



MINUTES OF THE SPECIAL MEETING OF COUNCIL TO BE HELD IN THE SHIRE OF MORAWA COUNCIL CHAMBERS THURSDAY 22 OCTOBER 2015

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1. **SWEARING IN OF COUNCILLORS**

M Thornton
D Agar
J Coaker

Made their declaration before former Shire President Mr James Cook OAM JP.

2. **OPENING OF MEETING**

2.1 **DECLARATION OF OPENING**

The Chief Executive Officer declared the meeting open at 5.42pm. He thanked Mr Cook for attending and swearing in the Councillors.

2.2 **RECORDING OF THOSE PRESENT**

Cr K J Chappel
Cr D S Carslake
Cr JM Coaker
Cr D S Agar
Cr M J Thornton
Cr DB Collins
Cr KP Stokes

Mr JE Roberts	Chief Executive Officer
Ms S Appleton	Executive Manager Development and Administration

Mr JF Cook OAM JP

2.3 **RECORDING OF APOLOGIES**

Nil

2.4 **VISITORS TO THE MEETING**

Nil

3. **PUBLIC QUESTION TIME**

Nil

4. **ELECTION OF SHIRE PRESIDENT**

The CEO conducted the election for the position of President of the Shire of Morawa. Written nominations were required nominating Councillors as

President. The Councillor's nominated needed to indicate either verbally or in writing to the Acting Chief Executive Officer that they accept the nomination.

One written nomination was received nominating Councillor Chappel as President. Councillor Chappel indicated to the Chief Executive Officer that she was willing to accept the nomination.

The Chief Executive Officer called for any further nominations. The nomination having been accepted and there being no further written nominations, Councillor Chappel was declared elected President of the Shire of Morawa for the next two years.

4.1 SWEARING IN AS PRESIDENT

Councillor Chappel made the Declaration for the position of Shire President of the Shire of Morawa before Mr James Cook OAM JP. Councillor Chappel assumed the Chair.

5. *ELECTION OF SHIRE DEPUTY PRESIDENT*

The President called for nominations for the position of Deputy President of the Shire of Morawa. Nominations are required to be in writing.

The Councillor's nominated needed to indicate either verbally or in writing to the Acting Chief Executive Officer that they accept the nomination. If there is more than 1 nomination having been accepted an election is held under Schedule 4.1 of the local government Act.

Two nominations were received for the position of Deputy President. The nominees were Cr DS Carslake and Cr KP Stokes. Each accepted the nomination resulting in a secret ballot.

Cr DS Carslake was the successful candidate with a 5-2 vote cast.

5.1 SWEARING IN AS DEPUTY PRESIDENT

Councillor Carslake made the Declaration for the position of Deputy Shire President of the Shire of Morawa before Mr James Cook OAM JP.

6. APPOINTMENT OF COMMITTEES AND REPRESENTATIVES

6.1 COUNCILLOR APPOINTMENTS TO COMMITTEES

Council nominate the following Councillors to represent the Shire of Morawa on the following Committees:-

<u>Committee</u>	<u>Representative</u>
Northern Zone of WALGA	Cr Chappel. CEO..... Proxy Cr Stokes
Morawa Education & Industry Training Alliance	Cr Chappel CEO..... Proxy Cr Coaker
North East Farming Futures (NEFF)	CEO Cr Agar.....
Regional Road Group	Cr Stokes CEO..... Proxy Cr Thornton
Audit Committee	Whole Council
Midwest Joint Development Assessment Panel (Morawa)	Representative Cr Carslake Proxy Cr Collins Cr Chappel
Occupational Health and Safety Committee	CEO.....

Aged Care Committee appointments to be made at the next ordinary meeting of Council.

**1510010 Moved: Cr Stokes
Seconded: Cr Carslake**

That;

- 1. the appointments to Committees of Council be confirmed;**
- 2. appointments to the Aged Care Committee be done at the next ordinary meeting of Council.**

**Carried
7/0**

7. REPORTS

7.1 REPORTS OF THE EXECUTIVE MANAGER DEVELOPMENT AND ADMINISTRATION

7.1.1 Report of the Returning Officer

<i>Date of Meeting:</i>	22 October 2015
<i>Date & Author:</i>	19 October 2015, Samantha Appleton
<i>Responsible Officer:</i>	Chief Executive Officer
<i>Applicant/Proponent:</i>	Chief Executive Officer
<i>File Number:</i>	ADM0026
<i>Previous minute/s & Reference:</i>	Nil

SUMMARY

This report is to brief elected members on the conduct of the election held on 17 October 2015 and to provide an overview of statistics that relate to the election.

BACKGROUND INFORMATION

The election was for three vacancies in the district of Morawa that arose as a result of an ordinary election being held. Four nominations were received. A total of 441 electors were on the consolidated electoral roll for the district. The polling place for the election was the Shire Administration Centre in Winfield Street. Early voting was available as was postal voting on request.

OFFICER'S COMMENT

A total of four staff worked on Election Day, most from 7.45 am from 7.00pm, with all four staff members present at the count.

Statistics

Number of Candidates	Total Number Eligible Votes on Roll	Total Valid Votes Cast	Total Informal Votes	Total Votes Cast	Percentage Turnout
4	441	128	1	129	29%

Results

Candidate	Votes
Thornton, Mark John	100
Cekanauskas, Peter	39
Agar, Darren Stuart	87
Coaker, Jane	92

STATUTORY ENVIRONMENT

For this election, the CEO acted as returning officer. The election was conducted on the basis of electors voting in person. Part 4 of the Local Government Act 1995 and Local Government (Elections) Regulations 1997 specify the way local government elections are to be conducted.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Shire of Morawa Strategic Community Plan

4.3 A local government that is respected, professional and accountable.

RISK MANAGEMENT

Nil

OFFICER'S RECOMMENDATION

That Council receive the report of the Returning Officer for the Election held 17 October 2015.

**1510011 Moved: Cr Thornton
 Seconded: Cr Collins**

That Council receive the report of the Returning Officer for the Election held 17 October 2015.

**Carried
7/0**

Cr Thornton declared a proximity interest in item 7.2.2 and left the chamber at 5.50pm.

7.2.2 RAV Network Application – Marsden’s Beckenham Transport

<i>Date of Meeting</i>	22 October 2015
<i>Date & Author:</i>	19 October 2015 Samantha Appleton
<i>Responsible Officer:</i>	Executive Manager Development and Administration
<i>Applicant/Proponent:</i>	Marsden’s Beckenham Transport
<i>File Number:</i>	ADM0284
<i>Previous minute/s &</i>	Nil
<i>Reference:</i>	

SUMMARY

Marsden’s Beckenham Transport has approached Council for Restricted Access Vehicle approvals as follows:

(RAV) 2/3 network 7 to operate a B Double & Dog Combination to 36.5 metres and a(RAV) 2/3 network 4 Road Train to 27.5 metres on the following section of local road:

- Morawa South Road from Perenjori Shire Boundary to Mullewa Wubin Road.

DECLARATION OF INTEREST

The author has no interest to declare in this report.

BACKGROUND INFORMATION

The following email was received from Marsden’s:

From: Marsdens Transport Dongara [<mailto:julie@marsdentransport.com.au>]
Sent: Tuesday, 13 October 2015 3:56 PM
To: Graeme Whitmore
Subject: Heavy Vehicles on Shire Roads

TO WHOM IT MAY CONCERN

I write requesting permission to use the Morawa Shire roads that are on the Main Roads RAV network for cartage of Grain.

The Minimum length would be 27.5 Metres with a gross weight of 90 Tonne.
The Maximum length would be 36.5 Metres with a gross weight of 118 Tonne.

We are accredited with the Main Roads – Approval No. 00258 and have all the relevant permits from Main Roads.

Regards
Julie Marsden
Marsden’s Beckenham Transport

Since the email was received, further information has been sourced from the applicant to enable this agenda item to be prepared.

Under Main Roads Western Australia (WA) RAV networks conditions, there is a need to seek approval by certain RAV users to travel on roads controlled by Council. Main Roads WA in consultation with the Shire of Morawa have classified the majority of local roads and low volume roads in the Shire as a RAV 2/3 network. The network allows for RAV 3 to carry a mass of eighty four (84) tonnes with a length of twenty seven point five (27.5m) metres and a height of four point six (4.6m) metres. RAV 2 classification is lower in weight and in some cases shorter in length. Main Roads WA website provides information regarding the Class 2/3 RAV network publication Morawa Shire LG511 Audit dated 12 March 2009.

Main Roads WA has also provided the following feedback regarding RAV vehicles on Shire of Morawa Local Road RAV 2/3 network as is provided below:

The road design requirements for RAV 3 and RAV 4 are the same. They have the same approved maximum length and the same number of axle groups.

If Morawa Shire requests an upgrade, a route assessment would be undertaken and the roads could then be added to the RAV network 4 Road Tables; however the roads are not designed for continual use by larger RAV networks.

Council has previously considered restricted access application permits and resolved to approve restricted access vehicle permits on Shire roads.

OFFICER'S COMMENT

Previous consultation with Main Roads Western Australia provided a further condition to permit approval subject to conditions set by Council to include;- 'condition CA07 All operators must carry written approval from the Local Government authority permitting use of the roads.'

The Shire of Morawa local road network (before increased mining activity) has been subject to low level usage with the exception of harvest. Road usage is on the increase due to various activities in the region. The activities include Extractive Industries, Agricultural, Mine ore cartage, mining construction works (inclusive of supporting infrastructure) and road network upgrades. Increased activities impact on the Council's resources being able to maintain certain roads to a level of access and safety required and detailed in the Main Roads Heavy Vehicle Operations document 'GUIDELINES FOR ASSESSING THE SUITABILITY OF ROUTES FOR RESTRICTED ACCESS VEHICLES'.

By permitting this application, even with conditions, places the Shire of Morawa in a position both in terms of probable increased maintenance costs and creating a precedent for others to potentially follow. This request seeks an approval which is both inside and outside of the grain harvest period.

As with previous permit approvals, consideration may be made to restrict operations to times outside of school bus run times. Previous consultation with Rod Gillis from Main Roads Geraldton, MJ & BC Thornton (Morawa School Bus Company) and the Principal Works Manager of the Shire of Morawa it is this officers' recommendation that a condition of the RAV permit approval be that travel is restricted on the Morawa South Road between the hours of 7.00am to 8.30am and 3.00pm to 5.00pm Monday to Friday during school bus route runs.

COMMUNITY CONSULTATION

Feed-back is received at Council from road users and assists in monitoring the impact the large vehicles have on local roads and user safety.

COUNCILLOR CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995
Main Roads Act 1930

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Council's review of the process for issuing RAV permits provides part of an asset review for use of road infrastructure in the Shire.

RISK MANAGEMENT

An approval of RAV network permits provides the Shire with consultation and a due diligence process for road users in the Shire of Morawa. Without the process Council's road network assets could become unsafe and unmanageable for current resources. There are inherent risks to the Shire in approving this request. The main risk relates to increased road maintenance costs and the other is setting a precedent for other similar applications to follow.

The Shire of Morawa local road network has been audited and rated. The majority of Local roads are rated as a local volume RAV 2/3 roads. The requested use seeks to permit for up to RAV 7 combinations. This would appear in contrary to the audit and rating process as undertaken by the Shire of Morawa in 2009.

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council approve:

(RAV) 2/3 network 7 to operate a B Double & Dog Combination to 36.5 metres through the following section of local road

- **Morawa South Road from the Shire of Perenjori Boundary to Mullewa Wubin Road.**

This approval is only for the harvest season commencing ending 31 December 2015.

(RAV) 2/3 network 4 to operate a Road Train Combination to 27.5 metres through the following section of local roads

- **Morawa South Road from the Shire of Perenjori Boundary to Mullewa Wubin Road.**

This approval is only for the harvest season commencing 31 December 2015.

Standard Conditions of Use:

- a) **Maximum speed unsealed roads 60kms/hr or 10kms/hr less than designated signage**
- b) **Maximum speed sealed roads 90kms/hr or 10kms/hr less than designated signage**
- c) **Maximum speed of 40kms/hr in built up areas including the Morawa Town site**
- d) **Only approved routes will be permitted in the Morawa Town site**
- e) **Reduce speed to 60kms/hr and moving over to give way to oncoming traffic**
- f) **Headlights on at all times**
- g) **Removing dust from tyres rims when entering sealed roads**
- h) **Compliance with maximum gross weight limits**
- i) **Vehicle length not to exceed 36.5 metres**
- j) **No operation after a heavy rain fall event**
- k) **No operation during school bus routes drop off and pick up times (7.00am to 8.30am and 3.00pm to 5.00pm)**
- l) **Signage warning of oversized vehicle be in operation are placed at entry and egress points unless already in place**
- m) **Vehicle to be operated as required by the Mains Roads Class 2/3 RAV permit**
- n) **Entries to properties being serviced by the permit holder must be constructed for safety and to prevent damage to sealed edges and road verges. Approval may be withdrawn if damage occurs and is not repaired to the satisfaction of the Council's representative.**

Condition CA07 All operators must carry written approval from the Local Government authority permitting use of the roads

The Applicant must seek Main roads Western Australia Approval for all RAV network permits.

**151012 Moved: Cr Stokes
 Seconded Cr Agar**

That Council approve:

(RAV) 2/3 network 7 to operate a B Double & Dog Combination to 36.5 metres through the following section of local road

- Morawa South Road from the Shire of Perenjori Boundary to Mullewa Wubin Road.

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Standard Conditions of Use:

- a) Maximum speed unsealed roads 60kms/hr or 10kms/hr less than designated signage*
- b) Maximum speed sealed roads 90kms/hr or 10kms/hr less than designated signage*
- c) Maximum speed of 40kms/hr in built up areas including the Morawa Town site*
- d) Only approved routes will be permitted in the Morawa Town site*
- e) Reduce speed to 60kms/hr and moving over to give way to oncoming traffic*
- f) Headlights on at all times*
- g) Removing dust from tyres rims when entering sealed roads*
- h) Compliance with maximum gross weight limits*
- i) Vehicle length not to exceed 36.5 metres*
- j) No operation after a heavy rain fall event*
- k) No operation during school bus routes drop off and pick up times (7.00am to 8.30am and 3.00pm to 5.00pm)*
- l) Signage warning of oversized vehicle be in operation are placed at entry and egress points unless already in place*
- m) Vehicle to be operated as required by the Mains Roads Class 2/3 RAV permit*
- n) Entries to properties being serviced by the permit holder must be constructed for safety and to prevent damage to sealed edges and road verges. Approval may be withdrawn if damage occurs and is not repaired to the satisfaction of the Council's representative.*

Condition CA07 All operators must carry written approval from the Local Government authority permitting use of the roads

The Applicant must seek Main roads Western Australia Approval for all RAV network permits.

**Carried
6/0**

Cr Thornton re-entered the chamber at 5.57pm.

MEETING CLOSURE

There being no further business, the President declared the meeting closed at 5.58pm.