



MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON 20 MARCH 2012

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

Shire President Confirmed

Date: _____

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Cr Jane Parker declares financial interest item 16.1 Shares in Cambridge Gulf, as her husband works for Cambridge Gulf.

- **Impartiality Interest**

Nil

- **Proximity Interest**

Cr John Moulden declares proximity interest in item 12.4.3 Proposed Home Occupation Application (Reptile Storage) – Lot 100 Crossing Falls Road, Kununurra

4. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

5. PUBLIC QUESTION TIME

Nil

6. PETITIONS

Nil

7. APPLICATIONS FOR LEAVE OF ABSENCE

Cr C Gore-Birch Gault applies for a leave of absence for Ordinary Council Meeting 17 April 2012.

COUNCIL DECISION

Minute No. 9710

Moved: Cr R Addis

Seconded: Cr R Dessert

That Council grant Cr C Gore-Birch Gault a leave of absence for Ordinary Council Meeting 17 April 2012.

Carried Unanimously 8/0

8. CONFIRMATION OF MINUTES

8.1 CONFIRMATION OF MINUTES OF ORDINARY COUNCIL MEETING OF 21 FEBRUARY 2012

RECOMMENDATION

That Council confirms the Minutes of the Ordinary Council Meeting held on 21 February 2012.

COUNCIL DECISION

Minute No. 9711

Moved: Cr R Addis

Seconded: Cr R Dessert

That Council confirms the Minutes of the Ordinary Council Meeting held on 21 February 2012.

Carried unanimously 8/0

9. ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION

Office of President now available at end of corridor at Leisure Centre can be used by any Councillors if needed.

10. DEPUTATIONS / PRESENTATIONS / SUBMISSIONS

Nil

11. MINUTES OF COUNCIL COMMITTEE MEETINGS

11.1 MINUTES OF AUDIT COMMITTEE MEETINGS

Nil

12. REPORTS

12.1 MATTERS ARISING FROM COMMITTEES OF COUNCIL

Nil

12.2 CORPORATE SERVICES

12.2.1 Monthly Financial Report

DATE:	20 March 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
AUTHOR:	Asanka Jayakody, Team Leader Financial Services
REPORTING OFFICER:	Jo-Anne Ellis, Director Corporate Services
FILE NO:	FM.09.5

PURPOSE

For Council to note and accept the Monthly Financial Report for January 2012.

BACKGROUND

Council is required to prepare Monthly Financial Reports as required by the Local Government (Financial Management Regulations) 1996.

STATUTORY IMPLICATIONS

Section 6.4 Local Government Act 1995
Regulation 34, Local Government (Financial Management Regulations) 1996.

POLICY IMPLICATIONS

No policy implications apply in the preparation of the report.

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 target.

STRATEGIC IMPLICATIONS

Governance, Key Result Area 5,
Council's financial position and forward planning is sound

COMMUNITY CONSULTATION

Community consultation is not required in relation to this item.

COMMENT

Councils 2011/2012 Budget was adopted on 19 July 2011.

Comments in relation to budget to actual variances are included as a note in the Financial Report.

ATTACHMENTS

The associated attachment will be provided under separate cover.

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council accepts the Monthly Financial Report for the month of January 2012.

COUNCIL DECISION

Minute No. 9712

**Moved: Cr K Torres
Seconded: Cr J Parker**

That Council accepts the Monthly Financial Report for the month of January 2012.

Carried unanimously 8/0

12.2.2 List of Accounts Paid Municipal Fund and Trust Fund

DATE:	20 March 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
AUTHOR:	Paulette Strongman, Finance Officer Asanka Jayakody, Team Leader Financial Services
REPORTING OFFICER:	Jo-Anne Ellis, Director Corporate Services
FILE NO:	FM.09.5

PURPOSE

To present the listing of accounts paid from the Municipal Fund and Trust Fund in accordance with the requirements of the Local Government (Financial Management) Regulations 1996.

BACKGROUND

Council delegated to CEO the exercise of its power under Financial Management Regulation 12 to make payments from Municipal Fund and Trust Fund at the Ordinary Council Meeting of 16 August 2011.

STATUTORY IMPLICATIONS

Local Government Act 1995 – Section 5.42
Local Government (Financial Management) Regulations 1996 – Regulations 12 and 13

POLICY IMPLICATIONS

CD\GOV6113 – Payments from Municipal Fund and Trust Fund.

FINANCIAL IMPLICATIONS

Ongoing management of Council funds by providing Council with sufficient information to monitor and review payments made.

STRATEGIC IMPLICATIONS

Governance, Key Result Area 5,
Council's financial position and forward planning is sound

COMMUNITY CONSULTATION

Community consultation is not required in relation to this item.

COMMENT

In accordance with statutory requirements, each payment from the Municipal Fund or the Trust Fund is to be noted on a list compiled each month showing: the payee's name, amount of payment, date of payment and sufficient information to identify the transaction. The list is to be presented to Council at the next ordinary meeting of the Council following the preparation of the list and is to be recorded in the minutes of the meeting at which it is presented.

ATTACHMENTS

Attachment 1 – List of Accounts Paid from Municipal Fund and Trust Fund

VOTING REQUIREMENT

Simple Majority

OFFICER’S RECOMMENDATION

That Council receives and accepts the listing of accounts paid from the Municipal and Trust fund, being:

Municipal EFT114452 – EFT114671 (02 Feb – 23 Feb 12)	\$ 1,730,966.73
Municipal cheques 40980 - 41048 (02 Feb – 01 Mar 12)	\$ 115,552.51
Trust cheques 283 - 296 (03 Feb – 01 Mar 12)	\$ 6,463,486.83
Trust EFT 500223 - 500241 (31 Jan – 28 Feb 12)	\$ 20,310.45
Payroll (02 Feb – 22 Feb 12)	\$ 390,623.70
Direct bank debits (01 Feb – 29 Feb 12)	<u>\$ 40,542.30</u>
TOTAL	\$ 8,761,482.52

COUNCIL DECISION

Minute No. 9713

**Moved: Cr J Parker
Seconded: Cr K Torres**

That Council receives and accepts the listing of accounts paid from the Municipal and Trust fund, being:

Municipal EFT114452 – EFT114671 (02 Feb – 23 Feb 12)	\$ 1,730,966.73
Municipal cheques 40980 - 41048 (02 Feb – 01 Mar 12)	\$ 115,552.51
Trust cheques 283 - 296 (03 Feb – 01 Mar 12)	\$ 6,463,486.83
Trust EFT 500223 - 500241 (31 Jan – 28 Feb 12)	\$ 20,310.45
Payroll (02 Feb – 22 Feb 12)	\$ 390,623.70
Direct bank debits (01 Feb – 29 Feb 12)	<u>\$ 40,542.30</u>
TOTAL	\$ 8,761,482.52

Carried unanimously 8/0

Attachment 1 – List of Accounts Paid from Municipal Fund and Trust Fund

LIST OF ACCOUNTS SUBMITTED TO COUNCIL 20 MARCH 2012

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT114452	02/02/2012	ALLCLEAN COMMERCIAL CLEANERS	CLEANING - YOUTH CENTRE - JANUARY 2012	1,203.00
EFT114453	02/02/2012	CURRIE & BROWN (AUSTRALIA) PTY LTD	CONSULTANT SERVICES - OCT/NOV/DEC 2011 - KNX AIRPORT	12,701.58
EFT114454	02/02/2012	ARGYLE MOTORS	SUPPLY 3 X SLASHERS, REPAIR & SERVICE - P478, P111	80,234.51
EFT114455	02/02/2012	AUSTRALIAN TAXATION OFFICE	BAS - DECEMBER 2011	38,074.00
EFT114456	02/02/2012	AVDATA SERVICES	REPAIR SPARE AVDATA DIGITAL RECORDER - KUNUNURRA AIRPORT	199.52
EFT114457	02/02/2012	BADGELINK	NAME BADGES - VARIOUS SHIRE DEPARTMENTS	159.94
EFT114458	02/02/2012	CANNON HYGIENE AUSTRALIA PTY LTD	SANITARY BIN SERVICE CHARGE - KUNUNURRA AIRPORT 15/8/11 - 17/1/12	518.91
EFT114459	02/02/2012	CAPRICORN EXTINGUISHER SERVICE	6 MONTHLY INSPECTIONS OF FIRE EXTINGUISHERS - PVBFB	148.50
EFT114460	02/02/2012	CENTURION TRANSPORT	FREIGHT - STATIONERY ITEMS & PARTS - KUNUNURRA ADMIN & DEPOT	662.45
EFT114461	02/02/2012	CORPORATE PROFILE CLOTHING PTY LTD	UNIFORM SHIRTS - VARIOUS SHIRE DEPARTMENTS	1,195.92
EFT114462	02/02/2012	FRED MILLS	REIMBURSEMENT WALGA SITTING FEES - JUN 2011 - NOV 2011	1,250.00
EFT114463	02/02/2012	CROCODILE SIGNS PTY LTD	SIGNAGE - PETER REID HALL - WYN, CAN RECYCLING CAGES - KUNUNURRA TIP	515.90
EFT114464	02/02/2012	EAST KIMBERLEY HARDWARE	VARIOUS MAINT. ITEMS - CELEBRITY PARK PLAYGROUND & WHITE GUM PARK	208.90
EFT114465	02/02/2012	FRONTIER POST & NEWS	KIMBERLEY ECHO - NOV 2011 - WYNDHAM	5.00
EFT114466	02/02/2012	FUJI XEROX AUSTRALIA P/L	PRINTERING COSTS - KUNUNURRA ADMIN - DEC 11	1,224.41
EFT114467	02/02/2012	GHD PTY LTD	DESIGN SERVICES - VICTORIA HWY CULVERT UPGRADE - KUNUNURRA	2,893.55
EFT114468	02/02/2012	GUERINONI & SONS	HIRE FRONT LOADER - STOCKPILING ROCK LAKE ARGYLE QUARRY	12,078.00
EFT114469	02/02/2012	IBAC PLUMBING PTY LTD	PLUMBING REPAIRS - CELEBRITY TREE PARK PUBLIC CONVENIENCES, KNX	189.20
EFT114470	02/02/2012	ICE AGE REFRIGERATION & AIRCON.	REPAIR AIR CONDITIONER - KUNUNURRA ADMIN	88.00
EFT114471	02/02/2012	IRRIBIZ	REPAIR CLAMP - RETICULATION MAINTENANCE - KUNUNURRA DEPOT	272.31
EFT114472	02/02/2012	BLACKWOODS ATKINS PTY LTD	PURCHASE GREASE CARTRIDGES - VARIOUS PLANT - KUNUNURRA DEPOT	129.62
EFT114473	02/02/2012	JASON SIGNMAKERS LTD	NAME PLAQUES - WYNDHAM BABY TREES	296.45
EFT114474	02/02/2012	JSW HOLDINGS PTY LTD	SUPPLY OF CONCRETE - LAKE ARGYLE SPILLWAY BRIDGE REPAIR - KUNUNURRA	12,685.20
EFT114475	02/02/2012	JAB INDUSTRIES	HIRE - LOADER - LAKE ARGYLE SPILLWAY CREEK WORKS - KUNUNURRA	6,746.30
EFT114476	02/02/2012	KIMBERLEY MOTORS	FUEL COSTS - NOV & DEC 2011 - WYNDHAM	8,887.49
EFT114477	02/02/2012	KUNUNURRA BETTA ELECTRICAL & GAS	PURCHASE CHEST FREEZER - WYNDHAM DEPOT	649.00
EFT114478	02/02/2012	KUNUNURRA MEDICAL	DAMP DRUG AND ALCOHOL SCREEN - KUNUNURRA AIRPORT	132.00
EFT114479	02/02/2012	KUNUNURRA SECURITY SERVICE	SECURITY SCREENING- 04/01/12 - 17/01/12 - KNX AIRPORT, CASH ESCORT- WYN	23,872.25

EFT114480	02/02/2012	KIMBERLEY COMMUNICATIONS	TWIN PACK HANDHELD RADIOS & CHARGER - CFVBFB	296.00
EFT114481	02/02/2012	KIMBERLEY FIRST NATIONAL REAL ESTATE	WATER USAGE - 16B PLUM CRT - KNX 26/7/11 - 29/11/11 - ZONE EXECUTIVE	271.00
EFT114482	02/02/2012	KUNUNURRA HOME & GARDEN	ANGLE GRINDER - KUNUNURRA DEPOT	109.90
EFT114483	02/02/2012	KUNU. REFRIDGERATION & AIR CON	SERVICE & REPAIR AIR CONDITIONER - 16 HIBISCUS DRIVE, KUNUNURRA	165.00
EFT114484	02/02/2012	LANDGATE	LAND ENQUIRY - RATES	72.00
EFT114485	02/02/2012	LW PROPERTY CARE	SWIM BEACH BBQ CLEANING - JANUARY 2012	594.00
EFT114486	02/02/2012	MCLEAN ENTERPRISES PTY LTD	FREIGHT - BULK BAYS & PALLET BAYS - CELEBRITY TREE PARK UPGRADE	4,400.00
EFT114487	02/02/2012	NJ GAFF & C YATES	BOAB TREES & SEEDLINGS - BABY TREE PLANTING - AUSTRALIA DAY 2012	85.00
EFT114488	02/02/2012	OFFICE NATIONAL KUNUNURRA	OFFICE FURNITURE & STATIONERY - KUNUNURRA AIRPORT & ADMIN	577.29
EFT114489	02/02/2012	ORDCO	D-C-TRON PLUS - DILUENT FOR MOSQUITO ADULTICIDE - KUNUNURRA	1,760.00
EFT114490	02/02/2012	ORIA ORCHARDS	WEEKLY FLOWER DELIVERY - KUNUNURRA ADMIN	15.00
EFT114491	02/02/2012	ORD FUEL SUPPLIES	SUPPLY & DELIVER DIESEL - KUNUNURRA DEPOT	11,294.82
EFT114492	02/02/2012	PERTH AIRPORT PTY LTD	PRINTING ASIC CARDS - KUNUNURRA AIRPORT	350.00
EFT114493	02/02/2012	RAECO INTERNATIONAL P/L	DVD STANDS & GENRE STICKERS - KUNUNURRA LIBRARY	216.66
EFT114494	02/02/2012	RAPISCAN SYSTEMS AUSTRALIA PTY LTD	PASSENGER SCREENING X-RAY & ASSOCIATED ROLLER BEDS - KNX AIRPORT	50,154.50
EFT114495	02/02/2012	SEEK LIMITED	3 JOB ADS & STANDOUT AD FEATURE PACK WITH SEEK RECRUITMENT WEBSITE	759.00
EFT114496	02/02/2012	SETON AUSTRALIA PTY LTD	WALL DISPLAY KIT, BROOM, WRISTBANDS - SQUASH COURT UPGRADE - KLC	641.18
EFT114497	02/02/2012	SJR CIVIL CONSULTING PTY LTD	TRAFFIC DESIGN WORK - CASURIANA SLIP LANES - KUNUNURRA	1,760.00
EFT114498	02/02/2012	THORLEY'S STORE	GAS BOTTLE REFILLS - BASTION LOOKOUT BBQ'S - WYNDHAM	78.00
EFT114499	02/02/2012	TNT AUSTRALIA PTY LIMITED	FREIGHT - WATER SAMPLES	202.56
EFT114500	02/02/2012	TOLL EXPRESS	FREIGHT - WYNDHAM DEPOT & KUNUNURRA LIBRARY	158.00
EFT114501	02/02/2012	UHY HAINES NORTON (WA) PTY LTD	FBT WORKSHOP AND DIVISION 81 - PERTH - FINANCE MANAGER - 15/02/2012	451.00
EFT114502	02/02/2012	WA LOCAL GOVERNMENT ASSOCIATION	2011 UPDATED HR MANUAL	330.00
EFT114503	02/02/2012	WESTERN AUST. TREASURY CORP.	LOAN - NO. 113 - KNX POOL, 114-WYN REC. CENTRE, 115-STAFF HOUSING	73,567.75
EFT114504	02/02/2012	WYNDHAM EXCAVATIONS	EXCAVATE & CARTS OF SHALE- FORM ROAD & CLEAR DRAINS - ERSKINE HILL WYN	8,400.00
EFT114505	02/02/2012	WYNDHAM SUPERMARKET	REFRESHMENTS - BACK TO SCHOOL BBQ - WYNDHAM YOUTH	46.86
EFT114506	10/02/2012	ASK WASTE MANAGEMENT	PRODUCTION OF SCOPE & PRESENTATION - WORKS WASTE STRATEGY	4,080.73
EFT114507	10/02/2012	ATO CHILD SUPPORT AGENCY	PAYROLL DEDUCTIONS	171.83
EFT114508	10/02/2012	AUSTRAL MERCANTILE COLLECTIONS	LEGAL CHARGES	335.75
EFT114509	10/02/2012	ACE CORPORATE APPAREL	WOMENS UNIFORMS & SHIRTS - KUNUNURRA ADMINISTRATION	131.84
EFT114510	10/02/2012	ALLCLEAN COMMERCIAL CLEANERS	MONTHLY CLEANING - VARIOUS AREAS - KUNUNURRA - JANUARY 2012	26,897.50
EFT114511	10/02/2012	ALLGEAR MOTORCYCLES & SMALL ENG.	KNEE CHAPS, SERVICE HONDA GEN SET - KUNUNURRA DEPOT	315.70

EFT114512	10/02/2012	ARGYLE MOTORS	REPAIR - P362, REPLACE DRIVERSIDE WINDOW - P109	231.84
EFT114513	10/02/2012	AUSTRALIA POST	POSTAGE - DEC 2011	974.84
EFT114514	10/02/2012	AUSTRALIAN SERVICES UNION	PAYROLL DEDUCTIONS	216.00
EFT114515	10/02/2012	AUTO ONE KUNUNURRA	NEW BATTERY FOR FOGGER - MOSQUITO CONTROL - KUNUNURRA	85.00
EFT114516	10/02/2012	BERM BACKHOE HIRE	SLASHING & REACH MOWING - WYNDHAM VARIOUS ROADS & LAKE ARGYLE RD	19,855.00
EFT114517	10/02/2012	C & S JOLLY ELECTRICS PTY LTD	REPAIR LIGHTS - 264/57 RIVERFIG AVE – KUNUNURRA	1,256.84
EFT114518	10/02/2012	CENTURION TRANSPORT	FREIGHT - STATIONERY - KNX ADMIN, SECURITY SCREEN TRAYS - KNX AIRPORT	610.31
EFT114519	10/02/2012	COMMUNICATION & PROTECTIVE SOLU.	SUPPLY & INSTALL - PARADOX RADIO ALARM SYSTEM - KNX YOUTH CENTRE	3,808.31
EFT114520	10/02/2012	CORE BUSINESS AUSTRALIA	COUNCILLORS WORKSHOP - ASSET MANAGEMENT IMPROVEMENT PLAN	8,588.02
EFT114521	10/02/2012	DAVEY TYRE & BATTERY SERVICE	NEW TYRES - P435	613.90
EFT114522	10/02/2012	EAST KIMBERLEY HARDWARE	VARIOUS HARDWARE ITEMS - KUNUNURRA DEPOT, AIRPORT	1,938.30
EFT114523	10/02/2012	FULLY JUICED ELECTRICS	SECURITY LIGHTS - REC. CENTRE-WYN , SWITCHBOARD -JOONGARRI HOUSE- WYN	2,474.67
EFT114524	10/02/2012	FULTON HOGAN INDUSTRIES PTY LTD	PREMIX ASPHALT - VARIOUS ROADS – KUNUNURRA	17,737.50
EFT114525	10/02/2012	GHD PTY LTD	VARIATION TO DESIGNS - VICTORIA HIGHWAY CULVERT UPGRADE	2,182.95
EFT114526	10/02/2012	HOTEL KUNUNURRA	CATERING - COUNCIL BRIEFING SESSION, 8 NOVEMBER 2011 - KUNUNURRA	1,530.00
EFT114527	10/02/2012	IBAC PLUMBING PTY LTD	REPAIR WATER LEAK - KUNUNURRA LEISURE CENTRE	211.42
EFT114528	10/02/2012	IRRIBIZ	5 X BOXS OF SPRINKLERS, NOZZELS & ASSOCIATED RETIC FITTINGS - KNX & WYN	3,132.16
EFT114529	10/02/2012	JASON SIGNMAKERS LTD	4 X ENGRAVED PLAQUES -KNX BABY TREES PROGRAM - AUSTRALIA DAY 2012	196.90
EFT114530	10/02/2012	KIMBERLEY MOTORS	FUEL CHARGES - DEC 2011 - WYNDHAM	1,107.25
EFT114531	10/02/2012	KIMBERLEY WASTE SERVICES	SKIP EMPTIESD, STREET SWEEPING, LITTER COLLEC. - KNX & WYN - NOV/DEC 11	134,515.15
EFT114532	10/02/2012	KUNU. REFRIDGERATION & AIR CON	REPAIR AIR CONDITIONER UNIT - KUNUNURRA LEISURE CENTRE	134.20
EFT114533	10/02/2012	KUNUNURRA CAR DETAILING	VEHICLE DETAILING - P472 & P475 - KUNUNURRA YOUTH CENTRE	990.00
EFT114534	10/02/2012	KUNUNURRA ENGINEERING	FABRICATE STAINLESS STEEL COVER FOR BACK OF WATER COOLER - KNX AIRPORT	774.13
EFT114535	10/02/2012	KUNUNURRA LOCK & KEY	REPLACE FAULTY LOCK - WHITE GUM PARK TOILETS	367.00
EFT114536	10/02/2012	KUNUNURRA PANEL BEATING WORKS	RETRIEVE P490 - WYNDHAM DEPOT, BACK WINDOW - P109	657.25
EFT114537	10/02/2012	KUNUNURRA SECURITY SERVICE	CASH ESCORTS KNX/WYN - 25/01/12, ALARM PANEL BATTERY - KNX LEISURE CEN.	376.00
EFT114538	10/02/2012	L.G.R.C.E.U	PAYROLL DEDUCTIONS	17.40
EFT114539	10/02/2012	LANGFORD MACHINERY PTY LTD	REPAIR HYDRAULIC & REPLACE DOOR LOCKS - P355	1,117.00
EFT114540	10/02/2012	LANDGATE	VALUATION CERTIFICATE	172.78
EFT114541	10/02/2012	LESLIE PATRICIA KING	STAFF UNIFORM - LADIES TROUSERS - KUNUNURRA DEPOT	210.00
EFT114542	10/02/2012	LITCHFIELD GREEN WASTE RECYCLERS	MULCH GREEN WASTE PILE - KUNUNURRA LANDFILL SITE	32,000.00
EFT114543	10/02/2012	MCLEODS BARRISTERS AND SOLICITORS	LEGAL SERVICES	1,262.20

EFT114544	10/02/2012	MARGARET GRUNSELL	REIMB. FOOD - BROOME REGIONAL COLLABORATE MEETING 29 - 31/01/12	80.20
EFT114545	10/02/2012	MARTIN MCCLELLAND	SUPPLY & INSTALL MINIORB - OUTSIDE AIRPORT CAFÉ - KUNUNURRA AIRPORT	2,475.00
EFT114546	10/02/2012	MAXXIA	PAYROLL DEDUCTIONS	4,173.39
EFT114547	10/02/2012	NORDIG EARTHMOVING	HIRE EXCAVATOR - CLEAR DRAIN, KONKERBERRY DRIVE TO IVANHOE RD	2,310.00
EFT114548	10/02/2012	NORSCAPE	CONCRETE GARDEN EDGING - CELEBRITY TREE PARK PLAYGROUND, KUNUNURRA	3,514.50
EFT114549	10/02/2012	NORTH WEST WELDING	FABRICATE TEMPORARY & NEW BOLLARDS - WYNDHAM JETTY	1,465.75
EFT114550	10/02/2012	ORD RIVER ELECTRICS	REPLACED FUSES & REPAIR PE CELL - LIGHTING STIKE TWICE - KELLYS KNOB, KNX	959.79
EFT114551	10/02/2012	OLLIE'S IRRIGATIONS & PLUMBING SUPP.	VARIOUS ASSOCIATED RETIC FITTINGS - KUNUNURRA DEPOT	266.21
EFT114552	10/02/2012	PERTH AIRPORT PTY LTD	PRINT ASIC CARDS - KUNUNURRA AIRPORT	250.00
EFT114553	10/02/2012	RANNIT PTY LTD	STORAGE CONTAINER - STORE SHIRE FURNITURE - FEB 2012	220.00
EFT114554	10/02/2012	ROYAL LIFE SAVING (WA BRANCH)	POOL OPS COURSE - 2 X STAFF- PERTH - KUNUNURRA LEISURE CENTRE	1,500.00
EFT114555	10/02/2012	SEARLES MECHANICAL REPAIRS	POWER INVERTER - SOLAR LIGHTS, ERSKINE HILL - WYNDHAM	198.00
EFT114556	10/02/2012	SHIRE OF WYNDHAM EAST KIMBERLEY	PAYROLL DEDUCTIONS	70.00
EFT114557	10/02/2012	ST JOHN AMBULANCE	LAERDAL HEARTSTART FIRST AIDER DEFIBRILLATOR, ADULT PADS - KNX AIRPORT	2,900.00
EFT114558	10/02/2012	TELFORD INDUSTRIES	POOL OPERATING CHEMICLES & STABILIZERS – KNX SWIMMING COMPLEX	2,877.35
EFT114559	10/02/2012	TNT AUSTRALIA PTY LIMITED	FREIGHT - WATER SAMPLES	135.93
EFT114560	10/02/2012	TOLL EXPRESS	FREIGHT - POOL CHEMICALS & GAS - KLC, STAFF UNIFORMS - KNX DEPOT	2,509.76
EFT114561	10/02/2012	TOP END MOTORS	FULL VEHICLE SERVICE - P471	810.56
EFT114562	10/02/2012	TST ELECTRICAL	REPAIR FAULTS AFTER LIGHTNING STRIKE - PACKSADDLE FIRE BRIGADE & KLC	1,177.00
EFT114563	10/02/2012	TUCKERBOX / RETRAVISION KUNUNURRA	VARIOUS ITEMS - KNX ADMIN, AUSTRALIA DAY, AIRPORT OPENING - JAN 2012	1,944.35
EFT114564	10/02/2012	TYREPLUS KUNUNURRA	FIT ALLTERRAIN TYRES - P110	1,880.00
EFT114565	10/02/2012	VANDERFIELD MACHINERY PTY LTD	NEW BLADE KIT - P401, REPLACE VBELT - P481, ENGINE & HYDRAULIC OIL - P491	874.82
EFT114566	10/02/2012	WA AQUATIC CLUB PTY LTD	ITEMS FOR RE-SALE - KUNUNURRA LEISURE CENTRE	617.10
EFT114567	10/02/2012	WA LOCAL GOVERNMENT SUPER. PLAN	SUPERANNUATION CONTRIBUTIONS	30,092.26
EFT114568	10/02/2012	WILSON HIRE	HIRE CHERRY PICKER - SET UP FLAG POLE - AUSTRALIA DAY 2012	242.00
EFT114569	10/02/2012	WYNDHAM SUPERMARKET	VARIOUS FOOD ITEMS- AUSTRALIA DAY BARBEQUE - WYNDHAM	349.29
EFT114570	16/02/2012	A W CONTRACTING	INSTALL 2 X DUAL CAT6 RJ45 PORT - KUNUNURRA LEISURE CENTRE.	900.39
EFT114571	16/02/2012	AUSTRAL MERCANTILE COLLECTIONS	LEGAL CHARGES	33.84
EFT114572	16/02/2012	ALL SEASONS KUNUNURRA	ACCOMM. - POTENTIAL STAFF MEMBER INTERVIEW - 06/02/2012 - 08/02/2012	316.00
EFT114573	16/02/2012	ALLGEAR MOTORCYCLES & SMALL ENG.	SERVICE & REPAIR - BILLY GOAT - KUNUNURRA LEISURE CENTRE	361.75
EFT114574	16/02/2012	ARGYLE MOTORS	NEW BLADES - P362	287.69
EFT114575	16/02/2012	COCA-COLA AMATIL	ITEMS FOR RE-SALE - KUNUNURRA LEISURE CENTRE	1,263.17

EFT114576	16/02/2012	COLIN SHERRIN	REIMBURSEMENT - RESTRICTED COXSWAIN LICENCE & CERTIFICATE	345.60
EFT114577	16/02/2012	DATA #3 LICENSING SOLUTIONS	SOFTWARE LICENCING - WINSVRSTD, OFFICESTD & WINPRO 7 - IT KNX ADMIN	1,283.81
EFT114578	16/02/2012	EAST KIMBERLEY HARDWARE	INSECTICIDE - EXALOO - KUNUNURRA	20.25
EFT114579	16/02/2012	GUERINONI & SONS	HIRE CAT 930 LOADER -HAUL ROAD PREPARATION - LAKE ARGYLE QUARRY - KNX	10,205.25
EFT114580	16/02/2012	HALLMARK EDITIONS	SUBSCRIPTION - ROADS MAGAZINE - 2012	70.00
EFT114581	16/02/2012	HOPKINS HIRE	HIRE 20T CRANE - RELOCATE BUILDING & SEA CONTAINERS - WYN TO KNX	1,089.00
EFT114582	16/02/2012	IBAC PLUMBING PTY LTD	LIGHT - CELBRITY TREE PARK TOILETS , REPAIR LEAKING TAP - KNX DEPOT	653.73
EFT114583	16/02/2012	IT VISION ITV	SYNERGY ONLINE TRAINING - STORES MODULE - 08/11/11	1,045.00
EFT114584	16/02/2012	KELLY CRIPPS	REIMBURSEMENT - WATER SUBSIDY - 25/03/11 - 20/07/11	199.05
EFT114585	16/02/2012	KIMBERLEY ECHO - ALBANY ADVERTISER	VARIOUS ADVERTISING - 03/11/11 - 22/12/11	6,330.44
EFT114586	16/02/2012	KIMBERLEY MARKETING	CONSUMABLES FOR RE-SALE - KUNUNURRA LEISURE CENTRE	1,042.24
EFT114587	16/02/2012	KUNUNURRA ENGINEERING	INSTALL - GLASS PARTITION & HANDRAILS SURROUNDING CAFE - KNX AIRPORT	21,851.50
EFT114588	16/02/2012	KUNUNURRA FIBREGLASS	SODIUM BISULPHATE CHEMICALS - KUNUNURRA SWIMMING POOL	270.00
EFT114589	16/02/2012	KUNUNURRA HOME & GARDEN	POOL CHEMICLES - KNX LEISURE CENTRE, VARI. HARDWARE ITEMS - KNX DEPOT	689.45
EFT114590	16/02/2012	KUNUNURRA PANEL BEATING WORKS	REPLACEMENT WINDSCREEN - P303	440.00
EFT114591	16/02/2012	KUNUNURRA SECURITY SERVICE	SECURITY SCREENING SERVICES - 18/01/12 - 23/01/12 - KNX AIRPORT	11,646.25
EFT114592	16/02/2012	LANDGATE	MINING TENEMENTS - RATES	135.00
EFT114593	16/02/2012	ORD RIVER ELECTRICS	REPAIR APRON FLOOD LIGHTS - KUNUNURRA AIRPORT	338.91
EFT114594	16/02/2012	OFFICE NATIONAL KUNUNURRA	OFFICE FURNITURE & STATIONERY - KUNUNURRA ADMIN	2,509.51
EFT114595	16/02/2012	ORD VALLEY EVENTS INC	REFRESHMENTS - KUNUNURRA OFFICE	1,070.42
EFT114596	16/02/2012	PROTEUS	PROFESSIONAL DEVELOPMENT COUSE - DIRECTOR COMMUNITY	2,000.00
EFT114597	16/02/2012	RED ELEVEN - RED 11 PTY LTD	DESKTOP COMPUTER UPGRADES - 10 X 22" VDU - KUNUNURRA OFFICE	8,088.37
EFT114598	16/02/2012	ST JOHN AMBULANCE	REPLENISH FIRST AID SUPPLIES - KUNUNURRA LEISURE CENTRE	154.84
EFT114599	16/02/2012	THORLEY'S STORE	FILL GAS BOTTLES - BASTION BBQ'S, WYNDHAM	78.00
EFT114600	16/02/2012	TOLL EXPRESS	FREIGHT - POOL CHEMICLES & POOL CLEANING EQUIP. - KNX LEISURE CENTRE	1,285.92
EFT114601	16/02/2012	THE SMART SECURITY COMPANY	MONITORING ALARM SYSTEM RENT - KNX LIBRARY - 01/03/2012 - 31/08/2012	180.18
EFT114602	16/02/2012	UHY HAINES NORTON (WA) PTY LTD	AUDIT CRETIFICATION - REGIONAL AIRPORTS DEVELOP. SCHEME - 10/11 & 11/12	1,100.00
EFT114603	16/02/2012	URBIS PTY LTD	LOCAL PLANNING SCHEME - RESEARCH & LIAISON WITH DEPT OF PLANNING	3,410.00
EFT114604	16/02/2012	WA LIBRARY SUPPLIES	ASSORTED LIBRARY SPECIFIC STATIONERY & BOOKENDS - KUNUNURRA LIBRARY	249.50
EFT114605	16/02/2012	WESTERN AUST. TREASURY CORP.	LOAN PAYMENT - LOAN NO. 118 - YOUTH CENTRE, 120 - CHILDCARE CENTRE	47,414.75
EFT114606	16/02/2012	WYNDHAM CARAVAN PARK	CATERING - JETTY OPENING WYNDHAM - 04/02/2012	1,783.65
EFT114607		PAYMENT CANCELLED		-

EFT114608	21/02/2012	KIMBERLEY PROPERTY SETTLEMENTS	PURCHASE - 69 HIBISCUS DRIVE, KUNUNURRA - FINAL SETTLEMENT	678,794.08
EFT114609	23/02/2012	ATO CHILD SUPPORT AGENCY	PAYROLL DEDUCTIONS	171.83
EFT114610	23/02/2012	AUST LOCAL GOV. JOB DIRECTORY	ADVERTISING - PROPERTY OFFICER	440.00
EFT114611	23/02/2012	ARGYLE ENGINEERING	HD DRAIN LID - VICTORIA H'WAY, REPAIR CONVEYOR - KNX AIRPORT	1,039.78
EFT114612	23/02/2012	AUSTRALIAN SERVICES UNION	PAYROLL DEDUCTIONS	216.00
EFT114613	23/02/2012	BERM BACKHOE HIRE	HIRE BACKHOE & REACH SLASHER & SLASHING - KNX VARIOUS LOCATIONS	16,461.50
EFT114614	23/02/2012	BOC GASES AUSTRALIAN LIMITED	WELDING GASES, CO2 GAS CYLINDER & BOTTLE RENTAL - JAN 2012 - KNX DEPOT	457.18
EFT114615	23/02/2012	BODAN CONSTRUCTIONS PTY LTD	FIX PAD BOLT LOCK ON ALL GATES - PETER REID HALL, WYNDHAM	418.00
EFT114616	23/02/2012	BLACKWOODS ATKINS PTY LTD	HI VIS SHIRT - ENGINEERING MANAGER, NOZZLES & FITTINGS- KNX TIP	132.86
EFT114617	23/02/2012	CENTURION TRANSPORT	FREIGHT - PARTS - P477	23.52
EFT114618	23/02/2012	CARPET, VINYL & TILE CENTRE	REPLACE MOLDY CARPET - KUNUNURRA OFFICE	30.00
EFT114619	23/02/2012	CR ADELE HORN	REIMBURSEMENT - TRAVEL WYN - KNX, COUNCIL MEETING - 31/01/12	169.21
EFT114620	23/02/2012	CROCODILE SIGNS PTY LTD	ALTERATIONS ROAD CLOSURE/OPEN SIGN - LONG MICHAEL ROAD	38.50
EFT114621	23/02/2012	DAVEY TYRE & BATTERY SERVICE	NEW TYRES & FITTING - P354, P381	1,129.05
EFT114622	23/02/2012	EAST KIMBERLEY HARDWARE	VARIOUS BUILDING MAINTENANCE ITEMS - KUNUNURRA AIRPORT	104.50
EFT114623	23/02/2012	FREEHILLS	LEGAL CHARGES	909.15
EFT114624	23/02/2012	FUJI XEROX AUSTRALIA P/L	PRINTING - KNX ADMIN & KLC, WYN CHILDCARE & YOUTH CT. - 01 -31/01/2012	2,061.59
EFT114625	23/02/2012	FIVE RIVERS CAFE	CATERING - COUNCIL BRIEFING SESSION - 07/02/2012	450.00
EFT114626	23/02/2012	FRANMOR CONSTRUCTIONS PTY LTD	REGLAZE WINDOWS & REFIT SCREENS - WYN ADMIN, CHILDCARE & KNX ADMIN	4,585.67
EFT114627	23/02/2012	FRONTIER POST & NEWS	NEWS PAPERS - JANUARY 2012	3.00
EFT114628	23/02/2012	FULLY JUICED ELECTRICS	REPAIR & RESTORE FAULTY POWER CIRCUITS - JOONGARI HOUSE & WYN ADMIN	892.10
EFT114629	23/02/2012	HIDDEN VALLEY TOURIST PARK	ACCOMM. & ELECTRICITY- SENIOR PROJECT MANAGER- 14/01/12 - 10/02/12	586.39
EFT114630	23/02/2012	IBAC PLUMBING PTY LTD	UNBLOCK TOILET - WHITE GUM PARK - KUNUNURRA	134.20
EFT114631	23/02/2012	IML LOGISTICS	DELIVERY CHLORINE & GAS DRUMS - KUNUNURRA LEISURE CENTRE	5,108.24
EFT114632	23/02/2012	INTERIORS AUSTRALIA	NEW FURNITURE - AIRPORT UPGRADE - KUNUNURRA AIRPORT	24,621.74
EFT114633	23/02/2012	IRRIBIZ	ROLL POLY - KUNUNURRA TIP	283.95
EFT114634	23/02/2012	JASON SIGNSMAKERS LTD	NAME PLAQUES - WYNDHAM BABY TREES	71.50
EFT114635	23/02/2012	JSW HOLDINGS PTY LTD	WHITE SAND - CELEBRITY PARK - KNX , FILL WATER TANKS - DOG POUND -KNX	3,712.06
EFT114636	23/02/2012	JAB INDUSTRIES	12 TONNE EXCAVATOR & AUGER - DRILL BOLLARDS HOLES - WYNDHAM JETTY	1,237.50
EFT114637	23/02/2012	KIMBERLEY PARTY HIRE	HIRE GLASSWARE - KUNUNURRA AIRPORT OPENING - 03/02/12	250.00
EFT114638	23/02/2012	KUNU. REFRIDGERATION & AIR CON.	NEW AIR CONS -28 EUGENIA ST & 23 BOOBIALLA-KNX, DUCTWORKS -KLC	8,883.39
EFT114639	23/02/2012	KELLY CRIPPS	REIMBURSEMENT - WATER SUBSIDY - 20/07/11 - 15/11/11	286.95

EFT114640	23/02/2012	KIMBERLEY COMMUNICATIONS	RESET SBS - KUNUNURRA	77.00
EFT114641	23/02/2012	KIMBERLEY WASTE SERVICES	REFUSE COLLEC., SKIP HIRE, ROAD SWEEPING, LITTER COLLECT - KNX - JAN 12	65,817.60
EFT114642	23/02/2012	KUNUNURRA BETTA ELECTRICAL & GAS	5 X MOBILE PHONES - KNX AIRPORT & KNX ADMIN, MICROWAVE - KNX ADMIN	504.00
EFT114643	23/02/2012	KUNUNURRA DISTRICT HIGH SCHOOL	REFUND - UNUSED BUS HIRE FEES	1,254.20
EFT114644	23/02/2012	KUNUNURRA HOME & GARDEN	GENERAL MAINTENANCE EQUIPMENT - CROW BAR - KUNUNURRA DEPOT	109.50
EFT114645	23/02/2012	KUNUNURRA LOCK & KEY	DIGITAL KEYLOCK - KNX AIRPORT, FIX DOOR LOCKS - 3A DRYANDRA ST - KNX	1,396.00
EFT114646	23/02/2012	KUNUNURRA RURAL TRADERS	FIRE EXTENUISHER SIGNS - WYNDHAM DEPOT,	38.00
EFT114647	23/02/2012	L.G.R.C.E.U	PAYROLL DEDUCTIONS	17.40
EFT114648	23/02/2012	LAWRENCE & HANSON GROUP	5 X 12V 7AH AGM BATTERIES - KNX AIRPORT	128.87
EFT114649	23/02/2012	LANDGATE	EXTRACTION OF RECTIFIED AERIAL IMAGERY - LAND ENQUIRY - RATES	1,283.00
EFT114650	23/02/2012	MCLEODS BARRISTERS AND SOLICITORS	LEGAL ADVICE - BUILDING CODE OF AUSTRALIA - CYCLONE MEASURES	1,018.71
EFT114651	23/02/2012	MERCURE INN BROOME	ACCOMM. -WORKFORCE TRAINING CONFERENCE - CEO - BROOME 08 - 09/02/12.	243.50
EFT114652	23/02/2012	MAXXIA	PAYROLL DEDUCTIONS	5,590.70
EFT114653	23/02/2012	METALAND KUNUNURRA	SHEET 2MM ALUMINIUM CUT & BENT TO SIZE - JETTY SIGNS - WYNDHAM	109.14
EFT114654	23/02/2012	ORDCO	WEED POISON -DEPOT & AIRPORT - KUNUNURRA	1,996.50
EFT114655	23/02/2012	ORIA ORCHARDS	HIRE PLANTS & FLOWERS-KNX AIRPORT OPENING,WEEKLY FLOWERS -KNX ADMIN	713.00
EFT114656	23/02/2012	PILBARA REGIONAL COUNCIL	ATTENDANCE FEE - 2 X STAFF - PILBARA-KIMBERLEY JOINT FORUM 30 - 31/03/12	700.00
EFT114657	23/02/2012	QUICK CORPORATE AUSTRALIA	STATIONERY & KITCHEN SUPPLIES - DEC 2011	983.72
EFT114658	23/02/2012	RED ELEVEN - RED 11 PTY LTD	10 X NEW DESK TOP COMPUTERS & TABLET - COMPUTER UPGRADE - IT	10,437.22
EFT114659	23/02/2012	REHBEIN AIRPORT CONSULTING	PROG. CLAIM - PROFESSIONAL SERVICES - AIRPORT MASTER PLAN - KNX AIRPORT	12,551.22
EFT114660	23/02/2012	SHIRE OF WYNDHAM EAST KIMBERLEY	PAYROLL DEDUCTIONS	70.00
EFT114661	23/02/2012	SUE GAFFNEY	REIMBURSEMENT - MEETING SUPPLIES AND POSTAGE - KNX YOUTH CENTRE	66.38
EFT114662	23/02/2012	THORLEY'S STORE	RE-FILL 1 X GAS BOTTLE - BASTION BBQ'S WYNDHAM	39.00
EFT114663	23/02/2012	TNT AUSTRALIA PTY LIMITED	FREIGHT - WATER SAMPLES	192.66
EFT114664	23/02/2012	TOLL EXPRESS	VARIOUS FREIGHT - KUNUNURRA LEISURE CENTRE & DEPOT	154.33
EFT114665	23/02/2012	TOP END MOTORS	WHEEL ALIGNMENT ,BALANCE, NEW BATTERY & ENGINE SERVICE - P204	972.34
EFT114666	23/02/2012	TOWN CARAVAN PARK	ACCOMMODATION - ENGINEER MANAGER - 15/01/2012 - 09/02/2012	1,785.70
EFT114667	23/02/2012	TYREPLUS KUNUNURRA	FIT 2 X GRADER TYRES - P477	100.00
EFT114668	23/02/2012	UFL AIRPORTS AUSTRALIA PTY LTD	PLASTIC CHAIR PARTS - KUNUNURRA AIRPORT	5.00
EFT114669	23/02/2012	VANDERFIELD MACHINERY PTY LTD	SERVICE - P491	175.05
EFT114670	23/02/2012	WA LOCAL GOVERNMENT SUPER. PLAN	SUPERANNUATION CONTRIBUTIONS	25,570.59
EFT114671	23/02/2012	M G ABORIGINAL CORPORATION	HERITAGE CLEARANCE KUNUNURRA COMMUNITY OVAL- 25/11 - 02/12/2011	13,871.14

TOTAL MUNI EFT PAYMENTS**\$1,730,966.73**

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
40980	02/02/2012	DEPARTMENT FOR PLANNING & INFRAST.	ANNUAL REGISTRATION 11/12 -P110	273.15
40981	02/02/2012	GEORGINA SUZANNE CONTENCIN	REIMBUST - WORKING WITH CHILDRENS CHECK	51.50
40982	02/02/2012	HORIZON POWER	VARIOUS ELECTRICITY CHARGES	2,458.20
40983		PAYMENT CANCELLED		-
40984	02/02/2012	WALKABOUT SOUVENIRS	PHOTOGRAPHIC BOOKS - CITIZENSHIP CEREMONY - AUSTRALIA DAY 2012.	314.78
40985	02/02/2012	WATER CORPORATION	VARIOUS WATER CHARGES	321.15
40986	10/02/2012	AUST ETHICAL INVESTMENT & SUPER	SUPERANNUATION CONTRIBUTIONS	127.59
40987	10/02/2012	AUST. COMMUNICATIONS AUTHORITY	LICENCE RENEWAL - APPARATUS RADIO RECEIVE - KUNUNURRA AIRPORT	231.00
40988	10/02/2012	AUSTRALIAN SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	484.35
40989	10/02/2012	BT FINANCIAL GROUP	SUPERANNUATION CONTRIBUTIONS	192.22
40990	10/02/2012	BT LIFETIME PERSONAL SUPER	SUPERANNUATION CONTRIBUTIONS	196.25
40991	10/02/2012	CBUS	SUPERANNUATION CONTRIBUTIONS	183.20
40992	10/02/2012	COLONIAL - PERSONAL SUPER	SUPERANNUATION CONTRIBUTIONS	335.41
40993	10/02/2012	DEBBIE MCCALLUM	REFUND FOR BOOKING CANCELLATION - SWIM SCHOOL - KNX LEISURE CENTRE	69.00
40994	10/02/2012	HORIZON POWER	VARIOUS ELECTRICITY CHARGES	8,264.90
40995	10/02/2012	HOSTPLUS SUPERANNUATION FUND	SUPERANNUATION CONTRIBUTIONS	725.00
40996	10/02/2012	JINDALEE RESOURCES LTD	RATES REFUND - A612	1,718.85
40997	10/02/2012	LG SUPER	SUPERANNUATION CONTRIBUTIONS	971.62
40998	10/02/2012	LOCAL GOVERNMENT SUPER	SUPERANNUATION CONTRIBUTIONS	407.30
40999	10/02/2012	MLC NOMINEES PTY LTD	SUPERANNUATION CONTRIBUTIONS	206.82
41000	10/02/2012	QUADRANT	SUPERANNUATION CONTRIBUTIONS	304.67
41001	10/02/2012	REST SUPER	SUPERANNUATION CONTRIBUTIONS	1,109.59
41002	10/02/2012	SHIRE OF WONGAN-BALLIDU	LONG SERVICE LEAVE ENTITLEMENT FOR PREVIOUS STAFF MEMBER	3,156.75
41003	10/02/2012	SEAFARERS RETIREMENT FUND	SUPERANNUATION CONTRIBUTIONS	183.87
41004	10/02/2012	STATEWIDE SUPERANNUATION TRUST	SUPERANNUATION CONTRIBUTIONS	1,003.38
41005	10/02/2012	SUNSUPER	SUPERANNUATION CONTRIBUTIONS	387.00
41006	10/02/2012	TELSTRA	EXECUTIVE LANDLINE CHARGES - JANUARY 2012	357.88
41007	10/02/2012	TASPLAN	SUPERANNUATION CONTRIBUTIONS	189.02
41008	10/02/2012	THE TRUSTEE FOR HEADING SUPER FUND	SUPERANNUATION CONTRIBUTIONS	368.11

41009	10/02/2012	VICSUPER	SUPERANNUATION CONTRIBUTIONS	178.50
41010	10/02/2012	VISION SUPER	SUPERANNUATION CONTRIBUTIONS	2,223.68
41011	10/02/2012	WESTSCHEME	SUPERANNUATION CONTRIBUTIONS	528.67
41012	10/02/2012	ZURICH AUSTRALIAN INSURANCE	INSURANCE EXCESS - CLAIM 24143	300.00
41013	16/02/2012	BT LIFETIME PERSONAL SUPER	SUPERANNUATION CONTRIBUTIONS	196.25
41014	16/02/2012	DEPARTMENT OF FAHCSIA	RATE REFUND - A907	245.98
41015	16/02/2012	HORIZON POWER	VARIOUS ELECTRICITY CHARGES	16,230.73
41016		PAYMENT CANCELLED		-
41017		PAYMENT CANCELLED		-
41018	23/02/2012	AMP LIFE LTD	SUPERANNUATION CONTRIBUTIONS	239.58
41019	23/02/2012	AUST ETHICAL INVESTMENT & SUPER	SUPERANNUATION CONTRIBUTIONS	127.59
41020	23/02/2012	AUSTRALIAN SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	340.66
41021	23/02/2012	BT FINANCIAL GROUP	SUPERANNUATION CONTRIBUTIONS	194.83
41022	23/02/2012	BT LIFETIME PERSONAL SUPER	SUPERANNUATION CONTRIBUTIONS	196.25
41023	23/02/2012	CASH - PETTY CASH KNX AIRPORT	PETTY CASH REIMBURSEMENT	99.56
41024	23/02/2012	CBUS	SUPERANNUATION CONTRIBUTIONS	181.63
41025	23/02/2012	COLONIAL - PERSONAL SUPER	SUPERANNUATION CONTRIBUTIONS	297.46
41026	23/02/2012	DEP. FOR PLANNING AND INFRAST.	ANNUAL REGISTRATION 11/12 -P211	506.40
41027	23/02/2012	HORIZON POWER	VARIOUS ELECTRICITY CHARGES	43,357.05
41028	23/02/2012	HOSTPLUS SUPERANNUATION FUND	SUPERANNUATION CONTRIBUTIONS	855.04
41029		PAYMENT CANCELLED		-
41030	23/02/2012	LG SUPER	SUPERANNUATION CONTRIBUTIONS	1,496.31
41031	23/02/2012	LOCAL GOVERNMENT SUPER	SUPERANNUATION CONTRIBUTIONS	407.30
41032	23/02/2012	MLC NOMINEES PTY LTD	SUPERANNUATION CONTRIBUTIONS	208.17
41033	23/02/2012	QUADRANT	SUPERANNUATION CONTRIBUTIONS	304.67
41034	23/02/2012	REST SUPER	SUPERANNUATION CONTRIBUTIONS	1,208.62
41035	23/02/2012	SEAFARERS RETIREMENT FUND	SUPERANNUATION CONTRIBUTIONS	183.79
41036	23/02/2012	STATEWIDE SUPERANNUATION TRUST	SUPERANNUATION CONTRIBUTIONS	829.62
41037	23/02/2012	SUNSUPER	SUPERANNUATION CONTRIBUTIONS	388.34
41038	23/02/2012	TELSTRA	LANDLINE CHARGES - JANUARY 2012	8,192.03
41039	23/02/2012	TASPLAN	SUPERANNUATION CONTRIBUTIONS	189.02
41040	23/02/2012	THE TRUSTEE FOR HEADING SUPER FUND	SUPERANNUATION CONTRIBUTIONS	368.11

41041	23/02/2012	VICSUPER	SUPERANNUATION CONTRIBUTIONS	35.70
41042	23/02/2012	VISION SUPER	SUPERANNUATION CONTRIBUTIONS	2,241.36
41043	23/02/2012	WESTSCHEME	SUPERANNUATION CONTRIBUTIONS	555.40
41044	23/02/2012	WATER CORPORATION	VARIOUS WATER CHARGES	517.95
41045	23/02/2012	WOODHOUSE LEGAL	LEGAL CHARGES	3,734.72
41046	01/03/2012	CASH	STOLEN CASH FLOAT REIMBURSEMENT-WYN POOL AFTER BREAK IN - 27/02/12	100.00
41047	01/03/2012	CASH - PETTY CASH KNX DEPOT	PETTY CASH REIMBURSEMENT	98.70
41048	01/03/2012	HORIZON POWER	VARIOUS ELECTRICITY CHARGES	3,600.28
TOTAL CHEQUE PAYMENTS				115,552.51

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
283	03/02/2012	BEN MARR	BOND REFUND - FOOTPATH	300.00
284	03/02/2012	S & R FEWSTER	BOND REFUND - FOOTPATH	600.00
285	13/02/2012	DEP. FOR PLANNING AND INFRAST.	SPECIAL SERIES PLATES	155.00
286	13/02/2012	HAMISH SUTHERLAND	BOND REFUND - FOOTPATH	600.00
287	13/02/2012	MARCIA GREDDON	BOND REFUND - KLC BUS HIRE	500.00
288	14/02/2012	FRANK CHULUNG	BOND REFUND - USE OF KCL KITCHEN	1,000.00
289	20/02/2012	BUNUBA INCORPORATION	TRUST FUND HELD - BUNUBA INC FOR ABORIGINAL HOUSING PROJECT	5,622,843.84
290	20/02/2012	CKC NOMINEES	SERVICE PROVIDED - MG CORP	181,575.99
291	20/02/2012	KUNUNURRA SECURITY SERVICE	ASIC CARD BOND REFUND - VICKY JONES	200.00
292	22/02/2012	DEPT. OF REGIONAL DEVE. AND LANDS	SERVICE PROVIDED - BUNUBA INC.	240,000.00
293	22/02/2012	NORTHERN AIRPORT SERVICES	BOND REFUND -ASIC CARD -MANU ROBERTS	100.00
294	01/03/2012	CKC NOMINEES	BOND REFUND - FOOTPATH	500.00
295	01/03/2012	CKC NOMINEES	SERVICE PROVIDED - MG CORP	346,362.00
296	01/03/2012	KIMBERLEY DEVELOPMENT COMMISSION	ADMINISTRATION COST - INDIGENEOUS HOUSING PROJECT - MG CORP	68,750.00
TOTAL TRUST CHEQUE PAYMENTS				6,463,486.83

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
500223	31/01/2012	TRUST DPI CLEARING	TRANSPORT CLEARING 31/01/12	101.80
500224	01/02/2012	TRUST DPI CLEARING	TRANSPORT CLEARING -01/02/12	2,089.65
500225	02/02/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 02/02/12	1,085.10
500226	03/02/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 03/02/12	921.85

500227	06/02/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 06/02/12	1,572.05
500228	07/02/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 07/02/12	1,385.30
500229	08/02/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 08/02/12	960.95
500230	09/02/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 09/02/12	170.00
500231	10/02/2012	TRUST DPI CLEARING	TRANSPORT CLEARING -10/02/12	1,114.60
500232	13/02/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 13/02/12	2,011.90
500233	14/02/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 14/02/12	845.30
500234	16/02/2012	TRUST DPI CLEARING	TRANSPORT CLEARING -16/02/12	1,603.65
500235	17/02/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 17/02/12	2,029.50
500236	20/02/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 20/02/12	359.65
500237	22/02/2012	TRUST DPI CLEARING	TRANSPORT CLEARING -22/02/12	600.00
500238	23/02/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 23/02/12	1,339.05
500239	24/02/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 24/02/12	1,325.90
500240	27/02/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 27/02/12	451.35
500241	28/02/2012	TRUST DPI CLEARING	TRANSPORT CLEARING - 28/02/12	342.85

TOTAL TRUST EFT PAYMENTS

20,310.45

DATE	NAME	DESCRIPTION	AMOUNT
2/02/2012	PAYROLL	PAYROLL	1,435.09
2/02/2012	PAYROLL	PAYROLL	1,397.23
6/02/2012	PAYROLL	PAYROLL	5,414.37
8/02/2012	PAYROLL	PAYROLL	192,936.66
22/02/2012	PAYROLL	PAYROLL	189,440.35

TOTAL PAYROLL PAYMENTS

390,623.70

DATE	NAME	DESCRIPTION	AMOUNT
1/02/2012	DIRECT DEBIT	LEASE COSTS - 1 KOOJARRA STREET WYNDHAM	1,196.47
1/02/2012	DIRECT DEBIT	LEASE COSTS - 11 KWINANA STREET WYNDHAM	1,386.00
3/02/2012	DIRECT DEBIT	FEES - BPAY	150.28
3/02/2012	DIRECT DEBIT	16B, PLUM COURT, KUNUNURRA	2,600.00
15/02/2012	DIRECT DEBIT	FEES - BPOINT	29.01
21/02/2012	DIRECT DEBIT	LEASE COSTS - 2/1 PLUM COURT KUNUNURRA	2,296.67

27/02/2012	DIRECT DEBIT	LEASE COSTS - 17/33 KONKERBERRY DRIVE KUNUNURRA	2,166.66
27/02/2012	DIRECT DEBIT	LEASE COSTS - 12/33 KONKERBERRY DRIVE KUNUNURRA	2,166.67
FEB 2012	DIRECT DEBIT	VISACARD	3,312.55
FEB 2012	DIRECT DEBIT	MASTERCARD PAYMENT	21,353.36
FEB 2012	DIRECT DEBIT	LEASE COSTS - 9B PLUM COURT KUNUNURRA	2,680.60
FEB 2012	DIRECT DEBIT	BANK FEE	1,204.03
		TOTAL DIRECT DEBIT PAYMENTS	40,542.30

12.3 INFRASTRUCTURE SERVICES

12.3.1 Asset Management Improvement Strategy

DATE:	20 March 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
AUTHOR:	Kevin Hannagan, Director Infrastructure
REPORTING OFFICER:	Kevin Hannagan, Director Infrastructure
FILE NO:	CM.10.2

PURPOSE

For Council to adopt the development of the Shires first Asset Management Improvement Strategy (AMIS) in compliance with the State Governments' Integrated Planning and Reporting Framework (IPRF).

BACKGROUND

In September 2011, the Shire engaged consultants CT Management Group Pty Ltd (now Core Business P/L) to develop an Asset Management Improvement Strategy.

In the past five years, the Council has made some progress on Asset Management (AM) Implementation. It has undertaken awareness training (through the WAAMI program), adopted a policy, collected data, developed a five year capital works program, appointed an acting asset coordinator, completed strategic planning documents – the Strategic Plan (2008) and the Plan for the future (2008-2010).

Council is now looking to set a direction for its future activities in AM. As a means to achieve this, it needs an Improvement Strategy.

Taking these circumstances into account, the Improvement Strategy document has been prepared on the premise that the intended readers (mainly Council staff) already have a working understanding of the subject but will nevertheless benefit from some explanation of the issues involved in Asset Management.

This document includes:

- A description of Asset Management
- The planning context, that is, the role of Asset Management in the State Government's Local Government Integrated Planning and Reporting Framework
- Current status of AM practices and data in the Shire
- An introduction to the National Asset Management and Financial Planning Assessment Framework (NAMAF)
- A strategic approach
- An action plan
- Recommendations.

Following a meeting held at the Shire on 12 September 2011, the status of AM in the Shire of Wyndham East Kimberley was assessed using the National Sustainability Framework Report Card. The results are included in the AMIS as appendix B.

The main outcome of the Improvement Strategy document is the Action Plan.

The Action Plan (see AMIS, Appendix A) has been prepared using the NAMA 11 key elements format and lists a series of tasks to be undertaken by the Council over the next five years so as to achieve 'Core' standard AM in the organisation.

STATUTORY IMPLICATIONS

The AMIS will provide Council with guidance to achieve regulatory compliance in the area of local government strategic planning, as required by regulations 19 C & D of the Local Government (Administration) Regulations 1996.

POLICY IMPLICATIONS

The AMIS sets out an optimum, achievable program for the implementation of further AM improvements in the Council, that is in alignment with the Council's Strategic Community Plan, AM Policy, resources and the Local Government Financial Sustainability, Nationally Consistent Framework.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this item. However the attachment to the strategy contains future estimated resource / budget requirements to implement the strategy.

STRATEGIC IMPLICATIONS

This report aligns with Council's focus on Infrastructure, Key Result Area 1, in the *Shire of Wyndham East Kimberley Strategic Plan 2008*.

- Sustainable asset management for infrastructure under the Shire's control

COMMUNITY CONSULTATION

Community consultation is not required in development of the AMIS. However there will be community consultation required in developing the Asset Management Plan as part of the Shires wider consultation to develop the Strategic Community Plan.

COMMENT

The Asset Management Improvement Strategy is one of many strategic documents, which provide direction to the organisation for future planning and resource allocation.

AM is a more integrated, planned, inclusive and longer term approach to council management in comparison with the traditional year by year departmental focus. There will be a long transition period involved as AM is implemented and the typical challenges associated with organisational change will be experienced.

AM will impact on the organisation from the strategic level through to the day to day operational level. Adjustments to many aspects of the organisation will be required.

Implementation progress will be measured by achievement of milestones along the long journey towards, ultimately, achieving 'advanced' standard AM.

AM implementation is about developing internal processes that support continuous, enduring organisational improvements, that are largely unaffected by relatively short term events such as council representation changes and staff turnover.

Within a Council organisation that has incorporated AM, the asset related decision making is more collaborative than unilateral. All significant asset expenditure decisions should arise from multi-disciplinary discussions.

Asset management is a continually evolving program of strategic planning, implementation and review of data, processes and outcomes.

Local government exists to deliver services to the community. To ensure ongoing sustainable service delivery, asset management is a core business practice within a local government's business planning framework.

The Shire has made a start to the implementation of Asset Management with the following initiatives:

- Budget allocation in 2011/12 for AMP implementation
- Appointment of an Asset Officer
- Review of Asset Management Policy
- Clarification of Staff roles & responsibilities
- Established a staff IPRF working group

Council's AM system needs to be in a working state so that it can input information into the Council Business Plan by approximately December 2012, in order to comply with the statutory deadline of June 2013.

ATTACHMENTS

Attachment 1 – Asset Management Improvement Strategy (provided under separate cover)

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council:

- 1) adopts the attached Asset Management Improvement Strategy;
- 2) requests that the strategy be uploaded to Councils web page for information;
- 3) considers resource / budget requirements attached to the strategy as part of the 2012/13 Council Budget process.

COUNCIL DECISION

Minute No. 9714

Moved: Cr J Parker

Seconded: Cr J McCoy

That Council:

- 1) adopts the attached Asset Management Improvement Strategy;**
- 2) requests that the strategy be uploaded to Councils web page for information;**
- 3) considers resource / budget requirements attached to the strategy as part of the 2012/13 Council Budget process.**

Carried unanimously 8/0

12.4 DEVELOPMENT SERVICES

12.4.1 Development Application – Portion of Reserve 50467 – Lot 505, Millington Drive, Kununurra

DATE:	20 March 2012
PROPONENT:	Kimberley Air Tours
LOCATION:	Lot 505, Millington Drive, Kununurra (Commercial Boating Facility)
AUTHOR:	Katya Tripp, Strategic Planner
REPORTING OFFICER:	Nick Kearns, Director Development Services
FILE NO:	CP.07.13
ASSESSMENT NO:	A7552P

PURPOSE

For Council to consider a development application for a portion of Reserve 50467, Lot 505, Commercial Boating Facility, Kununurra.

BACKGROUND

Councillors will recall accepting an expression of interest at their December Ordinary Meeting (Item 16.1) lodged by Kimberley Air Tours to operate their float plane business from Lot 505, Millington Drive, Kununurra

Land at Lot 505 is Crown land reserved for the purpose of tourism with a management order issued to the Shire. The site is highlighted on Attachment 1.

Proposal

Kimberley Air Tours have lodged an application for planning approval, which is provided at Attachment 2. Their application provides detail with regard to new infrastructure which is planned as well as information with regard to passenger numbers, and other requirements for site amenities.

New infrastructure includes perimeter fencing, a boat ramp, gravelled storage and a turnaround area for the float planes, a shed, a car parking/turn around area and landscaping. Perimeter fencing will be confined to the lease boundary and will not infringe on the adjacent licenced area. The boat ramp is proposed to be constructed by excavating partly into the licenced area, which is allowable with Council approval, as well as following approval from the Department of Transport and the Department of Water. Some vegetation will also need to be removed adjacent to the lake bank, some of which extends beyond the licenced area – from the Department of Environment and Conservation. The applicant has advised that applications have been made with respect to these matters. Otherwise, the applicant proposes to form gravel areas for car parking (approximately 8 vehicles are able to be accommodated) and plane turn around areas, and to construct a small storage shed.

STATUTORY IMPLICATIONS

The land is included in part of Parks and Recreation Reserve and Special Foreshore Reserve under *Town Planning Scheme No. 7 – Kununurra and Environs*.

Matters to be considered by the Council

2.2.1 Where an application for Planning Approval is made with respect to land within a Reserve, the Council shall have regard to the ultimate purposes intended for the reserve.

Determination of Planning Approval

11.3.2 The Council having regard to any matter which it is required by the Scheme to consider, to the purpose for which the land is reserved, zoned or approved for use under the scheme, to the purpose for which the land in the locality is used, and to the orderly and proper planning of the locality and the preservation of amenities of the locality, may refuse to approve any application for Planning Approval or may grant it approval unconditionally or subject to such conditions as it thinks fit.

Car Parking Requirements

8.1.1 Car parking shall be provided for each development in accordance with the requirements of the Residential Planning Codes and Table 2 of this Scheme.

Lease Provisions

The lease provides for the premises to be used for the purpose of the Lessee's Business being "...those activities and operations that are necessary for the conduct of a tourism business and recreation enterprise which enterprise operates waterborne craft on lake Kununurra..."

POLICY IMPLICATIONS

No policy implications apply in the preparation of this report.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this item.

STRATEGIC IMPLICATIONS

Lot 505 is recognised in the Council adopted *Lake Kununurra Foreshore and Aquatic Use Plan* as within the Commercial Boating Facility. Development Guidelines as contained within this plan (refer to Attachment 3) apply to this property as they do to the neighbouring properties.

COMMUNITY CONSULTATION

Community consultation is not required in relation to this item.

COMMENT

The proposal is in line with the ultimate purpose of the reserve and is therefore able to be approved by Council.

The proposal represents the orderly and proper use of the land given the reserve purpose, the recommendation of the Lake Kununurra Foreshore and Aquatic Use Plan. The proposal also matches similar and adjoin development – fundamentally being tourism and water based use – as well as with respect to the scale of development that is proposed.

The development meets both the design guidelines contained in the lease and the development guidelines contained in the Foreshore Plan. As detailed in the development guidelines for the foreshore plan the lessee should submit a plan for the licenced foreshore

area that details what actions they will be undertaking to protect this foreshore buffer and its bank.

Table 2 of *Town Planning Scheme No. 7 – Kununurra and Environs* does not provide for tourism use yet as mini-buses will be transferring passengers to and from the site with only staff needing to park on the site, the parking and turn around area is more than adequate to accommodate this minimal level of traffic. In this regard, the on-site parking proposed, is considered adequate for the use.

The application is recommended subject to conditions with respect to the location and construction of vehicle crossovers, landscaping, advertising sign, as well as for the submission of an action plan for the purpose of managing the adjoining foreshore (licence) area.

ATTACHMENTS

Attachment 1 – Location plan

Attachment 2 – Applicants proposal

Attachment 3 – Development guidelines – Foreshore plan

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council grants planning consent for the use and development for float plane storage and launching, car park, storage shed and associated works (commercial tour float plane operation) of Lot 505, Portion of Reserve 50467, Kununurra, subject to the following conditions:

- 1) Location of access points (crossovers) from the Millington Drive access road must be designed in accordance with Shire specifications. An application to the Shire's Infrastructure Department must be made.
- 2) Submission of an action plan for management and protection of the licenced foreshore area detailing:
 - what the area will be used for;
 - how the area will be protected from erosion;
 - any structures that will be located on the area; and
 - what activities will and will not take place on the area.
- 3) Landscaping and treatments to the site should ensure the development presents well to the road and the river, as well as providing reasonable amenity for the development. Landscaping to the front and the rear of the lot must provide a screen to the property when travelling along the road or the river.
- 4) Obtain separate Council approval for the erection of any advertising signs.

COUNCIL DECISION

Minute No. 9715

Moved: Cr R Addis

Seconded: Cr K Torres

That Council grants planning consent for the use and development for float plane storage and launching, car park, storage shed and associated works (commercial tour float plane operation) of Lot 505, Portion of Reserve 50467, Kununurra, subject to the following conditions:

- 1) Location of access points (crossovers) from the Millington Drive access road must be designed in accordance with Shire specifications. An application to the Shire's Infrastructure Department must be made.**
- 2) Submission of an action plan for management and protection of the licenced foreshore area detailing:**
 - what the area will be used for;**
 - how the area will be protected from erosion;**
 - any structures that will be located on the area; and**
 - what activities will and will not take place on the area.**
- 3) Landscaping and treatments to the site should ensure the development presents well to the road and the river, as well as providing reasonable amenity for the development. Landscaping to the front and the rear of the lot must provide a screen to the property when travelling along the road or the river.**
- 4) Obtain separate Council approval for the erection of any advertising signs.**

Carried unanimously 8/0

Attachment 1 – Location plan



Scale: 1:2,000

Description

Map Projection: GDA 94 (Lat/Long)

Datum: Geocentric Datum of Australia 1994

1 Midland Square
Midland WA 6056
(08) 9273 7341
customerservice@landgate.wa.gov.au
www.landgate.wa.gov.au



© Western Australian Land Information Authority 2007

Commercial Boat Facility - Kununurra

Created 22 Nov 2011

LOT 500 LOT 501 LOT 502
LOT 503 LOT 504 LOT 505 LOT 506 LOT 507
LOT 508 LOT 509 LOT 510 LOT 511 LOT 512 LOT 513

LAKEVIEW DR

KUNUNURRA

Attachment 2 – Applicants proposal

Float Plane Tours & Charter in the Kimberley, Western Australia
www.kimberleyairtours.com.au



Friday 24th February 2012

To Whom it may concern,

Kimberley Air Tours began offering floatplane scenic tours and charter services in July 2010.

We currently operate one 6 seat Cessna 206 and one 13 seat Cessna 208 Amphibian.

In 18 months we have carried over 2000 people on scenic tours and our bookings for 2012 are already looking quite promising. Additionally, with the opening in April of the new multi-million dollar Berkeley River Resort we expect to increase capacity and revenue by 25%

We are currently negotiating with the Shire and close to signing a lease for Lot 505 of the Kununurra Commercial Boat Facility including a licence over the licensed foreshore reserve, Lot 511.

It is our intention to develop Lot 505 in two stages.

Stage One will include:

- Immediately Establishing perimeter fencing for security;
- The clearing of 20m of foreshore vegetation – permit will be approved upon signing of the Shire lease;
- Adjustment to the river bank for construction of a 9m x 15m concrete boat ramp – permit to interfere with bed and banks already approved by Department of Water;
- The boat ramp will be utilised to insert and remove our two aircraft from the water up to 6 times a day. Our aircraft are not allowed to remain on the water overnight and as such will be kept on land on our gravelled parking area;
- A fully sealed and bunded refuelling trailer of < 1500 L capacity including spill prevention kit and fire extinguishers for refuelling of aircraft two or three times daily;
- Car parking for 6 vehicles - We currently pick up ALL guests with our 12 seat courtesy bus and deliver them to the point of departure for their flight. We have allowed reserved parking for 1 additional 12 seat bus. Only a very limited number of guests will be parking their vehicles at the block at any given time and not for more than 1 full day;
- Establishment of lawns and native vegetation along boundary fences including 3m of native vegetation along the front boundary to screen activities from the road;

PO Box 1722, Kununurra WA 6743 P: 08 9168 2653 F: 08 9168 2655 E: info@kimberleyairtours.com.au

Kimberley Air Pty Ltd trading as Kimberley Air Tours ACN: 141 153 406 ABN: 53 609 375 008

Stage Two will provide for:

- Establishment of a public office of dimensions to be advised. Planning approval will be submitted at a later date.
- Client ablutions including waste water treatment also to be advised at a later date,
- Licensed Private Floating pontoon to be located on the edge of the river for loading and unloading guests, secured to the bank by concrete abutments, strut, gangway and cables.

Kimberley Air Tours produces a very small amount of rubbish daily and will utilise Kimberley Waste Services to remove and dispose of all waste weekly. Larger items will be removed by Kimberley Air Tours to the Kununurra refuse facility as required.

Please see attached plan for dimensions of boat ramp, gravelled aircraft area and vehicle parking area.

If you should require any additional information please do not hesitate to contact us at the details listed below.

Kind regards,

Leigh Rawlings Jaclyn Rawlings Adam Stoker Kathie Gallagher

www.kimberleyairtours.com.au

info@kimberleyairtours.com.au

08 9168 2653

Kimberley Air Tours - Lot 505 & 511 Planning Supplement

Lot 505 & 511 General Layout

- **7 x 6m Storage Shed** – Is to be built on a concrete slab 7 x6m x 100mm thick. The shed will be utilised as a storage facility for general equipment (aircraft seating, freight tie down straps, tools, rubbish bins etc...). Utilising a large roller door, our refuelling trailer will be parked in the shed when not in use. Any necessary rubbish bins will be kept inside the shed to be kept from public view.
- **Native Vegetation** - a minimal amount of vegetation will be removed from the water's edge (20 x 2 meters) as per the permits. The removed native vegetation will then be replanted into the revegetation areas to assist with screening the property from the street and the river. Revegetated areas each side of the boat ramp will be low level as the wings of the aircraft will need to transit above with adequate clearance. Lot 504 (Sailing club) has already planted vegetation along their eastern boundary which once further established will provide a suitable screen for the western side of Lot 505, however we will infill plant additional native vegetation to the boundary where required to help screen the property.
- **Car Park** – the gravel car park is of an adequate size for our operation. As mentioned in our cover letter, (dated 24th February) we provide a complementary pick-up service to our customers using a 12 seater Toyota Hiace commuter bus. The dimensions of the car spaces allow the bus to park in any of these car spaces. This bus fits into any standard car space around town.
- **Fence** – the perimeter of the boundary will be 2.3m in height and built to the specifications as per the lease. It will be constructed using black chain mesh 1.8m in height and will have 3 tightly strung strands of wire above. There will be a 6 metre wide opening in the fence that will have 2, 3 metre wide swing gates for access to the car park.
- **Access** - to the aircraft will be via the gravel walkway between the car park and the shed, as indicated on the attached drawing.
- **Construction of Gravel Areas** - Initially, the soil where the gravel area is to be will be compacted using a roller. This is to ensure a solid base. Then, a 120mm thickness shale layer will be rolled followed by a further 50mm layer of laterite gravel. Finally, this will then be topped with 20mm aggregate for the purpose of dust suppression. The perimeter of the gravel area will be kept together using 75x200mm treated pine sleepers.
- **Boat Ramp Construction** - as per plans provided.
- **Storm Water Drainage.** There is an overall slope across both lots which runs down to the south west of the property. With a storm water drain running along the western boundary, this will catch the water that runs from east to west.
- **Fuel Trailer** - Will contain JetA1 Turbine fuel. The trailer will be self bunded to prevent fuel spillage. It will have a 12volt pump installed and will be designed with the guidance of Peter Devenish (Kununurra Shell Aviation Refueller). The trailer will be equipped with a professional spill kit, fire extinguishers and any additional equipment recommended by Peter. The trailer will be stored in the shed at night for extra security.

Attachment 3 – Development guidelines – Foreshore plan

4.1.1 DEVELOPMENT GUIDELINES

Development guidelines have been prepared to ensure consistent development along the foreshore that enables public access, preservation of the foreshore and is in tune with the natural assets of the area. These should be included in a Council Planning Policy. It is recommended that this policy be applied to the whole of the Lake Kununurra and Lily Lagoon foreshores. These guidelines have been developed in response to State legislation, policies and guidelines.

Development guidelines for the foreshores of Lake Kununurra and Lily Creek Lagoon, including all other associated inlets are:

- DG1 A minimum buffer area of 10 m from the high water mark (full supply level) to be maintained for pedestrian access and passive recreational purposes with no permanent structures apart from a pathway and associated pedestrian facilities. Greater buffers may be used for specific areas as determined by the lessor (landowner) in consultation with State Government departments.
- DG2 The use of muted colours that are sympathetic to the natural surrounds.
- DG3 Where greater than 50% of the 10 m foreshore buffer is licensed to an adjoining lease holder, the lessee shall be responsible for preparing an action plan for that buffer area that guides their management of the whole of the foreshore buffer and its bank. This action plan must be submitted for approval by the relevant management authority.
- DG4 All revenue collected from foreshore leases is to be used to maintain the public foreshore area and its associated facilities.
- DG5 All works to the foreshore banks shall use only materials approved by the relevant management authority.
- DG6 Toilets, or other buildings, expelling liquid wastes should be connected to sewage or alternative waste disposal units and be approved by the Shire, Department of Water and Department of Environment and Conservation.
- DG7 Vehicle entry to the foreshore shall be restricted to authorised personnel only, through the use of bollards, chains or other fencing materials as approved.
- DG8 Signs are to be visually unobtrusive and kept to a minimum.
- DG9 Appropriate access routes along and to the foreshore, including pedestrian paths, cycle paths dual use paths and pedestrian access buffers, are to be developed and maintained by the Shire.

- DG10 Foreshore locations capable of sustaining recreational pressures without environmental degradation shall be provided for recreational use.
- DG11 Views and vistas from within the foreshore precinct to the broader landscape and from the river and opposite banks to the foreshore are to be preserved.
- DG12 All existing areas of remnant riparian indigenous vegetation are to be protected and where possible enhanced.
- DG13 Degraded natural areas are to be rehabilitated by regenerating indigenous vegetation communities.
- DG14 Only top end native vegetation as approved by the management authority shall be used within the foreshore zone.
- DG15 Aboriginal and European heritage associations of the foreshore precincts are to be acknowledged, respected and protected.
- DG16 The water quality of the river and the groundwater resource within each precinct shall be preserved through adhering to the principles of water sensitive urban design including on site disposal of all stormwater where possible.
- DG17 Ecological corridors should be established to link natural areas in a continuous manner.
- DG18 Plans for structures within the waterways are to be submitted for approval by the Water Corporation to ensure protection of the dam infrastructure.

Key Development Recommendations

- DR1 Pursue detailed investigation and planning for the development of residential areas as identified in the precinct plans.
- DR2 Pursue detailed investigation and planning for the development of Stage Two of the Commercial Boating Facility.
- DR3 Ensure a Council Planning Policy is developed that encompasses the Foreshore Development Guidelines above.
- DR4 Develop a local Structure Plan for Crossing Falls and Packsaddle/Jabiru Road developments.
- DR5 Ensure any development along the foreshore allows for continued or increased public access and recreation.
- DR6 Ensure the foreshore is preserved for community enjoyment and that any development is sympathetic with the natural environment.
- DR 7 Ensure all development is consistent with the Foreshore Development Guidelines and is designed to be sympathetic to the natural values of the foreshore.

12.4.2 Initiation of Proposed Amendment to Town Planning Scheme No. 7 – Kununurra and Environs

DATE:	20 March 2012
PROPONENT:	LandCorp/Urbis Consultants
LOCATION:	Ord East Kimberley Expansion Project, Weaber Plain, East Kimberley
AUTHOR:	Jennifer Ninyette, Senior Planning Officer
REPORTING OFFICER:	Nick Kearns, Director Development Services
FILE NO:	LP.04.59

PURPOSE

For Council to consider initiating an Amendment to the Shire of Wyndham East Kimberley Town Planning Scheme No. 7 – Kununurra and Environs, to rezone minor portions of land within the Ord East Kimberley Expansion Project, being portion of Lot 372, Lot 373 and Lot 394, to ensure that the proposed cadastral boundaries accurately correlate with the Scheme zone and reserve boundaries.

The proposed Scheme Amendment shall be known as Amendment No.40.

BACKGROUND

In 2009, the Shire of Wyndham East Kimberley Town Planning Scheme No. 7 (the Scheme) was amended to zone/reserve land within the Ord East Kimberley Expansion project.

The zones and reservations under this previous Scheme amendment reflected the proposed subdivision layout for the land at that point in time, and subsequently a green title subdivision application, consistent with the zoning of the land, was approved (dated 12 January 2010, WAPC Ref: 140788) for the creation of 22 lots.

However, since the Scheme Amendment and subdivision approvals were first sought, further detailed design and environmental investigation has resulted in refinements and changes to the overall proposed cadastral layout, which has resulted in a number of minor discrepancies between the proposed cadastral boundaries and the Scheme zones and reserves (as previously amended). For example, some of the proposed agricultural lots created will include minor portions of land that are not zoned or are reserved under the Scheme for conservation/environmental protection. Conversely, some of the infrastructure and conservation areas will now be located on land that is currently zoned 'Rural Agriculture 1' as opposed as being reserved for 'Conservation' or a 'No Zone'.

A new Scheme Amendment is therefore needed to correct these inconsistencies to ensure that the Scheme zoning is aligned with the updated proposed cadastral layout.

In consideration of suitable management of common property/infrastructure and environmental obligations for this development, it has been determined that the most effective approach would be a Survey Strata subdivision with a Body Corporate as the management entity. A fresh subdivision application is also required to accomplish this, and a survey strata subdivision application which reflects the new lot layout has also been lodged with the Western Australian Planning Commission (on 23 November 2011), to run concurrently with this proposed new Scheme Amendment.

This subdivision application proposes to create a total of 24 lots, consisting of 22 survey strata lots (21 are agricultural lots and 1 lot is for a conservation buffer) and 2 are common property lots.

It is intended to undertake the survey strata subdivision in conjunction with this proposed Scheme Amendment to ensure that the amended zoning for the site is consistent with the final plan, reducing the risk of creating further inconsistencies and the need for additional Scheme Amendments.

Explanation of Proposed Changes

There are several factors which have dictated the revised shape and design of the agricultural lots subject to the Scheme Amendment, which include:

- 1) Drainage, Water Management and Irrigation considerations associated with the M2 Channel.
- 2) Environmental Constraints associated with State and Federal environmental approvals.
- 3) Discussions with Traditional Owners.

The current zoning of the Ord East Kimberley Expansion area is shown at Attachment 1, with the proposed zoning shown at Attachment 2.

Attachment 3 shows the extent of the proposed zoning changes, which are explained in more detail below.

Drainage and Irrigation Channels

The proposed shared drainage and irrigation channels required for the agricultural lots are currently designated as 'Public Purposes – Drainage' reserves under the Scheme.

However, as part of the detailed design of the development, a number of issues regarding the management of these channels have become apparent and it was determined that the most effective and efficient approach to manage the common infrastructure and environmental obligations would be via a survey strata subdivision with a Body Corporate as the management entity. Therefore, the irrigation and drainage channels are to be created as common property lots to be managed by the Body Corporate. In these circumstances it is not considered appropriate for the channels to be a Public Purpose Reserve and they are therefore proposed to be zoned 'Rural Agriculture 1' as part of this Amendment.

Federal Environmental Conditions and Conservation/Environmental Protection Reserve

As a result of the Federal *Environment Protection and Biodiversity Protection (EPBC) Act 1999* Assessment, several conditions were placed on the approval, which has resulted in an increase to the final 'Conservation' buffer area of at least 3 hectares.

Approximately 11,500 hectares of vegetation will be set aside and managed as an environmental buffer area. Much of this area is currently a 'Conservation/Environmental Protection Reserve' and this amendment seeks to adjust the boundaries to reflect the Ord Final Agreement and environmental approvals.

As part of these environmental conditions, 4 lots are proposed to be withheld from agricultural development within the initial release of land. This includes 3 lots withheld for Deferred Clearing and 1 lot for Vegetation Management. These lots are zoned 'Rural Agriculture 1' as they have the potential to be used for agriculture, subject to environmental approvals.

Environmental conditions are included in Appendix A of the Scheme Amendment documentation at Attachment 4.

No Zone and Waterway Reserve

The current Scheme zoning depicts areas of 'No Zone' which relate to the proposed extension to the M2 Channel and road reserves.

The Scheme Amendment proposes to retain the 'No Zone' designation for road reserves however, as the existing M1 Channel and portion of the proposed M2 Channel (outside the subject area) are shown as 'Waterway' Reserve, it is proposed to amend the area subject to the proposed M2 Channel to 'Waterway' Reserve for consistency.

STATUTORY IMPLICATIONS

The proposed Scheme Amendment intends to correct a number of minor discrepancies between the cadastral boundaries of the survey strata lots and the Shire's zoning boundaries in order to ensure that the proposed agricultural lots can be developed in accordance with the Scheme and that conservation areas are adequately reserved/protected under the Scheme.

POLICY IMPLICATIONS

There are no policy implications associated with this item.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this item.

STRATEGIC IMPLICATIONS

The Ord East Kimberley Expansion project will release approximately 7500 hectares of irrigated agricultural land within the East Kimberley area and is considered to be a project of State and regional significance.

COMMUNITY CONSULTATION

Should Council resolve to initiate the proposed Scheme Amendment, Shire staff will forward the Scheme Amendment documentation to the Environmental Protection Authority (EPA) for review, and Western Australian Planning Commission (WAPC) for information. Subject to the Environmental Protection Authority not requiring an environmental review, and acknowledgement of the Shire's intent to advertise the Scheme Amendment being received from the Western Australian Planning Commission, Shire staff will advertise the proposed Amendment for a period of 42 days, seeking agency and public comment.

The planning for the Ord East Kimberley Expansion has involved a number of community, local government and State Government stakeholders. This has primarily been facilitated through the establishment of the Community Reference Group (CRG). The CRG consists of a number of local farmers and business operators and is chaired by a representative of the State Government.

COMMENT

The proposed Scheme Amendment is intended to ensure that the cadastral boundaries of the survey strata lots will accurately correspond with the Shire's zoning boundaries, and as such is relatively minor in nature.

It is noted that final adoption/approval of the Scheme Amendment will not occur until subdivision works are complete and have been surveyed, to ensure that no further discrepancies occur.

In regards to the Shire's draft Local Planning Scheme No. 8, the proposed Amendment has been discussed between the relevant planning consultants to ensure this proposal is consistent with the objectives of the Review.

However, given the timeframe(s) still required to finalise and implement the new Scheme, it is considered appropriate to revise the Town Planning Scheme No. 7 prior to this, and as such it is intended that Council resolve to initiate the proposed amendment.

ATTACHMENTS

Attachment 1 – Current Scheme Map

Attachment 2 – Proposed Scheme Map

Attachment 3 – Proposed Zoning Changes

Attachment 4 – Amendment Documentation (provided under separate cover)

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council:

- 1) In pursuance of Section 75 of the Planning and Development Act (2005) (as amended), amends the Shire of Wyndham East Kimberley Town Planning Scheme No. 7 – Kununurra and Environs:
 - a) to rezone minor portions of Lot 372, Lot 373 and Lot 394, consisting of various zones and reserves including, Rural Agriculture 1 Zone, No Zone, Conservation/Environmental protection Reserve and Waterway Reserve, as shown on the Scheme Amendment Map.
- 2) Forward Amendment No. 40 to Town Planning Scheme No. 7 – Kununurra and Environs to the Environmental Protection Authority for review, pursuant to Section 81 of the Planning and Development Act (2005) and the Western Australian Planning Commission for information, and subject to no environmental review being required by the Environmental Protection Authority and acknowledgment of the Shire's intention to advertise the Scheme Amendment being received from the Western Australian Planning Commission, the Amendment be advertised for public comment pursuant to Regulation 25(2) of the Town Planning Regulations (1967) for a period of 42 days.

COUNCIL DECISION

Minute No. 9716

Moved: Cr K Torres

Seconded: Cr J McCoy

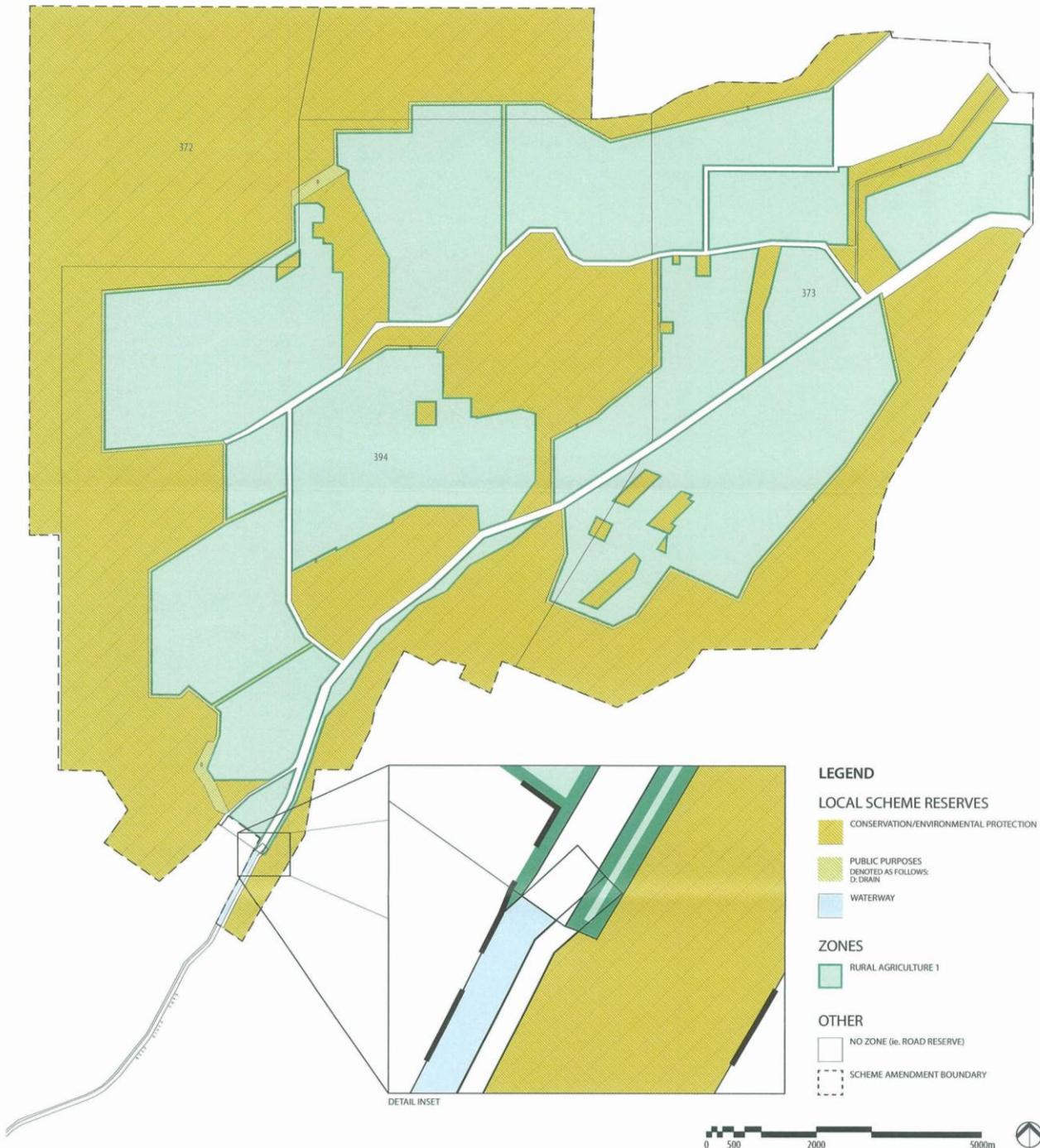
- 1) In pursuance of Section 75 of the Planning and Development Act (2005) (as amended), amends the Shire of Wyndham East Kimberley Town Planning Scheme No. 7 – Kununurra and Environs:
 - b) to rezone minor portions of Lot 372, Lot 373 and Lot 394, consisting of various zones and reserves including, Rural Agriculture 1 Zone, No Zone, Conservation/Environmental protection Reserve and Waterway Reserve, as shown on the Scheme Amendment Map.****
- 2) Forward Amendment No. 40 to Town Planning Scheme No. 7 – Kununurra and Environs to the Environmental Protection Authority for review, pursuant to Section 81 of the Planning and Development Act (2005) and the Western Australian Planning Commission for information, and subject to no environmental review being required by the Environmental Protection Authority and acknowledgment of the Shire’s intention to advertise the Scheme Amendment being received from the Western Australian Planning Commission, the Amendment be advertised for public comment pursuant to Regulation 25(2) of the Town Planning Regulations (1967) for a period of 42 days.**

Carried unanimously 8/0

Attachment 1 – Current Scheme Map

**SHIRE OF WYNDHAM-EAST KIMBERLY
TOWN PLANNING SCHEME NO. 7 (DISTRICT SCHEME)
PROPOSED AMENDMENT NO. XXX**

PLAN 1 OF 3 CURRENT ZONING



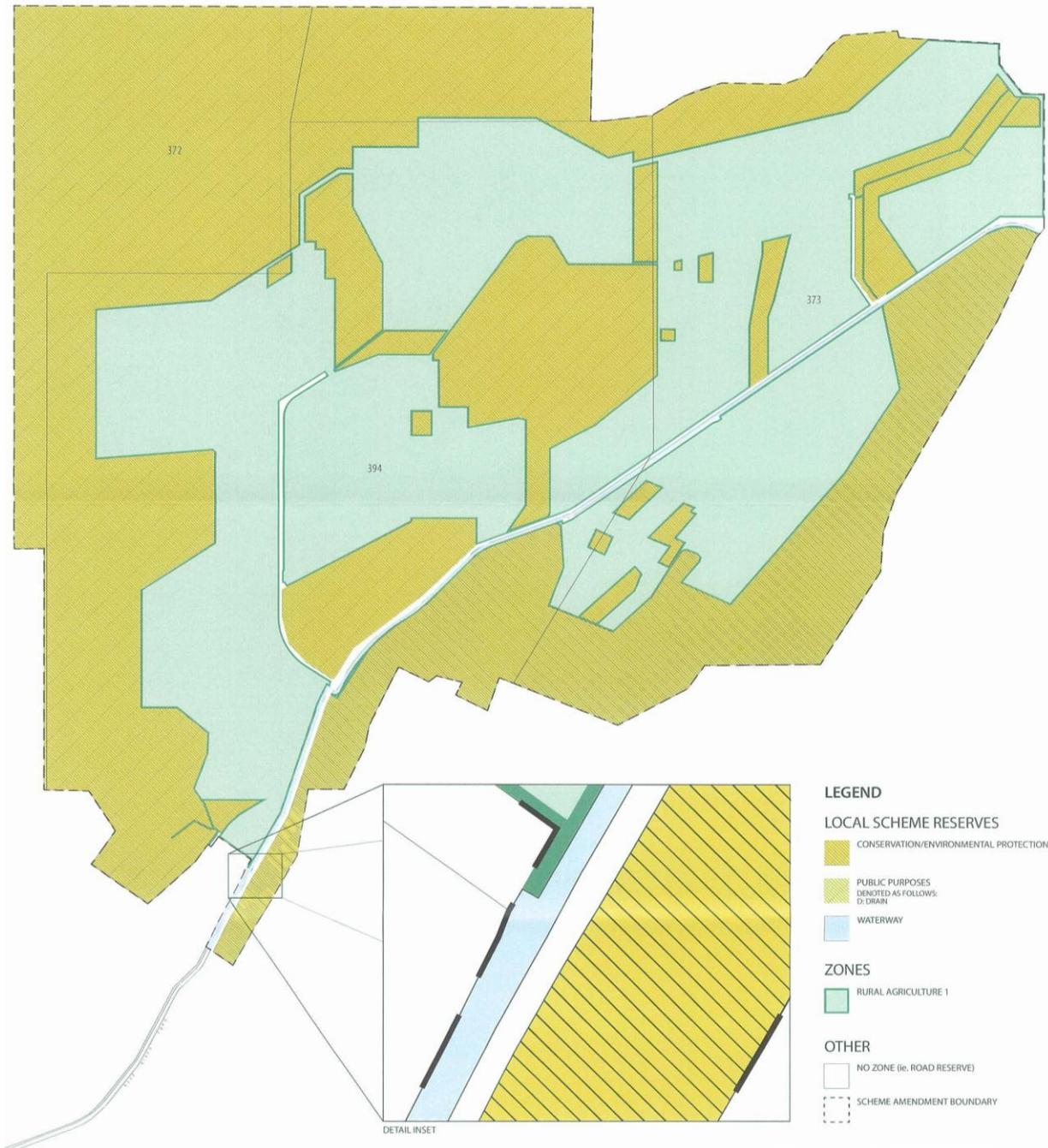
JOB NO. PA0770 DATE 08.11.2011 SCALE NTS
Level 1, 55 St Georges Tce, Perth, WA 6000 Australia Tel +618 9346 0500 info@urbis.com.au
Fax +618 9221 1779 www.urbis.com.au



Attachment 2 – Proposed Scheme Map

**SHIRE OF WYNDHAM-EAST KIMBERLY
TOWN PLANNING SCHEME NO. 7 (DISTRICT SCHEME)
PROPOSED AMENDMENT NO. XXX**

PLAN 2 OF 3 PROPOSED ZONING



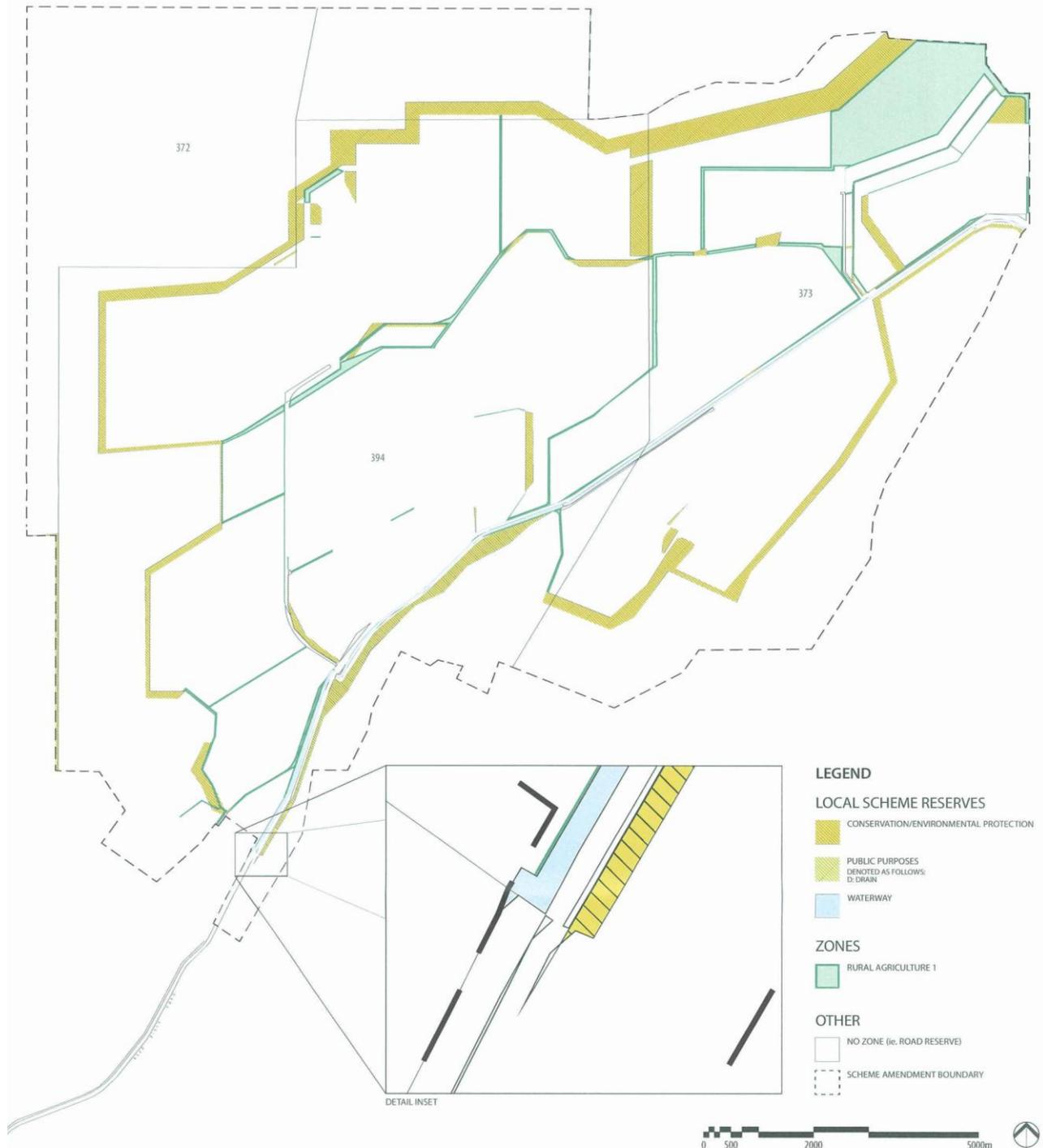
JOB NO. PA0770 DATE 08.11.2011 SCALE NTS
Level 1, 55 St Georges Tce, Perth, WA 6000 Australia Tel +618 9346 0500 info@urbis.com.au
Fax +618 9221 1779 www.urbis.com.au



Attachment 3 – Proposed Zoning Changes

**SHIRE OF WYNDHAM-EAST KIMBERLY
TOWN PLANNING SCHEME NO. 7 (DISTRICT SCHEME)
PROPOSED AMENDMENT NO. XXX**

PLAN 3 OF 3 PROPOSED ZONING CHANGED AREAS



JOB NO. PA0770

DATE 08.11.2011

SCALE NTS

Level 1, 55 St Georges Tce,
Perth, WA 6000 Australia

Tel +618 9346 0500
Fax +618 9221 1779

info@urbis.com.au
www.urbis.com.au



12.4.3 Proposed Home Occupation Application (Reptile Storage) – Lot 100 Crossing Falls Road, Kununurra

DATE:	20 March 2012
PROPONENT:	Corrin Everitt and William Stewart
LOCATION:	Lot 100 Crossing Falls Road, Kununurra
AUTHOR:	Dean Pettit, Planning Officer
REPORTING OFFICER:	Nick Kearns, Director Development Services
FILE NO:	A6858P
ASSESSMENT NO:	A6858

PURPOSE

For Council to consider an application for a home occupation licence (reptile storage) at Lot 100 Crossing Falls Road, Kununurra.

BACKGROUND

An application for a home occupation licence was lodged on 24 December 2011 to store reptiles for sale to the public at Lot 100 Crossing Falls Road, Kununurra (refer to **Attachments 1-3**).

The land is 1.163 hectares in area and is the first rural residential property on the southern side of Crossing Falls Road, as shown on Figure 1 below.



Figure 1 – Site Location

Proposal

The home occupation application is for the storage of reptiles which are then sold to people as pets. The reptiles are to be housed in one 27 square metre transportable unit, two cages and two open pits which will all be located in the south eastern corner of the property under a tropical roof (**refer to Attachment 2**). The total area to be used for the home occupation is approximately 30 square metres, located at a distance of approximately 80 metres from the adjoining neighbour's residence on Lot 101 Crossing Falls Road. All venomous snakes are kept in individually locked enclosures. Pet litter is used in all fully enclosed storage areas to suppress odours. After use the waste material is used as garden compost.

Although the applicant keeps reptiles at their current residence in Kununurra, they cannot physically exchange the reptiles with the purchaser within the boundaries of their property, as per a condition of their Department of Environment and Conservation (DEC) licence. The applicant stated that 5 years ago Shire's Planning Officer advised that the Shire was not prepared to approve the exchange of reptiles on their property, as home occupations do not normally allow for retail sale of goods.

The applicant acknowledges they exceed the maximum area requirement for a home occupation and do not satisfy the restriction on the retail sale of goods. The applicant has provided justification as to why the concession should be permitted.

- *Prospective purchasers will make an appointment to view and/or exchange reptiles prior to arriving at the applicant's property;*
- *The home occupation will only operate outside normal hours and on weekends as during the week both applicants work in the Kununurra Townsite;*
- *No complaints or negative comments have been received from surrounding neighbours at the current Kununurra address where they house reptiles (this storage area is located approximately 80 metres from the neighbour's residence);*
- *Allowing on-site reptile exchange offers a more convenient process for their home occupation and for the purchaser; and*
- *The increased size allows the applicant to keep the reptiles in conditions consistent with their DEC licence.*

The applicant has advised they will request for an amendment to their DEC license (renewal due in March 2012), removing the condition restricting the exchange of reptiles on their property.

STATUTORY IMPLICATIONS

Town Planning Scheme No. 7 – Kununurra and Environs

The land is zoned *Rural Living* under the *Town Planning Scheme No. 7 – Kununurra and Environs*. A Home Occupation is a 'P' use, meaning it is permitted given it complies with the relevant standards and requirements laid down in the Scheme.

5.20.1 Rural Living Zone – Objectives

- (b) To prohibit the use of any land which may be incompatible to or adversely affect the amenity of the surrounding land uses

5.5 DISCRETION TO MODIFY DEVELOPMENT STANDARDS

- 5.5.1 If a development, other than a residential development, the subject of an Application for Planning approval, does not comply with a standard or

requirement prescribed by the Scheme in Table 2 with respect to that development the Council may, notwithstanding that non-compliance, approve the application unconditionally or subject to such conditions as the Council thinks fit provided such use is a permitted or discretionary use in Table 1.

The power conferred by this Clause may only be exercised if the Council is satisfied that:

- (a) approval of the proposed development would be consistent with the orderly and proper planning of the locality and preservation of the amenities of the locality;
- (b) the non-compliance will not have any adverse effect upon the occupiers or users of the development or the inhabitants of the locality or upon the likely future development of the locality; and
- (c) the spirit and purpose of the requirement or standard will not be unreasonably departed thereby

POLICY IMPLICATIONS

Local Planning Policy 28 - Home Based Businesses (LPP 28)

Taken from *Town Planning Scheme No. 7 – Kununurra and Environs*, LPP 28 defines a Home Occupation as an occupation (including but not limited to Property Valuer, Lawyer, Accountant, Tax Agent) carried out in a dwelling or on land around a dwelling by an occupier of the dwelling which:

- a) Does not employ any person not a member of the occupier's household;
- b) Will not cause injury to or adversely affect the amenity of the neighbourhood;
- c) Does not occupy an area greater than 20m²;
- d) Does not display a sign exceeding 0.2m²;
- e) Does not involve the retail sale, display or hire of goods of any nature;
- f) In relation to vehicles and parking:
 - Does not result in the requirement for a greater number of parking facilities than normally required for a single dwelling or an increase in traffic volumes in the neighbourhood;
 - Does not involve the presence, use or calling of a vehicle more than 2 tonnes tare weight; and
 - Does not include provision for the fuelling, repair or maintenance of motor vehicles.
- g) Does not involve the use of an essential service of greater capacity than normally required in the zone.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this item.

STRATEGIC IMPLICATIONS

There are no strategic implications associated with this item.

COMMUNITY CONSULTATION

Community consultation is not required in relation to this item.

COMMENT

The proposed home occupation is a permitted land use in the Rural Living zone. The proposal meets all requirements under the definition of a Home Occupation within Local Planning Policy 28 except for the size of area to be used and the retail sale of goods onsite.

It is considered the increased area of use will not cause any issues or concerns, having regard to the visual impacts to the streetscape or the amenity of surrounding landowners, and the increase in area being a small amount nevertheless.

Given the location and times of operation it is considered the sale of reptiles onsite will not cause any tangible impacts to parking or traffic noting prospective purchasers will visit the property by appointment only.

It is recommended that the application be approved subject to conditions.

ATTACHMENTS

Attachment 1 – Applicant proposal letter, 23 December 2011

Attachment 2 – Site and Floor plans

Attachment 3 – Additional Information, 27 February 2012

Attachment 4 – Current Operation pictures

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council grants a home occupation licence (reptile storage) for Lot 100 Crossing Falls Road, Kununurra subject to the following conditions:

- 1) All development shall occur in accordance with the submitted plans dated 20 March 2012 unless otherwise required or directed by the following conditions. Any modifications to the proposed development must be submitted to Council for re-assessment and issuance of a revised planning approval;
- 2) Any change of use shall be subject to further Council consent.
- 3) The use shall not cause injury to or prejudicially affect the amenity of the neighbourhood;
- 4) The use shall not entail the employment of any person not a member of the occupier's household; and
- 5) Obtain separate Council approval for the erection of any advertising signs. Signs not exceeding 0.2m² in area are permitted.

COUNCIL DECISION

Minute No. 9717

Moved: Cr J Parker

Seconded: Cr K Torres

That Council grants a home occupation licence (reptile storage) for Lot 100 Crossing Falls Road, Kununurra subject to the following conditions:

- 1) All development shall occur in accordance with the submitted plans dated 20 March 2012 unless otherwise required or directed by the following conditions. Any modifications to the proposed development must be submitted to Council for re-assessment and issuance of a revised planning approval;**
- 2) Any change of use shall be subject to further Council consent.**
- 3) The use shall not cause injury to or prejudicially affect the amenity of the neighbourhood;**
- 4) The use shall not entail the employment of any person not a member of the occupier's household; and**

Obtain separate Council approval for the erection of any advertising signs. Signs not exceeding 0.2m² in area are permitted.

Carried unanimously 8/0

Attachment 1 – Applicant proposal letter, 23 December 2011

Shire of Wyndham East Kimberley

Attention Planning officer

Dear Sir

Please find attached our application to operate a home occupation from our new premises Lot 100 Crossing Falls Road Kununurra.

Our business is a sole trader business selling reptiles as pets. To date we have always kept the reptiles on our current premises of 536 Packsaddle Road but are not permitted to conduct the actual transfer of the animal to the new owner on the premises. This is detailed on our existing Department of Environment and Conservation license to deal in reptiles a copy of which is attached for your information.

We would like to be able to be able to conduct the transfer of ownership of the animal on the above premises.

If you have any questions please contact Corrin Everitt on 0400 693 807 or by email corrin.billstewart@bigpond.com

Thank you for your time.

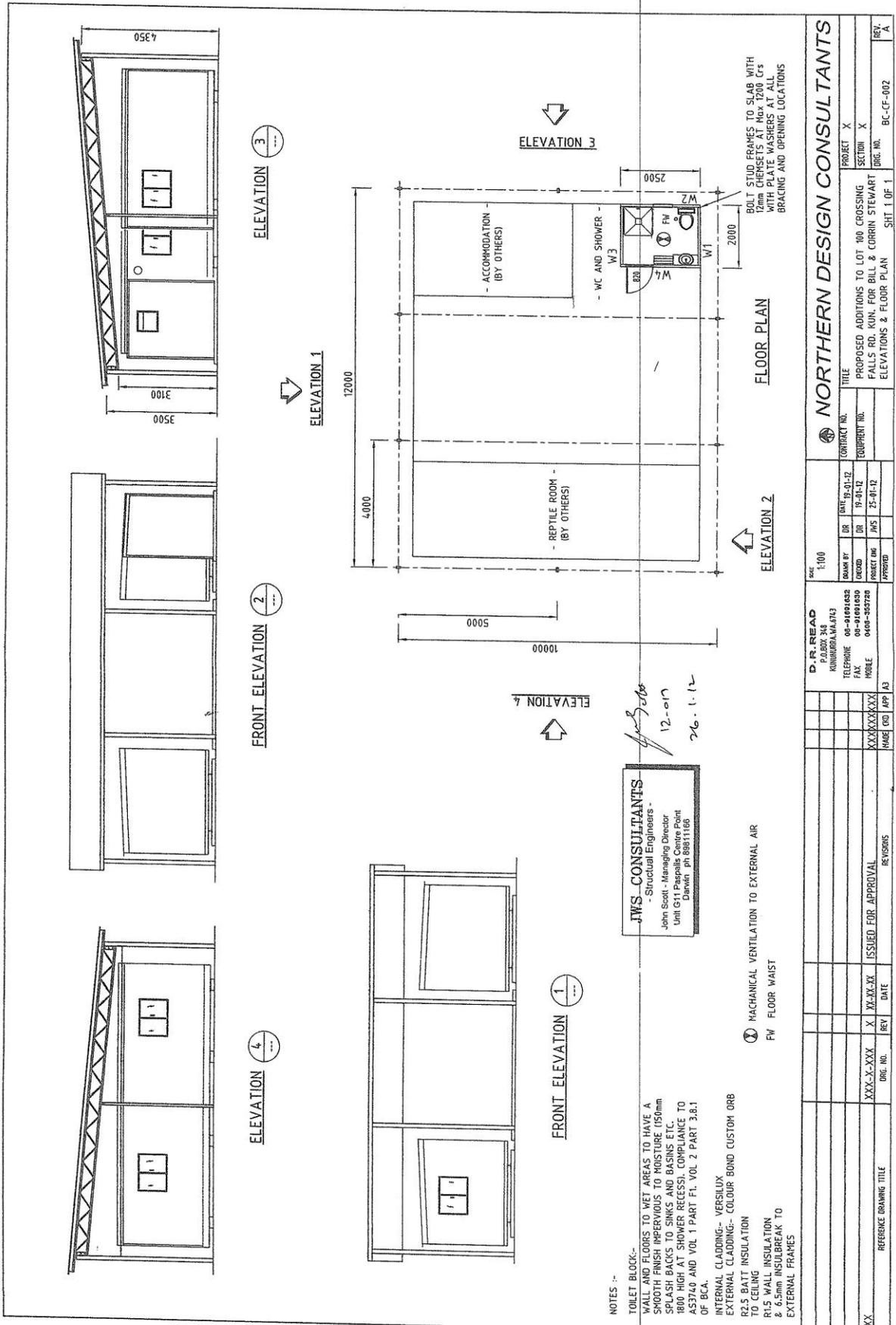
Regards



Corrin Everitt and Bill Stewart

Trading as Kimberley Reptiles

ABN 47536924317



D. R. READ P.O. BOX 348 KUNINDILLI, WA 6713		SCALE 1:100		NORTHERN DESIGN CONSULTANTS	
TELEPHONE 08-9161632	DR DATE 19-01-12	CONTRACT NO.	PROJECT NO.	SECTION X	REV. X
FAX 08-9161630	DR 19-01-12	EQUIPMENT NO.	PROJECT TITLE	PROPOSED ADDITIONS TO LOT 100 CROSSING FALLS RD, KUN, FOR BILL & CORRIN STEWART ELEVATIONS & FLOOR PLAN	ORG. NO. BC-CF-002
MOBILE 0408-303728	JWS 25-01-12	PROJECT ONE	PROJECT TWO	SHEET 1 OF 1	REV. A
ISSUED FOR APPROVAL	DATE	DATE	DATE	DATE	DATE
REVISIONS	NO.	DATE	DATE	DATE	DATE
XXXX-X-XXX	X	XX-XX-XX	XX-XX-XX	XX-XX-XX	XX-XX-XX
REFERENCE DRAWING TITLE	ORG. NO.	REV.	DATE	DATE	DATE

Attachment 3 – Additional Information, 27 February 2012

**KIMBERLEY
REPTILES**

27/02/2012

The Shire of Wyndham east Kimberley
Attention Dean Pettit

Dear Dean,

Regarding our application to operate our business from our premises at Lot 100 Crossing Falls Road Kununurra WA and the additional area above the 20m² that we require to keep the animals on our licenses.

Please find enclosed in this letter of application details of the business and how we will conduct it from this premises.

Briefly we have been keeping and selling reptiles since 2006 from our rented premises on Packsaddle Road Kununurra. Attached are copies of our current Department of Environment and Conservation licenses which are renewed as follows:

Keepers license - renewed every 3 years

Dealers license - renewed every year

Takers license - renewed every year

In order to be able to hold these licenses we must have the rooms in which the reptiles are kept available for DEC inspection any time and we must submit returns detailing our animals every quarter. Additional to this we have a strict code of conduct and standard of keeping that we had to meet in order to be able to apply for the licenses in 2006.

Part of these standards is that the enclosures and the room must be secure in order to prevent animals from moving from captivity to the wild.

We have had no complaints or comments from people visiting our reptile room or from our current neighbors with regards to smell. We have enclosed photos of the enclosures and the type of substrate we use in all enclosures that means the animals are clean and do not smell.

We have attached the plan of the reptile room and surrounds that will have out door enclosures for large snakes and lizards all of which have been inspected by DEC and have met the standards for keeping.

Currently the business operates such that we photograph the animals to be sold with the transaction of money and animal taking place at the purchases premises, refer to clause 21 of our attached Dealers license.

This application seeks to provide us with approval from the Shire which will allow us to have prospective purchasers inspect the animals for sale at the premises with the transaction of animals and money occurring on the premises as well. On approval from the Shire we will apply to DEC for an amendment to our Dealers license conditions.

If the Shire requires an additional information regarding our business please don't hesitate to contact me on 0400 693 807.

Sincerely yours,

Corrin Everitt

Attachment 4 – Current Operation pictures



Figure 1 - Internal snake storage



Figure 2 - Outside open pit for lizards



Figure 3 - Outside caged area for snakes



Figure 4 - Snake storage area

12.4.4 Adoption of Firebreak Order

DATE:	20 March 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
AUTHOR:	Nick Kearns, Director Development Services
REPORTING OFFICER:	Nick Kearns, Director Development Services
FILE NO:	ES.03.1

PURPOSE

For Council to adopt the 2012/13 firebreak order.

BACKGROUND

Each year the Shire compiles and distributes a firebreak order to all landowners and occupiers. The order lists firebreak methods relevant to different areas within the Shire, distinguishing between rural and urban areas and penalties for non-compliance.

The order will apply from 1 April 2012 to 1 January 2013.

A copy of the firebreak order is provided at Attachment 1.

STATUTORY IMPLICATIONS

There are no statutory implications associated with this report.

POLICY IMPLICATIONS

No policy implications apply in the preparation of this report.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this item.

STRATEGIC IMPLICATIONS

There are no strategic implications associated with this report.

COMMUNITY CONSULTATION

Community consultation is not required in relation to this item. The order will, nevertheless, be published in the Government Gazette, Kimberley Echo and The Bastion.

COMMENT

It is recommended that Council adopts the firebreak order as provided at the attachment.

ATTACHMENTS

Attachment 1 – 2012/13 Firebreak order

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council adopts the Shire of Wyndham East Kimberley 2012/2013 Firebreak Order, as presented.

COUNCIL DECISION

Minute No. 9718

Moved: Cr J Parker

Seconded: Cr K Torres

That Council adopts the Shire of Wyndham East Kimberley 2012/2013 Firebreak Order, as presented.

Carried unanimously 8/0

Attachment 1 – 2012/13 Firebreak order

BUSH FIRES ACT 1954

Shire of Wyndham East Kimberley

Firebreak Order and Bushfire Information 2012/2013

(This is a summary of the Order adopted by the Shire of Wyndham East Kimberley under Section 33 of the Bush Fires Act 1954).

In accordance with the provisions of this Order, landowners are required to carry out fire prevention work on land they own or occupy.

Details of work required to be completed are contained in this Order. Work must be completed by 1 July 2012.

PERSONS WHO FAIL TO COMPLY WITH THE REQUIREMENTS OF THE ORDER MAY BE ISSUED WITH AN INFRINGEMENT NOTICE (PENALTY \$250) OR PROSECUTED WITH AN INCREASED PENALTY UP TO (\$1000). IN ADDITION, THE SHIRE MAY CARRY OUT THE REQUIRED WORK AT COST TO THE OWNER OR OCCUPIER OF THE LAND.

There may be instances where it is considered to be impractical to clear firebreaks or remove flammable materials as required by this Order, due to:

- The aggravation of soil erosion;
- The identification of a more effective system of fire prevention; or
- Firebreaks being rendered unnecessary by natural features existing on the land.

In this instance, application may be made to Council not later than 1 April for permission to provide firebreaks in alternative positions or to take alternative action to reduce fire hazards on the land.

If Council permission is not forthcoming, then you will be required to comply with the provisions of this Order.

Firebreaks are used primarily to gain access to and provide an area to work from when controlling a fire. They will not stop all fires, and removal of unnecessary flammable material prior to the fire season is your best safeguard against fire threat.

If the requirements of this Order are fulfilled by burning off, then the burning must be carried out in accordance with the relevant provisions of the Bush Fires Act 1954.

1. Ord River Irrigation Project Area:

Firebreaks for all land within the Ord Irrigation Area must be:

- Not less than three (3) metres wide inside and along and as close as possible to external boundaries; and

- Not less than six (6) metres wide and within three (3) metres of the perimeter of all buildings and/or haystacks and groups of buildings.

NOTE: This requirement need not be met if the property is being worked, and provided the irrigation channels are in use.

2. Pastoral Lands:

Firebreaks are required to be a distance of not less than six (6) metres wide and within three (3) metres of buildings and/or haystacks or groups of buildings.

3. Townsite Land:

Where the area is 2 000m² or less, all inflammable material (with the exception of standing live trees) shall be removed from the whole of the land by clearing or slashing.

Where the area of the land is greater than 2 000m², a firebreak of not less than six (6) metres in width immediately surrounding any buildings, or not less than three (3) metres in width inside and along the whole of the external boundaries of the land is required.

4. Rural Lands:

Land outside townsites which is not under a pastoral lease requires firebreaks of:

- Not less than four (4) metres wide inside, along and within ten (10) metres of external boundaries; or
- Not less than six (6) metres wide and within three (3) metres of the perimeter of all buildings and/or haystacks or groups of buildings.

5. Rural Living Areas:

- 1) Where land (up to 5 ha per lot) outside of the Wyndham and Kununurra town sites is used primarily for residential purposes firebreaks are to be provided to all boundaries in accordance with the following requirements:
 - a) clear a 3 metre wide firebreak of all flammable material, immediately inside the external boundaries of the land; and
 - b) trees must be trimmed back to provide a vertical clearance of 3.5 metres to allow fire appliances along the firebreak
- 2) Where a Shire managed Strategic Firebreak is provided the provisions of 1(a) do not apply to the boundaries abutting the Strategic Firebreak.

- 3) Where there is a risk soil erosion or the ground conditions do not permit (e.g. rocky terrain) the provisions of 1(a) may be deemed to be satisfied where the grasses are slashed and maintained at a height of 75mm or less.

5. Rubbish Sites:

All rubbish sites for pastoral stations and communities require firebreaks not less than three (3) metres wide and within three (3) metres of the perimeter of the rubbish site.

6. Fuel Dumps and Depots:

Flammable material must be removed from all land where fuel drum ramps or dumps are located and where fuel drums (whether containing fuel or not) are stored, to a distance of at least fifteen (15) metres outside the perimeter of any drum, ramp or stack of drums.

The acts referred to in paragraphs 1 to 6 herein must be performed to the satisfaction of the duly authorised person appointed by the Shire of Wyndham East Kimberley.

If it is impractical for any reason to clear firebreaks or to remove flammable material from the land as required by this Order, you may apply to Council or its duly authorised officer by not later than 1 April for permission to provide firebreaks in alternative positions, or to take alternative positions or to take alternative action to abate fire hazards on the land.

RESTRICTED BURNING PERIOD

1 April to 1 January Each Year

The Restricted Burning Period now includes Kununurra and Wyndham Townsites, the Ord Irrigation Area and pastoral areas.

PERMITS TO BURN

1. Permits to burn are required for the whole of the Restricted Period, and must be obtained from one of the Fire Control Officers identified for your area (see overleaf).
2. Any special conditions imposed by the Fire Control Officer when issuing permits must be strictly adhered to.
3. The permit holder shall give notice of his intention to burn to:
 - a. The Shire's Kununurra Administration Centre by no later than 24 hours prior to the day when the burning is to take place. Weekend burning must be notified by 4.00pm, Friday.
 - b. The owner or occupier of adjoining land.

- c. The nearest Department of Environment and Conservation (DEC) office if the land is situated within three (3) kilometres of State Forest land, National Park, Nature Reserve or other DEC lands.
4. The period of notice to neighbours prior to burning cannot be more than twenty eight (28) days or less than four (4) days, although lesser notice may be determined by mutual agreement of all neighbours.
5. Your attention is drawn to Items 5, 6 and 7 as listed on the back of the permit.
6. Burning under permit is permitted during the Restricted Burning Period on Sundays and Public Holidays.
7. All landowners and occupiers who suffer a bush fire have an obligation to assist each Area Fire Control Officer to compile a Fire Report Form.
8. Garden refuse (excluding GREEN clippings) burnt on the ground may be lit only between 6.00pm and 11.00pm, and must be completely extinguished with water or earth by midnight. All flammable matter is to be cleared within five (5) metres of all points of the site of the fire, and a person must be in attendance during the whole time the fire is lit.
9. Any incinerator used to burn rubbish must be properly constructed – an open drum (with or without a lid) is not an appropriate incinerator.
10. With reference to Item 8 and 9 of this summary, burning may not take place if the Fire Weather Warning for the day is "Very High", or "Extreme".

Gary Gaffney

Chief Executive Officer

12.4.5 Amendment to Local Planning Policy 3 – Weaber Plain Light Industrial Area Design Guidelines

DATE:	20 March 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Weaber Plain Light Industrial Area Stage 2
AUTHOR:	Dean Pettit, Planning Officer
REPORTING OFFICER:	Nick Kearns, Director Development Services
FILE NO:	43.02.01
ASSESSMENT NO:	43.02.01

PURPOSE

For Council to consider adopting the amendment to Local Planning Policy 3 – *Weaber Plain Light Industrial Area (WPLIA) Design Guidelines*, extending the application area of the Policy to cover Stage 2 of the WPLIA.

BACKGROUND

Under *Town Planning Scheme No. 7 – Kununurra and Environs* (TPS 7) the Weaber Plain Light Industrial Area (WPLIA) is zoned for light industrial purposes. The first stage located south of Cocus Street has been developed by LandCorp over the last 3 years. With Stage 1 of the estate almost at capacity, LandCorp recently sought and received subdivision approval for Stage 2 of the WPLIA, with new titles expected to be issued in April 2012.

Design guidelines were prepared for Stage 1 with the objective of providing developers with guidance on planning criteria that would result in a high standard of development. These guidelines were adopted by Council as *Local Planning Policy No. 3 – Weaber Plain LIA Design Guidelines* (LPP 3), and have generally been well received by the industrial operators. With the progression of Stage 2, LandCorp are now seeking to ensure the same design consistency across the entire WPLIA.

Accordingly, the only modification being sought as part of this amendment is the replacement of the existing location plan with a new plan to extend the subject area to include Stage 2 of the WPLIA (Attachment 1).

At the 13 December 2011 Ordinary Council Meeting Council resolved to advertise the amended Policy in accordance with *Town Planning Scheme No. 7 – Kununurra and Environs*.

Minute No. 9654

**Moved: Cr D Ausburn
Seconded: Cr K Torres**

That Council:

- 1) Amends Local Planning Policy 3 – Weaber Plain Light Industrial Area Design Guidelines by extending the application area of the Policy to cover Stage 2 of the Weaber Plain Light Industrial Area; and**
- 2) Publically advertises the amended Local Planning Policy 3 - Weaber Plain Light Industrial Area Design Guidelines in accordance with Clause 12.6.4 of Town Planning Scheme 7 (Kununurra and Environs).**

Carried Unanimously 8/0

STATUTORY IMPLICATIONS

Town Planning Scheme No. 7 – Kununurra and Environs (TPS7)

The extent to which the amended LPP 3 will apply will be that of the “Light Industrial” zoned land in accordance with TPS 7.

As required by Clause 12.6.4(f) of TPS 7, any amendment to an existing Local Planning Policy requires the policy to be initially adopted by Council, advertised for a period of not less than 21 days and then reconsidered by Council for final adoption in accordance with the provisions 12.6.4 (a) to (d).

POLICY IMPLICATIONS

This proposal is seeking to amend existing *Local Planning Policy No. 3 Weaber Plain LIA Design Guidelines* in accordance with the abovementioned scheme provisions.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this item.

STRATEGIC IMPLICATIONS

Local Planning Strategy (LPS)

The proposed Design Guidelines are generally consistent with the recommendations of the Local Planning Strategy (LPS) in relation to Industrial Development. The LPS outlines that industrial land should be supplied to accommodate for a range of uses to service the economy and demand. The amendment to LPP 3 will ensure a consistent approach to design for industrial development as it extends north from Stage 1 of the WPLIA.

COMMUNITY CONSULTATION

The draft policy was required to be advertised for a minimum period of 21 days under clause 12.6.4 of the Town Planning Scheme No. 7. The design guidelines were advertised in the Kimberley Echo, where comments were invited over a period of 35 days. No submissions were received.

COMMENT

Council has previously resolved to amend Local Planning Policy 3 to extend the application area to include Stage 2 of the Weaber Plain Light Industrial Area. Noting that no comments were received by the public, the Shire recommends the amended Policy be adopted.

ATTACHMENTS

Attachment 1 – Area Location Map

Attachment 2 – Local Planning Policy 3 – Weaber Plain Light Industrial Area Design Guidelines

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council adopts the amended Local Planning Policy 3 – Weaber Plain Light Industrial Area Design Guidelines.

COUNCIL DECISION

Minute No. 9719

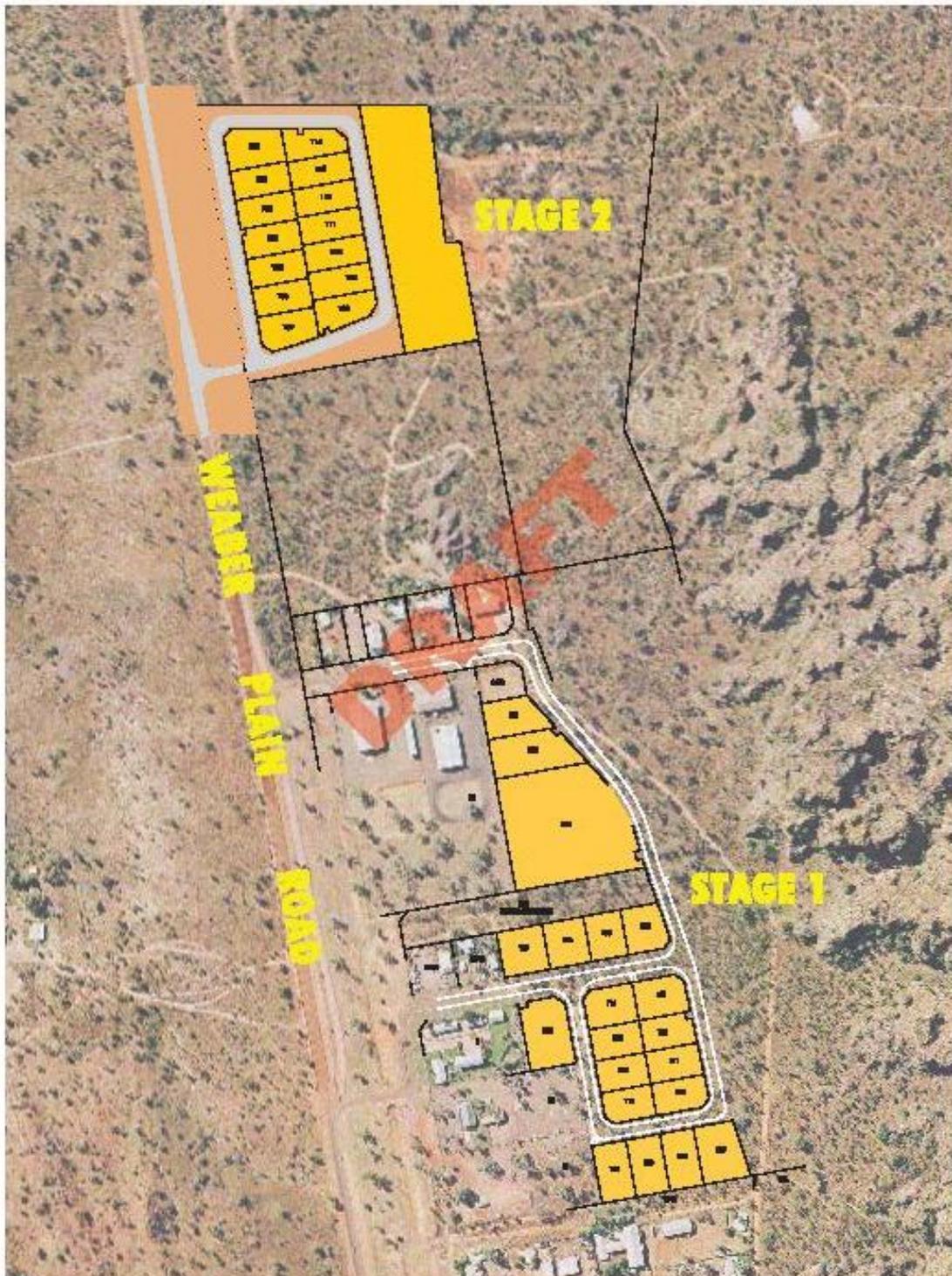
Moved: Cr J Parker

Seconded: Cr K Torres

That Council adopts the amended Local Planning Policy 3 – Weaber Plain Light Industrial Area Design Guidelines.

Carried unanimously 8/0

WEBER PLAIN LIGHT INDUSTRIAL AREA



POLICY:

1.0 Introduction

These guidelines are “in addition” to all other statutory requirements pertaining to building development, design and construction. For any instances where these design guidelines are found to conflict with the statutory requirements of other authorities i.e. requirements of the Local Authority in accordance with Town Planning Scheme No 7 or Building Code of Australia, the statutory requirements are to take precedence. These design guidelines apply to the current and future stages of development within the Weaber Plain Light Industrial Area.

2.0 Development Standards

- 2.1 The front elevation of all new buildings shall be designed and/or complimented with landscaping to present an attractive façade to the street to the satisfaction of the local authority.
- 2.2 The entrance points to buildings must provide protection for pedestrians by way of a fixed awning, verandah, canopy or colonnade.
- 2.3 The development of a caretakers dwelling (subject to Shire approval) shall be consistent in materials choice to all industrial buildings on a lot and take the form of a residential building located to the rear portion of the property.
- 2.4 All building shall accord with the following minimum boundary setback distances, unless otherwise specified in the Building Code of Australia (BCA):
 - Minimum front (street) boundary distance - 9 metres
 - Minimum side boundary distance - 3 metres
 - Minimum rear boundary distance - 3 metres
- 2.5 Lighting for all new development shall be based on high efficiency systems (ie T5 Triphospor Fluorescent lighting).
- 2.6 Where offices are incorporated into the development windows shall be installed on at least two sides to allow breeze paths and remove heat build up. Furthermore, all windows must be provided with an adequate form of shade protection (ie fixed awning or canopy, verandah, mature vegetation) to avoid direct sunlight entering the office building.
- 2.7 All office buildings shall be insulated to the standards of the BCA climate zone 1.
- 2.8 The use of roof colours with a solar absorbency rating greater than 0.55 (most dark colours) is not supported.
- 2.9 All impervious areas including vehicle crossovers and internal car parking, service, manoeuvring and lay down areas must be constructed paved and suitably drained standard to the local government specifications.
- 2.10 All service, storage and bin areas are not to be located within the front boundary setback distance.

2.11 A minimum 3 metre (wide) landscaping strip shall be provided across the frontage of the property.

3.0 Suggested Design Solutions

3.1 The use of light coloured materials with a solar absorptency of less than 0.35 is encouraged. This includes colourbond colours including Classic Cream, Surf-mist, Paperbark, Evening Haze, Shale Grey, Sandbank and Dune.

3.2 If installing air-conditioning an inverter split system is recommended to an energy rating of 5 stars.

3.3 Where practical mechanical ventilation should be incorporated into the building design.

3.4 For advice on appropriate selection of native plants advice should be sought from the Shire's Environmental Officer.

ADOPTED: 18/8/09

REVIEWED:

AMENDED:

12.5 COMMUNITY DEVELOPMENT

12.5.1 CSRFF 2012 / 2013 – CSRFF Grants Application

DATE:	20 March 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
AUTHOR:	Wayne Richards, Manager Recreation and Leisure
REPORTING OFFICER:	Karyn Apperley, Director Community Development
FILE NO:	GS.05.1

PURPOSE

For Council to consider and endorse the Shire of Wyndham East Kimberley application for the current round of Small Grants under the Department of Sport and Recreation's Community Sports and Recreation Facilities Fund (CSRFF).

BACKGROUND

The purpose of the CSRFF program is to provide financial assistance to community groups and local government authorities to develop infrastructure for sport and recreation to meet current and future community needs. The program aims to increase participation in sport and recreation with an emphasis on physical activity through rational development of good quality, well designed and well utilised facilities. The program is administered by the Department of Sport and Recreation.

Grants are available to all Sport and Recreation Incorporated Clubs and Associations. Under the program, Local Government Authorities are required to consider applications from local organisations and/or submit applications themselves, advise the Department of Sport and Recreation if the Council supports the applications, and if supported, rank the applications in priority order. Grant applications must be submitted to the Department of Sport and Recreation by 30 March 2012.

This grant was advertised by the Department of Sport and Recreation with a closing date for local organisations of 29 February 2012 for submission to the local government. However as no local community sporting groups submitted an application, the Shire has an opportunity to submit an application for a priority Recreation facility upgrade project.

STATUTORY IMPLICATIONS

The following statutory and industry compliance is required for this project:

- WA Department of Health Code of Practice for the Design, Construction, Operation, Management and Maintenance of Aquatic Facilities – July 2011
- Australian Standard AS 2560.2.5—2007 – Sports Lighting (specific applications – swimming pools).

POLICY IMPLICATIONS

CP/COM-3581 Council Community Facilities Policy identifies the following outcome:

“Shire community facilities will be functional, allowing safe usage for the purpose of their design enabling users to provide a wide range of quality services, events and activities.”

FINANCIAL IMPLICATIONS

Under the guidelines of the CSRFF Small Grants program, applications from remote areas including the Shire of Wyndham East Kimberley are eligible to apply for up to 50% CSRFF funding for the total cost of the proposed project.

The Wyndham Swimming Pool lighting project is expected to have a total cost of \$100,000 with \$50,000 required from the 2012/13 budget, if the grant application is successful.

STRATEGIC IMPLICATIONS

The Shire’s Strategic Plan identifies the following key result areas relevant to this matter:

Key Result Area 1 – Infrastructure includes the objective ‘A range of quality public facilities that meet a diversity of interests’;

Key Result Area 2 – Community includes the objective ‘Equitable access to quality recreational facilities and services’.

COMMUNITY CONSULTATION

There has been no formal community consultation surrounding this project.

COMMENT

The single submission, by the Shire of Wyndham East Kimberley, seeks to install and upgrade replacement lighting at the Wyndham Swimming Pool. Upgrading of this lighting was identified as a component of the Pool Upgrade project in 2010. As the lights were functioning suitably at the time and the budget limited, this component of the upgrade was not included in the works.

During an assessment in September 2011, several areas of rust and weakness in the light poles were identified leading to a recommendation from Shire staff to remove the poles immediately. The poles were removed in October 2011 and without this lighting, the Wyndham Pool currently must close before sunset until suitable lighting is installed as per Department of Health regulations. This prevents the availability of the facility for any evening group activities or usage after approximately 6pm in the peak season.

This project seeks to replace this lighting to 120 Lux. Under the WA Health Department Code of Practice, the water surface of outdoor swimming pools must be illuminated to a minimum of 80 Lux however the Australian Standard AS 2560.2.5—2007 lists an average illumination of not less than 120 Lux as the requirement.

ATTACHMENTS

There are no attachments associated with this report.

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council:

- 1) Endorses the Shire of Wyndham East Kimberley Community Sports and Recreation Facility Fund Small Grant application for the 2012/2013 funding round.
- 2) Advises the Department of Sport and Recreation of its decision prior to the closing date of 30 March 2012 and forwards the application for Wyndham Swimming Pool lighting upgrade to the Department of Sport and Recreation.

COUNCIL DECISION

Minute No. 9720

Moved: Cr K Torres

Seconded: Cr C Gore-Birch Gault

That Council:

- 1) **Endorses the Shire of Wyndham East Kimberley Community Sports and Recreation Facility Fund Small Grant application for the 2012/2013 funding round.**
- 2) **Advises the Department of Sport and Recreation of its decision prior to the closing date of 30 March 2012 and forwards the application for Wyndham Swimming Pool lighting upgrade to the Department of Sport and Recreation.**

Carried unanimously 8/0

12.6 CHIEF EXECUTIVE OFFICER

12.6.1 Use of the Common Seal

DATE:	20 March 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
AUTHOR:	Julie-Anne McGuinness, Governance Support Officer
REPORTING OFFICER:	Gary Gaffney, Chief Executive Officer
FILE NO:	GN.02.1

PURPOSE

For Council to receive this report on the application of the Shire of Wyndham East Kimberley Common Seal for the period 21 February to 15 March 2012.

STATUTORY IMPLICATIONS

Local Government Act 1995

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

POLICY IMPLICATIONS

No policy implications apply in the preparation of this report.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this item.

STRATEGIC IMPLICATIONS

This report aligns with Council's focus on Governance, Key Result Area 5, in Council's Strategic Plan.

COMMENT

The following documents have had the Shire of Wyndham East Kimberley Common Seal applied:

Date of Use	Document
22/02/2012	Deed of Release between the Shire of Wyndham East Kimberley and Everspring Holdings Pty Ltd
22/02/2012	Lease of part of East Kimberley Regional Airport terminal between Shire of Wyndham East Kimberley and Lizard Lounge Pty Ltd
22/02/2012	Application for Approval of a clause allowing the Lessor to Determine a Lease Pursuant to Section 13(7) - Commercial Tenancy Agreement

ATTACHMENTS

There are no attachments associated with this report.

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council receives the report on the application of the Shire of Wyndham East Kimberley Common Seal for the period 21 February to 15 March 2012.

COUNCIL DECISION

Minute No. 9721

Moved: Cr K Torres

Seconded: Cr C Gore-Birch Gault

That Council receives the report on the application of the Shire of Wyndham East Kimberley Common Seal for the period 21 February to 15 March 2012.

Carried unanimously 8/0

12.6.2 Delegated Authority Report

DATE:	20 March 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
AUTHOR:	Julie-Anne McGuinness, Governance Support Officer
REPORTING OFFICER:	Gary Gaffney, Chief Executive Officer
FILE NO:	PL.02.1

PURPOSE

To report to Council on the use of Delegated Authority by Officers for the period 1 February to 29 February 2012.

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 - Sect 5.46

5.46. Register of, and records relevant to, delegations to CEO's and employees.

- 1) The CEO is to keep a register of the delegations made under this Division to the CEO and to employees.
- 2) At least once every financial year, delegations made under this Division are to be reviewed by the delegator.
- 3) A person to whom a power or duty is delegated under this Act is to keep records in accordance with regulations in relation to the exercise of the power or the discharge of the duty.

POLICY IMPLICATIONS

No policy implications apply in the preparation of this report.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this item.

STRATEGIC IMPLICATIONS

This report aligns with Council's focus on Governance, Key Result Area 5, in the *Shire of Wyndham East Kimberley Strategic Plan 2008*.

COMMUNITY CONSULTATION

Community consultation is not required in relation to this item.

COMMENT

The attached report outlines the use of Delegated Authority by relevant Council Officers for endorsement by Council.

ATTACHMENTS

Attachment 1 – Delegated Authority Report

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council receives the Delegated Authority Report for the period 1 February to 29 February 2012.

COUNCIL DECISION

Minute No. 9722

Moved: Cr K Torres

Seconded: Cr R Addis

That Council receives the Delegated Authority Report for the period 1 February to 29 February 2012.

Carried unanimously 8/0

Attachment 1 – Delegated Authority Report

BUILDING LICENCES ISSUED UNDER DELEGATED AUTHORITY – 1 – 29 February 2012

LIC#	DATE RECEIVED	DATE LICENCED	OWNER	BUILDER	LOCATION	DESCRIPTION	NEW/ ADD	EST. VALUE	COMMENT / PROCESSING TIME – WORKING DAYS
013/2012	21/10/2011	1/02/2012	Lone Eagle WA Pty Ltd	Lance Conley (director) Lone Eagle WA Pty Ltd	Lot 315 Cyril Kleinig Drive Kununurra	Class 5 office/ passenger lounge (non-air conditioned)	New	\$50,000.00	
014/2012	25/01/2012	7/02/2012	Ord River House Pty Ltd	Ian McKenna	Lot 2451 (98) Konkerberry Drive Kununurra	Class 10A - Carport (commercial)	New	\$25,072.00	8/15 days
015/2012	19/01/2012	7/02/2012	Peoples Church of Kununurra	Peoples Church of Kununurra	Lot 967 Ironwood Drive Kununurra	Class 10A - Patio	New	\$10,000.00	11/15 days
016/2012	6/02/2012	8/02/2012	"Gulberrang (8 Mile) Community" Yawoorroong Miriuwong Gajerrong Yirrgebnoong Dawang Aboriginal Community	CKC Nominees t/as "Ecoefficient Homes"	Lot 994 (DP 37024) "Community Lot 3, Gulberrang Community (8 mile) Victoria Highway	Class 1A dwelling with attached Class 10A verandah/deck	New	\$399,647.00	1/15 days
017/2012	30/01/2012	13/02/2012	Corrin Everitt & William Stewart	Corrin Everitt & William Stewart	Lot 100 Crossing Falls Road	Class 1A transportable habitable room &	New	\$35,000.00	9/15 days

					Kununurra	Class 10A tropical roof, ablution & reptile transportable building			
018/2012	26/10/2011	13/02/2012	Bothkamp Pty Ltd	Colin Wilkinson Developments Pty Ltd	Loty 101 (16) Riverfig Avenue Kununurra	Completion of Class 5 Commercial Office development - including external cladding, internal walls and car parking (excluding works carried out on BL 108/2010 - concrete slab and steel framework)	Add	\$600,000.00	
019/2012	16/02/2012	21/02/2012	"Wijilawarrim (Molly Springs) Community" Yawoorroong Miriuwong Gajerrong Yirrgebnoong Dawang Aboriginal Community	CKC Nominees t/as "Ecoefficient Homes"	Lot 695 (Community Lot 17) Great Northern Highway Kununurra	Class 1A dwelling with attached Class 10A verandah/deck	New	\$463,777.00	2/15 days
020/2012	21/02/2012	22/02/2012	Sophie Cooke	Sophie & Russell Cooke	Lot 359 (9) Argentea Avenue Kununurra	Class 1A dwelling addition and Class 10A store	Add	\$18,000.00	1/15 days

021/ 2012	15/02/2012	22/02/2012	David Thornycroft & Christine Dahlitz	David Thornycroft & Christine Dahlitz	Lot 115 (4) Salacca Loop Kununurra		New	\$200,000.00	4/15 days
022/ 2012	15/02/2012	23/02/2012	Jason & Cissy Gault	Jason & Cissy Gault	Lot 2220 (61) Barringtonia Avenue Kununurra	Class 1A extension to existing residence and infill of existing verandahs	Add	\$40,000.00	4/15 days
023/ 2012	25/11/2011	28/02/2012	Lyma Pty Ltd	Franmor Constructions	UNITED BUILDING - Lots 1165, 1166 & 1167 (6) Cottontree Avenue Kununurra	Class 5 office renovation -Non Air Conditioned - United Building - new ablution & store - excludes any proposed internal partitioning & air conditioning	Add	\$295,000.00	
024/ 2012	9/12/2011	29/02/2012	Wayne Paul & Linda Cunningham	Wayne Paul & Linda Cunningham	Lot 133 Drysdale Approach Valentine Falls Estate Kununurra	Class 1A dwelling (2 storey) with attached Class 10A outdoor living, detached Class 10A store/workshop, Class 10B Pool & Shade Sail	New	\$570,000.00	
								\$2,706,496.00	

THERE WERE NO SIGN LICENCES ISSUED UNDER DELEGATED AUTHORITY – 1 – 29 February 2012

DEMOLITION LICENCES ISSUED UNDER DELEGATED AUTHORITY – 1 – 29 February 2012

DEMO LIC#	DATE APPLIC RECVD	DATE LICENCED	ASSESS NO.	OWNER	BUILDER/ DEMOLITION CONTRACTOR	BUILDER ADDRESS	DEMO CLASS (1, 2 or 3 - WARA)	WAD CLASS/ LIC NO	LOCATION	Comments (Asbestos)
DL 006/ 2012	30/01/2012	6/02/2012	A7613P	Melaleuca Plantations of Bungawalbyn Pty Ltd	Corrin Everitt & William Stewart	PO Box 323 Kununurra	N/A	N/A	Lot 100 Packsaddle Road Kununurra	Demolition - removal of 2 x demountable timber frame buildings
DL 007/ 2012	8/02/2012	21/02/2012	A903P	Gabi Bloeker	Peter Harvey	PO Box 329 Kununurra	WARA	WARA 267	Lot 731 (9) Barringtonia Street Kununurra	Demolition - Class 1A dwelling

CERTIFICATES OF CLASSIFICATION ISSUED UNDER DELEGATED AUTHORITY – 1 – 29 February 2012

CERT CLASS#	DATE	Building Licence	ASSESS NO.	Building Class	OWNER	BUILDER	BRB / OB NO	LOCATION	DESCRIPTION
003/ 2012	1/02/2012	131/2011	A7266P	7A	McLean Enterprises	Ben Marr	BRB S.1158	Lot 24 Ivanhoe Road Kununurra	Class 7A - carport lean-to addition only (not including existing Class 7B/8 commercial storage & production facility or

									coolroom chambers)
004/ 2012	15/02/2012	029/2011	A260P	7B/8, 5 & 10a	Savanah Nickel Mine Pty Ltd (Lessee) / Ord River District Co- op	Ahrens Group Pty Ltd	BRB 12283	Lot 2 Barytes Road Wyndham	Class 7B/8 Commercial Production & Storage Facility, Class 5 Offices and Class 10A Sea Containers
005/ 2012	22/02/2012	211/2009	A1141P	3	Kimberley Land Holdings Pty Ltd	Thorough bred Constructi ons Pty Ltd	BRB 12796	Block A Lot 961 (16) Bandicoot Drive Kununurra "Freshwater East Kimberley Apartments"	Block A 10 x Class 3 Short Term Stay Apartments
006/ 2012	22/02/2012	211/2009	A1141P	3	Kimberley Land Holdings Pty Ltd	Thorough bred Constructi ons Pty Ltd	BRB 12796	Block B Lot 961 (16) Bandicoot Drive Kununurra "Freshwater East Kimberley Apartments"	Block B 12 x Class 3 Short Term Stay Apartments
007/ 2012	22/02/2012	211/2009	A1141P	3	Kimberley Land Holdings Pty Ltd	Thorough bred Constructi ons Pty Ltd	BRB 12796	Block C Lot 961 (16) Bandicoot Drive Kununurra "Freshwater East Kimberley Apartments"	Block C 10 x Class 3 Short Term Stay Apartments

008/ 2012	22/02/2012	211/2009	A1141P	2	Kimberley Land Holdings Pty Ltd	Thorough bred Constructi ons Pty Ltd	BRB 12796	Block H Lot 961 (16) Bandicoot Drive Kununurra "Freshwater East Kimberley Apartments"	Block H - 8 x Class 2 Permanent Apartments
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THERE WERE NO FORMAL NOTICES RAISED PURSUANT TO LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1960 FOR ISSUE BY THE CEO UNDER DELEGATED AUTHORITY – 1 – 29 February 2012

PLANNING DELEGATED AUTHORITY APPROVALS - 1 - 29 February 2012

Application / Delegation Number	Approval Type	Date Received	Applicant	Owner	Property Address	Proposed Development	Assess't Number	Approval Date	Comment
DA140/11	P	23/12/2011	Corrin Everitt & William Stewart	Corrin Everitt & William Stewart	Lot 100 Crossing Falls Road, Kununurra	Proposed New Dwelling (rural living)	6858	6/02/2012	Approved by Nick Kearns
DA3/12	P	19/01/2012	Peoples' Church of Kununurra	Peoples' Church of Kununurra	Lot 967 Ironwood Drive, Kununurra	Proposed Extension - Shade Structure	5492	6/02/2012	Approved by Nick Kearns
DA4/12	P	24/01/2012	Ian McKenna	Ord River House Pty Ltd	Lot 2451 Konkerberry Drive, Kununurra	Proposed Free standing roof structure over car bays	1818	6/02/2012	Approved by Nick Kearns
DA6/12	P	30/01/2012	Alex Robertson & Pirl PTY LTD	Alex Robertson & Pirl Pty Ltd	Lot 25 Ivanhoe Road, Kununurra	Proposed New Caretakers accommodation	7165	14/02/2012	Approved by Nick Kearns
DA8/12	Event	18/01/2012	Trevor & Julie Havlin	Trevor & Julie Havlin	Lot 2313 Coolibah Drive, Kununurra	Public Event Application - Travelling Carnival	1160	20/02/2012	Approved by Nick Kearns

COMMUNITY QUICK GRANTS DELEGATED AUTHORITY APPROVALS – 1 February – 29 February 2012

Approval Date	Organisation	Purpose of Quick Grant	Total Project Cost	Amount Requested	Amount Approved
13/02/2012	Ord Valley Country Women's Association	Bush Dance 2012	\$13,000.00	\$500.00	\$500 In-Kind
22/02/2012	Kununurra Neighbourhood House	International Women's Day	\$2,868.08	\$500.00	\$500.00
28/02/2012	St Joseph's Parents & Friends Committee	St Patricks Quiz night	\$9,000	\$500.00	\$453.00 In-Kind. Remainder in cash

12.6.3 Proposed 50th Anniversary Clocktower

DATE:	20 March 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
AUTHOR:	Gary Gaffney, Chief Executive Officer
REPORTING OFFICER:	Gary Gaffney, Chief Executive Officer
FILE NO:	CR.05.1

PURPOSE

This report is an update of the proposal by the Kununurra 50th Anniversary Organising Committee to build a clock tower.

BACKGROUND

Council at its meeting on 18 April 2011 (Item 15.3) resolved the following:

Minute No. 9453

That Council:

- 1) Endorse the proposed location for Kununurra's 50th Anniversary clock tower.***

- 2) Advertises the proposed location of the 50th Anniversary clock tower and seeks community consultation regarding the location.***

Carried unanimously 7/0

Since this time, the Organising Committee has engaged an architectural consultant to prepare a concept proposal for the structure. The concept proposal shows the location of the tower at the northern end of Messmate Way – roughly adjacent to the site of the new courthouse. The materials are unspecified however the clock would be suspended between four curved columns on a circular hardstand. The plan also indicates a series of connecting footpaths, feature lighting and landscaping.

Whilst the proposal mostly emphasises the clock faces, it indicates that there would be inclusion from the Mirima Language Centre in the design.

The Organising Committee has estimated an approximate cost of \$70,000 for the clock's construction, however this estimate is subject to final costs associated with the use of perforated screens (for the clock faces), actual clock mechanism, engineering fees, electrical connection, and graffiti coating. This cost estimate also excludes costs associated with:

- Landscaping
- Pathways
- Contract administration and fees
- Other specialists consultants – quantity surveyor, land surveyor, engineer, architects etc.

The plans indicate a height of 7.25 metres to the top of the clock face with an approximate total height of around 10 metres. A copy of the preliminary concept is provided as an attachment to this report.

STATUTORY IMPLICATIONS

Planning approval and a building licence, including payment of fees, will be required (including full working drawings and structural details), along with approval from the Shire's Infrastructure Directorate – having consideration for impacts to park infrastructure and drainage. Approval of the tower at this location would also require approval of Main Roads WA.

POLICY IMPLICATIONS

No policy implications apply in the preparation of this report.

FINANCIAL IMPLICATIONS

The Shire established a trust fund for the purpose of funding activities associated with the sale of number plates. The fees for the preparation of the preliminary concept have paid for from the trust, which now has a balance of \$9,618.77.

An additional trust was established for the placement of 50th anniversary bricks (\$6,600), however that appears not to have progressed. Similarly, other monies were allocated for civic activities associated with the event, but most (approx. \$15,000) has not been expended.

Preliminary cost estimates have not been verified by a quantity surveyor.

STRATEGIC IMPLICATIONS

There are no strategic implications associated with this report.

COMMUNITY CONSULTATION

The 50th Kununurra Anniversary clock tower has had no formal community consultation and it is proposed that it should undertake a formal period for comment regarding this matter.

COMMENT

The construction of a community asset as that proposed by the Organising Committee that will be a feature of the townscape is an important decision and Council needs to consider all aspects of the proposal. Whilst the proposal may have architectural merit, the true cost of construction and ongoing maintenance (whole of life costs) are not clear. Other aspects of the proposal are unclear, such as the involvement of the Mirima Learning Centre.

Council has not yet commenced townscape planning and linkages to key infrastructure are one of the concepts that would be taken into account. This proposal would need to be cognisant of this objective, as well as to visually tie in with other major infrastructure upgrades such as the widening of the Messmate roundabout. The Organising Committee's suggested location is also within a high-foot traffic area, which would be prone to vandalism, which would need to be factored into the whole-of-life costings.

ATTACHMENTS

Attachment 1 – Preliminary concept proposal

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council:

- 1) Requests the Organising committee to submit a fully scoped proposal for the clock tower including landscaping, pathways and all engineering and technical specifications and projected Quantity Surveyor estimates of the project including the whole of life maintenance cost.
- 2) Request the Organising committee to demonstrate that the clock tower concept has community support
- 3) Request the Organising committee to demonstrate that adequate funding is available to construct the proposed structure.

Cr J Parker

Discussions with residents of KNX many do not have any knowledge of clock tower proposal. Time pieces are usually personal items.

POINT OF CLARIFICATION

Cr D Ausburn

What is the total balance of the 50th Anniversary trust fund?

Gary Gaffney

The 50th Anniversary trust fund has a balance of \$9600.

Cr R Addis proposes the following motion, stating reasons:

- **There is no significant community consultation for the 50th Anniversary Clocktower;**
- **There is no council support for the 50th Anniversary Clocktower;**
- **The budget is not sufficient to build the proposed 50th Anniversary Clocktower;**
- **No whole of life cycle cost for project has been presented by the 50th Anniversary committee.**

MOTION

Moved: Cr R Addis

That Council rescinds Council Decision 9453 (quote decision in full below)

The motion is seconded by Cr J Parker.

The motion is thirded by Cr C Gore-Birch Gault.

COUNCIL DECISION

Minute No. 9723

Moved: Cr R Addis

Seconded: Cr J Parker

Thirder: Cr C Gore-Birch Gault

That Council rescinds Council Decision 9453 (quote decision in full below).

Carried by absolute majority 8/0

Cr K Torres moves to suspend standing orders.

MOTION

Moved: Cr K Torres

That Council suspends standing orders.

The motion is seconded by Cr J Parker.

COUNCIL DECISION

Minute No. 9724

Moved: Cr K Torres

Seconded: Cr J Parker

That Council suspends standing orders.

Carried unanimously 8/0

Council suspends standing orders at 5:26pm.

COUNCIL DECISION

Minute No. 9725

Moved: Cr K Torres

Seconded: Cr J Parker

That Council resumes standing orders.

Carried unanimously 8/0

Council resumes standing orders at 5:35pm.

Cr A Horn enters meeting room at 5.29pm.

Cr J Parker moves the following motion:

MOTION

Moved: Cr J Parker

That Council advises the Kununurra 50th Anniversary committee that it does not support the clock tower concept. Council has concerns that this project will have significant financial impost on the rate payers of the future and committee has not provided evidence of community support.

The motion is seconded by Cr C Gore-Birch Gault.

COUNCIL DECISION

Minute No. 9726

Moved: Cr J Parker

Seconded: Cr C Gore-Birch Gault

That Council advises the Kununurra 50th Anniversary committee that it does not support the clock tower concept. Council has concerns that this project will have significant financial impost on the rate payers of the future and committee has not provided evidence of community support.

Carried 8/1

For: Cr J Moulden, Cr R Addis, Cr J McCoy, Cr R Dessert, Cr C Gore-Birch Gault,
Cr J Parker, Cr A Horn, Cr K Torres
Against: Cr D Ausburn

Attachment 1 – Preliminary concept proposal



Kununurra is 50 years old this year. As part of the 50th birthday celebrations, the volunteer committee proposed a "clock-tower" as a monument to the occasion. Clock-towers used to be an essential part of civic life in towns less than a hundred years ago when very few people could afford to carry watches and the tower was an important way of marking time as the day progressed. Now our society has time displayed to them constantly during their waking hours - on the surface of their mobile phone, the microwave, the dashboard, the computer. But time is still a powerful symbolic concept - age is just another way of recording time, and it is perhaps appropriate that the "coming of age" of Kununurra be represented in a monumental time-keeper.

Indigenous Culture has a different way of understanding time. The Mirima Language Centre from Kununurra has worked together with the Bureau of Meteorology to develop a calendar to record the knowledge of seasons that mark the passage of time, by the elders in the community. The clock tower project is an opportunity for this knowledge to be incorporated in the foundation of the clock-tower in consultation with the Mirima Language Centre, as a different way of understanding time in this landscape. The landscaping surrounding the clocktower is proposed to be of a path network and plant species that are indicators for the changing of the various seasons relating to the calendar, such as when flowering.

The structure of the tower is made up of 4 legs that curve gently in a helix toward the peak of the tower, expressing the concept of time as a dynamic continuum. The curve of the helix is also an expression of the vision for Kununurra to the future. The clock faces form a cube that the helix passes through, symbolic of the clock as a time-keeper (but separate to the concept of time that penetrates through it). The faces of the clock are made up of a perforated metal screen, where the perforations are sculpture that tell the story of the town of Kununurra and the vision for its future.

12.6.4 Compliance Audit Return 2011

DATE:	20 March 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
AUTHOR:	Therese Whalan, Executive Assistant
REPORTING OFFICER:	Gary Gaffney, Chief Executive Officer
FILE NO:	CM.13.2

PURPOSE

The Chief Executive Officer is required to complete and submit a Compliance Audit Return to the Director General of the Department of Local Government together with a copy of section of relevant minutes as approved by Council at an Ordinary Council Meeting by 31 March each year.

The Compliance Audit is one of the tools that allows Council to monitor how the organisation is functioning in regard to compliance (or otherwise) with the various legislation that pertains to local government administration and decision making.

Regulations require that upon completion of the Compliance Audit Return the return is to be:

- presented to the Council at a meeting of the Council;
- adopted by the Council; and
- recorded in the minutes of the meeting at which it is adopted.

The Compliance Audit is undertaken using an online Compliance Audit Return that is prepared by the Department of Local Government.

BACKGROUND

Each local government is required to carry out a compliance audit for the period 1 January to 31 December against the requirements of the Compliance Audit Return. The return is completed online.

After the Compliance Audit Return has been presented to council, a certified copy of the return along with the relevant section of the minutes and any additional information explaining or qualifying the compliance audit is to be submitted to the Director General of the Department of Local Government.

STATUTORY IMPLICATIONS

The Department of Local Government Compliance Framework is aimed at providing transparency about our approach to compliance as well as giving the sector and the public certainty about our approach to managing complaints made against the sector (or individuals within it).

The Department of Local Government is responsible, under the Local Government Act 1995 and associated legislation and regulations, for the regulation of the local government sector in Western Australia.

POLICY IMPLICATIONS

No policy implications apply in the preparation of this report.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this item.

STRATEGIC IMPLICATIONS

This report aligns with Council's focus on Governance, Key Result Area 5, in Council's Strategic Plan.

COMMUNITY CONSULTATION

Community consultation is not required in relation to this item.

COMMENT

The purpose of this report is to seek endorsement from Council of the 2011 report to enable submission the Department of Local Government prior to 30 March 2012.

ATTACHMENTS

Attachment 1 – Completed Compliance Audit Report 2011

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council adopts the 2011 Compliance Audit Report and submits to the Department of Local Government.

COUNCIL DECISION

Minute No. 9727

Moved: Cr A Horn

Seconded: Cr K Torres

That Council adopts the 2011 Compliance Audit Report and submits to the Department of Local Government.

Carried unanimously 9/0

Attachment 1 – Completed Compliance Audit Report 2011

Department of Local Government - Compliance Audit Return



Government of Western Australia
Department of Local Government

Wyndham-East Kimberley - Compliance Audit Return 2011

Certified Copy of Return

Please submit a signed copy to the Director General of the Department of Local Government together with a copy of section of relevant minutes.

Commercial Enterprises by Local Governments					
No	Reference	Question	Response	Comments	Respondent
1	s3.59(2)(a)(b)(c) F&G Reg 7,9	Has the local government prepared a business plan for each major trading undertaking in 2011.	N/A		Gary Gaffney
2	s3.59(2)(a)(b)(c) F&G Reg 7,10	Has the local government prepared a business plan for each major land transaction that was not exempt in 2011.	N/A		Gary Gaffney
3	s3.59(2)(a)(b)(c) F&G Reg 7,10	Has the local government prepared a business plan before entering into each land transaction that was preparatory to entry into a major land transaction in 2011.	N/A		Gary Gaffney
4	s3.59(4)	Has the local government given Statewide public notice of each proposal to commence a major trading undertaking or enter into a major land transaction for 2011.	N/A		Gary Gaffney
5	s3.59(5)	Did the Council, during 2011, resolve to proceed with each major land transaction or trading undertaking by absolute majority.	N/A		Gary Gaffney



Delegation of Power / Duty					
No	Reference	Question	Response	Comments	Respondent
1	s5.16, 5.17, 5.18	Were all delegations to committees resolved by absolute majority.	N/A		Gary Gaffney
2	s5.16, 5.17, 5.18	Were all delegations to committees in writing.	N/A		Gary Gaffney
3	s5.16, 5.17, 5.18	Were all delegations to committees within the limits specified in section 5.17.	N/A		Gary Gaffney
4	s5.16, 5.17, 5.18	Were all delegations to committees recorded in a register of delegations.	N/A		Gary Gaffney
5	s5.18	Has Council reviewed delegations to its committees in the 2010/2011 financial year.	N/A		Gary Gaffney
6	s5.42(1),5.43 Admin Reg 18G	Did the powers and duties of the Council delegated to the CEO exclude those as listed in section 5.43 of the Act.	Yes		Gary Gaffney
7	s5.42(1)(2) Admin Reg 18G	Were all delegations to the CEO resolved by an absolute majority.	Yes		Gary Gaffney
8	s5.42(1)(2) Admin Reg 18G	Were all delegations to the CEO in writing.	Yes		Gary Gaffney
9	s5.44(2)	Were all delegations by the CEO to any employee in writing.	Yes		Gary Gaffney
10	s5.45(1)(b)	Were all decisions by the Council to amend or revoke a delegation made by absolute majority.	Yes		Gary Gaffney
11	s5.46(1)	Has the CEO kept a register of all delegations made under the Act to him and to other employees.	Yes		Gary Gaffney
12	s5.46(2)	Were all delegations made under Division 4 of Part 5 of the Act reviewed by the delegator at least once during the 2010/2011 financial year.	Yes		Gary Gaffney
13	s5.46(3) Admin Reg 19	Did all persons exercising a delegated power or duty under the Act keep, on all occasions, a written record as required.	Yes		Gary Gaffney

Disclosure of Interest					
No	Reference	Question	Response	Comments	Respondent
1	s5.67	If a member disclosed an interest, did he/she ensure that they did not remain present to participate in any discussion or decision-making procedure relating to the matter in which the interest was disclosed (not including participation approvals granted under s5.68).	Yes		Gary Gaffney
2	s5.68(2)	Were all decisions made under section 5.68(1), and the extent of participation allowed, recorded in the minutes of Council and Committee meetings.	Yes		Gary Gaffney



No	Reference	Question	Response	Comments	Respondent
3	s5.73	Were disclosures under section 5.65 or 5.70 recorded in the minutes of the meeting at which the disclosure was made.	Yes		Gary Gaffney
4	s5.75(1) Admin Reg 22 Form 2	Was a primary return lodged by all newly elected members within three months of their start day.	Yes		Gary Gaffney
5	s5.75(1) Admin Reg 22 Form 2	Was a primary return lodged by all newly designated employees within three months of their start day.	Yes		Gary Gaffney
6	s5.76(1) Admin Reg 23 Form 3	Was an annual return lodged by all continuing elected members by 31 August 2011.	Yes		Gary Gaffney
7	s5.76(1) Admin Reg 23 Form 3	Was an annual return lodged by all designated employees by 31 August 2011.	Yes		Gary Gaffney
8	s5.77	On receipt of a primary or annual return, did the CEO, (or the Mayor/ President in the case of the CEO's return) on all occasions, give written acknowledgment of having received the return.	Yes		Gary Gaffney
9	s5.88(1)(2) Admin Reg 28	Did the CEO keep a register of financial interests which contained the returns lodged under section 5.75 and 5.76	Yes		Gary Gaffney
10	s5.88(1)(2) Admin Reg 28	Did the CEO keep a register of financial interests which contained a record of disclosures made under sections 5.65, 5.70 and 5.71, in the form prescribed in Administration Regulation 28.	Yes		Gary Gaffney
11	s5.88 (3)	Has the CEO removed all returns from the register when a person ceased to be a person required to lodge a return under section 5.75 or 5.76.	Yes		Gary Gaffney
12	s5.88(4)	Have all returns lodged under section 5.75 or 5.76 and removed from the register, been kept for a period of at least five years, after the person who lodged the return ceased to be a council member or designated employee.	Yes		Gary Gaffney
13	s5.103 Admin Reg 34C & Rules of Conduct Reg 11	Where an elected member or an employee disclosed an interest in a matter discussed at a Council or committee meeting where there was a reasonable belief that the impartiality of the person having the interest would be adversely affected, was it recorded in the minutes.	Yes		Gary Gaffney
14	s5.70(2)	Where an employee had an interest in any matter in respect of which the employee provided advice or a report directly to the Council or a Committee, did that person disclose the nature of that interest when giving the advice or report.	Yes		Gary Gaffney



No	Reference	Question	Response	Comments	Respondent
15	s5.70(3)	Where an employee disclosed an interest under s5.70(2), did that person also disclose the extent of that interest when required to do so by the Council or a Committee.	Yes		Gary Gaffney
16	s5.103(3) Admin Reg 34B	Has the CEO kept a register of all notifiable gifts received by Council members and employees.	Yes		Gary Gaffney

Disposal of Property

No	Reference	Question	Response	Comments	Respondent
1	s3.58(3)	Was local public notice given prior to disposal for any property not disposed of by public auction or tender (except where excluded by Section 3.58(5)).	Yes		Gary Gaffney
2	s3.58(4)	Where the local government disposed of property under section 3.58(3), did it provide details, as prescribed by section 3.58(4), in the required local public notice for each disposal of property.	Yes		Gary Gaffney

Elections

No	Reference	Question	Response	Comments	Respondent
1	Elect Reg 30G (1)	Did the CEO establish and maintain an electoral gift register and ensure that all 'disclosure of gifts' forms completed by candidates and received by the CEO were placed on the electoral gift register at the time of receipt by the CEO and in a manner that clearly identifies and distinguishes the candidates.	Yes		Gary Gaffney

Finance

No	Reference	Question	Response	Comments	Respondent
1	s7.1A	Has the local government established an audit committee and appointed members by absolute majority in accordance with section 7.1A of the Act.	Yes		Gary Gaffney
2	s7.1B	Where a local government determined to delegate to its audit committee any powers or duties under Part 7 of the Act, did it do so by absolute majority.	N/A		Gary Gaffney
3	s7.3	Was the person(s) appointed by the local government to be its auditor, a registered company auditor.	Yes		Gary Gaffney
4	s7.3	Was the person(s) appointed by the local government to be its auditor, an approved auditor.	Yes		Gary Gaffney
5	s7.3, 7.6(3)	Was the person or persons appointed by the local government to be its auditor, appointed by an absolute majority decision of Council.	Yes		Gary Gaffney



No	Reference	Question	Response	Comments	Respondent
6	Audit Reg 10	Was the Auditor's report for the financial year ended 30 June 2011 received by the local government within 30 days of completion of the audit.	Yes		Gary Gaffney
7	s7.9(1)	Was the Auditor's report for 2010/2011 received by the local government by 31 December 2011.	Yes		Gary Gaffney
8	S7.12A(3), (4)	Where the local government determined that matters raised in the auditor's report prepared under s7.9 (1) of the Act required action to be taken by the local government, was that action undertaken.	Yes		Gary Gaffney
9	S7.12A(3), (4)	Where the local government determined that matters raised in the auditor's report (prepared under s7.9 (1) of the Act) required action to be taken by the local government, was a report prepared on any actions undertaken.	Yes		Gary Gaffney
10	S7.12A(3), (4)	Where the local government determined that matters raised in the auditor's report (prepared under s7.9 (1) of the Act) required action to be taken by the local government, was a copy of the report forwarded to the Minister by the end of the financial year or 6 months after the last report prepared under s7.9 was received by the local government whichever was the latest in time.	Yes		Gary Gaffney
11	Audit Reg 7	Did the agreement between the local government and its auditor include the objectives of the audit.	Yes		Gary Gaffney
12	Audit Reg 7	Did the agreement between the local government and its auditor include the scope of the audit.	Yes		Gary Gaffney
13	Audit Reg 7	Did the agreement between the local government and its auditor include a plan for the audit.	Yes		Gary Gaffney
14	Audit Reg 7	Did the agreement between the local government and its auditor include details of the remuneration and expenses to be paid to the auditor.	Yes		Gary Gaffney
15	Audit Reg 7	Did the agreement between the local government and its auditor include the method to be used by the local government to communicate with, and supply information to, the auditor.	Yes		Gary Gaffney



Local Government Employees					
No	Reference	Question	Response	Comments	Respondent
1	Admin Reg 18C	Did the local government approve the process to be used for the selection and appointment of the CEO before the position of CEO was advertised.	N/A		Gary Gaffney
2	s5.36(4) s5.37(3), Admin Reg 18A	Were all vacancies for the position of CEO and other designated senior employees advertised and did the advertising comply with s.5.36(4), 5.37(3) and Admin Reg 18A.	N/A		Gary Gaffney
3	Admin Reg 18F	Was the remuneration and other benefits paid to a CEO on appointment the same remuneration and benefits advertised for the position of CEO under section 5.36(4).	N/A		Gary Gaffney
4	Admin Regs 18E	Did the local government ensure checks were carried out to confirm that the information in an application for employment was true (applicable to CEO only).	N/A		Gary Gaffney
5	s5.37(2)	Did the CEO inform council of each proposal to employ or dismiss a designated senior employee.	Yes		Gary Gaffney

Official Conduct					
No	Reference	Question	Response	Comments	Respondent
1	s5.120	Where the CEO is not the complaints officer, has the local government designated a senior employee, as defined under s5.37, to be its complaints officer.	N/A		Gary Gaffney
2	s5.121(1)	Has the complaints officer for the local government maintained a register of complaints which records all complaints that result in action under s5.110(6)(b) or (c).	Yes		Gary Gaffney
3	s5.121(2)(a)	Does the complaints register maintained by the complaints officer include provision for recording of the name of the council member about whom the complaint is made.	Yes		Gary Gaffney
4	s5.121(2)(b)	Does the complaints register maintained by the complaints officer include provision for recording the name of the person who makes the complaint.	Yes		Gary Gaffney
5	s5.121(2)(c)	Does the complaints register maintained by the complaints officer include provision for recording a description of the minor breach that the standards panel finds has occurred.	Yes		Gary Gaffney
6	s5.121(2)(d)	Does the complaints register maintained by the complaints officer include the provision to record details of the action taken under s5.110(6)(b) (c).	Yes		Gary Gaffney



Tenders for Providing Goods and Services					
No	Reference	Question	Response	Comments	Respondent
1	s3.57 F&G Reg 11	Did the local government invite tenders on all occasions (before entering into contracts for the supply of goods or services) where the consideration under the contract was, or was expected to be, worth more than the consideration stated in Regulation 11(1) of the Local Government (Functions & General) Regulations (Subject to Functions and General Regulation 11(2)).	Yes		Gary Gaffney
2	F&G Reg 12	Has the local government entered into multiple contracts only where avoiding the requirement to call tenders for a single contract in accordance with F&G Reg 11(1) was not a significant reason for doing so.	N/A		Gary Gaffney
3	F&G Reg 14(1)	Did the local government invite tenders via Statewide public notice.	Yes		Gary Gaffney
4	F&G Reg 14, 15 & 16	Did the local government's advertising and tender documentation comply with F&G Regs 14, 15 & 16.	Yes		Gary Gaffney
5	F&G Reg 14(5)	If the local government sought to vary the information supplied to tenderers, was every reasonable step taken to give each person who sought copies of the tender documents or each acceptable tenderer, notice of the variation.	Yes		Gary Gaffney
6	F&G Reg 18(1)	Did the local government reject the tenders that were not submitted at the place, and within the time specified in the invitation to tender.	Yes		Gary Gaffney
7	F&G Reg 18 (4)	In relation to the tenders that were not rejected, did the local government assess which tender to accept and which tender was most advantageous to the local government to accept, by means of written evaluation criteria.	Yes		Gary Gaffney
8	F&G Reg 17	Did the information recorded in the local government's tender register comply with the requirements of F&G Reg 17.	Yes		Gary Gaffney
9	F&G Reg 19	Was each tenderer sent written notice advising particulars of the successful tender or advising that no tender was accepted.	Yes		Gary Gaffney
10	F&G Reg 21 & 22	Did the local governments's advertising and expression of interest documentation comply with the requirements of F&G Regs 21 and 22.	Yes		Gary Gaffney
11	F&G Reg 23(1)	Did the local government reject the expressions of interest that were not submitted at the place and within the time specified in the notice.	Yes		Gary Gaffney



No	Reference	Question	Response	Comments	Respondent
12	F&G Reg 23(4)	After the local government considered expressions of interest, did the CEO list each person considered capable of satisfactorily supplying goods or services.	Yes		Gary Gaffney
13	F&G Reg 24	Was each person who submitted an expression of interest, given a notice in writing in accordance with Functions & General Regulation 24.	Yes		Gary Gaffney
14	F&G Reg 24E	Where the local government gave a regional price preference in relation to a tender process, did the local government comply with the requirements of F&G Reg 24E in relation to the preparation of a regional price preference policy (only if a policy had not been previously adopted by Council).	N/A		Gary Gaffney
15	F&G Reg 11A	Does the local government have a current purchasing policy in relation to contracts for other persons to supply goods or services where the consideration under the contract is, or is expected to be, \$100,000 or less.	Yes		Gary Gaffney

I certify this Compliance Audit return has been adopted by Council at its meeting on _____

Signed Mayor / President, Wyndham-East
Kimberley

Signed CEO, Wyndham-East Kimberley

12.7 ELECTED MEMBER REPORTS

Cr J Moulden

25-26 February	Strategic Planning weekend, Fitzroy Crossing
01 March	Tender opening, Kalumburu Road
07 March	WALGA State Council meeting, Perth
08 March	WALGA Service Delivery to Remote Communities workshop, Perth
09 March	Regional Collaborative Group - Governance Meetings, Perth
13 March	Hon Wendy Duncan MLC visit
14 March	Future of Art in Kununurra, Lovell Gallery

Cr Di Ausburn

23 February	Australia Day Debrief
29 February	ANW Glenn Chidlow Re Tourism House
06 March	Lakeside Resort Meeting
07 March	Kununurra Chamber of Commerce & Industry Board meeting
08 March	Kununurra Visitors Centre Board meeting
10 March	Community Engagement Strategy Workshop
13 March	Hon Wendy Duncan MLC Meeting
13 March	Briefing Session
16 March	CEO Performance Review Meeting
20 March	Celebrity Tree Playground Meeting
20 March	East Kimberley Regional Airport Concept Plan Presentation
20 March	Ordinary Council Meeting

Cr Cissy Cr Gore-Birch Gault

25–26 February	Kimberley Regional Collaborative Group – Strategic Planning workshop Weekend, Fitzroy Crossing. <i>There were discussions and group participation from the Kimberley Zone and RCG representatives from the east and west on developing a “Governance Model” for the Kimberley region.</i>
8 March	WALGA Service delivery to remote communities, Perth
16 March	CEO Performance Review Meeting

Cr Ralph Addis

8-9 March Regional Development Council

Cr R Dessert

13 March Regional Road Group Forum, Broome

Cr K Torres

06 March Town of Victoria Park (Elected Members Briefing Session)

08 March WALGA Service Delivery to Remote Communities workshop,
Perth

COUNCIL DECISION

Minute No. 9728

**Moved: Cr D Ausburn
Seconded: Cr K Torres**

That Council notes the Elected Members Reports from 22 February to 20 March 2012.

Carried unanimously 9/0

12.8 CHIEF EXECUTIVE OFFICER REPORTS

The Chief Executive and Acting Chief Executive Officer attended the following meetings on behalf of Council:

23 February	Australia Day De-Brief
24 February	WALGA Kimberley Zone Meeting, Fitzroy Crossing
29 February	Meeting with Glen Chidlow – Australia's North West
1 March	Kimberley DEMC Meeting, Kununurra Police Conference Room
2 March	Teleconference - InterPlan referee - Andrea Westacott - Shire Kalamunda
8 March	Local Government Service Delivery to Aboriginal Communities Forum, Perth
9 March	Regional Collaborative Group - Governance Meetings, Perth
12 March	ANZAC Hill visit - ANZAC Day arrangements Sue Stubbs, Lizard Lounge Liquor Licence
13 March	Meeting with Hon Wendy Duncan MLC LEMC Teleconference - Potential cyclone preparedness
14 March	LEMC Teleconference – Cyclone Update Meeting with Nadeen Lovell, Lovell Gallery - Future of art & culture in the East Kimberley

COUNCIL DECISION

Minute No. 9729

Moved: Cr D Ausburn

Seconded: Cr C Gore-Birch Gault

That Council notes the Chief Executive Officer Reports from 22 February to 20 March 2012.

Carried unanimously 9/0

13. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

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

Nil

COUNCIL DECISION

Minute No. 9730

Moved: Cr D Ausburn

Seconded: Cr C Gore-Birch Gault

That Council accepts matters of urgent business.

Carried unanimously 9/0

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

15.1 Kununurra Agricultural Society Strategic Plan And Lease Term

DATE:	20 March 2012
PROPONENT:	Kununurra Agricultural Society
LOCATION:	Portion of Reserve 29799, Coolibah Drive, Kununurra
AUTHOR:	Karyn Apperley, Director Community Development
REPORTING OFFICER:	Nick Kearns, Director Development Services
FILE NO:	CP.07.1

PURPOSE

For Council to consider the Kununurra Agricultural Society's Strategic Business Plan submitted in response to Council's request to assist with the determination of a new lease term for portion of Reserve 29799, Coolibah Drive, Kununurra.

BACKGROUND

The current 21 year lease with the Kununurra Agricultural Society for portion of Reserve 29799 expires on 30 June 2012.

At its meeting held 14 December 2010 (Item 15), Council decided the following;

Minute No: 9379

Moved: Cr J Moulden

Seconded: Cr J Parker

That Council requests the Chief Executive Officer to:

Enter into negotiations with the Kununurra Agricultural Society Inc. with a view to determining their ongoing requirements in relation to Reserve 29799, and;

Write to the Minister Regional Development and Lands requesting approval to enter into a lease over reserve 29799 with the Kununurra Agricultural Society Inc. for a term of 10 years with a 10 year option, at the discretion of either party, for the purpose of recreation, equestrian and agricultural show activities, and caravan park and camping ground.

Carried Unanimously: (7/0)

In January 2011, the Shire wrote to the Minister of Regional Development and Lands requesting a section 18 in-principle approval to enter into a lease with in-principle Ministerial approval being received in March 2011.

In June 2011, the Shire wrote to the Kununurra Agricultural Society to advise that while in principle Ministerial approval had been received, the Ord River Magpies Football Club had expressed interest in a direct lease with the Shire for their club house and requested a meeting to initiate discussions.

The Shire also requested a draft lease with standard clauses from Civic Legal to be able to commence negotiations prior to a meeting with Agricultural Society representatives and Shire staff held on 24 August 2011.

Civic Legal advised that in regard to Council's decision of 14 December 2010, that; *'It is not possible to grant a 10 year option, "at the discretion of either party" (as contained in Minute 9379).*

Therefore, the intent of Council's decision on 14 December 2010 could not be enacted in a draft lease and the matter was considered at the Ordinary Council Meeting of 20 September 2011 (Item 12.5.1) and Council decided the following:

Minute No. 9574

**Moved: Cr J Moulden
Seconded: Cr J Parker**

That to assist Council in determining an appropriate term for a new lease on portion of Reserve 29799, the Kununurra Agricultural Society be requested to provide a long term business plan.

Carried Unanimously 9/0

The Kununurra Agricultural Society provided a copy of their Strategic Business Plan 2009 – 2019 on 22 December 2011. (Refer Attachment to be provided under separate confidential cover).

STATUTORY IMPLICATIONS

The *Local Government Act 1995* provides for leasing under *Section 3.58 Disposing of Property* and the *Land Administration Act 1997* provides for the leasing of crown land reserves for one or more purposes of public interest.

POLICY IMPLICATIONS

There are no specific policy implications associated with this matter.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this item at this time. Future considerations regarding the lease fee will need to be addressed as part of the final draft lease agreement.

STRATEGIC IMPLICATIONS

The development of a long term business plan is a key aspect in the setting of strategic direction and objectives for a group or activity and the associated planning, timeframes and resources required to achieve the strategic goals. It can also assist the sustainability and development of a group or activity.

The term of a lease on public land for one or more purposes of public interest is of strategic importance both to the Council in deciding the length of time that reserve land will be allocated for an exclusive purpose and therefore unavailable for medium or longer term other and/or potentially unknown community purposes as the community grows and develops and

also to the community group/lessee in terms of their length of tenure and associated security of tenure to facilitate their own development.

COMMUNITY CONSULTATION

Community consultation is not required in relation to this item at this time. Public advertising of Council's intention to enter a lease will be required once the term and rent amount have been determined.

COMMENT

The attached Strategic Business Plan 2009 – 2019 (confidential cover) was last reviewed in October 2011 and provides a one page background summary; Mission, Vision and Committee list; 16 long term goals and objectives; financial summary (annual profit and loss statements for November 2008 to October 2011); SWOT analysis; progress report on the long term goals; and review process. The Plan, nevertheless, doesn't provide sufficient detail for the purpose of giving Council confidence to grant a lease term beyond 10 years.

It is acknowledged that the Kununurra Agricultural Society is a volunteer community organisation, however the development of a more thorough and detailed plan, possibly with external assistance from an independent 'expert' may greatly assist the sustainability, functioning and knowledge base for a volunteer based community committee that manages a significant community asset and annual event/s.

The additional information required within the long term business plan – for the purpose of assisting the Council to decide to extend the Society's lease beyond 10 years - would include detail with respect to infrastructure (buildings and associated works) needs, long term objectives with regard to current and potential future land use, and long term financial objectives – to promote financial sustainability. Approval of a 10 year lease, nevertheless, will be subject to agreement to land boundaries, factoring in the need to accommodate the Ord River Magpies on the land also, and subject to agreement to suitable lease terms.

ATTACHMENTS

The associated attachment will be provided under separate cover.

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council:

- 1) Offers the Kununurra Agricultural Society a 10 year lease term for portion of Reserve 29799, Kununurra, subject to agreement on land boundary (extent of lease area, and to agreement to suitable lease terms.
- 2) Advises the Kununurra Agricultural Society that it may consider a further 10 year option to the 10 year lease term subject to receipt of a suitable strategic business plan to Council's satisfaction, including additional detail being provided with respect to infrastructure needs, long term objectives with regard to current and potential land use and activities, and long term financial objectives.

Cr D Ausburn and Cr R Dessert declare financial interest in the item and leave the room at 6.01pm.

COUNCIL DECISION

Minute No. 9731

Moved: Cr J Parker

Seconded: Cr C Gore-Birch Gault

That Council:

- 1) Offers the Kununurra Agricultural Society a 10 year lease term for portion of Reserve 29799, Kununurra, subject to agreement on land boundary (extent of lease area, and to agreement to suitable lease terms.
- 2) Advises the Kununurra Agricultural Society that it may consider a further 10 year option to the 10 year lease term subject to receipt of a suitable strategic business plan to Council's satisfaction, including additional detail being provided with respect to infrastructure needs, long term objectives with regard to current and potential land use and activities, and long term financial objectives.

Carried unanimously 8/0

Cr D Ausburn and Cr R Dessert return to room at 6.02pm.

COUNCIL DECISION

Minute No. 9732

Moved: Cr R Addis

Seconded: Cr K Torres

That Council moves behind closed doors to consider Items 16.1 Shares In Cambridge Gulf, 16.2 Tender Evaluation Report T11 11/12 and 16.3 Disposal Of Shire Property - Lot 1381 And 1384 Boobialla Way And Lot 1984 Eucalyptus Close, Kununurra.

Carried unanimously 9/0

Council moves behind closed doors at 6.03pm.

16. MATTERS BEHIND CLOSED DOORS

16.1 Shares In Cambridge Gulf

DATE:	20 March 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
AUTHOR:	Asanka Jayakody, Team Leader Finance
REPORTING OFFICER:	Jo-Anne Ellis, Director Corporate Services
FILE NO:	FM.10.2

The business of the meeting is of a confidential nature as it relates to the business affairs of a person. The item will be discussed Behind Closed Doors under Section 5.23 (2) (c) and (e) (ii) as this is a matter that affects:

- c) A contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.
- e) A matter that if disclosed, would reveal –
 - (ii) information that has a commercial value to a person.

PURPOSE

To consider further action in relation to the disposal of 4,061 shares in Cambridge Gulf Limited.

VOTING REQUIREMENT

Simple Majority

Cr J Parker and Cr R Addis declare a financial interest in the item and leave the room at 6.03pm.

COUNCIL DECISION

Minute No. 9733

Moved: Cr R Addis

Seconded: Cr C Gore-Birch Gault

- 1) confirms their intention to dispose of the 4,061 Cambridge Gulf limited shares by continued listing of Shires details with Cambridge Gulf Limited for the purposes of disposal of the shares;**
- 2) delegates authority to the Chief Executive Officer to dispose of the shares providing a favourable transaction to the Shire is achieved.**

Carried unanimously 7/0

Cr J Parker and Cr R Addis return to the room at 6.05pm.

16.2 Tender Evaluation Report T11 11/12

DATE:	20 March 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Shire of Wyndham East Kimberley
AUTHOR:	Peter Kerp, Manager Engineering Services
REPORTING OFFICER:	Kevin Hannagan, Director Infrastructure
FILE NO:	CM.16.30
ASSESSMENT NO:	Tender T11 11/12

The business of the meeting is of a confidential nature as it relates to the business affairs of a person. The item will be discussed Behind Closed Doors under Section 5.23 (2) (c) and (e) (ii) as this is a matter that affects:

- c) A contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.
- e) A matter that if disclosed, would reveal –
 - (ii) information that has a commercial value to a person.

PURPOSE

To provide Council with details of the Tenders received for T11 11/12 Gravel Re-Sheeting, Gibb River-Kalumburu Road, document the results of the tender assessment and make recommendations regarding award of the Tender.

VOTING REQUIREMENT

Simple Majority

COUNCIL DECISION

Minute No. 9734

Moved: Cr R Addis

Seconded: Cr R Dessert

- 1) Accepts the tender submitted by Martinjinni Pty Ltd trading as Ord River Contracting, 100-101 Mills Road, Kununurra, WA 6743 for Tender T11 11/12 Gravel Re-Sheeting – Gibb River-Kalumburu Road, for the Lump Sum Price of \$382,250.50 ex GST, in accordance with the tender documentation.**
- 2) Authorises the Chief Executive Officer to negotiate with the preferred tender Martinjinni Pty Ltd trading as Ord River Contracting a cost sharing arrangement of full mobilisation (plant and work camp) costs with the Department Conservation Environment.**

Carried unanimously 9/0

16.3 Disposal Of Shire Property - Lot 1381 And 1384 Boobialla Way And Lot 1984 Eucalyptus Close, Kununurra

DATE:	20 March 2012
PROPONENT:	Shire of Wyndham East Kimberley
LOCATION:	Lot 1381 Boobialla Way, Lot 1384 Boobialla Way and Lot 1948 Eucalyptus Close, Kununurra
AUTHOR:	Julia Hall, Coordinator Development Services
REPORTING OFFICER:	Nick Kearns, Director Development Services
FILE NO:	A6878P, A6877P and A1782P

The business of the meeting is of a confidential nature as it relates to the business affairs of a person. The item will be discussed Behind Closed Doors under Section 5.23 (2) (c) and (e) (ii) as this is a matter that affects:

- c) A contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.
- e) A matter that if disclosed, would reveal –
 - (ii) information that has a commercial value to a person.

PURPOSE

For Council to dispose of property at Lot 1381 Boobialla Way, Lot 1384 Boobialla Way and Lot 1948 Eucalyptus Close Kununurra

VOTING REQUIREMENT

Absolute Majority

COUNCIL DECISION

Minute No. 9735

**Moved: Cr C Gore-Birch Gault
Seconded: Cr K Torres**

That Council:

- 1) Issues a public tender for the disposal of Lot 1381 Boobialla Way, Lot 1384 Boobialla Way and Lot 1948 Eucalyptus Close, Kununurra with the recommended most advantageous tender to be referred back to Council for consideration.**
- 2) Should one or more tender submissions not be acceptable to Council, delegates to the Chief Executive Officer authority to engage one or more local real estate agents to market one or more of the properties and bring forward an offer to Council to dispose of the property(s) by private treaty.**

Carried unanimously 9/0

COUNCIL DECISION

Minute No. 9736

Moved: Cr R Addis

Seconded: Cr J McCoy

That Council moves out from behind closed doors.

Carried unanimously 9/0

Council moves out from behind closed doors at 6.11pm.

17. CLOSURE

The Shire President declares the meeting closed at 6.13pm. Thank you to staff for attendance in gallery.