

Shire of Shark Bay

Minutes of the Ordinary Council Meeting 31 August 2016



Shark Bay Resources – Salt Ponds at Useless Loop



31 AUGUST 2016



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MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

The minutes of the Ordinary meeting of the Shark Bay Shire Council held in the conference rooms at Shark Bay Resources (Shark Bay Salt) Useless Loop via Denham on 31 August 2016 commencing at 10.00am.

TABLE OF CONTENTS

1.	DECLARATION OF OPENING	3
2.	RECORD OF ATTENDANCES / APOLOGIES / LEAVE OF ABSENCE GRANTED	3
3.	RESPONSE TO PREVIOUS PUBLIC QUESTIONS ON NOTICE	3
4.	PUBLIC QUESTION TIME	3
5.	APPLICATIONS FOR LEAVE	4
5.1	APPLICATION FOR LEAVE OF ABSENCE – COUNCILLOR RIDGLEY	4
5.2	APPLICATION FOR LEAVE OF ABSENCE – COUNCILLOR PRIOR	6
6.	PETITIONS	10
7.	CONFIRMATION OF MINUTES	10
7.1	CONFIRMATION OF THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 27 JULY 2016	10
8.	ANNOUNCEMENTS BY THE CHAIR	10
9.	PRESIDENT’S REPORT	10
10.	COUNCILLORS’ REPORTS	11
11.	ADMINISTRATION REPORT	14
11.1	ANNUAL REVIEW OF REGISTER OF DELEGATIONS	14
11.2	SHARK BAY SNAPPER TRAWL LINE	26
11.3	WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION ANNUAL GENERAL MEETING MINUTES	32
12.	FINANCE REPORT	41
12.1	SCHEDULE OF ACCOUNTS PAID TO BE RECEIVED	41
12.2	FINANCIAL REPORTS TO 31 JULY 2016	52
12.3	RATES CONCESSION – ASSESSMENT # 4347	83
12.4	REQUEST FOR RATES CONCESSION	85
12.5	REQUEST FOR RATES WAIVER	89
13.	TOWN PLANNING REPORT	93
14.	BUILDING REPORT	93
15.	HEALTH REPORT	93
16.	WORKS REPORT	93
16.1	FIVE YEAR FOOTPATH CAPITAL PROGRAM	93
17.	TOURISM, RECREATION AND CULTURE REPORT	104
17.1	SHARK BAY COMMUNITY GARDEN	104
17.2	VISITOR INFORMATION BAY	128
17.3	SHARK BAY WORLD HERITAGE DISCOVERY AND VISITOR CENTRE WINDOW DECALS	138
18.	MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN	141
19.	URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION	141
20.	MATTERS BEHIND CLOSED DOORS	141
20.1	NEW 6X4 PRIME MOVER	141
21.	DATE AND TIME OF NEXT MEETING	142
22.	CLOSURE OF MEETING	142

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

1. DECLARATION OF OPENING

The President declared the meeting open at 10.00am.

2. RECORD OF ATTENDANCES / APOLOGIES / LEAVE OF ABSENCE GRANTED

ATTENDANCES

Cr C Cowell	President
Cr K Capewell	Deputy President
Cr L Bellottie	
Cr K Laundry	
Cr M Prior	
Cr B Wake	

Mr P Anderson	Chief Executive Officer
Ms C Wood	Executive Manager Finance and Administration
Ms L Butterly	Executive Manager Community Development
Mr B Galvin	Works Manager
Mrs R Mettam	Executive Assistant

APOLOGIES

Cr G Ridgley	Refer Item 5.1
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VISITORS

Ms Jules Bush Gascoyne Tourism Development Officer
Mr Ronald Konkel

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS ON NOTICE

There are no public questions on notice.

4. PUBLIC QUESTION TIME

The President opened Public Question Time at 10.00 am.

Mr Konkel asked if the Shire had a wildlife spotting advice centre.

The President advised Mr Konkel that the Shark Bay World Heritage Discovery and Visitor Centre would investigate the matter further to advise tour operators of wildlife activity.

The President closed Public Question Time at 10.05 am.

31 AUGUST 2016

5. APPLICATIONS FOR LEAVE

**5.1 APPLICATION FOR LEAVE OF ABSENCE – COUNCILLOR RIDGLEY
GV00008**

Author

Executive Assistant

Disclosure of Any Interest

Nil

Moved Cr Wake
Seconded Cr Prior

Council Resolution

Councillor Ridgley is granted leave of absence in accordance with Section 2.25 of the *Local Government Act 1995* for the Ordinary meeting of Council scheduled to be held on the 31 August 2016.

6/0 CARRIED

Background

Councillor Ridgley has applied for leave of absence from the ordinary meeting of Council scheduled for 31 August 2016. The Council in accordance with Section 2.25 of the *Local Government Act 1995* as amended may by resolution grant leave of absence to a member.

Comment

Councillor Ridgley has advised the Chief Executive Officer due to Business commitments will be unable to attend the Ordinary meeting of Council scheduled to be held on the 31 August 2016 and has requested leave of absence be granted by Council for this meeting.

I advised it would be prudent to seek Council's approval for the leave to ensure that his obligations have been met in accordance with the Local Government Act.

The Council may consider not granting Councillor Ridgley leave of absence but must include the reasons for the refusal for not granting the leave in the resolution.

Legal Implications

***Local Government Act 1995* Section 2.25 Disqualification for Failure to Attend Meetings**

1. A council may, by resolution grant leave of absence to a member.
2. Leave is not to be granted to a member in respect of more than 6 consecutive ordinary meetings of the council without the approval of the minister.
3. The granting of leave, or refusal to grant leave and reasons for that refusal, is to be recorded in the minutes for the meeting.
4. A member who is absent, without first obtaining leave of the council, throughout 3 consecutive ordinary meetings of the council is disqualified from continuing his or her membership of the council.
5. The non-attendance of a member at the time and place appointed for an ordinary meeting of the council does not constitute absence from an ordinary meeting of the council –

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

- a. If no meeting of the council at which a quorum is present is actually held on that day; or
- b. If the non attendance occurs while –
 - i. the member has ceased to act as a member after written notice has been given to the member under section 2.27(3) and before written notice has been given to the member under section 2.27(5)
 - ii. while proceedings in connection with the disqualification of the member have been commenced or are pending; or
 - iii. while the election of the member is disputed and proceedings relating to the disputed election have been commenced and are pending

Policy Implications

There are no policy implications associated with this report.

Financial Implications

There are no financial implications associated with this report.

Strategic Implications

There are no strategic implications associated with this report.

Risk Management

Low risk item for Council.

Voting Requirements

Simple Majority Required

Signatures

Chief Executive Officer

P Anderson

Date of Report

12 August 2016

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

5.2 APPLICATION FOR LEAVE OF ABSENCE – COUNCILLOR PRIOR
GV00006

Author

Executive Assistant

Disclosure of Any Interest

Nil

Moved Cr Laundry

Seconded Cr Wake

Council Resolution

Councillor Prior is granted leave of absence in accordance with Section 2.25 of the *Local Government Act 1995* for the Ordinary meeting of Council scheduled to be held on 28 September 2016.

6/0 CARRIED

Background

Councillor Prior has applied for leave of absence from the ordinary meeting of Council scheduled for 28 September 2016. The Council in accordance with Section 2.25 of the ***Local Government Act 1995*** as amended may by resolution grant leave of absence to a member.

Comment

Councillor Prior has advised the Chief Executive Officer due to work commitments will be unable to attend the Ordinary meeting of Council scheduled to be held on 28 September 2016 and has requested leave of absence be granted by Council for this meeting.

I advised it would be prudent to seek Council's approval for the leave to ensure that obligations have been met in accordance with the Local Government Act.

The Council may consider not granting Councillor Prior leave of absence but must include the reasons for the refusal for not granting the leave in the resolution.

Legal Implications

Local Government Act 1995 Section 2.25 Disqualification for Failure to Attend Meetings

- (1) A council may, by resolution grant leave of absence to a member.
- (2) Leave is not to be granted to a member in respect of more than 6 consecutive ordinary meetings of the council without the approval of the minister.
- (3) The granting of leave, or refusal to grant leave and reasons for that refusal, is to be recorded in the minutes for the meeting.
- (4) A member who is absent, without first obtaining leave of the council, throughout 3 consecutive ordinary meetings of the council is disqualified from continuing his or her membership of the council.
- (5) The non-attendance of a member at the time and place appointed for an ordinary meeting of the council does not constitute absence from an ordinary meeting of the council –

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

- a) If no meeting of the council at which a quorum is present is actually held on that day; or
- b) If the non attendance occurs while –
 - i. the member has ceased to act as a member after written notice has been given to the member under section 2.27(3) and before written notice has been given to the member under section 2.27(5)
 - ii. while proceedings in connection with the disqualification of the member have been commenced or are pending; or
 - iii. while the election of the member is disputed and proceedings relating to the disputed election have been commenced and are pending

Policy Implications

There are no policy implications relative to this report.

Financial Implications

There are no financial implications relative to this report.

Strategic Implications

There are no strategic implications relative to this report.

Risk Management

Low risk item for Council.

Voting Requirements

Simple Majority Required

Voting Requirements

Simple Majority Required

Signatures

Chief Executive Officer *P Anderson*

Date of Report 16 August 2016

31 AUGUST 2016

5.3 APPLICATION FOR LEAVE OF ABSENCE – COUNCILLOR RIDGLEY
GV00013

Author

Executive Assistant

Disclosure of Any Interest

Nil

Moved Cr Wake
Seconded Cr Prior

Council Resolution

Councillor Ridgley is granted leave of absence in accordance with Section 2.25 of the *Local Government Act 1995* for the Ordinary meeting of Council scheduled to be held on the 28 September 2016.

6/0 CARRIED

Background

Councillor Ridgley has applied for leave of absence from the ordinary meeting of Council scheduled for 28 September 2016. The Council in accordance with Section 2.25 of the ***Local Government Act 1995*** as amended may by resolution grant leave of absence to a member.

Comment

Councillor Ridgley has advised the Chief Executive Officer due to Business commitments he will be unable to attend the Ordinary meeting of Council scheduled to be held on the 28 September 2016 and has requested leave of absence be granted by Council for this meeting.

I advised it would be prudent to seek Council's approval for the leave to ensure that his obligations have been met in accordance with the Local Government Act.

The Council may consider not granting Councillor Ridgley leave of absence but must include the reasons for the refusal for not granting the leave in the resolution.

Legal Implications

Local Government Act 1995 Section 2.25 Disqualification for Failure to Attend Meetings

(6) A council may, by resolution grant leave of absence to a member.

(7) Leave is not to be granted to a member in respect of more than 6 consecutive ordinary meetings of the council without the approval of the minister.

(8) The granting of leave, or refusal to grant leave and reasons for that refusal, is to be recorded in the minutes for eth meeting.

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

- (9) A member who is absent, without first obtaining leave of the council, throughout 3 consecutive ordinary meetings of the council is disqualified from continuing his or her membership of the council.
- (10) The non-attendance of a member at the time and place appointed for an ordinary meeting of the council does not constitute absence from an ordinary meeting of the council –
- a. If no meeting of the council at which a quorum is present is actually held on that day; or
 - b. If the non attendance occurs while –
 - (i) the member has ceased to act as a member after written notice has been given to the member under section 2.27(3) and before written notice has been given to the member under section 2.27(5)
 - (ii) while proceedings in connection with the disqualification of the member have been commenced or are pending; or
 - (iii) while the election of the member is disputed and proceedings relating to the disputed election have been commenced and are pending

Policy Implications

There are no policy implications associated with this report.

Financial Implications

There are no financial implications associated with this report.

Strategic Implications

There are no strategic implications associated with this report.

Risk Management

Low risk item for Council.

Voting Requirements

Simple Majority Required

Signatures

Chief Executive Officer

P Anderson

Date of Report

30 August 2016

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

6. **PETITIONS**

7. **CONFIRMATION OF MINUTES**

7.1 **CONFIRMATION OF THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 27 JULY 2016**

Moved Cr Laundry
Seconded Cr Wake

Council Resolution

That the minutes of the Ordinary Council meeting held on 27 July 2016, as circulated to all Councillors, be confirmed as a true and accurate record.

6/0 CARRIED

8. **ANNOUNCEMENTS BY THE CHAIR**

Ms Jules Bush from the Gascoyne Tourism Development made a presentation to Council before the Ordinary Council meeting was held.

9. **PRESIDENT'S REPORT**

GV00002

Council Committee Membership

Member	Audit Committee
Member (Chair)	Western Australian Local Government Association Country Zone – Gascoyne Region
Member	Development Assessment Panel
Member (Chair)	Shark Bay 2016 Commemoration Advisory Committee
Deputy Delegate	Works Committee
Deputy Delegate	Gascoyne Regional Collaboration Group
Deputy Delegate	The Aviation Community Consultation Group

Other Committee Membership

Member	Gascoyne Development Commission Board
Member (Chair)	Gascoyne Development Commission Audit and Risk Sub-Committee
Acting Chair	Ningaloo-Shark Bay National Landscapes Steering Committee
Member (Chair)	Local Emergency Management Committee
Member	Gascoyne Tourism Board
Delegate	Western Australian Local Government Association – State Council

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Meeting Attendance

20 July 2016	Shark Bay 2016 Commemoration Advisory Committee Community Information forum – Dirk Hartog celebrations
22	Opening of Botanica photographic exhibition
27	Update on 2016 Festival of Discovery July Council meeting
29	NAIDOC Week celebrations – Yadgalah
1 August	Destination Shark Bay – tourism working group – Hamelin
2	Western Australian Local Government Association Mayors/Presidents Policy Forum - McLeods Solicitors Western Australian Local Government Association Governance and Policy sub-committee meeting State Tourism Strategy workshop
4	Lord Mayor's reception
3-5	Western Australian Local Government Association Local Government Convention
15	ABC radio interview Dirk Hartog events – Department of Premier and Cabinet implementation committee
20	National Science week – Bush Heritage, Hamelin
26	Gascoyne Zone Western Australian Local Government Association teleconference
31	August Council Meeting – Useless Loop

General Matters

Nil

Signatures

Councillor	<i>Councillor Cowell</i>
Date of Report	22 August 2016

Moved	Cr Prior
Seconded	Cr Laundry

Council Resolution

That the President's activity report for August 2016 be received.

6/0 CARRIED

10. COUNCILLORS' REPORTS

10.1 Cr Prior GV00006

Nil report for the August 2016 Ordinary Council meeting.

10.2 Cr Bellottie GV00010

Nil report for the August 2016 Ordinary Council meeting.

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

10.3 Cr Capewell
GV00005

Committee Membership

Member	Works Committee
Member	Audit Committee
Deputy Delegate	Shark Bay Marine Facilities Management Committee
Deputy Delegate	Regional Road Group
Deputy Delegate	Gascoyne Zone of Western Australian Local Government Association

Meeting Attendance

3 to 5 August 2016	Attended Local Government Week
4 Aug	Attended Luncheon at Parliament House with MP Ken Baston
12 Aug	Attended School assembly, presented prizes donated by the Shire
31 Aug	Ordinary Council meeting

General Matters

Whilst attending the Trade Exhibition at Local Government Week, I entered Yadgalah Aboriginal Corporation in the Civil Legal competition. On Friday 12 August I was advised that Yadgalah had won the \$250 prize.

Signatures

Councillor	<i>Councillor Capewell</i>
Date of Report	18 August 2016

Moved	Cr Wake
Seconded	Cr Prior

Council Resolution

That Councillor Capewell's August 2016 report on activities as Council representative be received.

6/0 CARRIED

10.4 Cr Ridgley
GV00008

Nil report for the August 2016 Ordinary Council meeting.

10.5 Cr Laundry
GV00013

Nil report for the August 2016 Ordinary Council meeting.

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

10.6 Cr Wake
GV00007

Committee Membership

Member	Works Committee
Member	Audit Committee
Member	Gascoyne Regional Road Group
Member	Development Assessment Panel

Meeting Attendance

31 August 2016 Ordinary Council meeting

General Matters

Seasonal conditions within the shire are variable ranging from slightly below to above average. This reflects localised rainfall events rather than good general rainfall. The wildflower display reflects the seasonal conditions. Tourist numbers are good due to economic conditions and the fact that people are choosing to holiday at home rather than overseas.

Signatures

Councillor	<i>Councillor Wake</i>
Date of Report	22 August 2016

Moved	Cr Prior
Seconded	Cr Bellottie

Council Resolution

That Councillor Wake's August 2016 report on activities as Council representative be received.

6/0 CARRIED

31 AUGUST 2016

11. ADMINISTRATION REPORT

11.1 Annual Review of Register of Delegations
CM00039

Author

Executive Assistant

Disclosure of Any Interest

Nil

Moved Cr Laundry
Seconded Cr Cowell

Council Resolution

That Council adopt the Delegations to the Chief Executive Officer as reviewed in this report in accordance with the *Local Government Act 1995*.

6/0 CARRIED BY ABSOLUTE MAJORITY

Background

Section 5.42 of the ***Local Government Act 1995*** (the Act) provides that a Council may delegate to the Chief Executive Officer the exercise of any of its powers or the discharge of any of its duties under the Act other than those referred to in Section 5.43. Any decision to make, amend or revoke a delegation is to be by an absolute majority - see Section 5.45(1) (b) below.

5.45. Other matters relevant to delegations under this Division

(1) *Without limiting the application of sections 58 and 59 of the Interpretation Act 1984 –*

(b) *any decision to amend or revoke a delegation by a local government under this Division is to be by an absolute majority.*

The Register of Delegations is required to be reviewed once every financial year, as required by Section 5.46(2) of the Act. The Register of Delegations was last reviewed in full at the Ordinary Council meeting held on 26 August 2015.

Comment

The purpose of the review is to consider the operational effectiveness of the current delegations, whether each delegation is necessary, whether each delegation is appropriate and whether legislative amendments necessitate any changes.

All delegations have been reviewed to ensure format consistency with other Shire documents (such as Policies) and with a view to ensuring consistency with references to statutory references and any changes to relevant legislation that describes the power or duty being delegated.

31 AUGUST 2016

Legal Implications

Section 5.46 of the **Local Government Act 1995** states that -

- (1) *The Chief Executive Officer is to keep a register of the delegation made under this Division to the Chief Executive Officer and to the employees.*
- (2) *At least once every financial year, delegations made under this Division are to be reviewed by the delegator.*
- (3) *A person to whom a power or duty is delegated under this Act is to keep records in accordance with regulations in relation to the exercise of the power or the discharge of the duty.*

Policy Implications

The Current Policy Manual adopted by Council at the Ordinary Council meeting held on the 27 August 2014, item 1.7 Instrument of Delegation (2) States: "When powers and duties are delegated by the Council to the Chief Executive Officer the Instrument of Delegation be signed by the President or the person presiding".

Financial Implications

This delegation will save Council the cost of gazetted staff to Ranger positions and Registration Officers for the receipting of dog and cat licencing.

Strategic Implications

There are not Strategic Implications related to this report.

Risk Management

This is a low risk item to Council.

Voting Requirements

Absolute Majority Required

Signatures

Chief Executive Officer

P Anderson

Date of Report

8 August 2016

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Section / Regulation	RELEVANT EXERCISABLE POWER or DISCHARGEABLE DUTY OF LOCAL GOVERNMENT	To the Chief Executive Officer	Scope, conditions or Limitations
Part 2 - Constitution of local government			
2.8 (1)(f)	Representing the Shire - President liaises with the CEO on the local government's affairs and the performance of its functions	✓	The President and Chief Executive Officer may decide suitable functions for Council to meet and show hospitality to official visitors
2.8	Representing the Shire - use of Shire logo	✓	Chief Executive Officer may approve applications from all groups for the use of the Shire logo on promotional material, provided that the words "Shire of" must not be included for commercial use or products.
Part 3 - Functions of local government			
3.22(1)	A local government that causes damage through the performance of its function must pay compensation to the owner or occupier	✓	
3.25(1)	A local government may give an occupier a notice requiring them to do something to the land if it is specified in Schedule 3.1. The local government must also inform the owner if the occupier is not the owner	✓	
3.26(2)	In order to make a person comply with a notice, a local government may do anything it considers necessary to achieve the purpose for which the notice was given	✓	
3.26(3)	A local government may continue to undertake works that are not carried out by the owner or occupier and recover the costs as a debt	✓	
3.27(1)	A local government may go onto private land in the circumstances prescribed in Schedule 3.2 and carry out works, even if it does not have the consent of the owner	✓	
3.31(2)	After a local government has given notice, it may authorise a person to enter land, premises or thing without consent, unless the owner or occupier has objected to the entry	✓	
3.34(1)	A local government may enter land in an emergency without notice or consent	✓	
3.40A(1)	Local government may authorise a person to remove and impound an abandoned vehicle wreck	✓	
3.40A(4)	Local government may declare that a vehicle is an abandoned vehicle wreck	✓	
3.47(1)	The local government may sell or otherwise dispose of any goods that have been ordered to be confiscated under section 3.43	✓	
3.47(2)	The local government may sell or otherwise dispose of any vehicle that has not been collected within 2 months of a notice having been given under section 3.40(3) or 7 days of a declaration being made that a vehicle is an abandoned vehicle wreck	✓	

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

3.47(2a)	The local government may sell or otherwise dispose of impounded goods that have not been collected within the period specified in section 3.47(2b) of the date a notice is given under sections 3.42(1)(b) or 3.44	✓	
3.47A(1)	If an impounded animal is ill or injured to such an extent that treating it is not practicable, the local government may humanely destroy the animal and dispose of the carcass	✓	
3.48	If goods are removed or impounded under section 3.39 and the offender is convicted, the local government may recover any expenses incurred in removing and impounding the goods	✓	
3.50(1)	A local government may close a thoroughfare to vehicles, wholly or partially, for a period not exceeding 4 weeks	✓	
3.50(1a) and 3.50(4)	A local government may, after providing public notice of its intention and reasons, inviting submissions and then considering submissions, order a thoroughfare to be wholly or partially closed to vehicles for a period exceeding 4 weeks	✓	
3.50A	A local government may partially and temporarily close a thoroughfare, without giving local public notice, if the closure is for the purpose of carrying out repairs or maintenance and is unlikely to have a significant adverse effect on users of the thoroughfare	✓	
Functions & General Reg 6(3)	A local government may, by local public notice, revoke an order under regulation 6(1) that closed a thoroughfare or alter it to make it less restrictive	✓	
3.51(3)	Before fixing, altering or realigning a public thoroughfare or draining water onto adjoining land, the local government must give notice of its proposal, invite submissions and consider those submissions	✓	
3.53(3)	If an unvested facility lies within 2 or more districts, the local governments concerned can agree on its control and management	✓	
3.54(1)	A local government may do anything it could do under the Parks and Reserves Act 1895 if it were a Board appointed under that Act, to control and manage any land reserved under the Land Act 1933 and vested in or placed under the control and management of the local government	✓	
3.57(1)	A local government must invite tenders before it enters into a contract for goods or services with a value of \$150,000 or more (Functions and General Reg 11)	✓	
Functions & General Reg 14 (2a)	Where a local government is inviting tenders, the local government must determine in writing the criteria for accepted tenders	✓	
Functions & General Reg 18 (4) & (5)	A local government must consider any tender that has not been rejected and decide which one to accept. It may decline to accept any tender	✓	

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Functions & General Reg 20	A local government may, with the approval of the tenderer, make a minor variation in a contract for goods or services before it enters the contract with the successful tenderer	✓	
Functions & General Reg 20 (2)	If the successful tenderer does not want to accept the contract with the variation or the local government and the tenderer cannot reach agreement, the local government can select the next most appropriate tenderer	✓	
Functions & General Reg 21 (1)	A local government may seek expressions of interest before entering the tender process	✓	
Functions & General Reg 23 (3)	A local government must consider any submissions of interest that have not been rejected and decide which ones could satisfactorily supply the goods or services	✓	
Functions & General Reg 24E(1)	Where a local government intends to give a regional price preference the local government is to prepare a regional price preference policy	✓	
Functions & General Reg 24E(4)	A local government cannot adopt a regional price policy until the local government has considered submissions received	✓	
Nil	To make variation in the goods or services required, after it has entered into a contract for the supply of the goods or services required subject to such variations in the contract as may be agreed with the contractor.	✓	Approval of variations necessary to achieve the outcome of the scope of the project and within the adopted budget of the project
3.58(2)	A local government can only dispose of property to the highest bidder at public auction or the most suitable public tender	✓	
3.58(3)	A local government can dispose of property by private treaty but must follow the process set out in section 3.58(3)	✓	
Part 4 - Elections and other polls			
Part 5 – Administration			
5.18	A local government must review all delegations made to a committee	✓	
5.27(2)	General meeting of electors to be held on a day selected by a local government but not more than 56 days after the local government accepts the annual report for the previous financial year	✓	
5.37(1)	A local government may designate any employee to be a senior employee	✓	
Admin Reg 18(D)	A local government is to consider, accept or reject a review of the CEO’s performance	✓	
		✓	

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

5.50(1)	A local government must prepare a policy for employees whose employment is finishing, setting out the circumstances in which the local government would pay a gratuity and how that gratuity would be assessed, and give local public notice of the policy	✓	
5.50(2)	A local government may make a payment to an employee whose employment is finishing, that is in addition to the amount set out in its policy, provided that local public notice of the payment is given	✓	
5.53(1)	A local government must prepare an annual report for each financial year	✓	
5.56	A local government is to prepare a plan for the future	✓	
Admin Reg 19C(4)	A local government is to review its current plan for the future every 2 years	✓	
Admin Reg 29A(2)	Information prescribed as confidential but that, under 5.95(7), may be available for inspection if a local government so resolves	✓	
5.98(2)(b)	A local government may approve expenses which are to be reimbursed to its councillors, provided that the expenses are of the kind prescribed as those which the local government can approve for reimbursement [subject to section 5.98(3)]	✓	
5.98(4)	A local government may approve the reimbursement to a council member of an approved expense, either generally or in a particular case	✓	
5.100(2)	A local government may decide to reimburse expenses to committee members who are not council members or employees	✓	
5.103(2)	A local government must review its code of conduct within 12 months of every ordinary elections day	✓	
Part 6 – Financial Management			
Financial M'gment Reg 19(1)	A local government must establish and document internal control procedures to ensure control over investments	✓	
6.7(2) Financial M'gment Reg 12(1)	To make payments from the municipal fund or the trust fund for the performance of functions and exercise of powers	✓	(i) Payment of salaries up to the amount required to meet the Council's employee entitlements obligations; (ii) All other payments not to exceed \$150,000 unless approved by Tender process; (iii) In accordance with Council policies and adopted budget; and (iv) Payment within the scope of Budgeted project and within the adopted budget of the project.

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

6.9(4)	A local government may transfer money held in trust for 10 years to its municipal fund, but must repay it to a person who establishes a right to the repayment, together with any interest earned on the investment	✓	
6.12(1)(b)	A local government may waive or grant concessions in relation to any amount of money or write off any amount of money that it is owed to the local government [subject to section 6.12(2)]	✓	
6.12(3)	The local government may determine what conditions apply to the granting of a concession	✓	
6.14(1)	A local government may invest money in its municipal or trust funds that is not being used, in accordance with Part III of the Trustees Act 1962	✓	
6.49	A local government may make an agreement with a person to pay their rates and service charges	✓	
6.50(1) and 6.50(2)	A local government may determine the due date that rates and charges become due, but which date cannot be sooner than 35 days after the date noted on the rate notice	✓	
6.56(1)	A local government may recover an unpaid rate or service charge and the cost of proceedings in court of competent jurisdiction	✓	
6.60(2)	A local government may give notice (to a lessee of land in respect of which there is an unpaid rate or service charge, requiring the lessee to pay its rent to the local government in satisfaction of the rate or service charge)	✓	
6.60(3)	If a local government gives notice to a lessee, under section 6.60(2), the local government must give a copy of the notice to the lessor	✓	
6.60(4)	If a local government gives notice to a lessee, under section 6.60(2), and the lessee fails to pay rent to the local government, the local government may recover the rate or service charge as a debt from the lessee	✓	
6.64(1)	If any rates or service charges have remained unpaid for at least 3 years, a local government may take possession of the land and hold the land against a person having an estate or interest in the land, and may lease or sell the land or subject to transfer it to the Crown or itself 5.43(d)	✓ subject to 5.43 (d)	
6.64(3)	A local government may lodge a caveat in respect of any land for which rates and service charges are outstanding	✓	
6.71(1)	If a local government is unable to sell land under Part 6 Division 6 Subdivision 6 within 12 months, it may transfer the land to the Crown or itself subject to	✓ subject to 5.43 (d)	
6.74(1)	A local government may apply in the prescribed form to the Minister to have land revested in the Crown if it is rateable vacant land and rates or service charges in respect of it have remained unpaid for at least 3 years	✓	
Financial M'gment Reg 77(3)	Financial A local government must consider any objections it receives in relation to a reinvestment under regulation 77	✓	

Confirmed at the Ordinary meeting of Council held on the 20 28 September 2016 – Signed by the President Cr Cowell _____

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

6.76(5)	The local government must consider any objections to the rates record and may disallow or allow the objection either wholly or in part	✓	
6.76(6)	The local government is to provide the person with notice of its decision	✓	
7.12A(3)	A local government is to examine the auditor's report, under section 7.9(1) and any report under section 7.9(3), and must determine if any matters raised by the report require action and ensure that appropriate action is taken Audit	✓	
7.12A(4)	A local government must prepare a report on any action taken in response to an auditor's or section 7.9(3) report, and provide it to the Minister Audit	✓	
Part 8 – Scrutiny of the affairs of local governments			
8.14(3)	A local government must give the Minister advice of what things it has done or will do to comply with an enquiry report from the Minister or a person authorised by the Minister, within 35 days of receiving the report	✓	
8.23(4)	A local government must give the Minister advice of what things it has done, or will do, to comply with an Inquiry Panel's report within 35 days of receiving the report, or give its comment on a recommendation to dismiss the council	✓	
Part 9 – Miscellaneous provisions			
9.6(5)	The local government must give the person who made the objection notice of how it was disposed of and reasons why	✓	
9.10(1) & (2)	The local government may appoint persons or classes of persons to be authorised to perform certain functions and must issue them with a certificate stating they are authorised	✓	
9.60(4)	A local government is to administer any regulation made under section 9.60 as if it were a local law	✓	
9.56	Certain persons protected from liability for wrongdoing - legal costs indemnification	✓	Where there is a need for the provision of urgent legal services before an application can be considered by Council, the Chief Executive Officer may give an a authorisation to the value of \$5,000 provided that: (1) where it is the Chief Executive Officer who is seeking urgent financial support for legal services, the Council shall deal with the application; and (2) subject to any other conditions Council may set in its policy regarding costs indemnification for legal representation.
9.63(1)	If a dispute has arisen between 2 or more local governments, a local government may refer the matter to the Minister to resolve	✓	
9.68(5)	A local government may recover accruing rates from a principal or agent who has failed to give a notice to the local government in accordance with section 9.68	✓	

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

	Schedule 2.1 – Provisions about creating, changing the boundaries of, and abolishing districts		
11(2)	Any local governments affected by an order made under clause 2.1 are to negotiate any adjustment or transfer between them of property, rights and liabilities	✓	
	Schedule 2.2 – Provisions about wards and representation		
8	The council must have regard to community of interests, physical and topographical features, demographic trends, economic factors and the ratio of councillors to electors in respect of considerations about wards	✓	
9	When a ward review is complete, the local government must prepare a report for the Advisory Board and may propose the making of an order under clauses 2.2(1), 2.3(3) or 2.18(3)	✓	
	Schedule 6.1 – Provisions relating to the phasing – in of valuation		
	Schedule 6.2 – Provisions relating to lease of land where rates or service charges unpaid		
1(1)	A local government may lease the land with any conditions for a term that does not exceed 7 years	✓ subject to 5.43 (d)	
	Schedule 6.3 - Provisions relating to the sale or transfer of land where rates or service charges are unpaid		
1(4)	The local government must appoint a time at which the land may be offered for sale by public auction, not less than 3 months and not more that 12 months from the service of the notice under clauses 1(1) or 1(2)	✓	
2(3)	The local government must give the Registrar of Titles or the Registrar of Deeds a memorial of the Statewide notice	✓	
4(1)	A local government may transfer or convey to the purchaser of the land an indefeasible estate in fee simple	✓ subject to 5.43 (d)	
	Town Planning Scheme No. 3		
TPS3 CLAUSE 11.1.2	That Council grant delegated authority to the Chief Executive Officer to enter any building or land for the purposes of ascertaining whether the provisions of the scheme are being observed	✓	
TPS3 CLAUSE 11.3.1	That Council grant delegated authority to the Chief Executive Officer to issue deemed refusal letters for applications where an application is deemed refused in accordance with 10.9.1 or 10.9.2 of the Scheme	✓	

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

<p>TPS3 CLAUSE 11.3.1</p>	<p>That Council grant delegated authority to the Chief Executive Officer to determine an application for planning approval where it is established prior to, or at, an Ordinary Council meeting that the minimum number of Councillors needed for a quorum will not be available to vote on an application at a scheduled Council meeting (due to absence or planned declaration of interest).</p>	<p>1. The use is a 'P' or 'D' use under the Shire of Shark Bay Local Planning Scheme no. 3 ('the Scheme'); or 2. The proposed use or development is ancillary to existing development; or 3. For residential development, the application complies with the 'deemed to comply' requirements of the Residential Design Codes or satisfies the 'Design Criteria' of the Residential Design Codes ; and 4. The application generally complies with the Scheme with no major variations to setback, site coverage or car parking requirements; and 5. The use or development complies with any relevant Local Planning Policy.</p> <p>This delegation must not be exercised the Delegated officer where:</p> <p>a) The development entails a variation to the Scheme or Residential Design Codes that is considered by the Delegate to be significant; b) The Delegate considers the development will have the potential to negatively impact on the amenity of the locality; c) The height of the development exceeds two storeys;</p> <p>✓</p>
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MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

<p>TPS3 CLAUSE 11.3.1</p>	<p>Conditions Continued</p>		<p>d) A written objection has been lodged during a formal advertising period; e) The Delegate considers an application should be advertised for public comment and no advertising has been conducted; f) Development proposals are considered by the Delegate to have a strategic impact and as a result involve issues in which Council has a direct interest; g) The estimated cost of development exceeds \$500,000.00; h) The development is located in a Special Use zone; and i) The Delegate considers the proposal has potential to negatively impact on World Heritage values.</p>
<p>Dog Act 1976</p>		<p>✓</p>	
<p>10AA (1)</p>	<p>A local government may, by absolute majority as defined in the Local Government Act 1995 section 1.4, delegate to its Chief Executive Officer any power or duty of the local government under another provision of this Act</p>	<p>✓</p>	
<p>10AA (2)</p>	<p>The delegation must be in writing</p>	<p>✓</p>	
<p>10AA (3)</p>	<p>The delegation may expressly authorise the delegate to further delegate the power or duty</p>	<p>✓</p>	
<p>10AA (4)</p>	<p>A local government's chief executive officer who is exercising or performing a power or duty that has been delegated as authorised under this section, is to be taken to do so in accordance with the terms or the delegation unless the contrary is shown</p>	<p>✓</p>	
<p>10AA (5)</p>	<p>Nothing in the section limits the ability of a local government's chief executive officer to perform a function through an officer or agent</p>	<p>✓</p>	
<p>10AB (1)</p>	<p>The Chief Executive Officer of a local government is to keep a register of: (a) delegations made under section 10AA(1); and (b) further delegations made under the authority of a delegation made under section 10AA(1).</p>	<p>✓</p>	
<p>10AB (2)</p>	<p>At least once every financial year - (a) delegations made under section 10AA(1); and (b) further delegations made under the authority of a delegation made under section 10AA(1), are to be reviewed by the delegator.</p>		

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Cat Act 2011		✓	
Section 3	A local government may approve in writing an operator of a cat management facility	✓	
Section 9	A local government may grant, renew or refuse an application for cat registration	✓	
Section 9(5)	A local government may require an applicant to give documents or information relating to registration, within a specified time of not more than 21 days and may require information to be verified by statutory declaration	✓	
Section 10	A local government may cancel the registration of a cat	✓	
Section 11	A local government is to issue a registration number, certificate and tag, including a replacement certificate or tag	✓	
Section 12	A local government must keep a cat register	✓	
Section 13	A local government must notify the owner of cat the outcome of a decision	✓	
Section 26	A local government may issue a cat control notice	✓	
Section 37	A local government may grant, renew or refuse an approval to breed application	✓	
Section 37(3)	A local government may require an applicant to give document or information relating to a breeder application, within a specified time of not more than 21 days and may require information to be verified by statutory declaration	✓	
Section 38	A local government may cancel an approval to breed	✓	
Section 39	A local government must issue a certificate to an approved breeder	✓	
Section 40	A local government must notify the person affected by the decision in writing of the outcome	✓	
Section 42	A local government is to administer local laws	✓	
Section 47	A CEO needs to keep a register of delegations	✓	
Section 48	A local government may appoint, in writing, authorised persons	✓	
Section 49	A local government may recover the costs of having to destroy a cat	✓	
Section 37, reg 22	A local government may refuse an application to breed if the applicant has had an infringement in the past 12 months	✓	

31 AUGUST 2016

11.2 SHARK BAY SNAPPER TRAWL LINE
EM00001

Author

Chief Executive Officer

Disclosure of Any Interest

Nil

Officer Recommendation

That the information regarding the Shark Bay Prawn Managed Fishery –Trawl Line access below the Denham Sound Snapper Trawl Line from the Department of Fisheries be noted and distributed for community information.

AMENDMENT TO OFFICERS RECOMMENDATION

Reason: Changes made due to correspondence being received that the Snapper Trawl Line will not be opened for 2016

Moved Cr Wake
Seconded Cr Prior

Council Resolution

That the information regarding the Shark Bay Prawn Managed Fishery –Trawl Line access below the Denham Sound Snapper Trawl Line from the Department of Fisheries be noted and that the information received from Fisheries advising that fishing below the Snapper Trawl Line for 2016 will not be opened.

6/0 CARRIED

Background

Correspondence (attached) has been received from the Department of Fisheries in regard to the Shark Bay Managed Fishery – Trawl access below the Denham Sound Snapper Trawl Line.

This issue originally came to Council in 2013 following representation from Mr Phil Bruce the Chief Executive Officer of the Shark Bay Prawn Trawlers Operators Association requested a variation to the snapper trawl line that is in place in Denham Sound.

Mr Bruce organised a briefing for Council and representatives from the fishing community with the Department of Fisheries personnel on the 12 July 2013.

This led to establishment of Shark Bay Prawn Managed Fishery Harvest Strategy 2014-2019 which was put in place by the Department of Fisheries.

The areas below the snapper trawl line were then opened, subject to conditions in August of 2013.

31 AUGUST 2016

Comment

The original Snapper Trawl Line that was established in 2005 is identified in the attached map at the outer most points and the variation that was first implemented in 2013 is indicated below that line.

As indicated in the correspondence from the Department of Fisheries access to the areas below the Snapper Trawl Line is contingent upon an annual survey to determine the combined tiger and king prawn catch rate and the abundance of juvenile pink snapper.

As you are aware, in 2013, following consultation with the relevant stakeholder groups, the Department of Fisheries (Department) formed the view that SBPMF licence holders should be permitted access to an area below the STL, subject to the following conditions:

- access is confined to the area detailed in the enclosed map;
- access each year will be subject to the Department's July/August Denham Sound research survey of the sites within the approved area returning a minimum combined tiger and king prawn catch rate of 50 kilograms per hour;
- subject to the minimum catch rate being achieved, trawling is permitted for one fishing period of up to 10 nights duration;
- ongoing access will be subject to juvenile pink snapper numbers recorded in the July/August survey remaining at historically low levels;
- arrangements to be reviewed after five years; and
- access will be subject to a Determination and Government Gazette Notice in accordance with the Shark Bay Prawn Managed Fishery Management Plan.

Pursuant to these conditions, SBPMF licence holders have been permitted access below the STL for the past three years (2013, 2014 and 2015).

In respect to the 2016 trawl season, the Department will be undertaking its annual survey below the STL between 24 and 28 August to determine the combined tiger and king prawn catch rate and abundance of juvenile pink snapper.

Should these indicators be met, a Determination will be made under the Shark Bay Prawn Managed Fishery Management Plan to provide for a maximum period of 10 nights trawling in the specified area below the STL. It is anticipated, should these indicators be met, that this period will fall between 30 August and 13 September 2016.

The Department of Fisheries have not indicated in their correspondence what catch rate or indicators will be used.

While the Department have provided advice of their intentions prior to the event in 2016 it would appear as though, as in past years there is an expectation that the indicators may be met that would enable prawn trawling to be undertaken.

The important issue for the Council and community is the agreement that the arrangements would be reviewed after 5 years and the Department will be undertaking further consultation with relevant stakeholder groups during 2017 regarding future access arrangements.

This consultation will be important and relevant as the catch rates and indicator triggers will be available for relevant stakeholders groups to analyse and provide up to

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

date information on the success of the initial implementation of the Snapper Trawl Line and the impact of trawling below that line has had on the prawn and snapper stocks in the Bay.

Legal Implications

There are no legal implications relative to this report.

Policy Implications

There are no policy implications relative to this report.

Financial Implications

There are no financial implications relative to this report.

Strategic Implications

There are no strategic implications relative to this report.

Voting Requirements

Simple Majority Required

Signatures

Chief Executive Officer

P Anderson

Date of Report

22 August 2016

31 AUGUST 2016



Government of Western Australia
Department of Fisheries

Fish for the future

File: B/16

Mr Paul Anderson
Chief Executive Officer
Shire of Shark Bay
65 Knight Terrace
DENHAM WA 6537

Dear Mr Anderson

SHARK BAY PRAWN MANAGED FISHERY – TRAWL ACCESS BELOW THE DENHAM SOUND SNAPPER TRAWL LINE

I'm writing to advise you of the upcoming fishing arrangements in the Denham Sound area of the Shark Bay Prawn Managed Fishery (SBPMF) and potential access to the area below the Denham Sound Snapper Trawl Line (STL).

Each year, as per the *Shark Bay Prawn Managed Fishery Harvest Strategy 2014-2019*, fishing grounds in Denham Sound are permitted to open after the Department's July/August research survey. For 2016, fishing grounds in Denham Sound are scheduled to open on 30 August 2016 until the end of the prawn fishing season, that being 1 December 2016.

As you are aware, in 2013, following consultation with the relevant stakeholder groups, the Department of Fisheries (Department) formed the view that SBPMF licence holders should be permitted access to an area below the STL, subject to the following conditions:

- access is confined to the area detailed in the enclosed map;
- access each year will be subject to the Department's July/August Denham Sound research survey of the sites within the approved area returning a minimum combined tiger and king prawn catch rate of 50 kilograms per hour;
- subject to the minimum catch rate being achieved, trawling is permitted for one fishing period of up to 10 nights duration;
- ongoing access will be subject to juvenile pink snapper numbers recorded in the July/August survey remaining at historically low levels;
- arrangements to be reviewed after five years; and
- access will be subject to a Determination and Government Gazette Notice in accordance with the Shark Bay Prawn Managed Fishery Management Plan.

Pursuant to these conditions, SBPMF licence holders have been permitted access below the STL for the past three years (2013, 2014 and 2015).

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

In respect to the 2016 trawl season, the Department will be undertaking its annual survey below the STL between 24 and 26 August to determine the combined tiger and king prawn catch rate and abundance of juvenile pink snapper.

Should these indicators be met, a Determination will be made under the Shark Bay Prawn Managed Fishery Management Plan to provide for a maximum period of 10 nights trawling in the specified area below the STL. It is anticipated, should these indicators be met, that this period will fall between 30 August and 13 September 2016.

Please note, as outlined above, it was agreed that these arrangements would be reviewed after five years. Given this, the Department will be undertaking further consultation with the relevant stakeholder groups during 2017 regarding future access arrangements.

Should you have any enquiries regarding this matter, please do not hesitate to contact Rebecca Oliver by telephone on 9482 7358 or email at Rebecca.Oliver@fish.wa.gov.au.

Yours sincerely

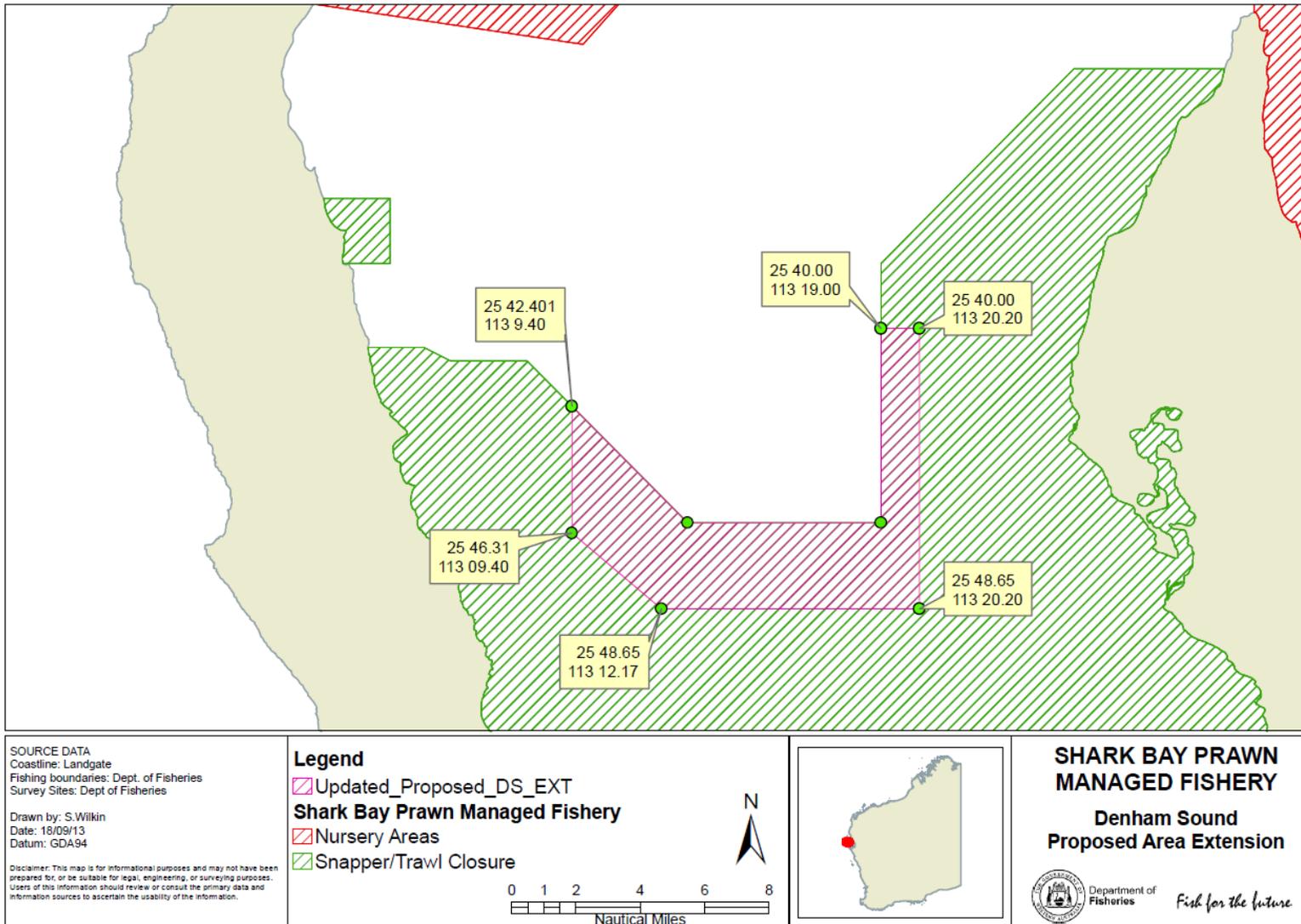


Patrick Cavalli
Principal Management Officer

19 August 2016

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016



MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

11.3 WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION ANNUAL GENERAL MEETING
MINUTES
CM00051

AUTHOR

Chief Executive Officer

DISCLOSURE OF ANY INTEREST

Nil

Moved Cr Wake
Seconded Cr Laundry

Council Resolution

That the correspondence from the Subiaco Councillor Ms Julie Matheson in regard to the Western Australian Local Government Association, Annual General Meeting motion on the abolition of Development Assessment Panels be noted.

6/0 CARRIED

BACKGROUND

The Annual General Meeting of the Western Australian Local Government Association was held at the Perth Convention Exhibition Centre on Wednesday 3 August 2016.

COMMENT

At the meeting the motion was put forward by the City of Subiaco to abolish Development Assessment Panel's was lost.

The President has now received the email below from Julie Matheson who is a Subiaco Councillor and is also standing for election at the next State election.

Dear elected members and WALGA delegates.

*The 48 DAP Affected Communities would like to extend their thanks to the many council delegates who voted in favour of the motion at Item 4.5 to “**advocate for the abolition of the Development Assessment Panels**” at the WALGA AGM. Unfortunately, there were no enough votes to pass the motion.*

While a DAP's decision may not adversely affect your Council, your support is requested to show the Government that this is not just an issue affecting some metropolitan communities.

As a demonstration of support and solidarity for the 48 DAP Affected Communities, and the councils which have already passed the motion, could you please consider putting up this motion to your council:

That Council:

Advocates for the abolition of Development Assessment Panels (DAP) on the basis that:

- 1.1. *DAP by means of their majority unelected membership are not democratic bodies representing the ratepayers and accordingly do not reflect the aspirations or values of the community;*

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

- 1.2. DAP represent a significant erosion of planning powers by elected representatives who have been given a mandate by ratepayers to make these decisions; and
- 1.3. Some previous decisions made by the DAP have adversely affected communities and the Minister for Planning is powerless to overturn any decision which has gone well beyond the purpose, intent and application of relevant Local Planning Scheme and Policies adopted by a relevant council; and
- 1.4. In the event that DAP remains in place, all Western Australian councils be granted powers to opt out of the DAP system should they so wish to.

Reasons:

1. By passing this motion our Council is supporting more than 15 metropolitan councils have passed a motion in recognition of DAP affected communities who want the DAP system abolished.
2. Examples of questionable DAP decisions have been provided as follows:
 - a. The DAP permitted a X use development against the TPS in Swan Valley <https://dapaffectedcommunities.wordpress.com/2016/07/09/dap-affected-swan-valley/>
 - b. The DAP approved a McDonalds in close proximity to the Mandurah school oval against the wishes of the community and the school principal: <https://dapaffectedcommunities.wordpress.com/2016/02/03/fast-food-outlets-near-schools/>
 - c. The DAP has approved four office blocks in Subiaco ignoring the Town Planning Scheme, Directions 2031, and local policies for residential dwellings. One of these office blocks was approved in secret on 21 March 2012, without the proper zoning for the area. <http://www.planning.wa.gov.au/DAPS/DATA/Metropolitan%20DAPs/Metro%20West%20JDAP/Meeting%20minutes/20120321%20-%20Metro%20West%20JDAP%20-%20Minutes%20-%20No%207%20-%20SAT%20Confidential%20-%20City%20of%20Subiaco.pdf>

The Minister later rezoned the area to match the DAP approved development.

3. Councils who wish to opt out of the DAP system should be granted the powers to do so.

If needed, I am able to provide details of the numerous communities which have been adversely affected by DAP decisions and also any further information you may require to support the above motion.

Could you please let me know if you are able to present this motion or one with similar intent in the next coming weeks so that your council can be recognised for its support on the DAP Affected Communities website:

www.dapaffectedcommunities.wordpress.com

Thank you.

Kind regards

Julie Matheson

Councillor, East Ward

City of Subiaco

Phone: 9381 3429 or 0409 294 495 (any time)

Website: www.juliematheson.com.au

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

There was significant debate regarding this issue at the annual general meeting and the original motion was split to enable debate of specific sections. (Relevant section of minutes attached)

The Councillor for Subiaco is now seeking support for the original motion outside of the Western Australian Local Government Association Annual General meeting resolution.

LEGAL IMPLICATIONS

There are no legal implications relative to this report.

POLICY IMPLICATIONS

There are no policy implications relative to this report.

FINANCIAL IMPLICATIONS

Cr Cowell is a member of the Western Australian State Government Association State Council. The State Council reimburses costs incurred by Cr Cowell when attending these meetings.

STRATEGIC IMPLICATIONS

There are no strategic implications relative to this report.

RISK MANAGEMENT

This is a low risk item to Council.

VOTING REQUIREMENTS

Simple Majority Required

SIGNATURES

Chief Executive Officer

P Anderson

Date of Report

19 August 2016

31 AUGUST 2016



4.5 Abolitions of DAPS (05-047-01-0016)

City of Subiaco:

Moved: Mayor Ron Norris (Mosman Park)
Seconded: Cr Bruce Haynes (Claremont)

IN BRIEF

- That WALGA advocate for the abolition of Development Assessment Panel (DAPs).

That WALGA:

1. Advocates for the abolition of Development Assessment Panels (DAPs) on the basis that:
 - 1.1. DAPs by means of their majority unelected membership are not democratic bodies representing the ratepayers and accordingly do not reflect the aspirations or values of the community;
 - 1.2. DAPs represent a significant erosion of planning powers by elected representatives who have been given a mandate by ratepayers to make these decisions; and
 - 1.3. Previous decisions made by the Joint Development Assessment Panel have gone well beyond the purpose, intent and application of relevant Local Planning Scheme and Policies adopted by each local council; and
2. Advocates for consideration of the following reforms, in the event that DAPs remain in place, to ensure greater accountability, transparency and procedural fairness for ratepayers through the Panel's assessment and decision making processes:
 - 2.1. Abolishing the current opt-in mechanism which allows applicants to choose either elected Councils or the DAP as the decision maker in favour of a Ministerial call-in power for projects of state or regional significance, with a minimal value of \$20 million, as has been adopted in the eastern states;
 - 2.2. Requiring equal membership on the DAP between Local Government and Appointed Specialist members with an independent chair approved by both State and Local Governments;
 - 2.3. Requiring the DAP to set the meeting date for consideration of the development applications no later than five working days after the application being received to enable inclusion within the community consultation process;
 - 2.4. Requiring the DAP agenda and local government report and recommendation to be published no less than ten business days prior to the scheduled meeting date;
 - 2.5. Requiring a minimum of five business days between publishing the DAP agenda and the date by which ratepayers can make public presentations to the DAP, to provide more time to prepare a formal response;
 - 2.6. Mandating that respondents to the development application can nominate e-mail or Australia Post as their preferred contact method for information and requiring the local government to contact registered respondents throughout the process as deadlines are reached;
 - 2.7. Providing a public template for ratepayers to assist with the preparation of feedback as part of the Community consultation process;
 - 2.8. Requiring any changes to a development application between the community consultation period and final proposal for decision by the DAP to be published on the local government's website and to notify all respondents to the original community consultation of those changes;
 - 2.9. Removing the need for the local government to obtain the applicant's consent for further consultation or an extension of time to report the applicant's development proposal to a DAP meeting for determination; and
 - 2.10. Providing a Local Government aggrieved by a DAP decision a right of review at the State Administrative Tribunal.

31 AUGUST 2016



3. Advise the Minister for Planning of its concerns with the actions and decisions of the Development Assessment Panels.

AMENDMENT

Moved: Cr Russ Fishwick (Joondalup)
Seconded: Cr Christine Hamilton-Prime (Joondalup)

- 2.3 Requiring the DAP to set the meeting date for consideration of the development applications no later than thirty working days after the application being received to enable inclusion within the community consultation process;

THE AMENDMENT WAS PUT AND CARRIED

THE MOTION AS AMENDED WAS PUT IN THREE (3) PARTS:

MOTION ONE:

That WALGA:

1. Advocates for the abolition of Development Assessment Panels (DAPs) on the basis that:
 - 1.1 DAPs by means of their majority unelected membership are not democratic bodies representing the ratepayers and accordingly do not reflect the aspirations or values of the community;
 - 1.2 DAPs represent a significant erosion of planning powers by elected representatives who have been given a mandate by ratepayers to make these decisions; and
 - 1.3 Previous decisions made by the Joint Development Assessment Panel have gone well beyond the purpose, intent and application of relevant Local Planning Scheme and Policies adopted by each local council.

LOST

MOTION TWO:

That WALGA:

2. Advocates for consideration of the following reforms, in the event that DAPs remain in place, to ensure greater accountability, transparency and procedural fairness for ratepayers through the Panel's assessment and decision making processes:
 - 2.1 Abolishing the current opt-in mechanism which allows applicants to choose either elected Councils or the DAP as the decision maker in favour of a Ministerial call-in power for projects of state or regional significance, with a minimal value of \$20 million, as has been adopted in the eastern states;
 - 2.2 Requiring equal membership on the DAP between Local Government and Appointed Specialist members with an independent chair approved by both State and Local Governments;
 - 2.3 Requiring the DAP to set the meeting date for consideration of the development applications no later than thirty working days after the application being received to enable inclusion within the community consultation process;
 - 2.4 Requiring the DAP agenda and local government report and recommendation to be published no less than ten business days prior to the scheduled meeting date;

31 AUGUST 2016



- 2.5 Requiring a minimum of five business days between publishing the DAP agenda and the date by which ratepayers can make public presentations to the DAP, to provide more time to prepare a formal response;
- 2.6 Mandating that respondents to the development application can nominate e-mail or Australia Post as their preferred contact method for information and requiring the local government to contact registered respondents throughout the process as deadlines are reached;
- 2.7 Providing a public template for ratepayers to assist with the preparation of feedback as part of the Community consultation process;
- 2.8 Requiring any changes to a development application between the community consultation period and final proposal for decision by the DAP to be published on the local government's website and to notify all respondents to the original community consultation of those changes;
- 2.9 Removing the need for the local government to obtain the applicant's consent for further consultation or an extension of time to report the applicant's development proposal to a DAP meeting for determination; and
- 2.10 Providing a Local Government aggrieved by a DAP decision a right of review at the State Administrative Tribunal.

CARRIED

MOTION THREE:

That WALGA:

3. Advise the Minister for Planning of its concerns with the actions and decisions of the Development Assessment Panels.

CARRIED

THE MOTION NOW READS

That WALGA:

1. Advocates for consideration of the following reforms, in the event that DAPs remain in place, to ensure greater accountability, transparency and procedural fairness for ratepayers through the Panel's assessment and decision making processes:
 - 1.1 Abolishing the current opt-in mechanism which allows applicants to choose either elected Councils or the DAP as the decision maker in favour of a Ministerial call-in power for projects of state or regional significance, with a minimal value of \$20 million, as has been adopted in the eastern states;
 - 1.2 Requiring equal membership on the DAP between Local Government and Appointed Specialist members with an independent chair approved by both State and Local Governments;
 - 1.3 Requiring the DAP to set the meeting date for consideration of the development applications no later than thirty working days after the application being received to enable inclusion within the community consultation process;
 - 1.4 Requiring the DAP agenda and local government report and recommendation to be published no less than ten business days prior to the scheduled meeting date;
 - 1.5 Requiring a minimum of five business days between publishing the DAP agenda and the date by which ratepayers can make public presentations to the DAP, to provide more time to prepare a formal response;

31 AUGUST 2016



- 1.6 Mandating that respondents to the development application can nominate e-mail or Australia Post as their preferred contact method for information and requiring the local government to contact registered respondents throughout the process as deadlines are reached;
 - 1.7 Providing a public template for ratepayers to assist with the preparation of feedback as part of the Community consultation process;
 - 1.8 Requiring any changes to a development application between the community consultation period and final proposal for decision by the DAP to be published on the local government's website and to notify all respondents to the original community consultation of those changes;
 - 1.9 Removing the need for the local government to obtain the applicant's consent for further consultation or an extension of time to report the applicant's development proposal to a DAP meeting for determination; and
 - 1.10 Providing a Local Government aggrieved by a DAP decision a right of review at the State Administrative Tribunal.
2. Advise the Minister for Planning of its concerns with the actions and decisions of the Development Assessment Panels.

MEMBER COMMENT

1. Following the lead of the City of Vincent, a version of this motion has been passed by the following councils:
 - 1.1. Vincent, Mosman Park, Nedlands, Cambridge, Subiaco, Stirling, Bayswater, South Perth, Belmont, Cottesloe, Claremont, Peppermint Gove, and Victoria Park.
2. The following Councils are working up support for this motion:
 - 2.1. Swan, Gosnells, Cockburn and Kwinana.
3. The following local communities have been adversely affected by a DAP/SAT decision or have concerns over the loss of amenity from proposed development to be approved by the DAP:
 - 3.1. Ascot, Alfred Cove, Applecross, Bayswater, Broome, Carine, Claremont, Como, Cottesloe, Daglish, Dalkeith, Dianella, Floreat, Guildford, Gwelup, Kensington, Mandurah, Maylands, Mount Hawthorn, Mount Lawley, North Beach, North Perth, Scarborough, South Perth, Subiaco Town Centre, Subiaco East, Subiaco West, Swanbourne, Wembley, and Woodlands.
4. The communities affected by DAP development applications have raised the following concerns in their submissions to their local council:
 - 4.1. The process of updating Local Planning Schemes, costing hundreds of thousands of dollars, will not stop the DAP system from considering development applications (DA) which do not comply with these schemes and policies.
 - 4.2. All ambit claims (DA) must be presented to a DAP regardless of their extreme non-compliance, costing ratepayer's councils valuable time and money preparing a Responsible Authority Report.
 - 4.3. The decisions made by unelected DAP panel members are unaccountable and untouchable. The Minister has backed every controversial decision raised by the community, and they cannot be voted out at the next election.
 - 4.4. Developers can appeal DAP decisions at State Administrative Tribunal (SAT), a flawed system which does not give affected parties a seat at the table to defend their amenity rights.
 - 4.5. The only avenue of appeal is to the Supreme Court costing ratepayers or residents hundreds of thousands of dollars.
 - 4.6. The use of discretionary clauses by the DAP/SAT system has created uncertainty and a loss of trust in the planning system. The uncertainty prevents homebuyers from knowing exactly



- 4.7. what the rules are that govern the area / suburb / community where they may wish to invest in, buy their home, raise their family or retire. The uncertainty for those already settled concerns what changes to their living environment may be summarily visited on them. Since the residents are afforded no rights of appeal against such decisions, they are effectively left just to "hope" that they won't have to face such a decision.
- 4.8. Changing Local Planning Schemes and policies offers no hope of controlling discretion to approve any development. Discretion exists in other State Government planning/development, policy and regulations such as:
 - 4.8.1. Residential Design Codes (R-Codes) Part 2 – Judgement of merit which allows the DAP/SAT to use Design Principles (a subjective view) to approve any non-complying development. If the DAP exercise its judgement based on objectives and design principles, as the decision maker it can ignore the deemed to comply provisions, ref. 2.5.1 Exercise of judgement.
 - 4.8.2. R-Codes Part 5 – Design principles and their use are problematic for local planning schemes and policies. The State Government put in place a subjective list of design principles which are futuristic, a one size fits all approach, and open to subjective views and discretionary powers by the DAP.
 - 4.8.3. Local councils adopting Centre Activity Structure Plans are high level subjective documents which inadvertently impose significant change to the interpretation of local town planning schemes and policies. These Centre Activity Structure Plans are used by developers and their legal team to argue Judgement of merit for their development, and have unintended consequences for communities such as those affected by the State Government's plans to redevelop Western Australia's football ovals such as:
 - 4.8.3.1. Claremont Football Oval;
 - 4.8.3.2. Bassendean Football Oval;
 - 4.8.3.3. Midland Football Oval; and
 - 4.8.3.4. Subiaco Football Oval.
- 4.8 These undemocratic decisions will have irreversible consequences for Western Australia's local communities, in the City and in regional towns

SECRETARIAT COMMENT

The current WALGA position regarding Development Assessment Panel (DAPs) is for a full and comprehensive cost benefit analysis of the DAP system to be conducted to assess the net benefit of DAPs (State Council March 2015). At this meeting, State Council also resolved that if the cost benefit analysis isn't undertaken, then the following improvements should be made to the operation of the system:

1. That the minimum monetary threshold for an application to be eligible for consideration by a DAP be increased to at least \$30 million.
2. That the DAP system be amended to be an opt-in only process, so that when an application does meet the minimum monetary threshold, the proponent still has to elect to have the application determined by a DAP. This will identify individual Local Governments that are unable to adequately satisfy applicant expectations and allow the industry to determine the relevance of DAPs.
3. That a procedure similar to that in NSW be introduced to 'call in' a development application where it has state or regional significance and should be determined by a DAP, even if it is below the monetary threshold.

31 AUGUST 2016



4. That DAPs be permitted to process development applications that are below the new minimum monetary threshold, providing the application has been 'called in' as having either state or regional significance or referred by a Local Government.
5. That a system be introduced to temporarily remove the planning powers of a Council due to ongoing poor performance and DAPs be utilised to process development applications that cannot be dealt with under delegated authority during the suspension period.
6. That the Parliamentary Committee investigate specific examples of DAP decisions provided by Local Government members, in order to consider the transparency of the meeting process.
7. That the Department of Planning's proposed changes to the regulations as a result of their internal review of DAPs in 2013, be put on hold until a cost-benefit analysis of DAPs has been undertaken and the outcomes of this Parliamentary review are finalised.

WALGA President, Cr Lynne Craigie and senior staff met with the new Minister for Planning and Disability Services, Hon Donna Faragher MLC on Wednesday, 25 May 2016. The Association advised the Minister about the disappointment of the recent Parliamentary Committee's review of DAPs which failed to actually address fundamental problems with DAPs, as well as the concerns from the sector and increasing dissatisfaction with the role of DAPs within the planning system. The Minister expressed her willingness to work with the sector to consider improvements to the DAPs system.

The Association is currently in the process of reviewing all decisions made by DAPs and when complete will present a report to State Council examining the performance and effectiveness of the DAP system across its full five years of operation. It is intended that this report will examine all of the issues raised in the numerous member's resolutions to abolish DAP's, including the appropriateness of DAP's development cost thresholds and the transparency of the decision making system. As part of the review, the Association will be seeking member's feedback on their experiences with DAP's, via a survey, and will also collate development application processing information from Local Governments to enable a direct comparison of the effectiveness of the DAP system compared to Local Government performance.

31 AUGUST 2016

12. FINANCE REPORT

12.1 SCHEDULE OF ACCOUNTS PAID TO BE RECEIVED
CM00017

Author

Finance Officer / Accounts Payable

Disclosure of any interest

Declaration of Interest:

Nature of Interest:

Moved Cr Prior
Seconded Cr Laundry

Council Resolution

That the cheques and electronic payments as per the attached schedules of accounts for payment totalling \$1,932,604.93 be accepted.

6/0 CARRIED

Comment

The schedules of accounts for payment covering -

Municipal fund credit card direct debits for the month of July 2016 totalling \$3,611.23

Municipal fund account cheque numbers 26821 to 26822 totalling \$6,005.82

Municipal fund direct debits to Council for the month of July 2016 totalling \$20,698.34

Municipal fund account electronic payment numbers MUNI 19767 to 19942 totalling \$1,702,871.69

Municipal fund account for July 2016 payroll totalling \$111,822.00

Trust fund account cheque's totalling \$0.00

Trust fund Police Licensing for July 2016 cheque # 161701 totalling \$37,178.40 and

Trust fund account electronic payment numbers 19872, 19905 to 19942 totalling \$50,417.45.

The schedule of accounts submitted to each member of Council on 26 August 2016 has been checked and are fully supported by vouchers and invoices. All vouchers and invoices have been duly certified as to the receipt of goods and services and the cost of goods and services received.

LEGAL IMPLICATIONS

Section 13.3 of the Local Government (Financial Management) Regulations 1996, requires that a list of payments be presented to Council on a monthly basis.

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

POLICY IMPLICATIONS

There are no policy implications associated with this item.

FINANCIAL IMPLICATIONS

The payments listed have been disbursed throughout the month.

STRATEGIC IMPLICATIONS

Outcome 1.2 To improve fiscal management practices and procedures and maximise operating revenue and social capital.

RISK MANAGEMENT

These payments have been paid and are subject to internal checks and appraisals and therefore are considered a low risk to council.

Voting Requirements

Simple Majority Required

Signature

Author

C Wood

Chief Executive Officer

P Anderson

Date of Report

5 August 2016

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

**SHIRE OF SHARK BAY – CREDIT CARD
JULY 2016**

CREDIT CARD TOTAL \$3,611.23

CEO

DATE	NAME	DESCRIPTION	AMOUNT
18.5.2016	METRO HOTEL	ACCOMMODATION – STAFF TRAINING	345.20
19.5.2016	LEAHYS CAR HIRE	HIRE CAR-4 COUNCILLORS TO VIEW JINKER AND ATTEND AVIATION MEETING MAY 2016	139.66
20.5.2016	COQUINA INVESTMENTS	REFRESHMENTS – V CATANIA, CEO	14.10
31.5.2016	WOOLWORTHS PETROL	FUEL – CEO VEHICLE	47.82
31.5.2016	GERALDTON TV AND RADIO	VAST BOX-5 SPAVEN WAY	299
07.6.2016	DOT	NEW LICENSE PLATES – PRIME MOVER	28.50
15.6.2016	BANKWEST	CARD FEES	99.00
			\$973.28

EMCD

15.5.2016	GODADDY.COM.AU	2016 CELEBRATION – WEBSITE RENEWAL	24.63
26.5.2016	ACASHIC INTELLECTUAL	ADA FOSSA BOOKS – MERCHANDISE SBDC	364.60
31.5.2016	TECHRIFIC AUSTRALIA	PHONES FOR CDO AND CENTRE MANAGER	788.00
03.6.2016	SPOTLIGHT	SCHOOL HOLIDAY PROGRAM – SBDC	60.02
04.3.2016	BUNNINGS	CHAIR TIPS – SBDC	11.40
10.6.2016	AUTO PARTS	RAV4 – FLOOR MATS	58.95
11.6.2016	BUNNINGS	PLANTS – 65 BROCKMAN STREET	83.88
13.6.2016	PAY PAL	SCHOOL HOLIDAY PROGRAM - SBDC	35.94
			\$1,427.42

EMFA

16.5.2016	THE PENINSULA	ACCOMMODATION – STAFF TRAINING	438.00
18.5.2016	SWAN TAXIS	TRAVEL – STAFF TRAINING	35.70
18.5.2016	BURSWOOD CAR HIRE	CAR HIRE – STAFF TRAINING	167.38
19.5.2016	DOMES – SOUTH PERTH	MEALS – STAFF TRAINING	20.25

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

20.5.2016	SWAN TAXIS	TRAVEL – STAFF TRAINING	34.97
20.5.2016	SUMMIT NEPALESE	MEALS – STAFF TRAINING	21.50
21.5.2016	BUNNINGS	PLANTS – 51 DURLACHER STREET	113.07
01.6.2016	CITY OF GERALDTON	BUILDING LICENCE – REFUNDED	367.92
3.6.2016	VISULEAD	TOURISM PROMOTION - SBDC	11.74

SHIRE OF SHARK BAY – MUNI CHEQUES

JULY 2016

CHEQUE # 26821-26822

CHQ	DATE	NAME	DESCRIPTION	AMOUNT
26821	01/07/2016	SHIRE OF SHARK BAY	SHIRE VEHICLE - REGISTRATIONS	-5947.55
26822	21/07/2016	WATER CORPORATION	RESERVE-KNIGHT TCE LOT 347	-58.27
TOTAL				\$6,005.82

SHIRE OF SHARK BAY – DIRECT DEBITS

JULY 2016

D/D	DATE	NAME	DESCRIPTION	AMOUNT
DD13025.1	10/07/2016	AUSTRALIAN ETHICAL SUPER	SUPERANNUATION CONTRIBUTIONS	-60.86
DD13025.2	10/07/2016	MACQUARIE SUPER ACCUMULATOR	SUPERANNUATION CONTRIBUTIONS	-188.27
DD13025.3	10/07/2016	PRIME SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	-233.70
DD13025.4	10/07/2016	AMP SUPERANNUATION	PAYROLL DEDUCTIONS	-558.15
DD13025.5	10/07/2016	CBUS SUPER	SUPERANNUATION CONTRIBUTIONS	-232.50
DD13025.6	10/07/2016	SUN SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	-185.15
DD13025.7	10/07/2016	AUSTRALIAN SUPER	SUPERANNUATION CONTRIBUTIONS	-325.54

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

D/D	DATE	NAME	DESCRIPTION	AMOUNT
DD13025.8	10/07/2016	REST	SUPERANNUATION CONTRIBUTIONS	-212.62
DD13025.9	10/07/2016	WALGA SUPER	PAYROLL DEDUCTIONS	-5093.50
DD13039.1	21/07/2016	VIVA ENERGY AUSTRALIA	WORK'S MANAGERS VEHICLE	-104.23
DD13043.1	24/07/2016	AUSTRALIAN ETHICAL SUPER	SUPERANNUATION CONTRIBUTIONS	-62.78
DD13043.2	24/07/2016	MACQUARIE SUPER ACCUMULATOR	SUPERANNUATION CONTRIBUTIONS	-200.63
DD13043.3	24/07/2016	PRIME SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	-229.27
DD13043.4	24/07/2016	AMP SUPERANNUATION	PAYROLL DEDUCTIONS	-581.25
DD13043.5	24/07/2016	CBUS SUPER	SUPERANNUATION CONTRIBUTIONS	-185.96
DD13043.6	24/07/2016	SUN SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	-185.96
DD13043.7	24/07/2016	AUSTRALIAN SUPER	SUPERANNUATION CONTRIBUTIONS	-379.07
DD13043.8	24/07/2016	REST	SUPERANNUATION CONTRIBUTIONS	-213.96
DD13043.9	24/07/2016	WALGA SUPRE	PAYROLL DEDUCTIONS	-4943.65
DD13025.10	10/07/2016	BT SUPER FOR LIFE	SUPERANNUATION CONTRIBUTIONS	-686.86
DD13025.11	10/07/2016	HOSTPLUS PTY LTD	SUPERANNUATION CONTRIBUTIONS	-1524.42
DD13025.12	10/07/2016	MERCER SUPER TRUST	SUPERANNUATION CONTRIBUTIONS	-229.57
DD13025.13	10/07/2016	MTAA SUPER FUND	SUPERANNUATION CONTRIBUTIONS	-217.32
DD13025.14	10/07/2016	MLC NOMINEES PTY LTD	SUPERANNUATION CONTRIBUTIONS	-195.18
DD13025.15	10/07/2016	AMP SUPERLEADER	SUPERANNUATION CONTRIBUTIONS	-184.25
DD13025.16	10/07/2016	WESTPAC SECURITIES	SUPERANNUATION CONTRIBUTIONS	-195.09
DD13043.10	24/07/2016	BT SUPER FOR LIFE	SUPERANNUATION CONTRIBUTIONS	-686.86
DD13043.11	24/07/2016	HOSTPLUS PTY LTD	SUPERANNUATION CONTRIBUTIONS	-1558.20
DD13043.12	24/07/2016	MERCER SUPER TRUST	SUPERANNUATION CONTRIBUTIONS	-230.98
DD13043.13	24/07/2016	MTAA SUPER FUND	SUPERANNUATION CONTRIBUTIONS	-265.21
DD13043.14	24/07/2016	MLC NOMINEES PTY LTD	SUPERANNUATION CONTRIBUTIONS	-183.29
DD13043.15	24/07/2016	AMP SUPERLEADER	SUPERANNUATION CONTRIBUTIONS	-167.80
DD13043.16	24/07/2016	WESTPAC SECURITIES	SUPERANNUATION CONTRIBUTIONS	-196.26
			TOTAL	\$20,698.34

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

**SHIRE OF SHARK BAY – MUNI EFT JULY 2016
EFT19767-19942**

EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT19767	01/07/2016	LAURENCE BELLOTTIE	MEETING ATTENDANCE FEE JUNE-SEPT	-2156.25
EFT19768	01/07/2016	CHERYL LORRAINE COWELL	MEETING ATTENDANCE FEE JUNE - SEPT	-6625.75
EFT19769	01/07/2016	KEITH MICHAEL CAPEWELL	MEETING ATTENDANCE FEE JUNE - SEPT	-2901.25
EFT19770	01/07/2016	KEVIN LAUNDRY	MEETING ATTENDANCE FEE JUNE - SEPT	-2156.25
EFT19771	01/07/2016	MARGARET PRIOR	MEETING ATTENDANCE FEE JUNE - SEPT	-2156.25
EFT19772	01/07/2016	GREGORY LEON RIDGLEY	MEETING ATTENDANCE FEE JUNE - SEPT	-2156.25
EFT19773	01/07/2016	BRIAN WAKE	MEETING ATTENDANCE FEE JUNE - SEPT	-2156.25
EFT19774-	19794	TRUST		
EFT19795	07/07/2016	BUTCHART MARINE SERVICES	ROODBERG HYDRAULICS - JINKER	-52075.38
EFT19796	08/07/2016	SHIRE OF NORTHAMPTON	REIMBURSEMENTS HEALTH/BUILDING INSPECTIONS 1.1.2016-30.6.2016	-9405.00
EFT19797	08/07/2016	ADP STOREFIXTURES	A4 BROCHURE HOLDERS-SBDC	-631.60
EFT19798	08/07/2016	ANNABEL TRENDS	MERCHANDISE SBDC.	-9077.75
EFT19799	08/07/2016	BLACKTOP ENGINEERS	STRUCTURAL ENGINEER - 55 DURLACHER	-4669.50
EFT19800	08/07/2016	CORAL COAST PLUMBING	PLUMBING REPAIRS 80 DURLACHER	-355.49
EFT19801	08/07/2016	FELICITY BETTESWORTH	TRAVEL COSTS-TRAINING	-96.10
EFT19802	08/07/2016	GRAY & LEWIS PLANNERS	PLANNING ADVICE - GENERAL	-7851.20
EFT19803	08/07/2016	HORIZON POWER	ELECTRICITY ACCOUNT	-997.54
EFT19804	08/07/2016	HAMES SHARLEY PLANNING	PROJECT MANAGEMENT - FORESHORE RE-DEVELOPMENT,	-2112.00
EFT19805	08/07/2016	ITVISION	ANNUAL CHARGE SOFTWARE	-8603.10
EFT19806	08/07/2016	MARKET CREATIONS	ARTWORK SBDC PAMPHLET	-572.00
EFT19807	08/07/2016	PROFESSIONAL PC SUPPORT	ANNUAL – WEBROOT MONITORING	-192.50
EFT19808	08/07/2016	MP ROGERS & ASSOCIATES	DENHAM FORESHORE ADDITIONAL DESIGN	-2956.80
EFT19809	08/07/2016	SKIPPERS AVIATION	3 COUNCILLORS – WALGA CONFERENCE	-3700.55
EFT19810	08/07/2016	SHARK BAY COMMUNITY RESOURCE	REC CENTRE MANAGEMENT	-5346.00
EFT19811	08/07/2016	1616 SALT CO. PTY LTD	MERCHANDISE SBDC	-1392.52

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT19812	08/07/2016	SHARK BAY CAR HIRE	TRANSPORT DOCTOR SILVER CHAIN	-495.00
EFT19813	08/07/2016	SANTALEUCA SANDLEWOOD	MERCHANDISE SBDC	-89.00
EFT19814	08/07/2016	TELSTRA	1300 PHONE # SBDC	-28.18
EFT19815	08/07/2016	WA TREASURY	LOAN GUARANTEE FEE	-1301.95
EFT19816	08/07/2016	WORLEY PARSONS SERVICES	PROVISION OF CONSULTANCY SERVICES FOR DENHAM FORESHORE	-6692.40
EFT19817	08/07/2016	BAKERS AMUSEMENTS	CAR SLIDE- WINTER MARKETS	-350.00
EFT19818	08/07/2016	BURTON TILING MAINTENANCE	SBDC INSTALL ART HANGING SYSTEM	-66.00
EFT19819	08/07/2016	CHUBB FIRE & SECURITY LTD	SECURITY MONITORING	-139.67
EFT19820	08/07/2016	COUNTRYWIDE PUBLICATIONS	ADVERTISING IN THE GUIDE TO WA MAGAZINE	-500.00
EFT19821	08/07/2016	HERITAGE RESORT	STAFF FUNCTION-CATERING	-317.88
EFT19822	08/07/2016	ITVISION	ANNUAL LICENSE RENEWAL - SYNERGY	-35630.10
EFT19823	08/07/2016	LGIS WORKCARE	INSURANCE 16-17	-96963.34
EFT19824	08/07/2016	LGIS LIABILITY	INSURANCE 16/17	-35131.26
EFT19825	08/07/2016	AMBER PHILLIPPS	REIMBURSEMENT-STATIONERY	-20.52
EFT19826	08/07/2016	PURCHER INTERNATIONAL	LIFTING JIB PIN – WATER TANKER	-100.78
EFT19827	08/07/2016	PLUMOVATION	ANNUAL BACK FLOW TESTING LOT 501 FRANCIS ROAD	-275.00
EFT19828	08/07/2016	PROFESSIONAL PC SUPPORT	REMOTE SERVER MAINTENANCE	-238.50
EFT19829	08/07/2016	RAMM SOFTWARE PTY LIMITED	ANNUAL SUPPORT & MAINTENANCE 16/17	-6983.36
EFT19830	08/07/2016	RAY WHITE REAL ESTATE	RENT ON 34 HUGHES ST	-1127.00
EFT19831	08/07/2016	SHARK BAY HOTEL MOTEL	CATERING STAFF FUNCTION	-290.00
EFT19832	08/07/2016	TOURISM COUNCIL	ANNUAL VISITOR CENTRE ACCREDITATION	-1298.00
EFT19833	08/07/2016	WALGA	ASSOCIATION MEMBERSHIP	-23783.92
EFT19834	13/07/2016	AIR LIQUIDE	HIRE OF CYLINDERS	-42.01
EFT19835	13/07/2016	AUSTRALIA POST	LOCAL POST JUNE 16	-171.81
EFT19836	13/07/2016	ART ON THE MOVE	ANNUAL SUBSCRIPTION	-220.00
EFT19837	13/07/2016	AUSCOINSWEST	SHARK BAY DISCOVERY CENTRE COINS	-370.70
EFT19838	13/07/2016	BOOEASY AUSTRALIA P/L	BOOEASY	-448.37
EFT19839	13/07/2016	BOC LIMITED	CONTAINER RENTAL	-34.05
EFT19840	13/07/2016	CORAL COAST PLUMBING	UNBLOCKING DUMP POINT	-108.90

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT19841	13/07/2016	EARTHCARE	DENHAM FORESHORE REVITALISATION	-335879.50
EFT19842	13/07/2016	ERTECH PTY LTD	DENHAM FORESHORE	-670929.44
EFT19843	13/07/2016	DENHAM IGA X-PRESS	MONTHLY ACCOUNT	-357.11
EFT19844	13/07/2016	SHARK BAY SUPERMARKET	COUNCIL REFRESHMENTS	-8.19
EFT19845	13/07/2016	GERALDTON FUEL COMPANY	MONTHLY FUEL ACCOUNT	-22513.03
EFT19846	13/07/2016	GTS INDUSTRIAL SUPPLIES	3 X ANTENNAS FOR TRIP METERS	-180.95
EFT19847	13/07/2016	HORIZON POWER	STREET LIGHTING	-3253.11
EFT19848	13/07/2016	TOLL IPEC PTY LTD	FREIGHT- BUNNINGS	-76.04
EFT19849	13/07/2016	JASON SIGNMAKERS	SIGNS	-258.72
EFT19850	13/07/2016	MCLEODS BARRISTERS	LEGAL COSTS TO THE 30 JUNE 2016	-4897.89
EFT19851	13/07/2016	TRUE VALUE HARDWARE	HARDWARE ACCOUNT JUNE	-649.90
EFT19852	13/07/2016	PERTH STITCHINGS	MERCHANDISE SBDC	-632.50
EFT19853	13/07/2016	MP ROGERS & ASSOCIATES	MP ROGERS - PROJECT MANAGEMENT- DENHAM BOAT RAMP UPGRADE	-995.50
EFT19854	13/07/2016	SHARK BAY TAXI SERVICE	SHIRE/OVERLANDER RUN	-1144.00
EFT19855	13/07/2016	SHARK BAY FREIGHTLINES	MONTHLY FREIGHT	-361.47
EFT19856	13/07/2016	MCKELL FAMILY TRUST	RUBBISH/STREET SWEEPING FOR JUNE 16	-10272.28
EFT19857	13/07/2016	WELLARD CONTRACTING & PLANT	DRY HIRE OF SIDE TIPPER	-1996.50
EFT19858	15/07/2016	ART ON THE MOVE	COST SHARE -JIMMY PIKE EXHIBITION	-550.00
EFT19859	15/07/2016	BAKERS AMUSEMENTS PTY LTD	SIZLER RIDE- WINTER MARKETS	-1500.00
EFT19860	15/07/2016	BAYTEX - STRUCTURFLEX LTD	PARTS FOR MARQUEE-INSURANCE CLAIM	-2484.35
EFT19861	15/07/2016	ETCHED GLASS DESIGN	MERCHANDISE SBDC	-161.20
EFT19862	15/07/2016	HAVLIN'S AMUSEMENTS	TUMBLER RIDE-WINTER MARKETS	-1500.00
EFT19863	15/07/2016	HERITAGE RESORT	ACCOMMODATION-OHS CONSULTANT	-612.00
EFT19864	15/07/2016	KWIK KOPY-OSBORNE PARK	DEBORAH COURT - BUSINESS CARDS	-130.71
EFT19865	15/07/2016	PROFESSIONAL PC SUPPORT	REMOTE SERVER MAINTENANCE	-35.00
EFT19866	15/07/2016	RICHARD CLAUDE MORONEY	CLEAN UP SBDC	-32.00
EFT19867	15/07/2016	ROSIE SEAGER	REIMBURSEMENT- POLICE CLEARANCE	-61.80
EFT19868	15/07/2016	STRUT & FRET	DIRK HARTOG 2016 EVENT	-41250.00
EFT19869	15/07/2016	UDLA	SKETCH DESIGNS FOR DENHAM VISITOR INFORMATION BAY	-1980.00
EFT19870	15/07/2016	WALGA	SBDC WEBSITE - ADDITIONAL MODULES	-2002.00

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT19871	18/07/2016	ENVIROPACIFIC SERVICES	FORESHORE-FUEL FACILITY RELOCATION	-122882.97
EFT19872	18/07/2016	SMC MARINE PTY LTD	UPGRADES TO THE DENHAM	-27984.00
EFT 19872		TRUST	RECREATIONAL BOATRAMP	
EFT19874	26/07/2016	P.G & S. J WOOD	RE-WIRE TELEPHONE EXTENSION-SBDC	-100.00
EFT19875	26/07/2016	BUNNINGS BUILDING SUPPLIES	DOOR TRACK FOR TOILET BLOCK	-121.55
EFT19876	26/07/2016	DPAW	MONKEY MIA PASSES	-1881.00
EFT19877	26/07/2016	CDH ELECTRICAL	SBDC REPAIRS	-99.00
EFT19878	26/07/2016	ELGAS LIMITED	GAS BOTTLE - SERVICE CHARGE	-475.20
EFT19879	26/07/2016	FLEET HYDRAULICS	REPAIRS TO RAM ON GRAB	-659.67
EFT19880	26/07/2016	GEARING BUTCHER'S	SUPPLIES FOR OUTSIDE CREW	-233.03
EFT19881	26/07/2016	ATOM-GERALDTON INDUSTRIAL	TYRE INFLATOR, 2 X MIG WIRE ROLLS	-328.81
EFT19882	26/07/2016	HORIZON POWER	ELECTRICITY - SES	-484.69
EFT19883	26/07/2016	TOLL IPEC PTY LTD	WEEKLY FREIGHT ACCOUNT	-27.14
EFT19884	26/07/2016	LINDA BUTTERLY	FUEL EMCD VEHICLE	-43.71
EFT19885	26/07/2016	MARKET CREATIONS	ARTWORK AND UPDATES-SBDC PAMPHLET	-638.00
EFT19886	26/07/2016	NINGALOO DESIGNS	MERCHANDISE - SBDC	-1370.00
EFT19887	26/07/2016	ONESTEEL GERALDTON	STARTER BARS & MESH-BLOCK WALL	-428.54
EFT19888	26/07/2016	PROFESSIONAL PC SUPPORT	REMOTE SERVER MAINTENANCE	-466.30
EFT19889	26/07/2016	PAULS TYRES	REPAIR TYRE FOR P147 AND P145	-806.00
EFT19890	26/07/2016	DPAW	ADULT DAY PASSES - MONKEY MIA	-1872.00
EFT19891	26/07/2016	SKIPPERS AVIATION	S WHATMOUGH, R KENNEDY, R SCHWARZ, J PERKINS-PREMIER'S DEPT	-4896.29
EFT19892	26/07/2016	SHARK BAY STATE EMERGENCY	FIRST HALF LGGS GRANT 2016-17	-26796.00
EFT19893	26/07/2016	SHARK BAY HOTEL MOTEL	COUNCIL LUNCHEON JULY 2016	-217.50
EFT19894	26/07/2016	SHARK BAY NEWSAGENCY	STATIONERY	-349.50
EFT19895	26/07/2016	SHARK BAY FREIGHTLINES	FREIGHT - BLOCK MAKERS	-3145.17
EFT19896	26/07/2016	SHIRE OF SHARK BAY	RUBBISH CHARGES	-7920.00
EFT19897	26/07/2016	TELSTRA	MOBILE PHONE ACCOUNT	-643.04
EFT19898	26/07/2016	TOTAL UNIFORMS	UNIFORMS	-115.10
EFT19899	26/07/2016	TOTALLY WORKWEAR	SAFETY GLASSES	-72.00
EFT19900	26/07/2016	UNIVERSAL MARINA SYSTEMS	NEW FLOATING SWIMMING PONTOON	-20071.41

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT19901	26/07/2016	BRIAN WAKE	MEMBER TRAVEL	-1508.80
EFT19902	26/07/2016	WORLEY PARSONS SERVICES	CONSULTANCY SERVICES FOR DENHAM FORESHORE REVITALISATION	-25077.80
EFT19903	26/07/2016	WURTH AUSTRALIA PTY LTD	20L BRAKE CLEANER & PUMP BOTTLE	-167.40
EFT19904	28/07/2016	ASPEN-MONKEY MIA PTY LTD	RATES REFUND FOR A2026	-723.50
EFT19905-	19942	TRUST	TOTAL	\$1,702,871.69

SHIRE OF SHARK BAY – TRUST CHEQUE

JULY 2016

TRUST CHEQUE # 161701

CHQ	DATE	NAME	DESCRIPTION	AMOUNT
161701	31/07/2016	COMMISSIONER OF POLICE	POLICE LICENSING JULY 2016	-37178.40

SHIRE OF SHARK BAY – TRUST EFT JULY 2016

EFT 19873, 19905-19942

EFT	Date	Name	Description	Amount
EFT19873	18/07/2016	BILLABONG ROADHOUSE	TICKET SALES JANUARY 2016	-270.00
EFT19905	28/07/2016	BEN BUCKINGHAM	GYM CARD DEPOSIT REFUND	-20.00
EFT19906	28/07/2016	BETH BUCKINGHAM	GYM CARD DEPOSIT REFUND	-20.00
EFT19907	28/07/2016	HARRY POPE	LIBRARY CARD DEPOSIT REFUND	-50.00
EFT19908	28/07/2016	JUDE HOWARD	GYM CARD DEPOSIT REFUND	-20.00
EFT19909	28/07/2016	LORIMAR SOUTHGATE	GYM CARD DEPOSIT REFUND	-20.00
EFT19910	31/07/2016	CONSTRUCTION TRAINING FUND	BCITF JULY 2016	-103.75
EFT19911	31/07/2016	SHIRE OF SHARK BAY	COLLECTION FEE JULY 2016	-8.25

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

EFT19912	31/07/2016	JAMES SNR POLAND	BOOKEASY JULY 2016	-28.00
EFT19913	31/07/2016	MAC ATTACK FISHING CHARTERS	BOOKEASY JULY 2016	-1322.50
EFT19914	31/07/2016	SHARK BAY AVIATION	BOOKEASY JULY 2016	-1514.70
EFT19915	31/07/2016	BLUE DOLPHIN CARAVAN PARK	BOOKEASY JULY 2016	-306.00
EFT19916	31/07/2016	BOTANICA FINE ART PHOTOGRAPHY	BOOKEASY JULY 2016	-28.00
EFT19917	31/07/2016	BUSH HERITAGE HAMELIN STATION	BOOKEASY JULY 2016	-85.00
EFT19918	31/07/2016	BAY LODGE MIDWEST OASIS	BOOKEASY JULY 2016	-1789.25
EFT19919	31/07/2016	BLUE LAGOON PEARLS	BOOKEASY JULY 2016	-755.50
EFT19920	31/07/2016	CASSA'S COTTAGE	BOOKEASY JULY 2016	-392.00
EFT19921	31/07/2016	CARNARVON CENTRAL APARTMENTS	BOOKEASY JULY 2016	-127.50
EFT19922	31/07/2016	SHARK BAY COASTAL TOURS	BOOKEASY JULY 2016	-897.60
EFT19923	31/07/2016	DENHAM SEASIDE CARAVAN PARK	BOOKEASY JULY 2016	-28.05
EFT19924	31/07/2016	ECO ADVENTURES DIRK HARTOG	BOOKEASY JULY 2016	-1393.20
EFT19925	31/07/2016	HARTOG COTTAGES	BOOKEASY JULY 2016	-5942.90
EFT19926	31/07/2016	HINCHY PUBLICATIONS	BOOKEASY JULY 2016	-22.16
EFT19927	31/07/2016	HERITAGE RESORT	BOOKEASY JULY 2016	-448.80
EFT19928	31/07/2016	INTEGRITY COACH LINES	BOOKEASY JULY 2016	-627.30
EFT19929	31/07/2016	MONKEY MIA YACHT CHARTERS	BOOKEASY JULY 2016	-6126.56
EFT19930	31/07/2016	MONKEYMIA WILDSIGHTS	BOOKEASY JULY 2016	-6030.14
EFT19931	31/07/2016	WA OCEAN PARK PTY LTD	BOOKEASY JULY 2016	-723.35
EFT19932	31/07/2016	OCEANSIDE VILLAGE	BOOKEASY JULY 216	-1195.80
EFT19933	31/07/2016	PATRICA ANDREW	BOOKEASY JULY 2016	-64.00
EFT19934	31/07/2016	SHARK BAY SCENIC QUAD BIKE	BOOKEASY JULY 2016	-1425.00
EFT19935	31/07/2016	RAC TOURISM ASSETS P/L	BOOKEASY JULY 2016	-1752.96
EFT19936	31/07/2016	SHARK BAY HOTEL MOTEL	BOOKEASY JULY 2016	-637.50
EFT19937	31/07/2016	SHARK BAY HOLIDAY COTTAGES	BOOKEASY JULY 2016	-106.25
EFT19938	31/07/2016	SHARKBAY CARAVAN PARK	BOOKEASY JULY 2016	-905.25
EFT19939	31/07/2016	SHARK BAY FISHING AND ECO TOURS	BOOKEASY JULY 2016	-2567.00
EFT19940	31/07/2016	SHIRE OF SHARK BAY	BOOKEASY COMMISSION JULY 2016	-6990.70
EFT19941	31/07/2016	TRADEWINDS APARTMENTS	BOOKEASY JULY 2016	-1975.60
EFT19942	31/07/2016	WULA GUDA NYINDA (CAPES)	BOOKEASY JULY 2016	-3696.88
			TOTAL	\$50,417.45

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

12.2 FINANCIAL REPORTS TO 31 JULY 2016
CM00017

Author

Executive Manager Finance and Administration

Disclosure of Any Interest

Nil

Moved Cr Laundry
Seconded Cr Wake

Council Resolution

**That the monthly financial report to 31 July 2016 as attached be received.
6/0 CARRIED**

Comment

As per the requirements of Section 6.4 of the *Local Government Act 1995* and Regulation 34 of the *Local Government Accounting (Financial Management) Regulations 1996*, the following monthly financial reports to **31 July 2016** are attached.

LEGAL IMPLICATIONS

Section 34 of the *Local Government (Financial Management) Regulations 1996*, requires a financial report to be submitted to Council on a monthly basis.

POLICY IMPLICATIONS

There are no policy implications associated with this item.

FINANCIAL IMPLICATIONS

The financial report shows that the finances of the Shire are in line with its adopted budget.

STRATEGIC IMPLICATIONS

Outcome 1.2 To improve fiscal management practices and procedures and maximise operating revenue and social capital.

RISK MANAGEMENT

The financial report reports on the current financial status and this is currently viewed as a low risk to Council.

Voting Requirements

Simple Majority Required

Signature

Author
Chief Executive Officer
Date of Report

C Wood
P Anderson
22 August 2016

31 AUGUST 2016

SHIRE OF SHARK BAY

MONTHLY FINANCIAL REPORT

For the Period Ended 31 July 2016

LOCAL GOVERNMENT ACT 1995

LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996

TABLE OF CONTENTS

Compilation Report

Monthly Summary Information

Statement of Financial Activity by Program

Statement of Financial Activity By Nature or Type

Statement of Capital Acquisitions and Capital Funding

Statement of Budget Amendments

Note 1	Significant Accounting Policies
Note 2	Explanation of Material Variances
Note 3	Net Current Funding Position
Note 4	Cash and Investments
Note 6	Receivables
Note 7	Cash Backed Reserves
Note 8	Capital Disposals
Note 9	Rating Information
Note 10	Information on Borrowings
Note 11	Grants and Contributions
Note 12	Trust
Note 13	Capital Acquisitions

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

SHIRE OF SHARK BAY							
STATEMENT OF FINANCIAL ACTIVITY							
(Statutory Reporting Program)							
For the Period Ended 31 July 2016							
	Note	Annual Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)	Var. % (b)-(a)/(a)	Var.
		\$	\$	\$	\$	%	
Operating Revenues							
Governance		5,000	0	4,342	4,342	0.00%	▲
General Purpose Funding - Rates	9	1,190,724	1,233,061	1,290,363	57,302	4.65%	▲
General Purpose Funding - Other		2,007,585	4,167	6,570	2,403	57.7%	▲
Law, Order and Public Safety		52,830	11,115	2,813	(8,302)	(75%)	▼
Health		750	750	764	14	1.87%	▲
Housing		84,760	7,067	9,301	2,234	31.6%	▲
Community Amenities		284,000	209,833	204,105	(5,728)	(2.73%)	▼
Recreation and Culture		520,150	19,012	33,086	14,074	74.0%	▲
Transport		4,310,014	103,000	2,615,276	2,512,276	2439.1%	▲
Economic Services		1,130,320	48,701	142,534	93,833	192.7%	▲
Other Property and Services		34,000	2,833	6,465	3,632	128.2%	▲
Total Operating Revenue		9,620,133	1,639,539	4,315,619	2,676,080	163.22%	
Operating Expense							
Governance		(307,761)	(92,293)	(48,061)	44,232	(47.9%)	▲
General Purpose Funding		(118,973)	(12,956)	(15,228)	(2,272)	17.5%	▼
Law, Order and Public Safety		(303,147)	(38,716)	(44,086)	(5,370)	13.9%	▼
Health		(65,372)	(2,039)	(8,021)	(5,982)	293.4%	▼
Housing		(184,713)	(20,926)	(14,656)	6,270	(30.0%)	▲
Community Amenities		(620,366)	(48,860)	(42,694)	6,166	(12.6%)	▲
Recreation and Culture		(2,099,333)	(175,937)	(113,487)	62,450	(35.5%)	▲
Transport		(5,266,560)	(125,676)	(808,168)	(682,492)	543.1%	▼
Economic Services		(1,773,085)	(125,078)	(92,745)	32,333	(25.9%)	▲
Other Property and Services		(33,500)	(9,531)	(49,655)	(40,124)	421.0%	▼
Total Operating Expenditure		(10,772,810)	(652,012)	(1,236,801)	(584,789)	89.7%	
Funding Balance Adjustments							
Add back Depreciation		1,782,700	148,558	0	(148,558)		
Adjust (Profit)/Loss on Asset Disposal	8	3,343	0	0	0		
Adjust Provisions and Accruals		0	0	0	0		
Net Cash from Operations		633,366	1,136,085	3,078,818	1,942,733	171.00%	
Capital Revenues							
Grants, Subsidies and Contributions	11	1,388,106	145,000	144,687	(313)	(0.2%)	▼
Proceeds from Disposal of Assets	8	115,000	0	0	0		
Total Capital Revenues		1,503,106	145,000	144,687	(313)	(0.2%)	
Capital Expenses							
Land Held for Resale							
Land and Buildings	13	(200,000)	(6,000)	(17,739)	(11,739)	(195.65%)	▼
Infrastructure - Roads	13	(1,345,789)	(24,812)	(28,619)	(3,807)	(15.3%)	▼
Infrastructure - Public Facilities	13	(1,771,341)	(40,000)	(356,045)	(316,045)	(790.1%)	▼
Infrastructure - Streetscapes	13	(60,000)	(4,167)	0	4,167	100.0%	▲
Infrastructure - Footpaths	13	(50,000)	0	0	0	0.00%	▲
Infrastructure - Drainage	13	(40,000)	0	0	0	0.00%	▲
Heritage Assets	13	(110,000)	(6,000)	(4,990)	1,010	16.8%	▲
Plant and Equipment	13	(865,000)	0	(94,736)	(94,736)	0.00%	▼
Furniture and Equipment	13	(10,000)	0	0	0	0.00%	▲
Total Capital Expenditure		(4,452,130)	(80,979)	(502,129)	(421,150)	(520.1%)	
Net Cash from Capital Activities		(2,949,024)	64,021	(357,442)	(421,463)	658.32%	
Financing							
Proceeds from New Debentures					0		
Transfer from Reserves	7	1,382,458	0	0	0	0.00%	▲
Repayment of Debentures	10	(63,588)	(9,670)	(9,673)	(3)	(0.0%)	▲
Transfer to Reserves	7	(415,707)	0	0	0	0.0%	▲
Net Cash from Financing Activities		903,163	(9,670)	(9,673)	(3)	(0.03%)	
Net Operations, Capital and Financing		(1,412,495)	1,190,436	2,711,703	1,521,267	(127.79%)	▲
Opening Funding Surplus(Deficit)	3	1,412,495	1,412,495	1,386,714	(25,781)		
Closing Funding Surplus(Deficit)	3	0	2,602,931	4,098,417	1,495,486	(57.45%)	▲

Indicates a variance between Year to Date (YTD) Budget and YTD Actual data as per the adopted materiality threshold.
Refer to Note 2 for an explanation of the reasons for the variance.

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

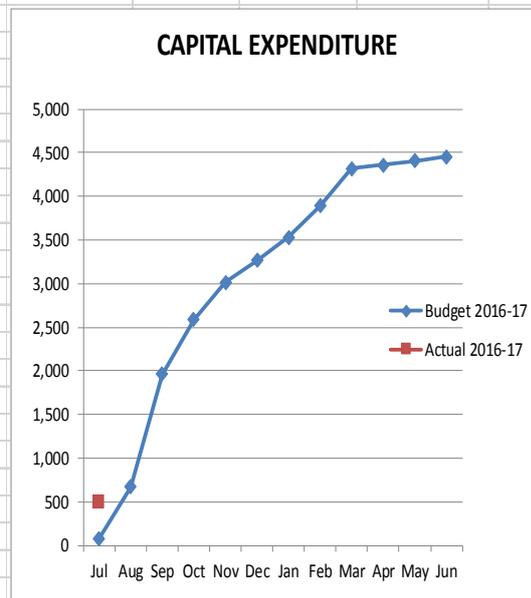
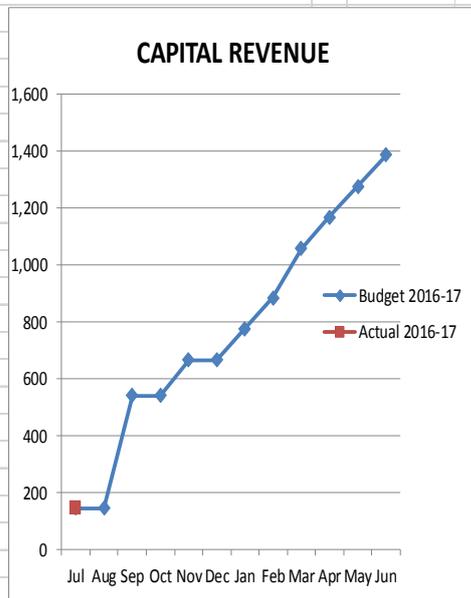
SHIRE OF SHARK BAY				
STATEMENT OF FINANCIAL ACTIVITY				
(By Nature or Type)				
For the Period Ended 31 July 2016				
	Note	Annual Budget	YTD Budget (a)	YTD Actual (b)
Operating Revenues		\$	\$	\$
Rates	9	1,233,269	1,232,269	1,290,101
Operating Grants, Subsidies and Contributions	11	6,896,734	109,782	2,734,382
Fees and Charges		1,201,180	284,405	264,638
Interest Earnings		68,540	3,334	5,379
Other Revenue		217,000	9,749	21,119
Profit on Disposal of Assets	8	3,410	0	0
Total Operating Revenue		9,620,133	1,639,539	4,315,619
Operating Expense				
Employee Costs		(2,158,915)	(174,804)	(144,164)
Materials and Contracts		(6,295,627)	(195,645)	(936,665)
Utility Charges		(145,960)	(10,847)	10,817
Depreciation on Non-Current Assets		(1,782,700)	(148,558)	0
Interest Expenses		(17,505)	0	3,067
Insurance Expenses		(160,850)	(80,700)	(96,246)
Other Expenditure		(204,500)	(41,458)	(73,610)
Loss on Disposal of Assets	8	(6,753)	0	0
Total Operating Expenditure		(10,772,810)	(652,012)	(1,236,801)
Funding Balance Adjustments				
Add back Depreciation		1,782,700	148,558	0
Adjust (Profit)/Loss on Asset Disposal	8	3,343	0	0
Adjust Provisions and Accruals		0	0	0
Net Cash from Operations		633,366	1,136,085	3,078,818
Capital Revenues				
Grants, Subsidies and Contributions	11	1,388,106	145,000	144,687
Proceeds from Disposal of Assets	8	115,000	0	0
Total Capital Revenues		1,503,106	145,000	144,687
Capital Expenses				
Land Held for Resale			0	0
Land and Buildings	13	(200,000)	(6,000)	(17,739)
Infrastructure - Roads	13	(1,345,789)	(24,812)	(28,619)
Infrastructure - Public Facilities	13	(1,771,341)	(40,000)	(356,045)
Infrastructure - Streetscapes	13	(60,000)	(4,167)	0
Infrastructure - Footpaths	13	(50,000)	0	0
Infrastructure - Drainage	13	(40,000)	0	0
Heritage Assets	13	(110,000)	(6,000)	(4,990)
Plant and Equipment	13	(865,000)	0	(94,736)
Furniture and Equipment	13	(10,000)	0	0
Total Capital Expenditure		(4,452,130)	(80,979)	(502,129)
Net Cash from Capital Activities		(2,949,024)	64,021	(357,442)
Financing				
Proceeds from New Debentures		0	0	0
Transfer from Reserves	7	1,382,458	0	0
Repayment of Debentures	10	(63,588)	(9,670)	(9,673)
Transfer to Reserves	7	(415,707)	0	0
Net Cash from Financing Activities		903,163	(9,670)	(9,673)
Net Operations, Capital and Financing		(1,412,495)	1,190,436	2,711,703
Opening Funding Surplus(Deficit)	3	1,412,495	1,412,495	1,386,714
Closing Funding Surplus(Deficit)	3	0	2,602,931	4,098,417

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

SHIRE OF SHARK BAY
STATEMENT OF CAPITAL ACQUISITIONS AND CAPITAL FUNDING
For the Period Ended 31 July 2016

Capital Acquisitions	Note	YTD Actual New /Upgrade (a)	YTD Actual (Renewal Expenditure) (b)	YTD Actual Total (c) = (a)+(b)	YTD Budget (d)	Annual Budget	Variance (d) - (c)
		\$	\$	\$	\$	\$	\$
Land and Buildings	13	0	17,739	17,739	6,000	305,000	(11,739)
Infrastructure Assets - Roads	13		28,619	28,619	24,812	1,127,400	(3,807)
Infrastructure Assets - Public Facilities	13	46,781	309,264	356,045	40,000	1,746,341	(316,045)
Infrastructure Assets - Footpaths	13	0	0	0	0	50,000	0
Infrastructure Assets - Drainage	13		0	0	0	40,000	0
Infrastructure Assets - Streetscapes	13		0	0	4,167	278,389	4,167
Heritage Assets	13		4,990	4,990	6,000	30,000	1,010
Plant and Equipment	13	94,682	54	94,736	0	865,000	(94,736)
Furniture and Equipment	13		0	0	0	10,000	0
Capital Expenditure Totals		141,463	360,666	502,129	80,979	4,452,130	(421,150)



MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

SHIRE OF SHARK BAY	
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY	
For the Period Ended 31 July 2016	
1. SIGNIFICANT ACCOUNTING POLICIES	
(a) Basis of Preparation	
	This report has been prepared in accordance with applicable Australian Accounting Standards (as they apply to local government and not-for-profit entities), Australian Accounting Interpretations, other authoritative pronouncements of the Australian Accounting Standards Board, the Local Government Act 1995 and accompanying regulations. Material accounting policies which have been adopted in the preparation of this budget are presented below and have been consistently applied unless stated otherwise.
	Except for cash flow and rate setting information, the report has also been prepared on the accrual basis and is based on historical costs, modified, where applicable, by the measurement at fair value of selected non-current assets, financial assets and liabilities.
	The Local Government Reporting Entity
	All Funds through which the Council controls resources to carry on its functions have been included in the financial statements forming part of this budget.
	In the process of reporting on the local government as a single unit, all transactions and balances between those Funds (for example, loans and transfers between Funds) have been eliminated.
	All monies held in the Trust Fund are excluded from the financial statements. A separate statement of those monies appears at Note 16 to this budget document.
(b) Rounding Off Figures	
	All figures shown in this report, other than a rate in the dollar, are rounded to the nearest dollar.
(c) Rates, Grants, Donations and Other Contributions	
	Rates, grants, donations and other contributions are recognised as revenues when the local government obtains control over the assets comprising the contributions.
	Control over assets acquired from rates is obtained at the commencement of the rating period or, where earlier, upon receipt of the rates.
(d) Goods and Services Tax (GST)	
	Revenues, expenses and assets are recognised net of the amount of GST, except where the amount of GST incurred is not recoverable from the Australian Taxation Office (ATO).
	Receivables and payables are stated inclusive of GST receivable or payable. The net amount of GST recoverable from, or payable to, the ATO is included with receivables or payables in the statement of financial position.
	Cash flows are presented on a gross basis. The GST components of cash flows arising from investing or financing activities which are recoverable from, or payable to, the ATO are presented as operating cash flows.
(e) Superannuation	
	The Council contributes to a number of Superannuation Funds on behalf of employees.
	All funds to which the Council contributes are defined contribution plans.

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

SHIRE OF SHARK BAY					
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY					
For the Period Ended 31 July 2016					
1.	SIGNIFICANT ACCOUNTING POLICIES (Continued)				
	(f) Cash and Cash Equivalents				
	Cash and cash equivalents include cash on hand, cash at bank, deposits available on demand with banks, other short term highly liquid investments that are readily convertible to known amounts of cash and which are subject to an insignificant risk of changes in value and bank overdrafts.				
	Bank overdrafts are shown as short term borrowings in current liabilities in the statement of financial position.				
	(g) Trade and Other Receivables				
	Trade and other receivables include amounts due from ratepayers for unpaid rates and service charges and other amounts due from third parties for goods sold and services performed in the ordinary course of business.				
	Receivables expected to be collected within 12 months of the end of the reporting period are classified as current assets. All other receivables are classified as non-current assets.				
	Collectability of trade and other receivables is reviewed on an ongoing basis. Debts that are known to be uncollectible are written off when identified. An allowance for doubtful debts is raised when there is objective evidence that they will not be collectible.				
	(h) Inventories				
	General				
	Inventories are measured at the lower of cost and net realisable value.				
	Net realisable value is the estimated selling price in the ordinary course of business less the estimated costs of completion and the estimated costs necessary to make the sale.				
	Land Held for Resale				
	Land held for development and sale is valued at the lower of cost and net realisable value. Cost includes the cost of acquisition, development, borrowing costs and holding costs until completion of development. Finance costs and holding charges incurred after development is completed are expensed.				
	Gains and losses are recognised in profit or loss at the time of signing an unconditional contract of sale if significant risks and rewards, and effective control over the land, are passed on to the buyer at this point.				
	Land held for sale is classified as current except where it is held as non-current based on Council's intentions to release for sale.				
	(i) Fixed Assets				
	Each class of fixed assets within either property, plant and equipment or infrastructure, is carried at cost or fair value as indicated less, where applicable, any accumulated depreciation and impairment losses.				
	Mandatory Requirement to Revalue Non-Current Assets				
	Effective from 1 July 2012, the Local Government (Financial Management) Regulations were amended and the measurement of non-current assets at Fair Value became mandatory.				

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

SHIRE OF SHARK BAY						
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY						
For the Period Ended 31 July 2016						
1. SIGNIFICANT ACCOUNTING POLICIES (Continued)						
(j) Fixed Assets (Continued)						
<i>Land Under Control</i>						
In accordance with Local Government (Financial Management) Regulation 16(a), the Council was required to include as an asset (by 30 June 2013), Crown Land operated by the local government as a golf course, showground, racecourse or other sporting or recreational facility of state or regional significance.						
Upon initial recognition, these assets were recorded at cost in accordance with AASB 116. They were then classified as Land and revalued along with other land in accordance with the other policies detailed in this Note.						
Whilst they were initially recorded at cost (being fair value at the date of acquisition (deemed cost) as per AASB 116) they were revalued along with other items of Land and Buildings at 30 June 2014.						
<i>Initial Recognition and Measurement between Mandatory Revaluation Dates</i>						
All assets are initially recognised at cost and subsequently revalued in accordance with the mandatory measurement framework detailed above.						
In relation to this initial measurement, cost is determined as the fair value of the assets given as consideration plus costs incidental to the acquisition. For assets acquired at no cost or for nominal consideration, cost is determined as fair value at the date of acquisition. The cost of non-current assets constructed by the Council includes the cost of all materials used in construction, direct labour on the project and an appropriate proportion of variable and fixed overheads.						
Individual assets acquired between initial recognition and the next revaluation of the asset class in accordance with the mandatory measurement framework detailed above, are carried at cost less accumulated depreciation as management believes this approximates fair value. They will be subject to subsequent revaluation of the next anniversary date in accordance with the mandatory measurement framework.						

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

SHIRE OF SHARK BAY					
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY					
For the Period Ended 31 July 2016					
1. SIGNIFICANT ACCOUNTING POLICIES (Continued)					
(j) Fixed Assets (Continued)					
Revaluation					
Increases in the carrying amount arising on revaluation of assets are credited to a revaluation surplus in equity. Decreases that offset previous increases of the same asset are recognised against revaluation surplus directly in equity. All other decreases are recognised in profit or loss.					
Transitional Arrangement					
During the time it takes to transition the carrying value of non-current assets from the cost approach to the fair value approach, the Council may still be utilising both methods across differing asset classes.					
Those assets carried at cost will be carried in accordance with the policy detailed in the Initial Recognition section as detailed above.					
Those assets carried at fair value will be carried in accordance with the Revaluation Methodology section as detailed above.					
Land Under Roads					
In Western Australia, all land under roads is Crown land, the responsibility for managing which, is vested in the local government.					
Effective as at 1 July 2008, Council elected not to recognise any value for land under roads acquired on or before 30 June 2008. This accords with the treatment available in Australian Accounting Standard AASB 1051 Land Under Roads and the fact Local Government (Financial Management) Regulation 16(a)(i) prohibits local governments from recognising such land as an asset.					
In respect of land under roads acquired on or after 1 July 2008, as detailed above, Local Government (Financial Management) Regulation 16(a)(i) prohibits local governments from recognising such land as an asset.					
Whilst such treatment is inconsistent with the requirements of AASB 1051, Local Government (Financial Management) Regulation 4(2) provides, in the event of such an inconsistency, the Local Government (Financial Management) Regulations prevail.					
Consequently, any land under roads acquired on or after 1 July 2008 is not included as an asset of the Council.					
Depreciation					
The depreciable amount of all fixed assets including buildings but excluding freehold land, are depreciated on a straight-line basis over the individual asset's useful life from the time the asset is held ready for use. Leasehold improvements are depreciated over the shorter of either the unexpired period of the lease or the estimated useful life of the improvements.					

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

SHIRE OF SHARK BAY			
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY			
For the Period Ended 31 July 2016			
1. SIGNIFICANT ACCOUNTING POLICIES (Continued)			
(j) Fixed Assets (Continued)			
Major depreciation periods used for each class of depreciable asset are:			
Buildings			10 to 50 years
Furniture and Equipment			5 to 10 years
Plant and Equipment			5 to 10 years
Heritage			25 to 100 years
Sealed Roads and Streets			
- Subgrade			Not Depreciated
- Pavement			80 to 100 years
- Seal	Bituminous Seals		15 to 22 years
	Asphalt Surfaces		30 years
Formed Roads (Unsealed)			
- Subgrade			Not Depreciated
- Pavement			18 years
Footpaths			40 to 80 years
Drainage Systems			
- Drains and Kerbs			20 to 60 years
- Culverts			60 years
- Pipes			80 years
- Pits			60 years
The assets residual values and useful lives are reviewed, and adjusted if appropriate, at the end of each reporting period.			
An asset's carrying amount is written down immediately to its recoverable amount if the asset's carrying amount is greater than its estimated recoverable amount.			
Gains and losses on disposals are determined by comparing proceeds with the carrying amount. These gains and losses are included in profit or loss in the period which they arise.			
When revalued assets are sold, amounts included in the revaluation surplus relating to that asset are transferred to retained surplus.			
Capitalisation Threshold			
Expenditure on items of equipment under \$5,000 is not capitalised. Rather, it is recorded on an asset inventory listing.			
(k) Fair Value of Assets and Liabilities			
When performing a revaluation, the Council uses a mix of both independent and management valuations using the following as a guide:			
Fair Value is the price that Council would receive to sell the asset or would have to pay to transfer a liability, in an orderly (i.e. unforced) transaction between independent, knowledgeable and willing market participants at the measurement date.			

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

SHIRE OF SHARK BAY				
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY				
For the Period Ended 31 July 2016				
1.	SIGNIFICANT ACCOUNTING POLICIES (Continued)			
	(k) Fair Value of Assets and Liabilities (Continued)			
	As fair value is a market-based measure, the closest equivalent observable market pricing information is used to determine fair value. Adjustments to market values may be made having regard to the characteristics of the specific asset. The fair values of assets that are not traded in an active market are determined using one or more valuation techniques. These valuation techniques maximise, to the extent possible, the use of observable market data.			
	To the extent possible, market information is extracted from either the principal market for the asset (i.e. the market with the greatest volume and level of activity for the asset or, in the absence of such a market, the most advantageous market available to the entity at the end of the reporting period (ie the market that maximises the receipts from the sale of the asset after taking into account transaction costs and transport costs).			
	For non-financial assets, the fair value measurement also takes into account a market participant's ability to use the asset in its highest and best use or to sell it to another market participant that would use the asset in its highest and best use.			
	<i>Fair Value Hierarchy</i>			
	AASB 13 requires the disclosure of fair value information by level of the fair value hierarchy, which categorises fair value measurement into one of three possible levels based on the lowest level that an input that is significant to the measurement can be categorised into as follows:			
	Level 1			
	Measurements based on quoted prices (unadjusted) in active markets for identical assets or liabilities that the entity can access at the measurement date.			
	Level 2			
	Measurements based on inputs other than quoted prices included in Level 1 that are observable for the asset or liability, either directly or indirectly.			
	Level 3			
	Measurements based on unobservable inputs for the asset or liability.			
	The fair values of assets and liabilities that are not traded in an active market are determined using one or more valuation techniques. These valuation techniques maximise, to the extent possible, the use of observable market data. If all significant inputs required to measure fair value are observable, the asset or liability is included in Level 2. If one or more significant inputs are not based on observable market data, the asset or liability is included in Level 3.			
	<i>Valuation techniques</i>			
	The Council selects a valuation technique that is appropriate in the circumstances and for which sufficient data is available to measure fair value. The availability of sufficient and relevant data primarily depends on the specific characteristics of the asset or liability being measured. The valuation techniques selected by the Council are consistent with one or more of the following valuation approaches:			
	Market approach			
	Valuation techniques that use prices and other relevant information generated by market transactions for identical or similar assets or liabilities.			

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

SHIRE OF SHARK BAY					
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY					
For the Period Ended 31 July 2016					
1. SIGNIFICANT ACCOUNTING POLICIES (Continued)					
(k) Fair Value of Assets and Liabilities (Continued)					
Income approach					
Valuation techniques that convert estimated future cash flows or income and expenses into a single discounted present value.					
Cost approach					
Valuation techniques that reflect the current replacement cost of an asset at its current service capacity.					
Each valuation technique requires inputs that reflect the assumptions that buyers and sellers would use when pricing the asset or liability, including assumptions about risks. When selecting a valuation technique, the Council gives priority to those techniques that maximise the use of observable inputs and minimise the use of unobservable inputs. Inputs that are developed using market data (such as publicly available information on actual transactions) and reflect the assumptions that buyers and sellers would generally use when pricing the asset or liability and considered observable, whereas inputs for which market data is not available and therefore are developed using the best information available about such assumptions are considered unobservable.					
As detailed above, the mandatory measurement framework imposed by the Local Government (Financial Management) Regulations requires, as a minimum, all assets carried at a revalued amount to be revalued at least every 3 years.					
(l) Financial Instruments					
Initial Recognition and Measurement					
Financial assets and financial liabilities are recognised when the Council becomes a party to the contractual provisions to the instrument. For financial assets, this is equivalent to the date that the Council commits itself to either the purchase or sale of the asset (ie trade date accounting is adopted).					
Financial instruments are initially measured at fair value plus transaction costs, except where the instrument is classified 'at fair value through profit or loss', in which case transaction costs are expensed to profit or loss immediately.					
Classification and Subsequent Measurement					
Financial instruments are subsequently measured at fair value, amortised cost using the effective interest rate method, or cost.					
Amortised cost is calculated as:					
(a) the amount in which the financial asset or financial liability is measured at initial recognition;					
(b) less principal repayments and any reduction for impairment; and					
(c) plus or minus the cumulative amortisation of the difference, if any, between the amount initially recognised and the maturity amount calculated using the effective interest rate method.					

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

SHIRE OF SHARK BAY					
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY					
For the Period Ended 31 July 2016					
1. SIGNIFICANT ACCOUNTING POLICIES (Continued)					
(l) Financial Instruments (Continued)					
<p>The effective interest method is used to allocate interest income or interest expense over the relevant period and is equivalent to the rate that discounts estimated future cash payments or receipts (including fees, transaction costs and other premiums or discounts) through the expected life (or when this cannot be reliably predicted, the contractual term) of the financial instrument to the net carrying amount of the financial asset or financial liability. Revisions to expected future net cash flows will necessitate an adjustment to the carrying value with a consequential recognition of an income or expense in profit or loss.</p>					
<i>(i) Financial assets at fair value through profit and loss</i>					
<p>Financial assets are classified at "fair value through profit or loss" when they are held for trading for the purpose of short term profit taking. Assets in this category are classified as current assets. Such assets are subsequently measured at fair value with changes in carrying amount being included in profit or loss.</p>					
<i>(ii) Loans and receivables</i>					
<p>Loans and receivables are non-derivative financial assets with fixed or determinable payments that are not quoted in an active market and are subsequently measured at amortised cost. Gains or losses are recognised in profit or loss.</p>					
<p>Loans and receivables are included in current assets where they are expected to mature within 12 months after the end of the reporting period.</p>					
<i>(iii) Held-to-maturity investments</i>					
<p>Held-to-maturity investments are non-derivative financial assets with fixed maturities and fixed or determinable payments that the Council's management has the positive intention and ability to hold to maturity. They are subsequently measured at amortised cost. Gains or losses are recognised in profit or loss.</p>					
<p>Held-to-maturity investments are included in current assets where they are expected to mature within 12 months after the end of the reporting period. All other investments are classified as non-current.</p>					
<i>(iv) Available-for-sale financial assets</i>					
<p>Available-for-sale financial assets are non-derivative financial assets that are either not suitable to be classified into other categories of financial assets due to their nature, or they are designated as such by management. They comprise investments in the equity of other entities where there is neither a fixed maturity nor fixed or determinable payments.</p>					
<p>They are subsequently measured at fair value with changes in such fair value (i.e. gains or losses) recognised in other comprehensive income (except for impairment losses). When the financial asset is derecognised, the cumulative gain or loss pertaining to that asset previously recognised in other comprehensive income is reclassified into profit or loss.</p>					
<p>Available-for-sale financial assets are included in current assets, where they are expected to be sold within 12 months after the end of the reporting period. All other available for sale financial assets are classified as non-current.</p>					
<i>(v) Financial liabilities</i>					
<p>Non-derivative financial liabilities (excl. financial guarantees) are subsequently measured at amortised cost. Gains or losses are recognised in the profit or loss.</p>					

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

SHIRE OF SHARK BAY					
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY					
For the Period Ended 31 July 2016					
1. SIGNIFICANT ACCOUNTING POLICIES (Continued)					
(l) Financial Instruments (Continued)					
<i>Impairment</i>					
A financial asset is deemed to be impaired if, and only if, there is objective evidence of impairment as a result of one or more events (a "loss event") having occurred, which has an impact on the estimated future cash flows of the financial asset(s).					
In the case of available-for-sale financial assets, a significant or prolonged decline in the market value of the instrument is considered a loss event. Impairment losses are recognised in profit or loss immediately. Also, any cumulative decline in fair value previously recognised in other comprehensive income is reclassified to profit or loss at this point.					
In the case of financial assets carried at amortised cost, loss events may include: indications that the debtors or a group of debtors are experiencing significant financial difficulty, default or delinquency in interest or principal payments; indications that they will enter bankruptcy or other financial reorganisation; and changes in arrears or economic conditions that correlate with defaults.					
For financial assets carried at amortised cost (including loans and receivables), a separate allowance account is used to reduce the carrying amount of financial assets impaired by credit losses. After having taken all possible measures of recovery, if management establishes that the carrying amount cannot be recovered by any means, at that point the written-off amounts are charged to the allowance account or the carrying amount of impaired financial assets is reduced directly if no impairment amount was previously recognised in the allowance account.					
<i>Derecognition</i>					
Financial assets are derecognised where the contractual rights for receipt of cash flows expire or the asset is transferred to another party, whereby the Council no longer has any significant continual involvement in the risks and benefits associated with the asset.					
Financial liabilities are derecognised where the related obligations are discharged, cancelled or expired. The difference between the carrying amount of the financial liability extinguished or transferred to another party and the fair value of the consideration paid, including the transfer of non-cash assets or liabilities assumed, is recognised in profit or loss.					
(m) Impairment of Assets					
In accordance with Australian Accounting Standards the Council's assets, other than inventories, are assessed at each reporting date to determine whether there is any indication they may be impaired.					
Where such an indication exists, an impairment test is carried out on the asset by comparing the recoverable amount of the asset, being the higher of the asset's fair value less costs to sell and value in use, to the asset's carrying amount.					
Any excess of the asset's carrying amount over its recoverable amount is recognised immediately in profit or loss, unless the asset is carried at a revalued amount in accordance with another standard (e.g. AASB 116) whereby any impairment loss of a revaluation decrease in accordance with that other standard.					

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

SHIRE OF SHARK BAY					
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY					
For the Period Ended 31 July 2016					
1. SIGNIFICANT ACCOUNTING POLICIES (Continued)					
(m) Impairment of Assets (Continued)					
For non-cash generating assets such as roads, drains, public buildings and the like, value in use is represented by the depreciated replacement cost of the asset.					
(n) Trade and Other Payables					
Trade and other payables represent liabilities for goods and services provided to the Council prior to the end of the financial year that are unpaid and arise when the Council becomes obliged to make future payments in respect of the purchase of these goods and services. The amounts are unsecured, are recognised as a current liability and are normally paid within 30 days of recognition.					
(o) Employee Benefits					
Short-Term Employee Benefits					
Provision is made for the Council's obligations for short-term employee benefits. Short-term employee benefits are benefits (other than termination benefits) that are expected to be settled wholly before 12 months after the end of the annual reporting period in which the employees render the related service, including wages, salaries and sick leave. Short-term employee benefits are measured at the (undiscounted) amounts expected to be paid when the obligation is settled.					
The Council's obligations for short-term employee benefits such as wages, salaries and sick leave are recognised as a part of current trade and other payables in the statement of financial position. The Council's obligations for employees' annual leave and long service leave entitlements are recognised as provisions in the statement of financial position.					
Other Long-Term Employee Benefits					
Provision is made for employees' long service leave and annual leave entitlements not expected to be settled wholly within 12 months after the end of the annual reporting period in which the employees render the related service. Other long-term employee benefits are measured at the present value of the expected future payments to be made to employees. Expected future payments incorporate anticipated future wage and salary levels, durations or service and employee departures and are discounted at rates determined by reference to market yields at the end of the reporting period on government bonds that have maturity dates that approximate the terms of the obligations. Any remeasurements for changes in assumptions of obligations for other long-term employee benefits are recognised in profit or loss in the periods in which the changes occur.					
The Council's obligations for long-term employee benefits are presented as non-current provisions in its statement of financial position, except where the Council does not have an unconditional right to defer settlement for at least 12 months after the end of the reporting period, in which case the obligations are presented as current provisions.					

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

SHIRE OF SHARK BAY					
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY					
For the Period Ended 31 July 2016					
1. SIGNIFICANT ACCOUNTING POLICIES (Continued)					
(p) Borrowing Costs					
Borrowing costs are recognised as an expense when incurred except where they are directly attributable to the acquisition, construction or production of a qualifying asset. Where this is the case, they are capitalised as part of the cost of the particular asset until such time as the asset is substantially ready for its intended use or sale.					
(q) Provisions					
Provisions are recognised when the Council has a legal or constructive obligation, as a result of past events, for which it is probable that an outflow of economic benefits will result and that outflow can be reliably measured.					
Provisions are measured using the best estimate of the amounts required to settle the obligation at the end of the reporting period.					
(r) Current and Non-Current Classification					
In the determination of whether an asset or liability is current or non-current, consideration is given to the time when each asset or liability is expected to be settled. The asset or liability is classified as current if it is expected to be settled within the next 12 months, being the Council's operational cycle. In the case of liabilities where the Council does not have the unconditional right to defer settlement beyond 12 months, such as vested long service leave, the liability is classified as current even if not expected to be settled within the next 12 months. Inventories held for trading are classified as current even if not expected to be realised in the next 12 months except for land held for sale where it is held as non-current based on the Council's intentions to release for sale.					

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

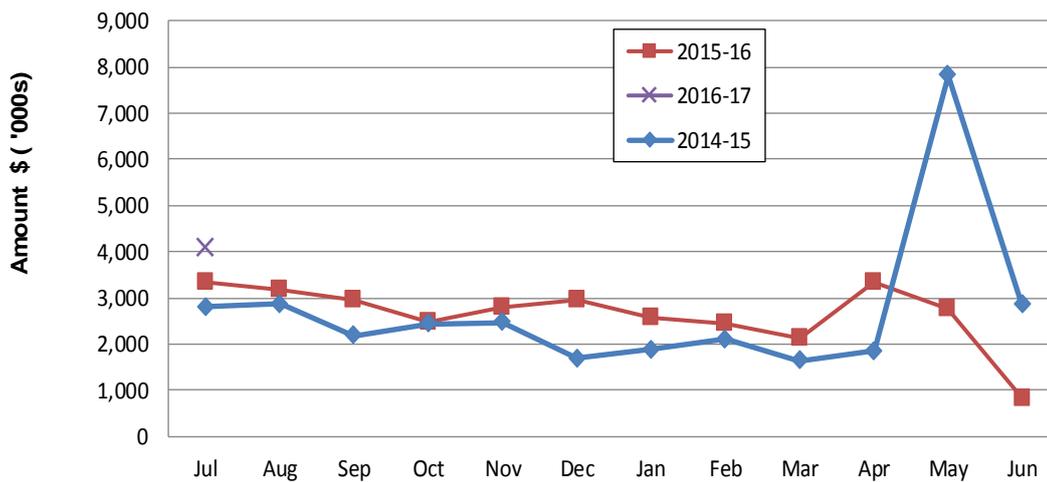
Shire of Shark Bay					
EXPLANATION OF MATERIAL VARIANCES					
For the Period Ended 31 July 2016					
Note 2: EXPLANATION OF MATERIAL VARIANCES					
Reporting Program	Var. \$	Var. %	Var.	Timing/ Permanent	Explanation of Variance
Operating Revenues	\$	%			
Governance	4,342	0.0%	▲	Timing	No reporting variance.
General Purpose Funding - Rates	57,302	4.6%	▲	Timing	General Rates higher due to RAC account which may be written off
General Purpose Funding - Other	2,403	57.7%	▲	Permanent	Interest earned on investments.
Law, Order and Public Safety	(8,302)	(74.7%)	▼	Permanent	1st quarter Grant for SES prepaid in June 16
Health	14	1.9%	▲	Timing	No reporting variance.
Housing	2,234	31.6%	▲	Timing	Two months rent for pensioner units - budget only for one month
Community Amenities	(5,728)	(2.7%)	▼	Timing	Main Roads yet to be billed for rubbish collection
Recreation and Culture	14,074	74.0%	▲	Permanent	Increase in SBDC sales
Transport	2,512,276	2439.1%	▲	Timing	Foreshore Grant received
Economic Services	93,833	192.7%	▲	Timing	Grants for 1616 Celebrations
Other Property and Services	3,632	128.2%	▲	Permanent	Increase in refunds income
Operating Expense					
Governance	44,232	(47.9%)	▲	Timing	Decrease in Administration expenses
General Purpose Funding	(2,272)	17.5%	▼	Timing	Increase in Governance overheads
Law, Order and Public Safety	(5,370)	13.9%	▼	Timing	Payment for SES
Health	(5,982)	293.4%	▼	Timing	Consultant expenses higher than expected at this time.
Housing	6,270	(30.0%)	▲	Timing	Maintenance on staff housing yet to commence
Community Amenities	6,166	(12.6%)	▲	Timing	Less expenditure on household refuse
Recreation and Culture	62,450	(35.5%)	▲	Timing	Less expenditure on SBDC operations and Public halls
Transport	(682,492)	543.1%	▼	Timing	DOT area project progressing
Economic Services	32,333	(25.9%)	▲	Timing	Expenditure on 1616 Celebrations yet to commence
Other Property and Services	(40,124)	421.0%	▼	Timing	Plant under recoveries at this time
Capital Revenues					
Grants, Subsidies and Contributions	(313)	0.0%	▼	Timing	No reportable Variance
Proceeds from Disposal of Assets	0	0.0%	▲	Timing	No reportable Variance
Capital Expenses					
Land and Buildings	(11,739)	(195.7%)	▼	Timing	Office Carpark progressing
Infrastructure - Roads	(3,807)	(15.3%)	▼	Timing	Road program commencing
Infrastructure - Public Facilities	(316,045)	(790.1%)	▼	Timing	Expenditure on Foreshore Project
Infrastructure - Footpaths	0	0.0%	▲	Timing	No reportable Variance
Infrastructure - Drainage	0	0.0%	▲	Timing	No reportable Variance
Infrastructure - Streetscapes	4,167	100.0%	▲	Timing	Expenditure on Info Bay signage yet to commence
Heritage Assets	1,010	16.8%	▲	Timing	Old Jail and Stables project progressing
Plant and Equipment	(94,736)	0.0%	▼	Timing	Expenditure on Boat Jinker
Furniture and Equipment	0	0.0%	▲	Timing	No reportable Variance
Financing					
Loan Principal	(3)	(0.0%)	▼	Timing	No reportable variance
Note: YTD budgets are an estimation at the time of preparing the annual budget.					

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Shire of Shark Bay				
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY				
For the Period Ended 31 July 2016				
Note 3: NET CURRENT FUNDING POSITION				
		Positive=Surplus (Negative=Deficit)		
	Note	31 July 2016	30th June 2016	31 July 2015
		\$	\$	\$
Current Assets				
Cash Unrestricted	4	3,862,970	5,204,530	1,239,177
Cash Restricted	4	1,955,268	1,955,268	1,994,965
Receivables - Rates	6	1,522,181	32,321	1,390,922
Receivables -Other	6	826,205	687,966	464,434
Interest / ATO Receivable		8,541	8,541	0
Inventories		190,158	190,158	146,545
		8,365,323	8,078,784	5,236,043
Less: Current Liabilities				
Payables		(1,414,537)	(1,339,701)	(207,070)
Provisions		(197,101)	(197,101)	(249,152)
Royalties for Regions Funding		(700,000)	(3,200,000)	0
		(2,311,638)	(4,736,802)	(456,222)
Less: Cash Reserves	7	(1,955,268)	(1,955,268)	(1,994,965)
Net Current Funding Position		4,098,417	1,386,714	2,784,856

Note 3 - Liquidity Over the Year



Comments - Net Current Funding Position

Liquidity higher due to funding received for Foreshore project.

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Shire of Shark Bay

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY

For the Period Ended 31 July 2016

Note 4: CASH AND INVESTMENTS							
	Interest Rate	Unrestricted \$	Restricted \$	Trust \$	Total Amount \$	Institution	Maturity Date
(a) Cash Deposits							
Municipal Bank Account	0.10%	202,878			202,878	Bankwest	At Call
Reserve Bank Account	0.00%		55,268		55,268	Bankwest	At Call
Telenet Saver	1.10%	2,849,898			2,849,898	Bankwest	At Call
Trust Bank Account	0.00%			9,690	9,690	Bankwest	At Call
Cash On Hand		800			800		On Hand
(b) Term Deposits							
WATC Grant Funding	1.45%	809,394			809,394	WATC	At Call
Trust	3.00%			95,343	95,343	Bankwest	Sept 2016
Reserve Investment No 7	2.90%		1,900,000		1,900,000	Bankwest	Oct 2016
Total		3,862,970	1,955,268	105,033	5,923,271		
Comments/Notes - Investments							
Surplus funds invested for terms conducive to cashflow requirements							

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Shire of Shark Bay

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY

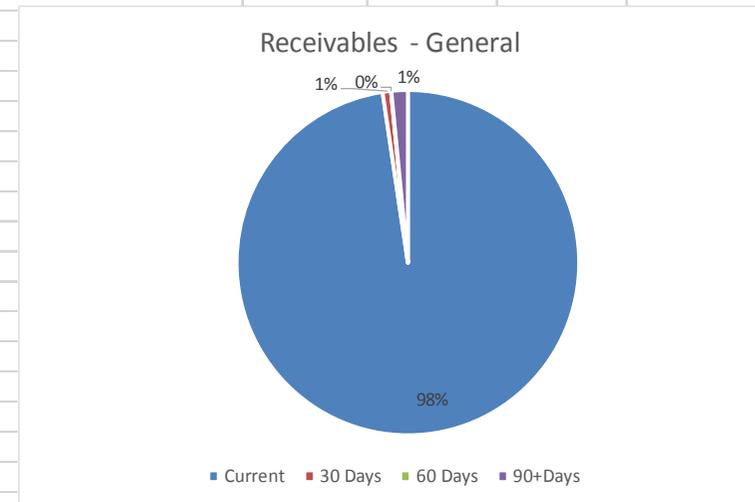
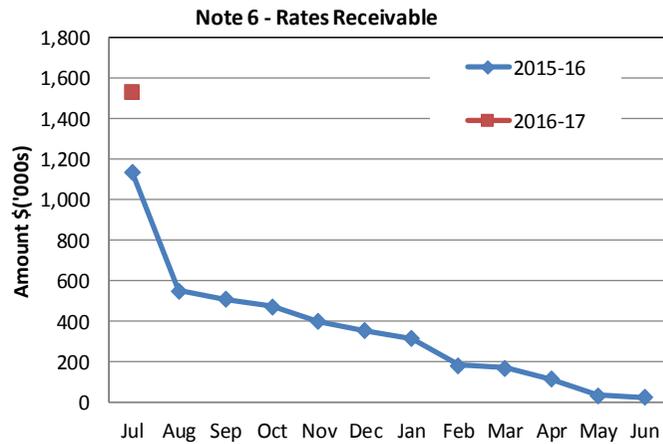
For the Period Ended 31 July 2016

Note 6: RECEIVABLES

Receivables - Rates Receivable	31 July 2016	30 June 2016
	\$	\$
Opening Arrears Previous Years	25,814	5,744
Levied this year	1,520,406	1,175,951
Less Collections to date	(16,178)	(1,155,881)
Equals Current Outstanding	1,530,042	25,814
Net Rates Collectable	1,530,042	25,814
% Collected	1.05%	97.82%

Receivables - General	Current	30 Days	60 Days	90+Days
	\$	\$	\$	\$
Receivables - General	803,822	6,533	289	12,677
Total Receivables General Outstanding				823,321

Amounts shown above include GST (where applicable)



Comments/Notes - Receivables Rates

No major issues at this time - awaiting funding reimbursements

MINUTES OF THE ORDINARY COUNCIL MEETING

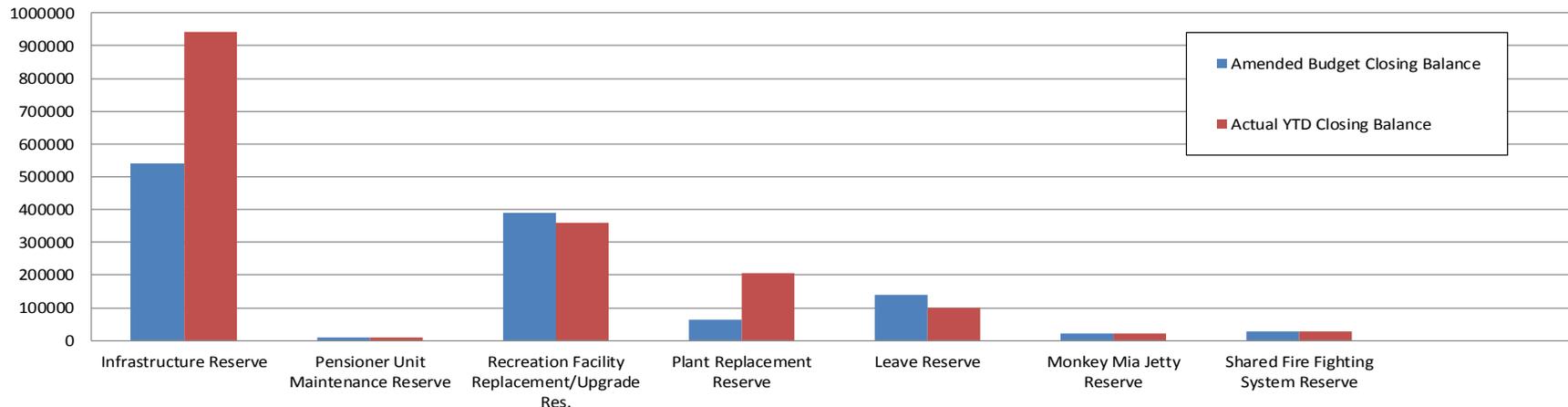
31 AUGUST 2016

Shire of Shark Bay
 NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
 For the Period Ended 31 July 2016

Note 7: Cash Backed Reserve

2016-17 Name	Opening Balance	2016/17 Budget Interest Earned	Actual Interest Earned	2016/17 Budget Transfers In (+)	Actual Transfers In (+)	2016/17 Budget Transfers Out (-)	Actual Transfers Out (-)	Transfer out Reference	Amended Budget Closing Balance	Actual YTD Closing Balance
Infrastructure Reserve	\$ 1,302,197	\$ 15,000	\$	\$ 66,667	\$	\$ (886,458)	\$		\$ 497,406	\$ 1,302,197
Pensioner Unit Maintenance Reserve	10,160	100		10,500		(20,000)			760	10,160
Recreation Facility Replacement/Upgrade Res.	366,294	6,400		0		(76,000)			296,694	366,294
Plant Replacement Reserve	140,462	4,000		300,000		(400,000)			44,462	140,462
Leave Reserve	87,921	2,100		10,000		0			100,021	87,921
Monkey Mia Jetty Reserve	20,627	400		0		0			21,027	20,627
Shared Fire Fighting System Reserve	27,607	540		0		0			28,147	27,607
	1,955,268	28,540	0	387,167	0	(1,382,458)	0		988,517	1,955,268

Note 7 - Year To Date Reserve Balance to End of Year Estimate



MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Shire of Shark Bay					
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY					
For the Period Ended 31 July 2016					
<u>Note 7a: Cash Backed Reserve Detail</u>					
2016-17	Opening Balance	Source of Funds	Transfers In (+)	Transfers Out (-)	Closing Balance
Name	\$		\$	\$	\$
Infrastructure Reserve	1,296,625				
Interest		Investment	15,000		
Transfer of funds		General Revenue	66,667		
Foreshore project				216,458	
Jinker				200,000	
Admin Office Carpark				20,000	
Staff Housing				40,000	
Overlander Solar Relocation				10,000	
Museum Lighting				80,000	
Footpath Upgrades				50,000	
Drainage Upgrades				40,000	
Abulition Depot				10,000	
Information Signage				50,000	
Shade Shelters Eastern Foreshore				15,000	
Denham Hall				30,000	
SBDC Emergency Power				5,000	
Town Oval Bore 14-15 CFWD				40,000	
Town Oval Toilets				50,000	
Old Jail and Stables 14-15 CFWD				30,000	
	1,296,625		81,667	886,458	491,834
Pensioner Unit Maintenance Reserve	9,824				
Interest		Investment	100		
Transfer of Funds		General Revenue	10,500		
Upgrade to Units				20,000	
	9,824		10,600	20,000	424
Recreation Facility Replacement/Upgrade Res.	360,407				
Interest		Investment	6,400		
Childcare Centre Softfall				25,000	
Recreation Centre 3 Phase Power				5,000	
Rectification Works Rec Centre				20,000	
Cricket Practice Nets				6,000	
Recreation Centre Signage				20,000	
	360,407		6,400	76,000	290,807
Plant Replacement Reserve	118,946				
Interest		Investment	4,000		
Depreciation		General Funds	300,000		
Camp Upgrades				85,000	
Major Plant items				20,000	
Prime Mover				215,000	
Works Manager- Dual Cab Ute				27,000	
Town Supervisor- Dual Cab Ute				28,000	
Town- Single Cab Ute				25,000	
	118,946		304,000	400,000	22,946
Leave Reserve	86,502				
Interest		Investment	2,100		
Transfer of Funds		General Funds	10,000		
LSL Taken					
	86,502		12,100	0	98,602
Monkey Mia Jetty Reserve	20,365				
Interest		Investment	400		
	20,365		400	0	20,765
Shared Fire Fighting System Reserve	27,207				
Interest		Investment	540	0	
	27,207		540	0	27,747
Total	\$1,919,876		\$415,707	\$1,382,458	\$953,125

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Shire of Shark Bay

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY

For the Period Ended 31 July 2016

Note 8 CAPITAL DISPOSALS

Actual YTD Profit/(Loss) of Asset Disposal					Original Budget YTD 31 07 2016		
Cost	Accum Depr	Proceeds	Profit (Loss)		Annual Budget Profit/(Loss)	Actual Profit/(Loss)	Variance
\$	\$	\$	\$	Plant and Equipment	\$	\$	\$
				Transport			
0	0	0	0	Primemover Powerstar	0	0	0
				Ute -Hilux 4x4	(3,718)	0	3,718
0	0	0	0	Ute -Dual Cab	(3,035)	0	3,035
0	0	0	0	Ute- Ford Ranger	3,410	0	(3,410)
					0		
0	0	0	0		(3,343)	0	3,343
Comments - Capital Disposal/Replacements							

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Shire of Shark Bay											
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY											
For the Period Ended 31 July 2016											
NOTE 9: RATING INFORMATION	Rate in \$	Number of Properties	Rateable Value \$	Rate Revenue \$	Interim Rates \$	Back Rates \$	Total Revenue \$	2016/17 Budget Rate Revenue \$	2016/17 Budget Interim Rate \$	2016/17 Budget Back Rate \$	2016/17 Budget Total Revenue \$
RATE TYPE											
Differential General Rate											
GRV Rateable Property	0.092319	299	3,595,145	322,891	(800)		322,091	331,900			331,900
GRV Vacant	0.092319	18	345,894	28,041			28,041	31,880			31,880
GRV - Commercial	0.094872	43	2,041,029	191,231			191,231	193,650			193,650
GRV - Industrial/Residential	0.102160	44	610,127	61,093			61,093	62,330			62,330
GRV Industrial /Residential Vacant	0.092315	2	17,100	-474			-474	1,580			1,580
GRV Rural Commercial	0.095949	5	304,200	29,188			29,188	29,200			29,200
GRV Resort	0.101279	2	1,112,800	112,703			112,703	112,700			112,700
UV General	0.190448	6	739,348	219,156			219,156	140,800			140,800
UV Mining	0.259757	1	21,367	5,693			5,693	5,550			5,550
UV Pastoral	0.130428	12	654,760	85,399			85,399	85,400			85,400
UV Exploration	0.249757	9	581,262	148,786			148,786	145,200			145,200
Sub-Totals		441	10,023,032	1,203,707			1,202,907	1,140,190	0	0	1,140,190
Minimum Payment											
GRV Rateable Property	800.00	67		53,600			53,600	53,600			53,600
GRV Vacant	800.00	85		68,000			68,000	68,000			68,000
GRV - Commercial	800.00	26		20,800			20,800	20,800			20,800
GRV - Industrial/Residential	800.00	4		3,200			3,200	3,200			3,200
GRV Industrial /Residential Vacant	500.00	1		0			0	500			500
Rural Commercial	800.00	0		0			0	0			0
GRV Resort	800.00	0		0			0	0			0
UV General	835.00	5		4,175			4,175	4,200			4,200
UV Mining	835.00	1		835			835	835			835
UV Pastoral	835.00	0		0		-724	-724	0			0
UV Exploration	835.00	1		0			0	835			835
Sub-Totals		190	0	5,010		-724	149,886	151,970			151,970
Concessions							(101,137)				(98,361)
Amount from General Rates							1,251,656				1,193,799
Specified Area Rates							38,468				38,468
Totals							1,290,124				1,232,267
Comments - Rating Information											
The variance between the budget and the actual amounts is due to the transfer of rates paid in advance in 2015/16 being applied to 2015/16 and reversed in 2016/17. Should the same trend of excess payments continue in 2016/17 then the level of rates received should reach the budgeted amount.											

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Shire of Shark Bay								
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY								
For the Period Ended 31 July 2016								
10. INFORMATION ON BORROWINGS								
(a) Debenture Repayments								
Particulars	Principal 1-Jul-16	New Loans	Principal Repayments		Principal Outstanding		Interest Repayments	
			2016/17 Actual	2016/17 Budget	2016/17 Actual	2016/17 Budget	2016/17 Actual	2016/17 Budget
			\$	\$	\$	\$	\$	\$
Loan 57 Monkey Mia Bore	222,287	0	0	28,057	222,287	194,230	-2,526	9,425
Loan 53 - Staff Housing	62,945	0	9,673	19,659	53,272	43,286	66	3,200
Loan 56 - Staff Housing	79,415	0	0	15,872	79,415	63,543	(608)	4,880
	364,647	0	9,673	63,588	354,974	301,059	(542)	8,080

All debenture repayments are financed by general purpose revenue except Loan 57 which is funded through a Specified Area Rate.

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Shire of Shark Bay
 NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
 For the Period Ended 31 July 2016

Note 11: GRANTS AND CONTRIBUTIONS

Program/Details	Grant Provider	Approval	2016-17 Budget	Variations Additions (Deletions)	Operating	Capital	Recoup Status	
							Received	Not Received
		(Y/N)	\$	\$	\$	\$	\$	\$
GENERAL PURPOSE FUNDING								
Grants Commission - General	WALGGC	Y	1,455,000	0	1,455,000	0	0	1,455,000
Grants Commission - Roads	WALGGC	Y	418,000	0	418,000	0	0	418,000
LAW, ORDER, PUBLIC SAFETY								
FESA Grant - Operating Bush Fire Brigade	Dept. of Fire & Emergency Serv.	Y	8,130	0	8,130	0	0	8,130
Grant FESA - SES	Dept. of Fire & Emergency Serv.	Y	35,000	0	35,000	0	0	35,000
RECREATION AND CULTURE								
Foreshore Revitalisation	Royalties for Regions	Y	396,306	0	0	396,306	125,000	271,306
Community Bus	Lotterywest	N	150,000	0	150,000	0	0	0
Grant- Foreshore	Stronger Communities	Y	20,000	0	0	20,000	20,000	0
Grant- Walking Trail		N	50,000		50,000	0	0	
TRANSPORT								
Road Preservation Grant	State Initiative	Y	99,000	0	99,000	0	99,131	(131)
Useless Loop Road - Mtce	Main Roads WA	Y	300,000	0	300,000	0	0	300,000
Contributions - Road Projects	Pipeline	Y	8,000	0	8,000	0	0	8,000
Roads To Recovery Grant - Cap	Roads to Recovery	Y	659,800	0	0	659,800	0	659,800
Foreshore - DOT Boat Area	Royalties for Regions	Y	2,893,604	0	2,893,604	0	2,500,000	393,604
RRG Grants - Capital Projects	Regional Road Group	Y	312,000	0	0	312,000	0	312,000
Grant-RBFS Trailer Parking	Recreational Boating Facilities Scheme	Y	750,000	0	750,000	0	0	0
DOT - Trailer Parking-Non Cash Contribution	Department of Transport	Y	250,000	0	250,000	0	0	0
ECONOMIC SERVICES								
Contribution - Monkey Mia	Dept. of Parks and Wildlife	Y	50,000	0	50,000	0	57,524	(7,524)
Grants - 2016 Celebrations	Dept Premier and Cabinet	Y	430,000	0	430,000	0	77,727	352,273
TOTALS			8,284,840	0	6,896,734	1,388,106	2,879,382	4,205,458
			Operating		6,896,734		2,734,382	
			Non-operating		1,388,106		145,000	
					8,284,840		2,879,382	
Comments - Operating and Non Operating Grants								

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Shire of Shark Bay					
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY					
For the Period Ended 31 July 2016					
Note 12: TRUST FUND					
Funds held at balance date over which the Shire has no control and which are not included in this statement are as follows:					
Description	Opening Balance 1 Jul 16	Amount Received	Amount Paid	Closing Balance 31-Jul-16	
	\$	\$	\$	\$	
BCITF Levy Income	112	0	(112)	0	
Library Card Bond	100	50	(50)	100	
Bookeasy- Sales	0	49,975	(49,905)	70	
Kerb/Footpath Deposit	4,300	0	0	4,300	
Building Completion Bond	0	0	0	0	
Bond Key	2,450	240	(80)	2,610	
Police Licensing	4,470	34,618	(37,178)	1,910	
Marquee Deposit	0	700	0	700	
Building Licence Levy	0	0	0	0	
Sunter Place - Recreation Reserve	95,343	0	0	95,343	
	106,775	85,583	(87,325)	105,033	

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

CAPITAL WORKS PROGRAM 2016/17								
Infrastructure Assets	Strategic Plan Reference	Responsible Officer	2016/17 Budget	YTD Budget	YTD Actual	Variance (Under)/Over	YTD Actual (Renewal Exp)	Comment
Land and Buildings								
Governance								
Admin Office Carpark	3.7.1	WKM	(20,000)	0	(17,739)	17,739	17,739	Project nearing completion
Governance Total			(20,000)	0	(17,739)	17,739		
Housing								
Staff housing Capital Works								
Staff Housing - 5 Spaven Way	1.2.4	CEO	(10,000)	0	0	0	0	
Staff Housing - 65 Brockman St	1.2.4	EMCD	(10,000)	0	0	0	0	
Staff Housing - 51 Durlacher St	1.2.4	EMFA	(10,000)	0	0	0	0	
Staff Housing - 80 Durlacher St	1.2.4	EMCD	(10,000)	0	0	0	0	
Pensioner Units Capital	3.7.1	EMCD	(20,000)	0	0	0	0	
Housing Total			(60,000)	0	0	0	0	
Recreation and Culture								
Denham Town Hall	3.7.1	EMCD	(30,000)	(6,000)	0	(6,000)	0	
Recreation Centre - 3 Phase Power	3.7.1	EMCD	(5,000)	0	0	0	0	
Discovery Centre-Emergency Power	3.7.1	EMCD	(5,000)	0	0	0	0	
Town Oval Toilets			(50,000)	0	0	0	0	
Recreation Centre - Signage	3.7.1	EMCD	(20,000)	0	0	0	0	
Recreation and Culture Total			(110,000)	(6,000)	0	(6,000)		
Transport								
Depot- New Ablution	3.7.1	WKM	(10,000)	0	0	0		
Transport Total			(10,000)	0	0	0		
Land and Buildings Total			(200,000)	(6,000)	(17,739)	11,739		
Drainage/Culverts								
Transport								
Drainage upgrades	3.7.1	WKM	(40,000)	0	0	0	0	
Transport Total			(40,000)	0	0	0	0	
Drainage/Culverts Total			(40,000)	0	0	0	0	
Footpaths								
Transport								
Footpath Construction-Denham Footpath Plan	3.7.1	WKM	(50,000)	0	0	0		0
Transport Total			(50,000)	0	0	0		
Footpaths Total			(50,000)	0	0	0		

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Infrastructure Assets	Strategic Plan Reference	Responsible Officer	Annual Budget	YTD Budget	YTD Actual	Variance (Under)/Over	YTD Actual (Renewal Exp)	Comment
Furniture & Office Equip.								
Recreation And Culture								
Discovery Centre - Furniture & Equipment	2.4.1	EMCD	(10,000)	0	0	0	0	
Recreation And Culture Total			(10,000)	0	0	0		
Furniture & Office Equip. Total			(10,000)	0	0	0		
Heritage Assets								
Recreation And Culture								
Museum and Art Gallery Lighting	2.2.2	WKM	(80,000)	0	(4,990)	(6,000)	4,990	Project commencing in September
Refurbishment of Old Jail and Stables - c/fwd	2.2.2	WKM	(30,000)	(6,000)	0	0	0	
Recreation And Culture Total			(110,000)	(6,000)	(4,990)	(6,000)		
Heritage Assets Total			(110,000)	(6,000)	(4,990)	(6,000)		
Plant , Equipment and Vehicles								
Recreation and Culture								
Community Bus	1.1.6	WKM	(150,000)	0	0	0	0	
Recreation and Culture			(150,000)	0	0	0		
Transport								
Prime Mover	1.1.6	WKM	(265,000)	0	0	0	0	
Works Manager-Dual Cab Ute	1.1.6	WKM	(52,000)	0	0	0	0	
Town- Dual Cab Ute	1.1.6	WKM	(48,000)	0	0	0	0	
Town- Single Cab Ute	1.1.6	WKM	(45,000)	0	0	0	0	
Camp Upgrades	1.1.6	WKM	(85,000)	0	0	0	0	
Major Plant Items	1.1.6	WKM	(20,000)	0	(54)	54	54	
Boat Jinker	1.1.6	WKM	(200,000)	0	(94,682)	94,682		First two payments made for this purchase.
Transport Total			(715,000)	0	(94,736)	94,736		
Plant , Equipment and Vehicles Total			(865,000)	0	(94,736)	94,736		

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Infrastructure Assets	Strategic Plan Reference	Responsible Officer	2016/17 Budget	YTD Budget	YTD Actual	Variance (Under)/Over	YTD Actual (Renewal Exp)	Comment
Public Facilities								
Community Amenities								
Refuse Tip and Recycling	2.4.2	WKM	(378,341)	0	0	0	0	
Community Amenities Total			(378,341)	0	0	0		
Recreation And Culture								
Recreation Grounds	1.6.7	WKM	(52,000)	0	0	0	0	
Foreshore Revitalisation	3.7.1	CEO	(1,125,000)	0	(309,264)	309,264	309,264	Project continuing
Pontoon for Foreshore	3.7.1	WKM	(90,000)	0	(16,781)	16,781		Prepayment made for new pontoon
Beach Access Ramp	3.7.1	WKM	(40,000)	(40,000)	(30,000)	(10,000)		Part of Foreshore project
Replace Shade shelters - Eastern Foreshore	3.7.1	WKM	(15,000)	0	0	0	0	
Practice Cricket Nets	3.7.1	WKM	(6,000)	0	0	0	0	
Childcare Centre Softfall	3.7.1	WKM	(25,000)	0	0	0	0	
Town Oval Bore	3.7.1	WKM	(40,000)			0	0	
Recreation And Culture Total			(1,393,000)	(40,000)	(356,045)	316,045		
Public Facilities Total			(1,771,341)	(40,000)	(356,045)	316,045		

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Infrastructure Assets	Strategic Plan Reference	Responsible Officer	Annual Budget	YTD Budget	YTD Actual	Variance (Under)/Over	YTD Actual (Renewal Exp)	Comment
Roads (Non Town)								
Transport								
Useless Loop Road - RRG 16/17	1.1.6	WKM	(377,600)	(24,812)	(619)	(24,193)	619	
R2R Nanga Road	1.1.6	WKM	(90,000)	0	0	0	0	
R2R Cycle Ways - Foreshore	1.1.6	WKM	(218,389)	0	0	0	0	
R2R 15/16 - Knight Terrace	1.1.6	WKM	0	0	(28,000)		28,000	Carry over from 15/16
R2R 15/16 -Hughes Street	1.1.6	WKM	0	0	0		0	
Road Projects R2R 16/17	1.1.6	WKM	(659,800)	0	0	0	0	
Transport Total			(1,345,789)	(24,812)	(28,619)	(24,193)		
Roads (Non Town) Total			(1,345,789)	(24,812)	(28,619)	(24,193)	0	
Streetscapes								
Economic Services								
Overlander - Solar Light Improvements	2.1.3	EMCD	(10,000)	0	0		0	
Welcome Signage	2.1.3	EMCD	(50,000)	(4,167)	0	(4,167)	0	
Economic Services Total			(60,000)	(4,167)	0	0		
Capital Expenditure Total			(4,452,130)	(80,979)	(502,129)	392,327		

31 AUGUST 2016

12.3 RATES CONCESSION – ASSESSMENT # 4347
P4347

AUTHOR

Executive Manager Finance and Administration

DISCLOSURE OF ANY INTEREST

Nil

Moved Cr Laundry
Seconded Cr Capewell

Council Resolution

That Council provide a concession of \$72,370.24 for rates charged to RAC Parks and Resorts on Assessment 4347 being Lot 501 on P55359 as a result of the proposed valuation of the property as Gross Rental Value.

6/0 CARRIED BY ABSOLUTE MAJORITY

BACKGROUND

In 2015 RAC Tourism Assets Pty Ltd entered in a lease for the area adjacent to the existing Monkey Mia Dolphin Resort complex for the purposes of expanding and redeveloping the Resort. This land is 2 hectares of vacant land on Lot 501 P55359 and has been valued by Landgate as Unimproved Value (UV) with a value of \$400,000.

COMMENT

The Monkey Mia Dolphin Resort is valued on the basis of GRV due to its predominant use as a tourist resort. The adjacent land, which has been leased to RAC Tourism Assets Pty Ltd, will be redeveloped as an extension to the Resort and therefore should be valued on the same basis. It is expected that these two lots will be amalgamated for rating purposes in future. In June, Council made application to the Department of Local Government to change the method of valuation for this property from UV to GRV.

The Department of Local Government has advised that it will not consider the application for a change in the method of valuation until planning approval has been given for the development. Therefore, until this occurs there will need to be an annual review of the amount charged to RAC for this property. In future this could be dealt with as a concession as part of the budget documents, if required.

RAC have received a rate notice for assessment 4347 of \$76,179.20 based on a UV valuation. Landgate has advised that land designated for other uses other than residential use is assessed on the basis of five per cent (5%) of its total capital value.

Therefore, based on the rate in the dollar for GRV for 2016/2017 and a GRV valuation of \$20,000, the rates for this property would have been \$3,808.96. As a result, it is recommended that a concession be provided to RAC for \$72,370.24.

LEGAL IMPLICATIONS

Section 6.47 of the Local Government Act 1995 permits Council to grant a concession in relation to a rate.

6.47. Concessions

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Subject to the Rates and Charges (Rebates and Deferments) Act 1992, a local government may at the time of imposing a rate or service charge or at a later date resolve to waive a rate or service charge or resolve to grant other concessions in relation to a rate or service charge.*

** Absolute majority required.*

POLICY IMPLICATIONS

There are no policy implications associated with this item.

FINANCIAL IMPLICATIONS

The write off of \$72,370.24 will not affect the rate result for 2016/2017 financial year as the revenue from this assessment was not taken into account when calculating the rates for the year.

STRATEGIC IMPLICATIONS

Outcome 4.1 The Shire is efficient in its operations, actively listens to the community and anticipates and responds to the community's needs.

RISK MANAGEMENT

This is a low risk item as the rate revenue from this assessment was not factored into the 2016/2017 budget.

VOTING REQUIREMENTS

Absolute Majority Required

SIGNATURES

Executive Manager Finance and Administration	<i>C Wood</i>
Chief Executive Officer	<i>P Anderson</i>
Date of Report	5 August 2016

31 AUGUST 2016

12.4 REQUEST FOR RATES CONCESSION
FM00004 / P2008

Author

Executive Manager Finance and Administration

Disclosure of Any Interest

Nil

Officer Recommendation

That Council write off an amount of \$2,176.38 for Assessment A2008 being property located at Gilroyd and owned by the Mungullah Community Aboriginal Corporation on the basis that the land is non-rateable in accordance with Section 6.26(2)(g) of the *Local Government Act 1995*.

AMENDMENT TO OFFICERS RECOMMENDATION

Reason: Council wished to have the property status reviewed annually to verify it was still being used for charitable purposes.

Moved Cr Wake
Seconded Cr Capewell

Council Resolution

That Council write off an amount of \$2,176.38 for Assessment A2008 being property located at Gilroyd and owned by the Mungullah Community Aboriginal Corporation on the basis that the land is non-rateable in accordance with Section 6.26(2)(g) of the *Local Government Act 1995* and the property status be reviewed on an annual basis.

6/0 CARRIED BY ABSOLUTE MAJORITY

Background

Council has received a request from the Mungullah Community Aboriginal Corporation for a concession on general rates for the property located at Lot 221 Gilroyd Road. The balance of rates on this property is \$2,270.12. This property is rated under the rate code of Unimproved Value Pastoral and therefore has received a concession in 2016/2017 in accordance with Council resolution. This property was previously rated in 2015/2016 as it was being utilised by Gascoyne Assett Maintenance as a going concern. Early in 2016 Gascoyne Assett Maintenance went into liquidation and the property is no longer used in this manner.

Comment

The Mungullah Aboriginal Corporation has been incorporated since 2009 and is a registered public benevolent institution and registered deductible gift recipient.

31 AUGUST 2016

The objectives of the Corporation are to:

- (a) further the advancement and wellbeing of Aboriginals in Australia generally and in the Boor Street Housing Development of Carnarvon Western Australia in particular;
- (b) preserve and promote the culture and heritage of Aboriginal people;
- (c) establish and maintain amenities for the benefit of Aboriginal people;
- (d) advance the cause of cooperation and friendship between all Australian people, irrespective of their colour, race or belief;
- (e) encourage and promote sporting, social and recreational activity amongst Aboriginal people;
- (f) help bring about the self-support of its members by the development of economical projects and industries; and
- (g) receive and spend grants of money from the Government of the Commonwealth of Australia or the State or from other sources.

The Corporation is requesting a full rates concession for the property as it is used solely for charitable purposes. Mungullah Community Aboriginal Corporation has advised that no commercial activity is carried out on the station and it is used solely as a meeting place for Aboriginal people from Mungullah Community Aboriginal Corporation who need respite, detoxification, criminal diversion and cultural therapy in an informal and self-determined manner.

Section 6.26 of the *Local Government Act 1995* sets out the requirements for land which is not rateable.

Section 6.26 (1) and (2) (g) state:

- (1) *Except as provided in this section all land within a district is rateable land.*
- (2) *The following land is not rateable land –*

....

(g) land exclusively used for charitable purposes.

Legal Implications

Section 6.26 defines what land is to be treated as non rateable and Section 7.76 allows an objection to a rate record of Council.

Policy Implications

There are no policy implications with this item.

Financial Implications

The amount of the write off would be \$2,176.38. Emergency Service Levy charges and any outstanding interest charges would still need to be paid by the Corporation.

Strategic Implications

There are no strategic implications with this item.

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Risk Implications

This is a medium risk item. Any change to the status of rateable land will reduce the capacity of Council to raise the same level of rates in the future and therefore the deficit will need to be applied to other ratepayers which will increase the rate in the dollar for those remaining assessments.

Voting Requirements

Absolute Majority Required

Signatures

Author
Chief Executive Officer
Date of Report

C Wood
P Anderson
8 August 2016

31 AUGUST 2016



Mungullah Community Aboriginal Corporation

PO Box 669
Carnarvon WA 6701

Shire of Shark Bay
PO Box 126
DENHAM WA 6537
Via email : - admin@sharkbay.wa.gov.au

APPLICATION FOR RATES CONCESSION - ASSESSMENT NUMBER A2008
MUNGULLAH COMMUNITY ABORIGINAL CORPORATION (MCAC)

To the CEO

MCAC is a registered public benevolent institution and registered deductible gift recipient, that holds the property located at Lot 221 Gilroyd Road. (Gilroyd). We are writing to request a full rates concession for the property as the property is being wholly and solely used for charitable purposes.

With the liquidation of Gascoyne Assett Maintenance earlier this year, GAM nor MCAC operate any commercial activity on the station. The station is used solely as a meeting place for Aboriginal people from MCAC who need respite, detoxification, criminal diversion and cultural therapy in an informal, self determined manner. This constitutes a charitable purpose by a charitable organisation.

We thank you for your kind consideration and ask that you include in your correspondence in reply to us, a copy of the correspondence to Forefront Audit, PO Box 7011, GERALDTON WA 6531. Via email shane@forefront.com.au.

Regards

A handwritten signature in black ink, appearing to be 'Shane Van Styn', written over a light blue circular stamp.

Shane Van Styn
For and on behalf of Mungullah Community Aboriginal Corporation

3 August 2016

31 AUGUST 2016

12.5 REQUEST FOR RATES WAIVER
FM00004 / P4028

Author

Executive Manager Finance and Administration

Disclosure of Any Interest

Declaration of Interest: Cr Bellottie

Nature of Interest: Financial Interest as a Financial Member and Director of Yadgalah Aboriginal Corporation

Declaration of Interest: Cr Capewell

Nature of Interest: Financial Interest as Chairperson of Yadgalah Aboriginal Corporation

Cr Bellottie left the Council Chamber at 11.15 am.

Cr Capewell asked to be allowed to return to Council Chamber for the discussion and left the Council Chamber at 11.15 am.

Moved Cr Wake
Seconded Cr Laundry

Council Resolution

That Councillor Capewell be allowed to return to the Council Chamber for the discussion on the item.

4/0 CARRIED

Cr Capewell returned to the Council Chamber at 11.16am.

Cr Capewell left the Council Chamber at 11.19 am.

Officer Recommendation

That Council, in accordance with Section 6.47 of the *Local Government Act 1995*, grant a concession of% on the general rates for Assessment A4028 being property located at 9 Francis Road, Denham and owned by the Yadgalah Aboriginal Corporation on the basis that the land is not exclusively used for charitable purposes.

AMENDMENT TO OFFICERS RECOMMENDATION

Reason: Council felt that it would be appropriate to review the property status annually to verify the ongoing use of the property.

Moved Cr Laundry
Seconded Cr Prior

Council Resolution

That Council, in accordance with Section 6.47 of the *Local Government Act 1995*, grant a concession of 25% on the general rates for Assessment A4028 being property located at 9 Francis Road, Denham and owned by the Yadgalah Aboriginal Corporation on the basis that the land is not exclusively used for charitable purposes and the concession be reviewed on an annual basis.

4/0 CARRIED BY ABSOLUTE MAJORITY

Cr Bellottie and Cr Capewell returned to the Council Chamber at 11.26 am

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

Background

Council has received a request from the Yadgalah Aboriginal Corporation for a waiver of the general rates for the property located at 9 Francis Road, Denham. The rates on this property excluding Emergency Service Levy and Domestic Rubbish Charge are \$4,032.06.

Comment

The Yadgalah Aboriginal Corporation has been established since 1984 and has been a registered charity since 2012.

The objectives of the Corporation are to:

- (a) further the advancement and wellbeing of Aboriginals in Australia generally and in the Shark Bay area in particular;
- (b) preserve and promote the culture and heritage of Aboriginal people;
- (c) establish and maintain amenities for the benefit of Aboriginal people;
- (d) advance the cause of cooperation and friendship between all Australian people, irrespective of their colour, race or belief;
- (e) encourage and promote sporting, social and recreational activity amongst Aboriginal people;
- (f) engage in business, hold shares, own real estate and other property, enter into partnerships to improve the economic situation of the Corporation and enhance employment prospects for its members.

Yadgalah Aboriginal Corporation promotes the cultural aspects of the Aboriginal people in the Shark Bay region. It provides both indigenous and non-indigenous people insight into the culture and history of the Aboriginal people who live within Shark Bay.

The Corporation is requesting a full rates waiver as a non-profit organisation and feel that the waiver of the annual rates would inject funds back into maintaining the Corporation.

The current rates total \$4,580.55. This includes an amount of \$188.49 for Emergency Service Levy which is a State Government Charge and therefore not able to be waived by Council and an amount of \$360.00 for domestic rubbish charge. Council has not waived the rubbish charge for any other charitable organisations and therefore it is not recommended that this be waived as part of this request.

Section 6.26 of the *Local Government Act 1995* sets out the requirements for land which is not rateable.

Section 6.26 (1) and (2) (g) state:

3. *Except as provided in this section all land within a district is rateable land.*
4. *The following land is not rateable land –*
....
(g) land exclusively used for charitable purposes.

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

It is debatable as to whether the land in question is used solely for charitable purposes given that the Corporation runs the Mini Golf on a commercial basis from the land. It could be viewed however, that it provides other charitable services from the remainder of the land.

On this basis, it seems fair that there should be some concession on the rates based on the proportion on the land used for charitable purposes.

Legal Implications

Section 6.26 defines what land is to be treated as non-rateable. Section 6.47 allows Council to grant a concession.

6.47. Concessions

Subject to the Rates and Charges (Rebates and Deferrals) Act 1992, a local government may at the time of imposing a rate or service charge or at a later date resolve to waive a rate or service charge or resolve to grant other concessions in relation to a rate or service charge.*

** Absolute majority required.*

Policy Implications

There are no policy implications with this item.

Financial Implications

The amount of the concession at 100% would be \$4,032.06. Emergency Service Levy charges and rubbish collection charges would still need to be paid by the Corporation.

Strategic Implications

There are no strategic implications with this item.

Risk Implications

This is a medium risk item in two areas. Firstly, if the applicant is not happy with Council's decision then it may apply to the State Administrative Tribunal for a review of the decision. Secondly, any concession given on rateable land will reduce the capacity of Council to raise the same level of rates in the future and therefore the deficit will need to be applied to other ratepayers which will increase the rate in the dollar for those remaining assessments.

Voting Requirements

Absolute Majority Required

Signatures

Author

C Wood

Chief Executive Officer

P Anderson

Date of Report

15 August 2016

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

FM 00004

1 PM 21575



Dear Paul and Councillors

Yadgalah Aboriginal Corporation is a local Community Organization and would like to request that the Shire of Shark Bay waiver our annual rates.

Our current rates amount to \$4,680.55

Yadgalah Aboriginal Corporation promotes the cultural aspects of the Aboriginal people in the Shark Bay. We provide both Indigenous and non-Indigenous people an insight into the Culture and History of the Aboriginal people who live within Shark Bay.

Yadgalah Aboriginal Corporation is a non for profit organization and we feel that wavering the annual rates would inject the funds back into maintaining the Club.

We are in the process of revamping our Mini Golf area and setting up the club for future generations.

At the moment we provide a venue for :-

- a recreation facility
- monthly markets
- Work for the dole program

Thank you for your consideration.

KEITH CAPEWELL

Chairperson

Yadgalah Aboriginal Corporation

Email: yadgalah1@bigpond.com ABN: 58 501 822 442
9 Francis Street Denham W.A. 6537 Po Box 61
ICN 278
Email: yadgalah1@bigpond.com ABN: 58 501 822 442
6537 ICN 2789 Francis Street, PO Box 61 Shark Bay WA

31 AUGUST 2016

13. **TOWN PLANNING REPORT**

There are no town planning reports for this meeting.

14. **BUILDING REPORT**

There are no building reports for this meeting

15. **HEALTH REPORT**

There are no health reports for this meeting.

16. **WORKS REPORT**

16.1 **FIVE YEAR FOOTPATH CAPITAL PROGRAM**
RD00015

AUTHOR

Works Manager

DISCLOSURE OF ANY INTEREST

Nil

Officer Recommendation

1. In accordance with the Five (5) Year Footpath program Council endorse the installation of a new footpath on Knight Terrace from Fry Court to Netta's Beach at an estimated cost of \$50,740.00.
2. That the installation of a new footpath be added to the 5 year new footpath construction plan for installation in the 2020/2021 financial year at the following location (Council to nominate).
 - A. Wear Place – Cross Street to Fletcher Court
 - B. Capewell Drive – Poland Street to Edward Street
 - C. Capewell Drive – Sunter Place to Cross Street
 - D. Hartog Crescent – Hughes Street toward existing Footpath (245m).

In accordance to Council's Standing Orders, Part 10 of Procedures for Debate of Motions 10.5 Breaking Down of Complex Questions the President advised that the resolution would be broken down into two sections for Council's consideration.

Moved Cr Capewell
Seconded Cr Prior

Council Resolution

In accordance with the Five (5) Year Footpath program Council endorse the installation of a new footpath on Knight Terrace from Fry Court to Netta's Beach at an estimated cost of \$50,740.00.

6/0 CARRIED

Moved Cr Capewell
Seconded Cr Prior

Council Resolution

That the installation of a new footpath be added to the 5 year new footpath construction plan for installation in the 2020/2021 financial year at the following location Hartog Crescent – Hughes Street toward existing Footpath.

6/0 CARRIED

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

BACKGROUND

At the Ordinary Council meeting held on the 25 May 2016, the following resolution was presented to Council:

Officer Recommendation

1. *In accordance with the five (5) year footpath program Council endorse the installation of a new footpath on Knight Terrace from Fry Court to Netta's Beach at an estimated cost of \$50,740.00 and include funding in the draft 2016/2017 budget to undertake the program of works.*
2. *That the installation of a new footpath be added to the 5 year new footpath construction plan for installation in the 2020/2021 financial year at the following location (Council to nominate).*
 - A. *Wear Place – Cross Street to Fletcher Court*
 - B. *Capewell Drive – Poland Street to Edwards Street*
 - C. *Capewell Drive – Sunter place to Cross Street*
 - D. *Hartog Crescent – Hughes Street towards existing Footpath (245 m)*
3. *That Council note the submission from Mr P Wood regarding the installation of a cycleway on the beach side of Knight Terrace from the Denham Road intersection.*

AMENDMENT TO OFFICERS RECOMMENDATION

REASON: *To Consider the dual use path on the foreshore side*

Moved *Cr Bellottie*
Seconded *Cr Capewell*

COUNCILLOR RECOMMENDATION

1. *To further investigate costing new footpath program from Fry Court*
2. *That the installation of a new footpath be added to the 5 year new footpath construction plan for installation in the 2020/2021 financial year at the following location (Council to nominate).*
 - A) *Wear Place – Cross Street to Fletcher Court*
 - B) *Capewell Drive – Poland Street to Edwards Street*
 - C) *Capewell Drive – Sunter place to Cross Street*
 - D) *Hartog Crescent – Hughes Street towards existing Footpath (245 m)*
3. *That Council note the submission from Mr P Wood regarding the installation of a cycleway on the beach side of Knight Terrace from the Denham Road intersection.*

2/2 TIED

The votes were equally divided and the President exercised a casting vote which resulted in the vote being -

2/3 MOTION LOST

31 AUGUST 2016

AMENDMENT TO OFFICERS RECOMMENDATION

REASON: Council felt that they would like to know the costing of putting the dual use path on the ocean side of Knight Terrace

Moved Cr Cowell
Seconded Cr Bellottie

Council Resolution

That the matter be referred back to the administration for further investigation into the costs associated with the installation of cycle path / foot path on the ocean side of Knight Terrace. The report is to be brought back to the August Ordinary Council meeting.

4/0 CARRIED

COMMENT

As a result of the Council Resolution the administration further investigated costs related to the installation of a foot path on the ocean side of Knight Terrace. Part of the investigation for the associated costs was to seek the opinion of a reputable Coastal Planner.

Attached is an email from MP Rogers and Associates with their opinion regarding this matter.

As detailed in the email there would be a requirement to install a revetment wall to facilitate the installation of a foot path / cycleway on the ocean side of Knight Terrace. In the opinion of MP Rogers and Associates the minimum requirement would be at least 50 metres of revetment wall to protect the path. MP Rogers have estimated the cost to install revetment walls to be in the order of \$2,500.00 to \$3,000.00 per metre based on recent works in the area. Design fees would also need to be included.

Based on these figures administration estimates the cost to install the required revetment wall to be between \$133,000 to \$158,000. Including the cost of the footpath at two metres wide from Fry Court to Netta's Beach of \$50,740 the total cost would amount to between \$183,740 and \$208,740.

If Council chose to install a footpath from Denham Road to Netta's Beach the cost would climb to between \$236,200 and \$261,200.

These costs are for a 2 metre wide path. If the path width was increased to a recommended 3 metre wide cycleway then the costs would rise to between \$209,110 and \$234,110 for the path from Fry Court to Netta's or between \$287,800 and \$312,800 for a path from Denham Road and Netta's beach.

It should be noted that these prices are for grey concrete 100mm thick with a broomed finish. If a more exotic finish or any other colour was required then the price will increase accordingly.

This cost is significantly above and beyond the scope of the Councils Capital Footpath Program and alternative funding would need to be sourced to facilitate this concept if Council decides to continue.

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

The council could also consider utilising part of the constructed roadway on the beach side as a footpath, however this would significantly impact upon the availability of parking along that section of the road.

With the above mentioned costings presented to Council the administration would like to present the following comments for the five year foot path.

Council established a program for the installation of new footpaths in the Denham town site in 2011. The program is scheduled over a 5 year period and is reviewed annually by Council to enable any variations or inclusions to be addressed.

Council has adopted the 2016/2017 budget that includes an allocation of \$50,000 for the footpath programme.

There is a dual use path way along the beachfront which terminates at the Denham Road/Knight Terrace intersection and there is an existing paved footpath on the property side of Knight Terrace from Denham Road to Fry Court.

The cost to continue the pathway as listed with the 5 year program from Fry Court to Netta's beach at a width of 2 metres is estimated at \$50,740 and does not require significant revetment works.

The plan endorsed by Council in 2015/2016 for the period 2016/2017 to 2019/2020 is as follows:

Year	Street	Section	Estimated Cost
2016/17	Knight Terrace	Fry Court To Netta's Beach	\$50,740
2017/18	Fry Court	Full Length	\$48,060
2018/19	Durlacher	Hoult to Dampier	\$34,040
2018/19	Hartog	Dirk to Hughes	\$17,480
2019/20	Mead	Millar to Durlacher	\$38,950

The following areas are put forward for consideration by Council for the installation of a new footpath in the 2020/2021 year.

- A) Wear Place – Cross Street to Fletcher Court
- B) Capewell Drive – Poland Street to Edwards Street
- C) Capewell Drive – Sunter place to Cross Street
- D) Hartog Crescent – Hughes Street towards existing Footpath (245 m)

A town map has been included to help Councillor's determine the best additional footpath to include in the five year plan.

The footpath programme and associated funding needs to be reviewed on an annual basis to enable the Council to address the needs of the community in regard to access within the town site. This allows the Council to establish priorities and to amend budgets accordingly.

The location and alignment of the footpaths on the suggested roads can be modified, although any modification may affect associated costs.

All footpaths constructed will be done so as to conform to dual use standards.

31 AUGUST 2016

Knight Terrace - 2016/2017

A footpath from Fry Court through to Netta's Beach along Knight Terrace could be constructed for a cost of about \$50,740.00. This would be a continuation of the existing footpath that ends at the intersection of Fry Court and Knight Terrace and would complete the footpath network along the eastern end of Knight Terrace. The over budget costs will need to be considered in the 2016/2017 budget allocations.



Knight Terrace - Fry Court to Nettas Beach 2016/17

Fry Court – 2017/2018

A footpath constructed from Knights Terrace along the eastern side of Fry Court terminating at the end of the cul-de-sac would almost complete the eastern side of the township leaving only Mainland Street left to do. The cost of this footpath would be approximately \$48,060.00 and within the expected budget for the 2017/2018 financial year.



Fry Court - Knight Terrace to Cul-de-sac 2017/18

31 AUGUST 2016

Durlacher Street – 2018/2019

The footpath from Hoult Street to Dampier Road along Durlacher Street would be a continuation of the existing Durlacher Street footpath. Estimated costs associated with this footpath would be about \$32,040.00.



Durlacher Street - Hoult Street to Dampier Rd 2018/19

Hartog Crescent – 2018/2019

The final footpath for 2018/2019 will be the link between Hughes Street and Dirk Place along Hartog Crescent. At a length of 95 metres the finished cost is expected to be \$17,480.00.

Durlacher Street and Hartog Crescent footpaths will have a combined cost of \$51,520.00. This is \$1,520.00 over the anticipated \$50,000.00 allocation in the 2018/2019 budget and will need to be considered in the 2018/2019 budget allocations.

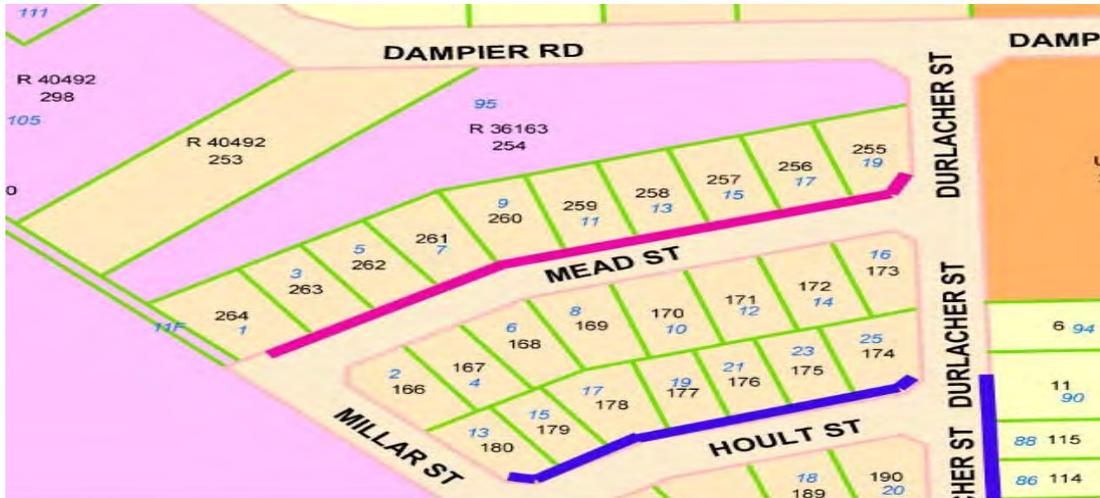


Hartog Crescent - Dirk Place to Hughes Street 2018/19

31 AUGUST 2016

Mead Street – 2019/2020

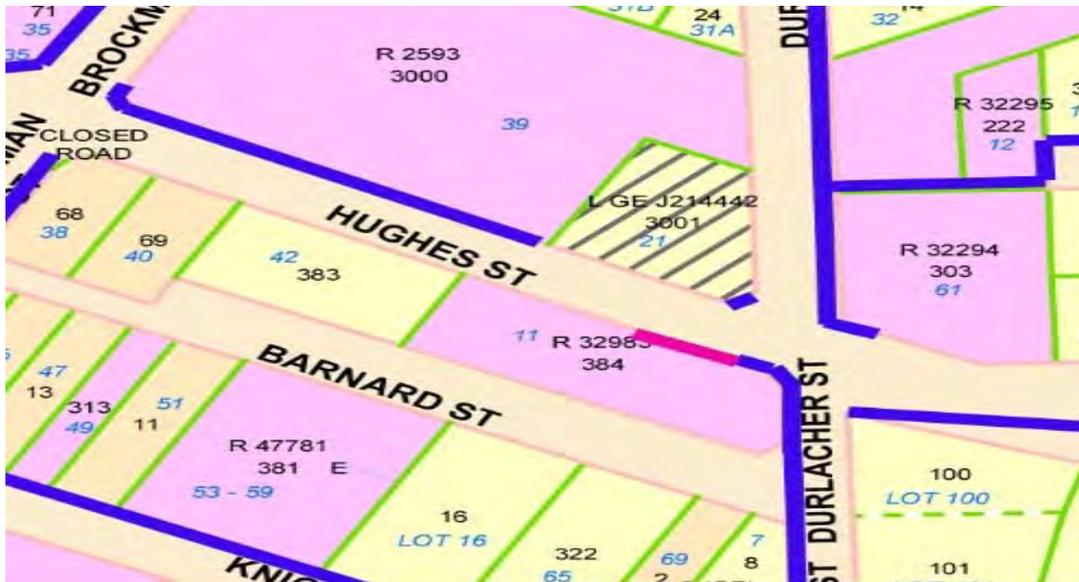
Mead Street footpath has been programmed for the 2019/2020 financial year and is expected to cost \$38,950.00. The footpath would complete the north Western section of the residential area of the Denham town site.



Mead Street - Miller Street to Durlacher Street 2019/20

Hughes Street – 2019/2020

A footpath along Hughes Street from Durlacher Street to the Town Hall could be constructed with the remaining funding expected to be available for capital footpaths in the 2019/2020 financial year. Total cost of this project would be \$7,410.00.



Hughes Street - Durlacher to Town Hall 2019/20

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

LEGAL IMPLICATIONS

There are no legal implications associated with this report

POLICY IMPLICATIONS

There are no policy implications associated with this report

FINANCIAL IMPLICATIONS

Cost of a revetment wall to facilitate the installation of a foot path on the ocean side of Knight Terrace, \$2,500.00 to \$3,000.000 per metre

Minimum recommendation of 50 metres of revetment wall plus design fees \$133,000 to \$158,000

Cost from Fry Court to Netta's Beach including a revetment wall with a 2 metre wide path, \$183,740 to \$208,740 and at 3 metres wide \$209,110 to \$234,110.

Cost from Denham Road to Netta's Beach including a revetment wall with a 2 metre wide path, \$236,200 to \$261,200 and at 3 metres wide \$287,800 to \$312,800.

Knight Terrace, Fry Court to Netta's Beach on the property side of Knight Terrace, Estimated cost \$50,740.

All pricing and estimates contained within this report for the Capital Foot Path program are based on an envisaged 3.5% CPI over the next 5 years. If real CPI is higher than estimated CPI then the estimated costs per square meter of constructed footpath will likewise be higher and this increase will need to be reflected in future budgets.

Footpaths proposed to be constructed in 2016/2017 and 2018/2019 will be slightly over the anticipated budget allowances and will need to be considered in the relevant budgets.

STRATEGIC IMPLICATIONS

Outcome 1.1 - Develop Infrastructure and Investment that is sustainable and an ongoing legacy to the Shire

RISK MANAGEMENT

There are no risks associated with this report

VOTING REQUIREMENTS

Simple Majority Required

SIGNATURES

Author	<i>B Galvin</i>
Chief Executive Officer	<i>P Anderson</i>
Date of Report	23 August 2016

31 AUGUST 2016

Shire of Shark Bay 5 Year Capital Footpath Plan 2016/17 to 2020/21

Type	length	Type	2016/17		2017/18		2018/19		2019/20		2020/21		
			length	\$ per m2	length	\$ per m2	length	\$ per m2	length	\$ per m2	length	\$ per m2	
New													
Town Hall	39	Grey							39	\$ 95.00		\$ 7,410.00	
Capewell (Spaven/Sunter)	113	Grey											
Sunter (Capewell/End)	112	Grey											
Hughes (Page/Siela Rowley)	200	Grey											
Knight (Fry/Netas Beach)	293	Grey	295	\$ 86	\$ 50,740.00								
Knight (Denham Rd/Netas Beach (Beach))	600	Grey											
Capewell (Poland/Edwards)	263	Grey											
Capewell (Spaven to Sunter)	109	Grey											
Hartog (Hughes + 245)	114	Grey											
Edwards (Capewell/Spaven)	175	Grey											
Spaven (Caravan Park/Edwards)	334	Grey											
Millar (Hout/Mead)	90	Grey											
Mead (Millar/Durlacher)	205	Grey							205	\$ 95.00		\$ 38,950.00	
School (Stella/Francis "Along Fence")	75	Grey											
Francis (School/Freycinet)	75	Grey											
Freycinet (Stella/Carpark)	148	Grey											
Stella Rowley Drive (School Gate/Freycinet)	160	Grey											
Francis (School/Freycinet)	61	Grey											
Fry Court	300	Grey				270	\$ 89.00	\$ 48,060.00					
Brockman St													
Spaven (Caravan Park/Leeds)	120	Grey											
Durlacher (Hout/Dampier)	185	Grey				185	\$ 92.00	\$ 34,040.00					
Hartog (Dirk/Hughes)	95	Grey				95	\$ 92.00	\$ 17,480.00					
Hughes (Pensioner units)	50	Grey											
TOTAL	3,916		295		\$ 50,740.00	270		\$ 48,060.00	280		\$ 51,520.00	244	\$ 46,360.00
												0	\$ -

31 AUGUST 2016

Brian Galvin

From: Clint Doak <c.doak@coastsandports.com.au>
Sent: Tuesday, 16 August 2016 10:26 AM
To: Brian Galvin
Subject: RE: Proposed footpath

Hi Brian

Thanks for your email.

Having reviewed the proposed path alignment that you sent through to us I share your concern about the eastern end of the path. The proximity to the beach and the potential for undermining of the path during high water level events would mean that the path should really be protected to prevent damage. The issue with this is that the cost of the revetment would be significantly more than the cost of the path.

Based on recent works in the area, I would estimate that the cost of even a small revetment would be in the order of \$2,500 to \$3,000 per metre. This is largely driven by the high cost of importing rock to Denham that is suitable for use in revetment construction.

As a minimum, the eastern 50 m of path would need to be protected, which would give a minimum total estimated cost of \$125,000 to \$150,000 for the protection of the path. Design fees would also need to be included, which would be around \$8,000 for the design, drawings and documentation to meet necessary legislative requirements.

Should you require any further information regarding the above, please do not hesitate to contact me.

Kind regards
Clinton Doak
for and on behalf of

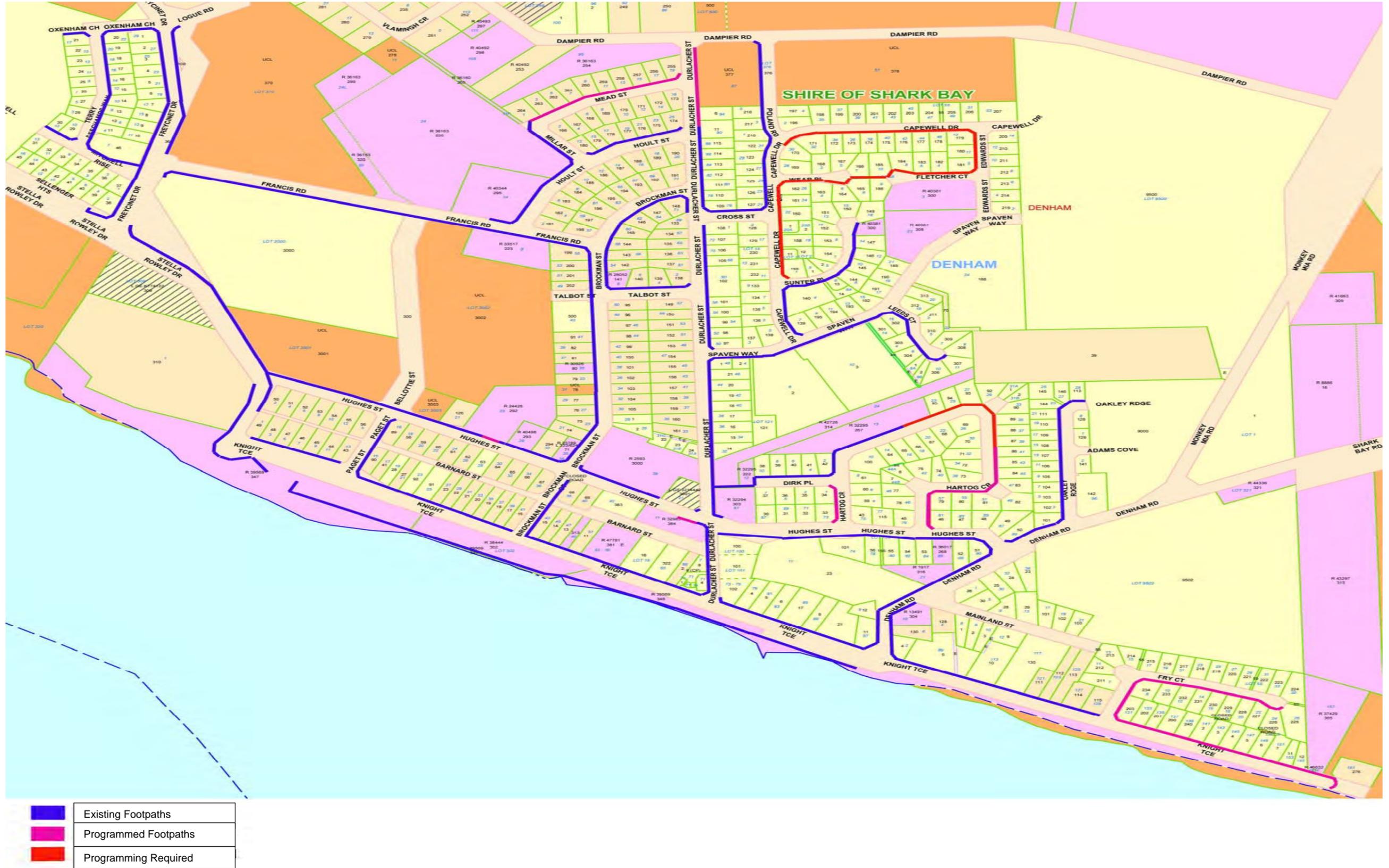
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MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016



31 AUGUST 2016

17. TOURISM, RECREATION AND CULTURE REPORT

17.1 SHARK BAY COMMUNITY GARDEN
RES36163

AUTHOR

Executive Manager Community Development

DISCLOSURE OF ANY INTEREST

Nil

Moved Cr Laundry
Seconded Cr Cowell

Council Resolution

That the administration be requested to assist the Shark Bay Community Garden proponents in developing the proposed organisation and concept in its endeavours to establish a community garden.

That an area (approximately 578m²) of land contained within Reserve 40344 (vested in the Shire of Shark Bay) and currently leased to the Shark Bay Bowling Club (Inc) with the agreement of the Shark Bay Bowling Club be allocated as a site for a community garden.

6/0 CARRIED

BACKGROUND

A community garden project draft proposal and summary has been submitted (attached) by a small group of community residents who are proposing to establish a community garden whereby all interested members of the community can participate.

The aims and objectives of the Shark Bay Community Garden group are highlighted in the attached proposal (22 July, 2016)

COMMENT

The proposal put forward is very detailed in the aims and objectives of the group and the proposed location for the design and implementation of the Community Garden is the Francis Street Lot 4017, between Shark Bay Bowling Club and the Shire bore water tanks.

The area of land is included in the Shark Bay Bowling Club lease and was originally intended to be utilised for an additional green. It is unlikely that this will eventuate in the foreseeable future and the land is currently scrub that the Shire maintains.

Consultation has been conducted with the Shark Bay Bowling Club and they are supportive of the identified location to be used for the Community Garden.

The area of land will be set back from the roadway to ensure that if parking is required there is sufficient space in the reserve.

31 AUGUST 2016

The proposal does make mention of a potable water source from the toilet block and this would have implications into long term costs to the proponents or the Council which will have to be considered further.

There is the possibility of accessing artesian water from the Shires bore subject to Council approval.

There would appear to be some reliance on recycled items from the refuse site which may not lend itself to an attractive outlook, however the fencing proposed can be required to effectively screen the site and a requirement be that the site be kept in a neat and tidy state.

The proposal has been well researched and has merit, however the proponents will require further assistance to ensure that the proposal is compliant in regard to incorporation and legislative requirements.

This can be undertaken by the Community Development Officer to ensure that the organisation is or can be set up to receive funding and complies with grant agreements, however due to current commitments up to and following the October 2016 event any assistance will be limited in nature.

LEGAL IMPLICATIONS

The proposed site is located on Reserve 40344 which vested in the Shire for the purposes of recreation and leased to the Shark Bay Bowling Club.

The area of the lease is 0.19162 hectares and was established on the 8 January 1988. The Bowling Club currently do not utilise all the site and have advised that they do not have any immediate plans to expand the facility beyond the current footprint.

The area identified (578m²) as being suitable for the establishment of the community garden could, with the consent of the current lessee be utilised for this purpose.

The Shire in the long term could apply to have Reserve 40344 reduced in size and the area incorporated into the adjoining Reserve 36163 which is also vested in the Shire for recreation, or create a separate reserve if this current initiative is sustained and ongoing.

POLICY IMPLICATIONS

There are not policy implication associated with this report.

FINANCIAL IMPLICATIONS

The proposal does provide a budget of anticipated expenditure but indicates they do not have any funding for set up costs and are hopeful that this can be obtained through grants from a myriad of community minded companies.

The organisation to obtain grants will either need to be incorporated or be set up under another organisation that is willing to incorporate their objectives into their organisation.

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

There will be additional costs associated with the proposal that will need to be further identified and if required bought back to Council for consideration or grant funding sought.

STRATEGIC IMPLICATIONS

OBJECTIVE 3.

Outcome 3.3 Existing strong community spirit and pride will be fostered, promoted and encouraged.

Outcome 3.5 Utilise skills of retirees.

RISK MANAGEMENT

There may be risks associated with the use of recycled materials, for example fencing.

VOTING REQUIREMENTS

Simple Majority Required

SIGNATURES

Author

L Butterly

Chief Executive Officer

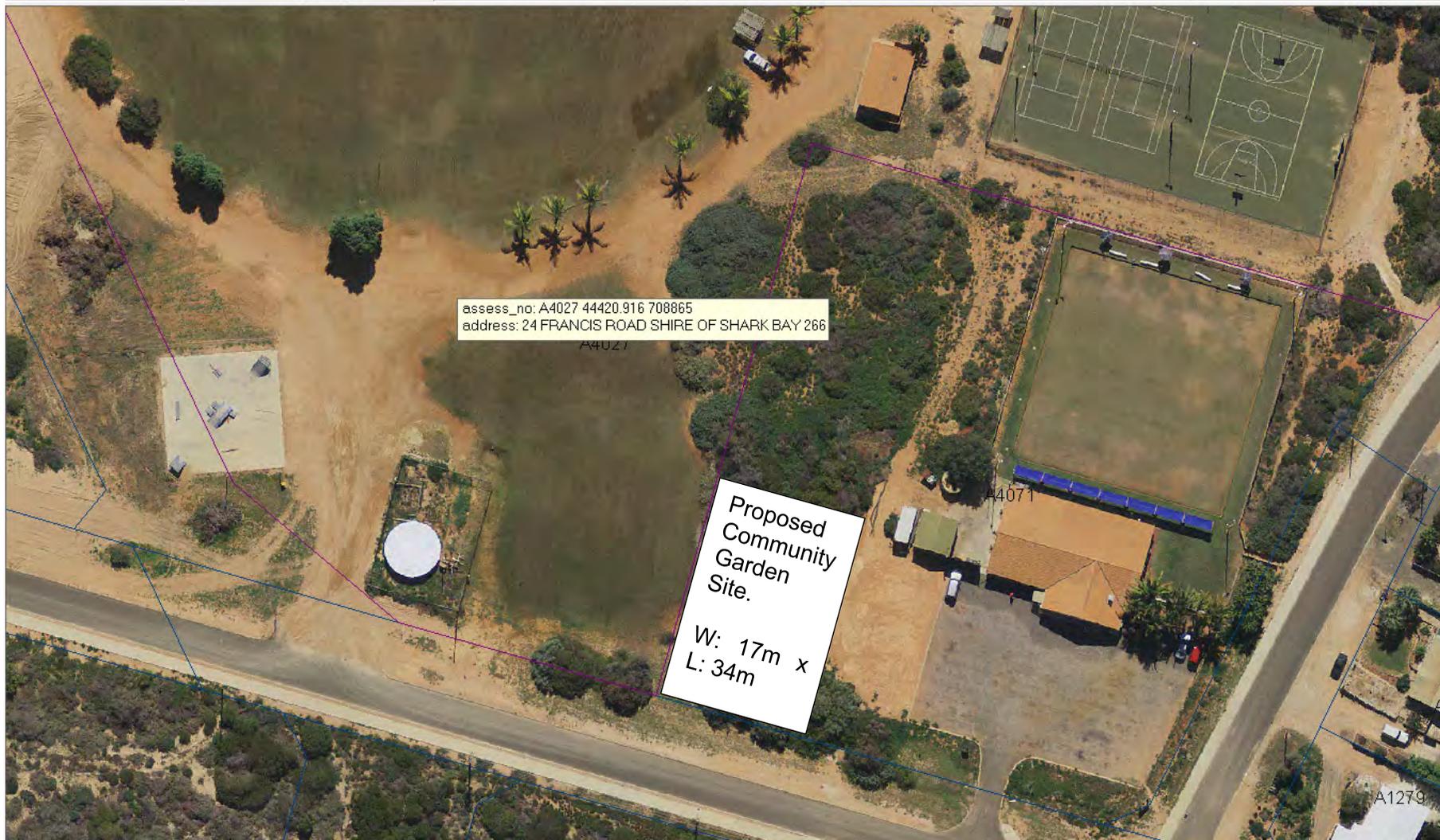
P Anderson

Date of Report

18 August 2016

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016



31 AUGUST 2016

SHARK BAY COMMUNITY GARDEN PROJECT DRAFT PROPOSAL AND SUMMARY



JULY, 2016

INDEX

	Page Number
• Introduction	1
• Aims	2
• Objectives	3
• Proposed Site and Artist Impression	5
• Resources	8
• Proposed Management Structure	10
• Membership/Membership Drive	11
• Draft Budget	12
• Summary	13

Attachments

- I Listing of interested individuals/members/volunteer specialists
- II Draft letter of Request - Specific businesses/individuals
- III Draft letter of Request - Non specific
- IV Letter of Intent Template and listing of letters received to date.
- V Research documentation on Benefits of Community Gardens on Children, the elderly and Disadvantaged

31 AUGUST 2016

INTRODUCTION

We are a small group of Denham residents who will not only extend, but share our knowledge of sustainable, and where and when possible, organic gardening. Through this initiative we will encourage participation of interested members of the community, community groups, school aged children, youth, the elderly, keen gardeners and new residents to be a part of something exciting and fulfilling.

With appropriate supervision the proposed community garden will be open to school groups, the broader community and other educational bodies.

Our first meeting in May 2016 and was attended by approximately twenty interested people and the discussion covered how a community garden could serve the needs of, and benefit our community.

The initial meeting was not only highly informative but the enthusiasm was palpable and a wide range of ideas were presented.

Our second meetings on 20th May was also productive and saw the formation of a committee of four to work on the initial proposal draft for Shark Bay Shire Council. This committee has met now on numerous occasions. Their first draft was presented to the 29th May meeting.

Meanwhile other members have actively been sourcing recycled materials for the garden and individuals and businesses have been approached in relation to letters of intent to supply assistance, materials, and specialised knowledge.

31 AUGUST 2016

AIMS

- To establish and manage a community garden for the supply of sustainable and cost effective fresh, and when and where possible, organically grown food for members.
- To enhance opportunities for social interaction and learning amongst members and strengthen the community's spirit and cohesiveness.
- To provide recreational opportunities and new social networks.
- Support active living – promoting good physical and mental health and wellbeing.
- To provide a low cost, age appropriate, easily accessible and safe venue where people can cooperate and learn and/or teach others new skills, i.e. school children/disadvantaged/elderly interaction.
- Educating community members in a variety of sustainable activities directly targeted for Shark Bay's unique climate, soil conditions and limitations.
- Inclusion and communication between diverse groups within our community, allowing them to be safe, accepted and supported.
- Encouraging active ageing in a gentle environment.
- Reducing greenhouse gas emissions.
- Imparting knowledge on conservation, recycling, etc.

31 AUGUST 2016

OBJECTIVES

- Initially the Shark Bay Community Garden Group project will benefit from whatever produce is grown (allowing for individual members to donate their produce share if they wish).
- The garden will be pesticide free and produce grown using organic methods where practical. This will ensure not only a safer environment, but a better quality of food.
- Produce will include a variety of vegetables, herbs (medicinal/teas) native plants and berries. Companion planting will be encouraged not only for the benefits in pest control but also to enhance plant propagation by attracting birds and bees and, of course, the garden's overall appearance. Poultry and bee hives would possibly be a later additions.
- Various cyclone proof structures will be included for the safety and comfort of gardeners and visitors:
 - a high priority will be the erection of fencing not only to protect the garden from native and introduced animals but also to minimise the risk of vandalism and theft;
 - a seating area protected from both sun and rain (including barbecue and play space for children);
 - lockable tool shed and area for plant propagation possibly attached to the sheltered seating area); (Research "Quokka".)
 - educational signage and perhaps local public art (as funding permits.)
- Locally available and recycled materials will be used wherever possible. Denham is fortunate to have a wonderful resource in our extremely well run Refuse Tip.
- Working with local government on waste reduction and water conservation, it is envisaged that in time the garden will be used for educational purposes, hosting workshops and guest speakers on composting safely, reducing waste and ensuring there are no odours coming from the garden or attracting vermin.
- Gardening skills such as mulching, the use of wicker beds, low water plants and efficient irrigation methods will be researched and applied to reduce water consumption.

31 AUGUST 2016

OBJECTIVES CONTINUED

- The area set aside for compost production necessary to enrich the existing poor soil, should be sufficient to accommodate the movement of compost into and out of bays, i.e. enough working space. Composting must be turned weekly for best and cleanest results and containers lidded. It is envisaged that this area will be separate from the shed/pergola area.
- The very act of gardening on an empty lot is re-greening the area as well as increasing the biodiversity (using heirloom/non hybrid seeds) of an area.
- To have a welcoming place to sit and/or garden and enjoy watching the vegetables, fruit, herbs and flowers grow.

31 AUGUST 2016

PROPOSED SITE AND ARTIST IMPRESSION

(Suggested by the Council, the Francis Street lot is between Shark Bay Bowling Club and the Shire bore water tanks.)

In our bid to find a suitable site, prime consideration was given to the requirements of the elderly, those with physical disabilities, parents with prams, young children and the volunteer gardeners and their equipment.

We consider the **advantages** and suitability of the Francis Street site to be: -

- Proximity to toilet and hand washing facilities;
- Easy and safe vehicle access via Denham Oval car park and paved pedestrian footpath down Francis Street;
- Adequate parking for vehicles/trucks or heavy machinery (if required);
- Close proximity to school;
- Within reasonable distance of most residents;
- Far enough away from the main shopping precinct/residential area to minimise occasional noise and odours;
- The Shire has advised that any chemicals/pesticides previously used on the site would have no adverse effect on the garden or produce;
- The site (initially usage proposed at 34m x 17m squared, however when up and running could expand to use entire block) would be large enough to provide ample space for raised garden beds with wheelchair/gopher/pram/wheelbarrow access between them and to accommodate a gardening shed/shade area with propagation benches, barbecue (gas), fruit trees and a safe play area for children;
- Small enough to adequately fence (safety of children is paramount) and secure from vandalism, theft and wildlife; plastic coated wired fencing similar to the Tennis Court enclosures appears to be the best option.
- The site would provide adequate sunshine for a garden as there are no tall buildings or large trees around its borders;

31 AUGUST 2016

PROPOSED SITE AND ARTIST IMPRESSION CONTINUED

- Being close to the oval, existing barbecue facilities, toilet block, gazebo and playground will also encourage residents and non-locals to visit the garden with their children or grandchildren;
- An artist's impression is attached, however, once approval is given Luke Porter would be approached to assist in properly designing the garden layout.
- Totally blank site (canvas).

The perceived, but not insolvable, **disadvantages** of the Francis Street site are:

- No desalinated water source, however, may be able to broker access to potable water source (currently turned off) provided outside oval's toilet block on a separate meter (to be investigated);

Second option: Different type of underground irrigation i.e. wicking, requiring pumping from shire bores and cooling of saline bore water.

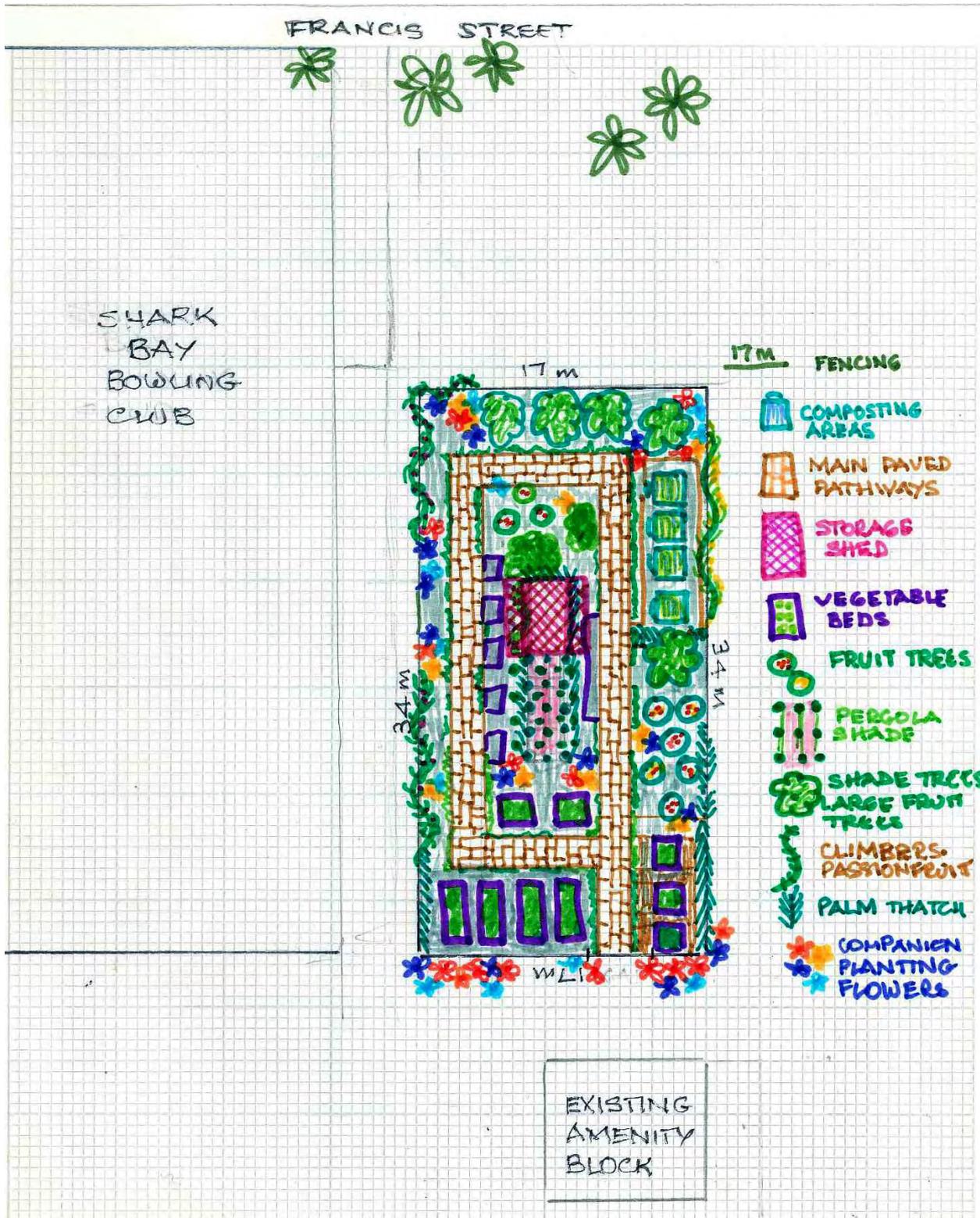
- No electricity, however Shark Bay has an abundant source for solar power;
- Poor soil – need to have soil tested in order to ascertain best natural soil additives and mulches;
- High white ant area therefore untreated wood i.e. pine or jarrah pallets for building raised garden beds are deemed to be unsuitable.
- Totally blank site (also an advantage).

Legacy

In the event of the community garden not being sustainable in, we hope, the very distant future, we guarantee that the area be returned to its original state unless the Shark Bay Council wishes to keep all or some of the infrastructure, i.e. paving and or established trees.

31 AUGUST 2016

PROPOSED SITE AND ARTIST IMPRESSION



31 AUGUST 2016

RESOURCES

Currently our resources are scant and are of the intellectual and labouring type, however the core participants are actively undertaking research, sourcing materials and identifying skills bases to match specific areas, shed acquisition/ construction, fencing, paving, etc.

As mentioned earlier Shark Bay does have one extremely useful resource - the Refuse Tip. Ample materials already confirmed as available include:

- Tin sheeting (useful for white ant resistant garden beds);
- Poly pipe (useful for safely covering rough edges of tin sheeting);
- Baths and sinks (instant white ant resistant garden beds);
- Pine pallets to store sourced materials off site. (Unfortunately due to white ants not suitable for garden beds.

Since the Community Garden was first muted in May with the meeting of interested individuals we have been offered: -

Fencing expertise - Three members have listed fencing in our skills audit.

Garden design – Luke Porter has offered his assistance in garden design as well as loan of tools including cement mixer, wet saw, compactor, paving equipment, shovels/rakes, wheelbarrow, hand tools/saws etc.

Paving – We have already obtained 1,000 recycled pavers and a wonderful square bathtub which have been packed onto pallets and stored off site until required. We are still looking for more pavers and enough broken ones to be useful for fill/irrigation rubble/mulching purposes.

Shade/Screening – One member has offered his skill in palm frond thatching not only for the actual shade/screening benefits but also as a workshop in future and several members have offered palm fronds;

Storage – Two members have offered use of their industrial property for storage of materials;

Horticultural Advice – Natalie Dul's Carnarvon based lecturer, Elizabeth Gardner a qualified horticulturalist, and local retired horticulturist Gary Stirling have offered assistance in experience, research, information and contacts;

Fruiting trees – An offer of various established fruit trees has been received by a Denham local and three properties in Mead Street alone have successfully propagated figs and mulberry trees. Local fruiting trees such as the native current bush and others will be established in the garden.

31 AUGUST 2016

RESOURCES CONTINUED

Seeds/Cuttings/Plants – offers from a host of members/friends, even non local strangers, have been received. There is also the Seed Savers Network for further information.

Horse manure – One interested member has offered horse manure.

Labour – Bar more senior interested individuals (who have a wealth of knowledge), all interested parties have offered labour and volunteering services.

Obviously what we do not possess are the set up costs, however, we are hopeful that this can be obtained through grants from the myriad of community minded companies throughout Australia.

After initial set up costs ongoing expenses would also come from the following sources:

- Membership Fees;
- Donations;
- Fundraising activities;
- Grants;
- Miscellaneous revenue – produce/plant/seed sales, workshops.

31 AUGUST 2016

PROPOSED MANAGEMENT STRUCTURE

Elected Committee

President
Vice President(s)

Secretary
Treasurer
or Secretary/Treasurer
Auditor (voluntary if possible)
Patron(s)

Our aim is to have an effective equitable democratic participatory social organisation.

- Monthly meetings or as circumstances dictate. We will appoint teams to manage specific tasks and areas and instigate a roster system to maintain the garden infrastructure including pathways, garden beds, composting, storage shed and pergola areas.
- Association affiliation under the Shark Bay Recreation and Sports Association Incorporated (SARA) and covered under their Public Liability. (Kylie Eastough has advised the cost - see attached Letter of Intent.)
- Garden Guidelines to be formalised and displayed, including conflict resolution procedures, rules concerning desired behaviours, no pet rule; and that children must at all times be accompanied by an adult.
- Matters to be considered include:
 - . Induction of new gardeners/members
 - . Monthly safety audit report.
 - . Off site or on site administration and document storage.
 - . Bank accounts and authorised signatories (two or three).
 - . Volunteers' log book and record of development.
 - . Visitors' book.
 - . Information handouts, i.e. palm frond thatching, mulching, etc.
 - . Income recording/reported, donations, sales, etc.

31 AUGUST 2016

MEMBERSHIP/MEMBERSHIP DRIVES

Types of Membership

It is suggested that there might be three or four tiers of membership: albeit only full working members pay a full membership fee others by voluntary donations.

- Full working member (involved in the daily running of the garden);
- Special members (benefit from produce and interaction – seniors);
- Associate Members – interest in participating has also been shown by some regular winter visitors to Denham;
- Junior members – school children;
- Corporate Members, i.e. Local Shire, businesses acknowledged publically.

At this stage we think for contributing members (labour and/or volunteering) an annual family membership cost of \$20.00, and individual cost of \$15.00 would be appropriate.

Membership Drives

- Local advertising i.e. *"Inscription Post"*;
- *"Facebook"* and *"News and Views"*;
- Information/workshop functions;
- Annual Winter Markets and major town events, i.e. 2016 Dirk Hartog celebration and Fishing Fiestas;
- Canvassing by core members;
- Shark Bay community Garden is now registered with <http://communitygardenswa.org.au>, however more detail will be required.

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

DRAFT BUDGET

	\$
Stage I Permanent Cyclone Proof Structures	
▪ Initial fencing materials 102m (including recycled Wire) galvanised posts, concrete;	4,000
▪ Lockable Shed (max. height 1.9m length and breath 3-4m); Research "Quokka" Perth;	2,000
▪ Shaded pergola (not including palm fronds) construction grade upright poles and beams;	1,000
▪ Raised tin/poly pipe treated pole or bath/sink gardening beds;	Minimal*
▪ Access Recycled Paving (min. 1.2m wide and perhaps 1.3m for main path).	2,000
 Stage II Operating Areas/Additions	
▪ Propagation benches, recycled grating	Minimal*
▪ Seating/table; recycled	Donated
▪ Cooking/tea making area:	Minimal*
▪ Solar lighting;	200
▪ Safe Children's play area; (research required)	500
 Other gardening requirements	
• Tools; (initially members own or loaned)	200
• Plants and seeds;	200
• Soils and organic fertilisers;	1,000
• Specialised mulches and recycled mulch additives broken pavers/grass clippings	500
• Propagation trays (recycled egg cartons)	Nil
 Incidentals (ongoing)	
• Public Liability Insurances (current quote Per annum under auspices of SARA)	423
• Water costs (estimate)	1,500
• Administration costs, i.e. paper/ photocopying, etc.;	200
• Banking fees	200
• Advertising;	300
• First Aid Box and supplies;	200
• Crockery and cutlery/tea coffee	Donated
• Cleaning products	100

31 AUGUST 2016

SUMMARY

Although a small group at present we believe that the concept of establishing a community garden for the supply of sustainable and cost effective freshly grown produce, will create a forum for social interaction in a safe, educational and pleasant environment which will strengthen community spirit and cohesiveness. In time, progressively attracting greater interest from all sectors of our community whether young families, junior and more senior citizens, keen or green gardeners or those who simply want to stop and smell the flowers and still feel part of a vibrant community.

Located in the sport and entertainment hub of our town, the Francis Street precinct, along with Yadgalah Complex, Shark Bay Bowling Club, Recreation Centre and it's various attractions, our Community Garden would become yet another local attraction. A place to visit with the entire family.

Additional benefits of a Community Garden include cross generation interaction, the encouragement of active aging in a gentle environment, reduction of greenhouse gas emissions and spreading awareness of conservation methods. Most importantly the pure joy and money saving opportunities of recycling be it rescued from the tip/roadside collections or day to day composting of vegetable and waste matter.

We hope the Shark Bay Shire will consider our proposal as worthy a project as we do and approve it or direct us in achieving our aims.

.....
Natalie Dul	Pamela Howse	Rosemary Lewis
.....	
Esther Mills	Ivy Vallis	

The Shark Bay Community Garden Proposal Committee

31 AUGUST 2016

Attachment I

Listing of interested individuals/members/volunteer specialists:

Bev Backhouse
Cheryl Bell
Fay Castling
Sharon Drabsch
Natalie Dul
Thomas Dunn
Kylie Eastough
Elizabeth Gardner
John Garner
Tim Hargreaves
Maggie Hargreaves
Coralie Hill
Geoff Howse
Pam Howse
Rosemary Lewis
Esther Mills
Steve Mills
Luke Porter
Patricia Renoir-Weston
Deb Reynolds
Casper Slater
John Senteneller
Gary Stirling
Tania Trowbridge
Ivy Vallis
Dale Van Beem
Erin Walton
Khayla Wordy

31 AUGUST 2016

Attachment II

Draft Request Template

Shark Bay Community Garden Project

Department of Parks and Wildlife,
Shark Bay District Office,
61-63 Knight Terrace,
Denham, W.A., 6537.

Attention: Steve Nicholson,

Dear Steve,

We are a small group of Shark Bay residents who will not only extend, but share our knowledge of sustainable, and where and when possible, organic gardening.

Through this initiative we will encourage participation of interested members of the community, community groups, school aged children, youth, the elderly, keen gardeners and new residents to be a part of something exciting and fulfilling.

We are seeking any assistance your organisation may be able to give us, whether it be knowledge, information sources, materials or active membership in the project.

Yours faithfully,

Natalie Dul on behalf of the
Shark Bay Community Garden Committee

31 AUGUST 2016

Attachment III

Draft Request Template

Shark Bay Community Garden Project
c/o Post Office Box 129,
Denham, W.A., 6537

TO WHOM IT MAY CONCERN

Dear Sir or Madam,

Re: Shark Bay Community Garden Project

We are a small group of Shark Bay residents who will not only extend, but share our knowledge of sustainable, and where and when possible, organic gardening.

Through this initiative we will encourage participation of interested members of the community, community groups, school aged children, youth, the elderly, keen gardeners and new residents to be a part of something exciting and fulfilling.

We are seeking any assistance your organisation may be able to give us, whether it be knowledge, information sources, materials or active membership in the project.

As we are still seeking approval from the Shark Bay Council we also enclose a Letter of Intent template which may be of assistance should you wish to register your support.

Yours faithfully,

on behalf of the
Shark Bay Community Garden Committee

31 AUGUST 2016

Attachment IV

Shark Bay Community Garden Project

Letter of Intent Template and listing of letters received to date.

1. Rural Training Association;
2. Shark Bay Resource Centre;
3. Shark Bay Crisis Centre;
4. Shark Bay Recreation and Sports Association;
5. Rosemary Lewis and John Senteneller;
6. St. John Ambulance Shark Bay Sub Centre;
7. Luke Porter;
8. Esther and Steve Mills

Benefits of Community Gardens as they relate to children:

1. Community gardens provide a safe environment for children to explore and learn, introducing them to a variety of fresh food (Health studies).
2. It allows children to verbalise and discuss what they see (Literacy skills).
3. Investigation of growing techniques, composting, and observations in the garden (Science).
4. Social interaction with other members of the community (Cross gender/generational interaction).
5. Stress free supportive environment for parents to allow their children freedom to explore.

Early Childhood Australia (www.earlychildhoodaustralia.org.au)

Inspired EC- Early Childhood Consultancy (www.inspiredec.com/blog/gardening-gathering-why-community-gardens-are-the-perfect-place-for-playgroup)

Benefits of Community Gardens as they relate to Elderly and Disabled:

1. The sharing of years of experience and knowledge foster a greater sense of belonging and being 'useful'.
2. Encourages continuous physical activity.
3. Strengthens social networks
4. Dementia patients able to participate safely in gardening activities, have a greater sense of control and feel less alienated from the community.
5. Low income seniors have access to fresh, free produce.
6. Encourages inter-generational communication.

<http://ucanr.org/sites/camg2011/files/101993.pdf>

31 AUGUST 2016

17.2 VISITOR INFORMATION BAY
RES 44306

AUTHOR

Executive Manager Community Development

DISCLOSURE OF ANY INTEREST

Nil

Moved Cr Laundry
Seconded Cr Cowell

Council Resolution

That Council approve the budgeted expenditure of \$50,000 from the Capital Expenditure – Welcome Signage funds and up to \$15,000 unbudgeted expenditure from the Infrastructure reserve Fund for the purposes of the design and construction of the Denham Visitor Information Bay.

6/0 CARRIED

BACKGROUND

The Denham town entry *Visitor Information Bay* signage forms an important end point in communicating wayfinding information on Shark Bay's World Heritage, Tourism and services. Signs convey meaningful messages that help people execute decisions that best suits their holiday and travel aspirations.

At the June 2016 Council adopted Concept Scenario Interpretive Shelter Option 2 and instructed Shire administration to ascertain costs associated with construction.

COMMENT

The design and construction of the Denham Visitor Information Bay (Option 2) will include perforated anodised aluminium with wave pattern shelter, use of recycled jetty timber (frame) and timber rafters.

The drystone limestone walls will have a wave-like pattern to them depicting ocean currents. The walls are between 450mm-800mm high and aligns with the style of the current landscape works being completed in the town centre.

There will be three information panels reading from left to right:

Panel 1. Town Map – work is currently being done to update the Town Map and besides the location of local businesses, will address a range of items such as ATMs, Potable Water, Health, Shire, Police etc.

Panel 2. Consultation and engagement has been conducted with Department of Parks & Wildlife with the view to accessing up-to-date location signage including World Heritage listed sites.

Panel 3. A Shire Map which provides the visitor with a big picture view of the various sites and locations throughout the Shire.

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

LEGAL IMPLICATIONS

There are no legal implications associated with this report.

POLICY IMPLICATIONS

There are no policy implications associated with this report.

FINANCIAL IMPLICATIONS

The Council has included in the 2016/2017 budget capital expenditure of \$50,000 for the construction of the information bay. These funds were budgeted to be drawn from the Infrastructure Reserve.

The current budget projections of the Infrastructure Reserve are as follows:

Infrastructure Reserve	
Opening Balance	\$1,279,923
Transfers in	\$ 421,824
Transfers out	\$ 938,614
Budget closing balance	\$ 763,133
Additional funding required	\$ 15,000
Revised Budget closing balance	\$ 748,133

Total project costs \$64,210 with quotations submitted:

1. UDLA – **\$5,800**

- Detailed design and production of drawings and schedules for a Design & Construct
- Coordination with other consultants
- Attendance at maximum 2 dedicated meetings with Earthcare
- Advice on the technical parameters of the project as required.

2. Earthcare Landscapes – **\$58,410**

- Surveys & approvals
- Demolition and earthworks
- Hardscape works

STRATEGIC IMPLICATIONS

OUTCOME 1.1

Develop infrastructure and investment that is sustainable and an on-going legacy to the Shire.

RISK MANAGEMENT

There is low risk management associated with this report.

VOTING REQUIREMENTS

Simple Majority Required

SIGNATURES

Author
Chief Executive Officer
Date of Report

L Butterly
P Anderson
22 August 2016



DENHAM VISITORS INFORMATION BAY

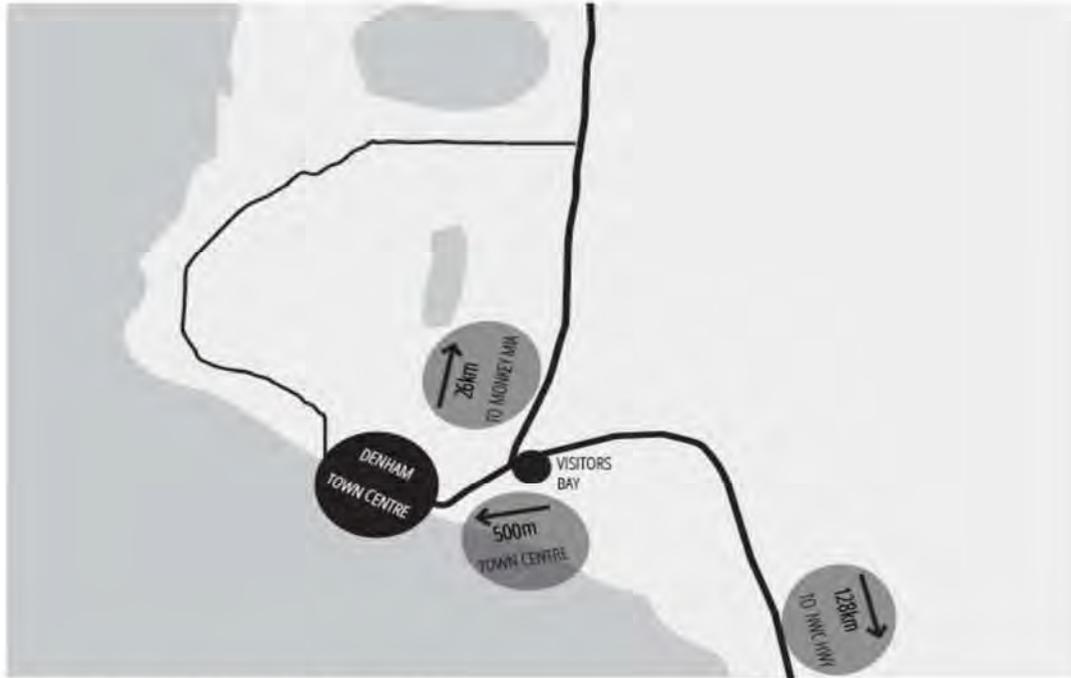
DRAFT CONCEPT DESIGN

UDLA for SHIRE OF SHARK BAY

5TH AUGUST 2016

DRAFT FOR COMMENT

SITE CONTEXT

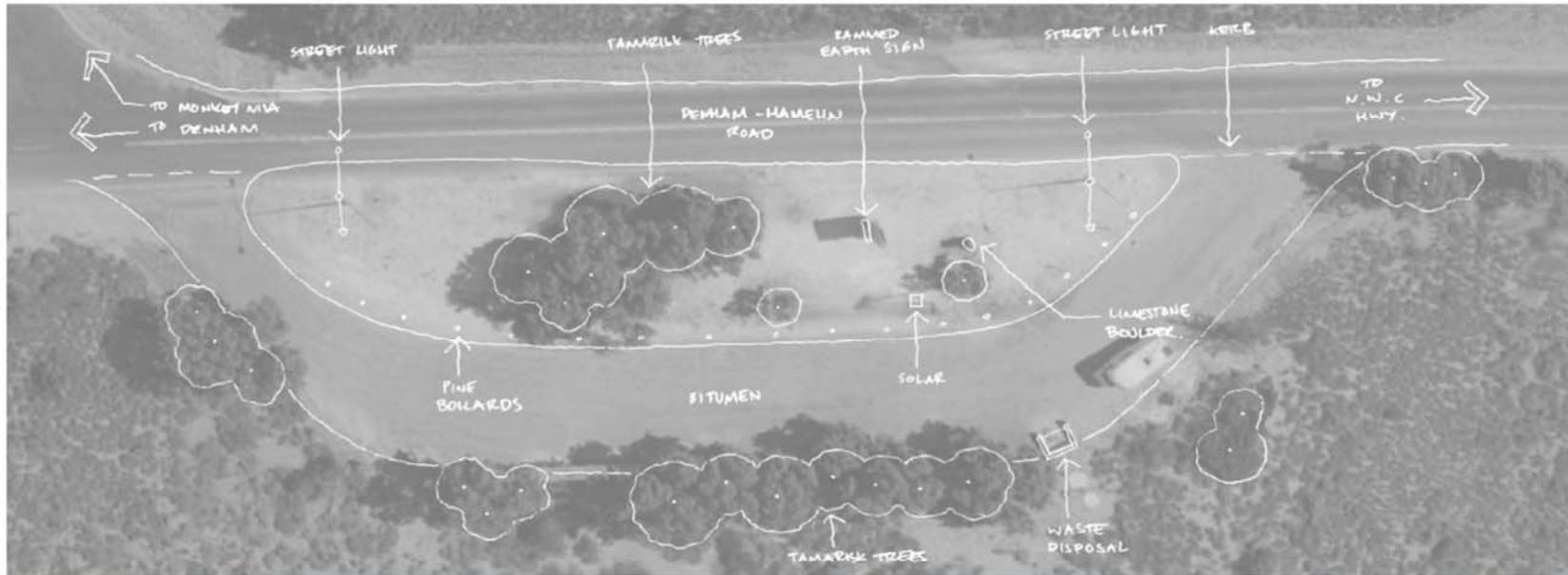


The Denham Visitor's Information Bay context map

The Denham Visitor's Information Bay, located on the Denham-Hamelin Road forms a part of the arrival sequence to the Shark Bay Area.

It's location at the junction point between the Denham Town Centre and the turn off to Monkey Mia enables it to act as a key decision making point to encourage visitors in either direction.

SITE CONDITION



Existing site condition



Existing Tamarisk Trees



Existing pine bollards



Existing rammed earth signage and limestone boulder

DENHAM VISITORS INFORMATION BAY - DRAFT CONCEPT DESIGN - 05/08/2016 - UDLA

CONCEPT PLAN



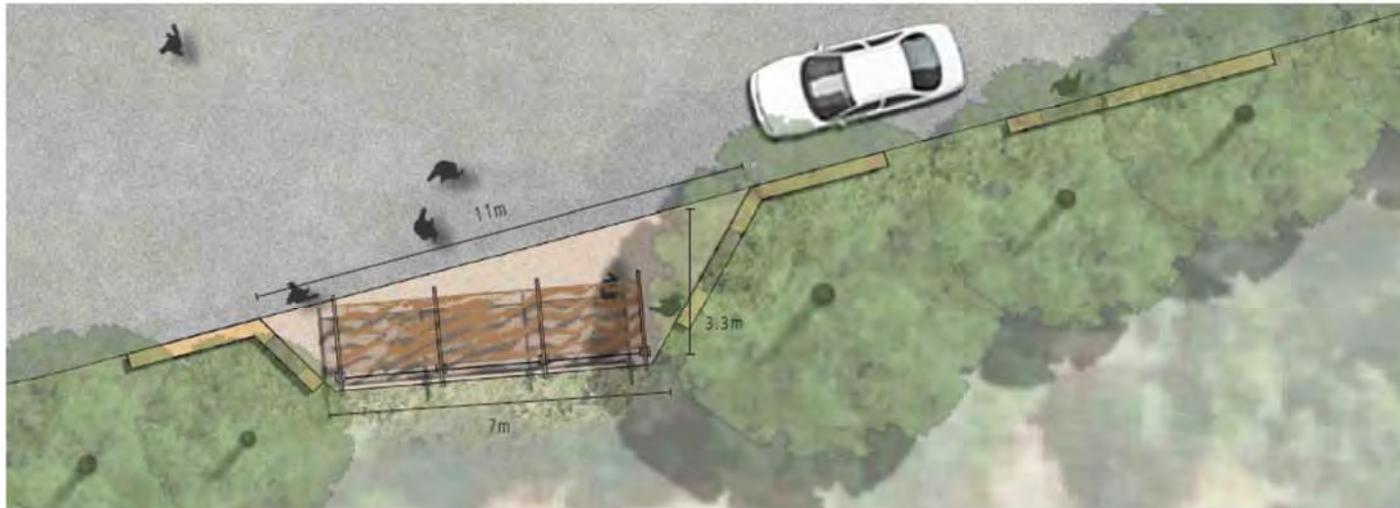
DENHAM VISITORS INFORMATION BAY - CONCEPT PLAN

Scale 1:250 at A3

DENHAM VISITORS INFORMATION BAY - DRAFT CONCEPT DESIGN - 05/08/2016 - UDLA



DETAIL PLAN



DENHAM VISITORS INFORMATION BAY -DETAIL PLAN AND SECTION
Scale 1:100 at A3

31 AUGUST 2016

CUSTOM INFORMATION SHELTER

* Indicative only - graphics and content to be detail designed

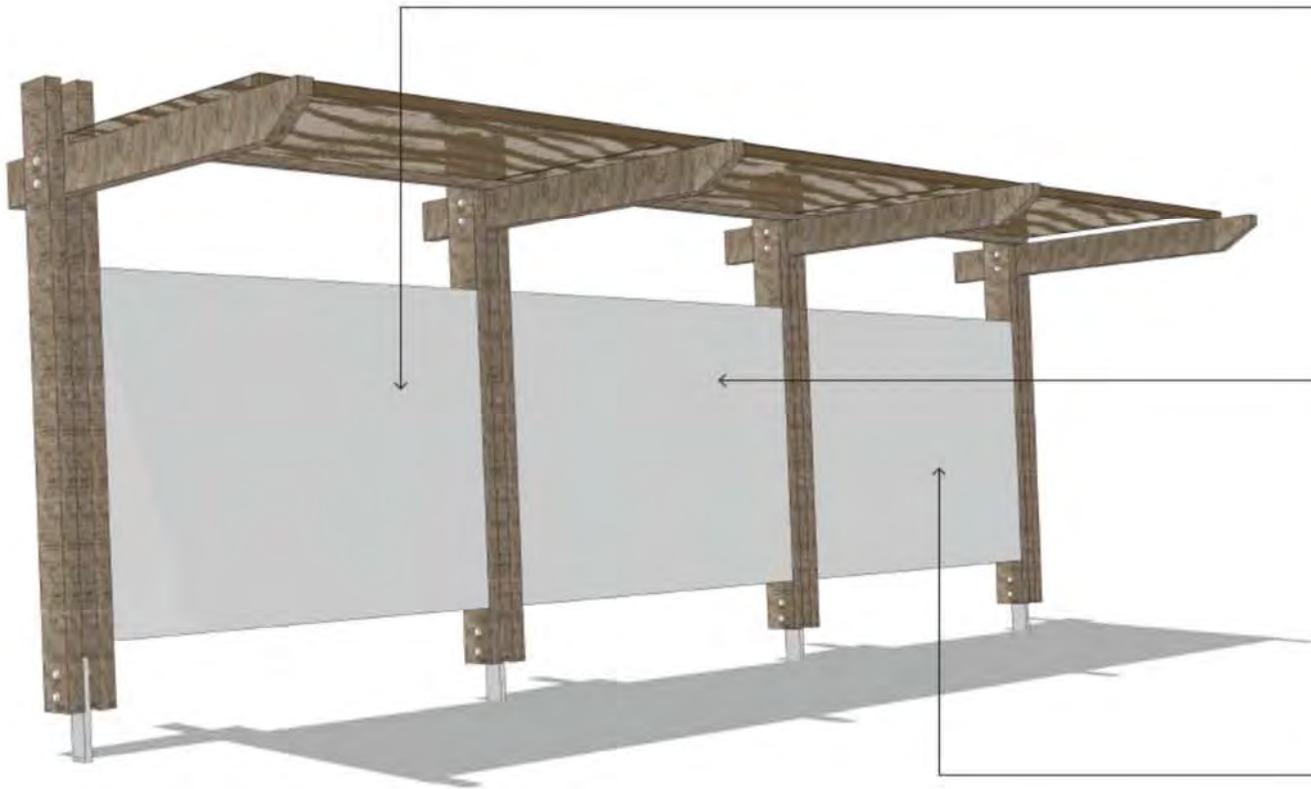
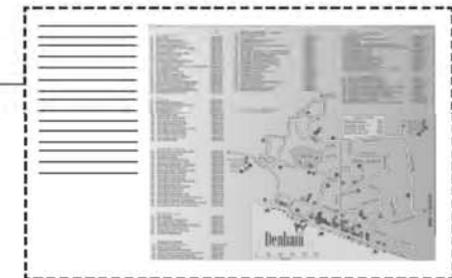
PANEL 01 - SHARK BAY MAP



PANEL 02 - WORLD HERITAGE INFORMATION



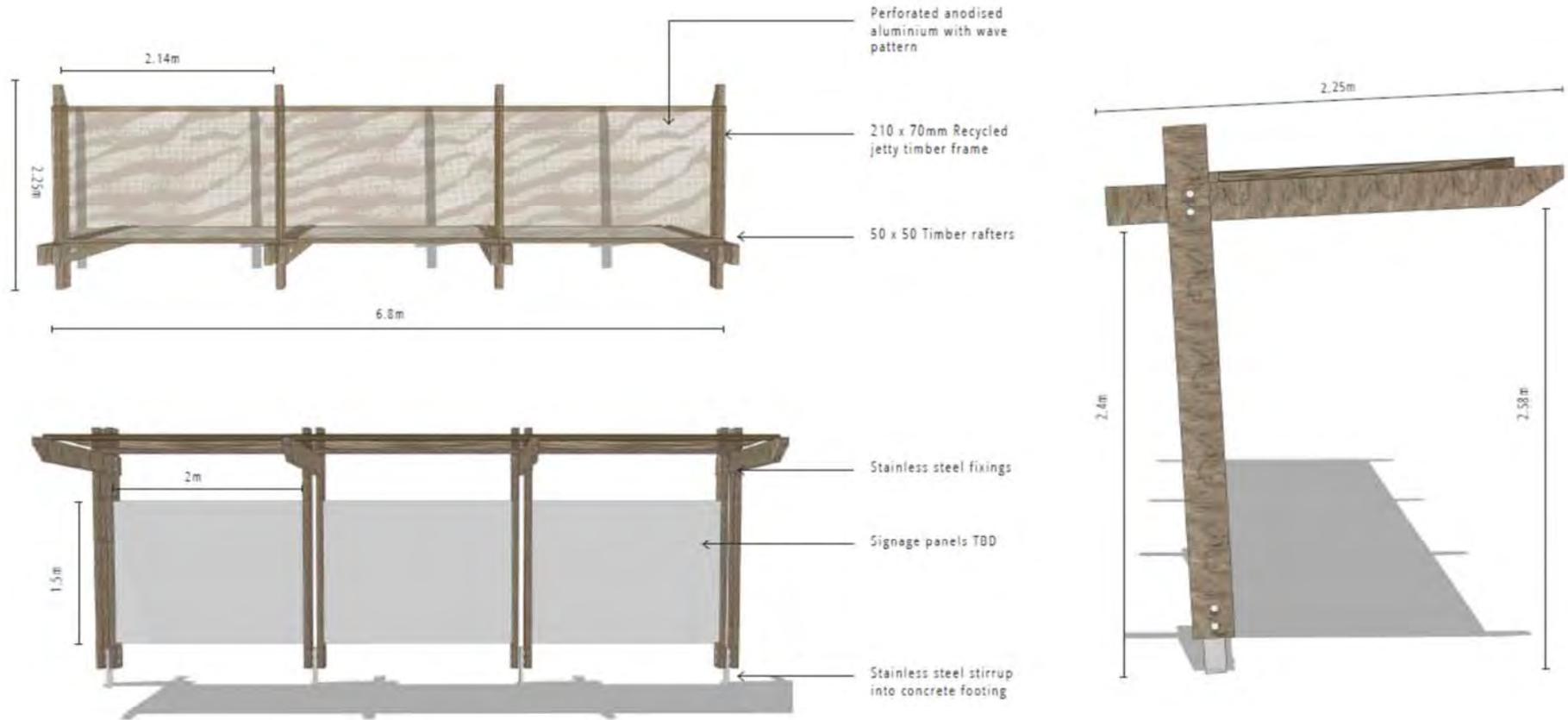
PANEL 03 - DENHAM INFORMATION



DENHAM VISITORS INFORMATION BAY - DRAFT CONCEPT DESIGN - 05/08/2016 - UDLA

31 AUGUST 2016

CUSTOM INFORMATION SHELTER

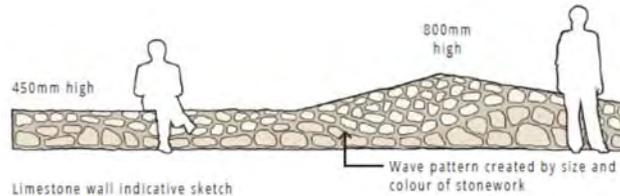


MATERIALS



WALLS - DRYSTONE LIMESTONE WALL

- Aligns with the style of the current landscape works in the Town Centre
- Opportunity to create a 'wave' pattern in the stonework
- Opportunity to use local Tamala limestone



LIGHTING

- Opportunity to incorporate lighting to interpretive signage panels and shelter

31 AUGUST 2016

17.3 SHARK BAY WORLD HERITAGE DISCOVERY AND VISITOR CENTRE WINDOW DECALS
LS00017

AUTHOR

Executive Manager Community Development

DISCLOSURE OF ANY INTEREST

Nil

Moved Cr Prior
Seconded Cr Capewell

Council Resolution

That Council endorse the concept design as amended of the creative window decals for the Shark Bay World Heritage Discovery & Visitor Centre.

6/0 CARRIED

BACKGROUND

The Regional Visitor Centre Sustainability Grant Program is a State Government initiative, funded through Royalties for Regions and supported by Tourism Western Australia.

In 2015, an application was submitted for a creative visual window design concept that tells the story of Shark Bay flora, fauna, marine and overarching World Heritage.

The grant application was successful with an overall budget of \$16,991 with 50% having come from the Regional Visitor Centre Sustainability Grant – Tourism WA and the remaining 50% from the Shark Bay Shire.

An additional project within this budget framework is the design of a historical timeline which is being currently being planned and will be located atop the Regional Tourism Brochure rack in the Visitor Centre.

COMMENT

The proposed window design and installation is in the form of perforated vinyl decal graphics. Each graphic has come from months of research and copyright approvals and to ensure that each photo is of high resolution quality in order to achieve the best possible visual acuity.

There are 18 window panels which represents a total canvass of 17.590m. Each panel is separated by an aluminium bar which has been taken into the design consideration with the view to and uninterrupted storyline appearing across the window scape.

The attached concept design is at 90% confirmation and we are waiting on additional high resolution images of the Stromatolites. In addition, the introduction and approved use of Malgana language in welcoming visitors to Shark Bay (two waters) is the preferred and culturally respectful outcome, instead of the use of photos which may or may not be Traditional Malgana peoples.

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

The text in the first three frames will be rearranged to display the following:

Top frame:

Visitor Centre
Discovery Centre
Rose de Freycinet Gallery
Weekdays 9am-5pm- Weekends 10am-4pm

Middle frame:

Yandani Gutharraguda
Welcome to two Waters
(Shark Bay)
Malgana Country

Bottom frame:

Tours Accommodation
Monkey Mia Passes
General Information

LEGAL IMPLICATIONS

There are not legal implications relating to this report.

POLICY IMPLICATIONS

There are no policy implication relating to this report

FINANCIAL IMPLICATIONS

This project has a confirmed budget of \$16,991 of which 50% has come through a grant from the Regional Visitor Centre Sustainability Grant (Tourism WA) with the remaining 50% coming from the Shire.

STRATEGIC IMPLICATIONS

OUTCOME 2.1

Increase the awareness of Shark Bay as an attractive place to live, work, visit and invest.

RISK MANAGEMENT

The only risk associated with this project is the timeframe associated with having it completed as part of the Dirk Hartog Festival in October.

VOTING REQUIREMENTS

Simple Majority Required

SIGNATURES

Author
Chief Executive Officer
Date of Report

L Butterly
P Anderson
22 August 2016

MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016



MINUTES OF THE ORDINARY COUNCIL MEETING

31 AUGUST 2016

The President adjourned the Ordinary Council meeting at 12.09pm.

The President reconvened the Ordinary Council meeting at 1.03 pm.

18. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

There are no motions of which previous notice having been given.

19. URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

There were no urgent business items presented to Council.

20. MATTERS BEHIND CLOSED DOORS

Moved Cr Bellottie
Seconded Cr Wake

Council Resolution

That the meeting be closed to members of the public in accordance with section 5.23(2) of the *Local Government Act 1995* for Council to discuss matters of a confidential nature.

6/0 CARRIED

20.1 NEW 6X4 PRIME MOVER
CM00014

AUTHOR
WORKS MANAGER

DISCLOSURE OF ANY INTEREST
Nil

Moved Cr Prior
Seconded Cr Wake

Council Resolution

That the recommendation submitted by the Works Manager in the confidential evaluation report for Supply and Delivery of a new 6x4 Prime Mover as per the conditions of quote be considered.

6/0 CARRIED

31 AUGUST 2016

Moved Cr Wake
Seconded Cr Capewell

Council Resolution

1. That Council appoint Purcher International, based on the assessment of the Capability, Warranty and pricing considerations offered under PS2016/2017-01 Supply and Delivery of a New 6X4 Prime Mover.
2. That Council endorse a budget amendment of \$9,000.00 for the purchase of the 6x4 Prime Mover under consideration.

6/0 CARRIED

Moved Cr Wake
Seconded Cr Capewell

Council Resolution

That the meeting be reopened to the members of the public.

6/0 CARRIED

21. DATE AND TIME OF NEXT MEETING

The next Ordinary meeting of the Shark Bay Shire Council will be held on the 28 September 2016 commencing at 3.00 pm in Council Chamber at the Shark Bay Recreation Centre, Francis Street, Denham.

22. CLOSURE OF MEETING

As there was no further business the President closed the Ordinary Council meeting at 1.14pm.