



**MINUTES OF THE
SPECIAL COUNCIL MEETING
HELD ON TUESDAY
10 NOVEMBER 2015**



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DISCLAIMER

INFORMATION FOR PUBLIC ATTENDING COUNCIL MEETINGS

PLEASE NOTE:

THE RECOMMENDATIONS CONTAINED IN THIS AGENDA ARE OFFICERS RECOMMENDATIONS ONLY AND SHOULD NOT BE ACTED UPON UNTIL COUNCIL HAS RESOLVED TO ADOPT THOSE RECOMMENDATIONS.

THE RESOLUTIONS OF COUNCIL SHOULD BE CONFIRMED BY PERUSING THE MINUTES OF THE COUNCIL MEETING AT WHICH THESE RECOMMENDATIONS WERE CONSIDERED.

MEMBERS OF THE PUBLIC SHOULD ALSO NOTE THAT THEY ACT AT THEIR OWN RISK IF THEY ENACT ANY RESOLUTION PRIOR TO RECEIVING AN OFFICIAL WRITTEN NOTIFICATION OF COUNCILS DECISION.

**JOHN ROBERTS
CHIEF EXECUTIVE OFFICER**

COUNCIL MEETING INFORMATION NOTES

1. Your Council generally handles all business at Ordinary or Special Council Meetings.
2. From time to time Council may form a Committee to examine subjects and then report to Council.
3. Generally all meetings are open to the public, however, from time to time Council will be required to deal with personal, legal and other sensitive matters. On those occasions Council will generally close that part of the meeting to the public. Every endeavour will be made to do this as the last item of business of the meeting.
4. Public Question Time. It is a requirement of the Local Government Act 1995 to allow at least fifteen (15) minutes for public question time following the opening and announcements at the beginning of the meeting. Should there be a series of questions the period can be extended at the discretion of the Chairman.

Written notice of each question should be given to the Chief Executive Officer fifteen (15) minutes prior to the commencement of the meeting. A summary of each question and response is included in the Minutes.

When a question is not able to be answered at the Council Meeting a written answer will be provided after the necessary research has been carried out. Council staff will endeavour to provide the answers prior to the next meeting of Council.

5. **Councillors** may from time to time have a financial interest in a matter before Council. Councillors must declare an interest and the extent of the interest in the matter on the Agenda. However, the Councillor can request the meeting to declare the matter **trivial, insignificant or in common with a significant number of electors or ratepayers**. The Councillor must leave the meeting whilst the matter is discussed and cannot vote unless those present agree as above.

Members of staff who have delegated authority from Council to act on certain matters, may from time to time have a financial interest in a matter on the Agenda. The member of staff must declare that interest and generally the Chairman of meeting will advise the Officer if he/she is to leave the meeting.

6. Agendas including an Information Bulletin are delivered to Councillors within the requirements of the Local Government Act 1995, ie seventy-two (72) hours prior to the advertised commencement of the meeting. Whilst late items are generally not considered there is provision on the Agenda for items of an urgent nature to be considered.

Should an elector wish to have a matter placed on the Agenda the relevant information should be forwarded to the Chief Executive Officer in time to allow the matter to be fully researched by staff. An Agenda item including a recommendation will then be submitted to Council for consideration. The Agenda closes the Monday week prior to the Council Meeting (ie ten (10) days prior to the meeting).

The Information Bulletin produced as part of the Agenda includes items of interest and information, which does not require a decision of Council.

7. Agendas for Ordinary Meetings are available in the Morawa Shire offices seventy two (72) hours prior to the meeting and the public are invited to secure a copy.
8. Agenda items submitted to Council will include a recommendation for Council consideration. Electors should not interpret and/or act on the recommendations until after they have been considered by Council. Please note the Disclaimer in the Agenda.
9. Public Question Time – Statutory Provisions – Local Government Act 1995.
 1. Time is to be allocated for questions to be raised by members of the public and responded to at:
 - (a) Every ordinary meeting of a council; and
 - (b) Such other meetings of councils or committees as may be prescribed

Procedures and the minimum time to be allocated for the asking of and responding to questions raised by members of the public at council or committee meetings are to be in accordance with regulations.

9A. Question Time for the Public at Certain Meeting - s5.24 (1) (b)

Local Government (Administration) Regulations 1996

Reg 5 For the purpose of section 5.24(1)(b), the meetings at which time is to be allocated for questions to be raised by members of the public and responded to are:

- (a) every special meeting of a council; and
- (b) every meeting of a committee to which the local government has delegated a power or duty.

Minimum Question Time for the Public – s5.24 (2)

- Reg 6 (1) The minimum time to be allocated for the asking of and responding to questions raised by members of the public at ordinary meetings of councils and meetings referred to in regulation 5 is fifteen (15) minutes.
- (2) Once all the questions raised by members of the public have been asked and responded to at a meeting referred to in sub regulation (1), nothing in these regulations prevents the unused part of the minimum question time period from being used for other matters.

Procedures for Question Time for the Public – s5.24 (2)

Local Government (Administration) Regulations 1996

- Reg 7 (1) Procedures for the asking of and responding to questions raised by members of the public at a meeting referred to in regulation 6 (1) are to be determined:
- (a) by the person presiding at the meeting; or
- (b) in the case where the majority of members of the council or committee present at the meeting disagree with the person presiding, by the majority of members,
- having regard to the requirements of sub regulations (2) and (3).
- (2) The time allocated to the asking and responding to questions raised by members of the public at a meeting referred to in regulation 6(1) is to precede the discussion of any matter that requires a decision to be made by the council or the committee, as the case may be.
- (3) Each member of the public who wishes to ask a question at a meeting referred to in regulation 6(1) is to be given an equal and fair opportunity to ask the question and receive a response.
- (4) Nothing in sub regulation (3) requires:
- (a) A council to answer a question that does not relate to a matter affecting the local government;
- (b) A council at a special meeting to answer a question that does not relate to the purpose of the meeting; or
- (c) A committee to answer a question that does not relate to a function of the committee.

10. Public Inspection of Unconfirmed Minutes (Reg 13)

A copy of the unconfirmed Minutes of Ordinary and Special Meetings will be available for public inspection in the Morawa Shire Offices within ten (10) working days after the Meeting.

**DECLARATION OF
FINANCIAL INTEREST FORM**

TO: THE CHIEF EXECUTIVE OFFICER

AS REQUIRED BY SECTION 5.65 OF THE LOCAL GOVERNMENT ACT 1995,

I HEREBY DISCLOSE MY INTEREST IN THE FOLLOWING MATTERS OF

THE AGENDA PAPERS FOR THE COUNCIL MEETING DATED _____

AGENDA ITEM No.	SUBJECT	NATURE OF INTEREST	MINUTE No.

DISCLOSING PERSON'S NAME: _____

SIGNATURE: _____ DATE: _____

NOTES:

1. For the purpose of the financial interest provisions you will be treated as having a financial interest in a matter if either you, or a person with whom you are closely associated, have a Direct or indirect financial interest or a proximity interest in the matter.
NB: it is important to note that under the Act you are deemed to have a financial interest in a matter if a person with you are closely associated has financial interest or proximity interest. It is not necessary that there be a financial effect on you.
2. This notice must be given to the Chief Executive Officer prior to the meeting.
3. It is the responsibility of the individual Councillor or Committee Member to disclose a Financial interest. If in doubt, seek appropriate advice.
4. A person who has disclosed an interest must not preside at the part of the meeting relating to The matter, or participate in, be present during any discussion or decision-making procedure relating to the matter unless allowed to do so under Section 5.68 or 5.69 of the Local Government Act 1995.

OFFICE USE ONLY:

1. PARTICULARS OF DECLARATION GIVEN TO MEETING
2. PARTICULARS RECORDED IN MINUTES
3. PARTICULARS RECORDED IN REGISTER.

CHIEF EXECUTIVE OFFICER _____ DATED _____

SHIRE OF MORAWA
REQUEST FOR WORKS AND SERVICES

REPORT ON REQUESTS FOR WORKS AND SERVICES REQUIRING ATTENTION BY THE CHIEF EXECUTIVE OFFICER OR DELEGATED TO OTHER STAFF BY THE CHIEF EXECUTIVE OFFICER FOR ACTION.

*To the Chief Executive Officer,
I submit the following for consideration at the _____ meeting held*

On _____ Council
Date

Chief Executive Officer

Received Date

Filed On: _____
Date

Item No:	Subject Matter	CEO Action
1.		
2.		
3.		
4.		
5.		
6.		

Councillors Name/Signature _____

Date: _____

OFFICE USE ONLY	TICK
1. <i>Given to Chief Executive Officer</i>	
2. <i>Placed on Status/Information Report</i>	
3. <i>Action Recorded on Report</i>	

1 Declaration of Opening

The Shire President to declared meeting open at 5.30pm

1.1 Recording of Those Present

Cr K J Chappel	President
Cr D S Carslake	Deputy President
Cr D B Collins	
Cr J M Coaker	
Cr D S Agar	from 5.33pm
Cr M J Thornton	
Cr K P Stokes	

Mr J Roberts	Chief Executive Officer
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1.2 Apologies

Ms S Appleton	Executive Manager Development & Administration
Ms F Gledhill	Manager of Accounting and Finance
Mr P Buist	Principal Works Manager
Mr J Elliott	Project Officer

1.3 Approved Leave of Absence

Nil

1.4 Welcoming of Visitors to the Meeting

No visitors were present

1.5 Announcements by the Presiding Member without Discussion

Nil

2 Public Question Time

2.1 Response to previous public questions taken on notice

Nil

2.2 Public question time

Nil

3 Declaration of Interest

7.2.1.1	Cr Thornton	Proximity Interest
7.2.1.2	Cr Thornton	Proximity Interest

4 Confirmation of Minutes of Previous Meeting

Nil

5 Public Statements, Petitions, Presentations and Approved Deputations

Nil

6 Method of Dealing with Agenda Business

7 Reports

7.1 Chief Executive Officer - Other

7.2 Executive Manager

<i>Date of Meeting:</i>	10 November 2015
<i>Item No:</i>	7.1.1.1
<i>Subject:</i>	Purchase of 24 Harley Street Morawa
<i>Date & Author:</i>	5 November 2015 John Roberts
<i>Responsible Officer:</i>	Chief Executive Officer
<i>Applicant/Proponent:</i>	Chief Executive Officer John Roberts
<i>File Number:</i>	Nil
<i>Previous minute/s &</i>	Nil
<i>Reference:</i>	

INTRODUCTION

The purpose of this report is to seek Council approval to conclude the purchase of 24 Harley Street Morawa.

ATTACHMENTS

24 Harley Street – Property plan
Treasury Corporation Loan Application

BACKGROUND INFORMATION

At the 15 October 2015 Council meeting the Shire of Morawa Chief Executive Officer sought Council approval to enter into negotiations with Sinosteel Midwest Corporation Limited (Sinosteel) for the purchase of the residential property, 24 Harley Street Morawa. Details of the property were provided to the meeting.

The property has been valued by and listed with Kuhne Real Estate. The Valuation is in the range \$350,000 to \$370,000.

The Shire CEO met with Stuart Griffiths of Sinosteel and a purchase price of \$350,000 was negotiated.

A loan application with WA Treasury Corporation (WATC) has been prepared.

OFFICER'S COMMENT

The stock of Shire housing has diminished in recent time with a number of new staff being employed by the Shire requiring housing as they are moving from outside the Shire.

The Shire has recently had to resort to leasing a house for a potential employee.

The opportunity to buy this well-appointed house for less than build cost is a wonderful opportunity.

STATUTORY ENVIRONMENT

6.20 . Power to borrow

(1) Subject to this Act, a local government may:

- (a) borrow or re-borrow money; or
- (b) obtain credit; or
- (c) arrange for financial accommodation to be extended to the local government in ways additional to or other than borrowing money or obtaining credit, to enable the local government to perform the functions and exercise the powers conferred on it under this Act or any other written law.

(2) Where, in any financial year, a local government proposes to exercise a power under subsection (1) (***power to borrow***) and details of that proposal have not been included in the annual budget for that financial year:

- (a) unless the proposal is of a prescribed kind, the local government must give one month's local public notice of the proposal; and
- (b) the resolution to exercise that power is to be by **absolute majority**.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

The purchase would be funded by a 20 year loan with WATC. Indicative repayments on the loan are \$25,009.22 per annum.

STRATEGIC IMPLICATIONS

The purchase would be a well valued addition to the Shire's housing stock.

RISK MANAGEMENT

The main risk to the Shire is a loss in quality accommodation in Morawa for staff.

VOTING REQUIREMENT

Absolute Majority

OFFICER'S RECOMMENDATION

It is recommended that Council:-

- 1. authorise the Chief Executive Officer to conclude the purchase the purchase of 24 Harley Street Morawa from Sinosteel Midwest Corporation Limited for the sum of \$350,000.**
- 2. exercise their power to borrow \$350,000, from WATC, under Local Government Act 1995 s6.20 (1).**
- 3. authorise the Chief Executive Officer to sign the loan application with WATC for \$350,000, repayments to be made over a 20 year period.**

**1511001 Moved: Cr Thornton
 Seconded: Cr Stokes**

That Council:-

- 1. authorise the Chief Executive Officer to conclude the purchase the purchase of 24 Harley Street Morawa from Sinosteel Midwest Corporation Limited for the sum of \$350,000.**
- 2. exercise their power to borrow \$350,000, from WATC, under Local Government Act 1995 s6.20 (1).**
- 3. authorise the Chief Executive Officer to sign the loan application with WATC for \$350,000, repayments to be made over a 20 year period.**

**Carried by an absolute majority
6/0**

Local Government Key Financial Information

Council Annual
ReportAnnual
Budget

Completed on 4 November 2015

Basis of Financial Information

2014/15

2015/16

Unaudited

Adopted

Total number of rating assessments

573

562

Estimate resident population

Revenue - (Refer to Income by Nature & Type)

Total Operating Grants	2,604,667.00	1,101,808.00
Rates Revenue	1,543,760.00	1,547,652.00
Residential rates revenue component		
User Fees & Charges, Service Charges	770,523.00	946,821.00
Interest Income	230,181.00	240,500.00
Operating Contributions and Reimbursements		
Other Capital Revenue		
Other Operating Revenue	378,659.00	106,032.00
Total Operating Revenue	5,527,790.00	3,942,813.00
Non Operating Grants	1,250,290.00	5,518,686.00
Non Operating Contributions and Reimbursements		
Profit on Disposal of Non-Financial Asset	3,636.00	
Comprehensive Income		

Expenses - (Refer to Income by Nature & Type)

Interest expense	18,262.00	15,460.00
Depreciation expense	1,406,099.00	1,386,877.00
Employee Costs	1,822,047.00	1,681,451.00
Materials & Contracts	3,941,305.00	1,799,709.00
Utility Charges	266,242.00	390,138.00
Loss on disposal of Non-Financial Assets	101,325.00	40,944.00
Total Expenses	7,813,589.00	6,047,395.00

Other receipts/payments - (Refer to Cash Flow Statement)

Cash Flows from Investing Activities		
Proceeds from Sale Plant & Equipment	16,363.00	77,091.00
Payments for Purchase of Property, Plant & Equipment	432,910.00	1,850,466.00
Payments for Construction of Infrastructure	1,327,686.00	6,035,993.00
Cash Flows from Financing Activities		
Repayment of Debentures (Principal Repayments)	66,467.00	70,783.00

Balance sheet items

Property, Plant and Equipment	26,804,568.00	
Infrastructure	42,014,172.00	
Cash & Cash Equivalents	7,914,726.00	5,167,472.00
Current Borrowings	70,783.00	
Non-Current Borrowings	175,178.00	175,178.00
Net community assets	76,606,967.00	

Restricted Cash Components (will reduce cash & cash equivalents)

(Refer to Cash & Cash Equivalent or Reserve notes)

Employee Leave Reserve	276,716.00	339,820.00
Unspent Loans		
Unspent Grants	1,693,462.00	84,938.00
Additional cash to be removed		

Please email your Application and Key Financial Information to Lending@walc.wa.gov.au

Attachment A

Office Address: Level 12, St. George's Square, 225 St. George's Terrace, PERTH WA 6000

Telephone: (08) 9230 9100

Postal Address: PO Box 7202, Perth Cloisters Square, WA 6850

Facsimile: (08) 9230 9199

Local Government Loan Application Form

New Loan Information

Borrower/ Council:	Shire of Morawa		
Purpose:	Purchase of Housing		
Loan Amount:	\$350,000.00	Loan Number:	
Estimated Principal Repayment (p.a.)	\$12,055.00	Term of Loan:	20 years
Estimated Interest Repayment (p.a.)	\$12,908.00	Loan Structure:	Principle & Interest
Repayment Frequency:	Semi-Annual	Repayment Dates:	
Firm Quote Date:		Funding Date:	

Latest Financial Information

Date of Latest Monthly Financials:	31-Aug-15	Restricted Cash/Reserve Items	
Cash & Cash Equivalents:	\$7,605,484.00	Employee Leave:	\$277,609.00
Current Borrowings Outstanding:	\$70,783.00	Unspent Loans:	\$0.00
Non Current Borrowings Outstanding:	\$178,255.00	Unspent Grants:	\$986,049.00
Limit on Overdraft Account:	\$0.00	Additional Reserves:	\$0.00
Less Budgeted Principal Repayments for new loans not raised:			\$0.00
Less Budgeted Interest Repayments for new loans not raised:			\$0.00

Financial Information

	Net Debt Ratio %	Debt Service Cover Ratio	Source
Immediately Preceding Financial Year (2014/15)	-103.1%	-10.2	Unaudited
Current Financial Position Based on (31/08/2015) financials	-145.7%	-6.3	Latest Financials
Current Financial Year Budget 2015/16 (projected to 30 June)	-115.8%	-8.1	Adopted

Is the Local Government a participant in a Regional Local Government

Yes - complete Attachment C.
No - no action required.

Financial information is to be based on:

1. Audited Financial Statements for the immediately preceding financial year;
2. The Adopted Annual Budget for the current financial year; and
3. The most recent monthly financial report submitted to Council at an ordinary meeting; or
4. Where either 1. or 2. above is unavailable, the Corporation will accept for the purpose of calculating the relevant financial ratios:
 - i. preliminary current year budget forecasts, where the current year's annual budget has not yet been adopted by Council;
 - ii. draft financial statements, where the previous years annual report has not been audited
 - iii. such other financial information as the Corporation may in its absolute discretion agree to accept for this purpose. (In this case, please consult your Client Account Manager at the Corporation.)

Representation

I represent, on behalf of Shire of Morawa, that:

1. The financial information provided above is accurate and its total borrowings, as stated above in connection with the current proposed borrowing, is inclusive of all other borrowings from banking institutions and lenders and Government sources including any amounts from the Corporation; and
2. There has been no material adverse change to its financial position, since the release of its last Audited Financial Statements.

Authorisation

I certify that I have been authorised to complete and sign on behalf of Shire of Morawa all the necessary documents relating to this new borrowing.

Signature of Officer: _____

Name of Officer: _____

Position: _____

Date: _____

Local Government Loan Application Form

Commitment associated with Regional Local Governments

The following information is required to be completed if a Local Government has a commitment associated with Regional Local Government.

Participant in Regional Local Government	<input type="text"/>
Percentage of Share in Regional Local Government	<input type="text"/>
Regional Local Government's Debt	<input type="text"/>
Annual Debt Servicing Obligations of Regional Local Government Debt	<input type="text"/>
Local Government's Share of Regional Local Governments Debt	<input type="text" value="-"/>
Local Government's Debt Servicing Obligation of Regional Local Council	<input type="text" value="-"/>

Please email your application and Key Financial Information to Lending@watc.wa.gov.au

Attachment C

Cr Agar entered the meeting at 5.33pm.
Cr Thornton Declared a proximity interest in items 7.2.1.1 and 7.2.1.2 and left the chamber at 5.35pm.

<i>Date of Meeting:</i>	10 November 2015
<i>Item No</i>	7.2.1.1
<i>Subject</i>	RAV PERMIT – HOBB LOGISTICS
<i>Date & Author:</i>	30 October 2015, Samantha Appleton
<i>Responsible Officer:</i>	Executive Manager Development & Administration
<i>Applicant/Proponent:</i>	Executive Manager Development & Administration
<i>File Number:</i>	ADM0284
<i>Previous minute/s & Reference:</i>	

SUMMARY

Hobbs Logistics have approached Council for a Restricted Access Vehicle (RAV) 2/3 network 7 approval to operate a B Double Dog Combination which enables a up to 36.5 metres to operate on local roads during the following harvest year of 2015.

ATTACHMENTS

Nil

BACKGROUND INFORMATION

An application from Troy Hobbs was received on 26 October. Mr Hobbs was contacted to get further information to enable the permit to be issued. The initial email requesting a permit is detailed below:

Subject: *rav permits*

Date: *Mon, 26 Oct 2015 11:15:58 +0800*

From: *Sheryl Hobbs <hobbs4@hobbslogistics.com.au>*

To: *em@morowa.wa.gov.au*

We are writing to get a local government permit for the months of Oct 2015 to Jan 2016

The road we will be going down is Morowa South

Road The combination is B-Double Dog

The meter-age is 35 metres

Could you please lodge this with your council.

Thanks Troy Hobbs

--

Hobbs Logistics Troy & Sheryl Hobbs Troy 0427272042 Sheryl 0409190659
[email:hobbs4@hobbslogistics.com.au](mailto:hobbs4@hobbslogistics.com.au)

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

OFFICER'S COMMENT

When the application was received the applicant was notified that the application would be unlikely to be approved until the December ordinary meeting of Council on 17 December unless a special meeting is called in the interim.

Clarification was sought as to the exact route that will be taken. The applicant subsequently indicated that he will be entering the Morawa South Road from the Mullewa Wubin Road and exiting at the Shire of Perenjori boundary.

The application received is similar to applications approved by Council and could be approved subject to conditions imposed on previous applicants.

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.

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.

STATUTORY ENVIRONMENT

Local Government Act 1995

Main Roads Act 1930

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.

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.

Shire of Morawa Strategic Community Plan:

1.8 Well maintained local roads and ancillary infrastructure.

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 REQUIREMENTS

Simple majority required

OFFICER'S RECOMMENDATION

It is recommended that Council:-

- 1. approve Restricted Access Vehicle (RAV) 2/3 network 7 permit to Hobbs Logistics to operate a B Double with Dog Trailer up to 36.5metres to operate in the Shire of Morawa on local roads listed below:**

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

For the months of December 2015 to and including February 2016 only subject to:-

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 school days)*
- 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

Further applications may be considered subject to an assessment of the Shire road conditions after the 2015 harvest.

The applicant must seek Main Roads approval for all RAV network permits.

1511002 Moved: Cr Collins
 Seconded: Cr Carslake

That Council:-

1. **approve Restricted Access Vehicle (RAV) 2/3 network 7 permit to Hobbs Logistics to operate a B Double with Dog Trailer up to 36.5metres to operate in the Shire of Morawa on local roads listed below:**

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

For the months of December 2015 to and including February 2016 only subject to:-

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 school days)*
- o) *Signage warning of oversized vehicle be in operation are placed at entry and egress points unless already in place*
- p) *Vehicle to be operated as required by the Mains Roads Class 2/3 RAV permit*
- q) *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

Further applications may be considered subject to an assessment of the Shire road conditions after the 2015 harvest.

The applicant must seek Main Roads approval for all RAV network permits.

Carried
5/0

<i>Date of Meeting:</i>	10 November 2015
<i>Item No</i>	7.2.2.2
<i>Subject</i>	RAV PERMIT – FUEL DISTRIBUTORS OF WA
<i>Date & Author:</i>	2 November 2015, Samantha Appleton
<i>Responsible Officer:</i>	Executive Manager Development & Administration
<i>Applicant/Proponent:</i>	Executive Manager Development & Administration
<i>File Number:</i>	ADM0284
<i>Previous minute/s & Reference:</i>	

SUMMARY

Fuel Distributors of WA have approached Council for a Restricted Access Vehicle (RAV) 2/3 network 3 and 4 approval to operate pocket road trains with 5 and 6 axle dog trailers which enables a up to 27.5 metres to operate on local roads on an ongoing basis.

BACKGROUND INFORMATION

An application from Mr Kirkby was received on 2 November. The email requesting the permit is listed below:

From: Len Kirkby [<mailto:len@fdwa.com.au>]
Sent: Monday, 2 November 2015 9:57 AM
To: Graeme Whitmore
Subject: Permit

Works Supervisor,

Fuel Distributors of WA have been given the contract to deliver diesel to CBH at Canna for the locomotives hauling grain.

I would like to apply for a permit to run 27.5m pocket road trains with 5 and 6 axle dog trailers concessionally loaded on the following roads.

We currently have permits to get to Geraldton Fuels depot in Morawa, I would like to extend out to Canna Road on the Wubin Mullewa Road

then turn right onto Canna road to the CBH bin. The frequency of the deliveries will depend on when and how often the CBH trains are running.

We have 8 prime movers that will do the job, registration numbers are 1COY 061, 1DJK 870, 1DJK 871, 1DRO 175, 1DUX 005, 1DZT 645, 1EMT 215, 1 EST 951. If you send me the permit I can then have it endorsed with MRWA.

Please do not hesitate to call me if you have any queries regarding this matter.

Regards,

Len Kirkby

FDWA

The road trains will carry up to 40 tonnes when a five axle dog trailer is used and up to 47 tonnes when a six axle dog trailer is used. They will be delivering fuel to the Canna grain receival point and are currently doing these using smaller truck and trailer combinations.

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

OFFICER'S COMMENT

When the application was received the applicant was notified that the application would be unlikely to be approved until the December ordinary meeting of Council on 17 December unless a special meeting is called in the interim.

Clarification was sought as to the load being carried and the weight carried on both types of combinations.

The application received is similar to applications approved by Council and could be approved subject to conditions imposed on previous applicants.

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.

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.

STATUTORY ENVIRONMENT

Local Government Act 1995

Main Roads Act 1930

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.

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.

Shire of Morawa Strategic Community Plan:

1.8 Well maintained local roads and ancillary infrastructure.

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 REQUIREMENTS

Simple majority required

OFFICER'S RECOMMENDATION

It is recommended that Council:-

- 1. approve Restricted Access Vehicle (RAV) 2/3 networks 3 and 4 permit to Fuel Distributors of WA to operate pocket road trains with five and six**

axle dog trailers up to 27.5metres to operate in the Shire of Morawa on local roads listed below:

Canna Road from Mullewa Wubin Road to CBH Grain Storage Facility.

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*
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- 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 approval will be ongoing and may be reviewed and revised at any time.

The applicant must seek Main Roads approval for all RAV network permits.

Motion lapsed as it was not moved.

Cr Thornton returned to the chamber at 5.36pm.

8. New Business of an Urgent Nature

Nil

9. Applications for Leave of Absence

Nil

10. Motions of Which Previous Notice Has Been Given

Nil

11. Questions from Members without Notice

Nil

12. Meeting Closed

12.1 Matters for which the meeting may be closed

12.2 Public reading of resolutions that may be made public

13. Closure

The meeting closed at 5.37pm