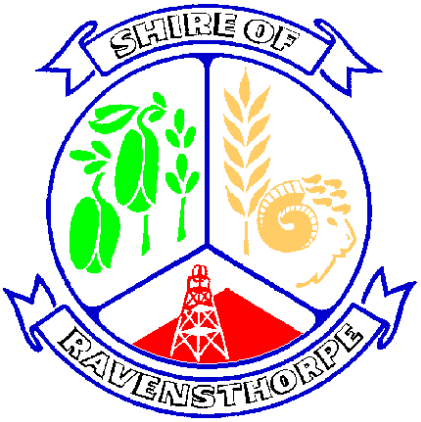

MINUTES

of the Council Meeting held on

Wednesday 23 May 2012
commencing at 5 p.m.

in the Council Chambers, Ravensthorpe.

ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, RAVENSTHORPE
ON 23 May 2012, COMMENCING AT 5PM

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1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

5 pm – The Presiding Person, Cr Ian Goldfinch, declared the meeting open.

2. ATTENDANCE / APOLOGIES/ APPROVED LEAVE OF ABSENCE

MEMBERS: Cr Ian Goldfinch (Shire President)
Cr Don Lansdown
Cr Jan Field
Cr Julianne Townsend
Cr Ken Norman
Cr Andrew Duncan

STAFF: Pascoe Durtanovich (Chief Executive Officer)
Brent Bailey (Deputy Chief Executive Officer)
Darryn Watkins (Manager Engineering Services)
Jenny Rutter (Executive Assistant)

APOLOGIES:
Cr Keith Dunlop (Deputy Shire President)

ON LEAVE OF ABSENCE:
Nil

ABSENT:

3. RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil

4. PUBLIC QUESTION TIME

Nil

5. APPLICATIONS FOR, AND PREVIOUSLY APPROVED, LEAVE OF ABSENCE AND DISCLOSURES OF INTEREST

Cr Lansdown	Financial	Item 10.4.3
Cr Field	Financial	Item 10.4.3
Cr Norman	Impartiality	Item 10.4.9

6. PETITIONS/ DEPUTATIONS/ PRESENTATIONS

Nil

7. CONFIRMATION OF MINUTES

7.1 Council Meeting – 21 May, 2012

COUNCIL DECISION AND OFFICER RECOMMENDATION ITEM 7.1

Moved: Cr Norman Seconded: Cr Field

That the minutes of the meeting of Council held on 21 May, 2012 be confirmed as a true and correct record of proceedings.

Carried: 6/0 Res: 90/12

8. SUSPENSION OF STANDING ORDERS
Nil

9. ANNOUNCEMENT BY PRESIDING MEMBER WITHOUT DISCUSSIONS
Nil

10. REPORTS OF OFFICERS

10.1 Deputy Chief Executive Officer

10.1.1 MONTHLY FINANCIAL REPORT – 30TH APRIL 2012

File Ref:

Applicant:	Not applicable
Location:	Not applicable
Disclosure of Officer Interest:	None
Date:	8th May 2012
Author:	Brent Bailey – Deputy Chief Executive Officer
Authorising Officer:	Not applicable
Attachments:	Yes -

- Individual letters to government agencies and surrounding landowners

The advertising period closed on the 13 January 2012 during which time a total of 6 submissions were received. These are summarised in a Table of Submissions – Attachment B.

A wide variety of issues were raised in the submissions, these are discussed in the comments section of this report above and in the Schedule at Attachment B.

Statutory Obligations:

The Scheme requires that subdivision or development in Rural Conservation Area 7 is to be in accordance with an adopted Subdivision Guide Plan. This is required to be endorsed by the WAPC.

If adopted by Council the SGP will be referred to the WAPC for endorsement and then modifications to the Planning Report and SGP will be made as agreed by the WAPC.

Policy Implications:

None applicable

Budget / Financial Implications:

Communal infrastructure proposed as part of this report is to be maintained in the long run from the Emergency Services Levy.

Strategic Implications:

The SGP for this area will enable the further subdivision of additional rural residential lots in reasonable proximity to Hopetoun townsite in accordance with the recommendations of the adopted Local Planning Strategy.

Sustainability Implications:

- **Environmental**:
  Issues with remnant vegetation, fire management and water supply are discussed in the body of this report.

- **Economic**:
  There are no known significant economic considerations.

- **Social**:
  There are no known significant social considerations.

Voting Requirements:
Simple Majority

COUNCIL DECISION AND OFFICER RECOMMENDATION ITEM 10.2.1

Moved: Cr Norman Seconded: Cr Field

1. Adopt the Subdivision Guide Plan for Lot 52 Lechenaultia Drive, Hopetoun subject to

   i) The recommended modifications outlined at Attachment B – Schedule of Modifications.
   ii) That a Fire Management Plan be provided.
   iii) The Subdivision Guide Plan documentation be amended to include the following principles as a requirement of the Fire Management Plan required at the time of subdivision:

   - All buildings to be constructed to BAL29 standard;
   - Building Protection and Hazard Protection zones are to be located within building envelopes wherever possible;
   - The width of all firebreaks to be a minimum of 6m wide;
   - Individual firebreaks are generally required with the expectation of those areas identified as having high quality vegetation,
   - Fire Management measures in identified areas of higher standard vegetation are to include:
     a) Use of a limited number of strategic breaks to break the area into manageable compartments;
     b) Mosaic burns to keep fuel loads down over time by an agreed party (which the local brigades may be a possibility); and
     c) Clustering of Building envelopes shown on the plan of subdivision.
   - A requirement for the Fire Break Notice to call up the Fire Management Plan as a variation for all lots in the development.

2. Forward the Subdivision Guide Plan, Schedule of Submissions and a copy of all submissions to the Western Australian Planning Commission for final endorsement.

Carried: 6/0 Res: 95/12

10.2.2 APPLICATION FOR ENTRY/DOORWAY – PORT HOTEL VEAL STREET, HOPETOUN

File Ref:	
Applicant:	M & N Grant (Managers)
Location:	Lot 701 cnr. Veal Street/Esplanade, Hopetoun
Disclosure of Officer Interest:	None
Date:	17 April 2012
Author:	C Pursey – Planning Officer
Authorising Officer:	P Durtanovich (Chief Executive Officer)
Attachments:	None

Summary

Council considered a retrospective planning application for en entry into the Port Hotel Bottle Shop at its meeting in December 2011 and resolved to approve it subject to conditions

including a requirement to restrict parking to a maximum of 10 minutes immediately outside of the bottle shop.
The parking situation has been reviewed by Council's contract engineer (Les Hewer) and a recommendation to prohibit parking in this area is now being presented to Council.

Background

Previous Consideration

Council considered an application to extend the licensed area at the Port Hotel and convert the existing storeroom to a takeaway bottle shop and store at their May 2011 meeting where it was resolved:

"That Council:
1) Approve the following modifications to the Port Hotel (Lot 701) cnr. Veal Street/Esplanade, Hopetoun:
   a) Include the rear beer garden area within the approved licensed area; and
   b) Reclassify the existing storeroom building (along the Esplanade) to takeaway bottle shop and storeroom.
2) Endorse the Section 40 Certificate of Local Planning Authority accordingly."

Following the conversion of the storeroom to a take away bottle shop the licensee constructed a new door into the bottle shop without the necessary Council approvals.
A report was presented to the December 2011 Council meeting requesting Council to consider is retrospective planning application for the doorway. At this meeting Council resolved as follows:

"That Council:

1. Grant a planning approval for the existing entry/doorway to the Port Hotel Bottle Shop at Lot 701 cnr. Veal Street/Esplanade, Hopetoun with conditions;

   A) That parking directly alongside the bottle shop become designated parking, for a maximum of 10 minutes.

   B) 3 H G H V W U L D Q V W R E H S U R W H F W H G E \ W K H R Z Q H U ¶ V L Q V W which is to the satisfaction of the Chief Executive Officer.

2. Advise the applicant that a Building Licence will be required for the alteration and that this will address any disabled access and trip hazard concerns that may arise from the stepped entry."

Comment

Staff have been discussing the implementation of the most recent Council resolution with the hotel licensee since this time. Parts 1B and 2 of this resolution have been complied with in the following manner:

1B The location of the bollards have been agreed on either side of the bottle shop entry and these are in the process of being delivered to site at the time of writing this report.

2 A building permit application is expected in the week beginning the 30 April 2012. Disabled access to the bottle shop has been addressed by utilising the existing entry at street level on The Esplanade .

Condition 1A has been further investigated by Council's contract engineer who has recommended that no parking be permitted on the northern side of The Esplanade in this area for the following reasons:

- Cars parked in this area force pedestrians to move out into the road;
- The parking area is too close to the corner of Veal Street and The Esplanade to be entirely safe. It may force cars wider on The Esplanade near to the bend; and
- Ideally the footpath that runs around the corner from Veal Street should be continued along the northern side of The Esplanade to link to the remaining footpath network further to the west.

This report recommends that part 1A of the Council resolution of 22 December 2011 be rescinded and replaced with a condition requiring that signage be put in place designating the as a no parking area.

Consultation
Nil

Statutory Obligation
The Shire of Ravensthorpe adopted a Local Law, Parking and Parking Facilities in 2010. Part 6.1 of this local law states:

"6.1 No stopping and no parking signs, and yellow edge lines

(1) No stopping ±

A driver shall not stop on a length of carriageway, or in an area, to which a 'no V W R S S L Q J ´ sign applies.

(2) No parking ±

$ G U L Y H U V K D O O Q R W V W R S R Q D O H Q J W K R I F D U U L D J H Z D \ sign applies, unless the driver is ±

(a) dropping off, or picking up, passengers or goods;

(b) does not leave the vehicle unattended; and

(c) completes the dropping off, or picking up, of the passengers or goods within 2 minutes of stopping and drives on.

(3) No stopping on a carriageway with yellow edge lines ±

A driver shall not stop at the side of a carriageway marked with a continuous yellow edge line."

Policy Implications
Nil

Budget /Financial Implications
None for Council, the signage is to be paid for by the applicant.

There will be a recommendation in the next budget round for an extension of the footpath from the corner with Veal Street westward to connect to the rest of the footpath system in this locality.

Strategic Implications
Nil

Sustainability Implications

x **Environmental**
There are no known significant environmental considerations.

x **Economic**
There are no known significant economic considerations.

x **Social**
There are no known significant social considerations.

Voting Requirements
Absolute Majority Recommendation (1)
Simple Majority Recommendation (2)

Cr Field, Cr Lansdown and Cr Goldfinch indicated support for a rescission motion.

COUNCIL DECISION AND OFFICER RECOMMENDATION (1)	ITEM 10.2.2
Moved: Cr Goldfinch	Seconded: Cr Lansdown
That Part 1(A) of Resolution 269/11 of the meeting held on 22 December, 2011 be rescinded. Carried by Absolute Majority: 6/0	Res: 96/12

COUNCIL DECISION AND OFFICER RECOMMENDATION (2)		ITEM 10.2.2
Moved: Cr Field		Seconded: Cr Lansdown
That Council, Apply a condition to the planning approval for the existing entry/doorway to the Port Hotel Bottle Shop at Lot 701 cnr. Veal Street/Esplanade, Hopetoun as follows: 1 The applicant shall provide street signs that prohibit parking on the northern side of The Esplanade adjacent to the Port Hotel bottle shop to the satisfaction of the Chief Executive Officer and in accordance with the requirements of the Shire of Ravensthorpe Parking and Parking Facilities Local Law 2010.		
Amendment	Moved: Cr Goldfinch	Seconded: Cr Duncan
That part 2 be added to the motion as follows: Suitable illumination of the step to be provided by the owner. The Amendment was put and Carried: 6/0		
The Original Motion was then Put and Carried: 6/0		Res: 97/12

10.2.3 APPLICATION FOR PLANNING APPROVAL FOR A SIGN AT LOT 20 (65) MORGANS STREET, RAVENSTHORPE

File Ref:	13.0.0MOR065
Applicant:	Ms Helen Thomas on behalf of Westpac
Location:	Lot 20 (65) Morgans Street, Ravensthorpe
Disclosure of Officer Interest:	None
Date:	27 April 2012
Author:	Craig Pursey, Planning Officer
Authorising Officer:	Pascoe Durtanovich - CEO
Attachments:	Yes - Application Plans

Summary:

Council considered a planning application for an illuminated sign at their February 2012 Council meeting where it was resolved to defer consideration of the sign application until Westpac had prepared a report considering the installation and operation of a 24 hour ATM.

Westpac have responded that an ATM is not economically feasible in Ravensthorpe as it will not generate enough transactions.

The illuminated sign has been replaced by a standard sign. The sign is reasonably small in scale, will have little impact upon the heritage quality of the building and will assist in identifying the bank. Approval is recommended.

Background:

Site Description

Lot 20 (65) Morgans Street, Ravensthorpe (subject site) is 1012m^2 in area, is located on the corner of Morgans and Carlisle Streets and is developed with the Shire offices that are collocated with a branch of the Westpac Bank.

The building is constructed up to the front and side boundaries of the property and has parking provided in the surrounding road reserves.
There is an existing modest sign identifying the building as the Shire of Ravensthorpe but no signage identifying the bank at this stage.

Previous consideration

Council considered an application for an illuminated sign for Westpac at their February 2012 Council meeting where it was resolved:

"That Council invite Westpac to prepare a report on the installation and operation of a 24 Hour ATM at the Ravensthorpe in-store branch and determination of the form, location and VL]H RI WKH SURSRVHG DGYHUWLVLQJ VLJQ EH GHIHUUHG SHQ ATM installation."

Comment:

The applicant has now provided a response on the question of whether an ATM would be provided in Ravensthorpe and have provided amended plans for the sign. The matters are addressed separately below.

ATM

Westpac have provided the following information by email in response to Council's resolution and follow up enquiries from the Shire's Planning Officer:

As there are substantial costs associated with installing and maintaining an ATM, we require an ATM to do about 6,000 transactions per month in order for the business case to be approved.

Based on our ATM Engagement Manager's assessment, less than 500 transactions would go through an ATM at Ravensthorpe per month, so the business case would definitely not be met. Nermaine is very experienced in her role, so I trust this assessment is correct. I have also checked how many transactions Westpac customers are currently doing on the other ATMs in Ravensthorpe and it is less than 500 per month.

The in-store proprietor would be paid by Westpac on a transactional basis and there is the likelihood an ATM would cannibalise some of those transactions, resulting in less revenue for the proprietor.

As Nermaine mentioned, all our ATMs are already allocated for this year. If the landlord or the instore proprietor would consider paying the costs of the ATM hardware, installation and operations, it might be contemplated for the 2013 program.
An ATM is clearly uneconomical at this time. The only scenario that Westpac would consider putting an ATM into the store is if the Shire pays all costs. This coupled with the likely drop in income from the current banking service the Shire performs makes the provision of an ATM service uneconomical for the Shire as well.
Application

A revised application for a non-illuminated sign has been lodged and is proposed to be attached to the front wall of the building adjacent to the buildings Morgans Street entrance.

The sign is 1600mm long and 400mm wide and simply shows the Westpac name and logo. A copy of the proposed sign has been provided as an attachment to this report.

Assessment

Schedule 3 of the Shire of Ravensthorpe Town Planning Scheme No 5 (the Scheme) lists those advertisements that are exempt from requiring planning approval. The current application does not meet any of the exemptions and requires planning approval.

The Scheme does not have specific clauses that address the appropriate scale and location of signage in the Shire.

The proposal needs to be assessed against clause 10.2 of the Scheme - "matters to be considered by a local government". This section requires assessment of the proposal against such matters as:

j) W K H F R P S D W L E L O L W \ R I D X V H R U G H Y H O R S P H Q W Z L W K L W

l) WKH FXOWXUDO VLJQLILFDQFH RI DQ\ SODFH RU DUHD DIIH

o) the preservation of the ameni W \ R I W K H O R F D O L W \ «

The sign is reasonably modest in scale and will have little effect on the streetscape.

Most banks usually use more signage than proposed; it appears that some concession has been made to the site's heritage listing.

Conclusion

The sign is modest in scale and will assist in directing people new to town to the Westpac branch. As there is no formal heritage listing that applies statutory controls to the subject site and the sign's installation is easily reversible approval is recommended.

Consultation:
Not applicable.

Statutory Obligations:
The Shire of Ravensthorpe Town Planning Scheme No.5 is an operative local planning scheme under the Planning and Development Act 2005.

The applicant has a right of review to the State Administrative Tribunal if aggrieved by any decision made by the Council.

Policy Implications:
The Council has initiated a draft Local Planning Policy to guide signage applications. The draft Policy has been placed on public advertising but not has not been brought back to Council for final consideration at this stage.

Budget / Financial Implications:
Council has linked consideration of installing an ATM to this planning application. An ATM appears to be an uneconomical proposal for both Council and Westpac at this time.

Strategic Implications:
Nil

Sustainability Implications:

Environmental:
There are no known significant environmental considerations.

Economic:
There are no known significant economic considerations.

Social:
There are no known significant social considerations.

Voting Requirements:
Simple Majority

COUNCIL DECISION AND OFFICER RECOMMENDATION	ITEM 10.2.3
Moved: Cr Lansdown	Seconded: Cr Norman
That Council approve the application for a sign at Lot 20 (65) Morgans Street, Ravensthorpe.	
Carried: 4/2	Res: 98/12

10.3 Manager of Engineering Services

Nil

10.4 Chief Executive Officer

10.4.1 PROCLAMATION OF HOPETOUN RAVENSTHORPE ROAD AS A MAIN ROAD

File Ref:	8910.18
Applicant:	Not applicable
Location:	Hopetoun - Ravensthorpe Road
Disclosure of Officer Interest:	None
Date:	7 May, 2012
Author:	Pascoe Durtanovich – Chief Executive Officer
Authorising Officer:	Not applicable
Attachments:	Yes – Proclamations Drawings

Summary:
Council formal agreement is required for the transfer of the Hopetoun-Ravensthorpe Road from the Shire of Ravensthorpe ownership and responsibility, to Main Roads WA.

Background:
Transfer of ownership of the Hopetoun–Ravensthorpe Road was first pursued by Council in early 2000. Up to that time, and to 2011, Main Roads WA accepted responsibility for major maintenance and construction works on the road.

Various documentation in 2001/2003 confirmed Main Roads commitment to have the road proclaimed as a Main Road.

For reason unknown the proclamation did not occur and in 2009 the current Shire Administration approached Main Roads WA requesting the matter be progressed. For various reasons, not least of all Council's decision to give Tectonic Resources approval to construct a haul road within the road reserve, Main Roads withdrew funding for the upkeep of the road.

Following Council's decision to withdraw approval for the haul road and further representation by Council and the local member, the Hon. Graeme Jacobs MLA, the way is now clear to complete the transfer of the road to Main Roads this financial year.

Comment:
To formalise the transfer, the Commissioner of Main Roads intends making a recommendation to the Hon Minister for Transport to proclaim the road as shown on Drawings 1021-0401-00, 1021-0402-00,1021-0404-00, 1021-0405-00 and1021-0407-00 as a 'main road' in accordance with Section 13 of the Main Roads Act. Footpaths will be excluded from the proclamation. Such paths, if any, will therefore remain the responsibility of the Shire of Ravensthorpe.

Once proclaimed, the sections of road within the Ravensthorpe and Hopetoun townsites will become delegated areas. Within delegated areas Main Roads will only be responsible for traffic signs, the pavement (including shoulders) and associated drainage from the paved area. Main Roads also maintains management of road closures, driveway access, placement of public utilities, placement of pedestrian crossings and erection of traffic signs. Other management responsibilities in the delegated areas will remain with the Shire of Ravensthorpe. These include those activities associated with general verge maintenance (footpath, kerbing, burning, mowing, clearing, herbicide spraying, pest control, advertising signs less than 0.25m^2 in area, verge parking, roadside vending, planting of trees and preservation of flora).

Before making the recommendation to the Minister to proclaim Hopetoun-Ravensthorpe Road, the Commissioner requires endorsement by Council of the enclosed proclamation drawings.

Consultation:
Community consultation is not required in this situation given that community expectation is that that the Hopetoun–Ravensthorpe Road should be a state road.

Statutory Obligations:
Section 13 of the Main Roads act applies.

Transfer of the road to Main Roads is subject to Council completing all outstanding flood rectification works and all urgent pavement repair works funded by the State's allocation of $150,000, by the proposed date of transfer. This work has been completed.
Policy Implications:
Nil

Budget / Financial Implications:
The value of the asset will be removed from the Shire's Balance sheet. Whilst individual road valuations are not held by Council an estimate can be provided. There will be an impact on the Shire's Federal Government grant, however this will be minimal.

Strategic Implications:
The Hopetoun-Ravensthorpe Road is the most significant "local" road in the Shire. It links the two major towns in the Shire and is the main access to the Ravensthorpe Airport.

Sustainability Implications:

- **Environmental**:
  There are no known significant environmental considerations.

- **Economic**:
  There are no known significant economic considerations.

- **Social**:
  There are no known significant social considerations.

Voting Requirements:
Simple Majority

OFFICER RECOMMENDATION	ITEM 10.4.1
That the proclamation of the Hopetoun-Ravensthorpe Road as a Main Road be supported and drawings 1021-0401-00, 1021-0402-00,1021-0404-00,1021-0405-00 and 1021-0407-00 be endorsed by the Chief Executive Officer accordingly.	

COUNCIL DECISION AND OFFICER RECOMMENDATION	ITEM 10.4.1
Moved: Cr Townsend	Seconded: Cr Field
That the proclamation of the Hopetoun-Ravensthorpe Road as a Main Road, to occur 8am Monday 11 June, 2012, be supported and drawings 1021-0401-00, 1021-0402-00,1021-0404-00,1021-0405-00 and 1021-0407-00 be endorsed by the Chief Executive Officer accordingly.	
Carried: 6/0	Res: 99/12

Reason for change to Officers Recommendation
Chief Executive Officer provided an alternative wording to the motion as requested by Main Roads WA.

10.4.2 POLICY REVIEW

File Ref:	Policy Manual
Applicant:	Not applicable
Location:	Not applicable
Disclosure of Officer Interest:	None
Date:	11 May 2012
Author:	Pascoe Durtanovich – Chief Executive Officer
Authorising Officer:	Not applicable
Attachments:	Yes – Draft Policy Manual

Summary:
The purpose of this item is to adopt the draft current Policy Manual, resulting from the review undertaken by Councillors and the Chief Executive Officer on 9 May, 2012.

Background:
A comprehensive review of the Council's policies was undertaken in 2010, including a Councillor's policy workshop on 5 May, 2010.
Following the review Council adopted the new set of policies on 28 May 2010. Since that time Council has introduced some new policies, these were included in the updated Policy Manual and a further review was undertaken on 21 July, 2011.

Comment:
The attached draft manual includes amendments agreed to at the workshop on 9 May plus all policies amended and adopted since 21 July, 2011.

In considering the adoption of the policies Council can still make changes if any changes were overlooked at the workshop.

Consultation:
Consultation is not required for the policy review unless there are changes to policies, such as Town Planning policies that require public advertising under legislation. There are no amendments proposed in this regard.

Once amendments are adopted and the new policy register is prepared it will be included on the Shire website for public information.

Statutory Obligations:
Adopted policies are not legally binding, they are in place to assist / guide Councillors and staff when determining particular issues.

Policy Implications:
Nil

Budget / Financial Implications:
Nil

Strategic Implications:
Nil

Sustainability Implications:

x **Environmental:**
There are no known significant environmental considerations.

x **Economic:**
There are no known significant economic considerations.

x **Social:**
There are no known significant social considerations.

Voting Requirements:
Simple majority.

COUNCIL DECISION AND OFFICER RECOMMENDATION	ITEM 10.4.2
Moved: Cr Lansdown	Seconded: Cr Townsend
That the draft policies in the attached Policy Manual, identified as attachment 10.4.2, be adopted.	
Carried: 6/0	Res: 100/12

10.4.3 COAST TO COAST 2012 CONFERENCE

File Ref:	Personal File
Applicant:	Not applicable
Location:	Brisbane
Disclosure of Officer Interest:	None
Date:	12 May, 2012
Author:	Pascoe Durtanovich – Chief Executive Officer
Authorising Officer:	Not applicable
Attachments:	None

Prior to any consideration of Item 10.4.3 Cr Lansdown and Cr Field declared a financial interest on the basis that they are potential participants at the conference.

5.33pm Cr Lansdown and Cr Field left the meeting and did not participate in discussions or vote on the matter.

5.33pm Pascoe Durtanovich left the meeting.

Summary:
The 2012 Coast to Coast Conference will be held in the Brisbane on the 17-21 September, 2012 inclusive. This report recommends that the Shire of Ravensthorpe be represented at the conference by Councils current South Coast Management Group members, being Cr Don Lansdown and Cr Jan Field.

Background:
Nil

Comment:
Coast to Coast 2012 is a National Coastal Management Conference held every two years. The conference is an opportunity to share knowledge and experience on management, science, policy and governance of coastal areas and is relevant to the Shire of Ravensthorpe given the length of the coastline in the shire and the fact that Council is to commence implementing the new Coastal Management Plan.

Consultation:
Not applicable

Statutory Obligations:
Nil

Policy Implications:
Policy G3 applies in this instance.

Budget / Financial Implications:
The cost for the Councillor delegates is approximately $4,500 per Councillor. This covers airfares, registration, accommodation etc. This cost is based on the early bird registration, a

saving of $160 in total. Funds are budgeted each year for conference expenses. Full payment will not be required until 2012/2013.

Strategic Implications:
Attendance at the conference will assist achieving actions in the Shire of Ravensthorpe Strategic Plan / Plan for the future. Specifically –

Action Plan No	6.5
Action	104
Action	601
Action Plan No	7.1
Action	A & C

Sustainability Implications:

- **Environmental**:
  There are no known significant environmental considerations.

- **Economic**:
  There are no known significant economic considerations.

- **Social**:
  There are no known significant social considerations.

Voting Requirements:
Absolute Majority

COUNCIL DECISION AND OFFICER RECOMMENDATION	ITEM 10.4.3
Moved: Cr Duncan	Seconded: Cr Norman
That:	
1) the Shire of Ravensthorpe be represented at the Coast To Coast 2012 National Conference in Brisbane in September, by Cr Lansdown and Cr Field.	
2) costs associated with the attendance of Cr Lansdown and Cr Field be funded from Governance Conference Expenses.	
Carried by Absolute Majority: 4/0	Res: 101/12

5.34pm ±Cr Lansdown and Cr Field returned to the meeting.

10.4.4 CONTRIBUTION TO THE RAVENSTHORPE DISTRICT ART GROUP

File Ref:	
Applicant:	Not applicable
Location:	Not applicable
Disclosure of Officer Interest:	None
Date:	14 May 2012
Author:	Pascoe Durtanovich - CEO
Authorising Officer:	Not applicable
Attachments:	None

Summary:
This report recommends that Council support the Ravensthorpe District Art Group by again sponsoring a prize in the September 2012 exhibition.

Background:
Each year in September the Ravensthorpe District Art Group holds an exhibition of local art in the Dunnart Studio. Council participated in 2011 with a contribution of $500.

Comment:
To make this exhibition possible the Ravensthorpe District Art Group has asked if the Shire of Ravensthorpe would be interested in sponsoring an annual acquisition prize of $500. Council would select the winner and the art work would become part of the Shire's art collection.

Consultation:
Not applicable

Statutory Obligations:
Nil

Policy Implications:
Council does not have a policy in regard to the Shire's participation in the Art Exhibition. The decision is made annually.

Budget / Financial Implications:
This amount could be included in the 2012/13 budget.

Strategic Implications:
Nil

Sustainability Implications:

x **Environmental:**
There are no known significant environmental considerations.

x **Economic:**
There are no known significant economic considerations.

x **Social:**
There are no known significant social considerations.

Voting Requirements:
Absolute majority.

COUNCIL DECISION AND OFFICER RECOMMENDATION ITEM 10.4.4	
Moved: Cr Norman	Seconded: Cr Duncan
That a sponsorship prize of $500 be approved for the selection and acquisition of art work at the 2012 Ravensthorpe District Art Group exhibition.	
Carried by Absolute Majority: 6/0	Res: 102/12

5.35pm Pascoe Durtanovich returned to the meeting.

10.4.5 FARM GATE ART PROJECT 2012

File Ref:

Applicant:	Ravensthorpe Regional Art Council
Location:	Farm paddocks/Entrances across the Shire district
Disclosure of Officer Interest:	None
Date:	14 May, 2012
Author:	Pascoe Durtanovich – Chief Executive Officer
Authorising Officer:	Not applicable
Attachments:	None

Summary:
The Ravensthorpe Regional Arts Council proposes to hold two weekend workshops in June/July focused on planning ideas, techniques and skills on using recycled materials to produce sculpture/art. The intent is to install the workshop pieces in farm paddocks and gates.

This report recommends that Council supports the Farm Gate Art Concept.

Background:
The theme of the Farm Gate Art Project is "Wildflowers of the Region" and builds on the Qualup Bell Sculpture Workshop and Entry Statement Project of the Ravensthorpe Progress Association and links in well with a 'Self Drive Art Trail'.

A finished collaborated piece by the artists will be displayed during the Ravensthorpe Wildflower Show in September at the Dunnart Studio and Gallery and will be the start point of an Art Trail.

The project will start with information displays about the project placed around Hopetoun and Ravensthorpe with an information evening held on 23rd May for participants to register their

interest in either the workshops or making their own art piece at home and then installing on a farm that has been chosen.

Comment:
This project will focus on encouraging community participation, inclusion and connection among farming communities and the town residents in and around the Shire of Ravensthorpe. The Arts Council will be fostering partnerships with Australian, State, Regional and Local Community Groups, organisations and businesses to actively involve people in the creative process of art in a way that is meaningful to them.

The Group will be encouraging town residents to get involved and partner up with local residents who have equipment and workshop space available to share.

This project will provide an additional visitor experience leading to economic benefits with increased tourist stopovers to view the developing "Self Art Drive Trail".

Consultation:
The Ravensthorpe Regional Arts Council has consulted with many groups/individuals and businesses including:
Ravensthorpe Progress Association
Ravensthorpe District Art Group
Ravensthorpe Wildflower Committee
Hopetoun Progress Association
Hopetoun Community Resource Centre
Hopetoun Men in Sheds
Fitzgerald Coast Tourism Association
Ravensthorpe Agricultural Initiative Network
Individual Farmers
CPC Engineering
Shire of Ravensthorpe
Article in the Community Spirit Newspaper
Article on the Ravensthorpe Regional Arts Council Website
Dunnart Studio and Gallery
Country Arts WA
Australian Year of the Farmer campaign

Statutory Obligations:
The placement of individual art pieces in farm paddocks/gates could be considered as development under Town Planning Scheme No 5 hence requiring planning consent, however, this would be impractical and unnecessary therefore Council support for the concept only is requested by administration.

Two issues to be considered are amenity and traffic safety. It is understood that from an amenity point of view the Arts Council has a standard of work that will be required and maintained.

The pieces should be located to minimize driver distraction on bends etc.

Policy Implications:
Council does not have a policy on Farm Gate art.

Budget / Financial Implications:
The Ravensthorpe Regional Arts Council has not requested funding from the Shire therefore there are no budget/financial implications.

Strategic Implications:
The project fits within the framework of the Shire's Strategic Plan by providing access to facilities, services and activities and is supported by the short term priority recommendations that have been established in the Shire of Ravensthorpe Tourism Strategy June 2010 and in the Shire's Action Plans 7.2 and 7.5 of the Strategic Plan.

Sustainability Implications:

- **Environmental**:
  There are no known significant environmental considerations.

- **Economic**:
  The project has the potential to increase tourist activity and flow on economic benefits.

- **Social**:
  Positive benefits from interaction between rural, town and business sections of the community.

Voting Requirements:
Simple Majority

COUNCIL DECISION AND OFFICER RECOMMENDATION	ITEM 10.4.5
Moved: Cr Norman	Seconded: Cr Goldfinch
That Council support the Farm Gate Art Project 2012 and encourage the Ravensthorpe Regional Arts Council to liaise with Shire staff in relation to the location of the farm art.	
Deferral Motion Moved: Cr Duncan	
That this item be deferred to enable further clarification on the project to be obtained. Motion lapsed due to lack of a seconder.	
Amendment Moved: Cr Field	Seconded: Cr Lansdown
That the following be added to the end of the motion: , L W ¶ V V W D Q G D U G D Q G R I Q H D U O L H U . P D L Q W H Q D Q F H	
The Amendment was put and Carried: 6/0	
The Original Motion was then Put and Carried: 4/2	Res: 103/12

10.4.6 ARCHIVES AND RECORD MANAGEMENT AND STORAGE FACILITY

File Ref:

Applicant:	Not applicable
Location:	Not applicable
Disclosure of Officer Interest:	None
Date:	14 May, 2012
Author:	Pascoe Durtanovich – Chief Executive Officer
Authorising Officer:	Not applicable
Attachments:	Yes – Project Report

Summary:
GVROC has progressed the Archives and Record Management and Storage Facility project to the extent that member Councils are now required to make a commitment to the project in order for GVROC to make a final decision.

This report recommends that Council support the Shire of Ravensthorpe participation and commit to funding, as per the attached report.

Background:
This project has been under consideration for a number of years. The City of Kalgoorlie has facilitated the planning of the project to date. The City has provided a report on the history of the project, capital and operating costs, member contribution options etc, this report is attached.

Comment:
Council is required to make two decisions, firstly whether to participate in the project at all and secondly if the decision is to participate, on what basis the unfunded capital cost ($77,000) should be funded and ongoing net operating results should be distributed.

The Technical Officers Group supports all expenditure and income to be shared equally by the ten local governments in the zone, rather than on a population basis.
The opportunity to participate in this project presents a sound investment option, particularly as the capital cost is funded by grant funds. A fall back position if the storage facility use proved unsuccessful is to lease the premises. The estimated lease fee is around $50-$70,000 per annum.

Consultation:
Not applicable

Statutory Obligations:
If the project proceeds the building asset will become property of GVROC member Councils and a suitable legal document will be prepared to reflect this.

Policy Implications:
Nil

Budget / Financial Implications:
The attached report sets out the scenarios. If the equal share option is adopted payment will not be required until 2012/2013 financial year. An amount of $18,500 will be budgeted accordingly.

Strategic Implications:
Nil

Sustainability Implications:

- **Environmental**:
  There are no known significant environmental considerations.

- **Economic**:
  There are no known significant economic considerations.

- **Social**:
  There are no known significant social considerations.

Voting Requirements:
Absolute Majority

COUNCIL DECISION AND OFFICER RECOMMENDATION	ITEM 10.4.6
Moved: Cr Field	Seconded: Cr Goldfinch
That Council support the Archives and Record Management and Storage Facility Project, and agree to the purchase of a suitable building by GVROC, subject to the cost of the building and associated capital costs not exceeding $1.077 million and equal ownership of the building and operating income and expenditure by the GVROC member councils.	
Carried by Absolute Majority: 6/0	Res: 104/12

10.4.7 ESPERANCE NYUNGARS LAND REQUEST

File Ref:

Applicant:	Department of Premier and Cabinet – Native Title Unit
Location:	Reserves 7580 & 9393
Disclosure of Officer Interest:	None
Date:	14 May, 2012
Author:	Pascoe Durtanovich – Chief Executive Officer
Authorising Officer:	Not applicable
Attachments:	Yes – Locality Map R7580 & R9393

Summary:
The Department of Premier and Cabinet – Native Title Unit have requested that Council consider the following Esperance Nyungars (EN) land requests. This request is part of the proceeding of the Esperance Nyungar (Bullenbuk) Native Title Claim (South West Area 3) - WAD 6097/1988. This claim has been active since 1998 and this request is part of the process that is being undertaken to resolve the claim. The areas of land that have been asked to be considered are Reserves R7580 and R9393.

Background:
The negotiation of Native Title Claim WAD 6097 of 1998 is entering an advanced stage and the Shire has been asked to provide comment in relation to the EN Land requests. The DPC have met with Shire Officers and have now requested the formal consideration of the proposals by Council.

DPC have tentatively scheduled a meeting with the Esperance Nyungars for 28 May 2012 and the Council's position on the listed issues will be used in the Native Title negotiation.

As part of these negotiations, the EN native title claimants have asked for certain parcels of land or management of land to be transferred to the group in some form. One such proposal is for reserves R7580 & R9393 (adjacent to Starvation Harbour) to have a management order issued to the Esperance Nyungar Aboriginal Corporation (ENAC) with a change of purpose to "Use and Benefit of Aboriginal people and Landscape protection". They also suggested that an option might be to have a joint management arrangement with DEC. DEC currently has no funding for joint management, but in any event requests that if the purpose of the reserve were changed, it should also include 'conservation of flora and fauna'.

The reserves in question are the responsibility of the Department of Planning and Infrastructure, with the purpose being "Rabbit Department"

Comment:
Once a position is established by the Council in relation to the EN land request the DPC will be advised and continue with the Native Title process.

It should also be noted that the Shire is a referral body and is making a recommendation to the DPC. The negotiation is between the State and the Claimant.

It is recommended that Council support a Management Order being issued to the ENAC for Reserves 7580 & 9393 with the change in purpose as requested subject to ENAC agreeing to relinquish any further claims on interests that the Shire of Ravensthorpe may hold in the claim area.

Consultation:
Department of Premier and Cabinet – Native Title Unit

There is no provision for community consultation to be undertaken in the Native Title Process.

Statutory Obligations:
Native Title Act 1993 – This request has arisen out of a mediation process being undertaken under this Act.

Policy Implications:
Nil

Budget / Financial Implications:
There are no financial implications to the Shire in respect to the future of Reserves 7580 & 9393.

Legal costs to the Shire through this claim process are approximately $2 to $3,000 per annum.

Strategic Implications:
Nil

Sustainability Implications:

- **Environmental**:
  There are no known significant environmental considerations.

- **Economic**:
  There are no known significant economic considerations.

- **Social**:
  There are no known significant social considerations.

Voting Requirements:
Simple Majority

OFFICER RECOMMENDATION	ITEM 10.4.7
That Council advise the Department of Premier and Cabinet – Native Title Unit that it supports the issuing of a Management Order in favour of the Esperance Nyungar Aboriginal Corporation for Reserves 7580 and 9393, with a change in purpose to "Use and Benefit of Aboriginal People and Landscape Protection" subject to the Esperance Nyungar Aboriginal Corporation relinquishing of all further claims within the Shire of Ravensthorpe Municipal district, under Native Title Claim WAD 6097/1998.	

COUNCIL DECISION AND OFFICER ALTERNATIVE RECOMMENDATION	ITEM 10.4.7
Moved: Cr Norman	Seconded: Cr Lansdown
That Council authorise Pascoe Durtanovich – Chief Executive Officer, to negotiate with the Department of Premier and Cabinet – Native Title Unit and the Esperance Nyungar Aboriginal Corporation to reach an agreement on the issuing of a Management Order in favour of the Esperance Nyungar Aboriginal Corporation for Reserves 7580 and 9393, with a change in purpose to "Use and Benefit of Aboriginal People and Landscape Protection", and subject to the Esperance Nyungar Aboriginal Corporation relinquishing of all existing native title claims against any interest of the Shire of Ravensthorpe under Native Title Claim WAD 6097/1998 and any future native title claims against any interest of the Shire of Ravensthorpe within the Shire of Ravensthorpe Municipal district.	
Carried: 6/0	Res: 105/12

10.4.8 RECONSIDERATION OF PROPOSED ROAD NAME – LOT 61 HOPETOUN-RAVENSTHORPE ROAD, HOPETOUN

File Ref:	124.2.2
Applicant:	Mr Frank Delanotte
Location:	Lot 61 Hopetoun-Ravensthorpe Road, Hopetoun
Disclosure of Officer Interest:	None
Date:	14 May, 2012
Author:	Pascoe Durtanovich – Chief Executive Officer
Authorising Officer:	Not applicable
Attachments:	None

Summary:
The owner of the approved subdivision of Lot 61 Hopetoun-Ravensthorpe Road has requested Council reconsider the decision not to support the road name "Wilderness Drive" for the subdivision.

Background:
The Western Australian Planning Commission approved the subdivision of Lot 61 Hopetoun-Ravensthorpe Road, Hopetoun on 2 June, 2011. One new road is proposed as part of this subdivision that requires a name.

Council considered this matter on 19 April, 2012 and resolved as follows:

> That Council not approve the name Wilderness Drive to the subdivisional road created by the subdivision of Lot 61 Hopetoun-Ravensthorpe Road, Hopetoun and to advise the applicant to select a name from the Council approved list of names.

Comment:
In support of the request for reconsideration the proponent has submitted the following:

Prior to applying for the name to be supported by your Council, we did the necessary due diligence and had a detailed discussion with an officer from the Geographic Names Committee at Landgate. We were advised that our chosen name complied with the established guidelines and that it would be supported by the Committee.

& R X Q F L O ¶ V U H M H F W L R Q sdnVs gVXn]InOyuQr JetteDr 2QAprLU 2012 or the Minutes of the meeting. The list of used names attached to your said letter contains at least 6 (six) names of a general nature instead of names derived from flora and fauna. We feel that a precedent exists and we are being discriminated against without a convincing objection being set forth.

Furthermore, the list of only 3 proposed names are unacceptable and unattractive to us, as they are cumbersome, and difficult to spell and pronounce. Kennedia apparently derives its name from a non-Australian botanist. The Latin names Labichea and Stylidium are singularly difficult to remember, pronounce and spell. We feel it makes no sense to use Latin terms in rural areas of Western Australia, when there are much easier Australian equivalents/translations for the thousands of native plants which grow in the region.

Wilderness Drive is descriptive of the features of the land, user-friendly and pleasant sounding. As our subdivision is nature based and eco-friendly, where all blocks will be of no less than 4 hectares of land each, we believe it very appropriate.

The proponent discussed the reasons for Council's decision not to support the name Wilderness Drive with the Chief Executive Officer. It was pointed out to the proponent that if the three listed names were unacceptable Council would consider supporting other 'flora and fauna' named submitted by the proponent.

Given the limited list of names and the fact that non 'flora and fauna' names exist in the Hopetoun area there is a case for 'Wilderness Drive' to be approved. It would also be prudent for the Manager Planning and Development to prepare an extensive list of flora and fauna names for approval by Council and preapproval by the Geographic Names Committee. Once approved proponents of future subdivisions can be advised of the names that will apply. This could be indicated to the proponent as 'Advice' on the subdivision approval and conditions of approval.

Consultation:
Not applicable

Statutory Obligations:
Council is required to adopt road names before recommending them to Geographic Names Committee for approval.

Policy Implications:
Nil

Budget / Financial Implications:
Nil

Strategic Implications:
Nil

Sustainability Implications:

- x **Environmental**:
  There are no known significant environmental considerations.

- x **Economic**:
  There are no known significant economic considerations.

- x **Social**:
  There are no known significant social considerations.

Voting Requirements:
Absolute Majority for a rescission motion.

Simple Majority for road name approval.

Cr Norman, Cr Townsend and Cr Field indicated support for a rescission motion.

COUNCIL DECISION AND OFFICER RECOMMENDATION (1)	ITEM 10.4.8
Moved: Cr Norman	Seconded: Cr Townsend
That Resolution 68/12 of the meeting held on 19 April, 2012 be rescinded.	
Carried by Absolute Majority: 4/2	Res: 106/12

COUNCIL DECISION AND OFFICER RECOMMENDATION (2)	ITEM 10.4.8
Moved: Cr Norman	Seconded: Cr Townsend
That Council approve the name Wilderness Drive to the subdivisional road created by the subdivision of Lot 61 Hopetoun-Ravensthorpe Road, Hopetoun and submit the names to the Geographic Names Committee for approval.	
Vote Tied: 3/3 Presiding Person Cr Goldfinch exercised his casting vote and voted in favour of the motion therefore the motion was carried 4/3	Res: 107/12

Cr Lansdown requested that the Councillors ¶votes on the above resolution be recorded

For: Cr Norman; Cr Townsend; Cr Field
Against: Cr Duncan; Cr Lansdown; Cr Goldfinch

10.4.9 RAVENSTHORPE GOLF BOWLING CLUB AIRCONDITIONER

File Ref:

Applicant:	Ravensthorpe Golf Bowling Club
Location:	Not applicable
Disclosure of Officer Interest:	None
Date:	14 May, 2012
Author:	Pascoe Durtanovich – Chief Executive Officer
Authorising Officer:	Not applicable
Attachments:	None

Prior to any consideration of Item 10.4.9 Cr Norman made the following declaration:

I am secretary of the Ravensthorpe Bowling Club and as a consequence there may be a perception that my impartiality on this matter may be affected. I declare that I will consider this matter on its merit and vote accordingly.

Summary:
The Ravensthorpe Golf Bowling Club has expressed an interest in obtaining an airconditioning unit which is surplus to requirements at the Ravensthorpe airport.

This report recommends that the unit be installed in the Club's building.

Background:
As far as can be ascertained the airconditioner was provided as part of the airport construction however the unit works on three phase power, which is not available at the airport.

Comment:
Recent upgrade to the power supply to the Golf Bowling Club building has provided sufficient power to run this particular unit.

Ownership of the airconditioner would remain with the Shire, given the Shire owns the building.

If Council agrees to the unit being installed at the Golf Bowling Club the installation cost would be the Club's responsibility.

Consultation:
Not applicable.

Statutory Obligations:
Nil

Policy Implications:
Nil

Budget / Financial Implications:
The airconditioner unit is valued at $4,000.

Strategic Implications:
Nil

Sustainability Implications:

- **Environmental**:
  There are no known significant environmental considerations.

- **Economic**:
  There are no known significant economic considerations.

- **Social**:
  There are no known significant social considerations.

Voting Requirements:
Simple Majority

COUNCIL DECISION AND OFFICER RECOMMENDATION	ITEM 10.4.9
Moved: Cr Field	Seconded: Cr Townsend
That the airconditioning unit, surplus to airport requirements, be installed at the Ravensthorpe Golf Bowling Club. Installation costs be the responsibility of the Club.	
Carried: 5/1	Res: 108/12

11. ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

12. BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING

12.1 Elected Members

Nil

12.2 Officers

Nil

13. MATTERS BEHIND CLOSED DOORS

Nil

14. CLOSURE OF MEETING – 6PM

These minutes were confirmed at the meeting of the _____

Signed: _____
(Presiding Person at the meeting of which the minutes were confirmed.)

Date: _____