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MINUTES OF THE ORDINARY MEETING OF THE SHIRE OF MULLEWA HELD IN THE COUNCIL CHAMBERS ON WEDNESDAY 16 MARCH 2005.**0305.01 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS:**

The President declared the meeting open.

0305.02 RECORD OF ATTENDANCE/APOLOGIES/APPROVED LEAVE OF ABSENCE:**PRESENT:**

Councillor A J Messina – President	(West Ward)
Councillor M R Doherty – Deputy President	(North Ward)
Councillor F W Newman	(South West Ward)
Councillor B I N Thomas	(East Ward)
Councillor P T Freeman	(Central Ward)
Councillor L A Panting	(Central Ward)
Councillor L J Wainwright	(Central Ward)
Councillor N D Johnstone	(South Ward)

OFFICERS:

Mr G S Wilks – Chief Executive Officer
Ms N J Holmes – Deputy Chief Executive Officer

APOLOGIES:

Nil

LEAVE OF ABSENCE:

Nil.

VISITORS:

Miss Jessica Healy, Teacher – Our Lady of Mount Carmel Olivia Lynch, Student, and Matt Morrissey, Student.

0305.03 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE:

Nil

0305.04 PUBLIC QUESTION TIME:

The President opened the meeting for public questions. The following questions were received:

0305.05 OUR LADY OF MOUNT CARMEL STUDENT COUNCIL MEETING – SUGGESTIONS ARISING FROM

1. Can the broken glass be removed from the footpaths.
2. Would the Council consider repairing the broken toilet doors in the female change rooms at the swimming pool
3. Is Council able to act on the use of gings.

0305.06 **APPLICATIONS FOR LEAVE OF ABSENCE:**

Nil.

0305.07 **BUSINESS ARISING FROM THE MINUTES:****0305.08** 0205.05: MULLEWA DISTRICT HIGH SCHOOL STUDENT COUNCIL MEETING – SUGGESTIONS/REQUESTS ARISING FROM

Caitlyn Papertalk suggested that a shaded area at the back of the Youth Centre with table and chairs be considered:

It was resolved that the existing fixed shade structure and seating be repaired.

1:10pm Cr L Newman entered the meeting

0305.09 0205.11: SITE NETWORK STRATEGY – IMPLICATIONS OF

The CEO advised that no response had been received from the progress committees.

0305.10 0205.16: MEDICAL PRACTITIONERS RESIDENCE – PROVISION OF

Plans for the kitchen renovation were presented for Councils perusal. The plans were to be discussed in further detail in General Business.

1:15pm The CEO escorted the visitors from the meeting

1:16pm The CEO returned to the meeting

0305.11 0205.19: MULLEWA PUBLIC TOILETS – GRANT ACQUITTAL

The CEO reported that grant funds were under expended and requested any thoughts on what the remaining funds could be utilised for in the Public Toilets

1:20pm Cr J Thurkle entered the meeting

0305.12 0205.23: KEMBLA ZOO UPDATE

The CEO advised the tenders for the ponies will close on Friday 18 March 2005.

Moved: *PT Freeman* **Seconded:** *L Panting*

COUNCIL DECISION: **That the decision of the outcome of the tender for the sale of the Zoo ponies be delegated to the CEO.**

CARRIED 10/0

A request was put to the CEO to make contact with Mr & Mrs Reynolds and report back to Council with ideas of a presentation or community recognition for their invaluable efforts at Kemplab Zoo.

Cages at the zoo are to be photographed and placed on Council's website for sale. All other items to be sold at a combined community auction on/around 25th June 2005.

The President advised that housing inspections would be carried out on 7 April 2005.

1:35pm Cr M Steele entered the meeting

0305.13 0205.25: KOOLANOOKA DIRECT SHIPPING ORE PROJECT – SCOPING DOCUMENT

The CEO advised that a representative was moving through the area liaising with landowners that would be affected by the pipeline corridor route.

0305.14 0205.27: PLANT REPORT

William Road intersection – The CEO informed the meeting that he would contact the landowner in the Work Supervisors absence.

0305.15 0205.35: LANDCARE- OFFICE ARRANGEMENT

The CEO advised that the matter had been referred back to the Mullewa Landcare Group.

0305.16 **CONFIRMATION OF MINUTES OF PREVIOUS MEETING:**

Moved: *MR Doherty* **Seconded:** *BIN Thomas*

COUNCIL DECISION: **That the minutes of the ordinary meeting of Council held on 16 February 2005, as printed, be confirmed.**

CARRIED 11/0

0305.17 **HEALTH, BUILDING & TOWN PLANNING**

0305.18 SUB-DIVISION APPLICATION – LOT 51 DEVILS CREEK**Moved:** *L Panting* **Seconded:** *BIN Thomas*

COUNCIL DECISION: That Council includes provisions within its draft district planning scheme to provide for the creation of homestead lots generally in accordance with the recommendation from the West Australian Planning Commission and having regard to its policy statement 3.4

CARRIED 11/0**Moved:** *BIN Thomas* **Seconded:** *ND Johnstone*

COUNCIL DECISION: That the application from Keffe Bros be supported and that the West Australian Planning Commission be advised accordingly.

CARRIED 11/0**0305.19** BROADACRE CROP SPRAYING BUSINESS – APPLICATION FOR PLANNING CONSENT**Moved:** *BIN Thomas* **Seconded:** *MW Steele*

COUNCIL DECISION: That the application for Mr Andrew Gray to operate a broad acre crop spraying business from Lot 10 Carnarvon Mullewa Road through the usage of a single spray rig and boom be approved on the proviso that all associated Health Regulations be adhered to.

CARRIED 11/0**0305.20** WORKS, PLANT, PARKS & GARDENS**0305.21** PROPOSED LOCALITIES – SHIRE OF MULLEWA**Moved:** *PT Freeman* **Seconded:** *FW Newman*

COUNCIL DECISION: That the name “West Casuarinas” be submitted to the Geographic Names Committee as an alternative to ‘Casuarinas’

CARRIED 11/0

2:29pm Cr L Newman left the meeting.

0305.22 PUBLIC ROAD ACCESS AGREEMENT RESEAL – DEFERRAL OF

Moved: *PT Freeman***Seconded:** *JB Thurkle***COUNCIL DECISION:** **That:**

- The Council is prepared to allow for the deferral of sealing works of the second coat (10mm) seal as provided under clause 6.3.7(b) of the Public Road Access Agreement for a further 12 month period over sections 2, 3, 4, & 5 as identified in clause 6.3.7(a) of the Public Road Access Agreement,
- That consideration be given to a seal coat being laid over the sand seal section within an agreed time frame, and
- That an amendment be made to the PRAA to reflect the above.

CARRIED 10/0**0305.23** FORMER MAIN ROADS DEPOT – ACQUISITION OF**Moved:** *AJ Messina***Seconded:** *PT Freeman*

COUNCIL DECISION: **That Main Roads WA be advised that Mullewa Shire Council is prepared to pay approximately \$6,000.00 for the total acquisition of the site and all assets thereon of the former Main Roads WA depot at Lovers Lane Mullewa.**

CARRIED 10/0**MEETING ADJOURNED FROM 2:45pm TO 3:15pm****0305.24** **MEETING RECONVENED:****PRESENT:**

Councillor A J Messina – President	(West Ward)
Councillor M R Doherty – Deputy President	(North Ward)
Councillor F W Newman	(South West Ward)
Councillor B I N Thomas	(East Ward)
Councillor M W Steele	(South Ward)
Councillor P T Freeman	(Central Ward)
Councillor L A Panting	(Central Ward)
Councillor L M Newman	(East Ward) [in at 1:15pm]
Councillor J B Thurkle	(Central Ward)
Councillor L J Wainwright	(Central Ward)
Councillor N D Johnstone	(South Ward)

OFFICERS:

Mr G S Wilks – Chief Executive Officer
Ms N J Holmes – Deputy Chief Executive Officer

0305.25 WORK SUPERVISOR'S REPORT

Moved: *LA Panting* **Seconded:** *MR Doherty*

COUNCIL DECISION: **That the Team Leader Constructions report, including the Parks and Gardens report, for the month of March 2005 be received.**

CARRIED 11/0

0305.26 PLANT REPORT

Moved: *PT Freeman* **Seconded:** *MW Steele*

COUNCIL DECISION: **That**

- **The Plant Mechanic's report be received, and**
- **The 'old water tank' be sold to the Shire of Mingenew for \$5,000.00 as per their written offer.**

CARRIED 11/0

0305.27 PARK & GARDEN REPORT

The CEO gave an update on the oval reticulation installation and the current watering program and state of the junior oval.

0305.28 FINANCE & GENERAL PURPOSE**0305.29** JUNE QUARTERLY FINANCIAL STATEMENTS – DISPENSEMENT WITH

Moved: *PT Freeman* **Seconded:** *LJ Wainwright*

COUNCIL DECISION: **That a fourth quarterly statement not be produced and presented to Council in July 2005 as the receipt of the annual audited statement is considered to satisfy that requirement.**

CARRIED 11/0

0305.30 FINANCE REPORT 31 JANUARY 2005 – RECEIPT OF**Moved:** *MW Steele* **Seconded:** *MR Doherty***COUNCIL DECISION:** **That the Finance Report for the period ended 28th February 2005 be received.****CARRIED 11/0****0305.31** SEXUAL HARASSMENT POLICY – ADOPTION OF**Moved:** *LA Panting* **Seconded:** *MR Doherty***COUNCIL DECISION:** **That:**

- **The Council endorse the new policy ‘Sexual Harassment and Discrimination’ to ensure compliance with the Equal Opportunity Act, and**
- **All possible steps are taken to ensure a working environment free from sexual harassment and discrimination is provided.**

CARRIED 11/0**0305.32** COMPLIANCE AUDIT RETURN – COMPLETION OF**Moved:** *BIN Thomas* **Seconded:** *FW Newman***COUNCIL DECISION:** **That the Compliance Audit Return be adopted, subject to any additional comment by Councillors, as the official return for the Shire of Mullewa for the period 1 January to 31 December 2004 and certified by the Shire President and Chief Executive Officer as true and correct to the best of their knowledge.****CARRIED 11/0****0305.33** 2004 ASSOCIATION HONOURS – AWARDING OF**Moved:** *BIN Thomas* **Seconded:** *ND Johnstone***COUNCIL DECISION:** **That the Shire President and Deputy Shire President be given delegated authority to submit nominations under the Honours Policy for the Western Australian Local Government Association on behalf of the Shire of Mullewa****CARRIED 11/0****0305.34** USE OF COUNCIL FACILITIES BY NON RESIDENCE – APPROVAL OF

Moved: *BIN Thomas* **Seconded:** *LJ Wainwright*

COUNCIL DECISION: That:

- Correspondence with respect to antisocial behaviour within the Mullewa Townsite and the use of Shire facilities be acknowledged, and
- The Regional Superintendent of the West Australian Police Service be made aware of the residents concern and asked to ensure that sufficient resources are allocated to Mullewa in order to address the issues raised.

CARRIED 11/0

4:02pm Jan Wilks, Finance Officer entered the meeting.
4:02pm Cr PT Freeman & J Wilks left the meeting.

0305.35	JACK HILLS MT HALE IRON ORE PROJECT – INFORMATION ON
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4:07pm Cr PT Freeman entered the meeting.

Moved: *BIN Thomas* **Seconded:** *LJ Wainwright*

COUNCIL DECISION: That the advice of Murchison Metals Ltd on its proposal to mine direct shipping grade iron ore from its Mt hale and Mt Matthew deposits in the Murchison Region of Western Australia be noted.

CARRIED 11/0

0305.36	REGIONAL ARTS PROJECT OFFICER - EMPLOYMENT
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Moved: *ND Johnstone* **Seconded:** *FW Newman*

COUNCIL DECISION: That the recommendation to provide funds to the Regional Arts Project not be supported.

CARRIED 8/3

Reason for Decision:

The Council believe the funds could be directed towards a more worthwhile and local cause.

0305.37 COMMUNITY ACTIVITIES – SUPPORT FOR**Moved:** *LA Panting***Seconded:** *LM Newman*

COUNCIL DECISION: That the Chief Executive Officer thank Mr David Stephens for his correspondence and contact him to determine whether there are potential benefits in partnering with organisations such as the Save Nedlands Committee in order to reduce the amount of graffiti and antisocial behaviour amongst youth in Mullewa.

CARRIED 11/0**0305.38** RATES – WRITING OFF**Moved:** *LM Newman***Seconded:** *MW Steele*

COUNCIL DECISION: The amount of \$9.37 being for interest raised on A1456, be written off.

CARRIED 11/0

4:35pm Noelene Homes, Deputy CEO left the meeting.

0305.39 CHIEF EXECUTIVE OFFICER'S REPORT:**Moved:** *MR Doherty***Seconded:** *LM Newman*

COUNCIL DECISION: That the Chief Executive Officer's report for the month of March 2005 be received and the recommendations arising from that report be adopted:

- Forthcoming Meetings
- 17 February 2005 – Federal Government Broadband Briefing
- 18 February 2005 – Structural Reform Meeting
- 3 March 2005 – North Midlands VROC
- 9 & 10 March 2005 – Department of Agriculture Dry Season Research
- 22 February 2005 – NMVROC's CEO's Meeting
- 25 February 2005 – APP State Barrier Fence Meeting
- 2 March 2005 – Senator David Johnston
- 3 & 4 March 2005 – North Country Zone WALGA Conference
- 10 March 2005 – National Rural Advisory Council

CARRIED 11/0

4:40pm Cr B Thomas left the meeting

0305.40 NEW BUSINESS OF AN URGENT NATURE IN INTRODUCED BY DECISION OF THE MEETINGS:

0305.41 ACCOUNTS FOR PAYMENTS AND SPECIAL PAYMENTS**Moved:** *MW Steele* **Seconded:** *ND Johnstone***COUNCIL DECISION:** **The accounts numbered:**

Electronic Funds Transfer	1463 - 1513 (inclusive)
Trust Fund	195 - 197 (inclusive)
Municipal Fund	8791 - 8796 (inclusive)
Municipal Fund	8809
Municipal Fund	8818 - 8825 (inclusive)
Direct Debits	23.02.2005; 10.03.2005

totalling \$378,579.05 and Special Payments numbered

Electronic Funds Transfer	1463 - 1466 (inclusive)
Trust Fund	195 - 197 (inclusive)
Municipal Fund	8791 - 8796 (inclusive)
Municipal Fund	8809
Direct Debits	23.02.2005; 10.03.2005

be passed for payment, and

Accounts totalling \$40,465.20 outstanding since 16 March 2005 be received.

CARRIED 10/0**0305.42** GENERAL BUSINESS

4:42pm Cr B Thomas entered the meeting

0305.43 MEDICAL PRACTITIONERS RESIDENTS – PROVISION OF**Moved:** *LA Panting* **Seconded:** *BIN Thomas***COUNCIL DECISION:** **That three (3) quotes be obtained for kitchen renovation at 5 Mills Street, Mullewa.****CARRIED 11/0****0305.44** DRIVE IN - TIDY UP OF

The Chief Executive Officer was directed to ensure that the Mullewa Drive In theatre is cleaned up.

4:51pm Cr J Thurkle left the meeting

0305.45 INDUSTRIAL SITES - OAKAJEE

Discussion was held on the need to have some firm direction from Government on industrial site development. In particular there was concern that without a sufficient level of regional infrastructure the region may miss out on a number of development opportunities.

4:56pm Deputy CEO returned to the meeting.
5:00pm Cr L Panting left the meeting

Moved: *PT Freeman* **Seconded:** *BIN Thomas*

COUNCIL DECISION: **That a letter be directed to the Minister for Planning & Infrastructure to ascertain the Governments current position on the development of Oakajee as a heavy industry site and deepwater port.**

CARRIED 9/0

0305.46 LEAVE OF ABSENCE

Moved: *BIN Thomas* **Seconded:** *LM Newman*

COUNCIL DECISION: **That Councillor Doherty be granted Leave of Absence for the April 2005 Ordinary Council Meeting.**

CARRIED 9/0

Moved: *MR Doherty* **Seconded:** *MW Steele*

COUNCIL DECISION: **That Councillor F Newman be granted Leave of Absence for the April 2005 Ordinary Council Meeting.**

CARRIED 9/0

Councillor F Newman expressed his appreciation to his fellow Councillors for his association with the Council over the past 9 years.

The President, on behalf of the Council, thanked Councillor F Newman for his contribution.

0305.47 CLOSURE OF MEETING:

The President closed the meeting at 5:07pm.

These minutes were confirmed at a meeting on 20 April 2005:

Signed:

A J Messina, President

Date: 20 April 2005