



MINUTES

ORDINARY MEETING

Held

30 May 2018

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	<p>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.</p> <p>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.</p>

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 that 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 30 MAY 2018, AT SHIRE OF DARDANUP – EATON ADMINISTRATION CENTRE, COMMENCING AT 5.00PM.

1 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Presiding Member, Cr. M T Bennett declared the meeting open at 5.00pm, welcomed those in attendance and referred to the Disclaimer, Acknowledgement of Country, Emergency Procedure and the Affirmation of Civic Duty and Responsibility on behalf of Councillors and Officers:

Acknowledgement of Country

The Shire of Dardanup wishes to acknowledge that this meeting is being held on the traditional lands of the Noongar people. In doing this, we recognise and respect their continuing culture and the contribution they make to the life of this region by recognising the strength, resilience and capacity of Wardandi people in this land.

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.

Emergency Procedure

In the event of an emergency, please follow the instructions of the Chairperson who will direct you to the safest exit route. Once outside, please proceed to the Assembly Area points located to the western side of the front office car park near the skate park and gazebo where we will meet (and complete a roll call).

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

2.1 Attendance

Cr. Michael Bennett	-	Shire President (Chairperson)
Cr. Peter Robinson	-	Elected Member
Cr. Danny Harris	-	Elected Member
Cr. Carmel Boyce	-	Elected Member

Cr. Tyrrell Gardiner	-	Elected Member
Cr. Luke Davies	-	Elected Member
Cr. James Lee	-	Elected Member
Cr. Janice Dow	-	Elected Member
Mr Mark Chester	-	Chief Executive Officer
Mr Phil Anastasakis	-	Director Corporate & Community Services
Mr Luke Botica	-	Director Engineering & Development Services
Mrs Cathy Lee	-	Manager Governance & HR
Mrs Gaylene Godfrey	-	PA to Chief Executive Officer & Shire President
Mr Steve Potter	-	Manager Development Services
Mr Mick Saunders	-	Manager Assets
Miss Alice Baldock	-	Planning Officer
Miss Philippa Laskowski	-	Work Experience Ranger

2.2 Apologies

Cr. Patricia Perks	-	Elected Member
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3 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

None.

4 PUBLIC QUESTION TIME

4.1 Mr David Birch – Regarding Item 12.1 - Application for Development Approval (TPS3 and GBRS) – Lot 2 Banksia Road, Crooked Brook

268 Banksia Road – close to the Waste Cell.

Question 1. - Truck Movements

Given that a quick phone call by me to DWER confirmed that Cleanaway are in fact responsible for complying with all conditions of their license & ensuring all users of the facility comply with the conditions of that license and the Shire imposed movement restrictions on certain roads (not only because of weight, length, combinations but also because of unsuitability of roads, school bus routes, ratepayers amenity) & the shire are responsible for monitoring those conditions that it has regulated, what will the Shire put in place to ensure that these conditions are adhered to ?

Director Engineering & Development Services, Mr Luke Botica's response:

There is a designated truck route along Shire roads to the site, being Waterloo Road, a portion of Ferguson Road from Waterloo Road to Depiazzi Road, Depiazzi Road and the sealing section of Banksia Road from Depiazzi Road to the Waste Site entrance. This route is designated as an Unconditional RAV Network 2 and 3 vehicle route – meaning that a RAV 2 and 3 network vehicles can operate without restrictions on the road, including operating for 24 hours a day.

All other Shire roads leading to the site, which are not designated as RAV network roads are not available for use by RAV network vehicles. This includes the gravel section of Banksia Road, Panizza Road and Crooked Brook Road. These roads are however, “as-of-right” roads meaning that any vehicle up to a 19m semi-trailer can operate on these roads.

The issue of permits is managed through the Heavy Vehicle Operations section of Main Roads WA. The Shire has input on the approval process on those roads designated as conditional routes or roads being considered as part of a new application.

The Shire does not actively patrol its road to check compliance or to stop long vehicles driving on non-RAV network roads. However, if the Shire witnesses a vehicle illegally using a Shire road, it reports details of the vehicle to the Heavy Vehicle Operation section of Main Roads who will then deal with the matter. Similarly, the Police have powers to deal with such vehicles.

If members of the community witness trucks using roads illegally, the Shire is happy to accept any evidence, such as photos of number plates etc and will forward it to the Heavy Vehicle Operations section of Main Roads WA.

Discussion:

Mr David Birch – Are you aware of the conditions that were first put on the site? It's the other vehicle Cleanaway trucks and Hastie Waste normal B class trucks that I am referring to. Have the current conditions been changed from the original conditions, and if so, why?

Manager Development Services, Mr Steve Potter – The original approval was given in 1999 with a ten year time limit. I would have to check back to the conditions approved in 1999 determine if there has been any change.

Shire President, Cr. M T Bennett advised he would take this question on notice.

Question 2. - Reputational

At what stage does this point outweigh simply “abiding by the planning conditions” ? I believe that the councillors & staff must start listening to the ratepayers, that this facility is ruining Dardanup's reputation and is not wanted.

Shire President, Cr. M T Bennett's response:

The site is subject to obtaining approvals from both the local government and Department of Water and Environmental Regulation (DWER). Whilst development approval from the Shire is required for the land use and physical development on site, the ongoing operational aspects are governed by DWER under the works approval licence granted and administered by DWER.

The land use of 'waste disposal' on this site was first approved on appeal by the Minister in 1999 who determined that it could be approved, subject to environmental management measures, contrary to Council's original refusal. Further, an application in 2006 to modify the type of waste permitted to be received was refused by Council but subsequently overturned by the State Administrative Tribunal (SAT) which also removed a previous condition imposing a 10 year time limit for the land use included in the 1999 Minister decision, and additionally ordered Council to pay the applicant's legal costs associated with the appeal.

As a result of these two decisions, it is considered the validity of the land use has been historically tested by Council and on two occasions been overturned by higher authorities. Council therefore has limited capacity to re-consider whether the ongoing land use is appropriate as it can be concluded that this has been resolved through previous Minister/SAT decisions. Council is therefore required to determine the current application in light of the previous decisions made and the information provided in the application. It is further noted that Council has formally recognised this locality for 'waste disposal' by identifying it as such in its Local Planning Strategy.

It is therefore perhaps not a matter of Council and staff ignoring the wishes of ratepayers, but possibly one of them understanding the planning context and the cost and resource implications of its decisions being appealed and overturned at SAT.

Question 3. - Water Testing

After confirming this via a phone call to DWER, I was advised that they do not audit any water testings from this site, due to a lack of funding. Is the Shire aware of this?

Shire President, Cr. M T Bennett advised he would take this question on notice.

5 APPLICATIONS FOR LEAVE OF ABSENCE

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

147-18 MOVED - Cr. J Dow SECONDED - Cr. J Lee

THAT Cr. L Davies be granted leave of absence for the Special Council meeting of 20 June 2018.

CARRIED
8/0

6 PETITIONS/DEPUTATIONS/PRESENTATIONS

None.

7 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

7.1 Ordinary Meeting Held 9 May 2018 – Further Information

The Chief Executive Officer advises that his comments at the 9 May Council meeting under Item 12.2 - Purchase and Disposal of Lot 500 Council Drive – Response to Public Submissions Period, was incorrect, the Chief Executive Officer stated: -

“Chief Executive Officer, Mr Mark Chester advised that the original advertisement was put in the West Australian with submissions closing as at the 11 May and a second advertisement was put in as the 9 May 2018, to align with today’s meeting, meeting the 6 weeks period as required. As no submissions had been received at the commencement of today’s meeting it was considered that the legislative timeframe had been complied with.”

Chief Executive Officer Comment

The actual dates in the advertisements were as follows:

The original advertisement in the West on the 28 March showed the closing date as the 4 May, which was incorrect, it should have stated that the closing date for submissions was the 8 May, which is 42 days from the 28 March, however, when the correction advertisement was placed the date of the 11 May was incorrectly published, not the 9 May as I stated at the 9 May Council meeting. I apologise for any confusion this has caused.

RECEIVED

- (2) *If a meeting is being held by a Council or by a committee referred to in subsection (1) (b), the Council or committee may close to members of the public the meeting, or part of the meeting, if the meeting or the part of the meeting deals with any of the following -*
- (a) *a matter affecting an employee or employees;*
 - (b) *the personal affairs of any person;*
 - (c) *a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting;*
 - (d) *legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting;*
 - (e) *a matter that if disclosed, would reveal -*
 - (i) *a trade secret;*
 - (ii) *information that has a commercial value to a person; or*
 - (iii) *information about the business, professional, commercial or financial affairs of a person,*
where the trade secret or information is held by, or is about, a person other than the local government;
 - (f) *a matter that if disclosed, could be reasonably expected to -*
 - (i) *impair the effectiveness of any lawful method or procedure for preventing, detecting, investigating or dealing with any contravention or possible contravention of the law;*
 - (ii) *endanger the security of the local government's property; or*
 - (iii) *prejudice the maintenance or enforcement of a lawful measure for protecting public safety;*
 - (g) *information which is the subject of a direction given under section 23 (1a) of the Parliamentary Commissioner Act 1971; and*
 - (h) *such other matters as may be prescribed.*
- (3) *A decision to close a meeting or part of a meeting and the reason for the decision are to be recorded in the minutes of the meeting.*

Note: Shire President, Cr. M T Bennett advised that the meeting will go behind closed doors toward the end of the meeting to discuss a matter affecting an employee or employees.

10 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

None.

11 DECLARATION OF INTEREST

None.

CHANGE TO ORDER OF BUSINESS**COUNCIL RESOLUTION**

149-18 MOVED - Cr. P S Robinson SECONDED - Cr. L Davies

THAT Council return to Part 6 of the Order of Business [5.17pm] under Council Standing Orders - being 'Petitions/Deputations/Presentations' to allow Mr Louis Sparks representing Cleanaway to speak to Council regarding item 12.1.

CARRIED
8/0

Discussion:

Mr Sparks – representing Cleanaway Pty Ltd addressed Council in relation to item 12.1, including the hours of business, truck movements, cell construction and DWER license conditions.

Mr Sparks offered a tour of the site for Councillors and interested members of the community.

COUNCIL RESOLUTION

150-18 MOVED - Cr. P S Robinson SECONDED - Cr. C N Boyce

THAT Council return to the Order of Business [5.44pm] under Council Standing Orders - being item 12.1 of the agenda.

CARRIED
8/0

RETURN TO ORDER OF BUSINESS

12 REPORTS OF OFFICERS AND COMMITTEES

12.1 Title: Application for Development Approval (TPS3 and GBRS) – Lot 2 Banksia Road, Crooked Brook – Construction and Use of Waste Cell and Waste Pond at Existing Waste Management Facility – (Cleanaway Pty Ltd)

Reporting Department: Engineering & Development Services

Reporting Officer: Miss Alice Baldock - Planning Officer

Legislation: Planning and Development Act 2005

Overview

Cleanaway Pty Ltd have lodged an Application for Development Approval under Town Planning Scheme No. 3 (TPS3) for the construction and use of an additional waste cell and waste pond at the existing Banksia Road Landfill Site at Lot 2 Banksia Road, Crooked Brook. Staff have assessed the application and recommend approval, subject to conditions.

Location Plan



Site Plan



Background

Council has received an Application for Development approval under the Shire of Dardanup Town Planning Scheme No. 3 (TPS3) for the construction and use of an additional waste cell and waste pond at the existing Banksia Road Landfill Site at Lot 2 Banksia Road, Crooked Brook. Additionally, an Application for Planning Approval under the Greater Bunbury Region Scheme (GBRS) is required as the subject property abuts Regional Open Space. The 121ha site is zoned 'General Farming' under TPS3 and abuts a similarly zoned property to the north (Dardanup Landfill Site), Banksia Road to the west, and State Forest (Regional Open Space) to the east and south. An electronic copy of the application is available to Councillors via drop box. Lot 2 Banksia Road is privately owned and the landfill is leased by Cleanaway Pty Ltd, the applicant.

Lot 2 is classified as a Class III putrescible land fill site operated by Cleanaway Solid Waste Management Pty Ltd, and has operated as such since the development was first granted approval in 1999 as a 'use not listed'. Since the original approval Council has granted a number of subsequent planning approvals as the landuse has evolved over time as follows:

- December 2010 - Council approved the construction of a land fill cell 5 and associated works [421/10].
- December 2011 - Council approved the construction of three leachate ponds [371/11].
- December 2011 - Council approved the construction of a residue disposal cell [372/11].
- May 2012 - Officers approved the construction of a water resource recovery and storage shed under delegated authority.
- November 2014 - Council approved the construction of a leachate dam and associated works [383/14].
- March 2016 - Council approved an extractive industry on the western portion of the property [38/16].

- April 2016 - Officers approved the construction of stormwater infrastructure (stormwater pond and stormwater bund) under delegated authority.

It is noted that the location of the subject proposal is in the same locality as the approved extractive industry approved in March 2016 as the applicant will be utilising the pit resulting from the removal of sand to create the proposed waste cell and pond.

Although Council has granted approvals for the expansion of the operations, the Shire is not responsible for managing the internal operations of the site as this is controlled by the Department of Water and Environmental Regulation (DWER) through the 'Works Approval' licensing process.

The subject application is for the construction of Cristal Cell 2 (CC2) and a Cristal Pond (CP) located in the western portion of the property adjacent to the northern boundary and the existing Cristal Cell 1 (CC1).

The property has been accepting pigment waste generated by Cristal Pigment Australia Limited (Cristal) at its Millennium Inorganic Chemicals plant in Australind since 2013 under licence from the Department of Water & Environmental Regulations (DWER). The waste arises from industrial processing to produce titanium oxide and is primarily a fine grained silicate that contains low levels of naturally occurring radioactive materials.

The waste material is transported by Cristal in road tankers to the property in slurry form and is currently pumped from the tanker into CC1 which is a dedicated Cristal pigment waste lined repository cell with a leachate management system. Wastewater from CC1 is also pumped from CC1 into the road tankers and returned to Cristal's operation in Australind.

The applicant has advised the existing CC1 capacity is expected to be exhausted by late-2018, hence the requirement for the current application to construct an additional cell which will have a similar capacity of 350,000m³ and will accommodate an anticipated further five years of Cristal's pigment waste. The proposed CP is also intended to contain discharge from CC2, and temporarily, from existing CC1. The applicant has indicated the works included with this application will be undertaken over a two year period in three separate phases with details provided in the application report.

As the lot abuts State Forest, which is reserved as '*Regional Open Space*' under the GBRS, an Application for Planning Approval under the GBRS is also required. This application was referred to the Department of Planning, Lands and Heritage (DLPH) which advised that the following agencies were to be given the opportunity to comment on the application, prior to determination:

- Department of Water and Environmental Regulation (DWER);
- Department of Biodiversity, Conservation and Attractions (DBCA); and
- Department of Mines, Industry Regulation and Safety (DMIRS).

The proposal was advertised in accordance with the *Planning and Development (Local Planning Schemes) Regulations 2015* (Regulations). Letter correspondence was sent to 23 affected landowners along Banksia Road and Depiazzi Road and public notices were displayed at the Shire administration offices in Eaton and

Dardanup, and at the Dardanup Post Office. In addition, the proposal was advertised on the Shire's website, a notice was placed in the South Western Times and advertising signage was installed at Lot 2 Banksia Road.

Full copies of the submissions are contained in (Appendix ORD: 12.1) and are summarised in the below Schedule of Submissions:

	Submitter	Submitter Comment	Officer Comment
1.	Water Corporation <i>Full submission attached.</i>	Comment 1. Notes that reticulated water and sewerage services are currently not available to the subject land.	Noted.
		2. Advises that the subject Lot is impacted by the Water Corporation's Wastewater Treatment Plant odour buffer however the land use proposed is considered compatible.	Noted.
2.	Department of Planning, Lands and Heritage <i>Full submission attached.</i>	Comment 1. Notes that Lot 2 is zoned Rural under the GBRS and abuts land reserved for Regional Open Space.	Noted.
		2. Notes that Lot 2 is also within the GBRS Strategic Minerals and Basic Raw Materials Policy Area.	Noted – the application was referred to the Department of Mines, Industry Regulation and Safety for comment, however a response was not received.
		3. Advises that the proposal is considered consistent with the purposes of the Rural zone and therefore does not require planning approval under this clause.	Noted.
		4. Advises that parts of Lot 2 are identified as being Bushfire Prone, therefore additional planning and building requirement may apply to the development in accordance with SPP 3.7 Planning in Bushfire Prone Areas.	Noted.

	Submitter	Submitter Comment	Officer Comment
		<p>5. Advises that should the Shire of Dardanup determine to approve the proposed GBRS development application under delegation, the following condition should be included with the approval:</p> <p><i>“No building materials, rubbish or other matter shall be deposited on the adjacent land reserved for Regional Open Space in the Greater Bunbury Region Scheme during or after construction of the development”</i></p>	If Council resolves to approve the GBRS application under delegation from the WAPC, it is recommended the suggested condition be imposed.
3.	<p>Department of Water and Environmental Regulation</p> <p>(Water management related comments)</p> <p><i>Full submission attached</i></p>	<p>Comment</p> <p>1. Understands that the zoning of the land is ‘<i>General Farming</i>’ under the Shire of Dardanup Town Planning Scheme No. 3 (TPS3) and that Lot 2 operates as a Class III putrescible land fill site as a ‘use not listed’ under TPS3.</p> <p>2. Advises that in reviewing this referral, DWER has sought to confirm the protection of water resources, noting that the site is bordered to the west by the Bunbury Groundwater Area, proclaimed under the ‘<i>Rights in Water and Irrigation Act 1914</i>’.</p> <p>3. Notes that in context of water source protection, the ‘<i>CC2 and Cristal Pond Operations Environmental Management Plan, Golder, December 2017</i>’ (OEMP) accompanying the referral provides a framework for implementing management practices and procedures to manage and minimise potential impacts during the operation of the proposed waste cell and pond.</p>	<p>Agreed.</p> <p>Noted.</p> <p>Noted.</p>

	Submitter	Submitter Comment	Officer Comment
		4. Advises that the OEMP addresses key water resource management risk factors, risk to both groundwater and surface water resources, including the management of stormwater and leachate.	Noted.
		5. Advises that a broad review of these objectives, targets and monitoring and management measures indicates that acceptable diligence has occurred to identify water resource issues associated with the proposal.	Noted.
		6. Considers that the objectives, targets and monitoring and management measures, if applied to any new or amended Part V licence for a Class III landfill, will adequately address the risk to water resources.	Noted.
4.	Department of Water and Environmental Regulation (Environmental management / regulation related comments) <i>Full submission attached</i>	Comment 1. Notes that Cleanaway Solid Waste Pty Ltd (Cleanaway) was granted Licence L8904/2015/1 under Part V of the <i>Environmental Protection Regulations 1987</i> (EP Act) on the Banksia Road Putrescible Landfill premises at Lot 2 on Plan 65861 Crooked Brook.	Noted.
		2. Notes that the premise is currently licensed for Categories 61 (Liquid waste facility) and 64 (Class II or III putrescible landfill site) as per Schedule 1 to the <i>Environmental Protection Regulations 1987</i> (EP Regulations).	Noted.
		3. Advises that DWER has received an application for an amendment to Licence L8904/2015/1 for the purpose of a new landfill cell and leachate pond.	Noted.

	Submitter	Submitter Comment	Officer Comment
		4. Advises that DWER will assess noise and dust emissions from the construction of the cells and pond and the adequacy of the design and construction specification of the cell/pond (stability; liner adequacy, overtopping risk).	Noted.
		5. Emissions of odour, leachate and dust from the operational cell/pond will also be assessed and may be regulated under licence conditions.	Noted.
5.	Leanne Thackrah, Karen Twomey, Michael Twomey & Peninsula Downs Pty Ltd <i>Nearby landowners</i>	<p>Objection</p> <p>1. Believes that in the past there have been toxic fumes omitted from fires in the waste site that are directly attributed to the above Cell 1. Notes that the fires burned for weeks.</p> <p>2. Notes that the waste cell and pond are in line with the Dardanup Water Plant and that they have grave concerns with the medium to long term implications on the water quality.</p> <p>3. Believes that toxic waste is dumped in this pond from all over the state. Queries why do we want this within the Shire.</p>	<p>Noted.</p> <p>Shire officers are unaware of the fires referred to.</p> <p>The site is licenced under Part V of the <i>Environmental Protection Regulations 1987</i> (EP Act) and DWER is responsible for monitoring any conditions of the licence.</p> <p>Noted.</p> <p>Water management of the site requires consideration from DWER which advises that the OEMP accompanying the subject application provides an acceptable framework for implementing management practices and procedures to manage and minimise potential impacts during the operation of the proposed waste cell and pond.</p> <p>Officers understand that the waste for this cell and pond will only be from local sources.</p> <p>Lot 2 Banksia Road is already classified as a Class III putrescible land fill site and has been operated as such since its initial approval determined by SAT in October 1999.</p>

	Submitter	Submitter Comment	Officer Comment
		<p>4. Notes that there is no reference to Waste Cell 1 implications and queries if Cell 1 is not environmentally sound then Waste Cell 2 should not be approved.</p>	<p>The proposal does not relate to Waste Cell 1 as it has been previously approved by Council. DWER is responsible for overseeing compliance with licence conditions and officers are unaware of any incidents of non-compliance related to CC1.</p> <p>This application relates specifically to the proposed Waste Cell 2.</p>
		<p>5. Notes that the lessee is Cleanaway Solid Waste Pty Ltd which is a Queensland company and is possibly not concerned with Western Australia implications. Queries why they do not place this waste cell in Queensland.</p>	<p>The location of the applicant is not a valid planning consideration.</p> <p>Officers understand that the waste for this cell and pond will only be from local sources.</p>
		<p>6. Notes that there is no reference to the closure of Waste Cell 1, with regards to decommissioning or rehabilitation.</p>	<p>The applicant has advised that the existing waste cell will be capped as per DWER regulatory requirements once it reaches capacity.</p>
		<p>7. Notes that as per the 'Development Application' there is numerous reference to "(possible) intercepted groundwater" (pg. 9 & 61). Believes that this is not acceptable as they do not want their groundwater polluted as they have a large dam fed by the groundwater which if contaminated could affect their livelihood.</p>	<p>Noted.</p> <p>Water management of the site requires consideration from DWER which advises that the OEMP accompanying the subject application provides an acceptable framework for implementing management practices and procedures to manage and minimise potential impacts during the operation of the proposed waste cell and pond.</p>
		<p>8. Notes that on page 33 it refers to the risk to downstream environment and Golders have advised that additional testing is not required. We disagree, additional testing should be undertaken.</p>	<p>Noted, however DWER are the responsible authority for determining the nature of monitoring required.</p>

	Submitter	Submitter Comment	Officer Comment
		9. Notes that they do not agree with Golders opinion to carry out further risk analysis and complete assessment of all safety conditions on the site in regard to dam break assessments.	Noted.
		10. Believes that waste cells need to be removed from residential, farming areas and water streams.	It is acknowledged that the lot is zoned 'General Farming', however is an identified Waste Disposal / Processing area under the Shire of Dardanup Local Planning Strategy. This is further addressed in the officer's comment section of this report.
		11. Believes that regular stringent testing needs to be undertaken by Cleanaway and the EPA, as well as independent testing.	Officers understand that monitoring is undertaken as a requirement of the DWER licence.
		12. Believes that Western Australia has a vast amount of desert land that is more suitable for this facility.	Any Development Application received by the Shire is to be assessed in accordance with the provisions of TPS3 and the requirements of the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> and determined by Council as presented. The suitability of an alternative site is not a valid planning consideration in determining the application.
		13. Queries whether any other waste facilities accept the waste.	Officers are unaware if any other facilities accept this waste; however this is not a valid planning consideration in determining the application.
		14. Believes that the waste facility detracts from the tourism of the Ferguson Valley.	Noted.

	Submitter	Submitter Comment	Officer Comment
		15. Notes that previous generations settled the land and worked hard to make it productive farming land and did not work hard to see this used for a toxic waste facility.	Noted.
6.	Robert & Karen Depiazzi <i>Nearby landowners</i>	<p>Objection</p> <p>1. Advises that their concerns are in the long term after Cristal has finished using the site and the breakdown of structure over time which will impact the quality and safety of groundwater.</p> <p>2. Notes that their farming business and family home relies on the groundwater.</p> <p>3. Queries what guarantee that the groundwater supply will not be contaminated by leaching or over flow in the event of a storm flood.</p> <p>4. Notes that the health of residents and livestock should not be compromised for the Shire's financial gain.</p> <p>5. Notes that they are concerned with the increase in heavy haulage transport in terms of safety and the condition of the road.</p>	<p>Noted.</p> <p>DWER has advised that the objectives, targets and monitoring and management measures, if applied to any new or amended Part V licence for a Class III landfill, will adequately address the risk to water resources.</p> <p>Noted.</p> <p>DWER has advised that the objectives, targets and monitoring and management measures, if applied to any new or amended Part V licence for a Class III landfill, will adequately address the risk to water resources.</p> <p>Council is required to determine the application in accordance with TPS3 and any other relevant planning considerations.</p> <p>Noted. Truck movements will be addressed in the officer comment section of this report.</p>
7.	M. Ferguson <i>Nearby Landowner</i>	<p>Comment</p> <p>1. Queries what happens if the plastic liner tears and waste leaks out, contaminating the groundwater. Notes that they rely on the water for stock and drinking.</p>	DWER has advised that the objectives, targets and monitoring and management measures, if applied to any new or amended Part V licence for a Class III landfill, will adequately address the risk to water resources.

	Submitter	Submitter Comment	Officer Comment
		2. Queries the process that is in place for overflow in the event of significant rainfall. How will the waste water be prevented from running onto adjoining properties?	<p>The application is accompanied by an Operations Environmental Management Plan (OEMP) which sets out the mitigation measures for these events.</p> <p>Comment received from DWER states that the OEMP accompanying the subject application provides an acceptable framework for implementing management practices and procedures to manage and minimise potential impacts during the operation of the proposed waste cell and pond.</p> <p>DWER will monitor the mitigation methods under the licence conditions.</p>
		3. Believes that there are currently odours drifting across from the existing cells from prevailing winds and queries how odour will be addressed.	<p>DWER has indicated that emissions of odour, leachate and dust from the operational cell/pond will be assessed by it and may be regulated under licence conditions.</p> <p>Odour concerns will be addressed further in the officer comment section of the report.</p>
		4. Queries who will be inspecting the site on a regular basis to ensure compliance (e.g. Shire of Dardanup).	DWER is responsible for the ongoing monitoring of the site to ensure the applicant is compliant with licence conditions.
		5. Queries what the future plan for decommissioning the existing waste cell 1 pond in the future.	The applicant has advised that the existing waste cell will be capped as per DWER regulatory requirements once it reaches capacity.
		6. Notes that they are not against the proposal however would like their concerns addressed.	Noted.

	Submitter	Submitter Comment	Officer Comment
8.	David & Raelene Birch <i>Nearby landowner</i>	<p>Comment</p> <p>1. Notes that the General Background states that closest residential premise is greater than 1.8km away, however notes that there are in fact three occupied properties within 1.5km with the closest house being 1km from the proposed and all rely on groundwater supply.</p> <p>2. Notes that the distance from residential properties is relevant when considering construction phase hours and dust/noise management.</p> <p>3. Queries who does the monitoring of the site and how often.</p> <p>4. Queries if the monitoring of the site is audited.</p> <p>5. Queries if the results from monitoring are available and who monitors the changes.</p> <p>6. Believes that monitoring is a very important issue and should not be left to self-regulation/reporting. Believes if the company cannot pay for independent auditing process with the results to be freely available then the proposal should not proceed.</p>	<p>Officers have calculated the nearest residence is approximately 600m from the property boundary of Lot 2 and approximately 1.1km from proposed CC2.</p> <p>Noted.</p> <p>The applicant has advised that construction hours will be from 6am to 6pm which officers recommend is included as a condition of approval if Council is supportive of the proposal.</p> <p>DWER has advised that dust and noise impacts will be assessed as part of the licence application and conditions imposed if necessary.</p> <p>DWER is responsible for the ongoing monitoring of the site to ensure the applicant is compliant with licence conditions.</p> <p>As above.</p> <p>This information is held by DWER which would determine what information is publicly available in this regard.</p> <p>DWER is responsible for the ongoing monitoring of the site to ensure the applicant is compliant with licence conditions.</p>

	Submitter	Submitter Comment	Officer Comment
		7. Notes that the height is estimated to be 9m above ground level upon completion.	The proposed cell is at its highest point 64m AHD with the floor of the cell being at 51m AHD – which equates to a maximum depth of 13m. It is noted that the 'high' points are level with the surrounding land and therefore the height actually refers to depth.
		8. Notes that when the Planning Minister rejected the ratepayers appeal on the original approval, stating that the blue gum plantation would provide a visual screen. However the plantation is no longer and will have another large sand bund to impact the area.	The removal of the majority of the existing bluegum plantation formed part of the previous extractive industry application approved by Council. A 20m strip of trees was to be retained along the Banksia Road boundary under the approval.
		9. Notes that the site has a high detrimental visual impact on the area and can be seen for kilometres.	Noted.
		10. Believes that the proposal does not address the issue of transport routes to the site, only noting traffic management within the site.	Truck movements will be addressed in the officer comment section of this report.
		11. Queries if the Shire has the capacity to continue to repair the road damage on the access roads caused by the large trucks.	Engineering staff have indicated there is provision in the maintenance plan specifically for those roads utilised by heavy haulage trucks.
		12. Believes that due to the continual use of Banksia Road South and Panizza Road by Cleanaway that the company does not have sufficient policies or procedures to ensure that trucks are accessing the site in accordance with the sites licence conditions.	Truck movements will be addressed in the officer comment section of this report.
		13. Notes that the current operation hours have been anything between 5am to 10pm, however believes the approved construction hours	Noted. Hours of operation will be addressed in the officer comment section of the

	Submitter	Submitter Comment	Officer Comment
		should be between 7am to 6pm.	report.
		14. Notes that the hours of operation have had a considerable impact on their quality of life.	Noted.
9.	Tony & Lisa Ferris 104 Ferguson Road, Dardanup	Objection 1. Queries why Dardanup is becoming the waste dump of South West Western Australia's toxic chemicals and rubbish. 2. Advises that they have become increasingly concerned regarding the enormous "scar on the hill" which is now clearly visible from the Dardanup Townsite and their property on Ferguson Road. 3. Believes that the sheer amount of Cleanaway and other trucks with toxic stickers heading to Banksia Road and Waterloo Road is frightening. 4. Notes that the residents of Dardanup and surrounding areas disapproved of this use, yet despite hydrologists concerns of ground water contamination it has been allowed to go ahead. 5. Notes that the Shire's local planning strategy for Dardanup estimates a population of 4,000. Who will want to live in the waste dump of the South West. 6. Queries what will happen to the clean air and water we currently enjoy.	Lot 2 Banksia Road is classified as a Class III putrescible land fill site and has been operated as such since its initial approval determined by SAT in October 1999. Noted. Visual impacts will be addressed in the officer comment section of the report. Noted. Noted. The Local Planning Strategy also identifies the land south-east of the Dardanup townsite as a 'Waste Disposal/Processing' area, which includes the existing waste sites. DWER has advised the OEMP accompanying the subject application provides an acceptable framework for implementing

	Submitter	Submitter Comment	Officer Comment
			management practices and procedures to manage and minimise potential impacts during the operation of the proposed waste cell and pond.
		7. Queries if the Shire is prepared to compensate land owners in the region in the event that land prices are adversely impacted by any accident in proximity to the waste site.	DWER has advised the OEMP accompanying the subject application provides a framework for implementing management practices and procedures to manage and minimise potential impacts during the operation of the proposed waste cell and pond. Property values are also not a planning consideration.
10	Wendy Hughes <i>Paradise Resident</i>	Objection 1. Advises that the residents and cattle living on Waterloo Road from number 75 to Paradise Road do not want any more development of the waste site for the disposal of chemicals.	Noted.
		2. Believes that the safety of the ground water is not guaranteed and we will not be around for the fall out should it occur.	DWER has advised that the objectives, targets and monitoring and management measures, if applied to any new or amended Part V licence for a Class III landfill, will adequately address the risk to water resources.
		3. Notes that many residents rely on bore water from the aquifer and do not have access to scheme water.	Noted.
		4. Notes that quality control has proven the aquifer water to be pure and do not want to be the states dumping ground.	DWER has advised that the objectives, targets and monitoring and management measures, if applied to any new or amended Part V licence for a Class III landfill, will adequately address the risk to water resources.

	Submitter	Submitter Comment	Officer Comment
		5. Queries when did the local tip become a company fed dump.	Officers note the subject proposal relates to Lot 2 Banksia Road which is a separate lot from the Banksia Road Transfer Station.
		6. Notes that they are tired of the Shire 'railroading' the citizens of this area and charging rates for what appears to be nil returns unless it benefits a company.	Council is required to determine the application as presented in accordance with the relevant planning framework.
		7. Considers that this proposal falls within the same parameters as fracking which is not wanted.	Noted.
11.	Rachel Addison <i>759 Joshua Creek Road</i>	Objection 1. Notes that they live at the end of Crooked Brook Road and have watched the impact of Lot 2 Banksia Road expand over the past 9 years since moving here.	Noted.
		2. Notes that it is concerning how the Shire wants to market the Ferguson Valley as a tourist attraction, however seems happy to watch the unspoilt natural landscape, attractive vistas and lack of pollution be destroyed.	Noted. Visual impacts will be addressed in the officer comment section of the report.
		3. Queries if the Shire is prepared to sell out the future for monetary gain in the short term.	Council is required to determine the application as presented in accordance with the relevant planning framework.
		4. Notes that the current Cleanaway scar on the landscape is visible to the Dardanup town.	Visual impacts will be addressed in the officer comment section of the report.
		5. Notes that the trucks that visit the site are a never ending stream of traffic on the local roads, causing a hazard to local road users as the roads break down.	Noted. Truck movements will be addressed in the officer comment section of this report.

	Submitter	Submitter Comment	Officer Comment
		6. Notes that Eaton may hold the majority of the Shire's residents, however feels that the residents directly affected by this proposal should be listened to.	Noted.
12.	Camille & Graeme Dunstan <i>20 Paradise Road</i>	Objection 1. Believes that the groundwater will be contaminated for all surrounding areas, noting that water is the most valuable asset.	DWER has advised that the objectives, targets and monitoring and management measures, if applied to any new or amended Part V licence for a Class III landfill, will adequately address the risk to water resources.
		2. Believes that their real estate prices will fall dramatically.	Property values are not a planning consideration.
		3. Notes that the ugly scar on the hill is visible from all angles and appears to be bare dirt hiding toxic waste. It is an eyesore.	Noted. Visual impacts will be addressed in the officer comment section of the report.
		4. Believes that the roads will be damaged from the truck movements.	Noted. Truck movements will be addressed in the officer comment section of this report.
		5. Believes there will be an increased risk of accidents.	Noted. It is assumed the submitter is referring to potential traffic risks caused by heavy haulage traffic on the road. Officers note the roads utilised by the applicant have been constructed to meet the required standards for heavy haulage vehicles.
		6. Notes that over the past five years there has been a significant increase in truck movements to the Dardanup waste site from Cristal, Cleanaway and unmarked trucks.	Noted. Truck movements will be addressed in the officer comment section of this report.

	Submitter	Submitter Comment	Officer Comment
		7. Notes there have been instances where two Cleanaway trucks were along Waterloo Road at 5:50am unloaded.	Noted.
		8. Queries how many truck movements are made each day.	Officers queried the applicant as to the proposed number of truck vehicle movements, however the information has not been provided.
		9. Notes they are concerned that the Shire is selling its soul for easy money.	Council is required to determine the application as presented in accordance with the relevant planning framework.
		10. Notes that they chose to settle in Dardanup for its beauty, however are questioning the location as they believe there will be long term health effects for the people of Dardanup.	Noted, however DWER has advised the OEMP accompanying the subject application provides a framework for implementing management practices and procedures to manage and minimise potential impacts during the operation of the proposed waste cell and pond.
13.	Jo-Anne Pope <i>Paradise Resident</i>	Objection 1. Notes that there are multiple reasons that the application should not be considered, including the aesthetics of the town.	Noted.
		2. Notes that the Shire is advertising Dardanup and the Ferguson Valley as a tourist attraction, with clearly no foresight at play.	Noted.
		3. Believes that the health of the residents should be a vital concern, which this proposal will affect in years to come.	Noted, however DWER has advised the OEMP accompanying the subject application provides a framework for implementing management practices and procedures to manage and minimise potential impacts during the operation of the proposed waste cell and pond.

	Submitter	Submitter Comment	Officer Comment
		4. Notes that they hope the Shire will consider the residents of Dardanup as people and not a source of income, destroying an amazing town in the process.	Council is required to determine the application as presented in accordance with the relevant planning framework.
14.	Paul & Hanriette Mazza <i>Crooked Brook Residents</i>	Objection 1. Notes that they have lived in Ferguson for over 25 years.	Noted.
		2. Notes that their concerns are centred primarily on the potential seepage to underground water supplies and the spreading of potentially harmful toxins by prevailing winds.	DWER has advised that the objectives, targets and monitoring and management measures, if applied to any new or amended Part V licence for a Class III landfill, will adequately address the risk to water resources.
		3. Notes that the area is one of the few tourist attractions in the greater Bunbury area and believes that the Shire is risking this and our health for short term political or financial gain.	Council is required to determine the application as presented in accordance with the relevant planning framework.
		3. Considers there is a long game to be had and with water, food and clean air being the basic survival needs and decision to risk that is a poor decision.	Noted.
		4. Notes that they hope the Shire takes residents' concerns seriously and makes the right long-term decision.	Noted. All submissions are considered during the assessment of an application.
15.	Andrew Crilly <i>Ferguson Resident</i>	Objection 1. Considers that there are too many unknowns surrounding the containment of the waste.	Noted, however DWER has advised the OEMP accompanying the subject application provides a framework for implementing

	Submitter	Submitter Comment	Officer Comment
			management practices and procedures to manage and minimise potential impacts during the operation of the proposed waste cell and pond.
		2. Notes that he originally raised concerns along with other residents who were from a scientific background, however these concerns were ignored.	Noted. Officers acknowledge the submitter has made submissions in response to previous applications relating to this site.
		3. Considers this to be a money grab at the expense of our small rural community.	Council is required to determine the application as presented in accordance with the relevant planning framework.
		4. Advises that they would be somewhat agreeable if the Shire constructed living accommodation for the Shire President and his family across the road from the facility, ensuring a completely safe facility.	This is not a valid planning consideration.
		5. Believes that possible groundwater contamination could cause cancer, reproductive issues or disease.	DWER has advised that the objectives, targets and monitoring and management measures, if applied to any new or amended Part V licence for a Class III landfill, will adequately address the risk to water resources.
		6. Believes that any contamination would not affect the current generations, but the subsequent generation.	As above.
		7. Believes that there is an increased risk to the public from truck movements.	Truck movements will be addressed in the officer comment section of this report.
		8. Believes that trucks should be banned from using Dowdells Line, similar to the proposed ban of cyclists on Harris Road.	The applicant has advised that that there was some confusion due to recent bridge works and the closure of Waterloo Road. The confusion resulted due to lack of signage and alternative route options

	Submitter	Submitter Comment	Officer Comment
			and assumes that some drivers used Dowdells Line as an alternative route to avoid the Dardanup Townsite. With the completion of works on Waterloo Road the applicant considers this issue is now resolved.
		9. Believes that there is increased risk to the tourism sector from the facility and trucks.	Truck movements will be addressed in the officer comment section of this report.
		10. Believes that the facility will be extended again with little control of the waste substances.	Any extension would require a further development application to be submitted and assessed. Ongoing management of the site including monitoring requirements is the responsibility of DWER.
		11. Believes that the Council has already lost control of the process and will be overruled by business.	Council is required to determine the application as presented in accordance with the relevant planning framework.
		12. Notes that current truck movements are of a concern to the residents.	Noted.
16.	Brett Family <i>Paradise Residents</i>	Objection. 1. Notes that they live close to the waste area and have concerns that it will affect their family.	Noted.
		2. Believes that it is the groundwater that will eventually be contaminated.	DWER has advised that the objectives, targets and monitoring and management measures, if applied to any new or amended Part V licence for a Class III landfill, will adequately address the risk to water resources.
		3. Queries why the beautiful town and surrounding	Lot 2 Banksia Road is classified as a Class III

	Submitter	Submitter Comment	Officer Comment
		areas be allowed to have this toxic waste on its doorstep.	putrescible land fill site and has been operated as such since its initial approval determined by SAT in October 1999. The Local Planning Strategy identifies the land south-east of the Dardanup townsite as a 'Waste Disposal/Processing' area, which includes existing waste sites.
		4. Queries why the Shire would risk the tourism and growth of Dardanup town site for this proposal.	Council is required to determine the application as presented in accordance with the relevant planning framework.
		5. Believes that this is not the way to make money for the Shire and completely disagrees to the proposal going ahead.	As above.
17.	Jenny & Ian Trigwell	Objection 1. Believes that the total permeability of the waste cell and pond linings cannot be guaranteed. There has been modelling for 1 in 100 storm/rainfall events, but earthquakes has not been considered.	DWER has advised that the objectives, targets and monitoring and management measures, if applied to any new or amended Part V licence for a Class III landfill, will adequately address the risk to water resources.
		2. Notes that there is no reference to the life of the poly liners in relation to time period for possible environmental /groundwater contamination.	As above.
		3. Notes that the proposed structures are above groundwater and that the interactions between the aquifers cannot be completely identified or quantified.	As above.
		4. Notes that if there is a horizontal or vertical leakage, there is chance that water	As above.

	Submitter	Submitter Comment	Officer Comment
		contamination from heavy metals and radiation.	
		5. Notes that the area experiences strong east/south east winds in summer and believes that there is little vegetation to block airborne emissions from leaving the site.	DWER has indicated that emissions of odour, leachate and dust from the operational cell/pond will be assessed by it and may be regulated under licence conditions.
		6. Notes that the site has become a stark scar on the landscape due to its elevations and there are concerns regarding the potential negative impact on property prices.	Noted, however property values are not a planning consideration.
		7. Queries the existence of rehabilitation plans and monetary bonds to ensure that the site is actively managed and monitored on an ongoing basis.	The applicant has advised that the existing waste cell will be capped as per DWER regulatory requirements once it reaches capacity and a plan is currently being developed in consultation with DWER.
		8. Queries the end date of the disposal of the waste.	Under the current application the proposed waste cell will accommodate five years of pigment waste, to be generated from 2018 to late 2023.
		9. Believes that it is irresponsible to plan and zone a large waste disposal/processing site in such close proximity to the expanding town of Dardanup and the Ferguson Valley.	<p>Lot 2 Banksia Road is classified as a Class III putrescible land fill site and has been operated as such since its initial approval determined by SAT in October 1999.</p> <p>The Local Planning Strategy also identifies the land south-east of the Dardanup townsite as a 'Waste Disposal / Processing' area, which includes existing waste sites.</p>

	Submitter	Submitter Comment	Officer Comment
18.	Anthony & Ebony Harris <i>Crooked Brook Residents</i>	<p>Objection</p> <p>1. Notes that the waste facility is at the base of the Ferguson Valley.</p> <p>2. Queries why the Shire is accepting waste that does not originate from our Shire.</p> <p>3. Advises that they object to the waste facility moving closer to their residence and may now have a greater impact on the groundwater.</p> <p>4. Notes that the new waste cell and pond will be within 3km of their home.</p>	<p>Noted.</p> <p>Council is required to determine the application as presented in accordance with the relevant planning framework. The origin of the waste is not relevant to the proposed land use.</p> <p>DWER has advised that the objectives, targets and monitoring and management measures, if applied to any new or amended Part V licence for a Class III landfill, will adequately address the risk to water resources.</p> <p>Noted.</p>
19	Megan Jost <i>54 Waterloo Road</i>	<p>Objection</p> <p>1. Notes that they are opposed to this occurring in the Shire.</p> <p>2. Notes that they can smell the waste from their home.</p> <p>3. Notes that they have trucks speeding past their homes with no concerns to family safety.</p>	<p>Noted.</p> <p>DWER has indicated that emissions of odour, leachate and dust from the operational cell/pond will be assessed by it and may be regulated under licence conditions.</p> <p>Truck movements will be addressed in the officer comment section of this report. If vehicles are travelling above the speed limit, this becomes a police matter.</p>
		<p>4. Notes that they have concerns relating to the threat of water contamination.</p>	<p>DWER has advised that the objectives, targets and monitoring and management measures, if applied to any new or amended Part V licence for</p>

Submitter	Submitter Comment	Officer Comment
		a Class III landfill, will adequately address the risk to water resources.
	5. Believes that the Shire is intent on destroying the Ferguson Valley.	Council is required to determine the application as presented in accordance with the relevant planning framework.
	6. Believes that the Ferguson Valley is the Margaret River and the Shire is putting toxic waste on its doorstep and that many residents who feel the same.	Noted.

Legal Implications

Appeal rights exist at the State Administrative Tribunal.

Strategic Community Plan

Strategy 2.1.3 and 2.3.1 of the Strategic Community Plan.

Environment - None.

Precedents

As indicated in the background section of this report, Council has previously approved a number of waste disposal related developments on this property.

Budget Implications - None.

Budget – Whole of Life Cost - None.

Council Policy Compliance - None.

Risk Assessment

- *Environment - Low*

DWER has advised that the proposal represents a minor risk to the environment, if conducted in accordance with the management measures indicated in the submitted information.

- *Legal and Regulatory – Low*

The proposed waste cell and pond is consistent with the existing approved use of the site and the Local Planning Strategy which identifies the land south-east of the Dardanup townsite as a 'Waste Disposal/Processing' area.

- *Reputational – Medium*

The proposal has faced some objections from members of the community and therefore there may be some reputational implications if supported by Council. A number of submitters have also raised the potential reputational risk to the promotion of the Ferguson Valley as a tourist destination.

Officer Comment

From the submissions received, it is noted that there are several main areas of concern with regard to the application, in particular:

- Groundwater contamination;
- Existing waste cell (CC1);
- Auditing/testing;
- Truck movements;
- Odours;
- Visual impacts; and
- Rehabilitation.

Each of these matters will be addressed individually.

- *Groundwater Contamination*

The applicant has advised they undertake numerous measures to ensure that the site does not impact the local groundwater in accordance with the DWER licence conditions. The landfill cells are designed to ensure that they have an adequate separation distance between the base of the landfill and the top of the groundwater table, and the applicant has indicated a 30m separation distance is achieved with the subject proposal.

Multiple-barrier lining systems are installed to ensure that any leachate (water that has come into contact with waste) is contained with the cell, as well as the installation of a leachate collection system that removes all leachate out from the cell. Furthermore, regular groundwater monitoring is undertaken by third party specialists to ensure compliance and that the lining system is performing as designed.

Cleanaway employs multi-barriers to form the lining system. One of the barriers is a Geosynthetic Clay Liner or GCL which is made from stable natural clay materials that do not degrade or change over time. The other barrier is a geomembrane which is composed of High-Density Polyethylene which is a specially designed barrier composed of anti-oxidants that maintain the robust integrity of the liner long term.

- *Existing Waste Cell*

The existing waste cell will be capped as per regulatory requirements when it reaches final capacity. A design is being finalised for a Works Approval submission to the Department of Water and Environmental Regulation (regulator) for approval. It is noted that the capping activity does not require a Development Approval.

- *Auditing/Testing*

The Department of Water and Environmental Regulation (DWER) is responsible for the regulation of waste management facilities, and the transport and disposal of Controlled Waste. Banksia Road Landfill has been issued a site licence to receive up to Class III waste for disposal valid until 2034. DWER is responsible for enforcement of the Environment Protection Act (EP Act) and compliance with licence conditions are assessed by Regional Operations officers of the Department.

The applicant is required to submit an annual audit as per the site licence conditions to demonstrate compliance against the licence and DWER also conducts regular site visits and formal site audits at its own discretion on a regular basis, including weighbridge operations and waste acceptance compliance.

Furthermore, DWER has adopted the Victorian EPA, 2014, *Best Practice Environmental Management: Siting, Design, Operation and Rehabilitation of Landfills Guideline* (Vic-BPEM) as a means of assessing and monitoring waste disposal sites. This provides guidance with regard to best practice environmental management standards for siting, design, operation, performance and rehabilitation of landfill sites.

- *Truck Movements*

Transport routes for heavy vehicle combinations are governed by both the Department of Transport and local government and are based on weight, length and width of vehicles. All transporters, including Cleanaway and its customers, must adhere to the approved routes.

It needs to be acknowledged that not all heavy vehicles travelling on Waterloo Road and Banksia Road are the applicant's trucks as there are various similar operations in the area including B&J Catalano, TJ Depiazzi & Sons and the Bunbury Harvey Regional Council composting facility adjacent to the subject site. J&P Metals operate an extractive industry on the subject site which is also considered a separate operation to that of the applicant. This operation has currently ceased operations as they have reached their permitted tonnage for the annual period.

It is noted that Cleanaway have also implemented signs on site to warn drivers not to use Panizza Road and Banksia Road South. It has been advised by the applicant that Cleanaway do not control third party customers or contractor vehicles, although drivers are regularly informed not to speed and to follow the approved transport route.

- *Odours*

Cleanaway has advised they implement operational procedures such as daily cover and active landfill gas extraction to mitigate any odour issues. The applicant has claimed that they consider offensive odours are being emitted from the Bunbury Harvey Regional Council composting facility adjacent to the landfill and the source of odour may be incorrectly attributed to Cleanaway. DWER has the capacity to impose conditions on the licence to address odour concerns if appropriate.

- *Visual Impacts*

Reference to the stock piles of sand on the western boundary site were raised during the submissions; however it needs to be acknowledged that this is not associated with the subject application. The stock piles are associated with the extractive industry that was approved by Council [38/16] in March 2016 and is managed by the land owner and DWER. Officers have reviewed the extractive industry approval which requires that stockpiles are to be a minimum of 20m from the southern and northern boundaries and 40m from the western and eastern boundaries. Aerial photographs indicate the stockpiles are compliant with the approval, being approximately 65m from the northern boundary, 80m from the southern boundary and 65m from the western boundary.

- *Hours of Operation*

The applicant has advised that the current operational hours for staff at the landfill site are from 6am to 6pm, Monday to Sunday, although Cristal has access to the site until 10pm. The application indicates that any construction activity on site is from 6am to 6pm. Officers recommend that a condition be placed on the approval to restrict operating hours to those indicated in the application.

- *Rehabilitation*

The subject application relates to the proposed waste cell and pond and does not address the rehabilitation of the remainder of the existing facility which will occur gradually in accordance with DWER requirements over a long period due to the anticipated timeframe of future operations. A DWER works approval is required for the closure and capping of the existing Cell (CC1) within 18 months of reaching full capacity as per the site licence conditions.

- *Town Planning Scheme No. 3*

As noted in the background of the report, Lot 2 is zoned '*General Farming*' with the original approval issued for the Waste Management Facility as a '*use not listed*'.

Clause 2.4.2 of TPS No. 3 states that:

If a person proposes to carry out on land any use that is not specifically mentioned in the Zoning Table and cannot reasonably be determined as falling within the type, class or genus of activity of any other use category the local government may –

- a) *Determine that the use is consistent with the objectives of the particular zone and is therefore permitted*

On the basis that the landfill site was considered to be consistent with the General Farming zone and approved by SAT, it is considered by officers that it follows that the expansion of the operations is also consistent with the objectives of the zone and can therefore be permitted.

- *Greater Bunbury Region Scheme*

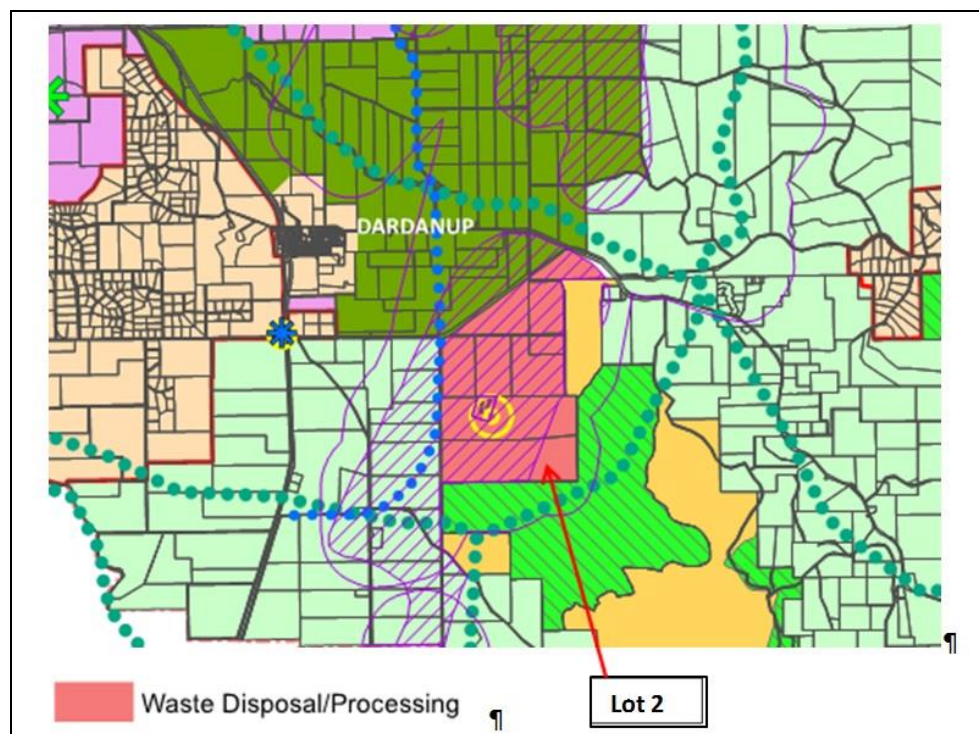
As noted in the background of this report, the subject lot abuts Regional Open Space to the south and east. Pursuant to the provisions of the GBRS, any development

abutting a Regional Reserve requires the approval of the Western Australian Planning Commission (WAPC) in addition to any local Scheme approvals. In the event that the Shire does not dispute any of the recommendations made by the referral agencies, the Shire has the delegation from the WAPC to determine the application.

The Department of Mines, Industry Regulation and Safety (DMIRS) and the Department of Biodiversity, Conservation and Attractions (DBCA) did not provide comment on the application within the 42 day statutory timeframe, and as such, the Shire can only determine the application based on the information at hand. Officers note that DWER will assess the noise and dust emissions from the construction of the cell and pond and the adequacy of the design and construction specifications and as such, any comments / requirements they may have would be expected to be enforced through their own processes.

- *Shire of Dardanup Local Planning Strategy*

The Shire of Dardanup Local Planning Strategy (LPS) was endorsed by the Western Australian Planning Commission (WAPC) on 4 May 2015 and provides a strategic plan for the future of the Shire. Section 3.6.1 of the Shire's LPS identifies land located south-east of the Dardanup townsite which contains existing waste disposal sites as a 'Waste Disposal/Processing' area. The LPS identifies that the identified land be re-zoned to 'Waste Disposal/Processing' in the Local Planning Scheme No. 9 with appropriate conditions. The mapping in the LPS indicates the proposed land use changes for waste disposal/processing which includes Lot 2 Banksia Road.



In assessing the proposal in light of the above, it is considered that the subject proposal is consistent with the proposed future land use outlined in the LPS.

- *DWER Licensing*

As indicated earlier in the report, the environmental impacts of the site (including stormwater management) are controlled by DWER under the 'Works Approval' process. Historically, the Shire has not imposed environmental based conditions on landfill cells as these matters are addressed by DWER, which has officers with the necessary expertise to assess these aspects. It is recommended that this approach continue, and that any approval granted is for the proposed use of the land (use not listed) and associated on-site works.

Council Role - Quasi-Judicial.

Voting Requirements - Simple Majority.

OFFICER RECOMMENDED RESOLUTION

THAT Council approves the Application from Cleanaway Pty Ltd for Development Approval under the Shire of Dardanup Town Planning Scheme No. 3 and the Application for Planning Approval under the Greater Bunbury Region Scheme received for the construction and use of a Waste Cell and a Waste Pond and associated works on the approved plans at Lot 2 Banksia Road, Dardanup as per (Appendix ORD: 12.1) subject to the following conditions:

1. The layout of the site and the size, design and location of the buildings and works permitted must always accord with the endorsed plans and must not be altered or modified without the further written consent of Council.
2. No building materials, rubbish or other matter shall be deposited on the adjacent land reserved for Regional Open Space in the Greater Bunbury Region Scheme during or after construction of the development.
3. The permitted operating hours are restricted to the following:
 - a) Construction activities associated with this approval – 6:00am to 6:00pm;
 - b) All other activities – 6:00am to 10:00pm.

Notes:

- i) If the development the subject of this approval is not substantially commenced within a period of 2 years, or another period specified in the approval after the date of the determination, the approval will lapse and be of no further effect.
- ii) Where an approval has so lapsed, no development must be carried out without the further approval of the local government having first been sought and obtained.

- iii) If an applicant or owner is aggrieved by this determination there is a right of review by the State Administrative Tribunal in accordance with the *Planning and Development Act 2005* Part 14. An application must be made within 28 days of the determination.
- iv) The applicant is advised that the relevant 'Works Approval' is required to be obtained from the Department of Environment Regulation prior to the proposed works commencing.

Discussion:

Council noted that deferring this item would be deemed a refusal as the 90 day statutory period has passed. The applicant would then be able to appeal to the State Administrative Tribunal.

Council discussed the operating hours of the site listed under point 3 of the officer recommended resolution. Cr. M T Bennett suggested that a further part c) be added to clarify that only Cristal Global be allowed to operate after 6pm.

Change to Officer Recommendation

As per Local Government (Administration) Regulations 1996 11(da) Council records the following reasons for amending the Officer Recommended Resolution:

- Change to part 3b) to change 'all other activities hours' from 6.00am to 6.00pm. An addition of part c) that allows Cristal Global's permitted operating hours be restricted for the hours from 6.00am to 10.00pm.

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

151-18 MOVED - Cr. M T Bennett SECONDED - Cr. L D Harris

THAT Council approves the Application from Cleanaway Pty Ltd for Development Approval under the Shire of Dardanup Town Planning Scheme No. 3 and the Application for Planning Approval under the Greater Bunbury Region Scheme received for the construction and use of a Waste Cell and a Waste Pond and associated works on the approved plans at Lot 2 Banksia Road, Dardanup as per (Appendix ORD: 12.1) subject to the following conditions:

1. The layout of the site and the size, design and location of the buildings and works permitted must always accord with the endorsed plans and must not be altered or modified without the further written consent of Council.
2. No building materials, rubbish or other matter shall be deposited on the adjacent land reserved for Regional Open Space in the Greater Bunbury Region Scheme during or after construction of the development.

- 3. The permitted operating hours are restricted to the following:**
- a) Construction activities associated with this approval – 6:00am to 6:00pm;**
 - b) All other activities – 6.00am to 6.00pm.**
 - c) Cristal Pigment Australia Limited only, hours from 6.00am to 10.00pm.**

Notes:

- i) If the development the subject of this approval is not substantially commenced within a period of 2 years, or another period specified in the approval after the date of the determination, the approval will lapse and be of no further effect.**
- ii) Where an approval has so lapsed, no development must be carried out without the further approval of the local government having first been sought and obtained.**
- iii) If an applicant or owner is aggrieved by this determination there is a right of review by the State Administrative Tribunal in accordance with the *Planning and Development Act 2005* Part 14. An application must be made within 28 days of the determination.**
- iv) The applicant is advised that the relevant 'Works Approval' is required to be obtained from the Department of Environment Regulation prior to the proposed works commencing.**

CARRIED
5/3

12.2 Title: Request to Operate a Network 2.3 and Network 4.3 Vehicle on Giorgi Road (City and Regional Fuels)

Reporting Department: Engineering & Development Services

Reporting Officer: Mr Mick Saunders – Manager Assets

Legislation: Local Government Act 1995

Overview

City and Regional Fuels (CRF) are seeking to renew their application to operate RAV 2 Level 3 and RAV 4 Level 3 vehicle combinations on Giorgi Road from South Western Highway to Wetherly Drive. It is recommended that CRF are approved to continue operating with the same conditions as their previous application.

Background

At the Ordinary Council Meeting Wednesday, 17 May 2017, it was resolved [Res 125/17]: -

“THAT Council endorses the application by City and Regional Fuels to operate RAV 2 Level 3 and RAV 4 Level 3 vehicle combinations on Giorgi Road from South Western Highway to Wetherly Road, subject to the following conditions:

1. *The Permit is valid for a 12 month period, from 18 May 2017 to 17 May 2018.*
2. *Any damage to any Shire road as a result of the operations shall be repaired at the cost of City and Regional Fuels.*
3. *The Shire receives a contribution of \$300 (exclusive of GST) to be paid to the Shire for the Road Safety Fund*
4. *This endorsement is applicable to the two vehicles detailed above, (Registration: 1EXV 972) at Network 2.3 and (Registration: BY 166E) at Network 4.3.*
5. *A copy of the correspondence from the Shire of Dardanup endorsing the application is to be carried by both vehicles at all times.”*

City and Regional Fuels (CRF) have been operating under the conditions of this approval for the past 12 months. Accordingly, CRF are seeking to renew the application and continue operating under the same conditions, which are set out below.

The application renewal relates to 120 metres of Giorgi Road, from South Western Highway to Wetherly Drive. CRF are requesting to operate one vehicle combination (Registration 1EXV 972) at Network 2.3 and one vehicle combination (Registration BY 166E) at Network 4.3.

Details of the haulage operation are as follows:

- Haulage operation to commence as soon as practicable;
- Both vehicles are programmed to complete four trips per week; and

- No end date to the application has been specified, however for this application a period of one year is specified by the Shire.

Legal Implications

Main Roads WA can only issue general endorsement permits. However, permits on local roads can only be issued if supported by local authority.

Permit conditions must be adhered to at all times, and are enforced by the Police and Main Roads WA Heavy Operations Division.

Council can request specific conditions for haulage on its road network. In this particular application the estimated cost of road wear associated with the haulage operation is negligibly low (approximately \$70). This is due to the very short distance of haul.

Strategic Community Plan

Strategy 5.1.4 of the Strategic Community Plan.

Environment - None.

Precedents

The MRWA website shows that Giorgi Road is an approved RAV 2 and RAV 4 route. Further, it shows Giorgi Road as approved with conditions at RAV 4, Level 3 loading. This application is to operate both RAV 2 and RAV 4 vehicle combinations, loaded to the maximum permissible AMMS Level 3 loading. Accordingly, City and Regional Fuels are seeking Shire of Dardanup endorsement of the application.

Budget Implications

The funds requested would be held in Reserve identified for use on the roads for which it was charged for. The funds would be used in future budgets when renewal and/or upgrade works are undertaken on those roads.

Council Policy Compliance

The Director Engineering & Development Services and Manager Assets have delegated authority to approve network 2 and 3 vehicles on a select range of roads within the Shire. The CRF application is outside the extent of delegated authority due to the loading level (AMMS Level 3) applied for.

Risk Assessment - Low.

Increasing the load on already approved vehicle combinations will increase road wear. However, the increase in road wear is expected to be minimal.

Officer Comment

The 120 metres of Giorgi Road to which this application applies completes a haul route consisting of Main Roads and Wetherly Drive which is in the City of Bunbury. The City of Bunbury has endorsed the application for Wetherly Drive and Main

Roads WA have endorsed the application for roads within their control. Accordingly, Giorgi Road is the last piece of the haul route.

Due to the very low incremental cost calculated using the WALGA Guide, it is recommended that the Shire imposes the standard road safety fund amount of \$300.

Council Role - Review.

Voting Requirements - Simple Majority.

OFFICER RECOMMENDED RESOLUTION

THAT Council endorses the application by City and Regional Fuels to operate RAV 2 Level 3 and RAV 4 Level 3 vehicle combinations on Giorgi Road from South Western Highway to Wetherly Drive, subject to the following conditions:

1. The Permit is valid for a twelve (12) month period, from 31 May 2018 to 30 May 2019.
2. Any damage to any Shire road as a result of the operations shall be repaired at the cost of City and Regional Fuels.
3. The Shire receives a contribution of \$300 (exclusive of GST) to be paid to the Shire for the Road Safety Fund for this application.
4. This endorsement is applicable to the two vehicles detailed above, (Registration 1EXV 972) at Network 2.3 and (Registration BY 166E) at Network 4.3.
5. A copy of the correspondence from the Shire of Dardanup endorsing the application is to be carried by both vehicles at all times.

Note: Work Experience Ranger, Miss Philippa Laskowski and Planning Officer, Alice Baldock left the meeting [5.55pm].

Discussion:

Cr. J Dow suggested that the part 1 of the officer recommended resolution be amended to extend the valid permit time from a 1 year to 2 year period.

Change to Officer Recommendation

As per Local Government (Administration) Regulations 1996 11(da) Council records the following reasons for amending the Officer Recommended Resolution:

- Change point 1 to read 'The Permit is valid for a two (2) year period from 31 May 2018 to 30 May 2020.' as if there were any problems with the use of the road prior to that time occurred, the permit could be withdrawn.

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

152-18 MOVED - Cr. P S Robinson SECONDED - Cr. T G Gardiner

THAT Council endorses the application by City and Regional Fuels to operate RAV 2 Level 3 and RAV 4 Level 3 vehicle combinations on Giorgi Road from South Western Highway to Wetherly Drive, subject to the following conditions:

- 1. The Permit is valid for a two (2) year period, from 31 May 2018 to 30 May 2020.**
- 2. Any damage to any Shire road as a result of the operations shall be repaired at the cost of City and Regional Fuels.**
- 3. The Shire receives a contribution of \$300 (exclusive of GST) to be paid to the Shire for the Road Safety Fund for this application.**
- 4. This endorsement is applicable to the two vehicles detailed above, (Registration 1EXV 972) at Network 2.3 and (Registration BY 166E) at Network 4.3.**
- 5. A copy of the correspondence from the Shire of Dardanup endorsing the application is to be carried by both vehicles at all times.**

CARRIED
7/1

12.3 Title: Application for Development Approval – Lot 1 Garvey Road, Dardanup West – Proposed Temporary Sea Container – (John Schreurs)

Reporting Department: Engineering & Development Services

Reporting Officer: Miss Alice Baldock – Planning Officer

Legislation: Planning and Development Act 2005

Overview

An application from Mr John Schreurs for Development Approval for the temporary placement of a sea container on Lot 1 Garvey Road, Dardanup West is recommended for approval.

Location Plan



Site Plan



Background

Council has received an Application for Development Approval for the temporary placement of a sea container on Lot 1 Garvey Road, Dardanup West. The 1.07ha lot is zoned 'Small Holding – Area 14' under the Shire of Dardanup Town Planning Scheme No.3 (TPS3) and is located in a newly established rural-residential area surrounded by similarly zoned 'Small Holding' properties. Lot 1 has two street frontages to Garvey Road and Dardanup West Road and is currently vacant land.

Details of the proposed sea container are contained in (Appendix ORD: 12.3) and are summarised below:

- To be placed on the lot for a maximum 12 month period;
- To be placed 10m from the rear lot boundary and 10m from the side lot boundary;
- To be upgraded by painting it Colorbond 'Pale Eucalypt' in colour to blend it in with the existing landscape; and
- To be used for the storage of a lawnmower and gardening tools to keep the block maintained prior to the construction of a dwelling and outbuilding.

The proposed temporary sea container does not meet the requirements of Local Planning Policy DEV21 – *Sea Containers* as it is unable to be screened from view and will be visible from nearby roads.

The Shire's planning policy CP030 *Construction of Outbuildings in the Small Holding Zone Prior to Construction of a Dwelling* allows for the construction of an outbuilding on Small Holding zoned lots prior to the granting of a building permit for a dwelling, subject to one entire side of the outbuilding remaining unenclosed to ensure it remains non-habitable.

The applicant has provided justification for the proposed temporary sea container (Appendix ORD: 12.3) which is summarised as follows:

- Advises that it will be several months before they will be able to move into the property as a future dwelling is still in the design phase;
- Notes that they do not want to install an outbuilding prior to the dwelling with one side unenclosed without the ability to lock it in order to prevent theft; and
- Advises they intend on using the temporary sea container for the storage of gardening equipment, lawnmower and firefighting units as they currently have to hire a trailer each time they wish to mow the lawn, install fire breaks or set up reticulation.

- *Notification of Application*

Shire officers sent letters of notification to the following nearby landowners requesting comment on the application, however did not receive any submissions:

- Lot 2 Garvey Road;
- 200 Garvey Road;
- 201 Garvey Road;
- 193 Dardanup West Road;
- Lot 302 Dardanup West Road; and
- 9000 Garvey Road.

Legal Implications

Appeal rights exist through the State Administrative Tribunal.

Strategic Community Plan -

Objective 2.3.1 of the Strategic Community Plan.

Environment - None.

Precedents

Council previously approved [55-16] a sea container at Lot 97 Illawarra Drive, Eaton for a period of five years, despite it not complying with the Shire's DEV21 policy, due to it being within a designated townsite.

Budget Implications - None.

Budget – Whole of Life Cost - None.

Council Policy Compliance

The Shire's Local Planning Policy *DEV21 – Sea Containers* is applicable to the assessment of this application.

Risk Assessment - Low.

As the proposal is temporary in nature it is considered that the sea container is unlikely to have any long term impacts on the amenity of adjoining landowners.

Officer Comment

The application has been assessed against Local Planning Policy *DEV21 – Sea Containers* (DEV21). DEV21 outlines the following provisions for the placement of sea container outside of townsites:

- *'Council may approve the placement of sea container(s) on properties outside of townsites as 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 purposes 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.*

It is considered that the proposed temporary sea container complies with all of the provisions of DEV21 other than (c). Lot 1 is a newly subdivided rural-residential lot that is clear of vegetation and cannot achieve visual screening of the proposed sea container as required. Mature trees within the road reserve along Dardanup West Road will provide some minor screening for vehicles travelling along Garvey Road in a westerly direction; however it may be unreasonable to require the applicant to plant screening vegetation as the proposal is only of a temporary nature.

The applicants have indicated that they will upgrade the exterior of the sea container by painting it Colorbond 'Pale Eucalypt' to blend in with the surrounding landscape.

It is recommended that Council approves the proposed temporary sea container for a period of 12 months as it is considered to generally comply with DEV21 and will not have any long-term impacts.

Council Role - Quasi-Judicial.

Voting Requirements - Simple Majority.

Change to Officer Recommendation - No Change.

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

153-18 MOVED - Cr. M T Bennett SECONDED - Cr. P S Robinson

THAT Council approves the Application from John Schreurs for Development Approval for a proposed temporary sea container at Lot 1 Garvey Road, Dardanup West subject to the following conditions:

- 1. The layout of the site and the size, design and location of the works permitted must always accord with the endorsed plan(s) and must not be altered or modified without the further written consent of Council.**
- 2. The approved sea container is permitted on site for a maximum period of 12 months from the date of the Notice of Determination where after the sea container will need to be removed.**
- 3. The applicant is to paint the sea container Colorbond 'Pale Eucalypt' in colour within 30 days of placement on the property.**

- 4. The approved sea container is to be used for the storage of private items only and shall not be used for human habitation, commercial or industrial purposes.**

Advice Notes:

- i) If the development the subject of this approval is not substantially commenced within a period of two years, or another period specified in the approval after the date of the determination, the approval will lapse and be of no further effect.**
- ii) Where an approval has lapsed, no development must be carried out without the further approval of the Local Government having first been sought and obtained.**
- iii) If an applicant or owner is aggrieved by this determination there is a right of review by the State Administrative Tribunal in accordance with the Planning and Development Act 2005 Part 14. An application must be made within 28 days of determination.**

CARRIED
8/0

12.4 Title: Renewal of Lease Agreement – Waterloo Bush Fire Brigade – Reserve 110078 – Waterloo Recreation Reserve

Reporting Department: Executive

Reporting Officer: Mrs Donna Bailye – Executive Governance Officer

Legislation: Local Government Act 1995

Overview

Shire lease on Reserve 11078 – Waterloo Recreation Reserve is due for renewal. Officer's recommend that the lease on the Reserve, be renewed by Waterloo Bush Fire Brigade.

Location Plan



Background

In accordance with its agreement with Council, the Waterloo Bush Fire Brigade would like to take up the option to renew the agreement for the use of Reserve 110078, Waterloo Recreation Reserved. (Appendix ORD: 12.4)

Legal Implications

Leasing of Council property falls under Section 3.58 of the Local Government Act "Disposing of Property".

3.58. Disposing of property

(1) In this section —

dispose includes to sell, lease, or otherwise dispose of, whether absolutely or not;

property includes the whole or any part of the interest of a local government in property, but does not include money.

(2) Except as stated in this section, a local government can only dispose of property to —

- (a) the highest bidder at public auction; or*
- (b) the person who at public tender called by the local government makes what is, in the opinion of the local government, the most acceptable tender, whether or not it is the highest tender.*
- (3) A local government can dispose of property other than under subsection (2) if, before agreeing to dispose of the property —*
 - (a) it gives local public notice of the proposed disposition —*
 - (i) describing the property concerned; and*
 - (ii) giving details of the proposed disposition; and*
 - (iii) inviting submissions to be made to the local government before a date to be specified in the notice, being a date not less than 2 weeks after the notice is first given;*
 - and*
 - (b) it considers any submissions made to it before the date specified in the notice and, if its decision is made by the Council or a committee, the decision and the reasons for it are recorded in the minutes of the meeting at which the decision was made.*
- (4) The details of a proposed disposition that are required by subsection (3)(a)(ii) include —*
 - (a) the names of all other parties concerned; and*
 - (b) the consideration to be received by the local government for the disposition; and*
 - (c) the market value of the disposition —*
 - (i) as ascertained by a valuation carried out not more than 6 months before the proposed disposition; or*
 - (ii) as declared by a resolution of the local government on the basis of a valuation carried out more than 6 months before the proposed disposition that the local government believes to be a true indication of the value at the time of the proposed disposition.*

The advertising of the disposal of property is not required under the Functions and General Regulations 1996 Section 30 (2)(b)(i).

30. Dispositions of property to which section 3.58 of Act does not apply

- (2) A disposition of land is an exempt disposition if —*
 - (b) the land is disposed of to a body, whether incorporated or not —*
 - (i) the objects of which are of a charitable, benevolent, religious, cultural, educational, recreational, sporting or other like nature; and*

Strategic Community Plan

Outcome 3.3.2 of the Strategic Community Plan.

Environment - None.

Precedents

The current lease has been in place since 1 July 2015 and is due to expire 30 June 2018. The Waterloo Bush Fire Brigade has been leasing the Reserve from the Shire since 1994.

Budget Implications

The Waterloo Bush Fire Brigade pays a rental of \$250 (+GST) per annum.

Budget – Whole of Life Cost - None.

Council Policy Compliance - None.

Risk Assessment - Low.

Officer Comment

Officers have been liaising with the Waterloo Bush Fire Brigade to put in place the agreement for grazing and or making of hay rights over the Waterloo Recreation Reserve 11078.

The conditions of the current agreement have been met and it is recommended that Council authorise the Chief Executive Officer and Shire President to execute the new. Agreement.

Council Role - Executive/Strategic.

Voting Requirements - Simple Majority.

OFFICER RECOMMENDED RESOLUTION

THAT Council:

1. Advise the Waterloo Bush Fire Brigade that permission is granted to use Reserve 11078 – Waterloo Recreation Reserve for:
 - a) Grazing and/or hay making rights;
 - b) A period of 3 years, commencing 1 July 2018 and expiring 30 June 2021; and
 - c) A lease fee being \$250 (plus GST) per annum.
2. Authorise the Chief Executive Officer and Shire President to execute the new agreement for Reserve 11078 – Waterloo Recreation Reserve.

Discussion:

Cr. J Dow suggested that the lease fee be reduced from \$250 to \$100 as the Brigade was assisting Council with the maintenance of the reserve.

Change to Officer Recommendation

As per Local Government (Administration) Regulations 1996 11(da) Council records the following reasons for amending the Officer Recommended Resolution:

- Change to part 1c) to read 'A lease fee being \$100 (plus GST) per annum.'

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

154-18 MOVED - Cr. J Dow SECONDED - Cr. P S Robinson

THAT Council:

1. **Advise the Waterloo Bush Fire Brigade that permission is granted to use Reserve 11078 – Waterloo Recreation Reserve for:**
 - a) **Grazing and/or hay making rights;**
 - b) **A period of 3 years, commencing 1 July 2018 and expiring 30 June 2021; and**
 - c) **A lease fee being \$100 (plus GST) per annum.**
2. **Authorise the Chief Executive Officer and Shire President to execute the new agreement for Reserve 11078 – Waterloo Recreation Reserve.**

CARRIED

6/2

12.5 Title: Purchase and Disposal of Lot 500 Council Drive Eaton – Response to Public Submission Period

Reporting Department: Executive

Reporting Officer: Mr Mark L Chester – Chief Executive Officer

Legislation: Local Government Act 1995

Overview

The submission period for the purchase and disposal of Lot 500 Council Drive Eaton closed on 11 May 2018. It is recommended that the Heads of Agreement for the sale of Lot 500 Council Drive, Eaton, be signed and the Minister for Lands, Planning and Heritage be advised.

Background

This report was presented to Council on the 9 May 2018. However, due to confusion over the closing dates for submissions the submission period was agreed to close on the 11 May 2018.

The Resolution [121-18] of Council on the 9 May 2018 reads as follows:

THAT Council:

1. *Acknowledge that no submissions have been received in relation to the proposal to purchase and on sale of Lot 500 Council Drive, Eaton to Citygate Properties Pty Ltd.*
2. *Authorise the Shire President and the Chief Executive Officer to sign the adopted Heads of Agreement for the sale of Lot 500 Council Drive, Eaton, to Citygate Properties Pty Ltd.*
3. *Direct the Chief Executive Officer to progress the proposal in accordance with the adopted Heads of Agreement with Citygate Properties Pty Ltd.*
4. *Advise the Minister for Lands, Planning and Heritage of the outcome of the public submission period and Council's decision.*
5. *If a submission is received in relation to the proposal to purchase and on sale of Lot 500 Council Drive, Eaton to Citygate Properties Pty Ltd prior to close of business of 11 May 2018, this matter be brought back to Council.*

CARRIED

5/3

One submission was received. The report is presented again for the consideration of Council.

At the Ordinary Meeting of Council on the 28 March 2018 Council resolved [81-18]:

THAT Council:

1. *Receive and endorse the Business Case (Appendix ORD: 12.3) dated 28 March 2018 for the Purchase and Sale of Lot 500 Council Drive Eaton.*
2. *Resolve that the market value of Lot 500 Council Drive dated 3 November 2016 is believed to be a true indication of the value at the time of the proposed disposition.*
3. *Require the Business Case to be advertised in the local and statewide media calling for public submissions as required by the Local Government Act 1995, section 3.58 and section 3.59.*
4. *Require the Chief Executive Officer to provide a report to Council including each submission received to the 9 May 2018 Ordinary Meeting of Council.*

Legal Implications - None.

Strategic Community Plan

Outcome 1.3 of the Strategic Community Plan.

Environment - None.

Precedents

The Shire of Dardanup has purchased and on sold crown reserves on previous occasions.

Budget Implications

There are significant budget implications in relation to this major land transaction.

The proceeds of the sale of Lot 500 are earmarked to assist with the funding of the construction of a new administration and library building in the Eaton town centre. Should this transaction not be supported by the community, Council and the Hon. Minister for Lands Planning and Heritage, then Council will be requested to consider re-visiting the previous administration and library building project that essentially included a south and west wing being added to the existing administration centre.

Budget – Whole of Life Cost

The result of proceeding with the proposed new building will have ongoing whole of life costs as detailed in the report to Council of the 24 January 2018.

Council Policy Compliance - None.

Risk Assessment - Low.

Officer Comment

The business case that outlined Council's intention to purchase and then on sell Lot 500 Council Drive, Eaton was published in the West Australian newspaper on 28 March 2018 and 4 April 2018. The proposal was also advertised in the South Western Times on 29 March 2018.

At the close of the advertising period (11 May 2018) one submission was received.

Details of submission:

To whom it may concern,

RE: Public submission on the proposal to sell Lot 500 Council Drive, Eaton WA 6232 to Citygate Properties Pty Ltd.

*I am strongly **against** the proposal to sell Lot 500 Council Drive, Eaton.*

I feel the current location of the skate park is the ideal position to combat any possible anti-social behaviour as Council Drive is often quite busy and with the town square overlooking it, it should act as a deterrent to anti-social behaviour. The current location does not border any houses thus reducing impact on home owners in the area.

To my knowledge there is no current location ear-marked for the skate park, and I worry without a new "home" for it, it will be a loss of a public amenity. Our area already lacks adequate amenities for youth and teens, why would you consider removing one of the amenities we do have for them?

The remaining trees and birds/wild life in this area should be protected. I enjoy seeing grass, greenery and trees among the "concrete jungle".

The Kmart/Coles expansion was completed over 3 years ago and Eaton Fair still has approximately 10-12 empty shops. Citygate Properties Pty Ltd. should work on finding long term tenants for these already existing shops before adding to their portfolio.

The concept plans appears to show limited access into Eaton Fair from Recreation Drive only. This will be a traffic nightmare should there be any further incidents at the Recreation Drive/Eaton Drive traffic lights intersection.

Council have the opportunity to make a positive decision in rejecting this proposal, please consider the above points and do what you know is right for your community.

Kind regards, Kristy Matthews - Shire resident and rate payer.

*♪ Don't it always seem to go
That you don't know what you've got til its gone
They paved paradise
And put up a parking lot ♪*

In accordance with the LGA s3.59 (5) after the last day for submissions, the local government is to consider any submissions made and may decide (by absolute majority) to proceed with the undertaking or transaction as proposed providing it is not significantly different from what was proposed.

Subsection (6) states that:

“If the local government wishes to commence an undertaking or transaction that is significantly different from what was proposed it can only do so after it has complied with this section in respect of its new proposal.”

The advertising process is also related to the signing of the Heads of Agreement with Citygate Properties Pty Ltd.

Resolution [103-18] of 28 March 2018:

THAT Council:

- 1. Receive the Chief Executive Officer report in relation to the sale of Lot 500 Council Drive Eaton;*
- 2. Acknowledge that public submissions are to be invited regarding the sale of Lot 500 as required by the Local Government Act 1995 section 3.58 (3) and the submissions reported to Council for consideration prior to the Heads of Agreement being signed.*
- 3. Endorse the revised Heads of Agreement as included in Appendices 16.2A, 16.2B and 16.2C of this Agenda, including the removal of Clause 1.5 and other changes made through the negotiations with Citygate;*
- 4. Authorises the Shire President and the Chief Executive Officer to executive the revised Heads of Agreement providing Council approves the sale subsequent to the advertising process per section 2 above.*

It is recommended that as a result of the advertising period coming to an end that the Heads of Agreement as adopted by Council on 28 March 2018 be signed by the Chief Executive Officer and Shire President, and Council advise the Minister Lands Planning and Heritage that the proposal has been publicly advertised and that there has been one submission received.

Council Role - Executive/Strategic.

Voting Requirements - Simple Majority.

Change to Officer Recommendation - No Change.

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

155-18 MOVED - Cr. L D Harris SECONDED - Cr. J Lee

THAT Council:

1. **Acknowledge that one submission has been received in relation to the proposal to purchase and on sale of Lot 500 Council Drive, Eaton to Citygate Properties Pty Ltd.**
2. **Authorise the Shire President and the Chief Executive Officer to sign the adopted Heads of Agreement for the sale of Lot 500 Council Drive, Eaton, to Citygate Properties Pty Ltd.**
3. **Direct the Chief Executive Officer to progress the proposal in accordance with the adopted Heads of Agreement with Citygate Properties Pty Ltd.**
4. **Advise the Minister for Lands, Planning and Heritage of the outcome of the public submission period and Council's decision.**
5. **Advise the submitter of Council's decision.**

CARRIED
7/1

12.6 Title: Appointment of Cycling Community Member to the Dardanup Roadwise Committee

Reporting Department: Engineering & Development Services

Reporting Officer: Mr Luke Botica – Director Engineering & Development Services

Legislation: Local Government Act 1995

Overview

Recommendation of an appointment of a Cycling Community Member to the Dardanup Roadwise Committee.

Background

At the Special Meeting of Council held 25 October 2017, Council appointed members to the various Council and Community Member committees.

Advertising for the calling of nominations was undertaken by the Shire, with nominations closing on 25 October 2017 at which time eight agency and community member nominations were received.

More recently, and following the Council decision surrounding the closure of Harris Road to cyclists, Officers have received expressions of interest from the Bunbury Over 40's Cycle Club and the South West Cycle Club for the appointment of a cycling community member to the Roadwise Committee.

Legal Implications - Local Government Act 1995, Section 5.8, 5.9 and 5.10.

Strategic Community Plan

Strategy 1.5.1 and 1.6.1 of the Strategic Community Plan.

Environment - None.

Precedents - None.

Budget Implications - None.

Budget – Whole of Life Cost - None.

Council Policy Compliance - None.

Risk Assessment - None.

Officer Comment

As outlined in the Terms of Reference, the Roadwise Committee meets on a bi-monthly basis with the following objectives:

1. To advise Council on all matters relevant to road safety.

2. To liaise with the community and the following groups on matters of Road Safety:

- Committees
- Office of Road Safety
- Main Roads WA
- Western Australian Police
- School Drug Education and Road Aware (SDERA)
- Department of Health
- Department of Transport
- Service Clubs.
- Community Groups

The two community groups expressing support for the membership of a representative from the cycling community to nominate for a position on the Roadwise Committee are as follows:

- Ms Jo Moore – President, South West Cycling Club; and
- Mr Cedric Getley – President, Bunbury Over 40's Cycle Club

The emails from each Group are attached at (Appendix ORD: 12.6)

Following discussion with Ms Moore and Mr Getley both agreed that one cycling representative would be adequate to contribute to the Committee.

It was agreed that due to the availability of Mr Cedric Getley to attend meetings, that his nomination would be submitted for Council's consideration, as a Cycling Community Representative. This nomination is submitted with the understanding that consultation and communications will be made with the broader cycling community as matters arise.

As a part of the Strategic Action Plan and promotion of the Roadwise Committee, information is currently being developed for the Shire's Website page which will include the Roadwise Minutes and other road safety initiatives of the Roadwise Committee to keep the community engaged.

Council Role - Executive/Strategic.

Voting Requirements - Absolute Majority.

Change to Officer Recommendation - No Change.

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

156-18 MOVED - Cr. J Dow SECONDED - Cr. L Davies

THAT Council appoint Mr Cedric Getley, or a proxy, as Cycling Community Representative to the Dardanup Roadwise Committee.

CARRIED

8/0

By Absolute Majority

12.7 Title: Glen Huon Reserve – Oval Parking

Reporting Department: Engineering & Development Services

Reporting Officer: Mr James Reilly – Project Development Engineer

Legislation: Local Government Act 1995

Overview

A request has been received from the Eaton Boomers Football Club for Council to consider allowing parking around the oval on game days. It is recommended that Council decline the request.

Background

The Shire of Dardanup has received a request from the Eaton Boomers Football Club to consider allowing parking around the oval on game days. In the letter received the Club have indicated that patrons from the Eaton Boomers Football Club and members from other clubs have made the request. A copy of the letter is attached at (Appendix ORD: 12.7A).

At its meeting held 25 November 2015, Council adopted a master plan for the Glen Huon Reserve as part of the project to redevelop the sports ground and the construction of the new sports pavilions and change room. The master plan indicates the potential for oval parking in the future.

A copy of the Master Plan is attached at (Appendix ORD:12.7B).

Legal Implications - None.

Strategic Community Plan

Strategy 2.6.1 of the Strategic Community Plan

Environment - None.

Precedents

Prior to the recent development of the reserve, parking was allowed to occur on the oval during football game days. It should be noted that at times there was significant damage to sections of the ground resulting from vehicle movements combined with waterlogged ground conditions.

Budget Implications

Extra maintenance may be required – this will depend on the decision of Council.

Budget – Whole of Life Cost

Wear and tear on the grassed area around the oval will require ongoing maintenance as vehicle parking around the oval will damage the turf. It is expected that the cost of repairs of damage caused by vehicles (if allowed) will be at least \$10,000 per annum.

The current maintenance budget for the reserve does not account for any additional repairs resulting from vehicle parking.

Council Policy Compliance- None.

Risk Assessment - Medium.

If vehicle access is allowed around the oval, it is expected that damage requiring repairs in excess of \$10,000 per annum is almost certain. This assessment is based on previous experiences at the reserve.

Officer Comment

The adopted Master Plan showed an access way north of the change rooms which leads to future oval parking on the north eastern side of the oval. However, once the Architect started the detail design it became apparent that there was insufficient room on the northern boundary to allow traffic to circulate safely.

Due to the constraints trying to fit everything into the reserve the oval had to be located as far north on the reserve as possible. This was to ensure the oval length remained at 160 metres and the softball diamonds were 70 metres (minimum length required to play adult softball).

There is approximately 4 metres between the boundary fence along Cowin Gardens (at the narrowest point) and the oval perimeter fence which will not allow the two way flow of vehicles to the proposed future parking on the eastern side of the oval, as well as pedestrian access.

Also within this narrow 4 metre corridor there are several trees that would have to be removed to enable vehicle access (see image 1 below). These trees provide a visual screen between Cowin Gardens and the oval and residents on Cowin Gardens may object should these trees be removed. The area between the boundary fence and the perimeter oval fence is sloped down towards the oval and is not ideal for safe vehicle movement.



Image 1

After it became apparent that vehicle access was unlikely to be achievable along the northern boundary, considerable efforts were made to landscape the area between Cowin Gardens and the change rooms. Should vehicles be allowed access through this area the reticulation will have to be moved and the turf will be damaged.

Officers have looked at the site and determined that there is a possibility to achieve parking to the north eastern side of the oval with access off Cowin Gardens (see figure 1 below).



Figure 1

The area highlighted in Figure 1 will permit oval parking for approximately 30 vehicles on game day. It is advised to restrict parking to north of the score board only, which is generally in line with the adopted Master Plan. The area to the south of the scoreboard is a large open area (see image 2 below) that is heavily used by the school and the general public and parking in this area will damage the turf, increasing the need for regular maintenance on the existing even surface to avoid injury. Damage and regular repairs will limit the usefulness of this space.



Image 2

With this option, it is assumed that the football club will need to provide an additional staff member on game day to charge patrons entering off Cowin Gardens and a temporary fence/bunting will need to be erected on game day to stop vehicle parking south of the scoreboard.

Although the Shire has installed an extensive subsoil drainage system to the oval, it should be noted that the area between the oval and College still holds a lot of water when it rains and parking there through the winter months may not be suitable. There will be damage to the turf that will require maintenance by the Shire. It is also unknown how residents along Cowin Gardens will feel about the increased vehicle movement should this proposal be accepted.

Another area which could accommodate some parking around the oval is between the pavilion and the new playground (see figure 2 below).

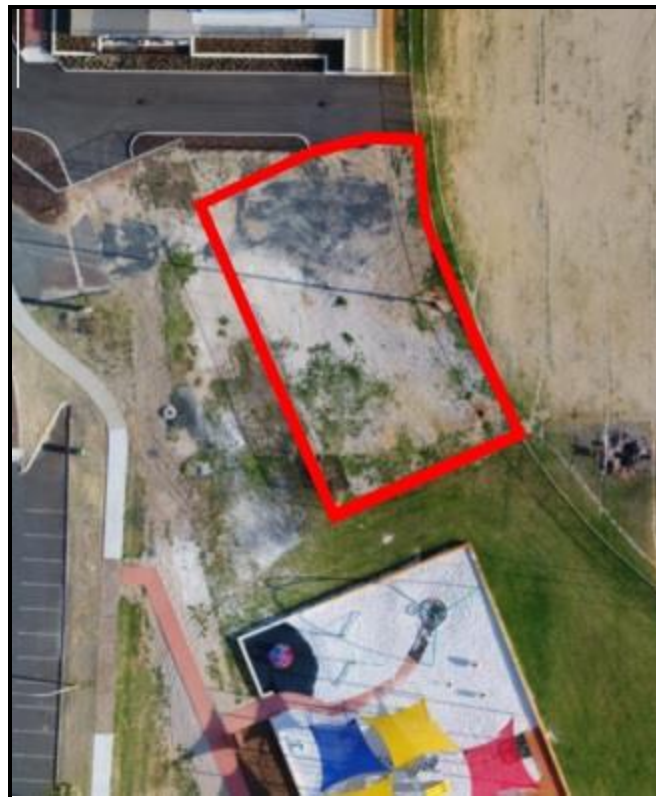


Figure 2

The area highlighted in figure 2 will allow oval parking for approximately 10 vehicles on game day. This is the location of the proposed sealed car park; the design of the car park was to enable the front row to have a view of the oval. Temporary fence/bunting will need to be erected to stop vehicle going further around the oval and bollards will need to be removed.

This area is also being considered as an option for the Skate Park therefore it is recommended that no approval be given for any development at this location until the location of the skate park is resolved.

It should be noted that this area of the Glen Huon reserve also holds a lot of water when it rains and parking there through the winter months may not be suitable.

As the design of the new facilities evolved it became apparent due to space constraints that car parking around the oval was not suitable. The new pavilion and change rooms design being side by side instead of being a two storey building as originally intended, provided terraced seating and standing room for spectators on the western side of the oval, not only providing the advantage of drawing the crowd to the pavilion and cafeteria facilities, but enabling spectators to watch the football matches and not be looking into the sun. Seating provided out the front of the pavilion and the change rooms is designed to accommodate 520 persons.

It was discussed at the working groups when finalising the design of the buildings that having patrons congregate around the pavilion would increase revenue received by the club on game day as people are more likely to purchase food and beverages while close to the pavilion.

An option for the club and spectators is to encourage patrons to bring camping chairs or have the club provide seating on the eastern side of the oval. The use of portable seating and ground blankets is common at various locations at metropolitan and country venues.

Council Role - Executive/Strategic.

Voting Requirements - Simple Majority.

Change to Officer Recommendation - No Change.

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

157-18 MOVED - Cr. L D Harris SECONDED - Cr. J Dow

THAT Council advises the Eaton Boomers Football Club that Council does not allow any parking around the oval for the following reasons:

- 1. The design of the facilities was to encourage spectators to view games from the pavilion area and not necessarily from vehicles.**
- 2. The design of the redeveloped reserve and facilities does not allow for vehicle movements around the reserve.**
- 3. There is risk of damage to the reserve surface requiring repairs and additional cost to Council.**

CARRIED
8/0

12.8 Title: Tender RFT-F0114490 – Bituminous Surfacing

Reporting Department: Engineering & Development Services
Reporting Officer: Mr Nathan Ryder – Manager Operations
Legislation: Local Government (Functions and General) Regulations 1996

Overview

Tenders were called for the supply and application of bituminous surfacings. Malatesta Road Paving & Hot Mix are the recommended tenderer.

Background

Tenders closing on 7 May 2018 were called for the supply and application of bituminous surfacings. The tender covers a range of bituminous products and services including:

- Cut back bitumen – supply and spray;
- Hot bitumen – supply and spray;
- Bitumen emulsion – supply and spray;
- Polymer modified bitumen (PMB) – supply and spray;
- Application of sealing aggregates;
- Supply of sealing aggregates;
- Pre-coating of aggregates; and
- Asphalt – supply and lay or supply only.

Tenders were called in preparation for the 2018-2019 Budget with the intent of awarding a contract that will commence in July 2018 for a period of 12 months. Tenderers were asked to submit a schedule of rates with prices being fixed for the duration of the contract (i.e. no rise or fall clause). The tender document, which also consists of the full contract document and specifications, is not provided with the agenda; however, Councillors may wish to view a copy by contacting the Governance Services Section at the Eaton Office.

One submission was received from Malatesta Road Paving & Hot Mix, for both Sprayed Bituminous Surfacing and Asphalt Surfacing. The tender complied with the tender requirements and has therefore been considered. The tender was assessed against the Tender Assessment Criteria and meets the requirements in terms of experience, personnel, quality system as well as occupational health and safety.

Due to the large amount of information in the schedule of rates, the submission was compared on the basis of the estimated road works quantities for the 2018-2019 year to the submitted prices as well as to rates under the current Contract. The rates were compared on a “job-by-job” basis, taking into account the actual products to be used on the planned projects for the 2018-2019 year.

It should be noted that Malatesta Road Paving & Hot Mix is the incumbent for both Sprayed Bituminous Surfacing and Asphalt Surfacing, previously tendering and becoming the successful tenderer for the 2016-2017 financial year. Council subsequently approved an extension of that Contract for an additional 12 months with no change in rates or contract conditions, so the rates for supplying and applying bituminous products have not changed for two years.

The following table shows the total cost of bituminous products based on the estimate quantities, costed using tendered rates for 2018-2019 and the current rates:

RANGE OF PRODUCTS	COSTED WITH TENDERED 2018-2019 RATES	COSTED WITH CURRENT RATES	VARIANCE
Spray Seals	\$117,285	\$113,379	3.4% INCREASE
Asphalt	\$83,750	\$82,521	1.5% INCREASE
Combined	\$201,035	\$195,900	2.6% INCREASE

Details of these calculations are contained at (Appendix ORD: 12.8)

Based on the tender submission, Malatesta Road Paving & Hot Mix is deemed as the most advantageous to Council for both the Sprayed Bituminous Surfacing and Asphalt Surfacing.

Legal Implications

Tenders have been called in accordance with the Local Government (Functions and General) Regulations 1996.

The current Contract expires on 30 June 2018 and a new contract will be required for the 2018-2019 financial year.

Strategic Community Plan

Strategy 1.1.1 of the Strategic Community Plan.

Environment - None.

Precedents

The Shire of Dardanup has previously entered into contracts for the provision of bituminous products.

Budget Implications

The following is the estimated bituminous products contract cost for the 2018-2019 financial year;

MATERIAL	UNIT	QUANTITY	COST
Sprayed Bitumen Surfacing	m2	101,896	\$117,285
Asphalt Surfacing	Tonnes	439	\$ 83,750
TOTAL			\$201,035

All bitumen products and services to be utilised in the 2018-2019 year will be purchased through the contract resulting from this tender. All prices tendered are within the scope of what has been estimated in preparation for the 2018-2019 Budget.

Budget – Whole of Life Cost

The Urban and Rural Resurfacing Programs are in accordance with the Shire of Dardanup's "Road Asset Management Plan 2018 – 2028". When using asphalt resurfacing treatments the expected life span of the treatment is 40 years and sprayed bituminous treatments is 20 years.

Council Policy Compliance - None.

Risk Assessment - Low.

The Shire of Dardanup has entered into several contracts of this nature previously.

Officer Comment

Comparing the rates accepted by Council two years ago in relation to the products, the following observations are made:

- Bitumen – small increases and decreases depending on the actual product. Overall generally neutral;
- Aggregate purchase – Increase of 39%;
- Application of aggregate – Decrease of 9%;
- Pre coating of aggregate – No change; and
- Asphalt products – increases in general over the various product range.

The net impact on the bituminous products regularly used by the Shire on road projects is a moderate increase, in a similar order of magnitude of CPI increases over the past two years.

The contract aims to include all of the bituminous products and/or services that may be used by the Shire; however, in some cases a specialised product not covered by the contract may be required. Such circumstances are rare; however if required, quotes will be sought outside the scope of the contract.

Council Role - Executive/Strategic.

Voting Requirements - Simple Majority.

Change to Officer Recommendation - No Change.

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

158-18 MOVED - Cr. M T Bennett SECONDED - Cr. T G Gardiner

THAT Council:

- 1. Accepts the tender submission and rates contained therein from Malatesta Road Paving & Hot Mix for Sprayed Bituminous Surfacing and Asphalt Surfacing.**
- 2. Enters into a contract with Malatesta Road Paving & Hot Mix for the provision of Sprayed Bituminous Surfacing and Asphalt Surfacing for the financial year ending 30 June 2019.**
- 3. Authorises the Shire President and Chief Executive Officer to sign and execute the Contract.**

CARRIED
8/0

12.9 Title: Monthly Statement of Financial Activity for the Period Ended 30 April 2018

Reporting Department: Corporate & Community Services

Reporting Officer: Mr Ray Pryce - Accountant

Mrs Natalie Hopkins – Manager Financial Services

Legislation: Local Government (Financial Management) Regulations 1996

Overview

Provision of a reporting Monthly Statement of Financial Activity as prepared in accordance with the Local Government (Financial Management) Regulations 1996 r. 34 s. 6.4.

Background

The Monthly Statement of Financial Activity is prepared in accordance with the Local Government (Financial Management) Regulations 1996 r. 34 s. 6.4. The purpose of the report is to provide Council and the community with a reporting statement of revenues and expenses as set out in the Annual Budget which were incurred by the Shire of Dardanup during the reporting period.

Legal Implications

Local Government Act 1995 – Section 6.4

6.4. Financial Report

- (1) *A local government is to prepare an annual financial report for the preceding financial year and such other financial reports as are prescribed.*
- (2) *The financial report is to —*
 - (a) *be prepared and presented in the manner and form prescribed; and*
 - (b) *contain the prescribed information.*

Local Government (Financial Management) Regulations 1996 r. 34

Part 4 — Financial Reports — s. 6.4

34. Financial activity statement required each month (Act s. 6.4)

(1A) *In this regulation —*

committed assets *means revenue unspent but set aside under the annual budget for a specific purpose.*

- (1) *A local government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under regulation 22(1)(d), for that month in the following detail —*
 - (a) *annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c); and*
 - (b) *budget estimates to the end of the month to which the statement relates; and*

- (c) *actual amounts of expenditure, revenue and income to the end of the month to which the statement relates; and*
- (d) *material variances between the comparable amounts referred to in paragraphs (b) and (c); and*
- (e) *the net current assets at the end of the month to which the statement relates.*
- (2) *Each statement of financial activity is to be accompanied by documents containing —*
 - (a) *an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets; and*
 - (b) *an explanation of each of the material variances referred to in subregulation (1)(d); and*
 - (c) *such other supporting information as is considered relevant by the local government.*
- (3) *The information in a statement of financial activity may be shown —*
 - (a) *according to nature and type classification; or*
 - (b) *by program; or*
 - (c) *by business unit.*
- (4) *A statement of financial activity, and the accompanying documents referred to in subregulation (2), are to be —*
 - (a) *presented at an ordinary meeting of the Council within 2 months after the end of the month to which the statement relates; and*
 - (b) *recorded in the minutes of the meeting at which it is presented.*
- (5) *Each financial year, a local government is to adopt a percentage or value, calculated in accordance with the AAS, to be used in statements of financial activity for reporting material variances.*

[Regulation 34 inserted in Gazette 31 Mar 2005 p. 1049-50; amended in Gazette 20 Jun 2008 p. 2724.]

Strategic Community Plan

Strategy 1.3.2 of the Strategic Community Plan.

Environment - None.

Precedents - None.

Budget Implications

The financial activity statement comprises of budget estimates, actual expenditure, and revenues to the end of the month to which the statement relates. Material variances and explanations of these are included in the Variance Report.

Budget – Whole of Life Cost - None.

Council Policy Compliance - None.

Risk Assessment - Low.

Officer Comment

Statement of Financial Activity:

The Statement of Financial Activity for the period ended 30 April 2018 is attached after the Officer recommendation.

The report outlines the results from operating activities. It shows revenue and expenditure by statutory program and also by nature and type, comparing actual results for the period with the annual adopted budget, the amended budget and the year to date budget.

The report also displays capital and infrastructure expenditure and reconciles the statement of financial activity to the statement of net current assets, taking into account the proceeds from sale of assets, reserve and loan funds used, depreciation applied, capital and infrastructure expenditure, transfers to reserves and loan repayments.

Actual values for the year to date are compared to the year to date budget to present a percentage variance as well as the variance amount. Material variances are those that are greater than 10% where the adopted budget general ledger item is equal to or greater than \$10,000. Explanations of material variances are included in this report.

The statement of net current assets provides information on the accounts that make up current assets and current liabilities.

Additional reports that have been included in the monthly financial activities are trust fund report, reserve accounts report, statement of investments, debtor balance reports for rates and sundry debts and salaries and wages progress against budget.

Council Role - Executive/Strategic.

Voting Requirements - Simple Majority.

Change to Officer Recommendation - No Change.

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

159-18 MOVED - Cr. M T Bennett SECONDED - Cr. J Lee

THAT the Monthly Statement of Financial Activity for the period ended 30 April 2018 be adopted.

CARRIED
8/0

12.10 Title: Schedule of Paid Accounts as at 30 May 2018

Reporting Department: Corporate & Community Services

Reporting Officer: Mrs Teresa Morley – Accounts Payable Officer

Legislation: Local Government (Financial Management) Regulations 1996

Overview

In accordance with Local Government (Financial Management) Regulations 1996 s13, a report has been prepared for Council showing each account paid since the last list was prepared.

Background

Council delegates authority to the Chief Executive Officer annually:

- To make payments from Trust, Reserve and Municipal Fund;
- To purchase goods and services to a value of not more than \$200,000;

Legal Implications - None.

Local Government Act 1995

S6.5. Accounts and records

Local Government (Financial Management) Regulations 1996

R11. Payments, procedures for making etc.

R12. Payments from municipal fund or trust fund, restrictions on making

- (1) *A payment may only be made from the municipal fund or the trust fund —*
 - (a) *if the local government has delegated to the CEO the exercise of its power to make payments from those funds — by the CEO; or*
 - (b) *otherwise, if the payment is authorised in advance by a resolution of the Council.*
- (2) *The Council must not authorise a payment from those funds until a list prepared under regulation 13(2) containing details of the accounts to be paid has been presented to the Council.*

S13. Payments from municipal fund or trust fund by CEO, CEO's duties as to etc.

- (1) *If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared —*
 - (a) *the payee's name; and*
 - (b) *the amount of the payment; and*
 - (c) *the date of the payment; and*
 - (d) *sufficient information to identify the transaction.*

- (2) *A list of accounts for approval to be paid is to be prepared each month showing —*
- (a) *for each account which requires Council authorisation in that month —*
 - (i) *the payee's name; and*
 - (ii) *the amount of the payment; and*
 - (iii) *sufficient information to identify the transaction;*
 - and*
 - (b) *the date of the meeting of the Council to which the list is to be presented.*
- (3) *A list prepared under subregulation (1) or (2) is to be —*
- (a) *presented to the Council at the next ordinary meeting of the Council after the list is prepared; and*
 - (b) *recorded in the minutes of that meeting.*

Strategic Community Plan

Strategy 1.3.2 of the Strategic Community Plan.

Environment - None.

Precedents

Council endorses the Schedule of Paid Accounts at each Ordinary Council Meeting.

Budget Implications

All payments are made in accordance with the adopted annual budget.

Budget – Whole of Life Cost - None.

Council Policy Compliance - None.

Risk Assessment - Low

Officer Comment

This is a schedule of 'paid accounts' - the accounts have been paid in accordance with Council's delegation.

Council Role - Executive/Strategic.

Voting Requirements - Simple Majority.

Change to Officer Recommendation - No Change.

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

160-18 MOVED - Cr. M T Bennett SECONDED - Cr. J Dow

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

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
ELECTRONIC FUNDS TRANSFER					
EFT28559	04/05/2018	Thomas Fields Pty Ltd	Defects Liability Bond. Roselands Estate Stage 2	TRUST	12,785.12
EFT28560	04/05/2018	Alinta	Quarterly Invoice Gas Supply - Eaton Rec Centre 12/01/2018 - 18/18/2018	MUNI	170.65
EFT28561	04/05/2018	All Aussie Truck And Bobcat Services	Multiple Invoices - 8. Over Various Locations	MUNI	5,379.00
EFT28562	04/05/2018	Alzbeta Baladova Hair & Make Up Artist	Dads And Daughters Hair Styling - April	MUNI	150.00
EFT28563	04/05/2018	Amelia Kaitani	ERC Netball Umpire 01/05/2018	MUNI	44.00
EFT28564	04/05/2018	Andrea Carew-Reid	Construction Induction White Card Online	MUNI	61.76
EFT28565	04/05/2018	Archie Hall	ERC Basketball Umpire 02/05/2018	MUNI	66.00
EFT28566	04/05/2018	Ausrecord	Creditors Files	MUNI	320.10
EFT28567	04/05/2018	Australian Library And Information Association	Promotional Material - Simultaneous Storytime 23/05/2018	MUNI	60.00
EFT28568	04/05/2018	Australian Tax Office	PAYG Pay Run 04/05/2018	MUNI	67,638.00
EFT28569	04/05/2018	B & B Street Sweeping Pty Ltd	Road Sweeping Before Hotmix	MUNI	429.00
EFT28570	04/05/2018	Baileys Fertilisers	20kg Ultimate Terra Start. 20 Litre Foliar Feed	MUNI	2,205.50
EFT28571	04/05/2018	Blackwoods	Safety Wear	MUNI	515.14
EFT28572	04/05/2018	Boyles Plumbing And Gas	Disconnect And Dispose Old Oven, Install New One - Dardanup Hall	MUNI	403.70
EFT28573	04/05/2018	Brownes Foods Operations Pty Ltd	ERC - Cafe/Resale Stock	MUNI	51.77

					76
PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28574	04/05/2018	Buckingham Family Butchers	ERC - Cafe/Resale Stock	MUNI	75.00
EFT28575	04/05/2018	Bunbury And Districts Softball Association	Softball Pavilion Hire - May	MUNI	100.00
EFT28576	04/05/2018	Bunbury Machinery	Pencil Vibe For Stabilised Sand	MUNI	67.34
EFT28577	04/05/2018	Bunbury Mower Service	Parts To Repair Chainsaw And Post Hole Borer	MUNI	470.50
EFT28578	04/05/2018	Bunnings Group Limited	Convex Mirrors For Hall Way. Parts To Repair Dardanup Hall Toilets	MUNI	175.55
EFT28579	04/05/2018	Child Support Agency	Payroll Deductions	MUNI	66.62
EFT28580	04/05/2018	Cleanaway	Waste Collection	MUNI	41,614.48
EFT28581	04/05/2018	Cleanaway Solid Waste Pty Ltd	Waste Collection	MUNI	4,749.61
EFT28582	04/05/2018	Cohen Thompson	ERC Basketball Umpire 02/05/2018	MUNI	88.00
EFT28583	04/05/2018	Courier Australia	Postage And Freight	MUNI	135.75
EFT28584	04/05/2018	Craven Foods	ERC - Cafe/Resale Stock	MUNI	254.56
EFT28585	04/05/2018	DAPCO Tyre And Auto Centre	50,000km Service - DA017	MUNI	380.48
EFT28586	04/05/2018	Dardanup Garage & Service Station	Remove Abandoned Vehicle From Boyanup/Picton Rd To Shire Depot	MUNI	103.40
EFT28587	04/05/2018	Dardanup General Store	Milk Purchased For Dardanup Office Kitchen	MUNI	18.15
EFT28588	04/05/2018	Demetrius Robinson	3 X 3 Basketball 27/04/2018	MUNI	45.00

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28589	04/05/2018	Donna Bastow	ERC Basketball Umpire 02/05/2018	MUNI	132.00
EFT28590	04/05/2018	Eaton Home Hardware & Garden	ERC - Crèche Plants And Vacation Care Items	MUNI	52.53
EFT28591	04/05/2018	Emily Goyder	ERC Netball Umpire 01/05/2018	MUNI	67.50
EFT28592	04/05/2018	Fresh Floral Studio	Anzac Day Wreath - Dardanup Service	MUNI	60.00
EFT28593	04/05/2018	Gas - It Pipe Contracting	Martin Pelusey Rd/Golding Cres - Onsite Gas Location - Atco Gas Approval	MUNI	739.20
EFT28594	04/05/2018	GHD Pty Ltd	Banksia Rd Landfill - Groundwater Monitoring Mar/Apr 2018.	MUNI	7,778.10
EFT28595	04/05/2018	Glanbia Performance Nutrition Pty Ltd	ERC - Cafe/Resale Stock	MUNI	474.38
EFT28596	04/05/2018	Go Electrical Contracting	ERC - Replacement Hand Dryers To West Toilets	MUNI	1,466.30
EFT28597	04/05/2018	Greg Harewood	Licence Fee For Possum Relocation From DBCA	MUNI	100.00
EFT28598	04/05/2018	Hays Tree Lopping	Pruning Of Tognolini Road East.	MUNI	1,980.00
EFT28599	04/05/2018	Health Insurance Fund Of Wa	Payroll Deductions	MUNI	270.00
EFT28600	04/05/2018	Holcim Australia Pty Ltd	Stabilised Sand For Pipes	MUNI	508.64
EFT28601	04/05/2018	Jason Carroll Naturopath	ERC - Cafe/Resale Stock	MUNI	502.70
EFT28602	04/05/2018	Jason Signmakers	Henty Rd/Pile Rd Intersection Sign Stacks (Excl 2x Distance Drop Tags)	MUNI	6,468.55
EFT28603	04/05/2018	Jim's Test And Tag	RCD And Emergency Lighting Test At 5 Locations	MUNI	2,954.60
EFT28604	04/05/2018	Jo Jingles South West	Early Learning Programs - May	MUNI	2,574.00

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PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28605	04/05/2018	Josie Phillips	ERC Netball Umpire 01/05/2018	MUNI	67.50
EFT28606	04/05/2018	Justine Eichner	ERC Basketball Umpire 02/05/2018	MUNI	147.00
EFT28607	04/05/2018	Karyn Rowe	ERC Netball Umpire 30/04/2018 And 01/05/2018	MUNI	157.50
EFT28608	04/05/2018	Kings Tree Care	Arborist Report Including Risk Analysis For Declining Corymbia	MUNI	363.00
EFT28609	04/05/2018	Kmart	May Display Cabinets	MUNI	11.50
EFT28610	04/05/2018	Kyle Jones	ERC Basketball Umpire 02/05/2018	MUNI	110.00
EFT28611	04/05/2018	Landgate	Rural Unimproved Valuation	MUNI	10,804.20
EFT28612	04/05/2018	Larry Price	Install Chain Guard Curtain To Toro Ride On Mower	MUNI	632.50
EFT28613	04/05/2018	LGIS Risk Management Services	The Development And Provision Of Emergency Diagrams For Shire Facilities	MUNI	1,782.00
EFT28614	04/05/2018	Madeline Black	ERC Netball Umpire 01/05/2018	MUNI	90.00
EFT28615	04/05/2018	Mainspray	Spot Spray Blackberry/Cotton Bush/Castor Oil - L 701 Off Boyanup-Picton Rd	MUNI	1,089.00
EFT28616	04/05/2018	Malatesta Road Paving And Hotmix	Brett Place Reseal	MUNI	21,632.00
EFT28617	04/05/2018	Marie Wilkinson	Mothers Day Aprons - April	MUNI	320.00
EFT28618	04/05/2018	Mckayhla Pomare	ERC Basketball Umpire 02/05/2018	MUNI	44.00
EFT28619	04/05/2018	Mckayhla Pomare	2017/8 Personal Dev Grant. Under 18 Australian Jr Basketball Championship	MUNI	400.00

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28620	04/05/2018	Natural Area Consulting Management Services	Shier Rise Reserve Weed Control	MUNI	712.50
EFT28621	04/05/2018	Nicola Tyrrell	Yoga Instructor At Eaton Recreation Centre 04, 11, 18 April 2018	MUNI	165.00
EFT28622	04/05/2018	Nites Electrical	Electrical Works Carried Out In 3 Locations	MUNI	1,519.10
EFT28623	04/05/2018	Odines Martial Arts Club	Youth Week Burekup - Muay Thai Sessions (4x1.5hr Sessions), 17-19 April 18.	MUNI	1,000.00
EFT28624	04/05/2018	Outdoor World Bunbury	Refund Of Development Application P47/18, Not Required.	MUNI	147.00
EFT28625	04/05/2018	Paige Vincent	3 X 3 Basketball 27/04/2018	MUNI	30.00
EFT28626	04/05/2018	PFD Food Services Pty Ltd	ERC - Cafe/Resale Stock	MUNI	535.65
EFT28627	04/05/2018	Polylink Piping Systems Pty Ltd	1- 45 Angled Bend For 375 Poly Pipe.	MUNI	1,190.20
EFT28628	04/05/2018	Prime Supplies	5 Chain Saw Helmet Kits - New Employees. K Bird, B Richards, B Dean, K Lemay, B Harmer.	MUNI	467.50
EFT28629	04/05/2018	Promote You	Embroidery On Uniform. Order Of Polo Top Stock	MUNI	1,041.15
EFT28630	04/05/2018	Schweppes Australia Pty Ltd	ERC - Cafe/Resale Stock	MUNI	665.52
EFT28631	04/05/2018	Southern Lock And Security	Number 9 Padlocks	MUNI	216.90
EFT28632	04/05/2018	Sports Turf Association WA	Irrigation Seminar 2018 On 12/4/2018 For David Mort And Nigel Lyon	MUNI	220.00
EFT28633	04/05/2018	St John Ambulance Western Australia Ltd	First Aid Kit Servicing For Shire Facilities. First Aid Training For BFB Crew	MUNI	2,252.09
EFT28634	04/05/2018	Sudhanshu Mishra	Reimbursement For The Purchase Of Clothing To Be Worn As Uniform	MUNI	161.00

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PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28635	04/05/2018	Synergy	ElectricityAccounts	MUNI	9,951.60
EFT28636	04/05/2018	T & V Fencing	Reinstate Fence Around The Back Of The New Glen Huon Playground	MUNI	4,526.50
EFT28637	04/05/2018	T-Quip	Repairs To DA10105	MUNI	979.80
EFT28638	04/05/2018	Therese Price	ERC Netball Umpire 01/05/2018	MUNI	67.50
EFT28639	04/05/2018	Tom Harvie	2017/2018 Personal Development Grant	MUNI	400.00
EFT28640	04/05/2018	Tony Thornhill	ERC Basketball Umpire 02/05/2018	MUNI	88.00
EFT28641	04/05/2018	Tracey Tupaea	ERC Netball Umpire 30/04/2018	MUNI	88.00
EFT28642	04/05/2018	WA Tower Service	Monthly Lease Of Tower Space For Wireless Connection - April 2018	MUNI	513.00
EFT28643	04/05/2018	WALGA	Reimb-Delivery 2 Crates Containing Courtesy Speed Display Signs. Seminar Attendance For 2 People	MUNI	387.40
EFT28644	04/05/2018	Welding Solutions	Fit New Watercart Tank To Truck	MUNI	2,145.00
EFT28645	04/05/2018	West Australian Mechanical Services Pty Ltd	ERC - Air Con Quarterly Maintenance	MUNI	522.50
EFT28646	04/05/2018	Westbooks	Book Stock	MUNI	192.31
EFT28647	04/05/2018	Winc Australia Pty Ltd	Stationery	MUNI	803.94
EFT28648	04/05/2018	Woolworths Group Limited	ERC - Cafe/Resale Stock	MUNI	491.03
EFT28649	04/05/2018	Work Clobber	Nick Farnsworth Boots Steel Blue Size 6.5	MUNI	263.10

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PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28650	11/05/2018	Alan Eric George	Refund Of Kerb Bond B/L2013140122 Lot 17 Garvey Road A8212	TRUST	620.00
EFT28651	11/05/2018	ABC Filter Exchange	ERC - Kitchen CanopyClean	MUNI	544.50
EFT28652	11/05/2018	All Aussie Truck And Bobcat Services	Clean Up Of Bridal Paths, Grave Sites And Tip Site	MUNI	1,320.00
EFT28653	11/05/2018	Amity Signs	Rural Street Numbering Signs	MUNI	21.45
EFT28654	11/05/2018	Aquila Food Forest	Sustainable Living Workshop - May	MUNI	230.00
EFT28655	11/05/2018	Archie Hall	ERC Basketball Umpire 09/05/2018	MUNI	132.00
EFT28656	11/05/2018	AUSQ Training	Basic Worksite Traffic Mangt & Traffic Controller Reaccreditation M Harnett	MUNI	339.00
EFT28657	11/05/2018	Australia Post	Monthly Invoice For Mail And Postage - April 2018	MUNI	2,385.84
EFT28658	11/05/2018	Australian Library And Information Association	ALIA - Institutional Membership. SOD Library Services 07/05/2018 - 07/05/2018	MUNI	710.00
EFT28659	11/05/2018	B & B Street Sweeping Pty Ltd	Road Sweeping On Harris Rd, Martin-Pelusey Rd And Russel Rd	MUNI	4,163.50
EFT28660	11/05/2018	Bethanie Group	2017 - 2018 Allocated Funding As Per Budget. Grandparents Day 2017.	MUNI	2,473.90
EFT28661	11/05/2018	Blaine Thompson	ERC Basketball Umpire 09/05/2018	MUNI	110.00
EFT28662	11/05/2018	Boyanup Capel Dardanup Football Club - Eaton Boomers FC	Minor Works To Damaged Pipes Behind Glass Washer In Bar	MUNI	513.94
EFT28663	11/05/2018	Brandicoot	Synergysoft Online Services - Changes To Integrate To Sod Web Site	MUNI	1,111.99
EFT28664	11/05/2018	Brett Conner	Crossover Rebate Lot 1309 Kanalla Avenue, Millbridge A11512	MUNI	254.00

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PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28665	11/05/2018	Brownes Foods Operations Pty Ltd	ERC - Cafe/Resale Stock	MUNI	51.24
EFT28666	11/05/2018	Building Commission	April 2018 Reconciliation	MUNI	2,665.13
EFT28667	11/05/2018	Bunbury Auto Group (Parts And Service)	60,000km Service DA9287	MUNI	676.48
EFT28668	11/05/2018	Bunbury Machinery	Pencil Vibe For Drainage	MUNI	67.34
EFT28669	11/05/2018	Bunbury Subaru	DA0 Service. DA9668 Service And DA9376 Service	MUNI	2,462.49
EFT28670	11/05/2018	Bunnings Group Limited	Items For Moss And Mould Removal	MUNI	284.34
EFT28671	11/05/2018	Butler Settineri Pty Ltd	Interim Audit Fee Year Ending 30 June 2018: Interim Audit Visit (2 Days) - 23 & 24 April 2018	MUNI	5,340.52
EFT28672	11/05/2018	Caroline Mears	Chair Yoga - May	MUNI	50.00
EFT28673	11/05/2018	CB Traffic Solutions	Traffic Management	MUNI	30,701.55
EFT28674	11/05/2018	Charlotte Van Kleef	3 X 3 Basketball 04/05/2018	MUNI	45.00
EFT28675	11/05/2018	Ciphertel Pty Ltd T/A Gateway Internet Services	Monthly Account For Point To Point Microwave Service 01/04/2018 - 30/04/2018	MUNI	2,893.00
EFT28676	11/05/2018	City Of Bunbury	Pound Fees	MUNI	660.00
EFT28677	11/05/2018	Cleanaway	Monthly Charge For Emptying Skip Bin At Depot	MUNI	720.00
EFT28678	11/05/2018	Cleanaway Solid Waste Pty Ltd	Waste Collection	MUNI	7,066.28
EFT28679	11/05/2018	Coca-Cola Amatil Australia Pty Ltd	ERC - Cafe/Resale Stock	MUNI	218.85

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PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28680	11/05/2018	Cohen Thompson	ERC Basketball Umpire 09/05/2018	MUNI	22.00
EFT28681	11/05/2018	Construction Sciences Pty Ltd	Geotechnical Investigation - Bowling Club	MUNI	2,035.00
EFT28682	11/05/2018	Construction Training Fund : Bciff	April 2018 Reconciliation	MUNI	1,431.51
EFT28683	11/05/2018	Courier Australia	Postage And Freight	MUNI	233.44
EFT28684	11/05/2018	Craig Morris Verney	Crossover Rebate Lot 11 1 Clarke Street, Burekup A5016	MUNI	318.00
EFT28685	11/05/2018	Craven Foods	ERC - Cafe/Resale Stock	MUNI	261.72
EFT28686	11/05/2018	DAPCO Tyre And Auto Centre	ODA Service. Tyre Replacement Da10214 And Trailer	MUNI	768.79
EFT28687	11/05/2018	Dardanup Garage & Service Station	Repair Trailer Lights	MUNI	58.30
EFT28688	11/05/2018	Dardanup Rural Supplies	Cement Pipes And Sign Repairs	MUNI	107.45
EFT28689	11/05/2018	Dell Australia Pty Ltd	Dell Latitude 7490. Projector Globe	MUNI	2,583.03
EFT28690	11/05/2018	Deputec Pty Ltd	ERC - Deputy Roster Software 01/04/2018 - 30/04/2018	MUNI	101.64
EFT28691	11/05/2018	Donna Bastow	ERC Basketball Umpire 09/05/2018	MUNI	132.00
EFT28692	11/05/2018	Dorsogna Limited	ERC - Cafe/Resale Stock	MUNI	73.26
EFT28693	11/05/2018	Eaton Home Hardware & Garden	2 Packs Of Screws For Signs.	MUNI	29.90
EFT28694	11/05/2018	Elliotts Irrigation Pty Ltd	Iron Filtration Service - April 2018	MUNI	279.40
EFT28695	11/05/2018	Emily Goyder	ERC Netball Umpire 08/05/2018 And 07/05/2018	MUNI	112.50

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PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28696	11/05/2018	Evelyn Butchart	Catering	MUNI	625.50
EFT28697	11/05/2018	Ferguson Valley Events	Room Decorations And Setup For 2018 Annual Dinner	MUNI	1,190.00
EFT28698	11/05/2018	Fit2work	Monthly Invoice For Australian Employee Police Checks	MUNI	76.78
EFT28699	11/05/2018	Forestvale Trees Pty Ltd	Eucalyptus Leucoxydon Rosea - 35 Litre	MUNI	880.00
EFT28700	11/05/2018	Fresh Floral Studio	Thank You Flowers For Evelyn Butchart - Elite Catering. Anzac Day Wreath	MUNI	120.00
EFT28701	11/05/2018	Fuji Xerox Australia Pty Ltd	Lease For 9 Photocopiers	MUNI	4,785.00
EFT28702	11/05/2018	Fulton Hogan Industries Wa	Town Site And Rural Road Maintenance	MUNI	209.00
EFT28703	11/05/2018	Gaylene Godfrey	Reimbursement For Purchase Of Annual Dinner Gifts	MUNI	326.66
EFT28704	11/05/2018	Geoffrey Harcombe	Pesticide Refresher Training	MUNI	500.00
EFT28705	11/05/2018	Gilectrics Pty Ltd	Lofthouse Reserve BBQ Repairs	MUNI	381.81
EFT28706	11/05/2018	Government Of WA - North Metropolitan Tafe	Dip. Community Development 2018 - Mrs Melanie Serra	MUNI	1,515.37
EFT28707	11/05/2018	Grace Records Management	Bin Exchange And Records Management 01/03/2018 - 31/03/2018	MUNI	1,061.60
EFT28708	11/05/2018	Hitachi Construction Machinery Australia Pty Ltd	New Batteries For DA9774	MUNI	1,163.80
EFT28709	11/05/2018	Holcim Australia Pty Ltd	2.6 Cubes Of Stabilised Sand.	MUNI	716.54
EFT28710	11/05/2018	Hynes Contracting	Box Out & Replace Gravel For Intersections.	MUNI	4,070.00

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PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28711	11/05/2018	Jim's TestAnd Tag	TestAnd Tag - Works Depot. Dardanup Hall Exit Lights	MUNI	926.20
EFT28712	11/05/2018	Justine Eichner	ERC Basketball Umpire 09/05/2018 And 04/05/2018	MUNI	125.00
EFT28713	11/05/2018	Karyn Rowe	ERC Netball Umpire 08/05/2018 And 07/05/2018	MUNI	112.50
EFT28714	11/05/2018	Kenny Pomare	ERC Basketball Umpire 09/05/2018	MUNI	66.00
EFT28715	11/05/2018	Keysbrook Leucoxene Pty Ltd	Rates Refund For Assessment A11363 And A11360	MUNI	1,232.83
EFT28716	11/05/2018	Kings Tree Care	Tree Removal From Ennis Ave, Hale Rd And Hamilton Rd	MUNI	1,925.00
EFT28717	11/05/2018	Kleenit Pty Ltd	Watson Reserve Mural - Anti Graffiti Coat	MUNI	770.00
EFT28718	11/05/2018	Landgate	Mining Tenements. Rental Valuation	MUNI	376.27
EFT28719	11/05/2018	Landscape And Maintenance Solutions Pty Ltd	Mowing Contract	MUNI	10,440.32
EFT28720	11/05/2018	Les Mills Asia Pacific	Monthly Music Licence Fees 01/05/2018 - 31/05/2018	MUNI	1,197.88
EFT28721	11/05/2018	Leschenault Community Nursery Inc	10% Deposit For Order Of 161 Plants	MUNI	192.50
EFT28722	11/05/2018	Local Govt Supervisors Association Of WA Inc	2018 Works & Parks Conference 2018 15 & 16 August @ Joondalup Resort	MUNI	1,859.00
EFT28723	11/05/2018	Madeline Black	ERC Netball Umpire 08/05/2018 And 07/05/2018	MUNI	135.00
EFT28724	11/05/2018	Marindi Fabrications	Repair To Pull Up Bracket	MUNI	121.00
EFT28725	11/05/2018	Marindust Sales	Purchase Two New Flag Poles, As Per Quotation Dated 23/4/2018.	MUNI	1,284.80
EFT28726	11/05/2018	Marketforce	Monthly Advertising. April 2018	MUNI	3,835.43

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PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28727	11/05/2018	Mckayhla Pomare	ERC Basketball Umpire 09/05/2018	MUNI	44.00
EFT28728	11/05/2018	MJB Industries Pty Ltd	One Trafficable Lid With Grated Lid For A 1050 X 1250 Deep	MUNI	949.30
EFT28729	11/05/2018	Naomi Newport	Reimbursement For The Purchase Of Clothing To Be Worn As Uniform	MUNI	97.00
EFT28730	11/05/2018	Nightguard Security Service	Security Alarm Monitoring Service For Dardanup Office	MUNI	202.40
EFT28731	11/05/2018	NSCO Consulting	Review Of Risk Register - Ranger Services	MUNI	363.00
EFT28732	11/05/2018	Nuturf	Leaf Tissue Sample Analysis - Eaton Oval	MUNI	957.00
EFT28733	11/05/2018	Officeworks Superstores Pty Ltd	HP Designjet 728 Ink - Cyan	MUNI	262.00
EFT28734	11/05/2018	One Steel Metaland	Metal For Road Signs	MUNI	1,563.60
EFT28735	11/05/2018	Onsite Rental Group	Machine And Transportable Hire. 4 Invoices	MUNI	8,678.22
EFT28736	11/05/2018	PE Civil	Delivery And Spread Mulch To Eaton Bridge Batters. Reset Goal Post	MUNI	1,859.00
EFT28737	11/05/2018	Patricia Perks	Councillors Meeting Fee And Expenses Reimbursement Claim - May 2018	MUNI	847.70
EFT28738	11/05/2018	Perfect Landscapes	Mowing Contract	MUNI	10,461.00
EFT28739	11/05/2018	PFD Food Services Pty Ltd	ERC - Cafe/Resale Stock	MUNI	250.25
EFT28740	11/05/2018	PFI Cleaning Supplies	Cleaning Products	MUNI	156.60
EFT28741	11/05/2018	Prime Supplies	Shackles And Parts For New Water Tank In Fit Truck	MUNI	97.50

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28742	11/05/2018	QSIC Pty Ltd	ERC - Fitness Music	MUNI	132.00
EFT28743	11/05/2018	RJ Pestell Family Trust T a Subway	Subway Platter For Pesticide Refresher Training Course	MUNI	56.00
EFT28744	11/05/2018	Safetcard Australia	Monitoring Fees For Safetcard	MUNI	264.00
EFT28745	11/05/2018	Schweppes Australia Pty Ltd	ERC - Cafe/Resale Stock	MUNI	440.58
EFT28746	11/05/2018	Simient Pty Ltd	Simient Service T o Configure Lanteria HR	MUNI	96.25
EFT28747	11/05/2018	Sirsidynix Pty Ltd	Contract Payment Milestone For Waroona And Boyup. T o Be Recouped	MUNI	323.33
EFT28748	11/05/2018	Sophie Docker	ERC Netball Umpire 08/05/2018	MUNI	67.50
EFT28749	11/05/2018	SOS Office Equipment	Photocopier Meter Reading - Machine No 18567 - Eaton Community Library	MUNI	93.68
EFT28750	11/05/2018	South Regional Tafe	Enrolment Fees Auschem Reaccreditation 7/4/2018 Darren Hare & Joel Gerde	MUNI	869.80
EFT28751	11/05/2018	Southern Cross Austereo	Radio Advertising. Gold Club 2018	MUNI	1,089.00
EFT28752	11/05/2018	Southern Lock And Security	BBQ Locks Changed. New Keys And Padlocks For T oilets	MUNI	344.90
EFT28753	11/05/2018	Sports Turf Association WA	Regional Sports Fields And Grounds Forum Registration X5 Employees	MUNI	200.00
EFT28754	11/05/2018	Spraymow Services	Supply And Apply Broadleaf Herbicide T o 2 Locations	MUNI	2,863.50
EFT28755	11/05/2018	Stratagreen	Woven Planter Bags- Grass T ree Removal - Crooked Brook Rd -Quote #17142	MUNI	631.72
EFT28756	11/05/2018	Synergy	Electricity Accounts	MUNI	124.45
EFT28757	11/05/2018	Telstra	Telephone Account	MUNI	31.49

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PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28758	11/05/2018	The Workwear Group	Office Uniform	MUNI	583.10
EFT28759	11/05/2018	Therese Price	ERC Netball Umpire 07/05/2018	MUNI	45.00
EFT28760	11/05/2018	Tony Thornhill	ERC Basketball Umpire 09/05/2018	MUNI	132.00
EFT28761	11/05/2018	Tracey Tupaea	ERC Netball Umpire 08/05/2018	MUNI	88.00
EFT28762	11/05/2018	Tudor House	Banner's In The Terrace Competition 2018- Our Lady Of Lourdes Primary	MUNI	471.35
EFT28763	11/05/2018	United Equipment Pty Ltd	Hire Of Forklift. Invoice For 01/04/2018 - 30/04/2018	MUNI	700.15
EFT28764	11/05/2018	WALGA	Intro To Local Government Online Course - Kathleen Hoult	MUNI	215.00
EFT28765	11/05/2018	Water Corporation	Water Account	MUNI	106.20
EFT28766	11/05/2018	West Australian Mechanical Services Pty Ltd	ERC - Replace Faulty Indoor Fan Motor To Admin Cassette.	MUNI	847.00
EFT28767	11/05/2018	Winc Australia Pty Ltd	Stationery	MUNI	106.50
EFT28768	11/05/2018	Woolworths Group Limited	9 Invoices For Kitchen Items	MUNI	902.91
EFT28769	11/05/2018	Work Clobber	Safety Wear	MUNI	809.42
EFT28770	18/05/2018	Acefire	Fire Blanket For Fuel Storage Area	MUNI	82.95
EFT28771	18/05/2018	Advanced Pest Control SW	Spray Dardanup Admin Building For Insects And Spiders Plus Wasps In Air Con	MUNI	341.00
EFT28772	18/05/2018	All Aussie Truck And Bobcat Services	Clean Up At Tip Site. 4 Invoices	MUNI	1,485.00

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PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28773	18/05/2018	Amity Signs	Small Chevron For Clifton Rd. Signage-Watson Reserve Consultation May2018	MUNI	270.60
EFT28774	18/05/2018	Archie Hall	ERC Basketball Umpire 16/05/2018	MUNI	132.00
EFT28775	18/05/2018	AUSQ Training	Work Safely And Follow Policies And Procedures - Kal Falcone, May2018	MUNI	168.00
EFT28776	18/05/2018	Australian Library And Information Association	Library Event Management Training Course	MUNI	1,348.00
EFT28777	18/05/2018	Australian Tax Office	PAYG Pay Run 18/05/2018	MUNI	67,838.00
EFT28778	18/05/2018	Australind Junior Soccer Club	Kidsport Payment For Dayne King	MUNI	150.00
EFT28779	18/05/2018	Australind Tyre Service	New Tyres DA8457	MUNI	2,450.00
EFT28780	18/05/2018	B & B Street Sweeping Pty Ltd	Sweeping Of Eaton Drive Before Paving	MUNI	643.50
EFT28781	18/05/2018	Besafe Building Inspections	Dardanup Depot Donga - Building Inspection And Report	MUNI	560.00
EFT28782	18/05/2018	Blair Street Veterinary Hospital	No Slip Dog Leads X 6	MUNI	85.20
EFT28783	18/05/2018	BOC Ltd	Monthly Hire Of Oxygen Bottle	MUNI	11.66
EFT28784	18/05/2018	Brandicoot	Web Services/Support, Newsletter Facebook/Twitter - Eaton Community Library	MUNI	238.00
EFT28785	18/05/2018	Brody England	ERC Basketball Umpire 16/05/2018	MUNI	110.00
EFT28786	18/05/2018	Bullivants Pty Ltd - Sling Rig	Snatch Strap Replacement For Old One	MUNI	358.66
EFT28787	18/05/2018	Bunbury Auto One	2 Batteries To Replace Old Ones DA8457	MUNI	367.85
EFT28788	18/05/2018	Bunbury Harvey Regional Council	Banksia Road Compost Facility- Organics Disposal April 2018	MUNI	5,952.00

					90
PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28789	18/05/2018	Bunbury Machinery	Hire Of 1.5 Tonne Digger For Grave.	MUNI	449.98
EFT28790	18/05/2018	Bunbury Mower Service	Machine Hire	MUNI	559.00
EFT28791	18/05/2018	Bunnings Group Limited	Bags Of Rapid Set And Items For Plaque Installation At GRO Mark Reserve.	MUNI	77.95
EFT28792	18/05/2018	Buswest	ERC - Bus Hire For Vacation Care Excursion To Wellington Forest - 17 April	MUNI	660.00
EFT28793	18/05/2018	Caltex Australia Petroleum Pty Ltd	Fuel Account For April	MUNI	15,249.69
EFT28794	18/05/2018	Cape Automation	5 X Remotes For Boom Gate	MUNI	355.00
EFT28795	18/05/2018	CFM - Myzone	10 X MZ3 Myzone Units	MUNI	885.01
EFT28796	18/05/2018	Child Support Agency	Payroll Deductions	MUNI	66.62
EFT28797	18/05/2018	City Of Bunbury	ERC - Vac Care Excursion To Bunbury Wildlife Park	MUNI	190.00
EFT28798	18/05/2018	Cleanaway	Waste Removal Contract. New, Replacement, Repair Bins	MUNI	42,772.41
EFT28799	18/05/2018	Cleanaway Solid Waste Pty Ltd	Kerbside Waste Collection	MUNI	3,661.96
EFT28800	18/05/2018	Construction Training Fund : BCIT F	Correction To Payment Made 11 May 2018	MUNI	123.75
EFT28801	18/05/2018	Courier Australia	Postage And Freight	MUNI	17.60
EFT28802	18/05/2018	Critters Up Close	Educational Wildlife Display - Walk On The Wild Side 2018	MUNI	770.00
EFT28803	18/05/2018	Cross Security Services	Dardanup Office Security Changes - System Monitoring 01/01/18 - 31/03/18	MUNI	266.20

					91
PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28804	18/05/2018	Dan Rome	Reimbursement For The Purchase Of Clothing To Be Worn As Uniform	MUNI	49.99
EFT28805	18/05/2018	Dardanup Garage & Service Station	117000km Service DA588	MUNI	513.95
EFT28806	18/05/2018	Dardanup Rural Supplies	Cement For Pipes	MUNI	38.40
EFT28807	18/05/2018	Data #3 Limited	Microsoft Desktop License - Graduate Planning Position	MUNI	861.09
EFT28808	18/05/2018	Desley Wilson	ERC Netball Umpire 15/05/2018	MUNI	66.00
EFT28809	18/05/2018	Donna Bastow	ERC Basketball 16/05/2018	MUNI	132.00
EFT28810	18/05/2018	Eaton Home Hardware & Garden	4 Bags Rapid Set	MUNI	32.22
EFT28811	18/05/2018	Emily Goyder	ERC Netball Umpire 15/05/2018 And 14/05/2018	MUNI	135.00
EFT28812	18/05/2018	Evelyn Butchart	Catering For 12 Fire Fighters - Training	MUNI	264.00
EFT28813	18/05/2018	Forkwest	ERC - Hire Of Scissor Lift To Repair Court Curtain	MUNI	145.20
EFT28814	18/05/2018	Go Electrical Contracting	ERC - Repair To Tripping Light Circuit At Ecc Car Park	MUNI	314.05
EFT28815	18/05/2018	Godfreys Commercial	Vacuum Cleaner Bags And Replacement Part	MUNI	99.75
EFT28816	18/05/2018	Harvey Brunswick Leschenault Juniors	Kidsport Payment For Jordan Klynnyk	MUNI	135.00
EFT28817	18/05/2018	Harvey Norman	Office Furniture - Round Bar Table And Four Bar Stools	MUNI	1,185.00
EFT28818	18/05/2018	Health Insurance Fund Of WA	Payroll Deductions	MUNI	270.00
EFT28819	18/05/2018	IVC Computer Services	Sub Print Server	MUNI	178.00

					92
PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28820	18/05/2018	Josie Phillips	ERC Netball Umpire 15/05/2018	MUNI	67.50
EFT28821	18/05/2018	Justine Eichner	ERC Basketball Umpire 16/05/2018	MUNI	110.00
EFT28822	18/05/2018	Karyn Rowe	ERC Netball Umpire 15/05/2018 And 14/05/2018	MUNI	112.50
EFT28823	18/05/2018	Kenny Pomare	ERC Basketball Umpire 16/05/2018	MUNI	44.00
EFT28824	18/05/2018	King Blast Pressure Cleaning	High Pressure Cleaning And Disinfect Eastern Wall And Bins	MUNI	132.00
EFT28825	18/05/2018	Kmart	ERC - Vacation Care Craft Items. ECL Library Activities	MUNI	117.00
EFT28826	18/05/2018	Kristy Hitchens	Reimbursement For The Purchase Of Clothing To Be Worn As Uniform	MUNI	30.02
EFT28827	18/05/2018	Kyle Jones	ERC Basketball Umpire 16/05/2018	MUNI	110.00
EFT28828	18/05/2018	Madeline Black	ERC Netball Umpire 15/05/2018 And 14/05/2018	MUNI	157.50
EFT28829	18/05/2018	Malatesta Road Paving And Hotmix	Sealing Of Harris Rd Intersections And Martin Pelusey/Golding Intersection	MUNI	14,466.82
EFT28830	18/05/2018	Marie Wilkinson	Decoupage Workshop - May	MUNI	305.00
EFT28831	18/05/2018	Marketforce	Advertising	MUNI	2,139.47
EFT28832	18/05/2018	Materials Handling Solutions	Equipment Trolley For Courts	MUNI	814.00
EFT28833	18/05/2018	McLeods Barristers And Solicitors	Legal Advice Regarding Minor Case Claim - Rodney Marlow	MUNI	2,756.60
EFT28834	18/05/2018	Natural Area Consulting Management Services	Weed Treatment At Shier Rise Reserve	MUNI	380.63

					93
PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28835	18/05/2018	Nayax	Monthly Service For Vending Machine	MUNI	18.56
EFT28836	18/05/2018	One Steel Metaland	6 Lengths Of Round Steel Tubing. Repair To Da2833	MUNI	625.57
EFT28837	18/05/2018	Onsite Rental Group	Machine Hire	MUNI	2,570.11
EFT28838	18/05/2018	Pages Mechanical Repairs	130000km Service DA628	MUNI	604.15
EFT28839	18/05/2018	Paige Vincent	3 X 3 Basketball 11/05/2018	MUNI	45.00
EFT28840	18/05/2018	Peter Stampoultzis	Reimbursement For The Purchase Of iPad Screen Protector	MUNI	14.00
EFT28841	18/05/2018	Pollen Nation	Mother's Day Cards - May	MUNI	252.00
EFT28842	18/05/2018	Polylink Piping Systems Pty Ltd	2 X 6 Metre X 300 Plastic Storm Water Pipes	MUNI	541.20
EFT28843	18/05/2018	QK Technologies Pty Limited	Qikkids Gateway Usage March - April 2018	MUNI	6.23
EFT28844	18/05/2018	Regional Development Australia South West	Contribution for the Provision Of Economic & Community Profiling For The Whole South West	MUNI	1,375.00
EFT28845	18/05/2018	Ryan Baker	ERC Basketball Umpire 16/05/2018	MUNI	66.00
EFT28846	18/05/2018	Sarah Burrows	ERC Basketball Umpire 16/05/2018	MUNI	44.00
EFT28847	18/05/2018	Sheridan Carlson	ERC Netball Umpire 15/05/2018	MUNI	67.50
EFT28848	18/05/2018	Slee Anderson & Pidgeon	Rates Refund For Assessment A2861 20 Clydesdale Dr Eaton WA 6232	MUNI	19.11
EFT28849	18/05/2018	SMR Psychology	Employee Assistance Program	MUNI	187.00

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PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28850	18/05/2018	Southern Lock And Security	3x #9 Padlocks For Rangers 3x #9 Keys	MUNI	231.90
EFT28851	18/05/2018	Southern Shutters	Supply/Install Roller Garage Door/Grille Screens -Basketball Kiosk Final Payt	MUNI	1,450.00
EFT28852	18/05/2018	Steve Miller's Excavations	Dardanup West - Tree Clearing From Road Reserve	MUNI	1,100.00
EFT28853	18/05/2018	Suez Recycling And Recovery	Kerbside Recycling Processing 09/04/2018 - 26/04/2018	MUNI	7,037.07
EFT28854	18/05/2018	Surveying South	Surveying	MUNI	1,683.00
EFT28855	18/05/2018	Synergy	ElectricityAccounts. 38 Invoices	MUNI	40,339.10
EFT28856	18/05/2018	Telstra	Telephone Accounts. 5 Invoices	MUNI	4,591.50
EFT28857	18/05/2018	The Childrens Book Council Of Aust.- WA Branch	Membership To Coca For Half A Year. May 2018 - December 2018	MUNI	60.00
EFT28858	18/05/2018	The Print Shop	Promotional Stickers	MUNI	173.00
EFT28859	18/05/2018	Therese Price	ERC Netball Umpire 15/05/2018	MUNI	67.50
EFT28860	18/05/2018	Tony Thornhill	3 X 3 Basketball 11/05/2018	MUNI	45.00
EFT28861	18/05/2018	Tracey Tupaea	ERC Netball Umpire 14/05/2018	MUNI	66.00
EFT28862	18/05/2018	Water Corporation	Water Accounts 17 Invoices	MUNI	10,711.94
EFT28863	18/05/2018	Western Power	Eaton Drive, Eaton, Western Power Ref: Sp044144, Dated 31/10/2017.	MUNI	153,676.00
EFT28864	18/05/2018	Winc Australia Pty Ltd	Stationery	MUNI	531.11
EFT28865	18/05/2018	Woolworths Group Limited	Purchase Of Items For Meetings	MUNI	21.65

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PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
EFT28866	18/05/2018	Work Clobber	Safety Wear	MUNI	396.01
EFT28867	18/05/2018	Workforce Road Services Pty Ltd	Waterloo Rd - Remark Centre And Edge Lines.	MUNI	2,436.94
CHEQUES					
44852	11/05/2018	Shire Of Dardanup - Please Pay Cash	Library Petty Cash	MUNI	143.30
BPAY					
	18/05/2018	City Of Belmont	Inclusive Event Training For 2 Staff	MUNI	80.00
CREDIT CARD					
DD13536.1	17/04/2018	The Coffee Club Eaton	Credit Card Payment For Vouchers. Employee Recognition Awards	MUNI	200.00
DD13536.2	17/04/2018	Facebook Ireland Limited	Credit Card Payment For Walk On The Wild Side - Shire Event - Post Promotion	MUNI	204.12
DD13536.3	17/04/2018	Small's Bar & Bites Pty Ltd	Credit Card Payment For Post Council Meeting Dinner At Smalls Bar 28/3/18	MUNI	388.00
DD13536.4	17/04/2018	Australia Post	Credit Card Payment For Annual Fee Of Post Office Box 7016	MUNI	308.00
DD13536.5	17/04/2018	Vistaprint	Credit Card Payment For 500 Double Sided Business Cards - Group Fitness Frenzy Stamp Cards	MUNI	43.22
DD13536.6	17/04/2018	Quality Inn, Margaret River	Credit Card Payment For Overnight Accom - Mr S Potter - LG Professionals Conference May 2018	MUNI	450.00
DD13536.7	17/04/2018	Mailchimp	Credit Card Payment For Facebook Marketing Subscription	MUNI	101.72
PAYROLL					
DD13541.1	04/05/2018	WA Super	Payroll Deductions	MUNI	38,087.38

					96
PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
DD13541.2	04/05/2018	Hostplus	Superannuation Contributions	MUNI	272.01
DD13541.3	04/05/2018	MLC Super Fund	Superannuation Contributions	MUNI	635.27
DD13541.4	04/05/2018	IOOF Portfolio Service Superannuation Fund	Superannuation Contributions	MUNI	86.09
DD13541.5	04/05/2018	Asgard Infinity E Wrap Super	Superannuation Contributions	MUNI	242.40
DD13541.6	04/05/2018	Colonial First State First Choice Wholesale Personal Super	Superannuation Contributions	MUNI	300.94
DD13541.7	04/05/2018	ANZ Smart Choice Super (Onepath Masterfund)	Superannuation Contributions	MUNI	454.34
DD13541.8	04/05/2018	Rest Superannuation	Superannuation Contributions	MUNI	131.56
DD13541.9	04/05/2018	Australiansuper	Superannuation Contributions	MUNI	1,004.18
DD13541.10	04/05/2018	Burton Superannuation Fund	Superannuation Contributions	MUNI	247.41
DD13541.11	04/05/2018	Media Super	Superannuation Contributions	MUNI	238.84
DD13541.12	04/05/2018	Construction & Building Industry Super	Superannuation Contributions	MUNI	353.79
DD13566.1	18/05/2018	WA Super	Payroll Deductions	MUNI	38,710.15
DD13566.2	18/05/2018	Hostplus	Superannuation Contributions	MUNI	272.01
DD13566.3	18/05/2018	MLC Super Fund	Superannuation Contributions	MUNI	660.31
DD13566.4	18/05/2018	IOOF Portfolio Service Superannuation Fund	Superannuation Contributions	MUNI	86.09

PAYMENT	DATE	NAME	INVOICE DESCRIPTION	FUND	AMOUNT
DD13566.5	18/05/2018	Rest Superannuation	Superannuation Contributions	MUNI	293.94
DD13566.6	18/05/2018	Asgard Infinity E Wrap Super	Superannuation Contributions	MUNI	242.40
DD13566.7	18/05/2018	Colonial First State First Choice Wholesale Personal Super	Superannuation Contributions	MUNI	300.94
DD13566.8	18/05/2018	ANZ Smart Choice Super (Onepath Masterfund)	Superannuation Contributions	MUNI	457.20
DD13566.9	18/05/2018	Australiansuper	Superannuation Contributions	MUNI	994.07
DD13566.10	18/05/2018	Burton Superannuation Fund	Superannuation Contributions	MUNI	247.41
DD13566.11	18/05/2018	Media Super	Superannuation Contributions	MUNI	236.10
DD13566.12	18/05/2018	Construction & Building Industry Super	Superannuation Contributions	MUNI	336.37
REPORT TOTALS					885,894.63

CERTIFICATE OF Chief Executive Officer

EFT	28559 -	799,085.07
	28867	
Muni	44852 -	143.30
Cheque	44852	
BPAY		80.00
Credit Card		1,695.06
Payroll		84,891.20
TOTAL		885,894.63

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
8/0

12.11 Responsible Cat Ownership Working Group Meeting Minutes Held 02/05/18

MINUTES OF THE RESPONSIBLE CAT OWNERSHIP WORKING GROUP HELD ON WEDNESDAY 2 MAY 2018, AT THE EATON ADMINISTRATION CENTRE COMMENCING AT 2.00PM.

Officer Comment

The minutes of the Responsible Cat Ownership Working Group meeting are attached (Appendix ORD: 12.11A).

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

161-18 MOVED - Cr. C N Boyce SECONDED - Cr. P S Robinson

THAT Council receives the minutes of the Responsible Cat Ownership Working Group held 2 May 2018.

CARRIED
8/0

**RESPONSIBLE CAT WORKING GROUP COMMITTEE
RECOMMENDED RESOLUTION 'A' & COUNCIL RESOLUTION**

162-18 MOVED - Cr. C N Boyce SECONDED - Cr. P S Robinson

THAT Council adopt the Terms of Reference for the Responsible Cat Ownership Working Group, as appended (Appendix ORD: 12.11B) with the following amendment.

- **Replace the following item in the Working Group 'Objectives - Specific':**

a) Review existing levels of compliance of responsible cat ownership.

with:

- a) Review existing levels of compliance with the Cat Act 2011 and other relevant legislation within the Shire of Dardanup.*

CARRIED
8/0

**RESPONSIBLE CAT WORKING GROUP COMMITTEE
RECOMMENDED RESOLUTION 'B' & COUNCIL RESOLUTION**

163-18 MOVED - Cr. C N Boyce SECONDED - Cr. P S Robinson

THAT Council authorises the engagement of a contractor to undertake a two week cat monitoring program of Millars Creek up to a cost of \$1200 (ex GST) from the Cat Sterilisation Program, General Ledger: 05 1 3013.

CARRIED
8/0

**RESPONSIBLE CAT WORKING GROUP COMMITTEE
RECOMMENDED RESOLUTION 'C' & COUNCIL RESOLUTION**

164-18 MOVED - Cr. C N Boyce SECONDED - Cr. P S Robinson

THAT Council endorses the formal appointment of the Manager Community Services, Ms Lee Holben to the Responsible Cat Ownership Working Group.

CARRIED
8/0
By Absolute Majority

12.12 *Disability Advisory Committee Meeting Minutes Held 14/05/18*

MINUTES OF THE DISABILITY ADVISORY COMMITTEE MEETING HELD ON MONDAY 14 MAY 2018, AT THE EATON ADMINISTRATION CENTRE COMMENCING AT 10.00AM.

Officer Comment

The minutes of the Disability Advisory Committee meeting are attached (Appendix ORD: 12.12).

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

165-18 MOVED - Cr. C N Boyce SECONDED - Cr. P S Robinson

THAT Council receives the minutes of the Disability Advisory Committee meeting held 14 May 2018.

CARRIED
8/0

12.13 Bushfire Advisory Committee Meeting Minutes Held 15/05/18**MINUTES OF THE BUSHFIRE ADVISORY COMMITTEE MEETING HELD ON MONDAY 15 MAY 2018, AT THE EATON ADMINISTRATION CENTRE COMMENCING AT 7.00PM.****Officer Comment**

The minutes of the Bushfire Advisory Committee meeting are attached (Appendix ORD: 12.13).

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

166-18 MOVED - Cr. P S Robinson SECONDED - Cr. T G Gardiner

THAT Council receives the minutes of the Bushfire Advisory Committee meeting held 15 May 2018.

CARRIED
8/0

BUSHFIRE ADVISORY COMMITTEE RECOMMENDED RESOLUTION 'A' & COUNCIL RESOLUTION

167-18 MOVED - Cr. P S Robinson SECONDED - Cr. T G Gardiner

THAT Council request that:

- 1. An audit be carried out by staff to identify existing Fire Management Plans applicable to privately owned land in the Shire of Dardanup.**
- 2. Staff prepare a suitable resolution for the 2019-2020 fire season to incorporate any applicable Fire Management Plans into the 2019-2020 Fire Prevention Order and make any amendments as necessary.**

CARRIED
8/0

BUSHFIRE ADVISORY COMMITTEE RECOMMENDED RESOLUTION 'B' & COUNCIL RESOLUTION

168-18 MOVED - Cr. P S Robinson SECONDED - Cr. T G Gardiner

THAT Council endorse the following persons as Bushfire Control Officers for the period 30/06/2018 – 01/07/2019 pursuant to Section 38(1) of the Bush Fires Act 1954 and the persons to be advertised pursuant to Section 38(2a) of the Bush Fires Act 1954 : -

DISTRICT	OFFICER
Burekup District	Mr Clay Rose
Dardanup Central District	Mr Brendan Putt
Eaton Townsite/District	Mr Chris Hynes
Ferguson District	Mr Richard Stacey
Joshua/Crooked Brook District	Mr Peter Buck
Upper Ferguson District	Mr Rod Bailey
Waterloo District	Mr Robert Drennan
Wellington Mills District	Mr Robert Doherty
West Dardanup District	Mr Alan Charlton

CARRIED
8/0

BUSHFIRE ADVISORY COMMITTEE RECOMMENDED RESOLUTION 'C' & COUNCIL RESOLUTION

169-18 MOVED - Cr. P S Robinson SECONDED - Cr. T G Gardiner

THAT Council endorse Mr Chris Hynes as Chief Bushfire Control Officer for the period 30/06/2018 – 01/07/2019.

CARRIED
8/0

BUSHFIRE ADVISORY COMMITTEE RECOMMENDED RESOLUTION 'D' & COUNCIL RESOLUTION

170-18 MOVED - Cr. P S Robinson SECONDED - Cr. T G Gardiner

THAT Council endorse Mr Clay Rose as Deputy Chief Bushfire Control Officer (North) for the period 30/06/2018 – 01/07/2019.

CARRIED
8/0

**BUSHFIRE ADVISORY COMMITTEE RECOMMENDED
RESOLUTION 'E' & COUNCIL RESOLUTION**

171-18 MOVED - Cr. P S Robinson SECONDED - Cr. T G Gardiner

THAT Council endorse Mr Alan Charlton as Deputy Chief Bushfire Control Officer (South) for the period 30/06/2018 – 01/07/2019.

CARRIED
8/0

**BUSHFIRE ADVISORY COMMITTEE RECOMMENDED
RESOLUTION 'F' & COUNCIL RESOLUTION**

172-18 MOVED - Cr. P S Robinson SECONDED - Cr. T G Gardiner

THAT Council adopt and advertise the 2018/2019 Shire of Dardanup Fire Prevention Order pursuant to Section 33(1) of the Bush Fires Act 1954.

**FIRE PREVENTION ORDER****FIRST AND FINAL NOTICE**

With reference to Section 33 of the Bush Fires Act 1954, you are required to carry out fire prevention work on land owned or occupied by you, in accordance with the provisions of this order.

This order is valid for the period 1 July – 30 June annually.

Work **must** be completed by the **30 November** annually and maintained until the close of the **Restricted Burning Period**.

PLEASE READ THIS NOTICE CAREFULLY

If you do not fully understand this notice, please contact Emergency & Ranger Services during office hours on 9724 0000 or your local Fire Control Officer to discuss.

**PERSONS WHO FAIL TO COMPLY WITH THE
REQUIREMENTS OF THE ORDER MAY BE ISSUED
WITH AN INFRINGEMENT NOTICE PENALTY (\$250.00)
OR PROSECUTED WITH AN INCREASED PENALTY
(MAXIMUM PENALTY \$5,000).
ADDITIONALLY THE SHIRE OF DARDANUP MAY CARRY OUT THE
REQUIRED WORK AT COST TO THE OWNER/OCCUPIER.**

RESTRICTED BURNING PERIOD
Burning Permits Required

**1 November
to
13 December
annually**

PROHIBITED BURNING PERIOD
NO FIRES PERMITTED

**14 December
to
15 March
annually
(subject to extension)**

RESTRICTED BURNING PERIOD
Burning Permits Required

**16 March
to
26 April
annually
(subject to extension)**

RESIDENTIAL, INDUSTRIAL, DEVELOPMENT, RESTRICTED USE, MIXED BUSINESS AND COMMERCIAL ZONES*

- All flammable material/vegetation (except living trees) MUST be slashed or grazed to a height that does not exceed 50 millimetres and flammable material MUST be removed.

SMALL HOLDINGS ZONE*

- BARE EARTH firebreaks of 2 metres width and 4 metres in height must be maintained within and adjacent to the lot boundary and surrounding all haystacks.
- Fire hazards on properties must be slashed to a height of no more than 50 millimetres and flammable material MUST be removed from the property. Where slashing is not possible, material/vegetation must be burnt back or sprayed with suitable herbicide to prevent growth until the end of the restricted period.
- Burn piles are approved under the following conditions:
 - a burn pile is to be no closer than 10 metres to any structure; and
 - a 2 metre wide and 4m in height firebreak is to be placed around the perimeter of any burn pile.
- All wood piles during the restricted and prohibited burning period are to be stored securely away from the building.

GENERAL FARMING, RESTRICTED USE AND TOURIST ZONES*

- Irrigated land is defined as land that is watered, kept fully watered and is maintained in a non-flammable state for the whole of the restricted and prohibited burning periods.
- **Non Irrigated lots** – BARE EARTH firebreaks of 2 metres width and 4 metres in height must be maintained within and adjacent to the lot boundary where it adjoins a road and/or rail reserve.
- **Irrigated lots** – firebreaks are **NOT** required on that lot of land where the lot is being **actively and regularly irrigated throughout the restricted and prohibited burning periods.**
- Irrigation channels that are situated **WITHIN** and adjacent to a lot boundary will be accepted as a firebreak provided the irrigation channel is utilised in that channel throughout the **restricted and prohibited burning periods.**
- Burn piles are approved under the following conditions:
 - a burn pile is to be no closer than 10 metres to any structure; and
 - a 2 metre wide and 4m in height firebreak is to be placed around the perimeter of any burn pile.
 - All wood piles during the restricted and prohibited burning period are to be stored securely away from the building.

PLANTATIONS

- BARE EARTH firebreaks of 15 metres width and 4 metres in height must be maintained within and adjacent to the perimeter of plantations with 6-10 metres wide internal firebreaks between compartments.
- Where power lines pass through plantation areas, firebreaks must be in accordance with Western Power specifications.

WHERE AND HOW TO OBTAIN BURNING PERMITS

Applications for burning permits are available from your local Bush Fire Control Officer at no cost.

Garden Refuse Urban Areas (town sites): No garden refuse is permitted to be burnt on the ground, in the open air or in outdoor incinerator within the urban areas of Dardanup, Eaton, Burekup town sites at any time of the year unless a permit to burn has first been obtained from a Fire Control Officer for special circumstances such as a large block that needs hazard reduction.

All Other Areas in Shire of Dardanup: Pursuant to section 24G(2) and section 25(1a) of the Bush Fires Act 1954, the burning of garden refuse and camp and cooking fires is prohibited in all areas within the Shire of Dardanup during the **Prohibited Burning Period**. Furthermore, pursuant to section 24G(2) the burning of garden refuse and camp and cooking fires are prohibited within the Shire of Dardanup during the **Restricted Burning Period** unless a permit to burn has first been obtained from a Fire Control Officer.

The local Bush Fire Control Officer will note the relevant conditions you must comply with on your burning permit.

You are advised that Burning Permits are automatically invalidated on days of “very high” “severe”, “extreme” or “catastrophic” fire danger.

FIREBREAK VARIATIONS/EXEMPTIONS

If it is considered impractical for any reason to clear firebreaks or remove flammable materials from any land as required by this Order, you should make written application to the Shire of Dardanup **no later than 30 September each year** and include a plan of your land detailing your fire prevention measures to abate fire hazards on the land. The prescribed Firebreak Variation/Exemption Forms are available from the Shire of Dardanup offices. If your request for a variation/exemption is not granted, you must comply with the requirements of this Order.

For further information please call the Shire of Dardanup 9724 0000 or your local Fire Control Officer.

For all fire emergencies, please dial “000”

*Zones defined by the Shire of Dardanup Town Planning Scheme No.3.

CARRIED
8/0

**13 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS
BEEN GIVEN**

None.

**14 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION
OF MEETING**

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

173-18 MOVED - Cr. P S Robinson SECONDED - Cr. T G Gardiner

THAT Council deal with a request for an increase in budget allocation and approval for payment of invoice in relation to the Waterloo Road Bridge Widening Project.

CARRIED
8/0

14.1 Title: Increase in Budget Allocation and Approval for Payment of Invoice in Relation to the Waterloo Road Bridge Widening Project (Shire Job Number J12578)

Reporting Department: Engineering & Development Services

Reporting Officer: Mr Nathan Ryder – Manager Operations

Legislation: Local Government Act 1995

Background

Council is requested to approve an increase in budget allocation for the Waterloo Bridge Widening Project in the 2017-2018 Budget as well as requested to approve authorisation for the Chief Executive Officer to sign an invoice received from Main Roads WA, which exceeds the current delegated authority limit.

The project was delivered by Main Roads WA on behalf of the Shire of Dardanup. Main Roads WA appointed a local bridge contractor, Jonor Constructions to undertake the project works. The Shire undertook the balance of works that were outside of the scope of the Main Roads WA's contractor, that being principally the road construction on the bridge deck as well as approximately 100m both sides of

the bridge. The works were carried out in a two-stage construction process and involved a full road closure over five weeks.

All works are now complete and the final costs are known. The budget amendment and request for authorisation of payment of the invoice is hereby brought to Council for deliberation.

Legal Implications

The Local Government Act 1995 requires the Council to consider and approve any changes to the budget.

6.8. Expenditure from municipal fund not included in annual budget

- (1) *A local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure —*
 - (a) *is incurred in a financial year before the adoption of the annual budget by the local government; or*
 - (b) *is authorised in advance by resolution*; or*
 - (c) *is authorised in advance by the mayor or president in an emergency.*

** Absolute majority required.*

- (1a) *In subsection (1) —*
additional purpose *means a purpose for which no expenditure estimate is included in the local government's annual budget.*
- (2) *Where expenditure has been incurred by a local government —*
 - (a) *pursuant to subsection (1)(a), it is to be included in the annual budget for that financial year; and*
 - (b) *pursuant to subsection (1)(c), it is to be reported to the next ordinary meeting of the council.*

- Local Government Act 1995

S6.10. Financial Management Regulations

Regulations may provide for —

- (a) *the security and banking of money received by a local government; and*
- (b) *the keeping of financial records by a local government; and*
- (c) *the management by a local government of its assets, liabilities and revenue; and*
- (d) *the general management of, and the authorisation of payments out of —*
 - (i) *the municipal fund; and*
 - (ii) *the trust fund,*
of a local government.

- Local Government (Financial Management) Regulations 1996

R11. Payments, procedures for making etc.

R12. Payments from municipal fund or trust fund, restrictions on making

- (1) A payment may only be made from the municipal fund or the trust fund —
- (a) if the local government has delegated to the CEO the exercise of its power to make payments from those funds — by the CEO; or
 - (b) otherwise, if the payment is authorised in advance by a resolution of the Council.

(2) The Council must not authorise a payment from those funds until a list prepared under regulation 13(2) containing details of the accounts to be paid has been presented to the Council.

Strategic Community Plan**Strategy 1.3.2 of the Strategic Community Plan**

Environment - None.

Precedents

Changes to the budget are a common occurrence.

Council previously resolved [126-18] at its meeting held 9 May 2018 that:

“Council authorise payment of Western Power Invoice ‘CORPB0423934’ with a value of \$153,676.00 for installation of street lighting of section of Eaton Drive, Eaton.”

Budget Implications

The current 2017/2018 budget allocation is:

CURRENT BUDGETED EXPENDITURE	INCOME				TOTAL INCOME	NET COST TO COUNCIL
	BLACK SPOT	CARRY FORWARD	TRANSFER FROM ROAD RESERVE	SURPLUS BRIDGE FUNDS		
\$711,000	\$223,900	\$265,690	\$126,500	\$43,000	\$659,090	\$51,910

The final project costs for J12578 are:

MRWA WORKS (JONOR CONSTRUCTION)	SHIRE CONSTRUCTION WORKS	TOTAL EXPENDITURE
\$686,000	\$103,393	\$789,393

The requested budget allocation:

TOTAL EXPENDITURE	INCOME					TOTAL INCOME	NET COST TO COUNCIL
	BLACK SPOT	CARRY FORWARD 1	CARRY FORWARD 2	ROAD RESERVE TRANSFER	SURPLUS BRIDGE FUNDS		
\$789,393	\$256,321	\$50,000	\$264,110	\$126,500	\$43,540	\$740,471	\$48,922

Arrangements are being made to transfer \$32,421 of State Black Spot funds from a Shire of Dardanup project that was able to be completed while generating savings in its project delivery. Additional funding is also achieved via carry forward funds of \$50,000 held in reserve for Waterloo Road (unspent from several years ago) as well as other minor adjustments in the above table.

The allocation to be provided to the project will enable a total project expenditure allocation of \$789,393.

Based on the amended figures above, it is expected that the Shire will be able to reduce the net cost to Council in the 2017/18 financial year by \$2,988.

Budget – Whole of Life Cost

The change is expected to have minimal impact on the life cycle management of Shire assets.

Council Policy Compliance - None.

Risk Assessment - Low.

The recommended changes to the budget will ensure that there is minimal effect on the Shire's projected surplus.

There is also a risk that the Black Spot Program does not approve the requested transfer of funds, however, this risk is considered low.

Officer Comment

The account received from Main Roads WA in relation to the works carried out by Jonor Construction is attached (Appendix ORD: 14.1) however, has not been included in the Schedule of Paid Accounts as it is of a value [\$686,000] greater than the amount delegated to the Chief Executive Officer by Council [\$200,000].

Approval of the above requested budget amendment will allow payment of the Main Roads WA invoice within the budget allocation for this project.

This requires an absolute majority vote by Council.

Council Role - Executive/Strategic.

Voting Requirements - Absolute Majority.

Change to Officer Recommendation - No Change.

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

174-18 MOVED - Cr. P S Robinson SECONDED - Cr. T G Gardiner

THAT Council:

- 1. Authorise additional budget expenditure of \$78,393 for the Waterloo Bridge Widening Project, with additional income**

provided through grant and reserve funds based on the following allocations:

JOB NO. J12578 – WATERLOO ROAD BRIDGE WIDENING							
TOTAL EXPENDITURE	INCOME					TOTAL INCOME	NET COST TO COUNCIL
	BLACK SPOT	CARRY FORWARD 1	CARRY FORWARD 2	ROAD RESERVE TRANSFER	SURPLUS BRIDGE FUNDS		
\$789,393	\$256,321	\$50,000	\$264,110	\$126,500	\$43,540	\$740,471	\$48,922

2. Authorise payment of Main Roads WA's Invoice '8007935', dated 22 May 2018, with a value of \$686,000.00 (ex. GST) for bridge widening construction works for Bridge 0193 on Waterloo Road.

CARRIED

8/0

By Absolute Majority

15 PUBLIC QUESTION TIME

None.

16 MATTERS BEHIND CLOSED DOORS

It is recommended that the following item be heard behind closed doors.

Shire of Dardanup Standing Orders & Local Government Act 1995 Section 5.23 (2) - Matters for Which Meeting May be Closed.

Standing Order and the Local Government Act 1995 provides for Council to resolve to close the meeting to the public and proceed behind closed doors for matters:

S 5.23 (1) Subject to subsection (2), the following are to be open to members of the public -
(a) all Council meetings; and
(b) all meetings of any committee to which a local government power or duty has been delegated.

- (2) *If a meeting is being held by a Council or by a committee referred to in subsection (1) (b), the Council or committee may close to members of the public the meeting, or part of the meeting, if the meeting or the part of the meeting deals with any of the following -*
- (a) a matter affecting an employee or employees;*
 - (b) the personal affairs of any person;*
 - (c) a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting;*
 - (d) legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting;*
 - (e) a matter that if disclosed, would reveal -*
 - (i) a trade secret;*
 - (ii) information that has a commercial value to a person; or*
 - (iii) information about the business, professional, commercial or financial affairs of a person,*
where the trade secret or information is held by, or is about, a person other than the local government;
 - (f) a matter that if disclosed, could be reasonably expected to -*
 - (i) impair the effectiveness of any lawful method or procedure for preventing, detecting, investigating or dealing with any contravention or possible contravention of the law;*
 - (ii) endanger the security of the local government's property; or*
 - (iii) prejudice the maintenance or enforcement of a lawful measure for protecting public safety;*
 - (g) information which is the subject of a direction given under section 23 (1a) of the Parliamentary Commissioner Act 1971; and*
 - (h) such other matters as may be prescribed.*
- (3) *A decision to close a meeting or part of a meeting and the reason for the decision are to be recorded in the minutes of the meeting.*

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

175-18 MOVED - Cr. J Lee SECONDED - Cr. T G Gardiner

THAT in accordance with the Local Government Act 1995, S 5.23 the Council go Behind Closed Doors [6.16pm] to discuss a matter affecting an employee or employees.

CARRIED
8/0

Note: Manager Assets, Mr Mick Saunders and Manager Finance, Mrs Natalie Hopkins left the meeting [6.16pm].

16.1 Title: Motor Vehicle Policy Review

Reporting Department: Executive

Reporting Officer: Mr Mark L Chester – Chief Executive Officer

Legislation:

Local Government Act 1995

REPORT UNDER SEPARATE COVER

Note: In accordance with the Local Government Act 1995 5.23 this report is not available to the public. The Shire President tables the confidential report on this matter and provides copies to each elected member. The report will be located in the Records Management System of the Council.

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

176-18 MOVED - Cr. M T Bennett SECONDED - Cr. J Lee

THAT Council:

- Endorse the proposed new Motor Vehicle Policy “CP122 - Use Of Motor Vehicle – Senior And Compliance Officers”:**



COUNCIL POLICY NO:-

CP122 – PRIVATE USE OF MOTOR VEHICLES – PRINCIPAL COMPLIANCE OFFICERS

GOVERNANCE INFORMATION							
Procedure Link:		NA			Administrative Policy Link:		NA
ADMINISTRATION INFORMATION							
History:	1	Version	OCM	15/05/13	Res:	130/13	Synopsis:
	2	AP008	OCM	23/11/16	Res:	297/16	Synopsis:
	3	CP122	OCM	30/05/18	Res:	??-18	Synopsis:
							Policy created.
							New Admin Policy Document endorsed
							Council Policy – excludes commuting

1. RESPONSIBLE DIRECTORATE

Executive - Executive

2. PURPOSE OR OBJECTIVE

To establish the rules that apply to Senior and Compliance Officers in their use and care of Council vehicles.

3. REFERENCE DOCUMENTS

Local Government Act 1995 6.2, 6.5 Financial Regulations 1996.

4. POLICY

In circumstances where the Shire provides a vehicle for use by Officers, the following conditions apply;

- The Chief Executive Officer shall assign the vehicle to the officer of Council to care for the vehicle after hours (The Caretaker).
- The Caretaker is granted private use of the vehicle, including commuting rights.
- A maximum of 7,500 kilometres per Fringe Benefit Tax (FBT) reporting year applies to private use excluding commuting to and from work. Officers that exceed the 7,500 kilometre provision will be required to contribute to the operating costs of the vehicle via a fortnightly after tax contribution based on \$0.70 cents per kilometre of private use. Payments for fuel for private use is to be deducted from the employee's liability for exceeding the 7,500 kilometre private use limit.
- The vehicle may be used during periods of annual leave and sick leave as a benefit and is considered private use.

5. *All fuel purchased for the vehicle during any period of annual, long service, and other leave, and also for private weekend use is to be the Caretakers responsibility. (The intent of the "weekend" condition is for fill-ups on long private weekend trips are to be at the Caretakers cost.)*
6. *Council accepts responsibility for all repairs and/or maintenance during the leave, with the exception that if there is an accident that is the employee's fault and Council's insurer does not cover expenses the employee is responsible for those repairs.*
7. *The Caretaker is not to take the vehicle outside of Western Australia or above the 26th parallel.*
8. *The vehicle is only to be driven by the Caretaker, other Council employees or Council members unless with specific written approval of the Chief Executive Officer. The Caretakers partner or designated family member may drive the vehicle after work hours subject to the approval of the Caretaker and limited to a 200 kilometre radius of the Shire of Dardanup boundary.*
9. *The Caretaker is responsible for the washing and cleaning of the vehicle, keeping the vehicle in a clean and tidy state as expected of an employee of Council having the privilege of use of a Shire vehicle.*
10. *The vehicle is to be available for use by other employees of Council during normal working hours. The vehicle may be required for use by other employees after hours and this may be arranged through mutual agreement between the officers involved.*
11. *When the vehicle is used by other Officers, the Caretaker is to ensure that the Vehicle Use Register is completed as required by the Road Traffic Act and the Shire's Governance policy.*
12. *The Caretaker is responsible for ensuring the vehicle is in a roadworthy condition, and will ensure the vehicle is serviced as required and the tyres are maintained in a roadworthy state.*
13. *The Caretaker is to comply with all laws and regulations pertaining to the use and operation of motor vehicles.*
14. *The Caretaker is to ensure that at all times the driver of the vehicle is known and identified. In the case that a traffic infringement has been issued and where the driver cannot be identified, the Caretaker takes full responsibility for any infringement relating to the vehicle.*
15. *Where a dispute arises with respect to use of the vehicle the Chief Executive Officer is to intervene and the Chief Executive Officer's decision is final.*

5. VARIATION TO THIS POLICY

This policy may be cancelled or varied from time to time. All the Shire of Dardanup's employees will be notified of any variation to this policy by the normal communication method. Employee's directly affected by this Policy will be consulted prior to any changes being made.

2. **Direct the Chief Executive Officer that Council's Policy on the provision of motor vehicles as an employee benefit for positions below Manager level are to have commuting use only, subject to the Chief Executive Officer having discretion to offer limited private use on a case by case basis.**
3. **Direct that part two of this resolution apply as a transition as current employees move from their current positions, that is, replacement employees below Manager level, allocated a motor vehicle shall have commuting use only, at the discretion of the Chief Executive Officer.**
4. **Direct the Chief Executive Officer, that the Shire of Dardanup Fleet of Motor Vehicles be regularly reviewed with the purchase of vehicles being those with the most**

advantageous whole of life cost, including minimizing Fringe Benefit Tax.

CARRIED
8/0

Note: Director Engineering & Development Services, Mr Luke Botica, Director Corporate & Community Services, Mr Phil Anastasakis, Manager Governance & HR, Ms Cathy Lee and Personal Assistant, Mrs Gaylene Godfrey left the meeting [6.25pm].

16.2 Title: Chief Executive Officer Annual Performance Review

Reporting Department: Elected Member

Reporting Officer: Cr. M T Bennett – Shire President

Legislation: Local Government Act 1995

REPORT UNDER SEPARATE COVER

Note: In accordance with the Local Government Act 1995 5.23 this report is not available to the public. The Shire President tables the confidential report on this matter and provides copies to each elected member. The report will be located in the Records Management System of the Council.

**ELECTED MEMBER RECOMMENDED RESOLUTION
& COUNCIL RESOLUTION**

177-18 MOVED - Cr. P S Robinson SECONDED - Cr. L D Harris

THAT Council:

- 1. Notes that Mr Mark Chester's Performance Review in his role as Chief Executive Officer for the Shire of Dardanup for 2017/18 has been undertaken in accordance with the Local Government Act and Regulations;**
- 2. Endorses Mr Chester's overall rating of 'Meets Key Performance Indicator Requirements'.**
- 3. Convey sincere thanks to Mr Mark Chester for his continuous high level of professional and personal commitment to the elected members, staff and the role of Chief Executive Officer to the Shire of Dardanup.**

4. In accordance with the provisions of the Chief Executive Officer employment contract (Clause 7), reward the Chief Executive Officer, Mr Mark Chester for his continual professional performance, probity and loyalty to the Shire by an increase of up to 4% effective first pay period following 1 July 2018.
5. Delegates authority to the Shire President to negotiate with Chief Executive Officer, Mr Mark Chester within the above limits.
6. Endorses the 2018/19 Key Performance Indicators provided under separate confidential cover.
7. Schedules the next review of the CEO's performance to be conducted by 30 June 2019.

CARRIED
8/0

Discussion:

Chief Executive Officer, Mr Mark Chester thanked Council for the outcome of his review and read aloud his letter of resignation effective 31 January 2019.

Shire President Cr Bennett thanked the Chief Executive Officer for his 22 years of service to the Shire and advised Council that there will be time for farewells toward the end of the year.

Council agreed that a report was to be prepared for the meeting of Council to be held 27 June regarding the recruitment process to appoint a Chief Executive Officer to replace Mr Chester.

Note: Cr. C N Boyce left the meeting [6.35pm].

OFFICER RECOMMENDED RESOLUTION & COUNCIL RESOLUTION

178-18 MOVED - Cr. P S Robinson SECONDED - Cr. L D Harris

THAT Council return from Behind Closed Doors [6.36pm].

CARRIED
7/0

Note: In accordance with Standing Order 5.2(6) the Presiding Officer, did not cause the motion passed by Council whilst behind closed doors to be read out.

17 CLOSURE OF MEETING

The Presiding Officer advises that the date of the next Special Meeting of Council will be Wednesday 20 June 2018, commencing at 10.00am at the Shire of Dardanup - Administration Centre Eaton.

The next Ordinary Meeting of Council will be Wednesday, 27 June 2018, commencing at 5.00pm at the Shire of Dardanup - Administration Centre Eaton.

There being no further business the Presiding Officer declared the meeting closed at 6.36pm.

**CONFIRMATION OF MINUTES**

"As the person presiding at the meeting at which these minutes were confirmed on 27 June 2018, I certify that these minutes have been confirmed as a true and accurate record of proceedings.

SignedA handwritten signature in black ink, appearing to be "A. J. D.", is written over a horizontal line. Below the line, the text "(Chairman or Shire President or Other Presiding Officer)" is printed in a smaller font.
(Chairman or Shire President or Other Presiding Officer)