through monitoring to enable market access for certain products, and to keep costs of production at complete levels. The Biosecurity fund was introduced to assist eradicate certain pests.

COMMENT

Resolution by Council of its intention to cap or not to cap the Biosecurity fund is required to facilitate budget preparation for the 2007/08 budget.

ATTACHMENTS

- Draft Policy on Biosecurity.

VOTING REQUIREMENT

Simple Majority

AUDIT COMMITTEE RECOMMENDATION

That it be recommended to Council that the Biosecurity fund ratio continue until such time as the Biosecurity reserve attains \$200,000.

COUNCIL RESOLUTION

Minute No. 7730

Moved: Cr K. Wright

Seconded: Cr D. Ausburn

- 1. That rate contributions to the Biosecurity fund continue until such time as the Biosecurity Reserve attains \$200,000.**
- 2. That the attached policy titled Biosecurity Policy be presented to the June Council Briefing Session.**

Carried Unanimously: 8/0

POLICY NO: DIVISION: SUBJECT: REPORTING OFFICER: ENABLING LEGISLATION:	Biosecurity Policy Chief Executive Officer Local Government Act 1995
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OBJECTIVE

The Biosecurity policy is intended to provide clarity around the purpose of the Biosecurity initiative established in 2005/06 and circumstances in which it will be accessed.

POLICY

Purpose of Policy:

To preserve Area Freedom Status for Mediterranean Fruit Fly and Silver Leaf Whitefly, in the Ord Valley region, enabling access to key markets for agricultural products.

To assist in keeping production and post harvest costs associated with agricultural produce in check giving Ord Valley produce a competitive advantage.

Use of the Biosecurity Fund:

1. To provide industry and community funds to contribute to eradication of identified pests in the Ord Guard Plan maintained by the Department of Agriculture and Food and Ord Guard Committee, with this plan to be considered by Council.
2. To contribute to 50% of the cost of monitoring for Mediterranean Fruit Fly in the Ord Valley to a maximum of \$35,000 per annum, with the remaining costs for monitoring to be met by the State Government via the Department of Agriculture and Food.
3. Funds for monitoring are to be paid annually to the Department of Agriculture and Food for monitoring activities on the 30th May each year after receipt of invoice .
4. Funds for contribution to eradication of identified and agreed pests in the Ord Guard Plan. Funds to be paid to the Department of Agriculture and Food as the Incident Controller as defined in the Ord Guard Plan, and on receipt of invoice.

Application of Biosecurity funds

1. Biosecurity funds are to be applied to raise \$25,000 from each of GRV and UV properties.
2. Biosecurity funds are to be capped at \$100,000 and reintroduced as required to maintain a fund at this level with compounding interest.

3. In addition to the \$100,000 plus interest fund, the Biosecurity fund will be used to raise \$20,000 from UV Rural A and B properties annually and \$6,000 from UV Rural Living properties to support annual monitoring activities.

Relationship with Ord Guard Committee

Council acknowledges the key role of the Ord Guard Committee as;

- Preparation of Annual Budget and operating plan showing what Biosecurity funds are needed, where they come from and where funds are invested, with this plan and budget to be submitted to Council in May each year.
- Review Ord Guard Plan
- Raise Public Awareness of Biosecurity issues

Council acknowledges that the Ord Guard Committee has the option of becoming an Incorporated Biosecurity Group under proposed BAM Bill (estimated mid 2008)

ADOPTED: 15/05/2007
REVIEWED:
AMENDED:

Peter Stubbs left the meeting room at 8:38pm.

12.6. ELECTED MEMBER REPORTS

12.6.1 Chief Executive Officer Key Performance Indicators and Review

DATE:	15 May 2007
PROPONENT:	Council
LOCATION:	Council Review Committee
ATLAS REFERENCE:	N/A
AUTHOR:	Michele Pucci Shire President
REPORTING OFFICER:	Michele Pucci Shire President
FILE NO:	N/A
ASSESSMENT NO:	N/A

PURPOSE

To seek Council approval to engage the Western Australia Local Government Association (WALGA) assistance with the development of the Key Result Areas (KRA) for the CEO.

BACKGROUND

The CEO review committee consisting of Cr Middap, Cr Wright and Cr Pucci in collaboration with Council carried out the CEO performance appraisal in late 2006. It has been suggested that Council could refine and build on the process used in the 2006 review.

The Shire President had discussions with John Phillips, Executive Manager Services for WALGA on how best to improve the CEO review process including establishing Key Result Areas and opportunities to access training for Councillors in performance appraisal. Mr Phillips has provided information relating to the provision of training for Councillors, development of KRAs and WALGAs involvement and support with the CEO appraisal in 2007. A suggested process and quote are attached to this agenda item for further detail.

STATUTORY IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Workshop (training) Cost-\$2,000
CEO appraisal process \$2,500
Additional travel costs

STRATEGIC IMPLICATIONS

It is important that Key Result Areas Council wants its CEO to focus on are clear and unambiguous, and these are developed and assessed in a professional way. This is important if Local Government is to deliver on and maximise strategic influences for the region.

COMMENT

The CEO review committee recommend to Council that we engage WALGA to provide training in CEO review processes including establishing and setting KRAs. The training will provide Councillors with the opportunity to build on their skills and ensure that Councillors are well informed on the issues and requirements of conducting a performance appraisal and also provide the skills required in setting KRAs.

The review committee suggest deferring the decision with regard to involving WALGA in the actual review process until after the training and the up and coming Council election. This will enable Council to determine whether there is a need to involved WALGA further.

ATTACHMENTS

WALGA proposal

VOTING REQUIREMENT

Simple Majority

RECOMMENDATION

1. That Council engage WALGA to provide training for Councillors on establishing Key Result Areas and CEO performance reviews
2. That Council defer its decision to involve WALGA in the CEO performance review in 2007 until after the training is provided.
3. That Council acknowledge that the above process will cost \$4,500 excluding travel costs and associated expenses and that it budget for this.

COUNCIL RESOLUTION

Minute No. 7731

Moved: Cr R. Devenish-Meares

Seconded: Cr K Wright

- 1. That Council engage WALGA to provide training for Councillors on establishing Key Result Areas and CEO performance reviews***
- 2. That Council defer its decision to involve WALGA in the CEO performance review in 2007 until after the training is provided.***
- 3. That Council acknowledge that the above process will cost \$4,500 excluding travel costs and associated expenses and that it budget for this.***

Carried Unanimously: 8/0

Peter Stubbs returned to the meeting room at 8.41pm.

12.6.2 Other Elected Members Reports

Cr: Parker:

Cr Parker was invited to the Prawn Farm to view the proposed trial blocks.

Cr Middap:

Cr Middap attended the Opening of the Dunham Bridge on the 20 April 2007 and the meeting with Senator Heffernan and Kimberley Area Consultative Commission.

Cr Buchanan:

During the last Month Cr Buchanan attended the following:

- Opening of the Dunham River Bridge
- 2 Day 'Designing Out Crime' Course
- Meeting with the Acting Director General - Dept of Water
- Ewin Centre Committee Meeting
- Meeting with Senator Bill Heffernan
- Meeting of Ord Guard Committee
- Represented the Shire President at the Tree Planting to honour the association of Rio Tinto through Argyle Diamond Mine with Kununurra.

Copy of Cr Buchanan's Speech Re: Tree Planting Ceremony:

Ladies and Gentlemen we are gathered here today to acknowledge in some small way the huge impact that the Argyle Diamond Mine has had on our diverse community. I am representing Shire President Michele Pucci who can not be with us this morning and have the privilege of welcoming Chairman Mr Paul Skinner and members of the Board of Rio Tinto to Kununurra.

In a minute or two I will ask Paul to plant a tree in our Celebrity Tree Park.

Before asking him to do that I will explain to our guests the history of this Park. About 18 years ago the young Rotary Club of Kununurra was looking for something special to do for our town. A member, Ron Brown, who was also a Shire Councillor put forward the idea of a park to acknowledge the special people who visit our town. Over the years we have had celebrities such as Prince Charles, Rolf Harris, Peter Brock and a number of Governors General, State Governors and many others plant trees. We have planted trees in memory of Australians and others killed in the World Trade Centre Disaster on 9/11 and also those killed in the Bali Bombings. This Park is becoming a History in trees of Kununurra.

Kununurra is a young diverse community. It was started as the centre for the Ord River Irrigation Scheme in 1962. Farming is an important part of the town. We are situated on Highway One in a rugged and beautiful part of Australia right beside our own Lake Kununurra. Tourism has developed into a major part of this town's economy. We will never know whether exploration for diamonds in the area would have been successful if the town had not been here. What we do know is that the Argyle Diamond Mine that developed from the discovery of diamonds in 'them thar' hills has been

a very welcome addition to Kununurra's diversified economy over the last 20 or so years.

Paul you and your Board can rest assured The Rotary Club of Kununurra and the Shire of Wyndham East Kimberley offer a warm welcome to you today and ask you to plant a tree to acknowledge the part that Rio Tinto has played and is playing in the unfolding History of Kununurra.

13. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

13.1 Proposed Name of the New Kununurra Child Care Centre

This Item was moved forward in the meeting.

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

Nil

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

15.1 Late Item - Proposed Development of Reserve No 2799

Item was not tabled as the Chief Executive Officer advised it was premature and not prepared.

15.2 Proposed Wyndham Boat Ramp

DATE:	15 May 2007
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Wyndham
ATLAS REFERENCE:	Map 58 B-2
AUTHOR:	Alex Douglas, Executive Manager Engineering and Development Services
REPORTING OFFICER:	Alex Douglas, Executive Manager Engineering and Development Services
FILE NO:	66.55.11
ASSESSMENT NO:	N/A

PURPOSE

The purpose of this report is to consider tenders for the construction of a second (parallel) boat ramp facility at Wyndham.

BACKGROUND

The Shire received a grant from Department of Planning and Infrastructure for the construction of a second ramp to parallel the existing ramp at Wyndham. The grant is for \$80,850 being 50% of the estimated cost.

Tenders were invited in the West Australian (18 April 2007) and Kimberley Echo (18 April 2007), with tenders nominated to close at 2:00 PM Tuesday 8 May 2007. The

closing date was extended to allow sufficient time to ensure as many tender submissions as possible.

A total of five requests for documentation were received.

At the opening of tenders at 10:20 AM on Friday 11 May two tenders were received prior to the closing time and date. A third tender was received by email, recorded as received at 10:25AM.

A summary of tenders is included within Financial Implications section.

STATUTORY IMPLICATIONS

The requirements of the Local Government (Functions and General) Regulations 1996 have been satisfied.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

All prices received exceeded the available budget amount as can be seen in the table below.

No.	Item	JAB Industries	Plant Hire Services	Yarnell Contracting (received late)
		Cost (incl GST)	Cost (incl GST)	Cost (incl GST)
1.0	Stage 1- Project Mobilisation	16,677	19,360	285,463.20
2.0	Stage 2- Temporary Damming / Site works		33,000	110,000
3.0	Stage 3- Civil Works			55,000
3.1	Pre-cast concrete panels	336,746.65	164,835	386,512.86
3.2	Excavation works	85,611.90	39,793.60	34,070.34
3.3	Geo-textile	7,642.80	17,622	48,272.40
3.4	Rock Fill	30,339.10	84,615.30	50,600.68
3.5	Placement of Panels	17,920.10	48,510	70,234.56
4.0	Stage 5- Clean up	8347.9	2,200	27,500
Total		503,285	409,936	1,067,654.04

Due to the varying approach by the contractors, the individual items are not easily compared however the cost of the concrete panels from the lowest priced tenderer exceeds the available budget.

As previously stated the budget amount is \$161,700. The design chosen was based on replicating the existing ramp construction; however the original grant application was based on a proprietary concrete and plastic mesh product with minimal site works.

Clearly the change in specification has influenced the prices.

STRATEGIC IMPLICATIONS

Not applicable

COMMUNITY CONSULTATION

Consultation for this project has come from response to safety issues and concerns raised by community members and visitors to Wyndham.

COMMENT

An evaluation of the tenders shows that there is little likelihood of achieving any savings that would bring one of the tenderers to near the budget.

On that basis the considered way forward is to project manage the work and sub-contract the various elements of the project utilising a rock base and Marecon 'Flexmat' construction. It is anticipated that the works can be completed within the budgeted amount however this will be clarified once quotes have been sought for the revised design.

The revised design will require a rock base, Flexmat ramp and concrete edging (either pre-cast or poured in situ). The Flexmat product has been used previously and comprises square concrete blocks cast on to a flexible plastic mesh. Stability of the ramp is crucial due to the tidal movements and was the rationale behind the tendered design. It is considered possible to achieve similar stability with the Flexmat but requires further investigation with the manufacturer.

ATTACHMENTS

Nil

VOTING REQUIREMENT

Simple Majority

RECOMMENDATION

That Council:

1. not accept any tender due to all tenders exceeding the budgeted allocation and they be notified accordingly; and
2. the Wyndham Boat Ramp project proceed under the supervision of the Executive Manager Engineering and Development Services as Project Manager with a total budget of \$161,700 (exclusive of GST).

COUNCIL RESOLUTION

Minute No. 7732

Moved: Cr R Devenish-Meares

Seconded: Cr D. Auburn

That the late Item be accepted.

Carried Unanimously: 8/0

Cr Wright moved that:

Council do not proceed with the Item and seek further funding to deliver the proposed additional Wyndham boat ramp as planned.

The motion lapsed for want of a seconder.

Cr Barnes left the meeting room at 8.52pm.

Cr Barnes returned to the meeting room at 8.54pm.

Minute No. 7733

Moved: Cr J. Parker

Seconded: Cr J Buchanan

That Council:

- 1. Not accept any tender due to all tenders exceeding the budgeted allocation and they be notified accordingly; and**
- 2. The Wyndham Boat Ramp project proceeds under the supervision of the Executive Manager Engineering and Development Services as Project Manager with a total budget of \$161,700 (exclusive of GST).**

Carried Unanimously: 8/0

16. MATTERS BEHIND CLOSED DOORS

Nil

17. CLOSURE

With all items of business complete the Shire President closed the meeting at 8.56pm.

Cr Di Ausburn requested that Council commend the work by the Chief Executive Officer, Peter Stubbs and staff members.