

SHIRE OF LEONORA

MINUTES OF THE ORDINARY COUNCIL MEETING



LEONORA

Star of the West

**HELD IN COUNCIL CHAMBERS,
LEONORA ON TUESDAY,
15TH JULY, 2003**

SHIRE OF LEONORA

Minutes of the Ordinary Meeting held in Council Chambers, Leonora on Tuesday 15th July, 2003 commencing at 9:00am.

1.0 DECLARATION OF OPENING / ANNOUNCEMENTS OF VISITORS / FINANCIAL INTEREST DISCLOSURES

- 1.1 Cr Dawes declared the meeting open at 9.01am.
- 1.2 Financial Interest Disclosure –
Cr Dawes-Report 9.2(c) Budget - Information Centre
Cr Hewson –Report 9.2 (c) Budget - Tourism and Area Promotion

2.0 RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE (previously approved)

2.1 PRESENT

President	G R Dawes
Deputy President	N.G Johnson
Councillors	T C Demasson
	G R Kemp
	S J Heather
	T P Hewson
	J F Carter
	P J Craig
	B S D Taylor
Chief Executive Officer	J G Epis
Deputy Chief Executive Officer	J F Rowe

2.2 APOLOGIES

Nil

2.3 LEAVE OF ABSENCE

Nil

3.0 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil.

4.0 PUBLIC QUESTION TIME

Nil.

5.0 APPLICATIONS FOR LEAVE OF ABSENCE

Nil

6.0 PETITIONS / DEPUTATIONS / PRESENTATIONS

Nil

7.0 CONFIRMATION OF THE MINUTES OF THE PREVIOUS MEETINGS

Moved Cr Hewson seconded Cr Johnson that the Minutes of the Ordinary Meeting held on Tuesday 17th June, 2003 be confirmed as a true and accurate record.

CARRIED (9 VOTES TO 0)

Moved Cr Carter seconded Cr Hewson that the Minutes of the Special Meeting held on the 2nd July, 2003 be confirmed as a true and accurate record.

CARRIED (9 VOTES TO 0)

8.0 ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

Cr Dawes advised attendance at ALGA Roads Conference.

Cr Carter summarised the outcomes of the meeting and recommended Council seek membership of the ALGA.

Cr Kemp tabled brochures on the Outback Highway Project and suggested Council seek input into this proposal.

9.0 REPORTS OF OFFICERS

9.1 CHIEF EXECUTIVE OFFICER

9.1(A) CLOSURE – PEDESTRIAN ACCESSWAY

SUBMISSION TO: Meeting of Council
Meeting Date: 15th July, 2003

AGENDA REFERENCE: 9.1 (A) JUL03

SUBJECT: Closure – Pedestrian Accessway

LOCATION / ADDRESS: Leonora

NAME OF APPLICANT: Shire of Leonora

FILE REFERENCE: Road Closure & Dedication 7.7

AUTHOR, DISCLOSURE OF ANY INTEREST AND DATE OF REPORT

NAME: James Gregory Epis

OFFICER: Chief Executive Officer

INTEREST DISCLOSURE: Nil

DATE: 1st July 2003

BACKGROUND

The owners of Lot 458 Rochester Street, Leonora have expressed concern at the increasing levels of anti-social behaviour and vandalism occurring in the pedestrian accessway between Stuart and Rochester Streets (see attached plan).

For the safety and wellbeing of those living in properties adjoining the accessway it has been suggested that Council initiate closure of this walk way.

Inspection of the accessway reveals no great advantage to pedestrians. In fact, the accessway is wide enough to allow vehicle movement which in itself does raise other safety issues.

Pedestrian Access Ways (PAW) were created as a requirement of the Western Australian Planning Commission as part of a subdivision of land, as an alternative means of access between gazetted streets, and for servicing. Many of those created through the 1970's to 1990's were narrow and have had poor surveillance.

Local Government has the initial responsibility to determine whether an application to close a PAW should be progressed, however the views of the adjoining landowners in relation to a PAW closure and a general commitment to purchase the land is required.

A PAW may contain several services, and practical solutions need to be developed to accommodate the needs of each service agency, while keeping costs down to a reasonable level, if closure is to proceed. Telstra has no objections "in principle" to the proposed road discontinuance provided access to their assets for maintenance purposes is retained.

The Water Corporation does have a 100mm water main located in the Right Of Way between Rochester and Stuart Street however access to this infrastructure could be from either Gwalia or Fitzgerald Drive. Western Power offered no comment.

The Department for Planning and Infrastructure has no objections to the closure subject to the land being subdivided and amalgamated with adjoining Lots 954 and 458 Rochester Street and Lots 955 and 467 Stuart Street.

This approval should not be construed with the West Australian Planning Commission's approval of subdivision under Section 20 of the Town Planning and Development Act 1928. Formal determination from the Commission will be required.

Mr Darren Moore and Ms Sue-anne Dolan the registered proprietors of Lot 458 Rochester Street have advised that they are prepared to have the land the subject of closure amalgamated with their property.

9.0 REPORTS OF OFFICERS

9.1 CHIEF EXECUTIVE OFFICER

9.1(A) CLOSURE – PEDESTRIAN ACCESSWAY (continued)

Homeswest the registered proprietors of Lot 467 Stuart Street has advised that they are prepared to have the land the subject of closure amalgamated with their property.

STATUTORY ENVIRONMENT

Section 58 of the Land Administration Act and Section 20 of the Town Planning and Development Act 1928 (as amended) need to be complied with.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Some costs in regards survey and administrative expenses should be expected. Adjoining land owners should not be responsible for the purchase of land as any addition to their land holding is not going to increase the value of their property. Subdivision being proposed for security and for the best interest of those in the community.

STRATEGIC IMPLICATIONS

Throughout the State there are ongoing requests for the closure of Pedestrian Access Ways on security and amenity grounds. This closure will address those problems.

RECOMMENDATIONS

That Council resolve to close at its cost that portion of the Pedestrian Access Way between Rochester and Stuart Streets between adjacent freehold properties 954 and 458 Rochester and 955 and 467 Stuart Streets and that 35 days public notice be provided to allow objections or submissions to be received.

VOTING REQUIREMENT

Simple majority required.

Moved Cr Demasson seconded Cr Heather

That Council resolve to close at its cost that portion of the Pedestrian Access Way between Rochester and Stuart Streets between adjacent freehold properties 954 and 458 Rochester and 955 and 467 Stuart Streets and that 35 days public notice be provided to allow objections or submissions to be received.

CARRIED (9 VOTES TO 0)

9.0 REPORTS OF OFFICERS

9.2 DEPUTY CHIEF EXECUTIVE OFFICER

9.2 (A) QUARTERLY FINANCIAL STATEMENTS – JUNE 2003

SUBMISSION TO:	Meeting of Council Meeting Date: 15 th July, 2003
AGENDA REFERENCE:	9.2(A) JULY 03
SUBJECT:	Quarterly Financial Statements – JUN 2003
AUTHOR:	J F Rowe
POSITION:	Deputy Chief Executive Officer
INTEREST DISCLOSURE:	Nil
DATE:	7 th July, 2003
COMMENT:	Quarterly Statements submitted for adoption include: (a) Financial Position as at 7 th July, 2003 (b) Operating Statement Summary – 30 th June, 2003 (c) Operating Statement - Detail – 30 th June, 2003 (d) Operating Statement - Nature/Type– 30 th June, 2003 (e) Balance Sheet as at – 30 th June, 2003 (f) Statement of Fixed Assets – 30 th June, 2003 (g) Statement of Outstanding Debtors – 30 th June, 2003

RECOMMENDATION

The Quarterly Financial Statements for the month ended 30th June, 2003 consisting of Operating Statements (3), Balance Sheet, Statement of Fixed Assets, Lists of Outstanding Debtors, and the Financial Position as at 7th July, 2003 showing balances of:-

	\$	
Municipal	\$257,317.47	Credit
Long Service Leave Reserve	\$55,298.56	Credit
Fire Disaster Reserve	\$3,164.21	Credit
Building Reserve	Nil	Credit
Plant Replacement Reserve	Nil	Credit
Community Amenities Reserve	Nil	Credit
Municipal Investment	Nil	Credit

be adopted.

VOTING REQUIREMENTS

Simple Majority

Moved Cr Taylor seconded Cr Craig

That the Quarterly Financial Statements for the month ended 30th June, 2003 consisting of Operating Statements (3), Balance Sheet, Statement of Fixed Assets, Lists of Outstanding Debtors, and the Financial Position as at 7th July, 2003 showing balances of:-

	\$	
<i>Municipal</i>	<i>\$257,317.47</i>	<i>Credit</i>
<i>Long Service Leave Reserve</i>	<i>\$55,298.56</i>	<i>Credit</i>
<i>Fire Disaster Reserve</i>	<i>\$3,164.21</i>	<i>Credit</i>
<i>Building Reserve</i>	<i>Nil</i>	<i>Credit</i>
<i>Plant Replacement Reserve</i>	<i>Nil</i>	<i>Credit</i>
<i>Community Amenities Reserve</i>	<i>Nil</i>	<i>Credit</i>
<i>Municipal Investment</i>	<i>Nil</i>	<i>Credit</i>

CARRIED (9 VOTES TO 0)

9.0

REPORTS OF OFFICERS

9.2 DEPUTY CHIEF EXECUTIVE OFFICER

9.2 (A) QUARTERLY FINANCIAL STATEMENTS – JUNE 2003

SHIRE OF LEONORA		
FINANCIAL POSITION AS AT 7th July, 2003		
		MUNICIPAL
		\$
Balance as at 30 th June, 2003		\$254,821.12
Receipts to 7 th July, 2003		\$5,463.32
Balance		\$260,284.44
Less Accounts since 30 th June, 2003		\$2,966.97
Balance 7th July, 2003		\$257,317.47
AMOUNT HELD ON TERM DEPOSIT - NATIONAL AUSTRALIA BANK		
		\$
A) PLANT REPLACEMENT RESERVE	Nil	CREDIT
B) LONG SERVICE LEAVE	\$55,298.56	CREDIT
C) FIRE DISASTER RESERVE	\$3,164.21	CREDIT
D) BUILDING RESERVE	Nil	CREDIT
E) COMMUNITY AMENITIES RESERVE	Nil	CREDIT
F) MUNICIPAL INVESTMENT	Nil	CREDIT

9.0 REPORTS OF OFFICERS

9.2 DEPUTY CHIEF EXECUTIVE OFFICER

9.2 (B) ACCOUNTS FOR PAYMENT – JUN 2003

SUBMISSION TO: Meeting of Council
Meeting Date: 15th July, 2003

AGENDA REFERENCE: 9.2(B) JULY 03

SUBJECT: Accounts for Payment

AUTHOR: J F Rowe

OFFICER: Deputy Chief Executive Officer

INTEREST DISCLOSURE: Nil

DATE: 7th July, 2003

COMMENT:

Attached statement consists of Vouchers 1139 to 1222 plus Direct Bank Transactions and totalling \$315,695.36 attached.

RECOMMENDATION

That accounts as represented by Vouchers 1139 to 1222 inclusive plus Direct Bank Transactions and totalling \$315,695.36 be authorised for payment.

VOTING REQUIREMENTS

Simple Majority

Moved Cr Demasson seconded Cr Craig

That accounts as represented by Vouchers 1139 to 1222 inclusive plus Direct Bank Transactions and totalling \$315,695.36 be authorised for payment.

CARRIED (9 VOTES TO 0)

The Meeting adjourned for morning tea at 9.30am and resumed at 9.50am with the attendance identical to that at Item 2.1 of these Minutes.

9.0 REPORTS OF OFFICERS
9.2 DEPUTY CHIEF EXECUTIVE OFFICER
9.2(C) 2003 / 2004 BUDGET

SUBMISSION TO: Meeting of Council
Meeting Date: 15th July 2003

AGENDA REFERENCE: 9.2(C)JUL 03

SUBJECT: 2003 / 2004 Budget

LOCATION/ADDRESS: Not Applicable

NAME OF APPLICANT: Not applicable

FILE REFERENCE: Budget 1.6

AUTHOR, DISCLOSURE OF ANY INTEREST AND DATE OF REPORT

NAME: J F Rowe

OFFICER: Deputy Chief Executive Officer

INTEREST DISCLOSURE: Nil

DATE: 9th July 2003

BACKGROUND

Attached pages 1 to 66 inclusive contains all details of the 2003/2004 Draft Budget for your consideration and subsequent adoption.

All columns headed "Actual 2002/2003" or "Actual Est" contains figures that are provisional and may differ to the Annual Financial Report when it is completed. Any difference will be due to un-represented creditors as at 9th July, 2003 and final journal adjustments of assets and liabilities to comply with Australian Accounting Standards or as requested by Councils Auditor. These differences will have nil effect on this Draft Budget (2003/2004).

STATUTORY ENVIRONMENT

Section 6.2 of the Local Government Act 1995 requires that not later than 31st August in each financial year a Local Government is to prepare and adopt a budget for its Municipal Fund for the financial year ending on the next following 30th June.

POLICY IMPLICATIONS

Policies in place have been adhered to in preparation of this budget.

FINANCIAL IMPLICATIONS

This draft proposes a balanced budget with no borrowings.

STRATEGIC IMPLICATIONS

Councils adopted Principal Activity Plan and Strategic Plan have both been used in compilation of this Budget.

RECOMMENDATION

That the 2003/2004 Operating, Rate Setting and Cash Flow Budgets as presented together with all associated notes (numbers 1 to 18 inclusive) be adopted incorporating the following detail:

- | | | |
|----|--------------------|-------------------------|
| a) | GRV rate in the \$ | 5.20 cents |
| b) | UV rate in the \$ | 8.80 cents |
| c) | Minimum Rate GRV | \$125.00 per assessment |
| d) | Minimum Rate UV | \$125.00 per assessment |

9.0 REPORTS OF OFFICERS

9.2 DEPUTY CHIEF EXECUTIVE OFFICER

9.2(C) 2003 / 2004 BUDGET (continued)

- e) Minimum Rate for a Mining Tenement that crosses adjoining Shire boundaries \$62.50 per assessment
- f) Instalment Plan offered be four (4) equal payments with due dates being 3/9/03, 3/11/03, 3/1/04 and 3/3/04.
- g) The Administration Charge for payment by instalment be \$30.00 per assessment
- h) Instalment plan applies to assessments in excess of \$200.00 only
- i) Fees and Charges as per notes schedule be adopted
- j) Rubbish Charges be \$130.00 per bin year for domestic removals and \$320.00 per bin per year for commercial removals.

VOTING REQUIREMENTS

Absolute majority.

Cr Dawes and Cr Hewson having declared an interest left the room at 10.51am.

Cr Johnson took the chair.

Moved Cr Carter seconded Cr Demasson that these interests be considered of a trivial nature and Cr Dawes and Cr Hewson be authorised to participate in the debate.

CARRIED (7 VOTES TO 0)

Cr Dawes and Cr Hewson rejoined the Meeting at 10.54am and were advised of Councils decision.

Mr Rowe gave a detailed explanation of the Budget Document.

Moved Cr Hewson seconded Cr Demasson

That the 2003/2004 Operating, Rate Setting and Cash Flow Budgets as presented together with all associated notes (numbers 1 to 18 inclusive) be adopted incorporating the following detail:

- a) *GRV rate in the \$ 5.20 cents*
- b) *UV rate in the \$ 8.80 cents*
- c) *Minimum Rate GRV \$125.00 per assessment*
- d) *Minimum Rate UV \$125.00 per assessment*
- e) *Minimum Rate for a Mining Tenement that crosses adjoining Shire boundaries \$62.50 per assessment*
- f) *Instalment Plan offered be four (4) equal payments with due dates being 3/9/03, 3/11/03, 3/1/04 and 3/3/04.*
- g) *The Administration Charge for payment by instalment be \$30.00 per assessment*
- h) *Instalment plan applies to assessments in excess of \$200.00 only*
- i) *Fees and Charges as per notes schedule be adopted*
- j) *Rubbish Charges be \$130.00 per bin year for domestic removals and \$320.00 per bin per year for commercial removals.*

CARRIED (9 VOTES TO 0)

Cr Dawes congratulated Staff on the presentation of the Budget and the achievement of another Financial Management Award.

CARRIED WITH ACCLIMATION

10.0 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING

(A) ELECTED MEMBERS

Nil

(B) OFFICERS

Nil

11.0 NEXT MEETING

The next Ordinary Meeting was set for Tuesday 19th August, 2003 in the Council Chambers Leonora, commencing at 9.00am.

12.0 CLOSURE

Cr Dawes declared the meeting closed at 11.52am.

PRESIDENT

DATE