



# SHIRE OF CUBALLING

**ORDINARY COUNCIL MEETING  
HELD ON THURSDAY 19 AUGUST 2004**

# MINUTES

**SHIRE OF CUBALLING**

**ORDINARY COUNCIL MEETING**  
**THURSDAY 19 AUGUST 2004**

MINUTES

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**Ordinary Council Meeting Minutes 19 August 2004**  
**ORDINARY COUNCIL MEETING MINUTES**

**MINUTES OF THE ORDINARY COUNCIL MEETING OF THE SHIRE OF CUBALLING**  
**HELD IN THE COUNCIL CHAMBERS, CAMPBELL STREET, CUBALLING ON THURSDAY**  
**19 AUGUST 2004**

**1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS**

President welcomed Councillors, declared meeting open 2.05 pm.

**2. RECORD OF ATTENDANCE, APOLOGIES, LEAVE OF ABSENCE**

**ATTENDANCE**

President Cr I L Watts

Cr J D Brown

Cr R D J Newman

Chief Executive Officer P T Naylor

Deputy President Cr D S Bradford

Cr C R McKenzie

Cr T H Wittwer

**APOLOGIES**

Nil

**LEAVE OF ABSENCE**

Leave of absence was granted to Cr Hawksley at the July 2004 ordinary meeting of Council.

**3. PUBLIC QUESTION TIME**

Nil

**4. APPLICATION FOR LEAVE OF ABSENCE**

Nil

**5. MINUTES**

**5.1 CONFIRMATION OF 15 JULY 2004 ORDINARY MEETING OF COUNCIL**

**CHIEF EXECUTIVE OFFICERS RECOMMENDATION**

**That the minutes (as circulated) of the ordinary meeting of the Shire of Cuballing held in the Council Chambers on 15 July 2004 be confirmed.**

\_\_\_\_\_  
SHIRE PRESIDENT

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**COUNCIL ACTION**

Moved Cr Bradford, seconded Cr Newman that the Chief Executive Officers Recommendation be adopted.

*CARRIED 6/0*

**6. PETITIONS, DEPUTATIONS, PRESENTATIONS**

Nil

**7. REPORTS OF OFFICERS**

**7.1 CHIEF EXECUTIVE OFFICER**

**7.1.1 LIST OF ACCOUNTS SUBMITTED FOR COUNCIL APPROVAL AND PAYMENT – AUGUST 2004**

V	NAME	PARTICULARS	MUNI	TRUST
9606	IL WATTS	Travel Allowance - State Council Meetings	439.20	
9607	ATO	June 2004 BAS & 2004/05 Qtrly FBT	6903.00	
9608	CITY OF BELMONT GOLF DAY	Intermunicipal Golf Tournament - 27/08/04	180.00	
9609	DEPT FOR PLAN. & INFRAST.	New Registration CN1 - W/S Vehicle	236.45	
9610	NICHOLLS BUS & COACH SERV.	Cuballing Kids Club - Bus Hire For Trip	110.00	
9611	WA LOCAL GOVT ASSOCIATION	Super Contributions July 2004	5414.21	
9612	AUSTRALIAN SERVICES UNION	Deductions July 2004 - P. Naylor	31.80	
9613	SHIRE OF CUBALLING	Social Club Deductions July 2004	160.00	
9614	D & VA GOODIER	Refund - Overpayment of Rates Ass: 184	50.00	
9615	TESLTRA	Phone & Mobile A/C	888.46	
9616	ATO	July 2004 BAS	5434.00	
9617	CASH	Petty Cash Recoup	229.25	
9618	BUILDERS REGO BOARD OF WA	July 2004 Building Dispute Fees	122.50	
9619	WATER CORPORATION	Water Rates From 01/07/04 to 30/06/05	1173.45	
9658	LOCAL GOVT MANAGERS AUST.	Subscription 2004/05	308.00	
9672	A CLASS DISPLAYS	Office Equipment	6.90	
9673	AIR LIQUIDE WA P/L	Gas	374.61	
9674	BEAUREPAIRES	Parts & Repairs	122.91	
9675	BERENDSEN FLUID POWER P/L	Shire Vehicle Maintenance	378.95	
9676	BIRDS SILOS & SHELTERS	Materials	300.30	
9677	BOISE CASCADE	Stationery	223.27	
9678	CAI FENCES & GREENHOUSES	Materials	165.00	
9679	CEMETERIES & CREMATORIA	Membership Fees 2004/05	100.00	
9680	CENTRE FORD	Works Supervisors New Vehicle	12847.88	
9681	COLES	Council Shopping	79.86	
9682	COMPUTER ASSOCIATES P/L	Office Equipment Maintenance - Anti Virus	128.70	
9683	COURIER AUSTRALIA	Freight	97.54	
9684	CUBY ROADHOUSE	Refreshments, Fuel & Gas	254.80	
9685	R DEWS MINI EXCAVATIONS	Excavation Works	935.00	
9686	DOWD CORPORATION P/L	Staff Uniform	399.00	
9687	EDWARDS MOTORS P/L	Parts & Repairs	90.15	
9688	FRANK WESTON & CO	Parts & Repairs	35.16	
9689	GA & CJ FROOME	Cuballing Townsite Maintenance	72.60	
9690	GREAT SOUTHERN FUELS	Fuels & Oils	10272.85	

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9691	JAYS BUSINESS EQUIPMENT	Stationery	147.53	
9692	LANDVISION	Town Planning Professional Services	275.00	
9693	LOCAL GOVT MANAGERS AUST.	Subscription 2004/05	55.00	
9694	LOCAL GOVT SUPERVISORS ASS.	Staff Training - Works Supervisors Confer.	550.00	
9695	MAKIT NGN HARDWARE	Signs Materials	555.30	
9696	MCDOUGALL WELDMENTS	Parts & Repairs & Skatepark Materials	100.22	
9697	MCLEODS BARRISTERS & SOLIC.	Legal Fees	1312.45	
9698	METAL ARTWORK CREATIONS	Council Badges	10.73	
9699	METROCOUNT	Repairs To Roadcounter	149.50	
9700	MUNI. INSURANCE BROKING	Insurance Renewals	33920.33	
9701	MUNI. LIABILITY SCHEME	Insurance Renewals	9693.48	
9702	MUNI. PROPERTY SCHEME	Insurance Renewals	3699.30	
9703	MUNI. WORKCARE SCHEME	Insurance Renewals	11483.50	
9704	NANCARROW SIGNS	Entrance Statements	5192.00	
9705	NGN AGRICULTURAL REPAIRS	Workshop Materials	86.10	
9706	NGN AUTO ELECTRICS	Parts & Repairs	180.60	
9707	NGN BEARING SERVICE	Parts & Repairs	126.03	
9708	NGN HIRE SERVICE	Fire Services Materials	12.70	
9709	NGN SHOE REPAIRS	Depot Materials - Padlocks	168.00	
9710	RAM PAPER DISTRIBUTORS	Stationery	81.91	
9711	REINFORCED CONCRETE PIPES	Pipes	1892.33	
9712	ROCLA PIPELINE PRODUCTS	Pipes	494.26	
9713	SHIRE OF WANDERING	CLC Expenses July 2004	463.29	
9714	SHIRE OF WICKEPIN	Recycling Costs June 2004	264.00	
9715	SOS BUNBURY	Photocopier Charges	133.48	
9716	SOUTH WEST PRINTING & PUBL.	Envelopes	284.00	
9717	STAR TRACK EXPRESS	Freight	179.90	
9718	SUNNY SIGN COMPANY P/L	Signs	530.20	
9719	TASSIE'S PLAUMBING	Popanyinning Townsite Maintenance	74.25	
9720	TESLTRA CORPORATION	Phone A/C	965.83	
9721	THE PAPER COMPANY OF AUST.	Stationery	105.89	
9722	TIMEBASE P/L	Subscription 2004/05	176.00	
9723	TOWN OF NARROGIN	Building Inspection Fees July 2004	1845.14	
9724	TRAFFIC INVESTIGATIONS	Road Safety Audits	1320.00	
9725	VALUER GENERALS OFFICE	Valuations	80.00	
9726	VINIDEX TUBEMAKERS P/L	Pipes	1595.00	
9727	WA LOCAL GOVT ASSOCIATION	Subscription 2004/05 & Advertising	7657.22	
9728	WATER CORPORATION	Water A/C	551.90	
9729	WESTERN POWER	Street Lights	263.65	
9730	WESTNET	Computer Equipment Maintenance	27.50	
9731	WESTRAC EQUIPMENT	Parts & Repairs	195.39	
T1898	Cash	Social Club - Gift for Narelle		50.00
T1899	B.C.I.T.F.	BCITF Fees July 2004		784.50
T1900	GROUNDLINK P/L	Farm Forestry Project		550.00
 <b>ELEC TSFR TRANSACATIONS</b>				
130704	SALARIES & WAGES	Wages 30/06/04 - 13/07/04	16573.97	
270704	SALARIES & WAGES	Wages 14/07/04 - 270704	18581.02	
100804	SALARIES & WAGES	Wages 28/07/04 - 10/08/04	17931.00	
120804	ENVIRONMENTAL MONITORING SYSTEMS	EHO Services June 2004	1692.83	
 <b>CREDIT CARD TRANSACTIONS</b>				
160704	MYER - CANNINGTON	Clothing Allowance - P. Naylor	50.80	

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160704	JUST JEANS	Clothing Allowance - P. Naylor	117.90	
190704	GREAT SOUTHERN COMMUNIC.	Housing Maintenance	26.95	
		<b>TOTAL</b>	<b>190439.18</b>	<b>1384.50</b>

**CHIEF EXECUTIVE OFFICERS RECOMMENDATION**

That payment of Accounts Vouchers 9606 - 9619, 9658, 9672 - 9731, T1898 - T1900, Electric Transfer/s 130704, 270704, 100804 & 120804, and Credit Card Transaction/s 160704 & 190704, totalling \$191,823.68, as presented, be endorsed.

Creditors invoices processed and outstanding as at 19 August 2004 and not included in the cheque list presented to the Council meeting on 19 August 2004 total \$\_\_\_\_\_.

**COUNCIL ACTION**

**Moved Cr Wittwer, seconded Cr Brown that payment of Accounts Vouchers 9606 - 9619, 9658, 9672 - 9731, T1898 - T1900, Electric Transfer/s 130704, 270704, 100804 & 120804, and Credit Card Transaction/s 160704 & 190704, totalling \$191,823.68, as presented, be endorsed.**

**Creditors invoices processed and outstanding as at 19 August 2004 and not included in the cheque list presented to the Council meeting on 19 August 2004 total \$3588.49.**

*CARRIED 6/0*

**7.1.2 SHIRE OF CUBALLING FINANCIAL REPORTS AS AT 31 JULY 2004**

**BANK RECONCILIATION**

	<b>Municipal Fund</b>	<b>Trust Fund</b>	<b><u>Reserve Accts</u></b>
	<b>\$</b>	<b>\$</b>	<b>\$</b>
Opening balance	245,347.68	52,506.26	477,153.65
Income	8,974.91	1,414.50	0.00
	254,322.59	53,920.76	477,153.65
Expenditure	-88,333.64	-0.00	-0.00
Closing balance	<b>165,988.95</b>	<b>53,920.76</b>	<b>477,153.65</b>
Bank account	171,553.51	42,119.77	153.65
Investments	0.00	11,946.30	477,000.00
	171,553.51	54,066.07	477,153.65
Plus O/S deposits	4,743.90	0.00	0.00
	176,297.41	54,066.07	477,153.65
Less O/S cheques	-7,775.61	-145.31	-0.00
	168,521.80	53,920.76	477,153.65
Less O/S licensing	-2,532.85	0.00	0.00
<b>Closing balance</b>	<b>165,988.95</b>	<b>53,920.76</b>	<b>477,153.65</b>

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**INVESTMENTS**

<b>Account</b>	<b>Maturity</b>	<b>Interest</b>	<b>Fund/Account</b>		
Number	Date	Rate	Municipal	Trust	Reserves
652250055120	8 November 2004	5.30%		\$11,946.30	
652250055147	30 January 2005	5.18%			\$477,000.00
			<b>\$0.00</b>	<b>\$11,946.30</b>	<b>\$477,000.00</b>

**CHIEF EXECUTIVE OFFICERS RECOMMENDATION**

The Financial Reports for the period ended 31 July 2004 be adopted by Council.

**COUNCIL ACTION**

Moved Cr McKenzie, seconded Cr Newman that the Chief Executive Officers Recommendation be adopted.

*CARRIED 6/0*

**7.1.3 SHIRE OF CUBALLING BUDGET 2004/2005 FINANCIAL YEAR**

**Background**

The Shire of Cuballing Budget for the 2004/2005 Financial Year has been prepared in the required Australian Accounting Standard format (in accordance with the provisions of the Local Government Act 1995 and Local Government (Financial Management) Regulations 1996) and is presented to Council for adoption. A copy of the Budget has been circulated with the Meeting Agenda.

**Comment**

The various amendments have been made to the Budget in accordance with directions from the June and July 2004 Council Meetings and the document has been prepared based on a 3% rate increase as per Council resolution. The proposal to levy differential rates has been duly advertised in the Narrogin Observer, without any submissions being received, and the Minister for Local Government and Regional Services approval has been sought and granted for the levying of differential rates.

**Reporting Officer**

Peter Naylor, Chief Executive Officer

**CHIEF EXECUTIVE OFFICERS RECOMMENDATION**

**Shire of Cuballing Budget 2004/2005**

The Shire of Cuballing Budget, as presented and showing rates to be levied of \$541,330.00, to be applied for the 2004/2005 Financial Year.

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**Levying of Rates**

That the following rates be adopted:

	<b>General Rate in \$</b>	<b>Minimum per Property</b>
• Unimproved Value	1.2211c	\$260
• GRV Residential Cuballing	7.9091c	\$350
• GRV Residential Popanyinning	7.9090c	\$335
• GRV Commercial	7.9091c	\$350
• GRV Industrial	7.9091c	\$350
• GRV Vacant Land	7.9090c	\$335
• GRV Townsite Farmland	7.9090c	\$335
• Mining Tenement	1.2211c	\$260

**Rates Penalty**

A penalty of 11% to be applied where the ratepayer has not selected the instalment option and payment has not been received within three (3) calendar months of the rate notice being issued or where an instalment remains unpaid, if the instalment method has been chosen.

**Adoption of Discount of 8% for Early Payment of Rates**

That an 8% discount be offered for early payment of rates, providing all rate arrears, Fire and Emergency Services Levy and all current rates levied, are paid within 35 days from the issue of the rate notice.

**Miscellaneous Fees and Charges**

That the following items be adopted:

**1. Councillor's meeting attendance fee**

Attendance at Council meetings \$100.00

**2. Shire President's Annual Allowance**

The Shire President's Annual Allowance for 2004/2005 be \$4,000.00

**3. Rates Incentive Prize**

**Two Rate Payment Incentive Prizes be offered:**

**Donated by the Accor Hotels Group: an overnight accommodation package for two people staying at the Mercure Hotel, Perth**

**Donated by City Waters, Perth: an overnight accommodation package for two people staying at City Waters, Perth.**

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**The two prizes to be offered to the first GRV and UV properties drawn from those who pay their total rate account within 35 days of issue of the rate notice.**

**4. Rates by Instalment**

**Council offers a one and four instalment option with the first payment being required within 35 days of issue of the rate notice.**

**5. Administration Fee**

**An administration fee of \$10.00 per instalment, after the initial payment, being that required within 35 days.**

**6. Interest Charge**

**An interest charge of 5.5% to be levied on rates to be paid by instalments, after the first payment is made.**

**COUNCIL ACTION**

**Moved Cr Bradford, seconded Cr Newman that the Chief Executive Officers Recommendation be adopted.**

***CARRIED 6/0***

**7.1.4 SCHEDULE OF FEES AND CHARGES**

**Background**

It is a requirement that Council on an annual basis undertakes a review of the various Fees and Charges adopted for the provision of goods and services throughout the Shire.

**Comment**

A Draft Schedule of Fees and Charges for the 2004/2005 Financial Year has been circulated with the Council meeting agenda. The Schedule encompasses all fees and charges relevant to Council operations and functions. Some of the fees, including Dog Registration, Building, Health, Town Planning and Freedom of Information, are statutory and not subject to Council discretion, however Council has the ability to apply other charges as deemed appropriate.

Minimal changes have been made to the Schedule adopted in 2003/2004, however it is proposed that Council considers increasing the charges for the operation of the Cuballing and Popanyinning Cemeteries. The costs for grave digging and filling are not being met by the current charges and this service is being subsidised by other Council functions. It is not proposed that the charges be raised dramatically in one year, but it is recommended that an increase be approved to enable this service to be more cost relating. Prior to any new cemetery charges being applicable they will need to be formally advertised in the Government Gazette.

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Reporting Officer

Peter Naylor, Chief Executive Officer

**CHIEF EXECUTIVE OFFICERS RECOMMENDATION**

**The Schedule of Fees and Charges as presented to the Council meeting be adopted for the Shire of Cuballing for the 2004/2005 Financial Year.**

**COUNCIL ACTION**

**Moved Cr Wittwer, seconded Cr Newman that the Chief Executive Officers Recommendation be adopted.**

*CARRIED 6/0*

**7.1.5 SHIRE OF CUBALLING DOGS LOCAL LAW 2004**

**Background**

At its meeting on 20 May 2004, Council resolved to advertise for public comment its intention to adopt a Dogs Local Law 2004.

**Comment**

Whilst Council in November 2002 resolved to investigate a suitable Dogs Local Law for the Shire of Cuballing, it was decided to hasten the process following a recent incident that demonstrated that Council may not have adequate management and control over dogs that it thought was available under the *Dog Act 1976*.

The Purpose and Effect of this Local Law is:

**Purpose:**

To make provisions about the impounding of dogs, to control the number of dogs that can be kept on premises and the manner of keeping those dogs and to prescribe areas in which dogs are prohibited and dog exercise areas.

**Effect:**

To extend the controls over dogs which exist under the *Dog Act 1976*.

The Dogs Local Law is permitted to be made under the Dog Act and the process to be followed in adopting a Local Law is outlined in Section 3.12 of the *Local Government Act 1995*.

The Local Government Act requires that following the decision by the Council to advertise for public comment the Local Law, it must also provide a copy to the Minister for Local Government. The Council is then required to consider all submissions received before adopting the Local Law by an absolute majority.

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SHIRE PRESIDENT

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The Local Law was advertised in the West Australian Newspaper on Wednesday 2 June 2004 and the Narrogin Observer on Wednesday 26 May 2004 with submissions closing on Friday 16 July 2004.

Whilst no submissions were received from the public, the Department of Local Government and Regional Development provided the following comments:

- a) Consider inserting “; and” after the words “Reserve 16269” where they appear in clause 5.2(1); and
- b) Consider placing Part 6, currently on page 12, onto page 11 to decrease gazettal costs.

These changes, which are very minor, will be incorporated into the final Local Law.

A copy of the amended Dogs Local Law 2004 is circulated with the Council meeting agenda.

#### **Reporting Officer**

Peter Naylor, Chief Executive Officer

#### **CHIEF EXECUTIVE OFFICERS RECOMMENDATION**

**That:**

- **The following changes to the Shire of Cuballing Dogs Local Law 2004 be incorporated:**
  - a) **insert “; and” after the words “Reserve 16269” where they appear in clause 5.2(1); and**
  - b) **Part 6, currently on page 12, be relocated onto page 11.**
- **By Absolute Majority the Council of the Shire of Cuballing adopt the Dogs Local Law 2004.**

#### **COUNCIL ACTION**

**Moved Cr Bradford, seconded Cr Newman that the Chief Executive Officers Recommendation be adopted.**

*CARRIED 6/0*

#### **7.1.6 POPANYINNING PROGRESS ASSOCIATION – PROPOSAL TO LEASE FORMER SCHOOL BUILDING**

##### **Background**

Correspondence received from the Popanyinning Progress Association registering their interest in leasing the former Popanyinning School building and requesting Council consideration to entering into a formal lease arrangement.

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### Comment

Management of the former School building has only recently been transferred to Council by the Department for Planning and Infrastructure. Previously the building was utilised by the Popanyinning CWA whom disbanded some months ago. Since then the building has been vacant and the community are keen to see it being used again and maintained so that it does not become derelict and lost to the history of the area.

Council is in the process of entering into a new "Peppercorn" Lease Agreement with the Cuballing CWA for the former Cuballing Roads Board building and perhaps this agreement could be used as a template for a Lease with the Popanyinning Progress Association for the former School building.

The Progress Association propose to use the building for their meetings and as a local museum, and also to make it available for other local groups, such as a new Children's Playgroup, as a meeting place.

### Reporting Officer

Peter Naylor, Chief Executive Officer

### **CHIEF EXECUTIVE OFFICERS RECOMMENDATION**

#### That:

- **The Chief Executive Officer to enter into discussions with the Popanyinning Progress Association in relation to their proposal to lease the former Popanyinning School building; and**
- **The terms and conditions of the new Lease Agreement between the Shire of Cuballing and the Cuballing CWA, for the former Cuballing Roads Board building, to be considered as a suitable agreement for the lease of the former Popanyinning School building.**

### **COUNCIL ACTION**

**Moved Cr Brown, seconded Cr Bradford that the Chief Executive Officers Recommendation be adopted.**

*CARRIED 6/0*

### **7.1.7 WESTERN AUSTRALIAN ELECTORAL COMMISSION – 2003 ELECTION INVOICE**

#### Background

Further correspondence received from the Western Australian Electoral Commission (WAEC) in relation to costs invoiced for conducting the 2003 Postal Election on behalf of the Shire of Cuballing.

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SHIRE PRESIDENT

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## Ordinary Council Meeting Minutes 19 August 2004

### Comment

On Tuesday 10 August 2004, during Local Government Week, the Chief Executive Officers met with Warwick Gately, Acting Electoral Commissioner, and Garry Harrington and Aaron Bowman from the WAEC to discuss costs pertaining to the 2003 elections. During the discussions it became obvious that the WAEC was going to be approaching the matter with a far more practical view than in previous encounters and that it may be possible to reach an amicable conclusion, and the WAEC had pre-prepared an amended invoice, with covering letter, for Council to consider.

The cost breakdown to the WAEC to conduct the election and a compromise situation is further detailed in the attached correspondence. The WAEC are suggesting that they are prepared to reduce the amount of the invoice by \$1,515, which means the total cost to Council will be \$7,333. This includes additional non-statutory advertising in the Narrogin Observer for amount of \$1,770. Therefore the actual additional cost to Council over and above the initial estimate of \$4,600 provided is \$963.

It is therefore recommended that in an endeavour to finalise this matter Council consider making payment of \$2,733 to the WAEC as a final payment for costs pertaining to the 2003 Local Government Elections.

### Reporting Officer

Peter Naylor, Chief Executive Officer

### **CHIEF EXECUTIVE OFFICERS RECOMMENDATION**

#### That:

- **The revised 2003 Election Invoice from the Western Australian Electoral Commission (WAEC) be accepted; and**
- **The Shire of Cuballing agrees to make a final payment of \$2,733 to the WAEC for conduct of the 2003 Local Government Election.**

### **COUNCIL ACTION**

**Moved Cr Wittwer, seconded Cr Newman that the Chief Executive Officers Recommendation be adopted.**

*CARRIED 6/0*

## 7.2 **REPORTS – WORKS**

### 7.2.1 **WORKS SUPERVISORS REPORT**

#### **YORNANING WEST ROAD**

Delimiting and mulching has commenced on this road. This is part of the works in accordance with Councils 2004/2005 budgeted works program.

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### **POPANYINING TOWN SITE**

Works are continuing in Popanyinning to undertake various projects and assist the locals in preparation for the Centenary celebrations.

The fence at the front of the Cemetery has been realigned at the Niche Wall to allow better access for people attending memorial services for the interment of ashes in the Wall. Also the road verge has been improved and sump installed to make the area more stable.

The new entry statements for Popanyinning have now been installed.

### **CUBALLING TOWNSITE**

The services of Total Eden from Bunbury have been engaged to install the reticulation system at the Cuballing Oval. The works commenced on Monday 9 August 2004 and will be completed in about a month. This should enable the grass to cover the ditches for installation of the underground pipes prior to the cricket season.

### **WINTER GRADING**

This process is continuing with both of the Shires graders be utilised for this purpose. An SP Multi-Tyred Roller is working with one of the graders, however we are experimenting with a "free roll" roller with the other grader. The roller fits on to the back of the grader in place of the rippers and is operated by hydraulics. This saves the requirement of additional machine and staff member and allows us to better utilise our resources. The free roll was built by McDougall Weldments and is being rented with an option to purchase at the end of the experimental period. At this stage it appears to be working satisfactorily.

### **GENERAL MAINTENANCE**

General maintenance is continuing throughout the Shire.

### **PLANT AND MACHINERY**

All items of plant and machinery are being serviced and maintained as required, and all plant is in good working order.

### **PRIVATE WORKS**

Various private works orders are being received and these are being completed as time permits.

Private works invoices for the month of June 2004, totaling \$4,090.

### **Reporting Officer**

Alex Richardson, Works Supervisor

### **CHIEF EXECUTIVE OFFICERS RECOMMENDATION**

**That the Works Supervisors Report be received and information noted.**

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SHIRE PRESIDENT

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DATE

**COUNCIL ACTION**

**Moved Cr Brown, seconded Cr McKenzie that the Chief Executive Officers Recommendation be adopted.**

*CARRIED 6/0*

**7.2.2 MAGURK TRANSPORT, MUCHEA – APPLICATION TO OPERATE OVERLENGTH VEHICLE**

**Background**

On 26 July 2004 a facsimile letter was received from Magurk Transport seeking Council permission to operate a 36.5 metre B triple road train on Cuballing East and Pauley Roads to cart hay from the property of Mike Burges. As Councils Policy for the operation of over length vehicles in the Shire only relates to vehicles up to a maximum length of 27.5 metres, a memorandum was forwarded to all Councillors seeking comment on the request and from this permission was granted to Magurk Transport on this occasion.

**Comment**

Councillor Wittwer in his response felt that Council was being pushed into a rushed decision because of the late notice given and that Council needs to be careful of making a hasty decision without the opportunity to consider the matter properly.

The other Councillors agreed to grant permission subject to it being for this particular contract only and the imposition of various conditions. These conditions were: to operate on Cuballing East and Pauley Roads only (or Walsh Road if absolutely necessary to gain access through Burges' property); maximum speed limit of 60 kmh; not operating during School Bus hours (as all roads are part of a school bus route); and giving way to local traffic. In addition to this a copy of Councils policy on the operation of vehicles up to a length of 27.5 metres was provided and they were requested to be mindful of the various conditions imposed therein.

The Chief Executive Officer and Works Supervisor have inspected the abovementioned roads and no damage has occurred as a result of the road train operation.

**Reporting Officer**

Peter Naylor, Chief Executive Officer

**CHIEF EXECUTIVE OFFICERS RECOMMENDATION**

**That Council endorses the Chief Executive Officers actions in granting permission (after consultation with the Councillors) to Magurk Transport for the operation of a 36.5 metre B triple road train on Cuballing East and Pauley Roads for purpose of carting hay from property of Mike Burges.**

**COUNCIL ACTION**

Moved Cr Brown, seconded Cr Newman that the Chief Executive Officers Recommendation be adopted.

*CARRIED 5/1*

Cr Newman left the meeting at 3.40 pm.

**7.3 REPORTS – BUILDING**

**7.3.1 BUILDING SURVEYORS REPORT**

**Summary:**

There were six (6) building applications approved and licenses issued for the month of July 2004.

Listed below is a summarised breakdown of the applications and proposed structures.

<b>Approval Date</b>	<b>License No</b>	<b>Name &amp; Address of Owner</b>	<b>Registered Builder or Owner Builder</b>	<b>Structure</b>	<b>Situation of Building Lot or Street No &amp; Town</b>
6 July 04	30/2003:04	Graham Cardell Alton Street CUBALLING	McGrath Homes 71 Challenge Drive MALAGA	Transportable House	Lot 391 Alton Street CUBALLING
22 July 04	1/2004:05	Michael G Burges Box 31 CUBALLING	O/B	Dwelling	Loc 3142 Walsh Road CUBALLING
22 July 04	3/2004:05	Cindy-Ann Tyler 42 Carton Street CUBALLING	O/B	Stable	Lot 42 Carton Street CUBALLING
22 July 04	4/2004:05	Barry George Weston 94 Calluna Way FORRESTFIELD	O/B	Car Port and Shed	Lot 116 Popanyinning East Road POPANYINNING
22 July 04	6/2004:05	Kevin Evans 10 Beeston Street CUBALLING	O/B	Shed Extension	Lot 89 Beeston Street CUBALLING
22 July 04	8/2004:05	Richard James McDougall	O/B	House	Lot 362 Russell Street CUBALLING

**Comment:** Nil

**Consultation:** Nil

**Statutory Environment:** Nil

**Policy Implication:** Nil

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**Financial Implications:** Nil

**Strategic Implications:** Nil

**Reporting Officer**

Darryle Baxter, Building Surveyor

**CHIEF EXECUTIVE OFFICERS RECOMMENDATION**

**That the Building Surveyors Report be received and information noted.**

**COUNCIL ACTION**

**Moved Cr Brown, seconded Cr McKenzie that the Chief Executive Officers Recommendation be adopted.**

*CARRIED 5/0*

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7.4 **REPORTS – HEALTH**

7.4.1 **ENVIRONMENTAL HEALTH OFFICERS REPORT**

**PURPOSE**

To advise Council of Environmental Health inspections that have been carried out in the District.

**REPORT**

The following inspections have been carried out during the month of July 2004.

**Food Premises**

- (i) Cuballing Roadhouse  
Premises found to be operating within legislative requirements.

**Rubbish Tips**

- (i) Cuballing Rubbish Tip  
Wind blown litter around site.  
*Action required – Pick up windblown litter in bush around site.*
- (ii) Popanyinning Rubbish Tip  
Wind blown litter around site.  
*Action required - Pick up windblown litter in bush around site.*  
*- Rubbish on tip face needs to be covered on a more regular basis.*

The rubbish tips should be inspected monthly by the local Fire Control Officer to assess compliance with bushfire safety requirements.

**On-site Effluent Disposal**

- (i) Lot 1152 Beeston Street, Cuballing  
Inspection of proposed on-site effluent disposal system.
- (ii) Lot 362 Forrest Street, Cuballing  
Inspection of proposed on-site effluent disposal system.
- (iii) Lot 76 King Street, Popanyinning  
Inspection of proposed on-site effluent disposal system.
- (iv) Lot 8 Austral Street, Cuballing  
Inspection of proposed on-site effluent disposal system.

**Infectious Diseases Notifications**

One case of infectious diseases (enteric) notification investigated.  
Contaminated drinking water and/or food determined to be most likely cause of infection.

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**Piggeries**

Location 2292 Yornaning East Road, Yornaning  
Premises inspected for compilation of register for the Department of Environmental Protection.

**CORPORATE PLAN/POLICY IMPLICATIONS**

Nil.

**FINANCIAL/BUDGET IMPLICATIONS**

None anticipated.

**Reporting Officer**

Maurice Walsh, Environmental Health Officer

**CHIEF EXECUTIVE OFFICERS RECOMMENDATION**

The Environmental Health Officers Report be received and information noted.

**COUNCIL ACTION**

Moved Cr Brown, seconded Cr Bradford that the Chief Executive Officers Recommendation be adopted.

*CARRIED 5/0*

**8 ELECTED MEMBERS MOTION OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

Nil

**9 OTHER URGENT BUSINESS**

**9.1 LOCAL GOVERNMENT WEEK - COST**

Moved Cr Bradford, seconded Cr Wittwer that the Shire of Cuballing places an item on the agenda of the Central Country Zone meeting scheduled to be held in Wickepin on Friday 1 October 2004, for the Western Australian Local Government Association to review the costs associated with the Local Government Week conference.

*CARRIED 5/0*

**9.2 RESIDENTIAL BLOCKS - YORNANING TOWNSITE**

The Chief Executive Officer reported to Council that there have been a couple of enquiries in recent times as to the availability of residential land within the Yornaning townsite.

Council generally agreed that the future development of Yornaning as a satellite townsite will not be beneficial to the operations of the Shire, nor to the other residents of the Shire. There

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are already two small townsites within the Shire that are gradually growing in size and Councils resources need to be directed to these communities.

It was noted that the Shire of Cuballing owns two lots within the Yornaning townsite.

**Moved Cr Brown, seconded Cr Bradford that:**

- **The two Shire of Cuballing lots, being Lots 14 and 15, situated within the gazetted townsite of Yornaning be surrendered to the Crown.**
- **The two surrendered lots and other Unallocated Crown Land and Reserves within the Yornaning townsite be amalgamated into one Reserve and for the purpose of “Community Purposes”.**

*CARRIED 5/0*

**10      MEETING CLOSURE**

There being no further business the Shire President declared the meeting closed at 4.30 pm.

*CONFIRMED AS A TRUE RECORD OF PROCEEDINGS ON \_\_\_\_\_*

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**PRESIDENT**

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