



MINUTES OF ORDINARY COUNCIL MEETING HELD ON 23 JANUARY 2007

I hereby certify that the Minutes of the Ordinary Meeting of Council held on 23 January 2007 are a true and accurate record of the proceedings contained therein.

Shire President Confirmed

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**MINUTES OF AN ORDINARY COUNCIL MEETING OF THE SHIRE OF WYNDHAM
EAST KIMBERLEY HELD ON TUESDAY, 23 JANUARY 2007 AT KUNUNURRA
COUNCIL CHAMBERS, COMMENCING AT 6:00PM**

1. DECLARATION OF OPENING

The Acting Chief Executive Officer declared the meeting open at 6.00pm

**2. COUNCIL TO NOMINATE CHAIR FOR THIS ORDINARY MEETING OF
COUNCIL 23 JANUARY 2007**

COUNCIL RESOLUTION

Minute No. 7602

Moved: Cr J. Parker

Seconded: Cr M. Middap

*That Cr Keith Wright chairs this Ordinary Meeting of Council Tuesday 23
January 2007, in the absence of the Shire President and Deputy President.*

Carried Unanimously (6/0)

3. ANNOUNCEMENT OF VISITORS

Nil

**4. RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE
(PREVIOUSLY APPROVED)**

ATTENDANCE

Cr Keith Wright	Councillor (Chair)
Cr Di Ausburn	Councillor
Cr John Buchanan	Councillor
Cr Maxine Middap	Councillor
Cr Roch Devenish-Meares	Councillor
Cr Jane Parker	Councillor
Mr Yale Bolto	Acting Chief Executive Officer
Ms Karyn Apperley	Executive Manager Community Services
Mr Dan Hulands	Manager Technical Services
Mr Keith Williams	Town Planner
Ms Jo Barkla	Town Planning Officer
Ms Fiona Kuiper	Executive Support Officer
Ms Nickita Gerrard	Corporate Support Officer and Minute Taker

APOLOGIES

Cr Bill Barnes	Councillor
Mr Peter Stubbs	Chief Executive Officer

LEAVE OF ABSENCE (PREVIOUSLY APPROVED)

Cr Michele Pucci
Cr Graham Green

Shire President
Councillor

GALLERY

Darren Spackman

5. DECLARATION OF INTERESTS:

- **Financial Interest**
Nil
- **Members Impartiality Interest**
Nil
- **Proximity Interest**
Nil

6. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

7. PUBLIC QUESTION TIME

Nil

8. APPLICATIONS FOR LEAVE OF ABSENCE

COUNCIL RESOLUTION

Minute No. 7603

Moved: Cr M. Middap

Seconded: Cr J. Parker

That Cr Roch Devenish-Meares be granted leave of absence for the 20 February 2007 Ordinary Council Meeting.

Carried Unanimously (6/0)

Minute No. 7604

Moved: Cr M. Middap

Seconded: Cr J. Parker

That Cr Di Ausburn be granted leave of absence for the 20 March 2007 Ordinary Council Meeting.

Carried Unanimously (6/0)

9. PETITIONS

Nil

10. CONFIRMATION OF MINUTES

10.1. Confirmation of Minutes of the Ordinary Meeting of Council held on Tuesday, 19 December 2006.

RECOMMENDATION

That Council confirm the Minutes of the Ordinary Meeting of Council held on Tuesday, 19 December 2006.

COUNCIL RESOLUTION

Minute No. 7605

Moved: Cr D. Ausburn

Seconded: Cr M. Middap

That Council confirm the Minutes of the Ordinary Meeting of Council held on Tuesday, 19 December 2006.

Carried Unanimously (6/0)

11. ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION

General Business will be held at the end of the meeting.

12. DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

Nil

13. MINUTES OF COUNCIL COMMITTEE MEETINGS

Nil

14. REPORTS

14.1. ENGINEERING SERVICES

14.2. DEVELOPMENT SERVICES

14.2.1. TOWN PLANNING SCHEME NO 7 - PROPOSED AMENDMENT 21 - LAKESIDE STAGES 4 & 5

DATE:	23 January 2007
PROPONENT:	LandCorp / Plan Design
LOCATION:	Unallocated Crown Land - Casuarina Way
ATLAS REFERENCE:	Map 54
AUTHOR:	Keith Williams - Town Planner
REPORTING OFFICER:	Peter Stubbs - Chief Executive Officer
FILE NO:	43.31.21
ASSESSMENT NO:	N/A

PURPOSE

For Council to consider the initiation of an amendment to Shire of Wyndham East Kimberley Town Planning Scheme No 7 - Kununurra and Environs for the rezoning of unallocated Crown Land in Lakeside, Kununurra, to provide residential land release.

BACKGROUND

The proposed subdivision is the latest in a series of subdivisions to provide land releases within Kununurra by the State Government's land release agency, LandCorp.

Draft documents and maps were received via email on 20 December 2006. The amendment proposes to amend the zoning of the land to facilitate a revised road and lot layout.

A draft report and amendment documents have been prepared and are attached.

SITE LOCATION

The subject land is located on Casuarina Way and behind existing lots on Celtis Street. The land has been partially cleared and is generally flat.

Surrounding land is zoned for Residential purposes and has been developed as such, consisting generally of single storey detached dwellings. Land to the east is vacant but is allocated as future residential.

Land to the south has been allocated as foreshore reserve.

PROPOSED LAND USE / DEVELOPMENT

The amendment proposes to rezone land that is currently already zoned for residential purposes; however, the revised lot layout will result in a better and more efficient road and lot layout than the previous design.

CONSULTATION

Community consultation is required when Council resolves to initiate a Town Planning Scheme amendment, under the provisions of the Town Planning and Development Act 1928. Upon receipt of an assessment from the Environmental Protection Authority, Council must advertise the amendment for a period of 42 days by the following means:

- An advertisement in the Kimberley Echo;
- Erection of a notice in the Shire Offices;
- Erection of a sign on site and
- Posting of notices to affected parties.

PLANNING FRAMEWORK

Town Planning and Development Act

The amendment is required to be undertaken in accordance with the provisions of the Planning and Development Act 2005 [the Act].

Council must initiate the amendment in accordance with the provisions of the Act. Accordingly, the amendment documentation and the resolution of this agenda item are set out to conform to the Act.

Local Planning Strategy

Councils adopted Local Planning Strategy [LPS] designates the area as Residential. The amendment conforms to the LPS.

Town Planning Scheme No 7

Stages 1 & 2 of the Lakeside subdivisions were rezoned early in 2004, and have completely sold out. 73 lots were released as part of this subdivision. Stage 3, consisting of 35 lots, was rezoned in December 2004, and is now in the process of being constructed, with land anticipated to be available in February or March.

The amendment proposes to rezone Unallocated Crown Land to allow for a new subdivision layout. The base coding for the subdivision will be Residential R20.

Pursuant to Clause 5.5.1 of the Town Planning Scheme, 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.

It is considered that the amendment conforms to the objectives of the Scheme.

Council Policies

The land is located within Policy Area Precinct 9 - Lakeside. The objective of this precinct is:

“To promote a range of densities with particular focus on the nearby Lake Kununurra foreshore.”

The amendment conforms to the purpose of this policy.

Design

A draft subdivision plan has been prepared. The plan shows 5 grouped dwelling sites with a total lot yield of 57. The overall dwelling yield will be 60+. Overall density is Residential R20, which is considered to be low density under the Residential Design Codes. Grouped dwelling sites are proposed to be zoned R30.

The proposed design replaces the previous lot layout that was undertaken as part of older structure planning. This previous design is considered to be antiquated, and the new design is more efficient and represents better urban design.

Any further design issues can be resolved during subdivision assessment.

It should be noted that further structure planning is continuing, with over 200 lots being planned for in future stages.

FINANCIAL IMPLICATIONS

The amendment is effectively proposed by Council. No fee is therefore required.

CONCLUSION

Rezoning of the land conforms to the objectives of the Scheme. The amendment will facilitate a new design that is considered better urban design than the current zoning.

This amendment will also facilitate the release of land at an expedient rate.

It is considered that initiation of the amendment should be supported.

ATTACHMENTS

Attachment 1: Draft Amendment Documentation

Attachment 2: Draft Subdivision plan

VOTING REQUIREMENT

Simple Majority

Ordinary Council

23/01/2007 MINUTES

RECOMMENDATION

That Council:

1. Pursuant to Section 75 of the Planning and Development Act 2005 [as amended] amend the Shire of Wyndham-East Kimberley Town Planning Scheme No. 7 - Kununurra and Environs, by:
 - 1.1 Rezoning and recoding unallocated crown land bound by the streets:
 - Gardenia Drive [on the east];
 - Casuarina Way [on the north];
 - Celtis Street [along the rear of the properties that face west]; and,
 - Livistona Street [on the south].

From Residential R15 to Residential R20 & R30
 - 1.2 Amending the Scheme Amendment Maps accordingly.
2. Authorise the Shire President and the Chief Executive Officer to execute the relevant documentation.
3. Forward the Town Planning Scheme amendment to the Environmental Protection Authority requesting the level of assessment for the amendment be set pursuant to Section 48A of the Environment Protection Act 1986 [as amended].
4. Upon receipt of the level of assessment from the Environmental Protection Authority, advertise the amendment for a period of 42 days by an advertisement in the Kimberley Echo, erection of a notice in the Shire Offices and the posting of notices to affected parties.

COUNCIL RESOLUTION

Minute No. 7606

Moved: Cr D. Ausburn

Seconded: Cr R. Devenish-Meares

That Council:

1. Pursuant to Section 75 of the Planning and Development Act 2005 [as amended] amend the Shire of Wyndham-East Kimberley Town Planning Scheme No. 7 - Kununurra and Environs, by:

1.1 Rezoning and recoding unallocated crown land bound by the streets:

- **Gardenia Drive [on the east];**
- **Casuarina Way [on the north];**
- **Celtis Street [along the rear of the properties that face west]; and,**
- **Livistona Street [on the south].**

From Residential R15 to Residential R20 & R30

1.2 Amending the Scheme Amendment Maps accordingly.

2. Authorise the Shire President and the Chief Executive Officer to execute the relevant documentation.

3. Forward the Town Planning Scheme amendment to the Environmental Protection Authority requesting the level of assessment for the amendment be set pursuant to Section 48A of the Environment Protection Act 1986 [as amended].

4. Upon receipt of the level of assessment from the Environmental Protection Authority, advertise the amendment for a period of 42 days by an advertisement in the Kimberley Echo, erection of a notice in the Shire Offices and the posting of notices to affected parties.

Carried Unanimously (6/0)

ATTACHMENT 1: AMENDMENT DOCUMENTATION

SHIRE OF WYNDHAM-EAST KIMBERLEY



TOWN PLANNING SCHEME NO.7

AMENDMENT NO. 21

LAKESIDE RESIDENTIAL SUBDIVISION

REZONING AND RECODING UNALLOCATED CROWN LAND FROM RESIDENTIAL R15 TO RESIDENTIAL R20 & R30

PLANNING AND DEVELOPMENT ACT, 2005

RESOLUTION DECIDING TO AMEND TOWN PLANNING SCHEME

SHIRE OF WYNDHAM-EAST KIMBERLEY

TOWN PLANNING SCHEME NO. 7 - KUNUNURRA & ENVIRONS

AMENDMENT NO. 21

Resolved that Council in pursuance of Section 75 of the Planning and Development Act 2005 amend the above Town Planning Scheme by:

1. Rezoning and recoding unallocated crown land bound by the streets:

- Gardenia Drive (on the east);
- Casuarina Way (on the north);
- Celtis Street (along the rear of the properties that face west);
and,
- Livistona Street (on the south).

from residential R15 to Residential R20 & R30

2. Amending the Scheme Amendment Maps accordingly.

Dated this _____ day of _____, 2007

CHIEF EXECUTIVE OFFICER

MINISTER FOR PLANNING AND INFRASTRUCTURE

FILE NO. _____

PART OF AGENDA _____

PROPOSAL TO AMEND A TOWN PLANNING SCHEME

1. **LOCAL AUTHORITY** : Shire of Wyndham-East Kimberley

 2. **DESCRIPTION OF TOWN PLANNING SCHEME** : Town Planning Scheme No. 7

 3. **TYPE OF SCHEME** : District Zoning Scheme

 4. **SERIAL NUMBER OF AMENDMENT** : Amendment No. 21

 5. **PURPOSE** : Rezoning and recoding Unallocated Crown Land from Residential R15 to Residential R20 and R30

Amending the Scheme
Amendment Maps accordingly
-

PLANNING REPORT

1.0 Purpose

This amendment will rezone and recode the area shown in Figure 1, from “Residential” (R15) to “Residential” (R20 and R30) in addition to alterations to road and drainage reserves.

The area is generally bounded by:

- Gardenia Drive (on the east);
- Casuarina Way (on the north);
- Celtis Street (along the rear of the properties that face west); and,
- Livistonia Street (on the south).

This amendment will facilitate the detailed planning of Stages 4 and 5 of the Lakeside Structure Planning process, which is consistent with the Kununurra-Wyndham Area Development Strategy (KWADS) (2000) and the more recent Shire of Wyndham-East Kimberley Local Planning Strategy (2005).

2.0 History

KWADS, which was prepared by the Western Australian Planning Commission (WAPC), provided the initial framework to guide urban expansion and infrastructure for the next ten years in Kununurra. This was particularly important in light of the growing population and expectations for residential land.

More recently, the Shire of Wyndham-East Kimberley Local Planning Strategy states that growth is to occur south-east of the existing township expanding upon Lakeside, Lily Creek and Drover’s Rest (LPS, 2005:74). Further, particular reference to the subject site states:

- ‘Densities of future Lakeside stages to be defined by structure planning’
- ‘Facilitate release of residential land in Lakeside and Lily Creek’. (*Refer LPS, 2005, Fig 17d.*)

Accordingly, this amendment facilitates the release of Stages 4 and 5 of the Lakeside Structure Plan that has previously been earmarked by Council as an important area for future residential expansion.

3.0 Existing Zoning

The land subject to the amendment is zoned “Residential” (R15) and includes road reserves and a “Public Purpose” reserve for drainage. The subject land is vacant “Unallocated Crown Land”.

4.0 Proposed Zoning

It is proposed that the zoning be change to Residential R20 with five lots contained in the area to become R30 to enable grouped dwellings sites. Alterations are also proposed to the road reserves and the drainage reserve to reflect contemporary planning principles.

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5.0 Planning Justification

There is a significant land shortage in Kununurra primarily due to the mining industry boom and the Ord River Irrigation projects. It is imperative that new residential land is released that delivers a greater diversity of residential lots sizes.

The proposed subdivision enables a more permeable and interconnected road layout consistent with Liveable Neighbourhoods (WAPC Policy).

6.0 Conclusion

The proposed amendment is consistent with KWADS and the Shire of Wyndham-East Kimberley Local Planning Strategy and will directly address the immediate residential land shortage in Kununurra.

PLANNING AND DEVELOPMENT ACT 2005

RESOLUTION DECIDING TO AMEND A TOWN PLANNING SCHEME

SHIRE OF WYNDHAM-EAST KIMBERLEY

TOWN PLANNING SCHEME NO.7 - KUNUNURRA & ENVIRONS

AMENDMENT NO. 21

The Shire of Wyndham-East Kimberley, under and by virtue of the powers conferred upon it on behalf of section 75 of the Planning and Development Act 2005, hereby amends the above Town Planning Scheme by:

1. Rezoning and recoding unallocated crown land bound by the streets:
 - Gardenia Drive (on the east):
 - Casuarina Way (on the north);
 - Celtis Street (along the rear of the properties that face west);
and,
 - Livistona Street (on the south).

from residential R15 to Residential R20 & R30

2. Amending the Scheme Amendment Maps accordingly.



EXISTING SCHEME MAP



PROPOSED SCHEME AMENDMENT MAP

Shire of Wyndham East Kimberley

ZONES

- RESIDENTIAL
- GENERAL RURAL

LOCAL SCHEME RESERVES

- SPECIAL FORESHORE
- PUBLIC PURPOSES - DRAIN

OTHER

- R-CODES

ADOPTION (REGULATION 13(1))

ADOPTED by resolution of the Council of the Shire of Wyndham-East Kimberley the meeting of the Council held on the day of 2007.

Shire President: _____ Date _____

Chief Executive Officer: _____ Date _____

FINAL APPROVAL (REGULATION 219200, 22910 & 9200)

This section to be completed at Final Approval stage after the minister has approved the amendment.

1. ADOPTED BY FINAL RESOLUTION by the Shire of Wyndham-East Kimberley at the Ordinary Meeting of the Council held on the day of 2007. The common seal of the Shire of Wyndham-East Kimberley was heretofore affixed by authority of a resolution of the Council in the presence of:

Shire President: _____ Date _____

2. RECOMMENDED / SUBMITTED FOR FINAL APPROVAL:

DELEGATED UNDER S.16 OF PLANNING AND DEVELOPMENT ACT 2005. _____ Date _____

3. FINAL APPROVAL GRANTED:

Minister for Planning and Infrastructure

Date

Shire of Wyndham-East Kimberley
Town Planning Scheme No.7

Proposed Amendment No. _____

ADOPTION

Adopted by resolution of the Council of the Shire of Wyndham-East Kimberley at the Ordinary Meeting of the Council held on the day of 2007

.....
President

.....
Chief Executive Officer

FINAL APPROVAL

Adopted by resolution of the Council of the Shire of Wyndham-East Kimberley at the Meeting of the Council held on the day of 2007 and the seal of the Municipality was pursuant to that resolution hereunto affixed in the presence of:

.....
President

.....
Chief Executive Officer

Recommended/Submitted for Final Approval

.....
Delegated under S 16 of the Planning and Development Act 2005

.....
Date

Final Approval Granted

.....
Minister for Planning and Infrastructure

.....
Date

ATTACHMENT 2: SUBDIVISION PLAN



14.2.3. PROPOSED TEMPORARY ACCOMMODATION – LOT 986 GREAT NORTHERN HIGHWAY, WYNDHAM

DATE:	23 January 2007
PROPONENT:	Franmor Constructions Pty Ltd
LOCATION:	Lot 986 Great Northern Highway, Wyndham
ATLAS REFERENCE:	Map 60 B1
AUTHOR:	Jo Barkla – Town Planning Officer
REPORTING OFFICER:	Peter Stubbs - Chief Executive Officer
FILE NO:	01.0507.02
ASSESSMENT NO:	507

PURPOSE

For Council to consider an application for planning consent for the use and development of the subject land with temporary accommodation.

BACKGROUND

At it's November 2006 meeting, Council resolved to advertise the application for the use and development of Lot 986 Great Northern Highway for temporary accommodation as a Use Not Listed. The advertising has concluded and the application can now be considered by Council.

SITE LOCATION

The subject site is located on Great Northern Highway at Three Mile in Wyndham. The subject site is zoned Industrial, and is surrounded on three sides by industrial zoned land.

PROPOSED LAND USE / DEVELOPMENT

The applicant is seeking approval for the use of the subject land to store two temporary accommodation units which are used for mobile accommodation while the applicant's construction company is working at remote communities. The temporary accommodation will be occupied on the site in Wyndham at times when the company is carrying out work in the town, in between remote community works.

A previous site visit identified the land was being used for the storage of five transportables, three of which have now been dismantled. The remaining two transportables form the subject of this application.

FINANCIAL IMPLICATIONS

The Application Fee of \$75.00 has been paid.

COMMUNITY CONSULTATION

The use is considered as a Use Not Listed and under Town Planning Scheme No. 6 - Wyndham Townsite the proposal must be advertised for public comment if Council

considers the use is consistent with the objectives of the Industrial zone. Advertising concluded on 22 December 2006 with no submissions.

ATTACHMENTS

Submitted development plans attached.

PLANNING ASSESSMENT

Strategic/Structure Plans

The Local Planning Strategy designates the subject land for Industrial purposes.

Town Planning Scheme No. 6 – Wyndham Townsite

The land is located within the Industrial Zone. Clause 5.7.1 of the Town Planning Scheme states that the objectives of this zone are:

to contain industrial uses and development in specific areas.

The industry zone shall be designated to accommodate smaller industries such as localised general, light industry and service trades uses where there is the maximum benefit and access by the public and the minimum detrimental effect to the residential area and the town centre precinct.

Pursuant to Town Planning Scheme No. 6, the proposed use is defined as Temporary Accommodation which means *any habitable building not permanently affixed to the ground and includes any caravan, transportable dwelling, or any structure used for habitation for the purposes of accommodation for a period not exceeding six months.*

The Zoning table does not specify Temporary Accommodation as a use and Council resolved to consider the use as a Use Not Listed, in accordance with Clause 3.2.5 of the Scheme:

If the use of land for a particular purpose is not specifically mentioned in the Zoning Table and cannot reasonably be determined as falling within the interpretation of one of the use classes the Council may:

- (a) determine that the use is not consistent with the objectives and purpose of the Policy Statement and particular zone and is therefore not permitted,*
- or*
- (b) determine by absolute majority that the proposed use may be consistent with the objectives and purposes of the Policy Statement and Zones and thereafter follow the advertising procedures of Clause 10.2 in considering an Application for Planning Consent.*

The application was advertised in the Kimberley Echo and a sign placed on site in accordance with the advertising requirements of Clause 10.2 of the Scheme.

There are amenity control restrictions for temporary accommodation under Clause 6.4 of the Scheme which provide that where temporary accommodation is of a seasonal nature or for a temporary workforce:

Council may grant approval for the establishment and occupancy of such temporary accommodation for a period not exceeding three calendar months.

Extensions to this period may be granted where the applicant can show cause, to the satisfaction of the Council why such extension of a similar period should be granted.

Further, Clause 6.4 stipulates:

Occupancy of such temporary accommodation shall only be permitted to persons directly engaged in the development or industry or development of that lot upon which the accommodation stands or in employment related to the industry specified on an Application for Planning Consent as approved by Council in accordance with Clause 10.3.

Clause 10.3 of the Scheme refers to the determination of applications for Planning Consent and the processes Council shall follow.

The above restrictions on the use can be incorporated into development approval conditions.

CONCLUSION / COMMENT

The proposed use of the land was considered by Council to be consistent with the objectives and purposes of the Industry zone. There were no submissions of objection or support received during the advertising period.

There are streetscape issues in relation to the lot fronting onto Great Northern Highway and amenity issues in relation to the location of residential properties on the opposite side of Great Northern Highway. It is recommended that screening vegetation be required to be planted and maintained to the boundary with Great Northern Highway.

There are also Scheme restrictions on the occupation of temporary accommodation which should be communicated to the applicant as conditions of development approval.

The application will support the local construction industry, complies with the Scheme and can be appropriately conditioned to address streetscape and amenity issues. It is recommended that the proposed use be approved with conditions.

VOTING REQUIREMENT

Absolute Majority

RECOMMENDATION

1. That Council grants planning consent to Franmor Constructions for Temporary Accommodation on Lot 986 Great Northern Highway, Wyndham, to:
 - (i) use the land for the purpose of Temporary Accommodation;
 - (ii) commence the development of Temporary Accommodation.

Subject to the following conditions:

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- (a) Screening vegetation shall be planted and maintained along the property boundary with Great Northern Highway.
- (b) Temporary accommodation may not be occupied by an individual person for a period in excess of three calendar months without the express approval of Council.
- (c) Temporary accommodation shall only be occupied by persons directly engaged in employment related to the industry specified on the application for planning consent.
- (d) Any conditions issued under delegated authority from Council's Standard Conditions list.

COUNCIL RESOLUTION

Minute No. 7607

Moved: Cr M. Middap

Seconded: Cr D. Ausburn

1. That Council grants planning consent to Franmor Constructions for Temporary Accommodation on Lot 986 Great Northern Highway, Wyndham, to:

- (i) use the land for the purpose of Temporary Accommodation;**
- (ii) commence the development of Temporary Accommodation.**

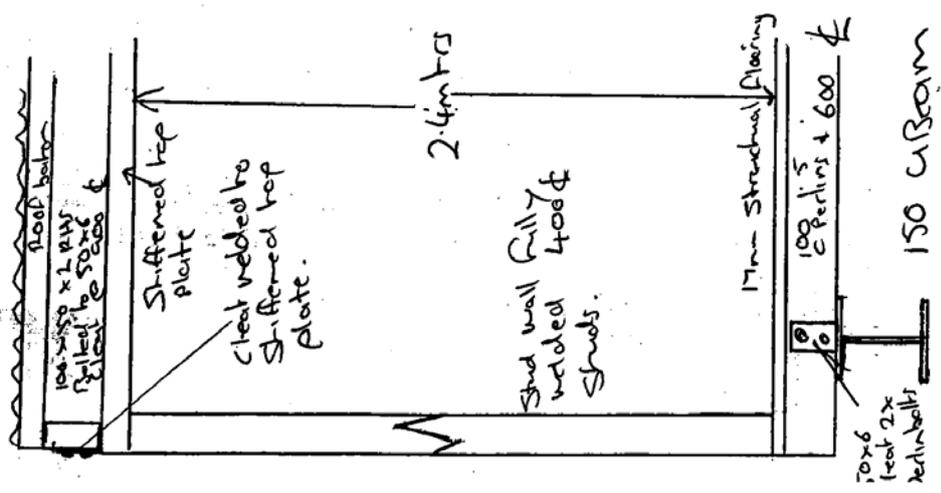
Subject to the following conditions:

- (a) Screening vegetation shall be planted and maintained along the property boundary with Great Northern Highway, prior to occupation of the buildings.**
- (b) Temporary accommodation may not be occupied by an individual person for a period in excess of three calendar months without the express approval of Council.**
- (c) Temporary accommodation shall only be occupied by persons directly engaged in employment related to the industry specified on the application for planning consent.**
- (d) Any conditions issued under delegated authority from Council's Standard Conditions list.**

Carried Unanimously (6/0)

Arcom Structural Detail

Bottom plate screwed to each CPerlin or @ 600¢ along Joist. 2x Tebs Building 6mtr's long 2.4 wide. uBeams @ 1.8mtr Centres
 All walls extra bracing due to Transferable onsite buildings
 Hard wired smoke detector in each unit.



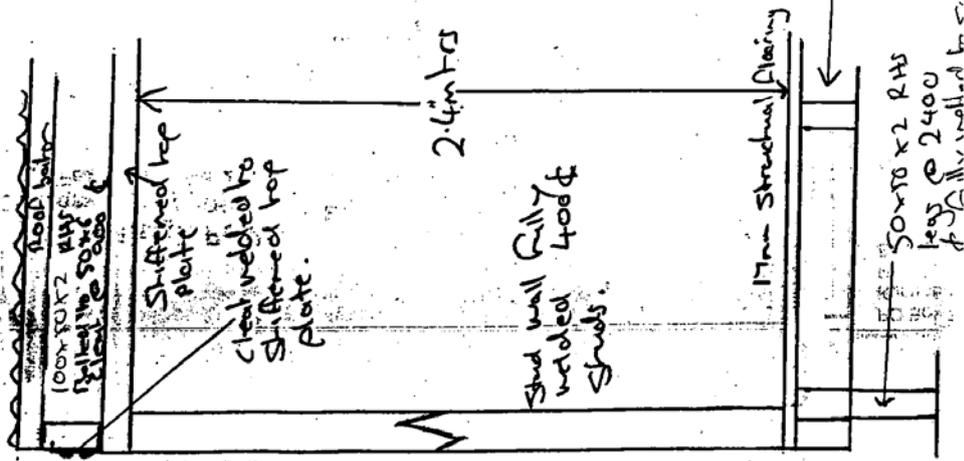
Kitchen Structural Design

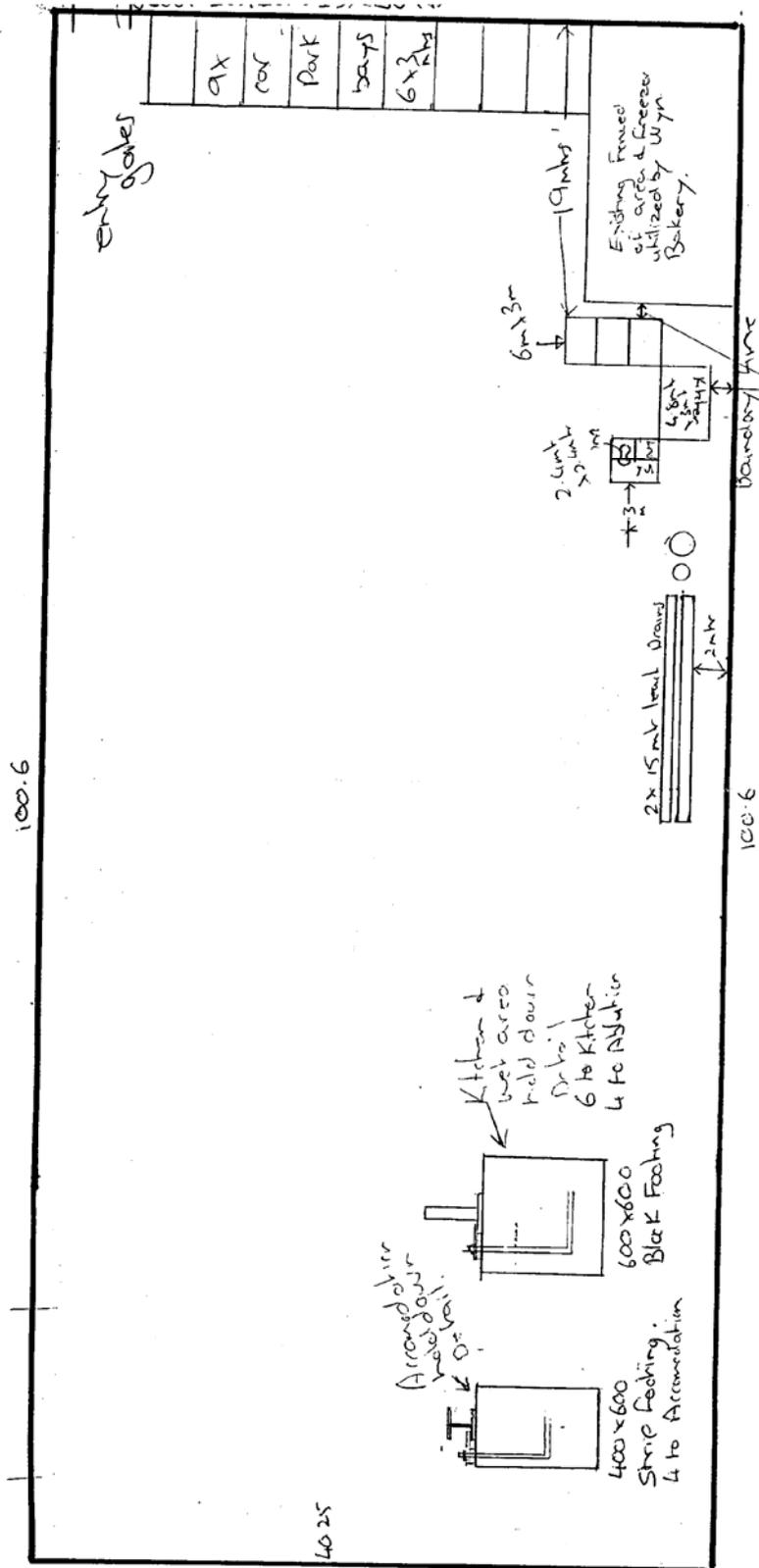
Bottom plate screwed to Subfloor @ 600 @ 2x Tefls.

Building 4x8 bng 2.4 wide

All walls extra bracing due to Transportable onsite buildings.

Abuhian Block is constructed on same subfloor as this but the walls and roof structure are fully welded - 15 x 50 RHS.





Lot 986/No 10
 Art Nalk Hwy
 owner
 Frammer
 (Constructors)



14.3. CORPORATE SERVICES

14.3.1. Monthly Financial Report

DATE:	23 rd January 2007
PROPONENT:	SWEK
LOCATION:	SWEK
ATLAS REFERENCE:	N/A
AUTHOR:	Yale Bolto, Executive Manager Corporate Services
REPORTING OFFICER:	Yale Bolto, Executive Manager Corporate Services
FILE NO:	60.14.04
ASSESSMENT NO:	N/A

PURPOSE

For Council to adopt the Monthly Financial Report for November 2006.

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 decide 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. Governance - Conference and Training budget 72% expended and Computer expense fully expended, minimal expenditure in early 2007 will ensure expenditure is on budget.
2. Housing – Minimal expenditure on 67 Koojarra St Wyndham and Airport House, therefore under budget.
3. Law Order and Public Safety – Timing difference.
4. Health – Timing difference.
5. Housing – Timing difference, approval for country housing grant received, but no money as SWEK needs to provide a title.
6. Recreation and Culture – Library grant funding still in budget, adjustment needed in December budget review.
7. Transport – Flood damage grant submission finalised in January 2007.
8. Welfare – Child Care Centre not received by creditor's officer, only 58% expended.
9. Economic Services – Timing difference.
10. Public Works Overhead – Timing difference.
11. Recreation and Culture – Have not accessed \$250,000 loan for Youth Centre, timing difference.
12. Transport – Timing difference on trade in of vehicles, purchasing and trading will occur in 2007.

ATTACHMENTS

Monthly Financial Reports for November 2006

VOTING REQUIREMENT

Simple Majority

RECOMMENDATION

1. That Council adopt the Monthly Financial Reports for month end of November 2006.
2. That Council note the following material variances:
 1. Governance - Conference and Training budget 72% expended and Computer expense fully expended, minimal expenditure in early 2007 will ensure expenditure is on budget.
 2. Housing – Minimal expenditure on 67 Koojarra St Wyndham and Airport House, therefore under budget.
 3. Law Order and Public Safety – Timing difference.
 4. Health – Timing difference.
 5. Housing – Timing difference, approval for country housing grant received, but no money as SWEK needs to provide a title.
 6. Recreation and Culture – Library grant funding still in budget, adjustment needed in December budget review.

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7. Transport – Flood damage grant submission finalised in January 2007.
8. Welfare – Child Care Centre not received by creditor’s officer, only 58% expended.
9. Economic Services – Timing difference.
10. Public Works Overhead – Timing difference.
11. Recreation and Culture – Have not accessed \$250,000 loan for Youth Centre, timing difference.
12. Transport – Timing difference on trade in of vehicles, purchasing and trading will occur in 2007.

COUNCIL RESOLUTION

Minute No.7608

Moved: Cr R. Devenish-Meares

Seconded: Cr M. Middap

1. ***That Council adopt the Monthly Financial Reports for month end of November 2006.***
2. ***That Council note the following material variances:***
 1. ***Governance - Conference and Training budget 72% expended and Computer expense fully expended, minimal expenditure in early 2007 will ensure expenditure is on budget.***
 2. ***Housing – Minimal expenditure on 67 Koojarra St Wyndham and Airport House, therefore under budget.***
 3. ***Law Order and Public Safety – Timing difference.***
 4. ***Health – Timing difference.***
 5. ***Housing – Timing difference, approval for country housing grant received, but no money as SWEK needs to provide a title.***
 6. ***Recreation and Culture – Library grant funding still in budget, adjustment needed in December budget review.***
 7. ***Transport – Flood damage grant submission finalised in January 2007.***
 8. ***Welfare – Child Care Centre not received by creditor’s officer, only 58% expended.***
 9. ***Economic Services – Timing difference.***
 10. ***Public Works Overhead – Timing difference.***
 11. ***Recreation and Culture – Have not accessed \$250,000 loan for Youth Centre, timing difference.***
 12. ***Transport – Timing difference on trade in of vehicles, purchasing and trading will occur in 2007.***

Carried Unanimously (6/0)

**SHIRE OF WYNDHAM EAST KIMBERLEY
MANAGEMENT REPORT
01/11/06 - 30/11/06**

	G/L	
NET CURRENT ASSETS		
CASH AT BANK	131	\$ 1,625,098
RESTRICTED CASH	132	\$ 1,949,460
CASH ON HAND	140-150	\$ 1,500
RATES DEBTORS	151	\$ 866,632
DEFERED PENSIONERS		\$ (20,789)
SUNDRY DEBTORS	152	\$ 404,345
ANSETT DEBTOR	155	\$ 163,681
PROVISION FOR DEBTS	153	\$ (220,245)
GST RECEIVABLE	163	\$ 73,452
GST PAYABLE	164	\$ (10,493)
BOND	174	\$ 1,040
ACCRUED INCOME	223	\$ -
PREPAYMENTS	190	\$ -
INVENTORIES	162	\$ 17,219
SELF SUPPORTING LOAN		\$ 16,912
SUSPENSE		
		<u>\$ 4,867,812</u>
LESS PAYABLES		
SUNDRY CREDITORS	281	\$ 1,043.00
ESL CONTROL	180-181	\$ 8,111.00
ACCRUED EXPENSES	221	\$ -
SUNDRY CREDITOR ATO/SUPER	261-264-267-268	\$ 67,107.00
ACCRUED INTEREST ON LOANS	232	\$ -
ACCRUED SALARIES AND WAGES	233	\$ -
RETENTIONS	270-272	\$ 27,792.00
RATES REFUND	195	\$ 4,945.00
SUSPENSE		\$ 661.00
		<u>\$ 109,659.00</u>
NET UNRESTRICTED CASH ASSETS		\$ 4,758,153

**Shire of Wyndham East Kimberley
Statement of Financial Activity by Responsibility**

	Original Budget	Ammended Budget	November Actuals YTD	%
Operating Expenditure				
Aboriginal Environmental Health Officer	169,480	179,480	64,771	36%
Airport Manager	1,484,935	1,484,935	685,777	46%
Building Services Inspector	558,440	551,440	224,264	41%
Emergency Services	98,780	94,279	43,869	47%
Environmental Health Officer	177,205	177,205	68,876	39%
Executive	684,405	684,405	247,168	36%
Executive Support Officer	747,600	664,512	275,174	41%
Information Coordinator	213,375	213,375	82,830	39%
Manager Community Services	2,909,750	2,928,750	1,182,381	40%
Manager Financial Services	4,535,020	4,551,932	1,893,321	42%
Manager Technical Services	7,630,465	7,648,465	3,402,137	44%
Rangers	282,725	294,725	119,366	41%
Town Planner	253,700	255,700	78,426	31%
Total Operating Expenditure	19,745,880	19,729,203	8,368,360	42%
Operating Revenue				
Aboriginal Environmental Health Officer	(100,950)	(100,950)	(59,291)	59%
Airport Manager	(1,868,025)	(1,868,025)	(879,923)	47%
Building Services Inspector	(775,160)	(791,960)	(106,892)	13%
Emergency Services	(49,360)	(26,852)	(8,992)	33%
Environmental Health Officer	(28,650)	(28,650)	(13,839)	48%
Executive	(7,500)	(7,500)	(10,760)	143%
Executive Support Officer	(1,250)	(1,250)	(205)	16%
Information Coordinator	(1,100)	(1,100)	(98)	9%
Manager Community Services	(1,962,400)	(1,998,700)	(213,077)	11%
Manager Financial Services	(12,491,560)	(12,508,660)	(7,858,262)	63%
Manager Technical Services	(5,908,435)	(5,839,344)	(1,957,849)	34%
Rangers	(25,500)	(25,500)	(12,090)	47%
Town Planner	(33,400)	(44,900)	(41,025)	91%
Total Operating Revenue	(23,253,290)	(23,243,391)	(11,162,302)	48%
Operating Surplus	(3,507,410)	(3,514,188)	(2,793,942)	80%
Non Operating Expenditure				
Airport Manager	577,445	577,445	0	0%
Building Services Inspector	1,147,900	939,900	13,184	1%
Executive	9,800	9,800	0	0%
Executive Support Officer	4,500	104,500	0	0%
Information Coordinator	118,200	118,200	2,826	2%
Manager Community Services	4,467,050	4,359,600	1,250,014	29%
Manager Financial Services	140,000	140,000	2,231	2%
Manager Technical Services	4,603,955	4,301,030	1,022,616	24%
Total Non Operating Expenditure	11,068,850	10,550,475	2,290,872	22%
Non Operating Income				
Airport Manager	(194,355)	(194,355)	(50,000)	26%

Building Services Inspector	(630,000)	(630,000)	0	0%
Executive	(316,000)	(316,000)	(332,655)	105%
Information Coordinator	0	0	0	999%
Manager Community Services	(504,200)	(504,200)	(24,145)	5%
Manager Financial Services	(5,100)	(5,100)	0	0%
Manager Technical Services	(511,975)	(511,975)	(39,990)	8%
Total Non Operating Income	(2,161,630)	(2,161,630)	(446,789)	21%
Depreciation	(2,704,800)	(2,704,800)	(1,124,436)	42%
(Profit)/Loss on sale	514,000	514,000	0	0%
	(2,190,800)	(2,190,800)	(1,124,436)	51%
Surplus B/F	(3,209,010)	(2,683,857)	(2,683,857)	100%
Surplus C/F	0	0	(4,758,153)	

**Shire of Wyndham East Kimberley
Statement of Financial Activity by Function**

	Original Budget	Ammended Budget	November Budget YTD	November Actuals YTD	% Variance	\$ Variance	Note
Operating Expenditure							
General Purpose Funding	362,900	379,812	100,000	103,634	-4%	(3,634)	
Governance	747,600	664,512	247,000	275,174	-10%	(28,174)	1
Law, Order and Public Safety	381,505	389,004	160,000	163,235	-2%	(3,235)	
Health	349,405	359,405	130,000	134,811	-4%	(4,811)	
Welfare	322,525	322,525	140,000	134,312	4%	5,688	
Housing	213,705	189,705	90,000	80,881	11%	9,119	2
Community Amenities	1,858,390	1,962,390	660,000	708,133	-7%	(48,133)	
Recreation & Culture	3,111,895	3,133,395	1,200,000	1,270,611	-6%	(70,611)	
Transport	3,959,205	3,897,205	1,830,000	1,862,238	-2%	(32,238)	
Economic Services	402,500	395,000	210,000	201,493	4%	8,507	
Public Works Overhead	6,551,315	6,551,315	2,700,000	2,748,060	-2%	(48,060)	
Airports	1,484,935	1,484,935	660,000	685,777	-4%	(25,777)	
Total Operating Expenditure	19,745,880	19,729,203	8,127,000	8,368,360			
Operating Revenue							
General Purpose Funding	(7,383,160)	(7,400,260)	(5,600,000)	(5,621,440)	0%	21,440	
Governance	(1,250)	(1,250)	(200)	(205)	0%	0	
Law, Order and Public Safety	(74,860)	(52,352)	(18,000)	(21,082)	-15%	3,082	3
Health	(129,600)	(129,600)	(80,000)	(73,130)	9%	(6,870)	4
Welfare	(344,500)	(344,500)	(40,000)	(37,600)	6%	(2,400)	
Housing	(698,360)	(715,160)	(135,000)	(75,050)	80%	(59,950)	5
Community Amenities	(1,041,800)	(1,123,300)	(915,000)	(889,854)	3%	(25,146)	
Recreation & Culture	(1,741,180)	(1,767,480)	(190,000)	(164,989)	15%	(25,011)	6
Transport	(3,275,240)	(3,136,149)	(200,000)	(92,951)	115%	(107,049)	7
Economic Services	(79,400)	(89,400)	(40,000)	(42,857)	0%	2,857	
Public Works Overhead	(6,615,915)	(6,615,915)	(3,200,000)	(3,263,221)	-2%	63,221	

Airports	(1,868,025)	(1,868,025)	(850,000)	(879,923)	-3%	29,923	
Total Operating Revenue	(23,253,290)	(23,243,391)	(11,268,200)	(11,162,302)			
Operating Surplus	(3,507,410)	(3,514,188)		(2,793,942)			
Non Operating Expenditure							
General Purpose Funding	140,000	140,000	0	0	0%	0	
Governance	4,500	104,500	250	0	0%	250	
Law, Order and Public Safety	0	0	0	0	0%	0	
Welfare	1,512,300	1,401,350	900,000	809,456	11%	90,544	8
Housing	1,057,900	857,900	13,000	13,184	-1%	(184)	
Community Amenities	145,000	137,000	20,000	0	0%	20,000	
Recreation & Culture	3,286,550	3,290,050	400,000	435,757	-8%	(35,757)	
Transport	4,184,755	3,881,830	950,000	1,013,801	-6%	(63,801)	
Economic Services	14,900	14,900	17,000	13,616	25%	3,384	9
Public Works Overhead	145,500	145,500	7,000	5,057	38%	1,943	10
Airports	577,445	577,445	15,000	0	0%	15,000	
Total Non Operating Expenditure	11,068,850	10,550,475	2,322,250	2,290,872			
Non Operating Income							
Health	0	0	0	0	0%	0	
Welfare	0	0	0	0	0%	0	
Housing	(600,000)	(600,000)	0	0	0%	0	
Community Amenities	(138,415)	(138,415)	(10,000)	0	0%	(10,000)	
Recreation & Culture	(501,800)	(501,800)	(17,000)	(10,469)	62%	(6,531)	11
Transport	(391,060)	(391,060)	(50,000)	(39,990)	25%	(10,010)	12
Economic Services	(14,900)	(14,900)	(14,500)	(13,676)	6%	(824)	
Public Works Overhead	(321,100)	(321,100)	(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)	(2,161,630)	(491,500)	(446,789)			
Depreciation	(2,704,800)	(2,704,800)		(1,124,436)	42%		

(Profit)/Loss on sale	514,000 (2,190,800)	514,000 (2,190,800)	0 (1,124,436)	0% 51%
Surplus B/F	(3,209,010)	(2,683,857)	(2,683,857)	100%
Surplus C/F	0	0	(4,758,153)	

BANK RECONCILIATION AS AT 30/11/06

	\$
Balance as per	
Cash at Bank (131)	1,625,098.18
Restricted Cash	1,949,460.00
TOTAL	3,574,558.18
Balance as per	
Trading Account	1,708,367.53
TERM DEPOSIT	256,612.22
TERM DEPOSIT	356,490.24
TERM DEPOSIT	500,000.00
TERM DEPOSIT	750,000.00
SUB TOTAL	3,571,469.99
Add: Outstanding Deposits	(59,224.95)
Less: Outstanding Cheques	29,867.20
TOTAL	3,482,377.84
Variance	92,180.34
TOTAL	3,574,558.18

Variance made up of:

INWARDS DISHONOUR FEE	10.00
CHEQUE	0.10
MCKITTRICK inv 2632	(216.20)
30.08 inv 2685	(133.00)
Rounding 01.09.06	(0.56)
Beebe rates sept	(294.70)
28.09 eft	(305.40)
Rounding	0.02
Interest receipted twice	12,363.76
bill exp fees October	1,424.90
diners	(6,400.01)
visa payments	12.00
rounding 01.10.06	(0.10)
diners	(1,603.16)
11.10 eft	(72.00)
12.10 eft	(537.00)
returned item	(148.50)
20.10 eft	(700.00)
payment 144	(247.50)

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inv 2705	(101.00)
visa advance 26.10	1,000.00
17.10 eft	(52.00)
bill exp	64,280.40
31.10 eft	(21.00)
wyn 30/10/06	(2,352.10)
bill exp fees November	318.06
bill exp	64,280.40
merchant fees 02/10/06 j35.1	(588.26)
02.11.06	(30,887.91)
07.11.06	(94.00)
returned item 08.11.06	148.50
08.11.06	(87.00)
rounding 07.11.06	(0.01)
rounding 06.11.06	0.02
09.11 eft	(218.30)
09.11 eft	(30.00)
09.11 visa card	2,700.00
10.11 eft	(3,800.67)
payment 144	(52.50)
22.11 alvin ass 1068	(630.97)
22.11 thorne clancy 3191	(639.50)
22.11 overpayment	100.00
payment to xmcs credit card	1,000.00
23.11.06	(9,044.52)
bill exp	3,224.79
bank fees	588.26
30.11 eft	(13.00)
Total	92,180.34

MUNICIPAL OUTSTANDINGS

Outstanding Cheques

36448-36468	511.98
36637-36656	46.96
36710-36725	120.00
36771-36783	831.95
37172-37193	795.57
37240-37252	4,414.07
37296-37312	1,922.96
37371-37379	525.00
37380-37394	75.00
37395-37405	1,299.11
37406-37414	(105.30)
37415-37425	19,179.90

37427-37427	250.00
	29,867.20

MUNICIPAL OUTSTANDINGS

Outstanding Deposits

10.07 dr rec	0.1
11.08 dr rec	15
18.09 dr rec	100
25.09 dr rec	13779.9
26.09 dr rec	561.11
27.09 dr rec	1195.51
29.09 dr rec	3793.92
02.10 dr rec	-2190.79
04.10 dr rec	-2799.38
06.10 dr rec	0.07
10.10 dr rec	0.9
12.10 dr rec	652.5
13.10 dr rec	914.43
17.10 dr rec	-0.05
19.10 dr rec	0.2
20.10 dr rec	3314
25.10 dr rec	-67094.64
26.10 dr rec	-95.54
27.10 dr rec	-66
30.10 dr rec	2352.1
31.10 dr rec	-62301.46
01.11 dr rec	73
02.11 dr rec	30890.11
03.11 dr rec	93.98
09.11 dr rec	4972.42
10.11 dr rec	-836.45
13.11 dr rec	0.5
14.11 dr rec	0.02
16.11 dr rec	0.01
21.11 dr rec	1270.51
22.11 dr rec	-93.06
23.11 dr rec	10258.52
24.11 dr rec	-670.21
27.11 dr rec	1152
28.11 dr rec	-392
30.11 dr rec	1923.82
	-59,224.95

14.3.2. PAYMENTS AND DEBTORS FOR THE PERIOD ENDED 31 DECEMBER 2006

DATE:	23 January 2007
PROPONENT:	N/A
LOCATION:	N/A
ATLAS REFERENCE:	N/A
AUTHOR:	Gill Old – Senior Finance Officer
REPORTING OFFICER:	Yale Bolto – Executive Manager Corporate Services
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 31 December 2006 in accordance with the requirements of the Local Government (Financial Management) Regulations 1996.

BACKGROUND

The List of Payments presented for endorsement covers:

• Municipal cheques numbered 037428 to 037463	\$ 76,570.75
• EFT payments numbered EP010456 to EP010613	\$ 770,441.03
• Direct bank debits	\$ 211,714.49
Total Payment of Accounts	\$ 1,058,726.27

Total cancelled cheques for the month \$ 0.00

Outstanding Invoices at month end \$ 0.00

Outstanding over 90 days Sundry Debtors as at month end \$ 105,060.78

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.

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 31 December 2006 totalling \$1,058,726.27 (GST inclusive) be received.
2. That the Outstanding Sundry Debtors' over 90 days as at 31 December 2006 totalling \$105,060.78 (GST inclusive) be received.

COUNCIL RESOLUTION

Minute No. 7609

Moved: Cr R. Devenish-Mears

Seconded: Cr J. Parker

1. ***That the Accounts for payment as at 31 December 2006 totalling \$1,058,726.27 (GST inclusive) be received.***
3. ***That the Outstanding Sundry Debtors' over 90 days as at 31 December 2006 totalling \$105,060.78 (GST inclusive) be received.***

Carried Unanimously (6/0)

Cr Middap queried the accuracy of an outstanding amount owed by Wyndham Aviation as at 31 December 2006, produced documentation which will be used to clarify accuracy or otherwise of this claim.

Sundry Debtors as of 31 December 2006

Sundry Debtor	Amounts Over 90 Days Outstanding	Balance @ 31st December 2006	Debt Collection Status for Debts over 90 Days
ARGYLE KIMBERLEY RESORT	540.00	11750.00	Debtor with Administrator
BIRD HEATHER	203.09	203.09	Being paid through debt collector - Credipac
BROOME AIRSERVICES	522.22	1,100.03	Reminder Notice Issued
CAVANAGH PAUL & NORMA	10,063.72	10,063.72	Intention to Summons Issued
CHADWICK, STEVE	416.35	5,186.09	Debtor with Credipac
DRUMUSTER	120.90	120.90	Reminder Notice Issued
GILETE G & B CIVIL PTY LTD	215.00	215.00	Company with Administrator.
KIMBERLEY METAL RECYCLERS	210.00	555.00	Final Notice Issued
KEN MACDONALD	68.52	68.52	Debtor with Credipac
KUNUNURRA SOCCER CLUB	350.00	890.00	Reminder Notice Issued
KUNUNURRA SOFTBALL CLUB	1,610.00	1,610.00	Reminder Notice Issued
NEIL LAVERS	2,220.00	2,220.00	Debtor with Credipac
ORD AIR CHARTER PTY LTD	55,305.60	56,457.72	Debtor with Credipac

ORD RIVER SPORTS CLUB	14,250.24	14,250.24	Monthly Repayments are being made
ORD RIVER TEEBALL ASSOCIATION	170.00	170.00	Reminder Notice Issued
SOSBY JOHN	130.00	130.00	Debtor with Credipac
TATCHELL MARTIN	216.16	216.16	Debtor with Credipac
WEST KIMBERLEY LANDSCAPING	1,490.00	1,490.00	Debtor with Administrator
WYNDHAM AVIATION	12,948.49	51,166.11	Final Notice Issued
WYNDHAM COMMUNITY CLUB	4,010.49	4,010.49	Monthly Repayments are being made
	105,060.78	161,873.07	

LIST OF ACCOUNTS PAID BY COUNCIL SUBMITTED TO THE COUNCIL MEETING ON 23 JANUARY 2007

CHEQUE	EFT	CREDITOR	DETAILS	MUNI (\$)	TRUST (\$)	AUTH
37428	8/12/2006	VOID	DAMAGED BY PRINTER	0.00		EMCPS
37429	8/12/2006	DYMOCKS CASUARINA	BOOKS FOR LIBRARY	207.50		EMCMS
37430		HORIZON POWER ACCOUNTS	ELECTRICITY ACCOUNTS	4,937.55		EMCPS
37431		COLLEAGUES INFORMATION SOLUTIONS	PURCHASE ORDER BOOKS	554.00		EMCPS
37432		BROOME MOTEL	ACCOMMODATION - K FEWSTER	105.00		EMCPS
37433		HOLMES A COURT GALLERY	LIBRARY RESOURCES	302.80		EMCMS
37434		D & K SPURGE	RATES REFUND	1,183.99		EMCPS
37435		P & N GREEN	RATES REFUND	2,053.19		EMCPS
37436		AUSTRALIAN INSTITUTE OF MANAGEMENT	TRAINING - K FEWSTER	805.00		EMCPS
37437		LOOKOUT GRADER HIRE SHIRE OF WYNDHAM EAST	GRADER HIRE - FIREBREAKS STAFF PAYMENTS NOVEMBER	1,947.00		CEO
37438		KIMBERLEY	2006	1,023.24		EMCPS
37439	15/12/2006	HOTEL IBIS PERTH	ACCOMMODATION - A DEVENISH TRAINING	102.00		EMCMS
37440		INTERCON LOGISTICS	4 X 68KG CHLORINE CYLINDERS WYNDHAM	1,864.78		CEO
37441		HORIZON POWER	ELECTRICITY ACCOUNTS	11,987.70		EMCPS
37442		KIMBERLEY RED CARDS	CHRISTMAS CARDS FOR LIBRARY	39.50		EMCMS
37443		QUEST ON BURKE	ACCOMMODATION FOR K WILLIAMS - TRAINING	330.00		CEO
37444		RIC SPRY	FREIGHT CHARGES			
37445		SOUTH WEST FIRE UNITS	REIMBURSEMENT	50.00		EMCPS
37446		CR M PUCCI	SUPPLY HOSE REEL & BOLT LOCK TAXI AND ACCOMMODATION	844.80		CEO
37447		CR M MIDDAP	EXPENSES	234.94		CEO
37448	20/12/2006	HORIZON POWER	2ND QUARTER COUNCILLOR ALLOWANCES	1,500.00		CEO
37449		CR G GREEN	ELECTRICITY ACCOUNTS	279.70		EMCPS
			2ND QUARTER COUNCILLOR ALLOWANCES	1,500.00		CEO

37450		CR DI AUSBURN	2ND QUARTER COUNCILLOR ALLOWANCES	1,500.00	CEO
37451		ORIA ORCHARDS	FLOWER DISPLAY FOR KUNUNURRA OFFICE	15.00	CEO
37452		H YOUNG	GABIONS FOR WEABER PLAINS ROADWORKS	400.00	CEO
37453		KUNUNURRA PHARMACY	FILM DEVELOPING FOR LIBRARY	15.60	EMCPS
37454		WATER CORPORATION	WATER ACCOUNTS	1,619.80	EMCPS
37455		CASH - PETTY CASH KUNUNURRA AIRPORT	PETTY CASH - AIRPORT	72.30	EMCPS
37456		THE MELBOURNE	ACCOMMODATION - K FEWSTER & A TRENGOVE	1,280.00	EMCPS
37457		SCRIBAL GROUP ACCOUNTS	STATIONERY FOR WYNDHAM CHILD CARE CENTRE	211.00	EMCPS
37458		CR M PUCCI	2ND QUARTER COUNCILLOR ALLOWANCES	5,125.00	CEO
37459		G GOULD	REFUND OF OVERPAYMENT - DEBTORS	406.76	EMCPS
37461	22/12/2006	HORIZON POWER	ELECTRICITY ACCOUNTS	29,733.30	EMCPS
37462		A CARLTON	BOND REFUND FOR PETER REID HALL	100.00	EMCPS
37463		TELSTRA	TELEPHONE ACCOUNTS NOVEMBER	4,239.30	EMCPS
			TOTAL OF CHEQUES	76,570.75	
8/12/2006	EP010456	BOC GASES AUSTRALIA	INDUSTRIAL BOTTLE RENTAL	190.66	CEO
	EP010457	KIMBERLEY GROUP TRAINING	HOST EMPLOYERS CONTRIBUTION	4,783.70	EMCPS
	EP010458	VOLANTE SYSTEMS	WINDOWS O/S UPGRADE	4,179.82	EMCPS
	EP010459	COOLIBAH PLUMBING AND GAS	REPAIR TOILET SYSTEM AT AIRPORT	271.00	EMCPS
	EP010460	BOAB CARPENTRY MAINTENANCE	REPAIRS TO AIRPORT DOORS WYNDHAM	437.80	EMCPS
	EP010461	KIMBERLEY INDUSTRIES METALAND	REPAIR 10 TON GATE, CUT SHEET, SUPPLY PIPE	3,533.26	CEO

EP010462	EAST KIMBERLEY HARDWARE	ASSORTED TOOLS AND MINOR EQUIPMENT	186.30	EMCPS
EP010463	STITCHED UP EMBROIDERY	STAFF UNIFORMS	529.00	EMCPS
EP010464	KP PUMPS & IRRIGATION	RETICULATION FITTINGS FOR NOVEMBER	176.56	CEO
EP010465	BOAB BOOKS	BOOKS - CITIZENSHIP AWARD 2006	52.95	EMCMS
EP010466	OFFICE NATIONAL	EQUIPMENT SERVICING, STATIONERY	628.90	EMCPS
EP010467	HOLIDAY INN ESPLANADE	ACCOMMODATION - M FITZGERALD TRAINING	159.00	EMCMS
EP010468	MAGABALA BOOKS	BOOKS FOR KUNUNURRA LIBRARY	64.90	EMCMS
EP010469	KINGS CROWN	ELECTRICAL REPAIRS TO WYNDHAM PROPERTY	336.06	CEO
EP010470	INSTRUMENTATION	NOVEMBER CONTRIBUTIONS	104.54	EMCPS
EP010471	ATO CHILD SUPPORT AGENCY	REPAIR TRAILER LIGHTS ON PAINT MARKER	223.50	EMCPS
EP010472	DEVITA'S AUTO ELECTRICS	LAWN MOWING GROUNDS MAINTENANCE	80.00	EMCMS
EP010473	DESERT-ROSE ENTERPRISES	PRINTED 100MM FILE COVERS	880.00	EMCPS
EP010474	DEXION BALCATT	TRAINING SEMINAR A TRENGOVE	365.00	EMCPS
EP010475	TAX ED PTY LTD	NOVEMBER CONTRIBUTIONS	81.56	EMCPS
EP010476	ATO CHILD SUPPORT AGENCY	NOVEMBER CONTRIBUTIONS	490.54	EMCPS
EP010477	ATO CHILD SUPPORT AGENCY	REPAIR AIR CONDITIONERS IN STAFF HOUSING	1,600.50	EMCPS
EP010478	BOAB REFRIGERATION	AIRPORT LOCK UP SERVICES	352.00	EMCPS
EP010479	NORTHERN AIRPORT SERVICES	PLUMBING REPAIRS, INSTALL WATER FOUNTAIN	1,995.40	EMCPS
EP010480	EAST KIMBERLEY PLUMBING	SECURITY SERVICES AT KUNUNURRA AIRPORT	440.00	EMCPS
EP010481	KUNUNURRA SECURITY SERVICES	MINING TENEMENTS ROLL	104.50	EMCPS
EP010482	VALUER GENERAL'S OFFICE	INSECTICIDE, HAND TOOLS, SAFETY VESTS AND GLASSES	758.10	EMCPS
EP010483	BLACKWOODS ATKINS	REPAIRS TO AIR CONDITIONERS	742.50	EMCPS
EP010483	KUNUNURRA REFRIGERATION			

EP010484	WYNDHAM SUPERMARKET	AT AIRPORT CONSUMABLES FOR SCHOOL HOLIDAY PROGRAM	115.94	EMCMS
EP010485	THE MANGROVE HOTEL	KIMBERLEY ZONE ACCOMMODATION	960.00	CEO
EP010486	ALLGEAR MOTORCYCLES	CONSUMABLES, AUGER FOR POST HOLE DIGGER	609.25	CEO
EP010487	NEAT N TRIM UNIFORMS	LADIES UNIFORMS	357.66	EMCPS
EP010488	HOT WIRE ELECTRICS	AIRPORT - INSTALLED TIMER	242.00	EMCPS
EP010489	L.G.R.C.E.U	NOVEMBER UNION CONTRIBUTIONS	30.60	EMCPS
EP010490	AUSTRALIAN SERVICES UNION	UNION CONTRIBUTIONS FOR NOVEMBER	275.20	EMCPS
EP010491	RHYTHM EXPRESS MUSIC	AEROBICS CD'S	77.00	EMCMS
EP010492	CR K WRIGHT	REIMBURSEMENT - VEHICLE & ACCOMMODATION KIMBERLEY ZONE	242.46	CEO
EP010493	FLICK REFRIGERATION	AIR CONDITIONER SERVICE AND SUPPLY	5,414.58	CEO
EP010494	ATO CHILD SUPPORT AGENCY	NOVEMBER CONTRIBUTIONS	286.79	EMCPS
EP010495	BUSH CAMP SURPLUS STORE	STAFF UNIFORMS	253.50	EMCPS
EP010496	BEAUREPAIRES	REPAIR WY1 TYRE	32.00	EMCPS
EP010497	STATE LIBRARY OF WESTERN AUSTRALIA	LOST AND DAMAGED BOOKS	260.85	EMCMS
EP010498	E FERTEIS	CIRCUIT AND FITNESS CLASSES	660.00	EMCMS
EP010499	KUNUNURRA DIESEL SERVICES	SLAVE CYLINDER - 3 TON TRUCK WY1497	382.25	CEO
EP010500	KUNUNURRA CAR CARE	INSURANCE EXCESS - DAMAGED VEHICLE	350.00	EMCPS
EP010501	AIR SERVICES AUSTRALIA	AIRPORT LED LIGHTING	31,188.30	EMCPS
EP010502	MARK GREENWOOD	EXPENSES - GUEST SPEAKER FINDING MY PLACE PROGRAM	385.00	EMCMS
EP010503	LAKEVIEW APARTMENTS	ACCOMMODATION - GUEST SPEAKER FINDING MY PLACE PROGRAM	390.00	EMCMS
EP010504	NORTHERN INFORMATION	COMPUTER SUPPORT	891.00	EMCPS

		TECHNOLOGY			
	EP010505	SPORTSWORLD OF WORLD	POOL PRODUCTS FOR SALE AT LEISURE CENTRE	118.80	EMCMS
	EP010506	WESTRALIA AIRPORTS	AVIATION SECURITY IDENTIFICATION CARDS	150.00	EMCPS
	EP010507	SHIRE OF MURRAY	STAFF PAYROLL DEDUCTION PAYMENT	56.00	EMCPS
15/12/2006	EP010508	AIR LIQUIDE WA	GAS CONSUMED AND BOTTLE RENTAL	228.60	EMCPS
	EP010509	KIMBERLEY GROUP TRAINING	TRAINEESHIP WAGES	7,780.40	EMCPS
	EP010510	TYRE MARKETERS	FIT TYRE & TUBE TO BACKHOE	79.20	CEO
	EP010511	ROGERS MACHINERY	CUTTING EDGE-WYNDHAM BACKHOE BUCKET	345.30	CEO
	EP010512	KIMBERLEY WASTE SERVICES	STREET SWEEPING OCTOBER	9,306.00	CEO
	EP010513	CREDIPAC AUSTRAL	DEBT COLLECTION FEES NOVEMBER	537.36	EMCPS
	EP010514	EAST KIMBERLEY HARDWARE	WING NUTS & 3/8 BOLTS	16.80	EMCMS
	EP010515	QANTEC MCWILLIAM	CONSULTANCY FEES	22,819.50	CEO
	EP010516	NETWORK DRAFTING	DRAFTING SERVICES	2,626.25	CEO
	EP010517	KP PUMPS & IRRIGATION	RETICULATION FITTINGS FOR AIRPORT	35.57	EMCPS
	EP010518	OFFICE NATIONAL	OFFICE SUPPLIES	151.20	EMCPS
	EP010519	A TRENGOVE	REIMBURSEMENT OF MEALS EXPENSES FOR TRAINING	175.00	EMCPS
	EP010520	K FEWSTER	REIMBURSEMENT OF MEALS EXPENSES FOR TRAINING	159.65	EMCPS
	EP010521	ATO CHILD SUPPORT AGENCY	CHILD SUPPORT DEDUCTION NOVEMBER	107.60	EMCPS
	EP010522	AMERICAN WELDING DISTRIBUTORS	WELDING KIT	699.00	CEO
	EP010523	BGC CONTRACTING	SUPPLY 10M PREMIX BITUMEN	4,540.80	CEO
	EP010524	BRANKO BP MOTORS	VEHICLE SERVICING AND REPAIRS, CONSUMABLES	1,323.55	CEO
	EP010525	EAST KIMBERLEY PLUMBING	PLUMBING REPAIRS	855.69	CEO
	EP010526	ORD RIVER DIST C0-0P	CHEMICAL PRODUCTS	665.50	CEO
	EP010527	TNT AUSTRALIA	FREIGHT FOR WATER SAMPLING	290.73	CEO

EP010528	TOP END MOTORS	20,000KM SERVICE-WY111486	235.62	CEO
EP010529	AUSTRALIA POST	POSTAGE AND STATIONERY ACCOUNT	637.07	CEO
EP010530	TELFORD INDUSTRIES	RAINBOW VAC HEAD & CHEMICALS	385.66	EMCMS
EP010531	ROYAL LIFE SAVINGS	LIFEGUARD TRAINING AND FIRST AID KITS	785.80	EMCMS
EP010532	WYNDHAM SUPERMARKET	REFRESHMENTS FOR COUNCIL MEETING	210.55	EMCPS
EP010533	KUNUNURRA DISTRICT HIGH SCHOOL	REIMBURSEMENTS OF EXPENSES FOR LIBRARY	465.81	EMCMS
EP010534	ST JOHN AMBULANCE	SENIOR FIRST AID COURSES - DONE, GRAHAM	210.00	EMCMS
EP010535	NEAT N TRIM UNIFORMS	STAFF UNIFORMS	2,889.59	EMCPS
EP010536	WA LOCAL GOVERNMENT SUPERANNUATION	NOVEMBER SUPERANNUATION CONTRIBUTIONS	29,362.87	EMCPS
EP010537	ORD RIVER ELECTRICS	CABLE LOCATION AT CHILD CARE	110.00	CEO
EP010538	KIMBERLEY COMMUNICATIONS	POWER RESETS IN COMMUNICATIONS HUT	275.00	CEO
EP010539	TOLL WEST	FREIGHT CHARGES	711.54	EMCPS
EP010540	BUSH CAMP SURPLUS STORE	BLUNDSTONE BOOTS FOR EHO	105.00	CEO
EP010541	VANDERFIELD MACHINERY	SUPPLY FITINGS, BELTS & HOSE	98.90	CEO
EP010542	SEARLES MECHANICALS	ADJUSTABLE WRENCHES	110.00	CEO
EP010543	BEAUREPAIRES	GRADER TYRES, VEHICLE TYRES	2,461.30	CEO
EP010544	DERRICK STEENSON	FABRICATE TOW BAR TO NEW ISUZU	720.50	CEO
EP010545	KUNUNURRA DIESEL SERVICES	REAR LENS COVER- 7 TON TRUCK ACCESSORIES FOR HP IPAQ	19.80	CEO
EP010546	HARRIS TECHNOLOGY	SALARY SACRIFICE	269.29	EMCPS
EP010547	EAST KIMBERLEY GLASS	INSTALL COVERS TO CHANGE ROOM LIGHTS	125.00	EMCMS
EP010548	NORTHERN INFORMATION TECHNOLOGY	COMPUTER SUPPORT	429.00	EMCPS
EP010549	UHY HAINES NORTON	TRAINING SEMINAR G OLD	572.00	EMCPS
EP010550	AUST LOCAL GOVERNMENT JOB DIRECTORY	ANNUAL SUBSCRIPTION 2007	583.00	EMCPS

19/12/2006	EP010551	K & M ALLCLEAN	CLEANING CONTRACT NOVEMBER 06	7,747.48	CEO
20/12/2006	EP010552	AIR LIQUIDE WA	GAS CONSUMED AND BOTTLE RENTAL	652.16	CEO
	EP010553	KNICKEL GARDENING SERVICES	GARDENING CONTRACTS OCTOBER 2006	22,069.77	CEO
	EP010554	KIMBERLEY WASTE	REFUSE COLLECTION CONTRACT OCT	35,626.68	CEO
	EP010555	A PARDOE-BELL	CONTRACT CLEANING NOVEMBER 06	1,952.00	CEO
	EP010556	KIMBERLEY HYDRAULICS	SUPPLY PARTS & REPAIR LOADER	502.77	CEO
	EP010557	CR J BUCHANAN	2ND QUARTER COUNCILLOR ALLOWANCES	1,500.00	CEO
	EP010558	EAST KIMBERLEY HARDWARE	HARDWARE SUPPLIES	1,108.88	CEO
	EP010559	F KUIPER	REIMBURSEMENT FOR MEETING SUPPLIES	37.60	CEO
	EP010560	HALLMARK EDITIONS	ADVERTISING VACANT POSITION EMEDS	198.00	EMCPS
	EP010561	SADANIK PTY LTD	CONTRACT PAYMENT IT STRATEGIC SUPPORT	11,328.80	EMCPS
	EP010562	NETWORK DRAFTING	DRAFTING SERVICES	3,643.75	CEO
	EP010563	KIMBERLEY METAL RECYCLERS	MONTHLY LANDFILL MANAGEMENT FEES	21,103.50	CEO
	EP010564	OFFICE NATIONAL	OFFICE FURNITURE - ESO OFFICE	1,465.00	EMCPS
	EP010565	KUNUNURRA COURIERS	DRINKING WATER KUNUNURRA AIRPORT	105.00	EMCPS
	EP010566	CR J PARKER	2ND QUARTER COUNCILLORS ALLOWANCE	1,500.00	CEO
	EP010567	ELIZABETH RICHARDS	DISPLAY BOX FOR LIBRARY	46.00	EMCMS
	EP010568	TENSENS CLEANING SUPPLIES	4X2LT HAND WASH LOTION	167.00	CEO
	EP010569	M FITZGERALD	REIMBURSEMENT FOR PHONE DAMAGED DURING RESCUE	385.25	EMCMS
	EP010570	CIVIC LEGAL	LEGAL FEES	2,514.55	CEO
	EP010571	DELRON CLEANING	CLEANING CONTRACT NOVEMBER	5,199.17	EMCPS
	EP010572	BRANKO BP MOTORS	FUEL - OCTOBER 2006	235.65	CEO
	EP010573	JSW HOLDINGS	SUPPLY OF MATERIALS AND	6,747.84	CEO

EP010574	ORD RIVER DIST CO-OP	MACHINERY HIRE SUPPLY CHEMICALS FOR AIRPORT	88.00	EMCPS
EP010575	GUERINONI & SON	SIDE TIPPER HIRE FOR CYCLONE CLEAN UP, MATERIALS, & GRADER	38,326.78	CEO
EP010576	TNT AUSTRALIA	FREIGHT ASSORTED VEHICLE CONSUMABLES	71.28 285.93	EMCPS CEO
EP010577	COVENTRYS	SUPPLY 20LT HYDRAULIC OIL	161.26	CEO
EP010578	TOP END MOTORS	PUBLIC CONVENIENCE CONSUMABLES	258.97	CEO
EP010579	PEERLESS JAL PTY	2 JUNCTION BOXES & 1 LENGTH OF CONDUIT	33.19	CEO
EP010580	BLACKWOODS ATKINS	TIE ROD ASSEMBLY FOR GRADERS	684.96	CEO
EP010581	WESTRAC EQUIPMENT	AUSTRALIAN LIBRARY ASSOCIATION MEMBERSHIP	108.79	EMCMS
EP010582	KUNUNURRA DISTRICT HIGH SCHOOL	LITTER BAGS, BIN BAGS, ICE BAGS	1,493.20	CEO
EP010583	CHEFMASTER AUSTRALIA	6 STAINLESS STEEL COACH BOLTS	36.30	CEO
EP010584	ARGYLE ENGINEERING	MOWER BLADES, EQUIPMENT REPAIRS	913.85	CEO
EP010585	ALLGEAR MOTORCYCLES	ALTERATION TO SIGN	38.50	CEO
EP010586	CROCODILE SIGNS	STREET & ROAD SIGNAGE	858.00	CEO
EP010587	JASON SIGNMAKERS	STRAIGHTEN STEERING ARM OF GRADER	77.00	CEO
EP010588	ORD MACHINING WESTERN AUSTRALIA	LOAN REPAYMENT	6,693.64	EMCPS
EP010589	TREASURY	STAFF UNIFORMS	1,473.09	EMCPS
EP010590	NEAT N TRIM UNIFORMS	2ND QUARTER COUNCILLORS ALLOWANCE	1,500.00	CEO
EP010591	CR K WRIGHT	CLEANOUT DRAIN NEAR M1 SUPPLY CHANNEL	319.00	CEO
EP010592	JAB INDUSTRIES	STUMP GRINDER HIRE	1,155.00	CEO
EP010593	LAKESIDE MACHINERY	TOILET CLEANING NOVEMBER	2,988.15	CEO
EP010594	CYNTHIA FISCHER			

		WYNDHAM		
	EP010595	TUCKERBOX/RETRAVISION KIMBERLEY KOOL	FAX CARTRIDGES, ELECTRIC JUG SERVICE & CLEAN AIR	104.95 CEO
	EP010596	REFRIGERATION	CONDITIONERS AT DEPOT	286.00 CEO
	EP010597	VAGG'S LIQUOR ST	REFRESHMENTS FOR COUNCIL	71.00 CEO
	EP010598	TROPICAL PEST CONTROL	SPRAY LAKESIDE PUMP SHED PARTS FOR SUPERIOR SLASHER-	175.00 CEO
	EP010599	VANDERFIELD MACHINERY	KUNUNURRA	1,335.92 EMCPS
	EP010600	BEAUREPAIRES	TYRE REPAIR-1CGR377 RETRIEVE VEHICLE FROM TIP	43.00 CEO
	EP010601	TOP END TILT TRAY	ROAD	99.00 CEO
	EP010602	AUSTRALIAN TAXATION OFFICE	NOVEMBER BAS	65,598.00 CEO
	EP010603	KUNUNURRA DIESEL	45,000KM SERVICE-WY11160	711.50 CEO
	EP010604	CORPORATE EXPRESS	STATIONERY ORDER	1,478.40 EMCPS
	EP010605	BOSS FLUID POWER	PUBLIC CONVENIENCE CONSUMABLES	1,154.14 CEO
	EP010606	CR R DEVENISH-MEARES	2ND QTR COUNCILLORS ALLOWANCES, TRAVEL EXPENSE CLAIM	1,799.06 CEO
	EP010607	CR W BARNES	2ND QUARTER DEPUTY PRESIDENTS ALLOWANCE	2,125.00 CEO
	EP010608	KIMBERLEY TREE SERVICES	TREE TRIMMING - WHITE GUM PARK	275.00 CEO
22/12/2006	EP010609	NORBUILT PTY LTD	PROGRESS CLAIM 8 CHILD CARE CENTRE	322,493.14 CEO
	EP010610	AUSTRALIAN WORKPLACE PLACEMENTS	RECRUITMENT COST ENVIRONMENTAL HEALTH OFFICER	4,263.41 CEO
	EP010611	SLINGAIR PTY LTD	CHARTER FLIGHT KUNUNURRA - DERBY	3,200.00 CEO
	EP010612	PLANT HIRE SERVICES	FINAL RETENTION PAYMENT FOR T18 04/05	15,872.54 CEO
	EP010613	HELIWORK WA PTY	SUPPLY HELICOPTER FOR BUSHFIRE SUPPORT	3,960.00 CEO
			TOTAL OF EFT PAYMENTS	770,441.03

TOTAL PAYMENTS 847,011.78

DIRECT DEBITS - DECEMBER 2006

RENT 12/33 KONKERBERRY DRIVE KUNUNURRA	1,126.66
BANK FEES	228.25
DISHONoured CHEQUE	40.00
SALARY AND WAGES	182,912.68
VISA PAYMENT	3,403.92
MOBILE OIL AUSTRALIA	13,615.99
WESTNET P/L	654.75
BILL EXPRESS FEE	27.50
LOAN REPAYMENT	9,669.66
DINERS TRANSACTION FEES	35.08
TOTAL DIRECT DEBITS	211,714.49

OUTSTANDING INVOICES AS AT 31ST DECEMBER 2006

TOTAL OUTSTANDING 0.00

37428

CANCELLED CHEQUE

CANCELLED CHEQUES
MISPRINT

0.00

TOTAL CANCELLED CHEQUES 0.00

14.3.3. EL QUESTRO SPLIT RATING

DATE:	23 January 2007
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
AUTHOR:	Amanda Trengove, Manager Financial Services
REPORTING OFFICER:	Yale Bolto, Executive Manager of Corporate Services
FILE NO:	01.0527.04, 01.6786.04, 01.6787.04
ASSESSMENT NO:	527,6786,6787

PURPOSE

To review El Questro's rating structure and discuss the Shire of Wyndham East Kimberley's adherence to the statutory requirements relating specifically to this property.

BACKGROUND

In response to Minute number AC 041 at the Audit Committee meeting held 19 September 2006 where a decision on split rating was deferred and referred back to officers for clarification of the status and background of El Questro's split rating.

The Shire of Wyndham East Kimberley had applied to the Minister for the Department of Local Government and Regional Development in 2001 seeking to have El Questro split rated and GRV applied to tourist areas. This application was refused. At this stage the reason for this decision has not been advised and the decision seems to contradict Section 6.28 (2) of the Local Government Act 1995, which states that "where the land is used predominantly for non-rural purposes, the gross rental value of the land" should be used for the method of valuation

On speaking with the Valuer Generals Office they have advised that we did not request them to split rate El Questro, rather, that they have chosen to do this so as to meet the statutory requirements of rating pastoral properties.

The Audit Committee considered split rating El Questro at its meeting held 19 December. The Committee decided to recommend that Council advise the Minister that in order to be compliant with the Local Government Act 1995 the Minister is required to consent to the rating of El Questro in accordance with the Valuer General's valuation, as per the minute below.

Minute No. AC 47

Moved: Cr M. Pucci

Seconded: Cr K. Wright

The Audit Committee recommends to Council that Council advise the Minister that in order to be compliant with the Local Government Act 1995 the Minister is required to consent to the rating of El Questro in accordance with the Valuer General's valuation.

Carried 2/1

STATUTORY IMPLICATIONS

6.28 Basis of rates

- (1) The Minister is to —
 - (a) determine the method of valuation of land to be used by a local government as the basis for a rate; and
 - (b) publish a notice of the determination in the *Government Gazette* .
- (2) In determining the method of valuation of land to be used by a local government the Minister is to have regard to the general principle that the basis for a rate on any land is to be —
 - (a) where the land is used predominantly for rural purposes, the unimproved value of the land; and
 - (b) where the land is used predominantly for non-rural purposes, the gross rental value of the land.

POLICY IMPLICATIONS

N/A

FINANCIAL IMPLICATIONS

Should El Questro be rated at GRV the Shire of Wyndham East Kimberley's rates income would increase by approximately \$19,500.00.

STRATEGIC IMPLICATIONS

Accountability, transparency and equality in the Shires rating functions.

COMMUNITY CONSULTATION

N/A

COMMENT

In making the decision as to whether Council should rate El Questro at UV or GRV council should take into account all relevant legislation and the similarities between how El Questro is rated compared to other similar (not just in size and location but in operations) properties within the shire. When all these factors are taken into consideration Council can be sure it continues to strive for equality across its rating function.

ATTACHMENTS

N/A

VOTING REQUIREMENT

Simple Majority

RECOMMENDATION

That Council advise the Minister that in order to be compliant with the Local Government Act 1995 the Minister is required to consent to the rating of El Questro in accordance with the Valuer General's valuation.

COUNCIL RESOLUTION

Minute No. 7610

Moved: Cr J. Buchanan

Seconded: Cr D. Ausburn

That Council advise the Minister that in order to be compliant with the Local Government Act 1995 the Minister is required to consent to the rating of El Questro in accordance with the Valuer General's valuation.

Carried Unanimously (6/0)

14.4. CHIEF EXECUTIVE OFFICER

14.4.1. SALE OF LOT 957 BANDICOOT DRIVE

DATE:	23 January 2007
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Corner of Bandicoot Drive, Victoria Highway and Ivanhoe Road Kununurra
ATLAS REFERENCE:	Map 52 F5
AUTHOR:	Keith Williams, Town Planner
REPORTING OFFICER:	Peter Stubbs, Chief Executive Officer
FILE NO:	01.1576.02
ASSESSMENT NO:	N/A

PURPOSE

For Council to consider encouraging Landcorp to sell Lot 957 the Corner of Bandicoot Drive, Victoria Highway and Ivanhoe Road Kununurra to encourage further development and business in Kununurra.

BACKGROUND

Lot 957 Bandicoot Drive is on the corner of Victoria Highway and Ivanhoe Road, Kununurra as shown in the map below:



The land is 1.427 hectares [14 270 square metres] in size, is flat and sandy, and is in a prime location that forms the gateway to the town site. Currently it is overgrown with weeds and vegetation, and has sand piles located on it. It is ideally suited to tourism uses given its proximity to the airport, Lily Creek Lagoon, its prime location on the Victoria Highway and its landmark position.

STATUTORY IMPLICATIONS

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Council should note that Landcorp is exempt from paying rates and therefore no rates are received from Lot 957 Bandicoot Drive. Should Lot 957 Bandicoot Drive be sold rates would apply.

STRATEGIC IMPLICATIONS

Sale of this land has the potential to promote business development.

COMMENT

Shire staff wrote to Landcorp, who are responsible for the sale and development of this Lot on behalf of the State Government, on the 20 December 2006 requesting the block be tidied up as it was becoming increasingly unsightly.

Shire staff are aware that there has been some interest in the local community from people interested in purchasing the property.

Landcorp have advised the Shire that they will not sell the Lot until the adjacent land (owned by JSW Holdings) has been converted to tourism uses consistent with the Town Planning Scheme and Zoning for that land. The apparent reason for this is that the land will be less valuable if sold now as the adjoining industrial uses may have a detrimental impact on the price of land in close proximity to these uses.

The conversion of the adjacent land owned by JSW Holdings for Tourism purposes is linked to alternative freehold land for Industrial purposes being created to accommodate JSW Holdings business interests on the sand mine lease they have on Weaber Plains Road. This process is progressing; however, it is unlikely to provide for the relocation for 12 - 24 months.

It is considered that LandCorp has an obligation to achieve development outcomes that provide for the growth of the town and anticipated income should not form the basis of the decision making process. It is not in the best interest of the town for the land to remain vacant for extended periods of time, especially when demand for land is so high.

'Sitting' on the land is highly speculative and given that LandCorp is responsible for the progress of release of land that will accommodate the relocation of industry from the Tourist Zone, there is potentially a conflict of interest.

It is recommended that Council advise Landcorp of its concern that the speed at which the State can create alternative freehold land for JSW Holding should not preclude sale of Lot 957 Bandicoot Drive as this further slows down regional development.

ATTACHMENTS

Nil

VOTING REQUIREMENT

Simple Majority

RECOMMENDATION

That Council request Landcorp and the Minister for Planning and Infrastructure to sell Lot 957 Bandicoot Drive, on the corner of Victoria Highway and Ivanhoe Road, Kununurra to facilitate further development consistent with the Tourism zoning for that land to enhance regional development.

COUNCIL RESOLUTION

Minute No. 7611

Moved: Cr J. Buchanan

Seconded: Cr D. Ausburn

That Council request Landcorp and the Minister for Planning and Infrastructure to sell Lot 957 Bandicoot Drive, on the corner of Victoria Highway and Ivanhoe Road, Kununurra to facilitate further development consistent with the Tourism zoning for that land to enhance regional development.

Carried Unanimously (6/0)

14.4.2. DELEGATED AUTHORITY REPORT

DATE:	23 January 2006
PROPONENT:	N/A
LOCATION:	N/A
ATLAS REFERENCE:	N/A
AUTHOR:	Fiona Kuiper, Executive Support Officer
REPORTING OFFICER:	Peter Stubbs, Chief Executive Officer
FILE NO:	60.14.04
ASSESSMENT NO:	N/A

PURPOSE

To report to Council on the use of Delegated Authority by Officers for the period 1 December 2006 to 31 December 2006.

BACKGROUND

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

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

STATUTORY IMPLICATIONS

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

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Nil

COMMUNITY CONSULTATION

Not Applicable

COMMENT

The attached reports outline use of Delegated Authority by relevant Council Officers for endorsement by Council.

ATTACHMENTS

Delegated Authority Report

VOTING REQUIREMENT

Simple Majority

RECOMMENDATION

That Council receive the Delegated Authority Report for the period 1 December 2006 to 31 December 2006.

COUNCIL RESOLUTION

Minute No. 7612

Moved: Cr R. Devenish-Meares

Seconded: Cr M. Middap

That Council receive the Delegated Authority Report for the period 1 December 2006 to 31 December 2006.

Carried Unanimously (6/0)

BUILDING LICENCES ISSUED UNDER DELEGATED AUTHORITY 01/12/2006 – 31/12/2006

LIC#	DATE	OWNER	ADDRESS	BUILDER	LOCATION	DESCRIPTION	NEW/ ADD	LOT AREA	FLOOR AREA	ROOF CLAD	WALL CLAD	EST. VALUE
140/ 2006 AE	06.12.06	VESNA MANDICH & SHANE FITZGERALD	PO BOX 2504 BROOME	EXISTING	LOT 2399 (STRATA LOT 3) (3/7) CYCAS CLOSE KUNUNURRA	ACKNOWLEDG E EXISTING PATIO	EXIST	0.0419	20	STEEL	N/A	\$0.00
141/ 2006	07.12.06	NORMAN & ANN COOK	PO BOX 7394 BROOME WA 6725	COLIN WILKINSON DEVELOPME NTS PTY LTD	LOT 171 (44) HIBISCUS DRIVE KUNUNURRA	SINGLE DWELLING	NEW	0.0873	224	STEEL	STEEL	\$305,579.00
142/ 2006	07.12.06	WAYNE & MICHELLE BROWN	PO BOX 940 KUNUNURRA	FRANMOR CONSTRUCTI ONS	LOT 147 (6) DERRINDING WAY KUNUNURRA	GARAGE	NEW	0.0772	27	STEEL	STEEL	\$6,000.00
143/ 2006	12.12.06	CHERYL & GORDON REID	PO BOX 1070 KUNUNURRA	CHERYL & GORDON REID	LOT 726 (4) SILVERBOX AVENUE KUNUNURRA	DOUBLE GARAGE	NEW	0.1004	31.36	STEEL	STEEL	\$2,560.00
144/ 2006 AE	11.12.06	QUENTIN & JILL PARKER	PO BOX 946 KUNUNURRA	EXISTING	LOT 53 PACKSADDLE ROAD KUNUNURRA	ACKNOWLEDG E EXISTING STRUCTURES (8 OFF)	EXIST	13		EXIST	EXIST	\$0.00
145/ 2006	12.12.06	MARK & DEBBIE COOPER	PO BOX 872 KUNUNURRA	MARK & DEBBIE COOPER	LOT 755 (11) BARRINGTONIA AVENUE KUNUNURRA	DOUBLE GARAGE	NEW	0.0928	42	STEEL	STEEL	\$7,800.00
146/ 2006	13.12.06	WAYNE MADER	PO BOX 330 WYNDHAM	WAYNE MADER	LOT 1297 GREAT NORTHERN HIGHWAY	SINGLE DWELLING	NEW	4.540	141	STEEL	STEEL	\$150,000.00
147/ 2006 AE	19.12.06	CHARLES BARBAGALLO	PO BOX 68 KUNUNURRA	EXISTING	LOT 1374 (STRATA LOT 1) 1/32 RIVERFIG AVENUE KUNUNURRA	ACKNOWLEDG E EXISTING STRUCTURES (8 OFF)	EXIST		EXIST	EXIST	EXIST	\$0.00
148/ 2006	20.12.06	ERNST- WILHELM & GABI BLOEKER	PO BOX 623 KUNUNURRA	ERNST- WILHELM & GABI BLOEKER	KING LOC 607 MULLIGANS LAGOON ROAD KUNUNURRA	RURAL SHED & CARPORT	NEW	71.521 7	143	STEEL	STEEL	\$45,000.00
149/ 2006	22.12.06	K HAWKINS & S MARKHAM	73 BEAMISH AVENUE BRENTWOOD WA 6153	COLIN WILKINSON DEVELOPME NTS PTY LTD	LOT 155 (39) BARDING LOOP KUNUNURRA	SINGLE DWELLING	NEW	0.0851	237	STEEL	STEEL	\$313,316.00

SIGN LICENCES ISSUED UNDER DELEGATED AUTHORITY 01/12/2006 – 31/12/2006.

Licence No.	Date	Assess No.	Lot No.	Street Address	Applicant Name	Type	Fee	Receipt No	Planning Approval / Delegation
12/2006	15/12/06	#1662	563	Banksia Street	John Holland Pty Ltd	Wall sign	\$12.50	321578	PA exempt - compliant

DEMOLITION LICENCES ISSUED UNDER DELEGATED AUTHORITY 01/12/2006 – 31/12/2006.

Licence Number	Date	Assess No	Property Address	Premises	Owner	Builder/ Contractor	Contact Details	Comments (Asbestos)
15/2006	08/12/06	2558	LOC 1, 2 & 3 FORREST RIVER OOMBULGURRI	CLINIC BUILDING	DEPARTMENT OF HEALTH	Joorook Ngarni Aboriginal Corporation	PO Box 209 Wyndham	Asbestos - sandwich panel

DELEGATED PLANNING APPROVALS – 1 DECEMBER 2006 TO 31 DECEMBER 2006

Application / Delegation Number	Approval Type	Applicant	Owner	Property Address	Proposed Dev't	Assess't Number	Approval Date
48/06	P Devt	Sheree Johns	G Michael & S Johns	Lot 220 River Farm Road	Home Occupation - Mobile Hairdresser	128	04-Dec-06
49/06	P Devt	Wilhelm Bloeker	W Bloeker	Lot 607 Mulligans Lagoon Road	Machinery Storage Shed	110	06-Dec-06
50/06	P Devt	Rob Mackrill	R Mackrill	Lot 858 Weaber Plain Road	2 x Grouped Dwellings (extension of 2004 DA)	1544	08-Dec-06
51/06	P Devt	Elecia Parsonson	GEHA	Lot 1486 Wilga Place	Home Occupation - Family Day Care	2096	19-Dec-06
52/06	P Devt	Anna Price	Anna Price	Lot 61 Kurrajong Street	Home Occupation - Environmental Consultant	1099	18-Dec-06

14.5. ELECTED MEMBER REPORTS

Cr Di Ausburn inspected the Weaber Plain flood mitigation demonstration site on the 19 January 2007.

Cr John Buchanan inspected the Packsaddle Foreshore along with the Town Planner and the Department of Planning and Infrastructure on the 16 January 2007.

Cr Keith Wright inspected the Weaber Plain flood mitigation demonstration site on the 19 January 2007.

15. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

15.1. BP Ord River Roadhouse Development Compliance

DATE:	23 January 2007
PROPONENT:	Cr Maxine Middap
LOCATION:	BP Ord River Roadhouse, Messmate Way, Kununurra
ATLAS REFERENCE:	Map 54 A2
AUTHOR:	Keith Williams, Town Planner
REPORTING OFFICER:	Yale Bolto, Acting Chief Executive Officer
FILE NO:	01.0905.02
ASSESSMENT NO:	0905

PURPOSE

For Council to consider compliance with a development approval issued for a Service Station and Roadhouse on Lots 227, 1203 968, 1273 & 1274 at the intersection of Messmate Way and Bandicoot Drive.

BACKGROUND

A development application submitted by Munnern Pty Ltd for a roadhouse and service station was approved by Council on 19 April 2005, subject to various conditions.

In June 2005 Munnern Pty Ltd requested reconsideration of several conditions, however, Council refused to modify the conditions at the 22 June 2006 meeting [copy attached]. Munnern Pty Ltd was notified on 4 July 2006.

Further written correspondence was sent to Munnern Pty Ltd on 8 September 2006 requesting compliance with all development conditions [copy attached].

Cr Maxine Middap has requested further action on compliance issues [copy attached]:

“That the BP 24 hr Service Station be requested to comply within 30 days with the requirements of the development application which has been submitted by that body and accepted by Council.”

OFFICER COMMENT

There are several critical compliance issues with the development.

The applicant has not demonstrated compliance with a number of the conditions that were placed on the development approval [original condition numbers quoted]:

3. *The crossover on Bandicoot Drive closest to Messmate Way shall be closed and the western exit to Bandicoot Drive shall be modified to provide better access from the one way traffic system, in accordance with the plan marked 'Revised Plan' dated 1 April 2005;*
7. *Kerbing shall be constructed to parking area and access way edges in accordance with the plan marked 'Revised Plan' dated 1 April 2005;*
8. *Directional signage shall be installed to ensure one way traffic flow;*
9. *Public pathways located within the Messmate Way and Bandicoot Drive shall be constructed to stencilcrete standard to the satisfaction of Council and in accordance with the plan marked 'Revised Plan' dated 1 April 2005, at the developers cost;*
10. *All new pathways shall be a minimum of 2.4 metres wide;*
11. *All car parking bays shall measure 5.5 by 2.8 metres in accordance with the provisions of Town Planning Scheme No 7 - Kununurra and Environs;*
12. *Provision of a bin enclosure and bin washing facility to the satisfaction of Council.*
13. *All side and rear fencing shall consist of solid panel type construction. All existing chain link fencing shall be removed.*
15. *Compliance with all Council's health requirements, including, but not limited to, connection to the deep sewerage reticulation system.*
19. *Provision of evidence of suitable public liability insurance, to the value of ten million dollars, and removal of any Council liability for the use and development of Councils Road Reserve;*

Another condition of the development approval requires amalgamation of all of the lots. No referral has been received and a search on Landgate indicates no amalgamation has been undertaken.

It is considered that Council's road reserve is a public asset, and as such the development of the road reserve for the benefit of the service station is a privilege.

Officers are obtaining legal advice regarding compliance and development timeframes, as Council's Scheme does not contain specific requirements other than when development should be commenced, rather than when it should be completed.

Officers and the CEO have continued to provide written correspondence to try to ensure compliance.

However, given that the development is substantially complete, it is considered that the applicant has had sufficient and reasonable time to undertake the works required as well as submit the relevant documentation to Council, however, the development has not been completed in accordance with the approval and no advice has been received from the applicant confirming when the development will be completed in accordance with the approval.

As outlined in previous briefing sessions and agenda items, it is considered that non-compliance could result in added risk of accidents or public danger. Given that this is occurring in Council's road reserve, Council has an obligation to ensure that the use of the road reserve does not cause any risk to the public and further action is recommended.

ATTACHMENTS

Attachment 1 - E-mail from Cr Maxine Middap, dated 15 January 2007

Attachment 2 - Letter sent 4 July 2006

Attachment 3 - Letter sent 8 September 2006

VOTING REQUIREMENT

Simple Majority

OFFICER RECOMMENDATION

1. That Council request Munnern Pty Ltd advise Council when all development shall be completed.
2. That Council advise Munnern Pty Ltd that the following outstanding development conditions must be completed in accordance with the development approval within 60 days [original condition numbers quoted]:
 3. *The crossover on Bandicoot Drive closest to Messmate Way shall be closed and the western exit to Bandicoot Drive shall be modified to provide better access from the one way traffic system, in accordance with the plan marked 'Revised Plan' dated 1 April 2005;*
 7. *Kerbing shall be constructed to parking area and access way edges in accordance with the plan marked 'Revised Plan' dated 1 April 2005;*
 8. *Directional signage shall be installed to ensure one way traffic flow;*
 9. *Public pathways located within the Messmate Way and Bandicoot Drive shall be constructed to stencilcrete standard to the satisfaction of Council and in accordance with the plan marked 'Revised Plan' dated 1 April 2005, at the developers cost;*
 10. *All new pathways shall be a minimum of 2.4 metres wide;*
 11. *All car parking bays shall measure 5.5 by 2.8 metres in accordance with the provisions of Town Planning Scheme No 7 - Kununurra and Environs;*

12. *Provision of a bin enclosure and bin washing facility to the satisfaction of Council.*
 13. *All side and rear fencing shall consist of solid panel type construction. All existing chain link fencing shall be removed.*
 15. *Compliance with all Council's health requirements, including, but not limited to, connection to the deep sewerage reticulation system.*
 19. *Provision of evidence of suitable public liability insurance, to the value of ten million dollars, and removal of any Council liability for the use and development of Councils Road Reserve;*
3. That Council advise Munnerns Pty Ltd that an application for amalgamation should be submitted to the Western Australian Planning Commission within 21 days to ensure compliance with condition 1 of Council approval dated 19 April 2005.
 4. That Council advise Munnerns Pty Ltd that should the above actions not be undertaken by Munnerns Pty Ltd within the nominated timeframes Council will take the necessary steps to have the development completed, including any of the following
 1. Legal advice and action to enforce compliance
 2. Undertaking the works at the expense of Munnerns Pty Ltd

In the event of Council taking any action Council will seek to have all costs repaid by Munnerns Pty Ltd.

RECOMMENDATION

That the BP 24 hr Service Station be requested to comply within 30 days with the requirements of the development application which has been submitted by that body and accepted by Council.

COUNCIL RESOLUTION

Minute No. 7613	
Moved: Cr M. Middap	Seconded: Cr J. Parker
<ol style="list-style-type: none"> 1. <i>That Council request Munnerns Pty Ltd advise Council when all development shall be completed.</i> 2. <i>That Council advise Munnerns Pty Ltd that the following outstanding development conditions must be completed in accordance with the development approval within 60 days [original condition numbers quoted]:</i> <ol style="list-style-type: none"> 7. <i>Kerbing shall be constructed to parking area and access way edges in accordance with the plan marked 'Revised Plan' dated 1 April 2005;</i> 	

8. *Directional signage shall be installed to ensure one way traffic flow;*
 9. *Public pathways located within the Messmate Way and Bandicoot Drive shall be constructed to stencilcrete standard to the satisfaction of Council and in accordance with the plan marked 'Revised Plan' dated 1 April 2005, at the developers cost;*
 10. *All new pathways shall be a minimum of 2.4 metres wide;*
 11. *All car parking bays shall measure 5.5 by 2.8 metres in accordance with the provisions of Town Planning Scheme No 7 - Kununurra and Environs;*
 12. *Provision of a bin enclosure and bin washing facility to the satisfaction of Council.*
 13. *All side and rear fencing shall consist of solid panel type construction. All existing chain link fencing shall be removed.*
 15. *Compliance with all Council's health requirements, including, but not limited to, connection to the deep sewerage reticulation system.*
 19. *Provision of evidence of suitable public liability insurance, to the value of ten million dollars, and removal of any Council liability for the use and development of Councils Road Reserve;*
3. ***That Council advise Munnors Pty Ltd that an application for amalgamation should be submitted to the Western Australian Planning Commission within 21 days to ensure compliance with condition 1 of Council approval dated 19 April 2005.***
 4. ***That Council advise Munnors Pty Ltd that should the above actions not be undertaken by Munnors Pty Ltd within the nominated timeframes Council will take the necessary steps to have the development completed, including any of the following***
 1. ***Legal advice and action to enforce compliance***
 2. ***Undertaking the works at the expense of Munnors Pty Ltd***

In the event of Council taking any action Council will seek to have all costs repaid by Munnors Pty Ltd.
 5. ***That Council will advise Munnors Pty Ltd that Council will undertake closure of the crossover in Bandicoot Drive closest to Messmate Way immediately in accordance with the development approval granted 19 April 2005 in the interest of public safety and will recover all costs associated with these works from Munnors Pty Ltd.***
- Carried (5/1)***

Cr John Buchanan requested that his vote against the motion be recorded.

Attachment 1 - Email from Cr Maxine Middap

From: maxine reid [mailto:MStClair@bigpond.com.au]
Sent: Monday, 15 January 2007 4:38 PM
To: Fiona Kuiper
Subject: Re: Councillor Information Bulletin - January

Hi Fiona,

A couple of Notices of Motion for the meeting in January.

1. That the BP 24 hr Service Station be requested to comply within 30 days with the requirements of the development application which has been submitted by that body and accepted by Council.
2. a) That the offices of the Shire of Wyndham-East Kimberley maintain normal working hours over the Christmas/New Year season.
b) that if either Office has to be closed for good reason, then the closure be approved by Council, and the public given at least two weeks adequate notice.

Regards,
Maxine.

Attachment 2 - Letter sent 4 July 2006

Scott Munro
Munners Pty Ltd
PO Box 1450
KUNUNURRA WA 6743

Dear Scott,

Council Reconsideration of Planning Consent for Lots 227, 968, 1203,1273 and 1274

As you know Council gave consideration to the request of Munners Pty Ltd to vary the consent for the development of the above Lots, which Council originally provided through its resolution on the 19th April 2005.

Council resolved at its meeting on the 22nd June 2006, not to vary those development conditions it set in it's decision on the 19th April 2005.

The Council resolution adopted on the 22nd June 2006 is as follows;

MINUTE NO. 7453

Moved: Cr K Wright

Seconded: Cr R Devenish-Meaers

1. That Council advise Munners Pty Ltd that it is not prepared to amend or modify the planning approval granted on 20 April 2005 for the development of a Service Station on Lots 227, 1203 968, 1273 & 1274 on the intersection of Messmate Way and Bandicoot Drive.

2. That Council advise Munners Pty Ltd that all conditions as indicated in Councils planning approval granted on the 20th April 2005, be complied with.

3. That Council advise Munners Pty Ltd that traffic management signage and car park line delination including no parking on the Council verge around the intersection of Messmate way and Bandicoot Drive be installed immediatley to ensure public safety.

CARRIED (5-2)

For

**Cr K Wright
Cr B Barnes
Cr M Pucci
Cr J Parker
Cr M Middap**

Against

**Cr J Buchanan
Cr R Devenish-Meaers**

Attached is an extract from the Council minutes related to the two questions you asked of Council at its meeting on the 22nd June 2006, the response given and the full report on the matter considered for your records.

I look forward to Shire staff working with you to ensure those conditions are met. Staff will need to keep Council informed about progress with the implementation of those conditions. During debate by Councillors in considering the matter at the Council meeting, the issue as to what progress has been made to amalgamate the above lots was raised. I seek your clarification about that.

Council has asked that staff liaise with Munnerns Pty Ltd with a view to allowing a wider crossover on the approved location on Bandicoot drive. Steve Chadwick, Council's Executive Manager for Engineering Services will be in touch with you about that.

You may also like to liaise with Steve about the possibility of having the power pole removed from the verge on the northern side of your property to facilitate ease of vehicle movements.

Steve will be the Shire's contact should you need further advice on meeting the development conditions.

Regards

Peter Stubbs
CHIEF EXECUTIVE OFFICER.

Enc.

Attachment 3 - Letter sent 8 September 2006

Munners Pty Ltd
PO Box 1450
KUNUNURRA WA 6743

Attn: Scott Munro

Dear Mr Munro,

APPLICATION FOR PLANNING CONSENT - PROPOSED SERVICE STATION REDEVELOPMENT - LOTS 227, 968, 1203, 1273 & 1274 MESSMATE WAY

We refer to correspondence dated 26 April 2005 and further correspondence dated 4 July 2006 regarding the development approval for the above described development

We note that the following conditions of the initial development approval have not yet been complied with:

3. *The crossover on Bandicoot Drive closest to Messmate Way shall be closed and the western exit to Bandicoot Drive shall be modified to provide better access from the one way traffic system, in accordance with the plan marked 'Revised Plan' dated 1 April 2005;*
7. *Kerbing shall be constructed to parking area and access way edges in accordance with the plan marked 'Revised Plan' dated 1 April 2005;*
8. *Directional signage shall be installed to ensure one way traffic flow;*
9. *Public pathways located within the Messmate Way and Bandicoot Drive shall be constructed to stencilcrete standard to the satisfaction of Council and in accordance with the plan marked 'Revised Plan' dated 1 April 2005, at the developers cost;*
10. *All new pathways shall be a minimum of 2.4 metres wide;*
11. *All car parking bays shall measure 5.5 by 2.8 metres in accordance with the provisions of Town Planning Scheme No 7 - Kununurra and Environs;*
12. *Provision of a bin enclosure and bin washing facility to the satisfaction of Council.*
13. *All side and rear fencing shall consist of solid panel type construction. All existing chain link fencing shall be removed.*
15. *Compliance with all Council's health requirements, including, but not limited to, connection to the deep sewerage reticulation system.*

19. *Provision of evidence of suitable public liability insurance, to the value of ten million dollars, and removal of any Council liability for the use and development of Councils Road Reserve;*

Council resolved when this application was reconsidered that the approval would stand as determined at the April 2005 Council meeting. Accordingly, please ensure compliance with ALL of these conditions.

Additionally, as per our correspondence dated 4th July 2006, Council resolved as follows:

1. *That Council advise Munnors Pty Ltd that it is not prepared to amend or modify the planning approval granted on 20 April 2005 for the development of a Service Station on Lots 227, 1203, 968, 1273 & 1274 on the intersection of Messmate Way and Bandicoot Drive.*
2. *That Council advise Munnors Pty Ltd that all conditions as indicated in Councils planning approval granted on the 20th April 2005, be complied with.*
3. *That Council advise Munnors Pty Ltd that traffic management signage and car park line delineation including no parking on the Council verge around the intersection of Messmate way and Bandicoot Drive be installed immediately to ensure public safety.*

Inspections have determined that no traffic management signage or line marking has been implemented in accordance with Councils determination.

Please ensure that signage and line marking are installed within 7 days of the date of this correspondence. Failure to install signage and line marking will result in Council undertaking this work, and charging you for costs associated with this work.

Furthermore, failure to comply with any of Councils determinations regarding the use and development of the road reserve will result in prosecution under the Planning and Development Act 2005. Under this Act fines may be imposed up to \$50 000, plus \$5 000 per day for non-compliance.

Please note that Council considers that its road reserve is a public asset, and as such the development of the road reserve for your benefit is a privilege, and as such Council expects full compliance as per the above.

Please do not hesitate to contact Council's Town Planner, Keith Williams, on 9168 4100 should you have any further enquires regarding this determination.

Yours faithfully,

PETER STUBBS
CHIEF EXECUTIVE OFFICER

8 September 2006

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15.2. Shire Office Opening Hours

DATE:	23 January 2007
PROPONENT:	Cr Maxine Middap
LOCATION:	Shire of Wyndham East Kimberley
ATLAS REFERENCE:	N/A
AUTHOR:	Yale Bolto, Acting Chief Executive Officer
REPORTING OFFICER:	Yale Bolto, Acting Chief Executive Officer
FILE NO:	N/A
ASSESSMENT NO:	N/A

PURPOSE

To address office working hours and closure of offices over the Christmas New Year period.

BACKGROUND

As set out in an e-mail received from Cr Maxine Middap:

“That the offices of the Shire of Wyndham-East Kimberley maintain normal working hours over the Christmas/New Year season.

That if either Office has to be closed for good reason, then the closure be approved by Council, and the public given at least two weeks adequate notice.”

E-mail regarding the Wyndham Office, sent in response to enquiries from Councillor Middap and Councillor Parker.

From: Fiona Kuiper
Sent: Wednesday, 3 January 2007 11:20 AM
To: Cr Jane Parker; Cr Maxine Middap
Cc: Peter Stubbs; 'Michele Pucci'
Subject: Wyndham Office Closure

Good Morning Councillors

Apologies for not getting back to you yesterday regarding the Wyndham Office closure. It took some time to gather all of the information.

Here is what I know:

The decision to close the Wyndham office for a period of three weeks was made about two weeks prior to Christmas at which time notices were placed in the Wyndham Shire Office windows advising of the closure and staff also verbally advised customers as they attended the office. The closure at this time is to facilitate the renovation of the Wyndham Office with as little disruption to services as possible.

Verbal advice from Bankwest Interagency Officer Maria Cianciosi is that the Thorley agency is able to offer the same services as the SWEK agency. She has not been

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advised to the contrary. In the event that a bank customer does not feel their needs have been met by the Thorley agency, Maria has asked us to give out her direct line for customers to speak with her. Maria can be called on 94496926. Bankwest supported our SWEK agency closure because the second agency in town (Thorley's) is able to provide the same services as the SWEK agency, in the eyes of the bank. Maria also made arrangements to adjust Thorley's holding limits and clearing options to assist the agency during the Wyndham Office closure.

Verbal advice from the Wyndham Post Office is that while they do not offer DPI services, they do offer banking services. Verbal advice from DPI is that renewals can be made by mail, telephone or online or in person at Kununurra. Services requiring a photograph are only available at Kununurra while the Wyndham Office is closed.

Wyndham Office staff are on leave at this time. Verbal advice is that Rachel Lines may be working flexible but limited hours on archiving during this time. Office furniture and equipment has been packed up and stored in Wyndham Chambers for the duration of the renovation. Reinstatement of banking and or DPI services at the Wyndham Office would require recalling staff from leave to set up computers and office equipment prior to commencement of services.

My understanding from talking to Peter yesterday is that while it is an option to reinstate limited banking and DPI services at the Wyndham, it is not his preferred option. Peter is available on his mobile should you wish to discuss this information directly with him.

I hope this information assists you. Please do not hesitate to call me should you require further clarification.

Fiona Kuiper
Executive Support Officer
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OFFICER COMMENT

In the past the Kununurra office has closed over the Christmas / New Year period and the Wyndham office has continued to operate. The Wyndham office is only closed for the public holidays within this period. The rationale for closing the Kununurra office is that the majority of key staff have family in different locations around Australia and use this period as an opportune time to travel. Emergency contact numbers are provided for the Christmas period whilst the Kununurra office is closed.

The Wyndham office was closed over the Christmas / New Year period for 2006/2007 due to refurbishment and staff wishing to take leave. The decision to close the office was made on the 15th December and the public made aware on this date.

The closure of these offices is also seen as an opportunity for staff to clear rostered day's off and take local government days. By closing the office, staff also take annual leave at a quiet time of the year and the Shire reduces its provision for annual leave.

ATTACHMENTS

E-mail from Cr Maxine Middap, dated 15 January 2007

VOTING REQUIREMENT

Simple Majority

OFFICER RECOMMENDATION

1. That the offices of the Shire of Wyndham-East Kimberley in Wyndham and Kununurra are closed over the Christmas / New Year period and emergency numbers are provided to the public.
2. If either office has to be closed for good reason it is the decision of the Chief Executive Officer and a minimum of two weeks notice is given to the public.

RECOMMENDATION

1. That the offices of the Shire of Wyndham-East Kimberley maintain normal working hours over the Christmas/New Year season.
2. If either Office has to be closed for good reason, then the closure be approved by Council, and the public given at least two weeks adequate notice.

COUNCIL RESOLUTION

Minute No. 7614

Moved: Cr M. Middap

Seconded: Cr J. Buchanan

- 1. That the offices of the Shire of Wyndham-East Kimberley maintain normal working hours over the Christmas/New Year season.***
- 2. If either Office has to be closed for good reason, then the closure be approved by Council, and the public given at least two weeks adequate notice.***

Carried Unanimously (6/0)

Attachment – E-mail from Cr Maxine Middap

From: maxine reid [MStClair@bigpond.com.au]
Sent: Monday, 15 January 2007 4:38 PM
To: Fiona Kuiper
Subject: Re: Councillor Information Bulletin - January

Hi Fiona,

A couple of Notices of Motion for the meeting in January.

1. That the BP 24 hr Service Station be requested to comply within 30 days with the requirements of the development application which has been submitted by that body and accepted by Council.

2. a) That the offices of the Shire of Wyndham-East Kimberley maintain normal working hours over the Christmas/New Year season.

b) that if either Office has to be closed for good reason, then the closure be approved by Council, and the public given at least two weeks adequate notice.

Regards,
Maxine.

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

Nil

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

COUNCIL RESOLUTION

Minute No. 7615

Moved: Cr J. Buchanan

Seconded: Cr R. Devenish-Meares

That the meeting moves into camera for Item 18.1.1.

Carried Unanimously (6/0)

18. MATTERS BEHIND CLOSED DOORS

COUNCIL RESOLUTION

Minute No. 7616

Moved: Cr J. Buchanan

Seconded: Cr R. Devenish-Meares

That Council adopt Item 18.1.1 in the matters behind closed doors.

Carried Unanimously (6/0)

Minute No. 7617

Moved: Cr J. Parker

Seconded: Cr M. Middap

That the meeting moves out of camera to continue the meeting agenda.

Carried Unanimously (6/0)

19. CLOSURE

With all items of business complete the Chair closed the meeting at 8:24pm.