UNCONFIRMED

MINUTES

Ordinary Meeting

Held

8th August 2012

At

Shire of Dardanup
ADMINISTRATION CENTRE EATON
1 Council Drive - EATON

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COUNCIL ROLE

Advocacy	When Council advocates on its own behalf or on behalf of its community to another level of government / body /agency.
Executive/Strategic	The substantial direction setting and oversight role of the Council eg. Adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
Legislative	Includes adopting local laws, town planning schemes and policies.
Review	When Council reviews decisions made by Officers.
Quasi-Judicial	When Council determines an application/matter that directly affects a person's rights and interests. The Judicial character arises from the obligations to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg: under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.

DISCLAIMER

"Any statement, comment or decision made at a Council or Committee meeting regarding any application for an approval, consent or licence, including a resolution of approval, is not effective as an approval of any application and must not be relied upon as such.

Any person or entity who has an application before the Shire must obtain, and should only rely on, written notice of the Shire's decision and any conditions attaching to the decision, and cannot treat as an approval anything said or done at a Council or Committee meeting.

Any advice provided by an employee of the Shire on the operation of a written law, or the performance of a function by the Shire, is provided in the capacity of an employee, and to the best of that person's knowledge and ability. It does not constitute, and should not be relied upon, as a legal advice or representation by the Shire. Any advice on a matter of law, or anything sought to be relied upon as a representation by the Shire should be sought in writing and should make clear the purpose of the request."

SHIRE OF DARDANUP

MINUTES OF THE SHIRE OF DARDANUP ORDINARY MEETING OF COUNCIL HELD ON WEDNESDAY 8TH AUGUST 2012, AT SHIRE OF DARDANUP – EATON ADMINISTRATION CENTRE, COMMENCING AT 4.30PM.

1 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Presiding Member, Cr. J E Gardiner declared the meeting open at 4.30pm, welcomed those in attendance and referred to the Disclaimer and the Affirmation of Civic Duty and Responsibility on behalf of Councillors and Officers:

Affirmation of Civic Duty and Responsibility

Councillors and Officers of the Shire of Dardanup collectively declare that we will duly, faithfully, honestly and with integrity fulfil the duties of our respective office and positions for all the people in the district according to the best of our judgement and ability. We will observe the Shire's Code of Conduct and Standing Orders to ensure efficient, effective and orderly decision making within this forum.

2 RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE PREVIOUSLY APPROVED

2.1 Attendance

Cr. John E Gardiner	Shire President
Cr. Michael Bennett	Deputy Shire President
Cr. James Lee	Councillor
Cr. Brad G Day	Councillor
Cr. Betty Murfit	Councillor
Cr. Danny Harris	Councillor
Cr. Carmel Boyce	Councillor
Cr. Peter Bass	Councillor
Cr. Luke Davies	Councillor
Cr. Peter Robinson	Councillor
Mr Mark Chester	Chief Executive Officer
Ms Cathy Parkinson	Executive Governance Officer
Mr Robert Quinn	Director Development Services
Mr Stuart Eaton	Director Corporate Services
Mr Luke Botica	Director Engineering Services
Mr Jake Whistler	Planning Officer
Mr Craig Browne	Engineering Technical Officer - Operations

2.2 Apologies

None.

3 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

None.

4 PUBLIC QUESTION TIME

None.

5 APPLICATIONS FOR LEAVE OF ABSENCE

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

272/12 MOVED - Cr. M T Bennett SECONDED - Cr. P Robinson

THAT Cr. J Lee be granted leave of absence for the meeting of the 22nd August 2012.

Note: Cr. M T Bennett has leave of absence for the 22nd August meeting.

CARRIED
10/0

6 PETITIONS/DEPUTATIONS/PRESENTATIONS

None.

7 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

7.1 *Ordinary Meeting Held 26th July 2012*

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

273/12 MOVED - Cr. P Robinson SECONDED - Cr. P Bass

THAT the Minutes of the Ordinary Meeting of Council held on the 26th July 2012, be confirmed as true and correct subject to no corrections.

CARRIED
10/0

8 ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

None.

9 ANNOUNCEMENTS OF MATTERS FOR WHICH MEETING MAY BE CLOSED

None.

10 DECLARATION OF INTEREST

None.

11 REPORTS OF OFFICERS AND COMMITTEES

11.1 CHIEF EXECUTIVE OFFICER REPORT

11.1.1 *Title: New Policy – Mobile Phone Usage*

Reporting Department: *Executive - Governance*
Reporting Officer: *Ms Cathy Parkinson – Executive Governance Officer*
Legislation: *Local Government Act 1995*
File Number: *CO13 0003*

Background -

The Shire of Dardanup does not currently have a policy that covers mobile phone usage by employees. The only reference to mobile telephones is covered under Policy "EXEC26 Employee Telephone Private Residence Policy", which reads as follows:

> *6) MOBILE TELEPHONES*
>
> *Where the Council supplies a mobile telephone for the employees business use the Council will pay for all calls and associated costs.*
>
> *The Chief Executive Officer is to monitor mobile phone itemised accounts on a regular basis. Where it is evident that there is excessive personal use of the phone, the Chief Executive Officer is delegated authority to invoice the employee for the identified personal use at the Chief Executive Officer's discretion and direct that the personal use be significantly reduced.*

Legal Implications - None.

Strategic Plan - None.

Environment - None.

Precedents - None.

Budget Implications - None.

Budget – Whole of Life Cost - None.

Council Policy Compliance - None.

Officer Comment -

The Mobile Phone Usage policy has been developed to ensure appropriate administration and use of Shire property. The policy will be provided to all staff who are issued with mobile phones to make them aware of their responsibilities.

Whilst reference to Policy EXEC26 Employee Telephone Private Residence and the process of review of monthly accounts has been effective, an individual policy providing clarity governing the use requirements and responsibilities is considered more appropriate.

Council Role - Executive/Strategic.

Voting Requirements - Simple Majority.

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

274/12 MOVED - Cr. M T Bennett SECONDED - Cr. L Davies

THAT Council adopt new Policy "CORP15 – Mobile Phone Usage" as follows:

DEPARTMENT	CORPORATE SERVICES DIRECTORATE
POLICY REFERENCE	CORP15
DESCRIPTION	MOBILE PHONE USAGE
COUNCIL RESOLUTION	274/12
DATE	08/08/2012

PREAMBLE: : Council provided mobile phones are issued to ensure relevant staff are accessible, communications are enhanced and responses to customers are timely.

Mobile phones provided by the Shire are to be used primarily for the conduct of Council related business and employees issued a mobile phone will assume personal responsibility for their appropriate use.

OBJECTIVE : Mobile phones are provided to employees as a work tool and will be allocated where the requirement for a mobile telephone service:

1) Is of an essential nature in the conduct of Council business;

2) Is for safety reasons; and

3) Meets justifiable business criteria.

POLICY : All mobile phone handsets, SIM Cards, accessories and service numbers are Shire property and must be used in accordance with this policy, employment contracts, agreements, applicable

legislation and the Shire's Code of Conduct.

The issuance of mobile phones to employees is at the discretion of the Chief Executive Officer.

PROCESS : Employee Responsibilities

The following guidelines have been prepared to assist employees with the acquiring, use and care of a Shire issued mobile phone:

- Supply of mobile handsets and services will only be made through IT.
- Employees must use issued mobile phones in accordance with manufacturer's instructions. Any faults or damage should be reported to IT as soon as possible, so repairs or replacement can be arranged.
- Employees must observe all statutory requirements relating to mobile phone usage whilst driving a motor vehicle.
- In the event that an issued mobile phone is noticed as lost or stolen, the respective phone service provider and IT shall be contacted immediately to have the account closed and/or services stopped.
- Any work related images or recordings taken on the issued mobile phone are corporate records and employees using these functions should ensure images are downloaded for the Shire's records.
- Employees who are careless or negligent in the use of an issued mobile phone may incur the cost of repairs, replacement of the phone, or reimbursement to the Shire for any insurance excess.
- Employees must return any issued mobile phone on resignation or termination of employment.
- Reasonable Personal Use is permitted. Excessive personal use will result in the employee being billed for usage in the first instance. Ongoing excessive use will result in disciplinary action being taken against the employee.
- Personal international calls are to be reimbursed by the employee.
- Mobile phones with access to the Internet and Email must also comply with the Shire's policy on 'Electronic Mail and Internet Usage'.
- All mobiles must be switched off when at a refuelling point and any other place that prohibits the use of radio transmitting devices.

Billing And Charging

Monthly summary reports of individual Directorate mobile phone charges will be forwarded to each Director. Excessive personal use of the mobile phone will result in the employee being billed for their usage.

Emergency Usage

In the event of an emergency, the Shire or CEO reserves the right to appropriate any mobile phone for the purpose of assisting in relief operations.

Breaches

The Shire may withdraw the use of an issued mobile phone at any time if the Director or Chief Executive Officer determines that the basis for issuing the phone is no longer relevant, there are health and safety concerns around the use of the phone, or where the Director or Chief Executive Officer reasonably determines that there has been misuse of the phone.

HEAD OF POWER : Shire of Dardanup

DATE REVIEWED : Ordinary Meeting of Council held – 08/08/2012

CARRIED
10/0

11.2 DIRECTOR ENGINEERING SERVICES REPORT

11.2.1 Title: Greater Bunbury Bicycle Master Plan

Reporting Department:	*Engineering Services Directorate*
Reporting Officer:	*Mr Luke Botica – Director Engineering Services*
Legislation:	*Local Government Act 1995*
File Number:	*GR020016*

Background -

Correspondence has been received from the South West Development Commission (SWDC) advising that the Greater Bunbury Bicycle Master Plan (GBBMP) has been completed and is seeking Council support for the document as presented.

Due to the large size of the document, it has not been reproduced. A copy of the document is available on the Shire web page and a hard copy is available upon request.

The GBBMP was developed through a partnership between the SWDC and the four local government authorities of the Greater Bunbury area (the Shires of Capel, Dardanup, Harvey and the City of Bunbury). The SWDC facilitated the formation of a Steering Committee, which consisted of the four municipalities, SWDC, Department of Transport, Main Roads WA, Department of Planning, Department of Sport and Recreation and the Bunbury Bicycle Users Group. The Committee also consisted of two community members and was chaired by Mr Peter Eckersley (Bunbury Bicycle Users Group). The Committee engaged local consulting firm, TME Consultants, to prepare the Plan.

The purpose of the GBBMP, as quoted in the correspondence, was to:

1. Identify a regional route network with alignments that efficiently and effectively service the Greater Bunbury Region;

2. Define gaps in service and analysis to prioritise works; and

3. Establish a policy and implementation structure that promotes outcomes on the ground.

The GBBMP is hereby presented for Council consideration and adoption.

Legal Implications -

Section 2 of the GBBMP outlines the relationship of the plan within the existing decision making framework. It is intended that the GBBMP sit above local government bicycle plans and it be adopted by the Western Australian Planning Commission into its planning framework, along with Main Roads WA, Department of Transport and local government.

The GBBMP identifies a significant portion of the regional bicycle network within State managed road reserves. This raises questions and possible conjecture as to the ownership and responsibility for the implementation of the various components of the plan. For example, on road facilities (i.e. cycle lanes) on a highway is considered a State asset, while a separate pathway adjacent to a highway is typically considered a local government authority asset. This matter will need to be further explored by Shire staff as an implementation strategy is developed.

Strategic Plan -

The Shire of Dardanup has a Pathway Asset Management Plan (PAMP). The PAMP contains information on the existing pathway network, outlines an expansion and upgrade strategy and program, and a renewal strategy and program. The GBBMP will be linked to the Shire's PAMP – it is planned to review the PAMP to ensure that the two plans interface effectively.

Environment -

The GBBMP is a broad planning document which identifies links between areas within the Greater Bunbury Area only. It examines the current suitability of the links and identifies the deficiencies. At this stage it does not offer engineering solutions.

Until such time as specific projects are identified and scoped, the environmental impact is unknown.

Precedents -

Similar Plans have been prepared in other areas in WA and Australia. However, this is the first regional cycling plan for the Greater Bunbury Area.

Budget Implications -

At the meeting held on the 24th of August 2011, the Council resolved to contribute $2,000 to the development of the Plan.

Adoption of the GBBMP by the Council does not have an impact on the 2012-2013 Budget. However, any projects derived from the Plan may require financial contribution from the Shire in future. Although the Shire would not be obliged to contribute towards any projects, there could be significant pressure placed on the Council to undertake or contribute towards works, particularly where links are partially completed across Shire boundaries.
Furthermore, there may be some conjecture as to who is responsible for funding some of the projects, depending on the nature of the link and the route that is followed.

It should be noted, however, that the GBBMP will enhance the ability to attract State funding towards a regional pathway network.

Budget – Whole of Life Cost -

The Shire's PAMP provides projections for the renewal of pathway assets over the next 60 years and indicates a significant burden on Council in future resulting from significant urban expansion experienced in the Shire over the last decade. The PAMP indicates that, although minimal cost was incurred by the Council in the initial development and expansion of the pathway network, there are significant cost implications when the network needs to be renewed in future. Similar concerns are raised in regards to the GBBMP.

It is therefore suggested that the Shire proceed with caution in regards to the future implementation of any projects derived from the GBBMP. The concern relates to the ongoing maintenance and asset renewal responsibilities resulting from the construction of the linkages. Although the linkages identified and overall Plan is supported by Shire staff, the Plan does not outline the ongoing responsibilities for the cycling network. The responsibilities associated with the proposed linkages needs to be ascertained as further details become available regarding the implementation of the various components identified in the Plan.

Council Policy Compliance None

Officer Comment -

Shire staff have been involved in the development of the GBBMP and the Shire was represented on the Steering Committee. Shire staff consider the GBBMP as an important Plan for the Greater Bunbury Area as it identifies the linkages between significant destinations across the area and provides a means of connecting the local plans already prepared by the four local government authorities that make up the Greater Bunbury Area. This will enable a coordinated and consistent approach to the development of a regional cycle network and will provide significant weight to any submission for funding for the implementation of the Plan.

The GBBMP identifies several linkages in the Shire of Dardanup, the majority of those within State roads and highways. It should be noted that, in general, those projects within the Shire of Dardanup are amongst the highest scoring. Of particular interest is the Ferguson Valley Loop. Council has previously discussed the challenges associated with the provision of a cycling route along Ferguson Road within the Ferguson Valley Region. The GBBMP acknowledges the challenges associated with developing such a route and states that a detailed feasibility is required.

It is recommended that the Council adopt the GBBMP in the first instance. It should be noted that the concerns raised by Staff as to the ongoing maintenance and renewal of the various components of the Plan will be further investigated as the implementation of the Plan is progressed in future.

Key Projects Table

Project [1]	Responsibility	Cost / Funding Opportunities [2]	Remarks
Harvey to Mylup (Myallup Beach Road - ref # ACC1) Cycle bridge over drain	Shire of Harvey	Shire of Harvey	Site survey required to determine appropriate structure/s, and connecting shared paths
Brunswick Junction to Australind (Clifton Road to Leisure Drive - ref # ACC2b) Road crossing facility	MRWA/ Shire of Harvey	Developer Contributions	MRWA to construct as part of long term planned intersection upgrades, Potential developer contributions (managed by Shire of Harvey).
Roelands to Burekup (South Western Highway - ref # IR3) 2 no cycle bridges Cycle lanes for bridge	MRWA	MRWA	Site survey required to determine appropriate structure/s, and connecting Shared Paths
Australind to Eaton (Eaton Drive/The Boulevard - ref # ACC5) bridge over Collie River	Shires of Harvey / Dardanup	Developer Contributions	Funding via Shire managed developer contributions in accordance with Joint Planning Scheme. May need assistance via grants.
Glen Iris Preston River bridge at Eelup roundabout - ref # ACC7	MRWA	MRWA	To be constructed as part of proposed Eelup Roundabout development
Eelup Roundabout - Robertson Drive Crossing - ref # ACC7	MRWA	MRWA	To be constructed as part of proposed Eelup Roundabout development
Bussell Hwy - DUP from Washington Ave to Hastie Road - ref # ACC8	City of Bunbury/ Shire of Capel/ MRWA	$380,000	Costs to be shared between authorities - length approx 3.8km
Minninup Road - Harewoods Road to Mininup Road (Stratham) - ref # CTR10/11 Link	Shire of Capel	Developer funded	Alignment within existing unmade road reserve adjacent to possible future subdivision
Minninup Road to Mangles Road - ref # CTR11/12 Link	Shire of Capel	Seek grant funding - $180,000	Length approx 1.8km. Fencing will be required to protect from vehicle access.
Myalup to Cathedral Avenue - ref # CTR1	Shire of Harvey	Developer Contributions / grant funding	Facilitating the construction of this link is complex. Properties currently in private ownership. The area within the Biningup Townsite to be constructed by developer. Remaining sections will require negotiations with landowners or may be facilitated if future development occurs.
Parade Road - Washington Avenue to Centenary Road - ref # ACC15b	City of Bunbury	Seek grant funding - $160,000	Length approx 1.4km. Allowance made for vegetation and earthworks in cost estimate.
Estuary Drive, ongoing planning - ref # CTR6	City of Bunbury	City of Bunbury / DoT	Ongoing planning required to ensure that route is maintained and replaced when future Port expansion occurs. Land-use planning in area needs to be clearly understood i.e road, rail, port, land development

1. These projects are not prioritised. Stakeholder groups should meet in order to determine this.

Council Role - Strategic

Voting Requirements - Simple Majority

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

275/12 MOVED - Cr. P Bass SECONDED - Cr. C N Boyce

THAT Council:

1. Endorses the Greater Bunbury Bicycle Master Plan (March 2012) as presented.

2. Supports the transition of the Steering Committee into a Work Group with a focus on implementation of the Greater Bunbury Bicycle Master Plan.

CARRIED
10/0

11.3 ENGINEERING SERVICES REPORTS

11.3.1 *Title: Supply and Delivery of Two New Tractors with the Trade of Existing Tractors (DA 8977) & (DA 2833)*

Reporting Department:	*Engineering Services Directorate*
Reporting Officer:	*Mr Troy Williamson – Manager Operations*
Legislation:	*Local Government Act 1995*
File Number:	*TR020037 & TR020038*

Background -

Council has scheduled the changeover of the existing parks and gardens tractor (DA 8977) and the existing transport construction crew tractor (DA 2833) in the 2012/13 budget. The tractors proposed for trade are used by Council's parks and gardens and transport construction crews for the purpose of mowing, slashing, sweeping, loading, lifting and general maintenance duties.

Quotes were sought utilising WALGA's Preferred Supply Contracts. Local Governments do not need to tender when purchasing from a WALGA arrangement, irrespective of contract value and complies under the Local Government (Functions and General) Regulations 1996.

Due to the similar nature of the requirements of both new tractors it was deemed appropriate to seek quotes and conduct assessments of the new tractors as a single process.

The following photos show Council's existing parks and gardens and transport construction crew tractors.

The existing parks and gardens tractor (DA 8977) pictured on the left is a 2005 Kubota M6800 with 4670 hours of recorded operation. The transport construction crew tractor (DA 2833) pictured on the right is a 2004 Kubota M90 with 4420 hours of recorded operation. The optimum replacement timeframe identified for both machines is 8 years or 5000 hours, whichever occurs first.

Together with quotes for the tractors, staff also sought quotes from relevant suppliers for the purchase of a finishing mower suitable for use with the proposed new parks and gardens tractor. The proposed finishing mower will replace an existing mower that in staff opinion has reached the end of its useable life and would require a major refurbishment to remain serviceable. The mower in question is an integral piece of equipment utilised by Parks and Gardens for mowing large areas such as Lofthouse Park, Peninsula Lakes and Watson Street Reserve.

Legal Implications - None.

Strategic Plan -

The replacement of the Shire's two tractors (DA 8977 & DA 2833) is in accordance with the Shire's Strategic Financial Plan which incorporates an Asset Management Plan and the associated Ten Year Plant Replacement Program for the acquisition and replacement of Shire's Plant and Vehicle Fleet.

Environment - None.

Precedents - None.

Budget Implications -

The adopted 2012/2013 budget includes estimates for the capital purchase and an associated estimate for the disposed assets as outlined below.

Plant Item	Budget Capital Estimate (Ex Gst)	Budget Trade Estimate (Ex Gst)	Budget Changeover Estimate (Ex Gst)	Recommended Changeover (Exc Gst)	Surplus
Parks and Gardens Tractor	$97,055	$21,373	$75,682	$55,290	$20,392

Plant Item	Budget Capital Estimate (Ex Gst)	Budget Trade Estimate (Ex Gst)	Budget Changeover Estimate (Ex Gst)	Recommended Changeover (Exc Gst)	Surplus
Transport Construction Crew Tractor	$97,055	$21,373	$75,682	$54,290	$21,392

The purchase of a finishing mower at a cost of $8,520 is proposed to come from surplus funds of $41,784 remaining after changeover of the two tractors.

Note that savings against the budget are returned to the Reserve Fund and used to fund future purchases.

Budget – Whole of Life Cost -

The Council adopted new replacement triggers for its plant and vehicle fleet at its meeting held on the 26 October 2011. The new triggers were recommended in the plant and vehicle fleet review carried out by consultants Uniqco. The triggers adopted will ensure that plant and vehicles are changed over at the optimum time. This will achieve an optimum balance between net changeover cost, operating costs and maintenance costs. The trigger adopted for the replacement of the tractors is an age of 8 years or an hour meter reading of 5,000 hours, whichever occurs first.

Council Policy Compliance - None.

Officer Comment -

A total of three submissions were received from machinery suppliers and the following tables provide a summary of each submission.

Parks & Gardens Tractor (DA 8977)

SUPPLIER	MACHINERY WEST	BUNBURY MACHINERY	GREENLINE
Make	New Holland	Massey Ferguson	John Deere
Model	T5040	MF5430	5090R
Engine	Diesel Direct Injection, Liquid Cooled, Turbo Charged	Diesel Direct Injection, Intercooled, Turbo Charged	Diesel Direct Injection, Turbo Charged with Active Charge Aircooler
Capacity	4.5L	4.4L	4.525L
Cylinders	4	4	4
Power Rating	63kw	66kw	66kw
Torque	324N-m	379N-m	376N-m
Transmission Type	24x24 – 40kph Dual Command	16x16 – Dyna 4	16x16 – Power Quad Plus – 40kph
Lift Capacity at max height at pivot pin	1775kg	1890kg	1943kg

Transport Construction Crew Tractor (DA 2833)

SUPPLIER	MACHINERY WEST	BUNBURY MACHINERY	GREENLINE
Make	New Holland	Massey Ferguson	John Deere
Model	T6010LS	MF5450	5100R
Engine	Diesel Direct Injection, Liquid Cooled, Turbo Charged	Diesel Direct Injection, Intercooled, Turbo Charged	Diesel Direct Injection, Turbo Charged with Active Charge Aircooler
Capacity	4.485L	4.4L	4.525
Cylinders	4	4	4
Power Rating	74kw	77.3kw	74kw
Torque	410N-m	416N-m	416N-m
Transmission Type	16x16 – 40kph Electro Command	16x16 – Dyna 4	16x16 – Power Quad Plus – 40kph
Lift Capacity at max height at pivot pin	1875kg	1890kg	1943kg

The three quotations were received through WALGA's preferred suppliers list in respect to the purchase and trade of Council's existing parks and gardens Kubota M6800 tractor and the transport construction crew Kubota M90 tractor. The tables below outline the changeover prices from each company that provided a quote.

Parks & Gardens Tractor (DA 8977)

	MACHINERY WEST (NEW HOLLAND)	BUNBURY MACHINERY (MASSEY FERGUSON)	GREENLINE (JOHN DEERE)
MODEL	**T5040 (86HP)**	**MF5430 (90HP)**	**5090R (90HP)**
Purchase Price (Exc Gst)	$67,500	$82,280	$81,360
Trade in (DA 8977)	$30,800	$20,000	$26,070
Total Cost (Exc Gst)	$36,700	$62,280	$55,290

Transport Construction Crew Tractor (DA 2833)

	MACHINERY WEST (NEW HOLLAND)	BUNBURY MACHINERY (MASSEY FERGUSON)	GREENLINE (JOHN DEERE)
MODEL	**T6010 LS (101HP)**	**MF5450 (105HP)**	**5100R (100HP)**
Purchase Price (Exc Gst)	$82,800	$85,000	$84,650
Trade in (DA 8977)	$35,200	$28,000	$30,360
Total Cost (Exc Gst)	$47,600	$57,000	$54,290

The quotes received were then assessed and scored against predefined weighted assessment criteria. The table below lists the criteria, with the higher score indicating a more favourable outcome for Council.

			MACHINERY WEST	BUNBURY MACHINERY	GREENLINE
		MAX WEIGHTED SCORE	NEW HOLLAND	MASSEY FERGUSON	JOHN DEERE
A	Ability to provide services within the South West	**20%**	20%	20%	20%
B	Experience in supplying services to Local Government	**10%**	10%	10%	10%
C	Warranty and consistent after sales product support	**10%**	10%	10%	10%
D	Price/value of the vehicle	**60%**	58%	55%	60%
	Total Score	**100%**	**98%**	**95%**	**100%**

Once all submissions were received, Council's Principal Works Supervisor, Principal Parks and Gardens Supervisor and relevant Plant Operators visited each dealership to inspect trial and examine the suitability of all models presented. The purpose of the viewing was to assess each tractor's suitability, build quality, durability, operator comfort, accessibility and ease of service and repair.

The tables below represent the staff assessment score of each of the tractors.

Parks & Gardens Tractor (DA 8977)

SUPPLIER	EXTERIOR	INTERIOR	OPERATOR COMFORT	SERVICE	TOTAL
New Holland T5040	4.0	3.5	4.0	4.0	15.5/20
Massey Ferguson MF5430	4.0	3.5	4.0	4.0	15.5/20
John Deere 5090R	4.5	4.5	4.5	4.0	17.5/20

Transport Construction Crew Tractor (DA 2833)

SUPPLIER	EXTERIOR	INTERIOR	OPERATOR COMFORT	SERVICE	TOTAL
New Holland T6010 LS	4.0	3.5	4.0	4.0	15.5/20
Massey Ferguson MF5450	4.0	4.0	4.0	4.0	16/20
John Deere 5100R	4.5	5.0	4.5	4.0	18/20

During the inspections, testing and subsequent assessments the preferred Parks and Gardens tractor is the John Deere 5090R and the Transport Construction Crew tractor is the John Deere 5100R. The following comments are made:

- Both the John Deere and Massey Ferguson appeared to be more robust machines than the New Holland. John Deere appeared to be the superior of the two.

- The John Deere has a larger lifting capacity. This is preferred by Shire staff.

- The quotation for the John Deere tractor is considered the most advantageous in regard to re-sale value.

- When tested, John Deere handled better than the other tractors tested and offered the operator a greater feel for the machine.

- The layout of the controls and cabin in the John Deere allowed ease of use for the operator and would be advantageous when training new operators.

The quotations from Greenline for a John Deere 5090R and a John Deere 5100R are therefore recommended.

Quotes were sought for the supply of a finishing mower to comply with Council's Procurement Policy. The table below outlines the prices from each company that provided a quote.

SUPPLIER	BUNBURY MACHINERY	GREENLINE
MODEL	**HOWARD PROCUT PC210 MOWER**	**FIELDQUIP SWIFT 6300 MOWER**
Quoted Price	$11,370	$8,520

The quotation from Greenline for a Fieldquip Swift 6300 Finishing Mower is therefore recommended.

Council Role - Review.

Voting Requirements - Simple Majority.

OFFICER RECOMMENDED RESOLUTION

THAT Council:

1. Accepts the submission from Greenline for the supply and delivery of a new John Deere 5090R tractor, with trade of Council's existing Kubota tractor (DA8977) at a net changeover price of $55,290.00 excluding GST.

2. Accepts the submission from Greenline for the supply and delivery of a new John Deere 5100R tractor, with trade of Council's existing Kubota tractor (DA2833) at a net changeover price of $54,290.00 excluding GST.

3. Accepts the quote received from Greenline for the purchase of a new finishing mower at a cost of $8,520.00 excluding GST, and to be funded from surplus funds available from the tractor changeover.

FURTHER INFORMATION

Note: The following additional information was provided to Councillors prior to the meeting:

Director Engineering Services Comment

Since the release of the Council agenda, Council has received correspondence from Mr Olsthoorn (facsimile dated 2 August 2012) requesting Council consideration of placing the two existing tractors on the open market for potential outright sale. Mr Olsthoorn has indicated that he is interested in purchasing one of the tractors.

The tenders called for the new tractors included the supply of new tractors with trade of existing tractors, but did not include the options of supplying new tractors only (without trade), and the outright sale of the existing tractors only.

It is suggested that the decision on the replacement of the tractor be deferred until such time as prices are obtained for the supply of two new tractors only, and prices

are obtained for the outright sale of the existing tractors. The WALGA Preferred Supply Contract consists of a plant and vehicle disposal component that allows Council to seek outright sale prices for the existing tractors.

Information on the tractors can be supplied to WALGA who will advertise the tractors on Council's behalf, with a reserve price listed based on the trade-in offers currently received. The tractors will be publicly advertised in the West Australian newspaper and Mr Olsthoorn will be notified of the opportunity.

It should be noted that the additional prices will be assessed together with the current supply with trade prices, and the most advantageous combination will be determined from these.

The three companies that responded to the request for quotes will be requested to provide revised prices per the officer recommendation.

Voting Requirements - Simple Majority

OFFICER RECOMMENDED RESOLUTION

THAT Council:

1. Defers making a decision on the replacement of the two tractors.

2. Requests the Chief Executive Officer to:

   a) Obtain prices for the supply and delivery of two new tractors only (without trade);

   b) Obtain prices for the outright sale of the two existing tractors via the WALGA Preferred Supply Contract; and

   c) Refer the matter back to Council with a recommendation once prices have been obtained.

Discussion:

Cr. L D Harris moved a resolution to not consider the Officer Recommended Resolution that was prepared in the 'Additional Information' paperwork. The reason for not dealing with the resolution is that Council should not be considering the request by the member of the public as it was not part of this tender process. I would be loath to call for tenders again as the numbers that the companies have already tendered and now exposed. The request from the public member is for 'one' tractor, not two. We have done the due diligence correctly as per the tender. Had we done that we should have done in the first instance. I don't believe we should go back and open the tenders again.

Director Engineering Services, Mr Luke Botica advised that the tender was not publicly advertised as quotes were called from local companies. The intention

of the second resolution was to give interested members of the public the opportunity to quote. The prices that have already been received were based on a trade vehicle, so those figures will still stand.

Cr. L D Harris – I think it's totally unfair to have a tender called again once it has been done totally professionally, then go back a step because one person has asked to put a price on one, not two, but one of the trades. Next time we are in this situation, perhaps we should call publicly. However, with the tenders already in, would be considered, they would be tendering again. I think it is unfair to go back having a legitimate tender called.

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

276/12 MOVED - Cr. L D Harris SECONDED - Cr. P Bass

THAT the alternate resolution that reads:

"THAT Council:

1. Defers making a decision on the replacement of the two tractors.

2. Requests the Chief Executive Officer to:

a) Obtain prices for the supply and delivery of two new tractors only (without trade);

b) Obtain prices for the outright sale of the two existing tractors via the WALGA Preferred Supply Contract; and

c) Refer the matter back to Council with a recommendation once prices have been obtained."

not be adopted.

CARRIED
8/2

Discussion:

Cr. L D Harris advised that he had the tender information in his hand from Machinery West and moved a resolution to accept the submission from Machinery West for the T5040 86HP at the tender price of $36,700; and to accept the submission from Machinery West for New Holland T5060 Tractor at a cost of $47,600 as per the submitted documents that were not listed in the agenda.

Cr. L D Harris advised the T5060 was not listed in the agenda, however it was submitted.

Cr. P Robinson seconded the resolution and asked Director Engineering Services, Mr Luke Botica if the machines that have been recommended by staff are better than others.

Director Engineering Services, Mr Luke Botica advised that all of the machines will do the job. Some are better and have been assessed by staff as preferred. It is the opportunity to get a slightly better machine.

Cr. B G Day noted that the Council do not have the information on the T5060 machine as the details were not submitted to the agenda. Why is it not in the paperwork?

Mr Luke Botica advised that each company were asked to supply preliminary prices. The list was narrowed down to these three machines. They were then asked to specifically quote on these machines.

Cr. J Lee asked if it is the role of Council to direct as to what to purchase or is it our role to determine what guidelines are suitable so the Director Engineering Services, can decide what is the best piece of equipment to get the job done?

Cr. J E Gardiner noted that Council have the right to change any recommendation.

Chief Executive Officer, Mr Mark Chester noted that there was an issue regarding information that has been made available. All information should be tabled so that it can go into the agenda. There is nothing for Council to assess in the appendices or the agenda. The figures that are quoted need to show what the sale price is and less the trade.

Cr. J Lee noted that since we have another model introduced, should we put it back in and let the Officer make a proper comparison rather than make a decision based on unknown figures.

Cr. L D Harris stated that the figures are here.

Cr. J E Gardiner noted that when buying machinery one of the first things you look at is service.

Chief Executive Officer, Mr Mark Chester stated that in terms of the tender regulations, they do state that the tenders submitted are to be assessed against the selection criteria. That hasn't been done for the T5060. I think that Council should defer this now so that the assessment can be done properly. Under the regulations it really needs to show that we have done the due diligence.

Cr. J Lee agreed, stating that Council would be bypassing the tender process if it continued now.

Cr. L D Harris, I am happy to withdraw the motion and move that the item be reassessed including the T5060 machine be included in the assessment and be brought back to the next Council meeting. Cr. P Robinson agreed to the withdrawal also.

COUNCIL RESOLUTION

WITHDRAWN MOVED - Cr. L D Harris SECONDED - Cr. P Robinson

THAT Council:

1. Accepts the submission from Machinery West for the T5040 86HP Tractor at the tender price of $36,700; and

2. Accept the submission from Machinery West for a New Holland T5060 Tractor at a cost of $47,600 as per the submitted documents that were not listed in the agenda.

RESOLUTION WITHDRAWN

Note: The resolution to defer was then put.

COUNCIL RESOLUTION

277/12 MOVED - Cr. L D Harris SECONDED - Cr. P Robinson

THAT:

1. Council defers making a decision on the replacement of the two tractors until further assessment can be made by staff.

2. The T5060 machine from Machinery West be included in the officer assessment; and

3. The officer report be brought to the 22nd August 2012 Ordinary Meeting.

CARRIED
10/0

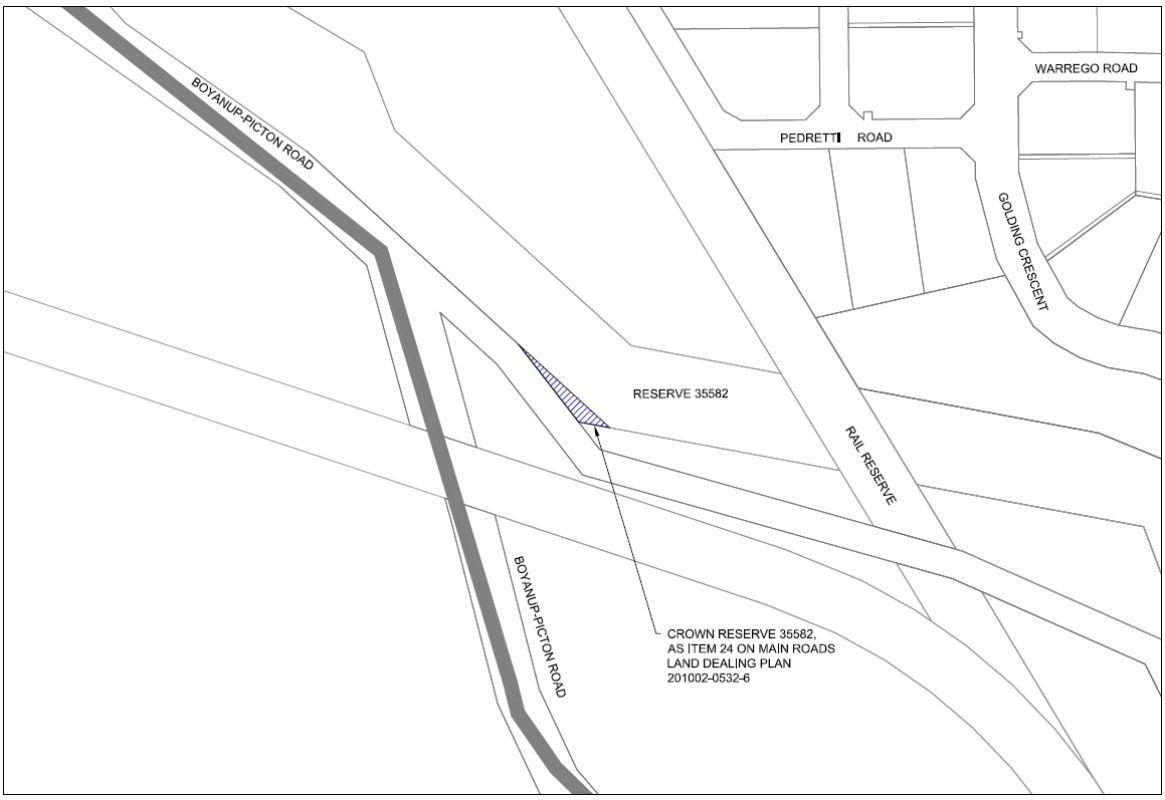
11.3.2 *Title: Excision of Land - Crown Reserve 35582, Boyanup Picton Road, Dardanup – Main Roads Western Australia*

Reporting Department:	*Engineering Services Directorate*
Reporting Officer:	*Mr Tim Batt – Manager Environment & Emergency*
Legislation:	*Land Administration Act 1997*
File Number:	*A7360*

Background -

Council have received a request from Main Roads Western Australia (MRWA) seeking support from Council to excise a portion of Crown Reserve 35582 as part of Stage 1 of the Bunbury Outer Ring Road. The portion of land is identified as "Item 24 on Main Roads Land Dealing Plan 201002-0532-6" (Appendix ORD: 11.3.2).

Crown Reserve 35582 is vested in the Shire of Dardanup for the purpose of Recreation. The Reserve is a portion of land which contains the Ferguson River west of Martin Pelusey Road



MRWA have requested that Council consider a request to excise 562m2 from the Reserve as part of Stage 1 of the Bunbury Outer Ring Road construction. The land is required for the realignment of the Boyanup Picton Road near the intersection of Moore Road.

Legal Implications - None.

Strategic Plan - None.

Environment -

This portion of Crown Reserve 35582 contains no significant understory. The area has been grazed for many years. Any remnant vegetation within the reserve may need to be removed by MRWA as part of the road realignment, however, offsets are required as part of the Department of Environment and Conservation clearing permits.

Precedents - None.

Budget Implications -

The work will be undertaken at no cost to Council.

Budget – Whole of Life Cost - None.

Council Policy Compliance - None.

Officer Comment -

A review of the Vesting Order show that there are no specific conditions listed over the land. The only listed condition relates to the land use which is shows the Reserve use as being for "Public Recreation". Therefore, excising 562m^2 of the Reserve is expected to have no material impact on future land use.

Council staff are in discussions with representatives from the project company (Aecom) with regard to the treatment of any storm water from the road construction and realignment of the Boyanup-Picton Road.

Council will maintain the vesting order over Crown Reserve 35582.

If Council support the request, MRWA will initiate the survey and excision process with the Department of Regional Development and Lands.

Council Role - Executive/Strategic

Voting Requirements - Simple Majority

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

278/12 MOVED - Cr. M T Bennett SECONDED - Cr. L D Harris

THAT Council supports the application from Main Roads Western Australia to excise 562m^2 from Crown Reserve 35582 as Item 24 on Main Roads Land Dealing Plan 201002-0532-6, as part of the Bunbury Outer Ring Road - Stage 1.

CARRIED
10/0

11.4 DIRECTOR DEVELOPMENT SERVICES REPORT

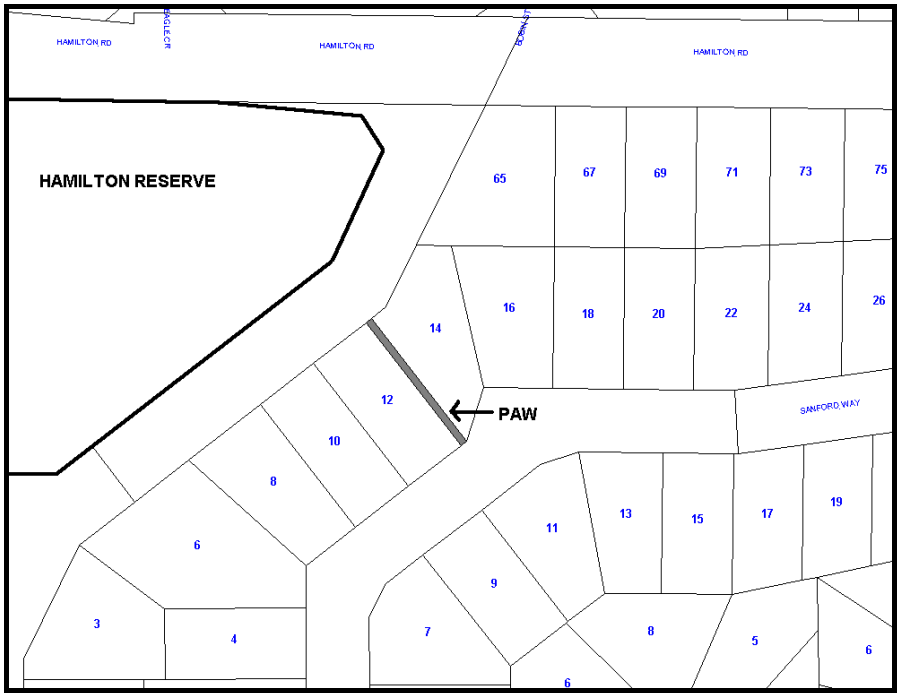
None.

11.5 PLANNING OFFICER REPORT

11.5.1 *Title: Sanford Way/ Hamilton Reserve Pedestrian Access Way – Reserve Purpose Change*

Reporting Department:	*Development Services Directorate*
Reporting Officer:	*Mr Jake Whistler - Planning Officer*
Legislation:	*Local Government Act 1995*
File Number:	*TS080003*

Location Plan –



Background -

At the meeting of 12 April 2012, Council resolved [Res 104/12] to request the WAPC to temporarily close the Pedestrian Access Way between Sanford Way, Eaton and Lot 4880 Hamilton Road, Eaton (Duck Pond Park).

The WAPC did not support the temporary closure of the aforementioned Pedestrian Access Way (PAW).

However, as an alternative, the WAPC suggested that the purpose of the Reserve be changed from 'Pedestrian Access Way' to 'Drainage Reserve' as Shire drainage infrastructure runs the length of the PAW.

Legal Implications - None.

Strategic Plan - None.

Environment - None.

Precedents - None.

Budget Implications - None.

Budget – Whole of Life Cost - None.

Council Policy Compliance - None.

Officer Comment -

For the purpose of a Reserve to be changed, a formal request is required to be made by the Shire to State Land Services.

It is Shire officers recommendation that the advice of the WAPC should be taken, and a formal request be made to State Land Services to change the purpose of the Sanford Way / Lot 4880 Hamilton Road Pedestrian Access Way from 'Pedestrian Access Way' to 'Drainage Reserve'.

Council Role - Executive/Strategic.

Voting Requirements - Simple Majority.

OFFICER RECOMMENDED RESOLUTION

> THAT Council formally request State Land Services change the purpose of the Sanford Way / Lot 4880 Hamilton Road Pedestrian Access Way from 'Pedestrian Access Way' to 'Drainage Reserve'.

Discussion:

> *Cr. M T Bennett raised concern regarding the drainage reserve appearing as if it is part of the adjoining property as there is no boundary fence. If he sells the property, the purchaser may have the impression that the reserve area is part of the property.*
>
> *Director Development Services, Mr Robert Quinn advised that staff could put a notation on the property rating system to show that the drainage reserve is not part of the property. If the property is sold, it will be advised to the new owner during settlement.*

Cr. C N Boyce added part 2 to the resolution to make the notation on the property register.

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

279/12 MOVED - Cr. C N Boyce SECONDED - Cr. J Lee

THAT Council:

1. **Formally request State Land Services change the purpose of the Sanford Way / Lot 4880 Hamilton Road Pedestrian Access Way from 'Pedestrian Access Way' to 'Drainage Reserve'.**

2. **Place a notation on the property register to show that the land has a drainage reserve adjoining it so that if the property is sold any new property owners are advised of the reserve details.**

CARRIED
10/0

11.5.2 *Title: Retrospective Application for Planning Consent – Lot 24 Gardincourt Drive, Henty –Outbuilding and Sea Containers – Peter & Ros Edmonds.*

Reporting Department:	*Development Services Directorate*
Reporting Officer:	*Mr Jake Whistler - Planning Officer*
Legislation:	*Planning and Development 2005*
File Number:	*A2531*

Background -

A retrospective Application for Planning Consent has been received on 4 July 2012, for a temporary outbuilding (living quarters) and the temporary placement of 5 sea containers on Lot 24 Gardincourt Drive, Henty (Appendix ORD: 11.5.2A).

At present, the owners of Lot 24 are temporarily camping on site with the use of a 'Winnebago' bus, an outbuilding (living quarters) and 5 sea containers containing the owner's personal possessions. The Shire has granted permission for the owners of Lot 24 to camp on site for a period of 3 months which expires on 1 October 2012 (Appendix ORD: 11.5.2B).

Due to the temporary living situation of the owners of Lot 24, Shire officers have also imposed timeframes within which Planning and Building Applications are to be submitted for a dwelling on site with the sea containers and living quarters being subsequently removed from site (Appendix ORD: 11.5.2C). The letter from Shire officers to the owners of Lot 24 dated 23 May 2012, stipulated that the above requirements were to be completed and submitted by 27 October 2012.

On 19 July 2012 Shire officers acting under delegation from Council granted Planning Approval for a single dwelling on Lot 24 Gardincourt Drive, Henty, fulfilling one of the Shire's requirements mentioned above.

The submitted application (Appendix ORD: 11.5.2A) has indicated that building plans for a dwelling are 50% complete. The applicant has also advised that a Bushfire Attack Level (BAL) report for the proposed dwelling has been completed which the Shire has a copy.

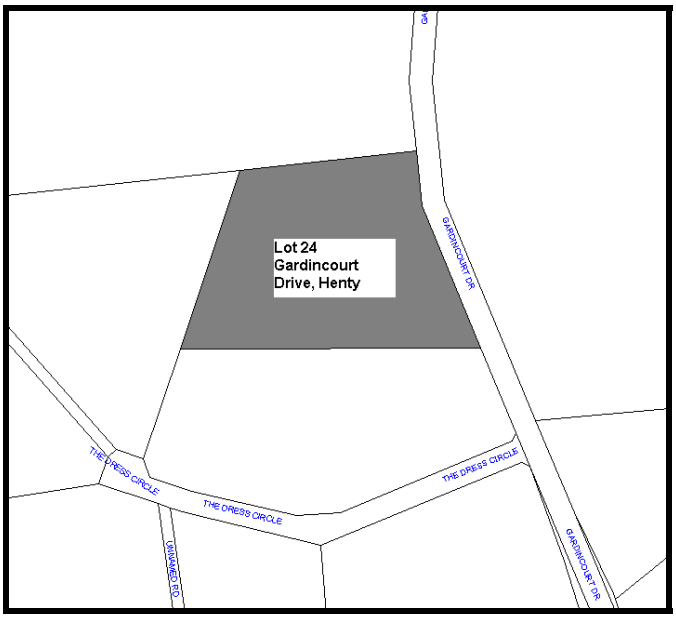
However, as the sea containers contain tools, machinery, furniture, valuable items and household effects, the owners of Lot 24 are requesting via the subject retrospective Application for Planning Consent, that the sea containers and attached living quarters be approved to remain on site until such time that the proposed dwelling has been constructed.

The application was advertised to two (2) adjoining landowners as Shire officers believed the existing development (sea containers outbuilding) may have an impact on the surrounding area.

The adjoining landowners were sent a copy of the application by Shire officers on 12 July 2012 and given 14 days to respond.

One (1) submission of support was received and one (1) submission of objection was received. Both submissions have been summarised in the officers recommended resolution.

Site Plan -



Legal Implications - Appeal rights exist.

Strategic Plan - None.

Environment - None.

Precedents - None.

Budget Implications - None.

Budget – Whole of Life Cost - None.

Council Policy Compliance - None.

Officer Comment -

A retrospective Application for Planning Consent has been received by the Shire for a temporary existing outbuilding (living quarters) and the temporary placement of 5 existing sea containers on Lot 24 Gardincourt Drive, Henty (Small Holding Area 4).

The submitted plans also indicate a portable shower/toilet block and septic holding tank on the subject site. However, the portable shower/toilet block will be required to be removed from its current location upon expiration of the 3 month approved camping period. The septic holding tank will be required to be pumped out upon expiration of the 3 month approved camping period. Therefore, these facilities/ structures shall not be assessed under the subject retrospective Application for Planning Consent.

The application included a letter of confirmation from a registered builder (Peter Johnson) certifying that the outbuilding (living quarters) has been constructed in a workman like manner and conforms to Australian Building Practice (Appendix ORD: 11.5.2D).

The application indicates that the existing sea containers contain tools, machinery, furniture, valuable items and household effects. The owner of Lot 24 Gardincourt Drive has verbally indicated to Shire officers that they are in a transition stage involving a move from Perth to finally reside on their property within Henty and the storage of such items on site is most practically achieved through the use of sea containers.

The applicants have stated (Appendix ORD: 11.5.2A) that it is their intention to remove the existing outbuilding (living quarters) and sea containers once the house has been constructed on Lot 24 Gardincourt Drive. The applicant has stated that house building plans are 50% complete. As noted in the background of this report, Shire Planning Approval has been granted for a single dwelling on Lot 24 Gardincourt Drive, Henty.

The applicant has also verbally advised Shire officers that it may be possible for two of the existing sea containers to be removed from site upon completion of an outbuilding approved by the Shire in December 2010.

Local Planning Policy DEV 21 – Sea Containers

The Shire of Dardanup Local Planning Policy DEV21 – 'Sea Containers' states that;

'Council may approve the placement of sea container(s) on properties outside of townsites as defined by the Shire of Dardanup Town Planning Scheme No. 3 subject to;

a) the approved sea container(s) not being used for habitation;

b) the approved sea container(s) are used for the purpose of storage only, unless otherwise approved by Council;

c) the approved sea container(s) being screened from view and shall not be highly visible from nearby roads, other public places or adjoining properties as determined by Council; and/or

d) if the sea container(s) are highly visible from nearby roads, other public places, or adjoining properties, then the exterior of the sea container(s) shall be upgraded (i.e. painted to blend in with the surrounding development or landscape) within 3 months of being granted Planning Approval.

The existing sea containers that are the subject of this application are currently red in colour and in the opinion of officers, are visible from two (2) adjoining properties.

Officer Recommendation

Based on the following;

- A timeframe is currently in place with the owners of Lot 24 for building plans for a dwelling to be submitted with the Shire.
- A timeframe is in place for which the owners of Lot 24 are to cease camping on site.
- The sea containers and attached outbuilding (living quarters) contain household effects that will presumably be transferred into the house and approved outbuilding once the dwelling and outbuilding have been constructed.
- The applicants have applied for the temporary placement of the sea containers and outbuilding (living quarters).

It is Shire officer's recommendation that Council approve the Retrospective Application for Planning Approval for the temporary placement of 5 sea containers and attached outbuilding (living quarters) subject to appropriate conditions.

Additional Information

Note: Councillors were provided with a copy of the two submissions (Appendix ORD: 11.5.2E) that were made for this report. The submissions were

summarised in the schedule of submissions, however the submissions were been included in the appendices in error.

Council Role - Quasi-Judicial

Voting Requirements - Simple Majority.

SUSPENSION OF STANDING ORDERS

COUNCIL RESOLUTION

MOVED - Cr. P Robinson SECONDED - Cr. J Lee

THAT Council Suspend Standing Orders so that they could hear from the proponent [4.57pm].

CARRIED
10/0

COUNCIL RESOLUTION

MOVED - Cr. J Lee SECONDED - Cr. P Robinson

THAT Council Resume Standing Orders [4.59pm]. All those present prior to the adjournment were present following the adjournment.

CARRIED
10/0

RESUMPTION OF STANDING ORDERS

Discussion:

Shire President, Cr. J E Gardiner advised he had received a call from Singapore the day before from Mr Roelefson asking for this matter to be deferred. Do Council wish to defer this matter based on a third party request?

Cr. B G Day moved the Officer Recommended Resolution as per the agenda.

Cr. L D Harris referred to some of the conditions such as painting the sea container.

Chief Executive Officer, Mr Mark Chester advised that these were standard conditions, but Council had discretion as to what conditions were placed.

Cr. P Bass advised he had visited the property and noted that the generator was not very loud. The work that is being carried out is on line.

Cr. P Robinson - this is a building project, you need a shelter. Once the shed is up, the shelter goes. It would be mean spirited of Council to knock this back. Some of the objections are not terribly accurate. The reporting officer has noted that the measurements and assertions in some of the submissions cannot be justified. The submission that was received in support of the application was practical, realistic and welcoming. I think the Shire should be supporting and be welcoming also. If the proponents are willing to comply, then I support the resolution.

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

280/12 MOVED - Cr. B G Day SECONDED - Cr. L D Harris

THAT Council

1. Endorse the following schedule of submissions;

	NAME & ADDRESS	SUMMARY OF SUBMISSION	OFFICER COMMENT
1.	Tony Roelofsen & Cathy Wood 24 The Dress Circle Henty WA 6236	Objection 1. The development does not adhere to Small Holding requirements 3.14.1.	3.14.1 of TPS3 encompasses an array of provisions pertaining to the allowable uses and development of Small Holding lots within the Shire . This objection is too broad for officers to provide comment.
		2. Development does not comply with building envelope requirements	A building envelope exists for Lot 24 however, this pertains to the construction of a dwelling.
		3. The position of the sea containers and septic system is very close to and in full view of our home. The development is an eyesore.	The current location of the sea containers and septic holding tank meet the setback requirements of TPS3. If approved, Council may impose a condition that requires the sea containers to be upgraded to blend in with the landscape.
		4. The location of development compromises the quiet enjoyment of our property due to owners of Lot 24 camping on site.	Approval for owners of Lot 24 to camp on site expires 1 October 2012.
		5. The development is likely to remain as pictured for a period of 2.5 years. The development has been there for 6 months already, totally 3 years.	Timeframes have been put in place by the Shire for the owners of Lot 24 to cease camping and submit building plans for a dwelling.

	NAME & ADDRESS	SUMMARY OF SUBMISSION	OFFICER COMMENT
		6. As we are both licensed real estate agents, we have determined that the unsightly development on Lot 24 has caused our property to devalue.	Subjective.
		7. The sea containers were placed on the block prior to a building licence being issued in contravention of the Sea Container Policy.	A building licence is not required for a sea container to be placed on site. Planning Approval is required for the placement of a sea container on site. The subject application is for retrospective Planning Approval for the placement of sea containers on Lot 24. As the application is seeking retrospective Planning Approval, a penalty fee was imposed upon lodgement of the application.
		8. The sea containers are used to store household furniture and other items unrelated to the building of a dwelling which contravenes the Sea Container Policy.	Planning Approval can be granted for the placement of sea containers on a site for the purpose of storage. The Sea Container Policy does not discriminate as to what can be stored within the approved sea containers.
		9. The sea containers are not screened from view and are highly visible from adjoining properties which contravenes the Sea Container Policy in that they visually impair and detract from the appearance on adjoining properties.	If approved, Council may impose a condition that requires the external upgrading of the sea containers to blend in with the surrounding environment. This is a standard recommended condition by DEV21- 'Sea Containers'.
		10. The number of sea containers (5) is excessive and highly visible from adjoining properties.	DEV 21 – 'Sea Containers' states that the number of sea containers allowable on a property at one given time will be dealt with on a case-by-case basis, with each application based on its merits.
		11. The sea containers are not able to be upgraded to blend in with the surrounding development or landscape.	Acknowledged.

	NAME & ADDRESS	SUMMARY OF SUBMISSION	OFFICER COMMENT
		12. Sea containers are being used as support framework for the enclosed living area which is used for habitable purposes.	The 'enclosed living area' has been classed as an outbuilding. DEV21 – 'Sea Container' Policy states that the approved sea container(s) are not to be used for habitation.
		13. Use of a large diesel generator emits noise, smell, fumes, vibration and smoke in close proximity to adjoining properties.	Use of a generator is not being assessed as part of the subject application.
		14. Use of a potbelly stove and flue emits smell and smoke and is too close to adjoining properties.	Use of a potbelly stove is not being assessed as part of the subject application.
		15. Use of a septic holding tank with the development emits liquid wastes and waste products which contravenes Sea Container Policy.	The holding tank forms part of the Lot 24 owner's approval to camp on site. Use of a septic holding tank is not being assessed as part of this application.
		16. Three written noise complaints have been made with the Shire for the noise emitted from the diesel generator. Shire has advised that they will undertake a noise investigation.	Acknowledged.
		17. Position of septic holding tank does not comply with the Dept. of Water requirements.	The holding tank forms part of the Lot 24 owner's approval to camp on site. Use of a septic holding tank is not being assessed as part of this application.
		18. The self-installation and management of the septic system may affect water quality in our dam.	The holding tank and associated plumbing forms part of the Lot 24 owner's approval to camp on site. Use of a septic holding tank is not being assessed as part of this application.
		19. The owners of Lot 24 did not obtain Council permission for a portable toilet/ shower block and septic holding tank.	The holding tank, shower/ toilet block and associated plumbing forms part of the Lot 24 owner's approval to camp on site. Use of a septic holding tank is not being assessed as part of this application.

	NAME & ADDRESS	SUMMARY OF SUBMISSION	OFFICER COMMENT
		20. It is questionable that the self-installation of the septic holding tank complies with current local government health laws.	The holding tank forms part of the Lot 24 owner's approval to camp on site. Use and installation of a septic holding tank is not being assessed as part of this application.
		21. The portable toilet/ shower block and septic holding tank are in full view of the dwellings of adjoining properties.	Acknowledged.
		22. The position of driveway and associated parking areas on the application is very close to current dwellings on adjoining properties.	In all Small Holding zones, TPS3 requires that development be setback 10m from side and rear boundaries. The driveway indicated on the application (which is not being assessed and does not require Planning Approval) is approximately 33m from the nearest side boundary.
		23. The driveway has previously been used to transport building materials using very large vehicles on weekends and early mornings.	The driveway and use of does not form part of the subject application.
		24. Owner's machinery and worker vehicles using the driveway during the construction will be very disruptive to adjoining property owners over the coming months	The driveway and use of does not form part of the subject application.
2.	Clive & Judy Birchenall PO Box 5449 Bunbury WA 6231	Support	
		1. The use of sea containers to facilitate the owners of Lot 24 move from Perth was an appropriate choice.	Acknowledged.
		2. We believe that the owners of Lot 24 have endeavoured to follow any instructions offered by the Council.	Acknowledged.
		3. We understand there have been complaints made regarding the noise emitted from the generator. We are the closest neighbour to Lot 24 and have any problem and have never been disturbed by the noise, so find this complaint rather confusing.	Acknowledged.
		4. Owners of Lot 24 will become valuable citizens in the Henty area	Acknowledged.

	NAME & ADDRESS	SUMMARY OF SUBMISSION	OFFICER COMMENT
		and need to be helped and encouraged as much as possible.	

2. Approve the Application for Retrospective Planning Consent for a temporary outbuilding (living quarters) and the temporary placement of 5 sea containers dated 22 June 2012, on Lot 24 Gardincourt Drive, Henty subject to the following conditions;

a) All development being generally in accordance with the approved development plans which form part of this Development Approval.

b) The exterior of the approved sea containers shall be upgraded (i.e. painted to blend in with the surrounding landscape) within 3 months of the hereby Planning Approval being granted.

c) The hereby approved development shall not prejudicially affect the amenity of the neighbourhood due to the emission of light, noise, vibration, electrical interference, odour, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil, liquid wastes or waste products.

d) The hereby approved development shall not be used for habitable purposes.

e) Upon submission to the Shire of a 'notice of completion' for the outbuilding granted Planning Approval 2 December 2010 for Lot 24 Gardincourt Drive, Henty, the two (2) most south-western located sea containers shall be removed from Lot 24 Gardincourt Drive, Henty within 60 days.

f) Upon submission to the Shire of a 'notice of completion' for a dwelling on Lot 24 Gardincourt Drive, Henty, the three (3) hereby approved seacontainers that are attached to and including the hereby approved outbuilding (living quarters) shall be removed from Lot 24 Gardincourt Drive, Henty, within 60 days.

Advice Note:

1) With regard to Condition b), Shire officers should be contacted to ascertain what upgrades to the seacontainers are necessary.

CARRIED
10/0

11.6 DEVELOPMENT SERVICES REPORTS

None.

11.7 DIRECTOR CORPORATE SERVICES REPORT

None.

11.8 SCHEDULE OF PAID ACCOUNTS

11.8.1 *Title: Schedule of Paid Accounts as at 8th August 2012*

Directorate:	*Corporate Services Directorate*
Reporting Officer:	*Mrs Teresa Morley – Accounts Payable Officer*
Legislation:	*Local Government Act 1995 (Financial Regulations)*
File Number:	*None.*

Council Role - Executive/Strategic

Voting Requirements - Simple Majority

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

281/12 MOVED - Cr. M T Bennett SECONDED - Cr. P Bass

THAT Council receive the Schedule of Paid Accounts report as follows:

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT2634	20/07/2012	424 Graphics	Advertising Sign Stickers For Eaton Community Aspirations Project	MUNI	825.00
EFT2635	20/07/2012	Aaron Edwards	ERC Umpire 18/07/2012	MUNI	55.50
EFT2636	20/07/2012	Alyce Townsend	ERC Umpire 17/07/2012	MUNI	48.00
EFT2637	20/07/2012	Angela Winter	Vacation Care Dance Class - 10/7/12	MUNI	145.00
EFT2638	20/07/2012	AusQ Training	Traffic Management Training Christine Kennedy & Simon Green	MUNI	1,100.00
EFT2639	20/07/2012	Ausdens Joinery & Glass	General Maintenance	MUNI	163.61
EFT2640	20/07/2012	Australind/Eaton Medical Centre	Audiometric Test Annika Warburton 02/07/2012	MUNI	80.00
EFT2641	20/07/2012	Ben Jordan	Reimbursement For Tie Downs To Restrain Group Fitness Roof	MUNI	73.80
EFT2642	20/07/2012	Big W (Division of Woolworths Limited)	Vacation Care - TV	MUNI	336.24
EFT2643	20/07/2012	Boyanup Botanical	Plants	MUNI	1,047.20
EFT2644	20/07/2012	Brownes Foods Operations Pty Limited	Cafe Stock	MUNI	139.18
EFT2645	20/07/2012	Bryce Thompson	ERC Umpire 18/07/2012	MUNI	74.00
EFT2646	20/07/2012	Bullivants Pty Limited - Sling Rig.	Test And Replace Chains And Lifting Straps	MUNI	1,437.87
EFT2647	20/07/2012	Bunbury Coffee Machines	Coffee Cups And Lids	MUNI	144.00
EFT2648	20/07/2012	Bunbury Electrical Service	Rectify Faults -Lighting	MUNI	1,587.30
EFT2649	20/07/2012	Bunbury Holden	1bth 564 - 15000km Service	MUNI	335.40
EFT2650	20/07/2012	Bunbury Machinery	Excavator Hire	MUNI	585.60

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT2651	20/07/2012	Bunbury Mower Service	Chainsaw Chain	MUNI	108.00
EFT2652	20/07/2012	Bunbury Nissan	50000km Service And Warranty Repair	MUNI	251.37
EFT2653	20/07/2012	Bunbury Regional Entertainment Centre	Contribution To BREC. Entrepreneurial Fund	MUNI	7,700.00
EFT2654	20/07/2012	Cape to Cape Coffee Machines	Service Of Coffee Machine	MUNI	388.00
EFT2655	20/07/2012	Christine Worsfold	ERC Umpire 17/07/2012	MUNI	48.00
EFT2656	20/07/2012	Cohen Thompson	ERC Umpire 18/07/2012	MUNI	48.00
EFT2657	20/07/2012	Corporate Express Australia Limited	Stationery For ERC	MUNI	508.17
EFT2658	20/07/2012	Courier Australia	Postage And Freight	MUNI	138.12
EFT2659	20/07/2012	Craig Depilato	ERC Umpire 18/07/2012	MUNI	74.00
EFT2660	20/07/2012	Craven Foods	Cafe Stock Ordered 12/7/12	MUNI	400.50
EFT2661	20/07/2012	Cross Security Services	Security Alarm Monitoring Service - Eaton Recreation Centre	MUNI	284.50
EFT2662	20/07/2012	DAPCO Tyre & Auto Service	Service - DA004 (50,000km)	MUNI	486.90
EFT2663	20/07/2012	Danny HARRIS	Councillors Meeting Fee & Expenses Reimbursement Claim	MUNI	2,367.29
EFT2664	20/07/2012	Dardanup Garage and Service Station	BFB Fuel	MUNI	2,110.00
EFT2665	20/07/2012	Dell Australia Pty Limited	New Computer Equipment	MUNI	20,260.90
EFT2666	20/07/2012	Donna Bastow	ERC Umpire 18/07/2012	MUNI	129.50
EFT2667	20/07/2012	Dunsborough Asphalt	Reinstate Red Asphalt Access To Lot 1505 Wilmot Court, Millbridge	MUNI	640.00

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT2668	20/07/2012	Eaton Family Centre	Clinic Expenses July-Dec 2012	MUNI	3,412.50
EFT2669	20/07/2012	Eaton Home Hardware & Garden	2 X Fuel Can 2 X Jacket & Pants 1 X High-Vis Jacket	MUNI	388.77
EFT2670	20/07/2012	Emrich Industries (WA) Pty Limited	Dvm-1 Tattle-Tape	MUNI	891.00
EFT2671	20/07/2012	Ferguson Valley Marketing & Promotions	Grant Funding 2012/2013	MUNI	45,000.00
EFT2672	20/07/2012	First Class Training	Excel Intermediate Training On 27/04/2012 For Neil Nicholson	MUNI	324.50
EFT2673	20/07/2012	Fuller New & Secondhand Furniture	Cupboard For Cafe	MUNI	100.00
EFT2674	20/07/2012	Fulton Hogan Industries Pty Limited	Road Maintenance - Townsites/Rural	MUNI	295.48
EFT2675	20/07/2012	G & R P Brookes Plumbing	Repair Cistern And Tap, Clear Blockage At Dardanup Oval Toilets.	MUNI	297.00
EFT2676	20/07/2012	Greenway Enterprises	Ground Staples	MUNI	312.51
EFT2677	20/07/2012	Hard Yard Advertising	Dardanup Shire Update - To Every Householder	MUNI	338.80
EFT2678	20/07/2012	Hills Home Maintenance and Lawn Care	Storm Damage - Dardanup Admin Building	MUNI	320.00
EFT2679	20/07/2012	IGA Distribution (WA) Pty Limited	Cafe Stock	MUNI	737.04
EFT2680	20/07/2012	Insight Call Centre Services	Set Up Costs For After Hours Call Service. Month Of June 2012	MUNI	434.12
EFT2681	20/07/2012	Karen Mentiplay	Reimbursement For Karen Mentiplay (BBQ FOR VAC CARE)	MUNI	455.00
EFT2682	20/07/2012	Kelly Bastow	ERC Umpire 18/07/2012	MUNI	92.50
EFT2683	20/07/2012	Kelly Howard	ERC Umpire 17/07/2012	MUNI	48.00
EFT2684	20/07/2012	LGIS - Local Government Insurance Services	Insurance - Councillor/Officer Liability	MUNI	8,755.77

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT2685	20/07/2012	LGISWA	Insurance For Workers Compensation 30/06/2012 - 30/06/2013	MUNI	284,068.62
EFT2686	20/07/2012	Links Modular Solutions	Software Support 1-7-2012 - 30-06-2012	MUNI	2,673.00
EFT2687	20/07/2012	Local Government Managers Australia	Lgma - Annual Membership Ceo 2012-2013	MUNI	1,066.00
EFT2688	20/07/2012	Local Government Supervisors Assoc of WA	LGSA 2012-2013 Membership Daniela Lillie	MUNI	38.50
EFT2689	20/07/2012	Luke Davies	Councillors Meeting Fee & Expenses Reimbursement Claim	MUNI	403.30
EFT2690	20/07/2012	Malatesta Road Paving & Hotmix	Road Maintenance - Rural Sealed Roads	MUNI	350.00
EFT2691	20/07/2012	Michael Bennett	Councillors Meeting Fee & Expenses Reimbursement Claim	MUNI	2,500.00
EFT2692	20/07/2012	Natalie Hopkins	Reimbursement Of Accounting II - ACC2250, Semester 1	MUNI	671.28
EFT2693	20/07/2012	National Foodservice Equipment	Aprons For Vac Care	MUNI	96.36
EFT2694	20/07/2012	Officeworks Superstores Pty Limited	Paper For Certificates - Liz	MUNI	22.55
EFT2695	20/07/2012	PFD Food Services Pty Limited	Cafe Stock	MUNI	1,525.25
EFT2696	20/07/2012	PFI Cleaning Supplies	Crime Prevention Grant Remove And Improve	MUNI	297.99
EFT2697	20/07/2012	Peter Robinson	Councillors Meeting Fee & Expenses Reimbursement Claim	MUNI	2,587.65
EFT2698	20/07/2012	Prestige Products	Poly Prop Bags	MUNI	48.40
EFT2699	20/07/2012	Pro-Line Kerbing	Hands St - 299m Barrier Kerbing	MUNI	8,497.50
EFT2700	20/07/2012	Rebecca Bowron	ERC Umpire 17/07/2012	MUNI	48.00
EFT2701	20/07/2012	Ricoh Finance	Leasing Cost Of Lanier Photocopiers	MUNI	1,541.03

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT2702	20/07/2012	Robert Dempster	ERC Umpire 18/07/2012	MUNI	129.50
EFT2703	20/07/2012	Schweppes Australia Pty Limited	Drinks 13th July 2012	MUNI	1,242.14
EFT2704	20/07/2012	Shire of Dardanup	Employee Deductions	MUNI	168.00
EFT2705	20/07/2012	Shire of Dardanup	Employee Payroll Deduction	MUNI	900.00
EFT2706	20/07/2012	Shop A Docket Pty Limited	Docket Advertising	MUNI	557.60
EFT2707	20/07/2012	Signal One	Ranger Tim Jones - NG-S - WA Ranger Short Sleeve Shirt	MUNI	209.45
EFT2708	20/07/2012	South West Zone - WALGA	Annual Fees Sw Zone Walga 2012/2013	MUNI	500.00
EFT2709	20/07/2012	Southwest Blocklaying & Machine Hire	Supply And Lay Limestone Blocks To Eroded Section Collie River	MUNI	12,936.00
EFT2710	20/07/2012	Spotlight Pty Limited	Craft	MUNI	37.83
EFT2711	20/07/2012	St John Ambulance Australia (WA) Inc	Basic Workplace 1st Aid Training For 17/10/12.	MUNI	1,560.00
EFT2712	20/07/2012	Stephen Eaton	IT Officer Internet Expenses - July	MUNI	219.90
EFT2713	20/07/2012	T & P Design	Control Establishment & Feature Survey Of Entire Length Falcon Road.	MUNI	4,581.50
EFT2714	20/07/2012	Terry O'Connor & Company	Eaton Oval - Cable Relocation For Bore Sump - Electrician	MUNI	872.00
EFT2715	20/07/2012	The Dardanup Bull & Barrel Festival Inc	Contribution Toward The Bull And Barrel Festival	MUNI	4,000.00
EFT2716	20/07/2012	Therese Price	ERC Umpire 17/07/2012	MUNI	48.00
EFT2717	20/07/2012	Total Eden Pty Limited	Valve Box - Lofthouse Park	MUNI	18.33
EFT2718	20/07/2012	Total Packaging (WA) Pty Limited	Doggy Dump Age Disposal Units (6x Cartons)	MUNI	530.20

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT2719	20/07/2012	WALGA	Fitness Centre Coordinator Advert	MUNI	2,742.74
EFT2720	20/07/2012	Weathersafe WA	Remove And Store Shade Sails For Winter	MUNI	1,046.95
EFT2721	20/07/2012	Woolworths Limited	Cafe Stock Ordered 12/7/12	MUNI	753.64
EFT2722	20/07/2012	Work Clobber	Pants	MUNI	297.90
EFT2723	26/07/2012	Aaron Edwards	ERC Umpire 25/07/2012	MUNI	129.50
EFT2724	26/07/2012	All Aussie Truck and Bobcat Services	Clear Up Trees	MUNI	6,072.00
EFT2725	26/07/2012	Alyce Townsend	ERC Umpire 24/07/2012	MUNI	55.50
EFT2726	26/07/2012	Analytical Reference Laboratory (WA) Pty Ltd	Bore Water Analysis - Landfill Site May 2012	MUNI	1,278.20
EFT2727	26/07/2012	Australian Tree Contractors	Cut Down Storm Damaged Tree Garvey Road	MUNI	1,760.00
EFT2728	26/07/2012	Blackwoods Atkins	8 X Headlamps, 1 X Circuit Breaker	MUNI	630.44
EFT2729	26/07/2012	Bryce Thompson	ERC Umpire 25/07/2012	MUNI	55.50
EFT2730	26/07/2012	Bunbury Mower Service	Chainsaw Parts	MUNI	187.00
EFT2731	26/07/2012	Bunnings Group Limited	Shelving Items	MUNI	279.47
EFT2732	26/07/2012	Christine Waring	Refund For Christine Waring For Pre Employment Police Clearance	MUNI	62.75
EFT2733	26/07/2012	Cohen Thompson	ERC Umpire 25/07/2012	MUNI	48.00
EFT2734	26/07/2012	Corporate Express Australia Limited	Electronic Whiteboard For Youth Empowerment Program - Grant	MUNI	1,949.59
EFT2735	26/07/2012	Courier Australia	Postage And Freight - Ranger Dan Order 55239	MUNI	23.68

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT2736	26/07/2012	Craig Depilato	ERC Umpire 25/07/2012	MUNI	55.50
EFT2737	26/07/2012	Dardanup Garage and Service Station	BFB - Diesel	MUNI	317.42
EFT2738	26/07/2012	Donna Bastow	ERC Umpire 25/07/2012	MUNI	111.00
EFT2739	26/07/2012	Eaton Community Pharmacy	Ice Packs	MUNI	19.08
EFT2740	26/07/2012	Emily Hayhurst	ERC Umpire 24/07/2012	MUNI	16.00
EFT2741	26/07/2012	Emma O'Dea	ERC Umpire 24/07/2012	MUNI	32.00
EFT2742	26/07/2012	First Class Training	Intermediate Excel Training Lynda Vandersteen 22/08/2012	MUNI	324.50
EFT2743	26/07/2012	Foxtel Cable Television Pty Limited	Foxtel Monthly Subscription Fee For Eaton Rec Centre	MUNI	73.00
EFT2744	26/07/2012	G Tootill	Grave Preparation.11/7/2012	MUNI	214.50
EFT2745	26/07/2012	GT Fabrications	Lock Repairs	MUNI	77.00
EFT2746	26/07/2012	Garden Bags & More	Storm Damage Green Waste Collection	MUNI	300.00
EFT2747	26/07/2012	Go Go On Hold	Messages On Hold July To December 2012	MUNI	414.00
EFT2748	26/07/2012	Kaitlin O'Dea	ERC Umpire 24/07/2012	MUNI	37.00
EFT2749	26/07/2012	Kelly Howard	ERC Umpire 24/07/2012	MUNI	48.00
EFT2750	26/07/2012	Local Government Managers Australia	Strategies For Success. Cathy Parkinson And Sue Rebello	MUNI	350.00
EFT2751	26/07/2012	Luke Edwards	ERC Umpire 26/07/2012	MUNI	55.50
EFT2752	26/07/2012	MCA Bobcats Pty Ltd	Pick Up Debris From Storm	MUNI	792.00

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT2753	26/07/2012	Neil Nicholson	Reimbursement For Noise Cancelling Ear Phones And Batteries	MUNI	170.72
EFT2754	26/07/2012	Rebecca Bowron	ERC Umpire 24/07/2012	MUNI	64.00
EFT2755	26/07/2012	Robert Dempster	ERC Umpire 25/07/2012	MUNI	111.00
EFT2756	26/07/2012	Steann Pty Limited	Green Waste Collection - Storm Clean-Up	MUNI	2,816.00
EFT2757	26/07/2012	T J Depiazzi & Sons	Transport Of Green Waste And Push-Up Of Green Waste Pile Storm	MUNI	10,615.55
EFT2758	26/07/2012	Terry O'Connor & Company	Eaton Hall - Heater Repair And Parts	MUNI	1,459.00
EFT2759	26/07/2012	Therese Price	ERC Umpire 24/07/2012	MUNI	55.50
EFT2760	26/07/2012	Thinkwater Bunbury	Cable Pits	MUNI	60.00
EFT2761	26/07/2012	Transpacific Waste Management Pty Limited	Waste Disposal 12/07/2012 - 18/07/2012	MUNI	7,106.88
EFT2762	26/07/2012	Utility Rubbish	Storm Damage Collection - Burekup And Dardanup	MUNI	1,275.00
EFT2763	26/07/2012	WALGA	Land Use Planning Training	MUNI	395.00
EFT2764	26/07/2012	Woolworths Limited	Youth Group Shopping	MUNI	32.39
EFT2765	26/07/2012	Work Clobber	Safety Boots	MUNI	179.81
43039	20/07/2012	Asgard Elements Super Fund	Superannuation Contributions	MUNI	222.19
43040	20/07/2012	Australian Super	Superannuation Contributions	MUNI	145.41
43041	20/07/2012	AustralianSuper	Superannuation Contributions	MUNI	291.58
43042	20/07/2012	Child Support Agency	Employee Payroll Deduction	MUNI	424.31

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
43043	20/07/2012	Construction & Building Industry Super	Superannuation Contributions	MUNI	561.58
43044	20/07/2012	Craney's Lunchbar	Lunch For Outside Crew	MUNI	500.00
43045	20/07/2012	Department of Environment and Conservation	Ferguson Road Clearing Permit Application Fee	MUNI	200.00
43046	20/07/2012	Flexible Lifetime Superannuation Fund	Superannuation Contributions	MUNI	151.34
43047	20/07/2012	Health Insurance Fund of WA (HIF)	Payroll Deductions	MUNI	191.95
43048	20/07/2012	ING Master Fund	Superannuation Contributions	MUNI	171.49
43049	20/07/2012	John Gardiner	Councillors Meeting Fee & Expenses Reimbursement Claim	MUNI	7,500.00
43050	20/07/2012	Karen Lofthouse	Rates Refund For Assessment A1331 54 CUDLISS ST EATON 6232	MUNI	217.20
43051	20/07/2012	Matrix Superannuation Master Trust	Superannuation Contributions	MUNI	80.31
43052	20/07/2012	Peter Bass	Councillors Meeting Fee & Expenses Reimbursement Claim	MUNI	2,187.40
43053	20/07/2012	REST Superannuation	Superannuation Contributions	MUNI	230.36
43054	20/07/2012	Shire of Dardanup	Payroll Deductions	MUNI	778.00
43055	20/07/2012	Shire of Dardanup;	Employee Recoups - Gym Membership	MUNI	250.00
43056	20/07/2012	Sunsuper Pty Ltd	Superannuation Contributions	MUNI	97.88
43057	20/07/2012	Super Directions Personal Super Plan	Superannuation Contributions	MUNI	171.26
43058	20/07/2012	Synergy	Electricity - West Dardanup Bfb - Garvey Road, Dardanup	MUNI	10.85
43059	20/07/2012	Telstra	Telephone Use For Eaton Recreation Centre	MUNI	976.38

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
43060	20/07/2012	Telstra Super Pty Limited	Superannuation Contributions	MUNI	171.49
43061	20/07/2012	Vincent-Rowe Family Super Fund	Superannuation Contributions	MUNI	158.82
43062	20/07/2012	WA Local Government Superannuation Plan	Superannuation Contributions	MUNI	25,453.74
43063	20/07/2012	Water Corporation	Annual Service Charges 01/07/2012 - 30/06/2013	MUNI	1,945.15
43064	20/07/2012	WestNet Pty Limited	Monthly Charge For Adsl Business	MUNI	154.94
43065	26/07/2012	Domino's Pizza Australia Pty Limited	Senior Youth Night Pizza And Movie School Holiday Program	MUNI	160.00
43066	26/07/2012	Gabrielle Cross	Refund Of Money Paid For Lost Library Item - Item Since Found	MUNI	20.00
43067	26/07/2012	Synergy	Electricity - Street Lights 25/05/2012 - 24/06/2012	MUNI	25,862.34
43068	26/07/2012	Totally Workwear	1 X Pair Steel Cap Work; Boots Dan Della Sale.	MUNI	159.50
43069	26/07/2012	Water Corporation	Annual Service Charges 01 July 2012 To 30 June 2013	MUNI	7,080.15
301191	20/07/2012	Bolton Investments	25% Bond Repayment (Lots 101.102 & 103 Friesian Way).	TRUST	1,655.90

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
REPORT TOTALS					**564,401.55**
EFT					
2634 - 2765		486,220.03			
MUNI					
43039 - 43069		76,525.62			
TRUST					
301191 - 301191		1,655.90			
TOTAL		**564,401.55**			

CERTIFICATE OF Chief Executive Officer

This Schedule of Accounts to be passed for payment, covering vouchers as above which was submitted to each member of Council has been checked and is fully supported by vouchers and invoices which are submitted herewith and which have been duly certified as to the receipt of goods and the rendition of services and as to prices, computations, and costings and the amounts shown are due for payment.

MR MARK L CHESTER
Chief Executive Officer

CARRIED
10/0

11.9 JOINT TPS NO. 1 COMMITTEE MINUTES – 25/07/12

MINUTES OF THE JOINT TOWN PLANNING SCHEME NO. 1 MEETING OF THE SHIRE OF HARVEY & SHIRE OF DARDANUP, HELD IN THE SHIRE OF HARVEY COUNCIL CHAMBERS, YOUNG STREET, HARVEY, ON WEDNESDAY, 25TH JULY, 2012, COMMENCING AT 2:03 P.M.

Officer Comment

The following resolutions have been brought forward from the minutes of the Shire of Harvey and Shire of Dardanup Joint Town Planning Scheme No. 1 Committee Minutes (Appendix ORD: 11.9), for Council consideration.

Discussion:

Council discussed the history of the Joint Town Planning Scheme No. 1 at length.

JOINT TPS NO.1 COMMITTEE RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

281/12 MOVED - Cr. M T Bennett SECONDED - Cr. B G Day

THAT Council endorse the recommendations of the Shire of Harvey and Shire of Dardanup Joint Town Planning Scheme No. 1 as follows:

JOINT TPS NO. 1 RESOLUTION "A'

THAT:

1. *An amount of $600,000.00, being evenly allocated from the Bridge Accounts of both Shires for the purpose of progressing the necessary approvals to ensure the project is shovel ready.*

2. *The Chief Executive Officer's negotiate with Main Roads WA's in regard to detailed design work and all necessary approvals.*

JOINT TPS NO. 1 RESOLUTION "B'

THAT the Shire of Harvey gives delegation to its Chief Executive Officer to negotiate the possible purchase and gazettal of the Kingston Drive road reserve within South Treendale.

JOINT TPS NO. 1 RESOLUTION "C'

THAT approval be granted for the Joint Town Planning Scheme Administration costs of $34327.40 as detailed in the attached schedule be re-couped to the Shire of Harvey.

JOINT TPS NO. 1 RESOLUTION "D'

THAT Council requests the Western Australian Planning Commission to require the payment of Scheme Cost at the subdivision clearance stage as the proposed super lot subdivision does not represent proper and orderly planning.

JOINT TPS NO. 1 RESOLUTION "E'

THAT the Shire of Harvey & Shire of Dardanup Joint Town Planning Scheme No. 1 Committee:

1. *Authorises the payment of 'overpayments' to Treendale consistent with the claim dated 26 April 2012.*

2. *Authorises the inclusion of Interest to be included in the above overpayment figures.*

JOINT TPS NO. 1 RESOLUTION "F'

THAT the claims for Treendale in respect to pre funded works be noted and that:

1. *Claims 1 and 3 to Treendale for the sum of $1,182,965.60 and $578,838.22 respectively be acknowledged;*

2. *Authorises the Chief Executive Office and Executive Manager of Technical Services for the Shire of Harvey to determine the value of Claim 2; and*

3. *Request further work be undertaken on a payment strategy for the reimbursement of current claims.*

JOINT TPS NO. 1 RESOLUTION "G'

THAT the ongoing negotiations with regard to a prefunding arrangement for the construction of Kingston Drive with Australian Vanguard and the Bunbury Catholic College be noted and support provided for the finalisation of a satisfactory prefunding agreement, as outlined in the Officer's Confidential Report submitted on 25th July 2012.

CARRIED
10/0

12 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

None.

13 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING

None.

14 PUBLIC QUESTION TIME

None.

15 MATTERS BEHIND CLOSED DOORS

None.

16 CLOSURE OF MEETING

The Presiding Officer advises that the date of the next Ordinary Meeting of Council will be Wednesday 22nd August 2012, commencing at 4.30pm at the Shire of Dardanup - Administration Centre Eaton.

There being no further business the Presiding Officer declared the meeting closed at 5.21pm.