



CONFIRMED MINUTES FOR THE
ORDINARY COUNCIL MEETING
HELD ON THURSDAY
16 June 2016



**CONFIRMED MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD IN THE
COUNCIL CHAMBERS ON THURSDAY 16 JUNE 2016**

		Page
1.	Declaration of Opening	1
1.1	Recording of those present	1
1.2	Apologies	1
1.3	Approved leave of absence.....	1
1.4	Welcoming of visitors to the meeting.....	1
1.5	Announcements by the presiding member without discussion.....	1
2.	Public Question Time	1
2.1	Response to previous public questions taken on notice.....	1
2.2	Public question time	1
3.	Declarations of Interest	2
4	Confirmation of Minutes of Previous Meetings.....	2
4.1	Confirmation of Minutes 21 April 2016 – Ordinary Council Meeting.....	2
4.2	Confirmation of Minutes 10 May 2016 - Special Council Meeting.....	2
5.	Public Statements, Petitions, Presentations and Approved Deputations	2
6	Method of Dealing with Agenda Business.....	3
7	Reports	3
7.1	Reports from committees	3
7.2	Reports from the Chief Executive Officer	4
7.2.2	Manager Finance and Accounting	6
7.2.2.1	Accounts Due for Payment (April 2016).....	6
7.2.2.2	Reconciliations (April 2016)	8
7.2.2.3	Monthly Financial Statements (April 2016).....	12
7.2.2.4	Accounts Due for Payment (May 2016).....	14
7.2.2.5	Reconciliations (May 2016)	16
7.2.2.6	Monthly Financial Statements (May 2016).....	20
7.2.2.7	Differential Rating-Advertising	22
7.2.3	Community Development Officer	25
7.2.4	Executive Manager Development & Administration	26
7.2.4.1	7.2.4.1 RAV Permit – Murchison Grazing Company.....	26
7.2.4.2	Common Seal.....	31
7.2.4.3	RAV Permit – Geraldton Fuel.....	35
7.2.4.4	Disability Access & Inclusion Plan	41
7.2.4.5	Common Seal	44

7.2.5	Chief Executive Officer.....	47
7.2.5.1	Strategic Plan.....	47
7.2.5.2	Confidential Item - Common Seal	54
7.2.5.3	Old Morawa Hospital.....	56
7.2.5.4	Evaside Rd/Stephens Rd Intersection	60
7.2.5.6	Correspondence	64
7.2.5.7	Information Bulletin	64
8.	New Business of an Urgent Nature.....	64
9.	Applications for Leave of Absence.....	64
10.	Motions of Which Previous Notice Has Been Given	64
11.	Questions from Members without Notice	64
12.	Meeting Closed to Public	64
12.1.	Matters for which meeting may be closed.....	64
12.2.	Public reading of resolutions that may be made public	64
13.	Closure.....	64
14	Next Meeting.....	64

Declaration of Opening

The Shire President to declared the meeting open at 5:30pm and welcomed Mr Peter Smith of Canine Control.

1.1 Recording of Those Present

Cr K J Chappel	President
Cr D S Carslake	Deputy President
Cr D S Agar	
Cr M J Thornton	
Cr K P Stokes	

Mr S Tindale	Acting Chief Executive Officer
Ms S Appleton	Executive Manager Development & Administration
Mrs F Gledhill	Manager of Accounting and Finance
Mr P Buist	Principal Works Manager

Mr P Smith	Canine Control
------------	----------------

1.2 Apologies

Cr D B Collins
Cr J M Coaker

1.3 Approved Leave of Absence

Nil

1.4 Welcoming of Visitors to the Meeting

Mr Smith was welcomed by the President at the opening of the meeting.

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

Members are to declare financial, proximity and indirect interests.

Cr Stokes declared a financial interest in item 7.2.4.3 as an employee of Geraldton Fuel.

Cr Thornton declared a proximity interest in item 7.2.4.1 as a bus operator on the proposed RAV route.

4 Confirmation of Minutes of Previous Meeting

4.1 21 April 2016 – Ordinary Council Meeting

4.2 10 May 2016 – Special Council Meeting

COUNCIL RESOLUTION

**1606001 Moved: Cr Stokes
Seconded: Cr Thornton**

That the Minutes - item 4.1 –21 April 2016 – Ordinary Council Meeting and item 4.2 – 10 May 2016 – Special Council meeting be adopted by Council.

**CARRIED
5/0**

5 Public Statements, Petitions, Presentations and Approved Deputations

**1606002 Moved: Cr Stokes
Seconded: Cr Agar**

**That standing orders be suspended to allow Councillors to discuss issues
related to animal control**

**CARRIED
5/0**

Standing orders were suspended at 5.33pm.

Mr Peter Smith of Canine Control made a presentation to Council regarding recent dog control issues.

**1606003 Moved: Cr Stokes
Seconded: Cr Thornton**

That standing orders be resumed

**CARRIED
5/0**

Standing orders were resumed at 5.46pm.

Mr Smith left the meeting at 5.47pm.

6 Method of Dealing with Agenda Business

7 Reports

7.1 Reports from Committees

Nil

7.2 Reports from the Chief Executive Officer

7.2.2 Manager Finance and Accounting

7.2.3 Community Youth Development Officer

7.2.4 Executive Manager

7.2.5 Chief Executive Officer - Other

7.2 Reports from the Chief Executive Officer

<i>Item No/ Subject:</i>	7.2.1 Status Report –March 201
<i>Date of Meeting:</i>	16 June 2016
<i>Date & Author:</i>	30 May 2016 John Roberts
<i>Responsible Officer:</i>	Chief Executive Officer
<i>Applicant/Proponent:</i>	Chief Executive Officer John Roberts
<i>File Number:</i>	Various
<i>Previous minute/s & Reference:</i>	21 April 2016 (Last Update to Council)

SUMMARY

The Status Report provides an update on the progress of matters that have come before Council where a decision was made.

DECLARATION OF INTEREST

The author has no interest to declare in this report.

ATTACHMENTS

Shire of Morawa May 2016 Status Report.

BACKGROUND INFORMATION

The Status Report provides an update on the progress of matters that have come before Council where a decision was made.

OFFICER'S COMMENT

As per the Status Report

COMMUNITY CONSULTATION

As per the Status Report

COUNCILLOR CONSULTATION

As per the Status Report

STATUTORY ENVIRONMENT

Shire of Morawa Meeting Procedures Local Law 2012 (Standing Orders).

POLICY IMPLICATIONS

Not Applicable

FINANCIAL IMPLICATIONS

Not Applicable

STRATEGIC IMPLICATIONS

Not Applicable

RISK MANAGEMENT

Not Applicable

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council:

Accepts the Shire of Morawa Status Report for May 2016 as tabled.

COUNCIL RESOLUTION

**1606004 Moved: Cr Thornton
Seconded: Cr Agar**

That Council:

Accepts the Shire of Morawa Status Report for May 2016 as tabled

**CARRIED
5/0**

Moved: Cr Agar
Seconded: Cr Thornton

That items 7.2.2.1 to 7.2.2.6 be moved En bloc

CARRIED
5/0

<i>Item No/Subject:</i>	7.2.2.1 Accounts Due For Payment
<i>Date of Meeting:</i>	16 June 2016
<i>Date & Author:</i>	25/05/2016, Melissa Borg Finance Officer
<i>Responsible Officer:</i>	Finance Officer
<i>Applicant/Proponent:</i>	Manager Accounting & Finance Fred Gledhill
<i>File Number:</i>	ADM0135
<i>Previous minute/s & Reference:</i>	

DECLARATION OF INTEREST

Nil

ATTACHMENTS

List of accounts Due & Submitted to council 16 June 2016

BACKGROUND INFORMATION

LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996 –
REG 13

The local government has delegated to the CEO the exercise of power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to prepare each month showing for each account paid since the last such list was prepared.

OFFICER'S COMMENT

Nil

STATUTORY ENVIRONMENT

LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996 –
REG 13

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

As per list of accounts

STRATEGIC IMPLICATIONS

Nil

RISK MANAGEMENT

Nil

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council endorses -

1. The list of accounts paid by the Chief Executive Officer under delegated authority, represented by:

- Municipal EFT Payment Numbers EFT 8451 to EFT 8563 inclusive, amounting to \$1,053,043.42
- Municipal Cheque Payments Numbered 11547 to 11558 and (6) totalling \$81,968.79
- Municipal Direct Debit Payments Numbers DD4902.1 to DD4949.1 amounting to \$22,494.98
- Payroll for April 2016
06/04/2016 - \$57,420.26
20/04/2016 - \$55,062.90

Moved Enbloc

<i>Item No/Subject</i>	7.2.2.2 Reconciliations April, 2016
<i>Date of Meeting:</i>	16 June 2016
<i>Date & Author:</i>	27 April 2016, Melissa Borg Finance Officer
<i>Responsible Officer:</i>	Fred Gledhill
<i>Applicant/Proponent:</i>	Manager Accounting & Finance Fred Gledhill
<i>File Number:</i>	ADM0189
<i>Previous minute/s & Reference:</i>	

SUMMARY

Local Government (Financial Management) Regulation 34 (1) (a) states that a Local Government must prepare financial statements monthly.

DECLARATION OF INTEREST

Nil

ATTACHMENTS

Nil

BACKGROUND INFORMATION

The information provided is obtained from the Bank Reconciliations carried out for Municipal Bank/Reserves Bank and the Trust Bank to ensure all transactions have been accounted for.

OFFICER'S COMMENT

The Shire of Morawa's financial position is as follows:-

BANK BALANCES AS AT 30 April, 2016

Account	2016
Municipal Account #	\$162,865.36
Trust Account	\$10,232.23
Business Telenet Saver (Reserve) Account	\$5,496,712.56
WA Treasury O/night Facility (Super Towns) Account	\$722,206.71

BANK RECONCILIATION BALANCES

The Bank Reconciliation Balances for 30 April, 2016 with a comparison for 30 April, 2015 is as follows:

Account	2015	2016
Municipal Account #	\$1,163,611.11	\$245,762.90
Trust Account	\$8,860.55	\$10,232.23
Reserve Account	\$7,353,903.81	\$6,218,919.27

RESERVE ACCOUNT

The Reserve Funds of \$6,218,919.27 as at 30 April, 2016 were invested in:-

- Bank of Western Australia \$5,496,712.56 in the Business Telenet Saver Account and
- \$722,206.71 in the WA Treasury O/Night Facility.

Breakdown for April, 2016 with a comparison for April, 2015 is as follows:-

	2015	2016
Sports Complex Upgrade Reserve	\$0.00	\$0.00
Land & Building Reserve	\$5,135.40	\$5,231.29
Plant Reserve	\$788,152.34	\$945,177.95
Leave Reserve	\$220,941.62	\$280,898.51
Economic Development Reserve	\$105,770.66	\$107,745.72
Sewerage Reserve	\$79,425.19	\$123,736.39
Unspent Grants & Contributions Reserve	\$856,349.24	\$192,350.05
Community Development Reserve	\$1,490,430.18	\$1,392,879.44
Water Waste Management Reserve	\$0.00	\$0.00
Future Funds Reserve	\$2,155,778.05	\$2,188,392.36
Morawa Community Trust Reserve	\$18,877.49	\$11,109.12
Aged Care Units Reserve	\$8,835.67	\$173,204.54
Transfer Station Reserve	\$195,412.22	\$549,002.17
S/Towns Revitalisation Reserve	\$869,125.53	\$199,061.16
ST Solar Thermal Power Station Reserve	\$539,224.34	\$9,000.64
Business Units Reserve	\$20,445.88	\$41,129.93
TOTAL	\$7,353,903.81	\$6,218,919.27

TRANSFER OF FUNDS

NIL

STATUTORY ENVIRONMENT

Local Government Act 1995 and Local Government (Financial Management) Regulations 1996

POLICY IMPLICATIONS

Section 3 – Finance 3.4.7 Risk Management Controls – Monthly bank reconciliations to be prepared for each account and reported to Council Monthly

FINANCIAL IMPLICATIONS

As presented

STRATEGIC IMPLICATIONS

Nil

RISK MANAGEMENT

As per Policy Section 3 – Finance 3.4.7 Risk Management Controls

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION

That Council receive –

1. The bank reconciliation report for 30 April, 2016.

Moved Enbloc

<i>Item No/Subject</i>	7.2.2.3 Monthly Financial Statements
<i>Date of Meeting:</i>	16 June 2016
<i>Date & Author:</i>	8 June, 2016; Candice Smith Senior Finance Officer
<i>Responsible Officer:</i>	Manager Accounting & Finance
<i>Applicant/Proponent:</i>	Candice Smith Senior Finance Officer Manager Accounting & Finance Fred Gledhill
<i>File Number: Previous minute/s & Reference:</i>	

SUMMARY

Local Government (Financial Management) Regulation 34(1)(a) states that a Local Government must prepare financial statements monthly.

DECLARATION OF INTEREST

NIL

ATTACHMENTS

The April Monthly Financial Activity Report pertaining to Councils operations is provided under separate cover. A copy of the schedules is available if required.

OFFICER'S COMMENT

NIL

STATUTORY ENVIRONMENT

Local Government Act 1995 and Local Government (Financial Management) Regulations.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

As presented

STRATEGIC IMPLICATIONS

Nil

RISK MANAGEMENT

Nil

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION

It is recommended that Council receive the Statement of Financial Activity and the Variance Report for the period ending the 30 April, 2016.

Moved Enbloc

<i>Item No/Subject:</i>	7.2.2.4 Accounts Due For Payment
<i>Date of Meeting:</i>	16 June 2016
<i>Date & Author:</i>	07/06/2016, Melissa Borg Finance Officer
<i>Responsible Officer:</i>	Finance Officer
<i>Applicant/Proponent:</i>	Manager Accounting & Finance Fred Gledhill
<i>File Number:</i>	ADM0135
<i>Previous minute/s & Reference:</i>	

SUMMARY

A list of accounts is attached for all payments made for the month of May 2016.

DECLARATION OF INTEREST

Nil

ATTACHMENTS

List of accounts Due & Submitted to council 16 June 2016

BACKGROUND INFORMATION

LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996 –
REG 13

The local government has delegated to the CEO the exercise of power to make payments from the municipal fund or the trust fund, a list off accounts paid by the CEO is to prepare each month showing for each account paid since the last such list was prepared.

OFFICER'S COMMENT

Nil

STATUTORY ENVIRONMENT

LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996 –
REG 13

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

As per list of accounts

STRATEGIC IMPLICATIONS

Nil

RISK MANAGEMENT

Nil

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council endorses -

2. The list of accounts paid by the Chief Executive Officer under delegated authority, represented by:

- Municipal EFT Payment Numbers EFT 8564 to EFT 8648 inclusive, amounting to \$708,023.73
- Municipal Cheque Payments Numbered 11559 to 11569 and (6) totalling \$28,371.64
- Municipal Direct Debit Payments Numbers DD4952.1 to DD4987.1 amounting to \$29,879.75
- Payroll for May 2016
04/05/2016 - \$50,718.20
18/05/2016 - \$49,961.27

Moved Enbloc

<i>Item No/Subject</i>	7.2.2.5 Reconciliations May, 2016
<i>Date of Meeting:</i>	16 June 2016
<i>Date & Author:</i>	07 June 2016, Melissa Borg Finance Officer
<i>Responsible Officer:</i>	Fred Gledhill
<i>Applicant/Proponent:</i>	Manager Accounting & Finance Fred Gledhill
<i>File Number:</i>	ADM0189
<i>Previous minute/s & Reference:</i>	

SUMMARY

Local Government (Financial Management) Regulation 34 (1) (a) states that a Local Government must prepare financial statements monthly.

DECLARATION OF INTEREST

Nil

ATTACHMENTS

Nil

BACKGROUND INFORMATION

The information provided is obtained from the Bank Reconciliations carried out for Municipal Bank/Reserves Bank and the Trust Bank to ensure all transactions have been accounted for.

OFFICER'S COMMENT

The Shire of Morawa's financial position is as follows:-

BANK BALANCES AS AT 31 May, 2016

Account	2016
Municipal Account #	\$567,091.59
Trust Account	\$10,853.53
Business Telenet Saver (Reserve) Account	\$5,301,245.57
WA Treasury O/night Facility (Super Towns) Account	\$723,364.11

BANK RECONCILIATION BALANCES

The Bank Reconciliation Balances for 31 May, 2016 with a comparison for 31 May, 2015 is as follows:

Account	2015	2016
Municipal Account #	\$,925,349.41	\$561,290.11
Trust Account	\$8,860.55	\$10,853.53
Reserve Account	\$6,666,601.27	\$6,024,609.68

RESERVE ACCOUNT

The Reserve Funds of \$6,024,609.68 as at 31 May, 2016 were invested in:-

- Bank of Western Australia \$5,301,245.57 in the Business Telenet Saver Account and
- \$723,364.11 in the WA Treasury O/Night Facility.

Breakdown for May, 2016 with a comparison for May, 2015 is as follows:-

	2015	2016
Sports Complex Upgrade Reserve	\$0.00	\$0.00
Land & Building Reserve	\$5,144.47	\$5,238.86
Plant Reserve	\$789,544.73	\$928,134.60
Leave Reserve	\$221,331.95	\$281,304.37
Economic Development Reserve	\$105,957.52	\$107,901.40
Sewerage Reserve	\$79,565.51	\$123,915.17
Unspent Grants & Contributions Reserve	\$857,862.11	\$92,627.97
Community Development Reserve	\$1,493,063.25	\$1,374,891.96
Water Waste Management Reserve	\$0.00	\$0.00
Future Funds Reserve	\$2,159,586.55	\$2,191,554.29
Morawa Community Trust Reserve	\$18,910.84	\$11,125.17
Aged Care Units Reserve	\$8,851.28	\$173,482.04
Transfer Station Reserve	\$195,757.45	\$549,882.07
S/Towns Revitalisation Reserve	\$170,407.71	\$134,348.78
ST Solar Thermal Power Station Reserve	\$540,135.90	\$9,013.64
Business Units Reserve	\$20,482.00	\$41,189.36
TOTAL	\$6,666,601.27	\$6,024,609.68

TRANSFER OF FUNDS

NIL

STATUTORY ENVIRONMENT

Local Government Act 1995 and Local Government (Financial Management) Regulations 1996

POLICY IMPLICATIONS

Section 3 – Finance 3.4.7 Risk Management Controls – Monthly bank reconciliations to be prepared for each account and reported to Council Monthly

FINANCIAL IMPLICATIONS

As presented

STRATEGIC IMPLICATIONS

Nil

RISK MANAGEMENT

As per Policy Section 3 – Finance 3.4.7 Risk Management Controls

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION

That Council receive –
The bank reconciliation report for 31 May, 2016.

Moved Enbloc

<i>Item No/Subject</i>	7.2.2.6 Monthly Financial Statements
<i>Date of Meeting:</i>	16 June 2016
<i>Date & Author:</i>	8 June, 2016; Candice Smith Senior Finance Officer
<i>Responsible Officer: Applicant/Proponent:</i>	Manager Accounting & Finance Candice Smith Senior Finance Officer Manager Accounting & Finance Fred Gledhill
<i>File Number: Previous minute/s & Reference:</i>	

SUMMARY

Local Government (Financial Management) Regulation 34(1)(a) states that a Local Government must prepare financial statements monthly.

DECLARATION OF INTEREST

NIL

ATTACHMENTS

The April Monthly Financial Activity Report pertaining to Councils operations is provided under separate cover. A copy of the schedules is available if required.

OFFICER'S COMMENT

NIL

STATUTORY ENVIRONMENT

Local Government Act 1995 and Local Government (Financial Management) Regulations.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

As presented

STRATEGIC IMPLICATIONS

Nil

RISK MANAGEMENT

Nil

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION

It is recommended that Council receive the Statement of Financial Activity and the Variance Report for the period ending the 31 May, 2016.

Moved Enbloc

Item/No Subject	7.2.2.7 Differential Rating-Advertising
Date of Meeting:	16 June 2016
Date & Author:	8 June 2016 Fred Gledhill
Responsible Officer:	Manager Accounting & Finance
Applicant/Proponent:	Fred Gledhill
File Number:	
Previous minute/s & Reference:	June 2015

SUMMARY

The purpose of the report is for Council to endorse;

1. The imposing of a differential rate being a differential Unimproved Valuation (UV) rate for Mining in Morawa at \$0.289681 in the valuation dollar for the 2016-2017 financial year which is the same rate in the \$ as for 2015-2016.
2. The proposal has been advertised for 21 days in accordance with the Local Government Act 1995 section 6.36 for public comment, indicating the objects of and reasons for the differential rate. *(Note – no public comment has been received).*
3. Following the advertising period seek approval from the Minister to impose a differential UV mining rate which is more than twice the lowest differential UV Rate imposed.

DECLARATION OF INTEREST

Nil

ATTACHMENTS

Statement of Objects and Reasons for Differential Rates and Minimum Payments

BACKGROUND INFORMATION

A local government may impose differential general rates based on the predominant purpose for which the land is held or used as determined by local government. Ministerial approval will need to be obtained to impose a differential rate which is more than twice the lowest differential rate imposed.

The Shire of Morawa has adopted differential rates since 2005. The current approved (2015/16) differential Unimproved Valuation (UV) Rural rate is 2.192 cents in the dollar and for Mining UV in Morawa is 28.9681 cents in the dollar. The advertised differential UV Rural rate is 2.2794 (4% increase) with the Budget UV Rural rate being 2.574 (3% increase) and the Mining UV at 28.9681.

It is proposed that the UV differential Mining Rate for the Shire of Morawa for the 2016/17 financial year be forecast to be set at \$0.289681 in the dollar. This represents no increase of the Mining Rate in the dollar.

The UV mining is remains more than twice the lowest rate hence a council resolution; advertising and Ministerial approval is required prior to adopting the annual budget.

OFFICER'S COMMENT

Differential rating schemes adopted in Western Australia range from simple schemes used in pastoral/mining areas where a single differential rate is used, to those in more populated areas where many differentials may be used. It is suggested that Council continues to adopt a UV Rural Rate and a UV Mining Rate to address the perceived rating anomaly or inequality within the district. Once Council determines the proposed differential rate the proposal is required to be advertised for 21 days for public comment, indicating the objects of and reasons for the differential rate. Approval will then be sought from the Minister to impose a differential UV mining rate which is more than twice the lowest differential UV Rural rate imposed.

The proposed rate increase is consistent with the over-all current rate modelling being considered for the adoption of the 2016/2017 Shire of Morawa Annual Budget and allows for a small deviation of the annual rate in the dollar to be approved by Council in adoption of the budget.

STATUTORY ENVIRONMENT

Local Government Act 1995 Section 6.3 and 6.36

Ministerial approval will need to be obtained to impose a differential rate which is more than twice the lowest differential rate imposed.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

This will impact on the forthcoming 2016/17 financial year budget

STRATEGIC IMPLICATIONS

The Annual budget is part of the Integrated Planning requirements to feed into the Corporate Business Plan and the Strategic Community Plan.

RISK MANAGEMENT

Failure to advertise and comply with the Local Government Act 1995 will seriously impact of Councils cash flow for the 2016-2017 financial year's budget as the Department will not accept the differential rate if the rate has not been advertised.

VOTING REQUIREMENT:

Absolute Majority

OFFICER'S RECOMMENDATION

That Council endorses:-

1. The Shire of Morawa to continue to adopt Differential Rates in formulating the 2016/17 financial year budget.
2. The proposed Differential Rate for Mining Unimproved Valuation is set at 28.9681 cents in the dollar which is consistent with the over-all current rate modelling being considered for the adoption of the 2016/2017 Shire of Morawa Annual Budget.
3. Council note that the proposed Differential Rate for Mining has been advertised for 21 days inviting public comment by the 10th June, 2016.
4. The Acting Chief Executive Officer be authorised to request approval of the Minister for the adoption of the proposed Unimproved Valuation Differential Rates, as at the expiry of the public notice period, no submissions have been received.

1606006 Moved: Cr Carslake

Seconded: Cr Stokes

That Council suspend standing orders to consider a late submission received from Westralian Iron Pty Ltd

CARRIED

5/0

Standing orders were suspended at 5.52pm for consideration of the submission from Westralian Iron Pty Ltd.

1606007 Moved: Cr Stokes

Seconded: Cr Agar

That Council standing orders be resumed.

CARRIED

5/0

Standing orders were resumed at 5.53pm.

COUNCIL RESOLUTION

**1606008 Moved: Cr Stokes
Seconded: Cr Thornton**

That Council endorses:-

- 1. The Shire of Morawa to continue to adopt Differential Rates in formulating the 2016/17 financial year budget.**
- 2. The proposed Differential Rate for Mining Unimproved Valuation is set at 28.9681 cents in the dollar which is consistent with the over-all current rate modelling being considered for the adoption of the 2016/2017 Shire of Morawa Annual Budget.**
- 3. Council note that the proposed Differential Rate for Mining has been advertised for 21 days inviting public comment by the 10th June, 2016.**
- 4. The Acting Chief Executive Officer be authorised to request approval of the Minister for the adoption of the proposed Unimproved Valuation Differential Rates, as at the expiry of the public notice period, no submissions have been received.**

**CARRIED
5/0**

**7.2.3 Community Development Officer
Nil Reports**

Cr Thornton declared a proximity interest in item 7.2.4.1 as a bus operator on the proposed RAV route and left the chamber at 5.54pm.

<i>Item No/Subject</i>	7.2.4.1 RAV Permit – Murchison Grazing Company
<i>Date of Meeting:</i>	16 June 2016
<i>Date & Author:</i>	22 April 2016, Samantha Appleton
<i>Responsible Officer:</i>	Executive Manager Development and Administration
<i>Applicant/Proponent:</i>	Mr Barry Stoney, Murchison Grazing Company
<i>File Number:</i>	ADM0284
<i>Previous minute/s & Reference:</i>	

SUMMARY

Mr Barry Stoney has approached the Shire of Morawa to seek approval to operate RAV 7 network vehicles on Shire of Morawa Roads.

DECLARATION OF INTEREST

Nil

ATTACHMENTS

Letter and email from Mr Stoney

BACKGROUND INFORMATION

An application from Mr Stoney was received on 13 April 2016.

Mr Stoney has requested permission to operate a Network 7 B Double with a dog combination on Morawa South Road during harvest from 10 October 2016 to 10 January 2017.

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.

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

OFFICER'S COMMENT

The application for the network 7 combinations meets the criteria set for Morawa South Road. This application is addressed in the resolution to Council.

Main Roads Western Australia conditions are as follows for Morawa South Road:

- A current written approval from Local Government, permitting use of the road, must be carried and produced on demand
- Speed Conditions - 10 km/h below posted speed limit.
- No operation during School Bus hours.

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 is within the restrictions permitted by Main Roads WA for this road.

VOTING REQUIREMENTS

Simple majority required

OFFICER'S RECOMMENDATION

That Council approve:-

1. A Restricted Access Vehicle (RAV) 7 networks class 2/3 to Murchison Grazing Company to operate combinations up to 36.5 metres to operate in the Shire of Morawa on local roads listed below:

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

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

The approval will be for the period 10 October 2016 to 10 January 2017.

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

COUNCIL RESOLUTION

**1606009 Moved: Cr Stokes
Seconded: Cr Agar**

That Council approve:-

- 1. A Restricted Access Vehicle (RAV) 7 networks class 2/3 to Murchison Grazing Company to operate combinations up to 36.5 metres to operate in the Shire of Morawa on local roads listed below:**

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

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

The approval will be for the period 10 October 2016 to 10 January 2017.

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

CARRIED

4/0

Cr Thornton returned to the chamber at 5.55pm.

<i>Item No/Subject</i>	7.2.4.2 Common Seal
<i>Date of Meeting:</i>	16 June 2016
<i>Date & Author:</i>	13 May 2016, Samantha Appleton
<i>Responsible Officer:</i>	Executive Manager Development & Administration
<i>Applicant/Proponent:</i>	Executive Manager Development & Administration
<i>File Number:</i>	ADM 0608
<i>Previous minute/s & Reference:</i>	February 2013 Item 8.2.5

SUMMARY

Council to support the use of the common seal on amendment 2 to the Morawa Local Planning Scheme No. 2.

DECLARATION OF INTEREST

Nil

ATTACHMENTS

Copy of Amendment No. 2
Letter from WAPC.

BACKGROUND INFORMATION

The amendment to the scheme was prepared allow additional uses for part of Reserve 40563 (Lot 11747) to permit an 'Industry – Light' and 'Industry – General' to facilitate the development of the North Midlands Solar Thermal Power Plant.

OFFICER'S COMMENT

Public comment was sought on the amendment in January 2013 and the Scheme amendment was adopted by Council at the ordinary meeting of Council held 12 February 2013.

The Minister for planning advised the Shire of Morawa of a required amendment to Schedule 1 for a new definition to provide for wind or solar energy and removal of the proposed appendix 2. This has now been completed, with the documents signed and sealed by the President and the Chief Executive Officer

STATUTORY ENVIRONMENT

Town Planning Regulations 1967

21. Approval of Scheme by Minister

- (2) Within 42 days of being notified that the Minister —
- (a) has approved the Scheme; or
 - (b) has required the responsible authority to modify the Scheme in such manner as the Minister may specify before approval is given,
- the responsible authority shall —
- (c) comply with any modifications required by the Minister; and
 - [(d) deleted]*
 - (e) forward 3 copies of the Scheme to the Commission for final approval,
- and in the case of joint planning Schemes shall forward such additional copies as the Commission may require.

Local Government Act 1995

Division 3 — Documents

9.49A. Execution of documents

- (1) A document is duly executed by a local government if —
- (a) the common seal of the local government is affixed to it in accordance with subsections (2) and (3); or
 - (b) it is signed on behalf of the local government by a person or persons authorised under subsection (4) to do so.
- (2) The common seal of a local government is not to be affixed to any document except as authorised by the local government.
- (3) The common seal of the local government is to be affixed to a document in the presence of —
- (a) the mayor or president; and
 - (b) the chief executive officer or a senior employee authorised by the chief executive officer,
- each of whom is to sign the document to attest that the common seal was so affixed.
- (4) A local government may, by resolution, authorise the chief executive officer, another employee or an agent of the local government to sign documents on behalf of the local government, either generally or subject to conditions or restrictions specified in the authorisation.
- (5) A document executed by a person under an authority under subsection (4) is not to be regarded as a deed unless the person executes it as a deed and is permitted to do so by the authorisation.

- (6) A document purporting to be executed in accordance with this section is to be presumed to be duly executed unless the contrary is shown.
- (7) When a document is produced bearing a seal purporting to be the common seal of the local government, it is to be presumed that the seal is the common seal of the local government unless the contrary is shown.

[Section 9.49A inserted by No. 17 of 2009 s. 43.]

9.49B. Contract formalities

- (1) Insofar as the formalities of making, varying or discharging a contract are concerned, a person acting under the authority of a local government may make, vary or discharge a contract in the name of or on behalf of the local government in the same manner as if that contract was made, varied or discharged by a natural person.
- (2) The making, variation or discharge of a contract in accordance with subsection (1) is effectual in law and binds the local government concerned and other parties to the contract.
- (3) Subsection (1) does not prevent a local government from making, varying or discharging a contract under its common seal.

[Section 9.49B inserted by No. 17 of 2009 s. 43.]

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil – provision is made for changes to the Local Planning Scheme.

STRATEGIC IMPLICATIONS

Shire of Morawa Strategic Community Plan

4.6 Planned, affordable and effective service delivery and infrastructure.

RISK MANAGEMENT

From previous report:

The major risk is that even after this process has been completed, we may still be unsuccessful in turning this project proposal into reality. The counter argument is that by not initiating this proposal that no change will be made to rectify the power problems that the Morawa community experience.

By proposing an ‘Additional Use’ zone the existing ‘Rural’ zone still remains in place therefore not fettering the ability of the land to continue being used for rural purposes.

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION

That Council endorse the use of the common seal on Shire of Morawa Local Planning Scheme no. 2 Amendment 2 as amended by the Department of Planning.

COUNCIL RESOLUTION

**1606010 Moved: Cr Carslake
Seconded: Cr Stokes**

That Council endorse the use of the common seal on Shire of Morawa Local Planning Scheme no. 2 Amendment 2 as amended by the Department of Planning.

**CARRIED
5/0**

Cr Stokes has declared a financial interest in item 7.2.4.3 as an employee of Geraldton Fuel and left the chamber at 5.55pm.

<i>Item No/Subject</i>	7.2.4.3 RAV Permit – Geraldton Fuel
<i>Date of Meeting:</i>	16 June 2016
<i>Date & Author:</i>	24 May 2016, Samantha Appleton
<i>Responsible Officer:</i>	Executive Manager Development & Administration
<i>Applicant/Proponent:</i>	Mr Ian Burrows, Geraldton Fuel
<i>File Number:</i>	ADM0284
<i>Previous minute/s & Reference:</i>	7.2.4.3 April 2016 Minutes

SUMMARY

Geraldton Fuel has approached the Shire of Morawa to request permission to operate RAV Network 6 vehicles on the Morawa Yalgoo Road.

DECLARATION OF INTEREST

Nil

ATTACHMENTS

Letter from Geraldton Fuel.
Route information supplied by Geraldton Fuel.

BACKGROUND INFORMATION

Geraldton Fuel has approached the Shire of Morawa to request permission to operate a Network 6 Class 2/3 Prime Mover, Semi-Trailer towing a dog Trailer on the Morawa Yalgoo Road. The length of the proposed vehicle is between 27.5m and 36.5m and the weight of the combination cannot exceed 87.5 tonnes. The applicant has stated that they would like a permit for 2 trips a week for a period of 5 years plus.

OFFICER'S COMMENT

The vehicle will be delivering fuel to the Deflector Mine and will be travelling the Morawa Yalgoo Road from the Wubin Mullewa Road to the boundary with the Shire of Yalgoo.

An application for a Network 7 Vehicle owned by QUBE Logistics which also services the Deflector goldmine was presented to the Ordinary meeting of Council on 21 April 2016. The resolution was as follows:

1604009 Moved: Cr Agar
Seconded: Cr Collins

That Council approve:-

1. A Restricted Access Vehicle (RAV) 7 networks class 2/3 to QUBE Logistics to operate combinations up to 36.5 metres to operate in the Shire of Morawa on local roads listed below:

Morawa Yalgoo Road from Wubin Mullewa Road to the Shire of Yalgoo Boundary.

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

The approval is to be for a period of one year, from 1 June 2016 to 31 May 2017, with Shire of Morawa staff reviewing operations six monthly. The applicant is to reapply for new approvals prior to the expiry of this permit should it wish to continue operations.

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

**CARRIED
4/2**

Comparison of this application to the QUBE application are as follows:

	QUBE	GERALDTON FUEL
MAXIMUM WEIGHT	107.5 TONNE	87.5 TONNE
MAXIMUM LENGTH	36.5 METRES	36.5 METRES
NUMBER OF AXLES	16	12

The resolution for this item has been prepared as requested by the applicant, however Council may wish to add similar conditions to the previous application by QUBE Logistics.

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 is within the restrictions permitted by Main Roads WA for this road.

VOTING REQUIREMENTS

Simple majority required

OFFICER'S RECOMMENDATION

That Council approve:-

A Restricted Access Vehicle (RAV) 6 networks class 2/3 to Geraldton Fuel to operate combinations up to 36.5 metres to operate in the Shire of Morawa on local roads listed below:

Morawa Yalgoo Road from Wubin Mullewa Road to the Shire of Yalgoo Boundary.

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

The approval is to be for a period of five years, from 17 June 2016 to 17 June 2021, with Shire of Morawa staff reviewing operations six monthly. The applicant is to reapply for new approvals prior to the expiry of this permit should it wish to continue operations.

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

COUNCIL RESOLUTION

**1606011 Moved: Cr Thornton
Seconded: Cr Stokes**

That Council approve:-

A Restricted Access Vehicle (RAV) 6 networks class 2/3 to Geraldton Fuel to operate combinations up to 36.5 metres to operate in the Shire of Morawa on local roads listed below:

Morawa Yalgoo Road from Wubin Mullewa Road to the Shire of Yalgoo Boundary.

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

The approval is to be for a period of five years, from 17 June 2016 to 17 June 2021, with Shire of Morawa staff reviewing operations six monthly. The applicant is to reapply for new approvals prior to the expiry of this permit should it wish to continue operations.

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

**CARRIED
4/0**

Cr Stokes returned to the chamber at 5.56pm.

<i>Item No/ Subject:</i>	7.2.4.4 Disability Access & Inclusion Plan
<i>Date of Meeting:</i>	16 June 2016
<i>Date & Author:</i>	1 June 2016, Samantha Appleton
<i>Responsible Officer:</i>	Executive Manager Development and Administration
<i>Applicant/Proponent:</i>	Disability Services Commission
<i>File Number:</i>	ADM 0246
<i>Previous minute/s & Reference:</i>	

SUMMARY

This report recommends that Council endorses the Disability Access & Inclusion Plan review for 2015-16.

DECLARATION OF INTEREST

The author has no interest to declare in this report.

ATTACHMENTS

Disability Access and Inclusion Plan review.

BACKGROUND INFORMATION

Council has an obligation under the Disability Services Act 1993 to prepare and review the Disability Access & Inclusion Plan by 30 June each year.

The plan was last revised in 2014 and was lodged with the Disability Services Commission. Council adopted the revised plan in September 2015 following the Better Compliance Process Review it was discovered that the revised DAIP had not been submitted to council for approval.

The current DAIP is compliant and is designed to ensure that people with a disability have the same opportunities as other people to obtain and maintain employment with a public authority.

There has been a requirement previously under the Disability Services Act for Council to prepare and annually review a Disability Plan.

The Act was amended in December 2004 and now Local Governments are now required to develop and implement Disability Access and Inclusion Plans (DAIP's).

OFFICER'S COMMENT

The requirements of the DAIP's build on the previous Disability Service Plans so that people with disabilities can access services provided by public authorities in a way that facilitates increased independence, opportunities, and inclusion within the community.

The review has identified areas where outcomes are not being addressed and actions will be taken to address this where feasible and within budgetary constraints.

COMMUNITY CONSULTATION

Nil

COUNCILLOR CONSULTATION

Nil

STATUTORY ENVIRONMENT

Disability Services Act 1993
Local Government Act 1995

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Generally most actions are within budgetary provisions

STRATEGIC IMPLICATIONS

Nil

RISK MANAGEMENT

There is an inherent risk that an additional administrative burden will be placed on staff time to manage the DAIP implementation and annual reporting thereof. There is also the risk that staff resources will become stretched as a direct result of fulfilling these requirements.

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council endorse-

The review of the Disability Access & Inclusion Plan review for 2015-16 and submit the review to the Disability Services Commission.

COUNCIL RESOLUTION

**1606012 Moved: Cr Agar
Seconded: Cr Thornton**

That Council endorse-

The review of the Disability Access & Inclusion Plan review for 2015-16 and submit the review to the Disability Services Commission.

**CARRIED
5/0**

<i>Item No/Subject</i>	7.2.4.5 Common Seal
<i>Date of Meeting:</i>	16 June 2015
<i>Date & Author:</i>	4 April 2016, Samantha Appleton
<i>Responsible Officer:</i>	Executive Manager Development & Administration
<i>Applicant/Proponent:</i>	Executive Manager Development & Administration
<i>File Number:</i>	ADM 0040
<i>Previous minute/s & Reference:</i>	

SUMMARY

Council to support the use of the common seal on Service and Lease agreements with Maddison Clark, trading as Tiny Tigers Day Care.

DECLARATION OF INTEREST

Nil

ATTACHMENTS

Contract with Maddison Clark

BACKGROUND INFORMATION

The Shire of Morawa has spent a number of months seeking an operator for the Morawa Day Care Centre. Ms Maddison Clark made enquiries about setting up a service earlier this year and is now operating out of the centre owned by the Shire with the assistance of Bright Stars of Geraldton.

OFFICER'S COMMENT

Agreements have been prepared and signed as done for previous operators of the centre. Weekly rental of \$50 per week is being paid and the Shire of Morawa will fund the first \$1,000 of the water and electricity charges for the centre annually. An inventory has been taken of equipment stored on the premises. The contracts have been signed by both parties and the common seal has been added to the contract. The contract is for a three year term commencing 26 April 2016.

STATUTORY ENVIRONMENT

Local Government Act 1995

Division 3 — Documents

9.49A. Execution of documents

- (1) A document is duly executed by a local government if —
 - (a) the common seal of the local government is affixed to it in accordance with subsections (2) and (3); or
 - (b) it is signed on behalf of the local government by a person or persons authorised under subsection (4) to do so.
- (2) The common seal of a local government is not to be affixed to any document except as authorised by the local government.
- (3) The common seal of the local government is to be affixed to a document in the presence of —
 - (a) the mayor or president; and
 - (b) the chief executive officer or a senior employee authorised by the chief executive officer,

each of whom is to sign the document to attest that the common seal was so affixed.

- (4) A local government may, by resolution, authorise the chief executive officer, another employee or an agent of the local government to sign documents on behalf of the local government, either generally or subject to conditions or restrictions specified in the authorisation.
- (5) A document executed by a person under an authority under subsection (4) is not to be regarded as a deed unless the person executes it as a deed and is permitted to do so by the authorisation.
- (6) A document purporting to be executed in accordance with this section is to be presumed to be duly executed unless the contrary is shown.
- (7) When a document is produced bearing a seal purporting to be the common seal of the local government, it is to be presumed that the seal is the common seal of the local government unless the contrary is shown.

[Section 9.49A inserted by No. 17 of 2009 s. 43.]

9.49B. Contract formalities

- (1) Insofar as the formalities of making, varying or discharging a contract are concerned, a person acting under the authority of a local government may make, vary or discharge a contract in the name of or on behalf of the local government in the same manner as if that contract was made, varied or discharged by a natural person.
- (2) The making, variation or discharge of a contract in accordance with subsection (1) is effectual in law and binds the local government concerned and other parties to the contract.
- (3) Subsection (1) does not prevent a local government from making, varying or discharging a contract under its common seal.

[Section 9.49B inserted by No. 17 of 2009 s. 43.]

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Minor – Provision has been made for costs associated as part of the 2015/16 budget.

STRATEGIC IMPLICATIONS

Shire of Morawa Strategic Community Plan

3.1 Services and facilities that met the needs of the community.

RISK MANAGEMENT

Nil

VOTING REQUIREMENTS

Simple majority

OFFICER'S RECOMMENDATION

That Council:

Endorses the use of the common seal on the Service and Lease agreements between Maddison Clark (Tiny Tigers Family Day Care) and the Shire of Morawa.

COUNCIL RESOLUTION

**1606013 Moved: Cr Agar
Seconded: Cr Carslake**

That Council:

Endorses the use of the common seal on the Service and Lease agreements between Maddison Clark (Tiny Tigers Family Day Care) and the Shire of Morawa.

**CARRIED
5/0**

7.2.6 Chief Executive Officer - Other

<i>Item No/Subject:</i>	7.2.5.1 Strategic Plan Update and Progress Report
<i>Date of Meeting:</i>	16 June 2016
<i>Date & Author:</i>	30 May 2016 John Roberts
<i>Responsible Officer:</i>	Chief Executive Officer
<i>Applicant/Proponent:</i>	Chief Executive Officer John Roberts
<i>File Number:</i>	Various
<i>Previous minute/s & Reference:</i>	21 April 2016 (Last update to Council)

SUMMARY

The Strategic Plan Update and Progress Report provides an update on the progress of matters under the Integrated Planning and Reporting Process including the:

- Shire of Morawa Strategic Community Plan 2012, and
- Corporate Business Plan.

Other updates are also provided regarding the informing strategies including:

- The Long Term Financial Plan;
- The Asset Management Plan; and
- The Workforce Plan.

DECLARATION OF INTEREST

The author has no interest to declare in this report.

ATTACHMENTS

- 2015/16 Project Summary Report;
- Shire of Morawa May 2016 *Strategic Plan Update and Progress Report*.

BACKGROUND INFORMATION

The Strategic Plan Update and Progress Report is provided to Council each month for information. The Strategic Community Plan was adopted 21 June 2012. A desktop review was undertaken on 12 September 2014 and adopted by Council on 18 September 2014. The four year review of the Strategic Community Plan has commenced with an Elected Member workshop held on the 10 March 2016. Currently, the Strategic Community Plan has 106 actions listed:

Objective	Actions	Projects 2015/16	Programs 2015/16	Comment
1. A diverse, resilient and innovative economy	44	9	3	This objective is divided into 2 sub-objectives with 9 key projects and 3 programs covering 27 of the 44 actions which are due for completion in 2014/15
2. Protect and enhance the natural environment	13	5	0	5 key projects covering 13 strategic actions are required to be completed for 2014/15
3. A community that is friendly, healthy and inclusive	26	5	0	5 key projects covering 17 of the 26 actions are due for completion for 2014/15
4. A connected community with strong leadership	23	3	1	3 key projects and one program area covering 18 actions are due for completion for 2014/15

Table One: Summary of Strategic Actions

Accordingly, the progress of the projects and program areas covering the strategic actions for 2015/16 are tracked within the Corporate Business Plan. This is because:

- This plan has the projects or actions the Shire is required to achieve over a four year period to meet the objectives listed in the Strategic Community Plan;
- This approach will also ensure there is a cross link with the Status Report where Council has made a decision regarding the projects listed in the Corporate Business Plan from time to time; and
- The Corporate Business Plan also acknowledges the key operating costs for each program area and the external stakeholders.

Informing Strategies

Other reports that need consideration in terms of their impact on the Strategic Community Plan include the following informing strategies:

Long Term Financial Plan

The long term financial plan is currently being reviewed. A budget allocation has been included in the 2015/16 budget.

Status

No change - The Long Term Financial Plan (LTFP) requires updating. Moore Stephens (formerly UHY Haines Norton) have provided a quote which has been included in the 2015/16 Budget. The LTFP is currently being updated.

Asset Management Plan

All of the Asset Management Plan (AMP) have now been reviewed.

Status

Greenfield Technical Services have undertaken a full assessment of road infrastructure condition and fair values.

Roman II has been updated with local road data.

A consultant, Ben Symmonds, has been engaged to update the Shire's Asset Management Plans. This is has now been completed and the AMP have been sent to Moore Stephens for inclusion in the Shire's Long Term Financial Plan.

Workforce Plan

The Workforce Plan is monitored by the Department of Local Government and Communities. This plan requires an assessment by staff.

Status

A final review is now required.

Information Communication and Technology (ICT) Plan

Although the ICT is not a formal requirement, the Department of Local Government and Communities highly recommends that such a plan is developed and implemented and provides the appropriate framework for such a plan on its website.

It should be noted that the Shire of Morawa does not have such a plan.

Status

Development of such a plan is required in line with the Local Government Audit Regulations - Regulation 17. The CEO will discuss with the Shire's IT contractor.

Other Key Informing Strategies

Other key plans that impact on the Strategic Community Plan and the Corporate Business Plan include the Local Planning Scheme and Strategy, the Growth Plan, the Mid West Investment Plan and the North Midlands Economic Plan and Mid West Blueprint. Generally, links are made back from the Corporate Business Plan to the applicable project within this plan.

Risk Management Framework and Compliance Plan

The Shire CEO was required to have in place by the 31 December 2014 the following:

- A risk management policy;
- A risk management framework including processes, procedures and reporting; and
- A compliance plan

The CEO prepared a report to the audit committee on the appropriateness and effectiveness of the Shire's Risk Management systems and procedures in December 2014. This concluded the project.

OFFICER'S COMMENT

Strategic Community Plan

Further to the above, the success of the Strategic Community Plan (SCP) is based on the outcomes of the Corporate Business Plan and the key performance measures (KPIs) that have formed part of the SCP since March 2014. The key performance measures show the desired trend to be achieved for each objective (Economic, Environment, Social and Governance. The key performance measures were inserted into the SCP at the Council meeting on 20 March 2014. The four year review of the Strategic Community Plan has commenced with an Elected Member workshop held on the 10 March 2016. A draft of the updated strategic directions has been compiled and distributed to Elected Members for comment. A community survey will be circulated in early July followed by a community consultation presentation.

Corporate Business Plan

The Corporate Business Plan Report is provided to Council each month. Accordingly, a summary report and full copy of the Corporate Business Plan report for May 2016 is attached.

In short, the progress of the Corporate Business Plan is summarised as follows:

Projects

Under the Corporate Business Plan, there are 35 projects that are monitored:

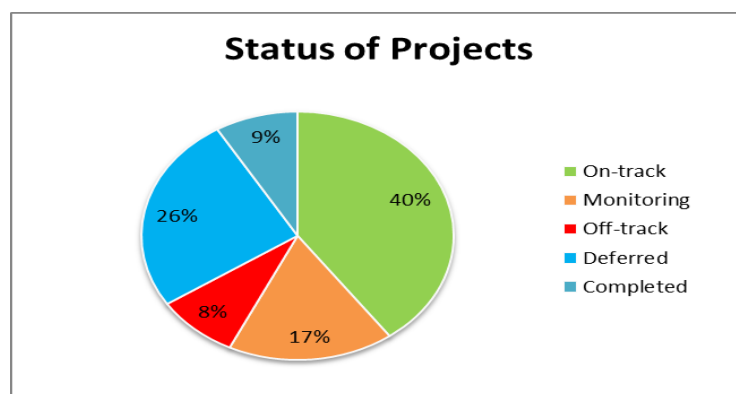


Chart 1: Breakdown on Status of Projects for 2015/1

The key things to note regarding Chart 1 - Breakdown on Status of Projects are:

Status Type	Status	Comment
Overall Completion	In terms of overall completion (i.e. the percentage of each project completed divided by the number of projects underway), this is 56.81%.	
On-track	There are 14 (40%) projects on track (3, 5, 7, 8, 12, 13, 14, 21, 29, 31, 32, 33, 34, & 35).	
Monitoring	6 (17%) projects are at the monitoring level (4, 10, 18, 19, 20 and 27)	
Off-track	In total there are 3 (8%) projects off track (9, 15 and 30).	<p>The impacts on these projects include:</p> <ul style="list-style-type: none"> Staff resourcing in terms of key roles has been a constant issue regarding consistency and progressing of goals i.e. the long term vacancy of the CEO position (Project 9 lacked a project owner and Project 30 – Gateway Project is subject to further discussions with the key funding stakeholder) Discussions took place with Sinosteel on 17 July 2014. The second key issue has been waiting on the approval of funding or resources for key projects: <ul style="list-style-type: none"> Scrapping of Commonwealth funding programs e.g. RADF5 (Project 5 - Town Hall project). The tender specification has been developed. MWDC requirement to continually review business cases (Project 15) ; Thirdly competing re-allocation of resources undermining the strategic focus e.g. ongoing maintenance of key assets not provided for. However, the Asset Management Plan should improve this over time.
Completed	3 (9%) projects have been completed. (1, 2, and 26)	
Deferred	There are nine projects (26%) deferred due to fiscal constraints and other resourcing issues or because the priority has changed (6, 11, 16, 17, 22, 23, 24, 25 & 28);	There is no change to the status of these projects following the desktop review of the Strategic Community Plan in August 2014.

Programs

Under the Corporate Business Plan, there are four key program areas that are monitored:

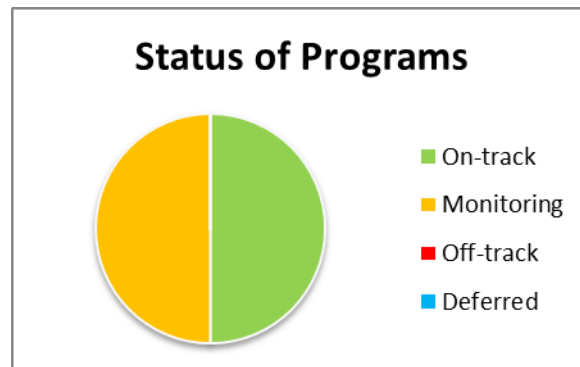


Chart 2: Breakdown on Status of Programs for 2015/16

Chart 2 indicates that of the four program areas, two are on track; Governance (67%); and Sports Facilities and Programs (85%). and two are being monitored Roads (107%); and Ongoing Health Care Provision (105%); The programs on track are subject to key operational or day to day activities and are affected by seasonal issues.

Some of the Flood Damage costs are at present included in the Roads costings, and the Health Care provision is high due to unbudgeted expenses for locum doctors and the medical centre renovations.

COMMUNITY CONSULTATION

As per the Strategic Plan Update and Progress Report

COUNCILLOR CONSULTATION

As per previous reports to Council and the Information and CEO Briefing Sessions (Forums).

STATUTORY ENVIRONMENT

Local Government (Administration) Regulations 1996 Part 5 Annual Reports and Planning for the Future - Division 3 – Planning for the Future

POLICY IMPLICATIONS

Not Applicable

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

As per the reporting requirements regarding the Strategic Community Plan and the Corporate Business Plan.

RISK MANAGEMENT

Under the Integrated Planning and Reporting Framework, the Shire of Morawa is required to meet the compliance requirements. By meeting each of the key requirements regarding Integrated Planning and Reporting, the Shire will avoid further scrutiny and action by the Department of Local Government and Communities.

VOTING REQUIREMENT

Simple Majority

OFFICER'S RECOMMENDATION

That Council:
Accepts the Shire of Morawa Strategic Plan Update and Progress Report, for May 2016, as tabled.

COUNCIL RESOLUTION

**1606014 Moved: Cr Carslake
Seconded: Cr Stokes**

**That Council:
Accepts the Shire of Morawa Strategic Plan Update and Progress Report,
for May 2016, as tabled.**

**CARRIED
5/0**

<i>Item No/Subject</i>	7.2.5.2 Common Seal – Medical Service Agreement
<i>Date of Meeting:</i>	21 April 2016
<i>Date & Author:</i>	8 June 2016, Stephen Tindale
<i>Responsible Officer:</i>	Acting CEO
<i>Applicant/Proponent:</i>	Acting CEO
<i>File Number:</i>	ADM 0608
<i>Previous minute/s & Reference:</i>	26 January 2016 - Item 4.1

SUMMARY

Council support is sought for the use of the common seal on three agreements with Dr Adebola Adeiye namely:

- The right to operate the business (medical service) of the Morawa Medical Centre at Lot 201 Caulfield Street Morawa
- The lease of the land and buildings at Lot 201 Caulfield Street, Morawa
- The lease of the residence at Lot 370 Waddilove Road, Morawa

DECLARATION OF INTEREST

Nil

ATTACHMENTS (CONFIDENTIAL)

Business (medical service) agreement and attached commercial and residential leases.

BACKGROUND INFORMATION

This matter was last reported on at the January 2016 ordinary Council meeting where it was resolved to endorse draft business and lease agreements for negotiation and subsequent execution.

OFFICER'S COMMENT

Negotiations have been completed and the three agreements have been signed and returned by Dr Adeiye for execution by the Shire.

STATUTORY ENVIRONMENT

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

The agreements have already been budgeted for.

Currently the Shire of Morawa provides support funding for the 2015-2016 financial year to the practice to the value of \$13,667.

STRATEGIC IMPLICATIONS

The Shire of Morawa Strategic Community Plan has as a social objective *A community that is friendly, healthy and inclusive.*

One of intended outcomes is *Services and facilities that meet the needs of the community.*

RISK MANAGEMENT

The risk to the Shires of Morawa and Perenjori relates to the ongoing provision of GP services.

VOTING REQUIREMENTS

Simple majority.

OFFICER'S RECOMMENDATION

That Council support for the use of the common seal on three agreements with Dr Adebola Adeiye namely:

- The right to operate the business (medical service) of the Morawa Medical Centre at Lot 201 Caulfield Street Morawa
- The lease of the land and buildings at Lot 201 Caulfield Street, Morawa
- The lease of the residence at Lot 370 Waddilove Road, Morawa

COUNCIL RESOLUTION

**1606015 Moved: Cr Stokes
Seconded: Cr Agar**

That Council support for the use of the common seal on three agreements with Dr Adebola Adeiye namely:

- **The right to operate the business (medical service) of the Morawa Medical Centre at Lot 201 Caulfield Street Morawa**
- **The lease of the land and buildings at Lot 201 Caulfield Street, Morawa**
- **The lease of the residence at Lot 370 Waddilove Road, Morawa**

**CARRIED
5/0**

<i>Item No/Subject</i>	7.2.5.3 Old Morawa Hospital – Management Order
<i>Date of Meeting:</i>	16 June 2016
<i>Date & Author:</i>	9 June 2016, Stephen Tindale
<i>Responsible Officer:</i>	Acting CEO
<i>Applicant/Proponent:</i>	Acting CEO
<i>File Number:</i>	ADM 0537
<i>Previous minute/s & Reference:</i>	August 2013 Item 8.3.1

SUMMARY

Council support is sought for the Shire President and the CEO to enter into discussions with the State Government representatives in relation to the Shire of Morawa's current and future interests in the Old Morawa Hospital.

DECLARATION OF INTEREST

Nil

ATTACHMENTS

Correspondence from the Department of Lands (DoL) dated 3 February 2016 and 25 May 2016.

BACKGROUND INFORMATION

In 2008, at the request of the Shire of Morawa, the Department of Health (DoH), in conjunction with the Department of Lands (DoL) agreed to transfer custody and control of the old hospital to the Shire for community and educational purposes.

As the old hospital was at risk of vandalism/deterioration if left vacant and the Shire's desire for the avoidance of such risk, the DoH was in agreement to transferring all responsibility for the buildings to the Shire which was very keen to take occupancy. Accordingly it was decided to progress a Deed to facilitate early possession of the site in favour of the Shire of Morawa. The DoL had no objection to such an action.

The State Solicitor's Office then prepared the necessary Deed which was provided to the Shire in August 2008 but wasn't executed by the Shire until November 2009.

Under the Deed the Shire is responsible for the land (including the building on the land) as if it were the owner. Further, it has greater responsibilities than an owner because –

1. it has contractual obligations to the State to 'keep and maintain all Improvements including maintenance of a structural nature';
2. it is required to maintain a public liability insurance policy for not less than \$10M in respect of any one claim and
3. it is subject to the indemnity obligations to the Minister under clause 2.2.

The Shire is also precluded from dealing with its interests in the land without the prior written consent of the Minister.

This situation, will continue until the land is transferred to the Shire – unless, in the meantime, the Shire can persuade the State to renegotiate the terms of the Deed.

The proposed transfer of the land to the Shire is a separate matter, although clearly related. The Deed records that ‘the Minister has agreed to arrange for the transfer of the land to the Shire free of cost for use by the Shire for community and educational purposes’ The Deed does not indicate how this agreement to transfer land was reached, or the terms (if any) in which it is recorded.

As it stands, the Shire is therefore legally obliged to proceed with the transfer of land and the State could obtain a court order (for ‘specific performance’) requiring the Shire to proceed with the transfer.

The legal position would continue to apply unless the Shire is able to persuade the State not to proceed with the transfer, or to renegotiate the terms of any transfer. For example, if the Shire does not have the financial resources to maintain the buildings on the land ‘for community and educational purposes’, the Shire may seek to persuade the State that the purpose of the use should be changed to permit a less financially onerous community use – such as, perhaps, a passive recreational use.

As evidenced by the correspondence from DoL dated 3 February 2016 (see Attachment1) it appears the transfer of the land to the Shire of Morawa has already been given effect with the creation of Reserve 52057 and its vesting in the Shire of Morawa for the purpose of ‘Shire Requirements.’ If the Shire of Morawa is to lease the land, then it is required to provide “...*written evidence of the following:*

- a. *The length of the term that the Shire requires for the management Order to have the power to lease – 10 or 21 years;*
- b. *Advice on how a Management order with the power to lease will confer an economic or social benefit on the State, region or locality of Morawa...*
- c. *A letter that indemnifies the Minister for lands against any costs that may arise from the taking of Native title rights and interests as a result of granting the Shire a Management Order with the power to lease.*

Under the Shire’s Town Planning Scheme 2, permitted uses of the land are

- Aged or Dependent Persons Dwelling
- Caretakers Dwelling
- Residential Building
- Transient Workforce Accommodation
- Tourist Accommodation
- Grouped Dwelling
- Multiple Dwelling

OFFICER’S COMMENT

Enquiries are being made of Department of Lands to ascertain whether the deed of agreement has indeed expired with the issue of Management Order M979138 to the Shire for Reserve 52057.

If that is the case, then the following obligations to the State have expired as well:-

- to keep and maintain all improvements including maintenance of a structural nature’;
- to maintain a public liability insurance policy for not less than \$10M in respect of any one claim and
- to indemnify the Minister

If it is not the case, then the Shire is now being asked to constrain itself with more obligations in relation to any potential lease of the land.

In either event, Council support for the Shire President and the CEO to enter into discussions with the State Government representatives in relation to the Shire of Morawa’s current and future interests in the Old Morawa Hospital would be prudent.

Without that support, events could unfold in unanticipated ways.

STATUTORY ENVIRONMENT

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

These are entirely dependent on the use to which the land is put.

STRATEGIC IMPLICATIONS

The Shire’s Strategic Community Plan has the economic objective of *A diverse and resilient economy*. Associated outcomes include

- *Maximise business, industry and investment opportunities*
- *Attractive and well maintained buildings and streetscapes*
- *Affordable, diverse and quality accommodation options for both residential and business.*

It may be worth noting that the Old Morawa Hospital does not appear on Morawa’s *Listing of Heritage Places*.

RISK MANAGEMENT

There is potential reputational risk to the Shire if the Old Morawa Hospital continues to languish on Reserve land.

There are significant financial risks attached to any refurbishment of the Old Morawa Hospital associated with current building codes and the removal of asbestos.

VOTING REQUIREMENTS

Simple

OFFICER'S RECOMMENDATION

That Council support the Shire President and the CEO in entering into discussions with the State Government representatives in relation to the Shire of Morawa's current and future interests in the Old Morawa Hospital.

COUNCIL RESOLUTION

**1606016 Moved: Cr Thornton
Seconded: Cr Agar**

That Council support the Shire President and the CEO in entering into discussions with the State Government representatives in relation to the Shire of Morawa's current and future interests in the Old Morawa Hospital.

**CARRIED
4/1**

<i>Item No/Subject</i>	7.2.5.4 Evaside Rd/Stephens Rd Intersection
<i>Date of Meeting:</i>	16 June 2016
<i>Date & Author:</i>	16 June 2016, Stephen Tindale
<i>Responsible Officer:</i>	Acting CEO
<i>Applicant/Proponent:</i>	Acting CEO
<i>File Number:</i>	ROADS 135 and 016
<i>Previous minute/s & Reference:</i>	

SUMMARY

Council to support the preparation of a design and cost estimate for the realignment of Stephens Road to form a formal T intersection with Evaside Road.

DECLARATION OF INTEREST

Nil

ATTACHMENTS

Nil

BACKGROUND INFORMATION

The intersection of Stephens Road with Evaside Road has been a source of concern for some years now following its construction by Brookfield Rail.

After some delay, the Shire has received the following email advice from the Network Manager for Mid West Gascoyne Region of Main Roads WA.

Sorry for the delay in replying.

As discussed some months ago the intersection has been reviewed however will be difficult to control due to the current alignment and the intersection being unsealed and additional treatment is limited unless major works are completed at the intersection.

The current intersection layout with Stephens Road intersecting Evaside Road on an obtuse angle allows south bound traffic on Stephens Road turning left onto Evaside Road to enter at a higher speed than normal even though there are limited sight lines to traffic on Evaside Road. The existing layout with Give way control is suitable for the location and installing Stop control may not change the current practice as the area will not have ongoing enforcement.

To improve sight lines for southbound traffic on Evaside Road to sight traffic on Stephens Road considerable vegetation would be required to be removed.

Minor type signage can be added to the existing layout which includes the following.

- *Give way ahead sign installed 180 metres prior to the intersection.*
- *Hazard board (MR-HM-3) at the stem of the intersection*

These items will not change behaviour at the intersection however may highlight the termination point at the intersection.

Whilst Council may not approve due to funding a realignment of the intersection to form a formal intersection would be a safer outcome.

Would Council consider closing the section of Stephens Road between Evaside Road and Gutha East Road?

OFFICER'S COMMENT

The Acting CEO inspected the intersection on Tuesday 7th June 2016 and concurs with all of the observations of Main Roads Network Manager.

While the intersection may be suitable for the location, it is the behaviour of motorists that is the chief cause for concern and more so because of the absence of a sealed surface.

As a result the Shire has recently installed guide posts and a Give Way sign and guide posts in order to slow traffic heading south on Evaside Road off Stephens Road.

While this may reduce traffic speeds, it is fairly obvious that the intersection will continue to operate more as a Y intersection rather than a safer T intersection.

The simplest and safest solution is to shift the Stephens Road intersection north and create a formal T intersection.

It is understood that the height of the existing road intersection is also a cause for concern as is the half metre narrowing of Evaside Road heading immediately south of the existing intersection.

While the Network Manager has not addressed these two issues, it is believed that the height of the road has to remain as is in order to protect the adjacent level crossing on the railway line.

The narrowing of Evaside Road as it heads south may be less of a concern with the proposed relocation of the intersection away from the existing intersection but nonetheless should be looked at with any redesign of the intersection.

Once the Shire has prepared a design and cost estimates for the new T intersection, it can then go to Brookfield Rail with a clear understanding of what needs to happen.

The Acting CEO has spoken with former CEO Gavin Treasure on the matter and he has advised that he has no recollection of the Shire ever having approved the current layout of the intersection. If any approvals were obtained for its construction then they are likely to have been internal to Brookfield Rail given that Evaside Road falls within the rail easement and is outside direct Shire and MRWA control.

STATUTORY ENVIRONMENT

Nil

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Minor – some expense will be incurred in obtaining engineering plans and an cost estimate.

STRATEGIC IMPLICATIONS

One of the Objectives of the Strategic Community Plan is *A diverse, resilient and innovative community*. One of the desired outcomes is *Well maintained local roads and ancillary infrastructure*.

RISK MANAGEMENT

While the existing intersection may be suitable for the location, there are risks attached to motorists who feel they can ignore road rules.

VOTING REQUIREMENTS

Simple

OFFICER'S RECOMMENDATION

That the Shire of Morawa obtain design plans and cost estimates for a relocated Evaside Road/ Stephens Road intersection.

COUNCIL RESOLUTION

1606017 Moved: Cr Stokes

Seconded: Cr Carslake

That standing orders be suspended to allow Councillors to discuss issues related to EvasideRd/Stephens Rd Intersection

CARRIED

5/0

Standing orders were suspended at 5.59pm

COUNCIL RESOLUTION

1606018 Moved: Cr Stokes

Seconded: Cr Agar

That standing orders be resumed.

CARRIED

5/0

Standing orders were resumed at 6.06pm

COUNCIL RESOLUTION

1606019 Moved: Cr Stokes

Seconded: Cr Thornton

That the Shire of Morawa obtain design plans and cost estimates for a relocated Evaside Road/ Stephens Road intersection including constructed width and height of the road and intersection.

CARRIED

5/0

Motion amended to include specific detail of required content for plans.

7.2.5.6 Correspondence

Nil

7.2.5.7 Information Bulletin

Nil

8. New Business of an Urgent Nature

Proposed late item for consideration of pool tenders was deferred.

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 Shire President closed the meeting at 6.15pm.

.....**Presiding Person**

14. Next Meeting

Ordinary Meeting 21 July 2016