

Ordinary Council Meeting

Minutes for Monday 26 August 2013

UNCONFIRMED



**shire of
kalamunda**

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MINUTES

1.0 OFFICIAL OPENING

1.1 The Chairman opened the meeting at 6.30pm and welcomed Councillors, Staff, Members of the Public Gallery and Press.

2.0 ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE PREVIOUSLY APPROVED

2.1 Attendance

Councillors

Sue Bilich	(Chairman) (Shire President)	North Ward
Margaret Thomas		North Ward
Simon Di Rosso		North Ward
Noreen Townsend		South West Ward
Justin Whitten		South West Ward
Allan Morton		South West Ward
Geoff Stallard		South East Ward
Frank Lindsey		South East Ward
John Giardina		South East Ward
Martyn Cresswell		North West Ward
Bob Emery		North West Ward
Dylan O'Connor		North West Ward

Members of Staff

Rhonda Hardy	Chief Executive Officer
Warwick Carter	A/Director Development & Infrastructure Services
Peter Hayes	A/Manager Governance
Sam Assaad	Manager Infrastructure Operations
Andrew Fowler-Tutt	Manager Development Services
Rajesh Malde	Manager Financial Services
Darren Jones	Manager Community Development
Nicole O'Neil	Coordinator Public Relations
Michelle Clark	Executive Assistant
Meri Comber	Governance Officer

Members of the Public 11

Members of the Press 1

2.2 Apologies

Councillors

Nil.

2.3 Leave of Absence Previously Approved

Nil.

3.0 PUBLIC QUESTION TIME

A period of not less than 15 minutes is provided to allow questions from the gallery on matters relating to the functions of Council. For the purposes of Minuting, these questions and answers are summarised.

Public Question Time – 22 July 2013 - Additional Information

- 3.1 Q. In relation to the bus parking at 5B Goodall Street Lesmurdie, Council Resolution was to install adequate screening or move the vehicle to another area. The owners have moved the bus to the rear corner and covered it with green tarpaulin. The owner then requested Mr Bennett to sign a letter acknowledging that he was happy with the new position. Can you please advise if the bus is to be moved or screened?
- A. The Director of Development & Infrastructure Services advised that the extension of the original Resolution expires on 23 July 2013 and as far as he was aware there has been no request from the bus owner to relocate the bus from the original position. This will be further investigated.

Shire Officers report that the owner has since moved the bus to another location on the property that he ascertains is of less impact. An application for retrospective planning approval has been lodged and will be presented to a future meeting of Council.

Public Question Time – 26 August 2013

3.2 Mr Dick Lovegrove – General Planning Questions regarding Wilkins Road

- Q. What influence has Minister John Day had on the approach that the Council is taking toward finding if Wilkins Road is a suitable site for a Retirement Village?
- A. The Acting Director Development & Infrastructure Services noted that Shire Staff are currently working on the Wilkins Road application which has been identified as something that Council wish Staff to progress. Staff are currently working through environmental and planning approvals on that site.
- Q. Who is bearing most of the cost?
- A. The Shire is currently bearing most of the cost; Bethanie Retirement Villages are assisting with some master-planning costs and design aspects.
- Q. Does that mean that Bethanie will eventually be the beneficiary of that work and will eventually take over the site or will it go out to tender?
- A. The Acting Director Development & Infrastructure Services noted that the land is currently under the ownership of the State Government and the disposal of the site is yet to be determined. The Chief Executive Officer noted that the relationship with Bethanie had been through an

Expression of Interest (“EOI”) process some two years ago when the Shire was looking for service providers, who were willing to look at, potentially placing aged care facilities there, this determined our relationship with Bethanie.

- Q. At that stage two years ago the Gavour Road project would have been on the table and all the development of that project on that land was borne by the owner of that land, but here do we have a situation where the Shire are in a partnership with someone straightaway?
- A. The Chairperson noted that the Shire requires more than one facility and is more than happy to look at any application that is made, she added that she was happy to take questions on notice, that way the Shire can give you a more expanded answer. Is there anything else you would like to ask?
- Q. At one stage the Shire had six to eight locations they were investigating for an aged care facility and my property was listed as number three. I don't know what investigations were carried out, but no-one spoke with me. I proposed a lifestyle village on my property seven years ago and then took advice to withdraw it because of the result of Mr Leighton's application. I would like to retire and believe I have three options - to get involved with a lifestyle village provider which I am prepared to do, subdivide my land or wait for the urban expansion.
- A. The Chairperson thanked Mr Lovegrove for his questions and invited him to make an appointment to come into the Shire and discuss these matters with herself and the Chief Executive Officer.

4.0 PETITIONS/DEPUTATIONS

4.1 Nil.

5.0 APPLICATIONS FOR LEAVE OF ABSENCE

5.1 Cr Emery has submitted a request for Leave of Absence for the period 1 September to 2 October 2013. This period covers the Development & Infrastructure Services Committee Meeting on 9 September 2013, the Corporate & Community Services Committee Meeting on 16 September 2013 and the Ordinary Council Meeting on 23 September 2013.

That Council grants leave of absence to Cr Emery for the period 1 September to 2 October 2013 inclusive.

RESOLVED OCM 107/2013

Moved: **Cr Noreen Townsend**

Seconded: **Cr Margaret Thomas**

Vote: **CARRIED UNANIMOUSLY (12/0)**

6.0 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

6.1 RESOLVED OCM 108/2013

That the Minutes of the Ordinary Council Meeting held on 22 July 2013 are confirmed as a true and accurate record of the proceedings.

Moved: **Cr John Giardina**

Seconded: **Cr Geoff Stallard**

Vote: **CARRIED UNANIMOUSLY (12/0)**

7.0 ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION

Nil.

8.0 MATTERS FOR WHICH MEETING MAY BE CLOSED

8.1 D&I 54. Consideration of Tenders - Construction of Sewer Pressure Main Abernethy Road, Forrestfield (T1307) Confidential Attachment – Tender Evaluation Report.

Reason for Confidentiality Local Government Act 1995 S5.23 (2) (c) – “a contract entered into, or which may be entered into, by the local government which relates to a matter to be discussed at the meeting”

8.2 10.4.4 CONFIDENTIAL ITEM - Review of Organisational Structure, Confidential Attachments 1 and 2

Reason for Confidentiality – Local Government Act 1995: Section 5.23(2) (a), “a matter affecting an employee or employees”.

9.0 DISCLOSURE OF INTERESTS

9.1 Disclosure of Financial and Proximity Interests

- a. Members must disclose the nature of their interest in matters to be discussed at the meeting. (Sections 5.60B and 5.65 of the *Local Government Act 1995*.)
- b. Employees must disclose the nature of their interest in reports or advice when giving the report or advice to the meeting. (Sections 5.70 and 5.71 of the *Local Government Act 1995*.)

9.1.1 Nil.

9.2 **Disclosure of Interest Affecting Impartiality**

- a. Members and staff must disclose their interest in matters to be discussed at the meeting in respect of which the member or employee had given or will give advice.

9.1.2 Nil.

10.0 REPORTS TO COUNCIL

Please Note: declaration of financial/conflict of interests to be recorded prior to dealing with each item.

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

10.1 Development & Infrastructure Services Committee Report

10.1.1 Adoption of Development & Infrastructure Services Committee Report

RESOLVED OCM 109/2013

Voting Requirements: Simple Majority

That recommendations D&I 47 to D&I 55 inclusive, contained in the Development & Infrastructure Services Committee Report of 12 August 2013, be adopted by Council en bloc; D&I 46 is withdrawn as further information was requested by Council.

Moved: **Cr Margaret Thomas**

Seconded: **Cr Dylan O'Connor**

Vote: **CARRIED UNANIMOUSLY (12/0)**

10.1.2 D&I 47 Application To Keep More Than Two Dogs – Lot 501 (263) Lesmurdie Road, Lesmurdie

EN BLOC RESOLUTION OCM 109/2013

That Council:

1. Pursuant to Clause 3.2 of the Shire of Kalamunda Dogs Local Law 2010 made under Section 26(3) of the *Dog Act 1976*, grant exemption to the applicant at Lot 501 (263) Lesmurdie Road, Lesmurdie to keep three dogs on this property.

10.1.3 D&I 48 Naming of the Portion of Reserve 29673 – 39 Sanderson Rd, Lesmurdie

EN BLOC RESOLUTION OCM 109/2013

That Council:

1. Endorses the naming of the portion of Reserve 29673 at 39 Sanderson Road, Lesmurdie as "Willoughby Park".
2. Forwards the name to Geographic Names Committee at Landgate for their approval.

10.1.4 D&I 49 Proposed Pedestrian Access Way Closure – Halleendale Road and Lawnbrook Road West, Walliston

EN BLOC RESOLUTION OCM 109/2013

That Council:

1. Recommends to the Department of Planning that the request to close the Pedestrian Access Way abutting Lots 105 (51) and 31 (53) Halleendale Road and Lot 103 (76) Lawnbrook Road West, Walliston, be supported as it is not considered to be of importance in the local pedestrian/cyclist network.

10.1.5 D&I 50 Amendment No.54 to Local Planning Scheme No.3 – Lot 601 (17A) Mead Street, Kalamunda – Rezone from Public Purpose to District Centre

EN BLOC RESOLUTION OCM 109/2013

That Council:

1. Notes the submission received in response to Amendment No. 54 to Local Planning Scheme No. 3.
2. Adopts the amendment to Local Planning Scheme No. 3 without modification, in accordance with the following:

PLANNING AND DEVELOPMENT ACT 2005
RESOLUTION DECIDING TO AMEND A LOCAL PLANNING
SCHEME
SHIRE OF KALAMUNDA
LOCAL PLANNING SCHEME NO. 3
AMENDMENT NO. 54

Resolved that the Council in pursuance of Part 5 of the Planning and Development Act 2005 amend the above Local Planning Scheme by:

1. Rezoning Lot 601 (17A) Mead Street, Kalamunda, from Public Purpose – Community to District Centre.

The amendment documents being adopted by Council and the Amendment being formally advertised for 42 days in accordance with the provisions of the *Town Planning Regulations 1967*, without reference to the Western Australian Planning Commission.

3. Amends the Scheme Zoning Map accordingly.
4. Duly executes the Amendment documents and forwards them and the submission received to the Minister for Planning requesting final approval be granted.

10.1.6 D&I 51 Amendment to Local Planning Scheme No. 3 – Additional Use (Art Gallery) – Lot 800 (10) Stirk Street, Kalamunda

EN BLOC RESOLUTION OCM 109/2013

That Council:

1. Initiates the amendment to Local Planning Scheme No. 3, for the purpose of advertising in accordance with the following:

PLANNING AND DEVELOPMENT ACT 2005			
RESOLUTION DECIDING TO AMEND A LOCAL PLANNING SCHEME			
SHIRE OF KALAMUNDA			
LOCAL PLANNING SCHEME NO. 3 AMENDMENT NO.			
Resolved that Council, in pursuance of Part 5 of the <i>Planning and Development Act 2005</i> , amends the above Local Planning Scheme as follows:			
(a) Amending Schedule 2 (Additional Uses) by including the following provision:			
NO.	DESCRIPTION OF LAND	ADDITIONAL USE	CONDITIONS
49.	Lot 800 (10) Stirk Street, Kalamunda	Art Gallery	The uses are not permitted unless approval is granted by the Local Government ("D")
Subject to amendment documents being submitted, the documents being adopted by Council and the Amendment being formally advertised for 42 days in accordance with the provisions of the <i>Town Planning Regulations 1967</i> , without reference to the Western Australian Planning Commission.			

10.1.7 D&I 52 Detailed Area Plan – Lot 805 (47 Hardey East Road, Wattle Grove

EN BLOC RESOLUTION OCM 109/2013

That Council:

1. Approves the Detailed Area Plan for Lot 805 (47) Hardey East Road, Wattle Grove.
2. Forwards the Detailed Area Plan to the WA Planning Commission for its information.

10.1.8 D&I 53 Lot 408 (23) Kenneth Road, High Wycombe – Modification to Structure Plan – High Wycombe Urban Area 2

EN BLOC RESOLUTION OCM 109/2013

That Council:

1. Adopts the minor modification to the adopted Structure Plan for High Wycombe Urban Area U2 to allow for the change in density of Lot 408 (23) Kenneth Road from R20 to R30.
2. Forwards the Detailed Area Plan to the WA Planning Commission for its information.

10.1.9 D&I 54 Consideration of Tenders – Construction of Sewer Pressure Main, Abernethy Road, Forrestfield (T1307)

EN BLOC RESOLUTION OCM 109/2013

That Council:

1. Approves the appointment of Redline Contracting as the preferred Contractor to carry out the construction of the Abernethy Road Sewer Pressure Main at the tendered price of \$902,214.47 excluding GST.

10.1.10 D&I 55 Proposed Pylon and Street Name Signage – The Intersection of Abernethy Road and Dundas Road, and Kalamunda Road and Wittenoom Road, High Wycombe

EN BLOC RESOLUTION OCM 109/2013

That Council:

1. At the request of the applicant approves the withdrawal of the application for the installation of Pylon and Street Name Signage.

For Separate Consideration

Item D&I 46 was considered separately as a Councillor had requested further information be provided prior to Ordinary Council Meeting.

A Councillor acknowledged the additional information supplied regarding this item but queried on what authority a decision is made by the inspecting Ranger to ensure that the property is appropriately sized; is there a guideline regarding how much space a particular sized dog requires? The Acting Director Development & Infrastructure Services took this question on notice.

10.1.11 D&I 46 Application To Keep More Than Two Dogs – Lot 1037 (30) Apricot Street, Forrestfield

RESOLVED OCM 110/2013

Voting Requirements: Simple Majority

That Council:

1. Pursuant to Clause 3.2 of the Shire of Kalamunda Dogs Local Law 2010 made under Section 26(3) of the Dog Act 1976, grant exemption to the applicant at Lot 1037 (30) Apricot Street Forrestfield to keep three dogs on this property.

Moved: **Cr Margaret Thomas**

Seconded: **Cr Bob Emery**

Vote: **For**

Against

**Cr John Giardina
Cr Frank Lindsey
Cr Justin Whitten
Cr Martyn Cresswell
Cr Bob Emery
Cr Dylan O'Connor
Cr Margaret Thomas
Cr Sue Bilich**

**Cr Geoff Stallard
Cr Allan Morton
Cr Noreen Townsend
Cr Simon Di Rosso**

CARRIED (8/4)

10.2 Corporate & Community Services Committee Report

10.2.1 Adoption of Corporate & Community Services Committee Report

Voting Requirements: Simple Majority

RESOLVED OCM 111/2013

That the recommendations C&C 49 to C&C 57 inclusive, contained in the Corporate & Community Services Committee Report of 19 August 2013, be adopted by Council en bloc; Item C&C 58 is withdrawn as an Absolute Majority is required.

Moved: **Cr Martyn Cresswell**

Seconded: **Cr Dylan O'Connor**

Vote: **CARRIED UNANIMOUSLY (12/0)**

10.2.2 C&C 49 Debtors and Creditors Reports for the Period Ended 31 July 2013

EN BLOC RESOLUTION OCM 111/2013

That Council:

1. Receives the outstanding debtors (Attachment 1) and creditors (Attachment 2) reports for the period ended 31 July 2013 and Creditors Payments for the Period 3 July 2013 to 25 July 2013 (Attachment 3).

10.2.3 C&C 50 Rates Debtors Report for the Period Ended 31 July 2013

EN BLOC RESOLUTION OCM 111/2013

That Council:

1. Receives the Rates Debtors Report for the period ended 31 July 2013 (Attachment 1).

10.2.4 C&C 51 Adoption of Community Safety & Crime Prevention Plan 2013 - 2018

EN BLOC RESOLUTION OCM 111/2013

That Council:

1. Adopts the Community Safety & Crime Prevention Plan 2013 - 2018 (Attachment 1).

10.2.5 C&C 52 Quarterly Report – Kalamunda Community Care June 2013

EN BLOC RESOLUTION OCM 111/2013

That Council:

1. Receives the Community Care Quarterly Report – June 2013.
2. Request Community Care develop a Positive Ageing Plan within the next twelve months that will provide strategies to address State and Federal reform and strategic direction for the following two years and furthermore post amalgamation.

10.2.6 C&C 53 Interplan Quarterly Progress Report – April – June 2013

EN BLOC RESOLUTION OCM 111/2013

That Council:

1. Receives the Quarterly Progress Report for April – June 2013.

10.2.7 C&C 54 Community Sport and Recreation Facilities Fund Small Grants 2013/14

EN BLOC RESOLUTION OCM 111/2013

That Council:

1. Endorses the following applications for the Department of Sport and Recreation's 2013/2014 Community Sport and Recreation Facilities Small Grant Funding Program:
 - a. Pioneer Park Master Plan
 - b. Ray Owen Sports Centre Lighting Project
2. Considers allocating \$55,000 in the 2013/2014 mid-year budget review process for the Pioneer Park Master Plan study, subject to the successful outcome of the Community Sport and Recreation Facilities Fund application.

Following success of the Community Sport and Recreation Facilities Funding the cost contribution will be:

Organisation	Contributions ex GST
CSRFF	\$18,333
Shire of Kalamunda	\$36,666
Total Project Cost	\$55,000

3. Considers allocating \$130,000 in the 2013/2014 mid-year budget review process for the Ray Owen Sports Centre Lighting Project, subject to the successful outcome of the Community Sport and Recreation Facilities Fund application.

Following success of the Community Sport and Recreation Facilities Funding the cost contribution will be:

Organisation	Contributions ex GST
CSRFF	\$43,333
Shire of Kalamunda	\$86,667
Total Project Cost	\$130,000

10.2.8 C&C 55 Draft Perth Hills Trails Master Plan

EN BLOC RESOLUTION OCM 111/2013

That Council:

1. Endorses the Perth Hills Trails Master Plan (Attachment 1).
2. Lists for consideration an allocation of \$25,000 in the 2014/2015 budget to undertake a detailed trails design for the development of the following trails:
 - Loop trail from Kalamunda, Bickley and Pickering Brook
 - Link from Kalamunda to the Regional Reserves Heritage Trail
3. Notes capital projects identified within the Perth Hills Trails Master Plan will be submitted to Council for determination of priorities for inclusion within the Long Term Financial Plan and subsequent annual budget deliberation process.

10.2.9 C&C 56 Kalamunda Men's Shed (Inc) – Seeking Lease Term of 10 Years Plus Option of a Further 10 Years

EN BLOC RESOLUTION OCM 111/2013

That Council:

1. Provides the Kalamunda Men's Shed a lease term of 10 years with an option for a further 10 year extension.

10.2.10 C&C 57 Adoption of Policy – Conference Attendance and Professional Development for Elected Members

EN BLOC RESOLUTION OCM 111/2013

That Council:

1. Adopts the Draft Policy – Conference Attendance and Professional Development for Elected Members (Attachment 1).
2. Notes the Management Procedures for this Policy (Attachment 2).

For Separate Consideration

C&C 58 was considered separately as an absolute majority is required.

10.2.11 C&C 58 Lotterywest Grant Funding - Conservation Plan for Stirk Overflow Cottage, Kalamunda

RESOLVED OCM 112/2013

Voting Requirements: Absolute Majority

That Council:

1. Pursuant to Section 6.8 (1) (b) of the *Local Government Act 1995* amends the 2013/14 budget to include:
 - Stirk Overflow Cottage Lotterywest Conservation Plan Funding (Income) - \$9,772.00.
 - Stirk Overflow Cottage Conservation Plan (Expenditure) - \$9,772.00.

Moved: **Cr Margaret Thomas**

Seconded: **Cr Noreen Townsend**

Vote: **CARRIED UNANIMOUSLY / ABSOLUTE MAJORITY (12/0)**

10.3 Audit & Risk Committee Report

10.3.1 Adoption of Audit & Risk Committee Report

Voting Requirements: Simple Majority

RESOLVED OCM 113/2013

That the recommendations A&R 12 to A&R 14 inclusive, contained in the Audit & Risk Report of 5 August 2013 be adopted by Council en bloc.

Moved: **Cr Dylan O'Connor**

Seconded: **Cr Justin Whitten**

Vote: **CARRIED UNANIMOUSLY (12/0)**

10.3.2 A&R 12 Update of CAMMS Software Contract

EN BLOC RESOLUTION OCM 113/2013

That Council:

1. Notes the action taken by management to change the agreement between the Shire and CAMMS from a three year contract to an annual licence agreement with a right to renew.

10.3.3 A&R 13 Internal Audit Report July 2013

EN BLOC RESOLUTION OCM 113/2013

That Council:

1. That the Audit and Risk Committee Notes the following recommendations included in the Internal Audit Report for July 2013 (Attachment 1).

Inventory

- The computer generated inventory at the Zig Zag Cultural Centre needs to be checked and updated to bring it into line with the physical quantities on hand.
- Training needs to be provided for all staff using the Centaman program at the Zig Zag Cultural Centre.
- That a six monthly review will be undertaken to ensure the stock on the computer is accurate and can be relied upon.

Corporate Credit Card Transactions

- In future no credit card account statements will be processed until they have been properly authorised.

Home and Community Care (HAAC)

- Surplus funds will be transferred to HACC Reserves at the 30 June 2013 for any unspent recurrent grants received from the Department of Health.
- Reasons for not being able to deliver on the funded programs needs to be investigated further and if necessary discussed with the Department of Health.

Cell 9 Contributions, Calculations and Financial Statements

- Cell 9 payments to the Education Department will be paid over three instalments once the tax advice on GST has been received from the WALGA tax advisor.

Planning for the Adoption of Fair Value Accounting

- Staff have planned and budgeted to meet future costs to phase in the Fair Value treatment of non-current assets to meet legislative requirements (Attachment 2).
- The basis for valuing specific assets such as easements and land for the construction of golf courses will be discussed with the external auditors as there is insufficient information in the market on how to bring in the Fair Value for these types of assets.

10.3.4 A&R 14 Amendment To Ordinary Council Meeting Minutes – 17 May 2010

EN BLOC RESOLUTION OCM 113/2013

That Council:

1. Authorises an amendment to the Minutes for the Ordinary Council Meeting of 17 April 2010 by the inclusion of the following record of the proceedings of that meeting:

11.0 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

11.1 Proposal by WALGA and the ALGA to seek Commonwealth Constitutional Recognition of Local Government

This notice of motion was originally listed for consideration at the Ordinary Council Meeting of 19 April 2010. At the request of the mover it was deferred for consideration at the Ordinary Council Meeting of 17 May 2010.

The Chairman read out the motion:

Cr Lindsey indicated that he wished to make some minor changes involving the rearranging of the third and fourth dot point from Part 1 of the proposed motion.

Cr Lindsey provided an in-depth commentary and analysis of the issues he considered pertinent to the question of recognition of local government in the Constitution of the Commonwealth. In particular issues arising from the *Pape Case* that went to the High Court in 2009.

MOTION:

1. That this Council, recognising the:
 - Constitutional recognition already afforded local government under Sections 2, 52, 53 and 57 of *WA's Constitution Act 1889*;
 - The undesirability of having overlapping state and commonwealth constitutional jurisdiction of local government; and
 - The implied constitutional recognition of local government afforded by Sections 106, 107 and 108 of the *Commonwealth of Australia Constitution Act 1900*.
 - The existing ability of the Commonwealth Government to provide funding to local government by way of tied grants via the states; holds that the proposal by WALGA and the ALGA to seek Commonwealth Constitutional recognition for local government is both unnecessary and undesirable.

2. That Council convey its views on the proposed Commonwealth Constitutional recognition of local government to the WA Minister for Local Government; the Prime Minister; Leader of Federal Opposition; President of WALGA and the President of the ALGA.

Moved: **Cr Lindsey**

Seconded: **Cr Stallard**

Vote:	<u>For</u>	<u>Against</u>
	Cr Everett	Cr Bilich
	Cr Lindsey	
	Cr Stallard	
	Cr Morton	
	Cr Townsend	
	Cr Cresswell	
	Cr O'Connor	
	Cr Thomas	
	Cr McKechnie	

CARRIED (9/1)

10.4 CHIEF EXECUTIVE OFFICER REPORTS

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

10.4.1 Draft Monthly Financial Statements to 31 July 2013

Previous Items	N/A
Responsible Officer	Director Corporate & Community Services
Service Area	Finance
File Reference	FIR-SRR-006
Applicant	N/A
Owner	N/A
Attachment 1	Draft Statements of Financial Activity for the month to 31 July 2013 incorporating the following: <ul style="list-style-type: none">• Statement of Comprehensive Income by Program• Statement of Comprehensive Income by Nature and Type• Statement of Cash Flow• Statement of Financial Position• Statement of Financial Activity (Nature or Type)• Statement of Financial Activity (Statutory Reporting Program)• Net Current Funding Position, note to financial statement• Statement of Changes in Equity• Reserves – Cash / Investment Backed – note to financial statement• Investment Schedule – note to financial statement

PURPOSE

1. To provide Council with financial reports on the activity of the Shire of Kalamunda with indications of performance against adopted budget.

BACKGROUND

2. The Statement of Financial Activity (Attachment 1), incorporating various sub-statements, has been prepared in accordance with the requirement of the *Local Government Act 1995, Local Government (Financial Management) Regulations 1996* (Regulation 34).
3. As the 2012/13 the financial position is unaudited at this stage, the opening balance for July could change once audit adjustments are brought to account.

DETAILS

4. The *Local Government Act 1995* requires Council to adopt a percentage or value to be used in reporting variances against Budget. Council has adopted the reportable variances of 10% or \$50,000 whichever is greater.

Financial Commentary

Draft Statement of Comprehensive Income by Nature and Type for the Month to 31 July 2013

5. This Statement reveals a net result of a surplus of \$33,421,670 against revised budget for the same period of \$33,272,207.

Revenue

6. Total Revenue is under budget by \$417,484. This is made up as follows:
- Rates are under budget by \$368,591. The reason for the variance is due to timing. The rates section will resume raising of interim rates in August which should normalise the situation over the coming months.
 - Operating Grants and Subsidies and Contributions, Reimbursements and Donations are under budget by \$126,976. Main variances of note were:
 - \$168,149 relating to timing of receipt of Federal Assistance Grants ("FAGS") which is on a quarterly basis. Finance will re-phase the FAGS for the remaining months.
 - Fees and Charges variance is under budget by \$17,296 which is within the reporting threshold.
 - Interest earnings are under budget by \$42,515. This is a significant drop from budget but can be put down to two issues faced by the Shire:
 - Investment rate of return on the Shire's cash deposits has decreased from the projected 4.5% when the budget was proposed, whilst actual interest income earned was 3.5%.
 - The phasing of the interest income will be reviewed and amended accordingly to reflect the latest cash flow projections for the 2013/14 year.
7. Other Revenue is over budget by \$1,567, which is within the reporting threshold. Most "Other Revenues" comprise of various fines and penalties which are difficult to predict.

Expenditure

8. Total expenses are under revised budget with a variance of \$770,459. The significant variances within the individual categories are as follows:
- Employment Costs are under budget by \$19,850 due to some vacant positions in various business units.
 - Materials and Contracts is under budget by \$724,295 largely due to:

-
- Phasing of budget for various waste contractor costs worth \$495,485.
 - Building maintenance is underspent by \$53,949. The expenditure is made up of both scheduled and reactive maintenance, the latter being difficult to predict when required.
 - Programme expenditure for HACC services is under by \$51,928. This is due to the lower volume of services being delivered.
- Utilities were under by \$102,300, however this balance will change once all accruals are brought to account in August.
 - Insurance expense is over by \$99,091. This is a timing issue and will be resolved in August.
 - Other expenditure is under budget by \$11,116, which is primarily due to unutilised donations to community groups for various activities.
9. The interest expense is slightly over budget by \$881, which is the result of a timing difference between amounts accrued and the budget which is based on the debenture schedule.
10. Depreciation, although a non-cash cost, is tracking slightly under budget, reporting a small variance of \$12,870 or 1.56% of the total depreciation budget. The category most affected is Building depreciation.

Non-Operating Grants

11. Non-Operating Grants are under budget by \$213,823. This component is made up of various infrastructure projects which are planned to be underway. The Shire is currently in the process of ensuring the various agency commitments are in place before commencing on major project expenditure identified for 2013/14.

Profit / (Loss) on Asset Disposals

12. There were no properties disposed of in the month of July. The variance of \$6,934 relates to the disposal of a fleet vehicle

Draft Statement of Comprehensive Income by Program for the Months to 31 July 2013

13. The overall result comments are as above and generally each Program is within accepted budget except for Community Amenities and Recreation and Culture.

Draft Statement of Financial Activity for the Month to 31 July 2013

14. This Statement compares the actual to date with the budget.

15. The results to 31 July 2013 reveal a surplus of \$39,042,242. This was mainly made up of:
- Overall income, excluding rates, is under budget by \$150,583, with the bulk of the variance being grants and contributions and interest earnings as previously explained.
 - Expenditure is \$780,725 lower than forecast with the main variance in Materials and Contracts and Utility charges. These have been commented on in Point 8 of this report.
 - Land Development for Edney Road / Cygnet Court and Hale Road has not yet commenced in 2013/14, resulting in an underspend of \$237,290.
 - Infrastructure projects made up of roads and parks and ovals worth \$472,827, as grant commitments are confirmed before commencement of these projects.
 - \$203,411 unspent on land and building renewal budget.
 - Rates generation is under budget and the variance of \$266,856 relates to timing of interim rates as explained previously in Point 6.
16. The Shire will undertake a review of its planned projects and initiatives in light of the announcement of the amalgamation and confirm grant funding attached to some of the projects.
17. The current balance of \$39,042,242 is above the budget set at \$34,815,049, due to project based activities reflected above still in progress. This draft position will change as audit adjustments are finalised for 2012/13.

Investments as at 30 June 2013

18. A total of \$25.24 million is in term deposits or online saving accounts. This represents a net increase of \$3.9 million in cash deposits which can be related to commencement of the rates collection. The above is made of:

Municipal Funds	Reserve Funds	Trust Monies
\$11,570,731	\$2,165,874	\$11,502,454 (includes amounts for Public Open Space of \$2,201,324)

19. Average interest rates on term deposits have dropped significantly as indicated previously with current investment rates dropping to between 3.5% and 3.75%. Reserve Bank of Australia ("RBA") has changed its cash rate from 2.75% to 2.5% with a negative outlook in the coming months.
20. All deposits complied with the Investment Policy requirements and are no longer than 120 days.

Draft Statement of Financial Position as at 31 July 2013

21. Net Current Assets (Current Assets less Current Liabilities) show a positive result of \$39.0 million. The cash position has an improved position of \$13.7 million when compared with the 2012/13 balance of \$10.2 million. This is due to the commencement of the rates and waste fees in July.
22. Trade and other receivables comprise of rates and sundry debtors totalling \$31.05 million outstanding.
- The rates balance has reduced by \$5.6 million in the month. This represents a collection rate of 19.7% to date. Debt collection strategies are being rigorously enforced to assist in collections.
23. Sundry debtors have reduced by \$934,104 to \$195,295 outstanding. The main overdue debtors are:
- Forrestfield United Soccer Club \$10,877 – loan instalments, reserve hire and operational expenses. Fortnightly direct debit of \$1,200 is in place. The Council proposal to defer the two loan repayments is being considered by the Club Committee members.
24. Fixed Assets have reduced by \$602,905 with the main area of reduction being in Property, Plant and Equipment asset category.
25. Provisions for annual and long service leave are currently stable at \$2.1 million, with no significant difference from June 2013. The long term goal is to bring this liability down to a more manageable level.
26. Long term borrowings are at \$7.55 million. The Shire has no plans to extend its loan portfolio in 2013/14.

2012/13 Year End Financial Statements Update

27. The external auditors are currently at the Shire reviewing the draft financial statements and notes.
28. Issues currently outstanding are:
- Agreement on final audit adjustments.
 - Agreement and verification on fair value approach for Plant and Equipment owned by the Shire.
 - Due to changes in the Financial Management Regulations 1996 the following is required:
 - Agreement and verification on recognition of easements. This is now required to be assessed and brought to account.
 - Agreement and verification on recognition of the land improvements on the Hartfield Park Golf Course. This is now required to be assessed and brought to account.
 - A review of all crown land vested in the Shire.
 - A review of new asset ratios.

29. As part of the final accounting year-end adjustments, it is recommended that:

- The value for the Alan Fernie Building be written down to nil to reflect the poor state of the building which will comply with the *Australian Accounting Standards 116 – Property Plant and Equipment* on de-recognition of an asset.
- A review of the buildings asset register has resulted in identifying several buildings which have been demolished in the past but not disposed of in the accounts. These are:

	Written Down Value (\$)
Hartfield Park House	213,649.24
Rugby Kiosk Hartfield Park	42,835.16
Morrison Oval Kiosk	25,664.54
Old Fleming Reserve Toilet	107,093.67
29B Lewis Rd Residence	236,827.13

These buildings will be required to be disposed of in the 2012/13 financial statements.

- A review of the buildings asset register has resulted in identifying the Maida Vale Scout Club building as being owned by the Shire. However this is not the case and this error was made in August 2008 by appointed valuers, AVP Valuers. Written down amount at year end is \$315,000.10, which will be written out of the Shire's accounts.
- There is no impact on the Shire's financial ratios as a result of the above adjustments.

STATUTORY AND LEGAL CONSIDERATIONS

30. The *Local Government Act 1995* and the *Local Government (Financial Management) Regulations 1996* require presentation of a monthly financial activity statement.

POLICY CONSIDERATIONS

31. Nil.

COMMUNITY ENGAGEMENT REQUIREMENTS

32. Nil.

FINANCIAL CONSIDERATIONS

33. Nil.

STRATEGIC COMMUNITY PLAN

Strategic Planning Alignment

34. *Kalamunda Advancing: Strategic Community Plan to 2023*

OBJECTIVE 6.8 – To ensure financial sustainability through the implementation of effective financial management, systems and plans.

Strategy 6.8.4 Provide effective financial services to support the Shire's Operations and to meet sustainability planning, reporting and accountability requirements.

SUSTAINABILITY

Social Implications

35. Nil.

Economic Implications

36. Nil.

Environmental Implications

37. Nil.

RISK MANAGEMENT CONSIDERATIONS

38. The following risks have been considered:

Risk	Likelihood	Consequence	Action / Strategy
Over-spending the budget	Medium	Major	<ul style="list-style-type: none">Monthly management reports are reviewed by the Shire.Weekly engineering reports on major projects and maintenance. Reviewed by the Shire.
In-sufficient disclosure	Low	Major	<ul style="list-style-type: none">The financial report is scrutinized by the Shire to ensure that all statutory requirements are met.

OFFICER COMMENT

39. The Shire's draft financial accounts as at 31 July 2013 demonstrate the Shire has managed its budget and financial resources effectively.

Voting Requirements: Simple Majority

RESOLVED OCM 114/2013

That Council:

1. Receives the monthly financial statements for the month to 31 July 2013, which comprises:

- Statement of Comprehensive Income by Program.
- Statement of Comprehensive Income by Nature and Type.
- Statement of Cash Flow.
- Statement of Financial Position.
- Statement of Financial Activity (Nature or Type).
- Statement of Financial Activity (Statutory Reporting Program).
- Net Current Funding Position, note to financial statement.
- Statement of Changes in Equity.
- Reserves – Cash / Investment Backed - note to financial statement.
- Investment Schedule – note to financial statement.

2. As part of the final accounting adjustments for the 2012/13 year end accounts, it is recommended that Council approve:

- The value for the Alan Fernie Building is written down to nil. The written down balance at year end is \$2,034,000. The bulk of this amount is the asset revaluation figure as provided by AVP Valuers when the buildings were valued in August 2008.
- The disposal of buildings identified as having been demolished but not accounted for in the financial statements. These are:

	Written Down Value (\$)
Hartfield Park House	213,649.24
Rugby Kiosk Hartfield Park	42,835.16
Morrison Oval Kiosk	25,664.54
Old Fleming Reserve Toilet	107,093.67
29B Lewis Rd Residence	236,827.13

Moved: **Cr Margaret Thomas**

Seconded: **Cr Bob Emery**

Vote: **CARRIED UNANIMOUSLY (12/0)**

Attachment 1

**SHIRE OF KALAMUNDA
STATEMENT OF COMPREHENSIVE INCOME
BY PROGRAM
FOR THE MONTH ENDED 31 JULY 2013**

	31/07/2013 Actual \$	31/07/2013 Budget \$	2012/13 Budget \$	31/07/2012 Actual \$
REVENUE				
Governance	0	1,405	16,876	(318)
General Purpose Funding	28,188,206	28,661,370	32,118,251	25,314,368
Law, Order, Public Safety	19,687	31,491	378,076	48,322
Health	173,035	8,368	103,560	4,684
Education and Welfare	850,757	747,967	3,586,880	851,446
Community Amenities	8,127,187	8,304,972	9,109,070	6,929,887
Recreation and Culture	92,672	152,822	2,013,333	77,271
Transport	583	168	2,020	0
Economic Services	120,555	58,051	696,677	132,330
Other Property and Services	10,715	34,222	410,723	41,333
	<u>37,583,397</u>	<u>38,000,836</u>	<u>48,435,466</u>	<u>33,399,323</u>
Governance	(263,567)	(267,658)	(2,733,002)	(244,810)
General Purpose Funding	(61,304)	(73,545)	(745,018)	(33,934)
Law, Order, Public Safety	(164,215)	(184,670)	(1,768,318)	(110,181)
Health	(110,421)	(105,752)	(1,032,205)	(49,946)
Education and Welfare	(346,252)	(370,438)	(4,135,735)	(217,613)
Community Amenities	(576,713)	(1,092,254)	(12,664,730)	(462,689)
Recreation & Culture	(1,587,572)	(1,681,496)	(18,528,974)	(1,259,106)
Transport	(533,640)	(687,339)	(8,248,294)	(743,272)
Economic Services	(95,585)	(102,596)	(968,241)	(51,757)
Other Property and Services	(389,524)	(334,340)	(2,047,845)	(154,581)
	<u>(4,128,793)</u>	<u>(4,900,088)</u>	<u>(52,872,362)</u>	<u>(3,327,889)</u>
FINANCE COSTS				
Other Property and Services	(41,579)	(40,698)	(488,374)	(44,098)
	<u>(41,579)</u>	<u>(40,698)</u>	<u>(488,374)</u>	<u>(44,098)</u>
FAIR VALUE ADJUSTMENTS				
Fair Value Adjustments to Financial Assets at Fair Value through Profit or Loss				
General Purpose Funding	0	0	3,086,769	0
	<u>0</u>	<u>0</u>	<u>3,086,769</u>	<u>0</u>
NON-OPERATING GRANTS, SUBSIDIES AND CONTRIBUTIONS				
Recreation and Culture	0	50,390	1,425,233	0
Transport	0	163,433	2,411,202	0
	<u>0</u>	<u>213,823</u>	<u>3,836,435</u>	<u>0</u>
PROFIT/(LOSS) ON DISPOSAL OF ASSETS				
Community Amenities	0	0	2,741,310	0
Other Property and Services	8,645	(1,666)	(20,000)	0
	<u>8,645</u>	<u>(1,666)</u>	<u>2,721,310</u>	<u>0</u>
NET RESULT	33,421,670	33,272,207	4,719,244	30,027,336
Other Comprehensive Income				
Changes on Revaluation of non-current assets	0	0	(1,000,000)	0
Total Other Comprehensive Income	<u>0</u>	<u>0</u>	<u>(1,000,000)</u>	<u>0</u>
TOTAL COMPREHENSIVE INCOME	<u>33,421,670</u>	<u>33,272,207</u>	<u>3,719,244</u>	<u>30,027,336</u>

**SHIRE OF KALAMUNDA
STATEMENT OF COMPREHENSIVE INCOME
BY NATURE OR TYPE
FOR THE MONTH ENDED 31 JULY 2013**

	31/07/2013 Actual \$	31/07/2013 Budget \$	2012/13 Budget \$	31/07/2012 Actual \$
REVENUE				
Rates	28,114,274	28,381,130	28,755,308	25,289,378
Operating Grants and Subsidies	807,080	889,411	5,427,783	819,662
Contributions, Reimbursements and Donations	22,701	67,346	811,106	57,646
Fees and Charges	8,589,955	8,572,659	12,357,702	7,205,126
Interest Earnings	42,976	85,491	1,025,933	21,472
Other Revenue	6,366	4,799	57,633	6,038
	<u>37,583,352</u>	<u>38,000,836</u>	<u>48,435,465</u>	<u>33,399,322</u>
EXPENSES				
Employee Costs	(2,166,441)	(2,186,291)	(21,139,828)	(1,277,860)
Materials and Contracts	(669,779)	(1,394,074)	(18,274,940)	(685,708)
Utility Charges	(122,235)	(224,535)	(2,686,347)	(226,723)
Depreciation	(810,201)	(823,071)	(9,877,138)	(800,931)
Interest Expenses	(41,579)	(40,698)	(488,374)	(44,098)
Insurance Expenses	(355,702)	(256,611)	(626,040)	(330,698)
Other Expenditure	(4,390)	(15,506)	(268,068)	(5,968)
	<u>(4,170,327)</u>	<u>(4,940,786)</u>	<u>(53,360,735)</u>	<u>(3,371,986)</u>
	33,413,025	33,060,050	(4,925,270)	30,027,336
Non-Operating Grants, Subsidies and Contributions	0	213,823	3,836,435	0
Fair Value adjustments to financial asset at fair value through profit or loss:				
Increase in equity - EMRC	0	0	3,086,769	
Profit on Asset Disposals	45	0	2,741,310	0
Loss on Asset Disposals	8,600	(1,666)	(20,000)	0
	<u>8,600</u>	<u>(1,666)</u>	<u>(20,000)</u>	<u>0</u>
NET RESULT	33,421,670	33,272,207	4,719,244	30,027,336

**SHIRE OF KALAMUNDA
STATEMENT OF CASH FLOWS
FOR THE MONTH TO 31 JULY 2013**

	NOTE	31/07/2013 Actual \$	2013/14 Budget \$	30/06/2013 Actual \$
Cash Flows From Operating Activities				
Receipts				
Rates		6,321,278	28,857,508	26,591,702
Operating Grants and Subsidies		807,080	5,585,783	3,048,456
Contributions, Reimbursements and Donations		22,701	811,106	3,235,291
Fees and Charges		1,435,726	12,357,702	9,057,868
Interest Earnings		42,976	1,025,933	756,651
Goods and Services Tax		401,421	3,255,223	2,345,247
Other Revenue		6,366	57,633	75,532
		<u>9,037,547</u>	<u>51,950,888</u>	<u>45,110,747</u>
Payments				
Employee Costs		(2,385,942)	(21,286,194)	(19,190,503)
Materials and Contracts		(2,185,810)	(18,165,227)	(15,792,371)
Utility Charges		(122,235)	(2,686,347)	(2,484,928)
Insurance Expenses		(355,702)	(626,042)	(585,646)
Interest Expenses		(77,734)	(498,832)	(512,486)
Goods and Services Tax		(99,069)	(2,967,377)	(875,557)
Other Expenditure		(4,390)	(268,068)	(391,588)
		<u>(5,230,882)</u>	<u>(46,498,087)</u>	<u>(39,833,079)</u>
Net Cash Provided By (Used In) Operating Activities	(b)	<u>3,806,665</u>	<u>5,452,801</u>	<u>5,277,668</u>
Cash Flows from Investing Activities				
Work In Progress		0	0	(20,081)
Payments for Development of Land Held for Resale		0	0	(151,341)
Payments for Purchase of Property, Plant & Equipment		(91,095)	(7,807,111)	(2,381,234)
Payments for Construction of Infrastructure		(116,201)	(9,372,047)	(4,634,162)
Non-Operating Grants, Subsidies and Contributions used for the Development of Assets		0	3,836,435	2,828,684
Proceeds from Sale of Land		0	6,180,000	2,268,076
Proceeds from Sale of Plant & Equipment		8,645	327,100	314,340
Net Cash Provided By (Used In) Investing Activities		<u>(198,651)</u>	<u>(6,835,623)</u>	<u>(1,775,718)</u>
Cash Flows from Financing Activities				
Repayment of Debentures		(54,097)	(757,930)	(559,442)
Capital Contributions Repayments		0	0	0
Proceeds from Self Supporting Loans		840	64,999	59,537
Advance to Clubs		0	0	0
Overdraft Funding Utilised		0	0	0
Overdraft Funding		0	0	0
Proceeds from New Debentures		0	0	0
Net Cash Provided By (Used In) Financing Activities		<u>(53,257)</u>	<u>(692,931)</u>	<u>(499,905)</u>
Net Increase (Decrease) in Cash Held		<u>3,554,757</u>	<u>(2,075,753)</u>	<u>3,002,045</u>
Cash at Beginning of Year		<u>10,211,442</u>	<u>9,956,625</u>	<u>7,209,398</u>
Cash and Cash Equivalents at the End of the Year	(a)	<u>13,766,199</u>	<u>7,880,872</u>	<u>10,211,444</u>
Cash and Cash Equivalents	3	13,766,199		
Bank Overdraft	3	0		
		<u>13,766,199</u>		

Please note that the following amount is included in the Total Cash and Cash Equivalents shown above.
This amount is the Restricted Cash for Reserve Accounts.

**SHIRE OF KALAMUNDA STATEMENT OF FINANCIAL POSITION
AS AT 31 JULY 2013**

NOTE	Actual YTD 31/07/2013 \$	Estimated Actual 30/06/2013 \$
CURRENT ASSETS		
Cash and Cash Equivalents	13,766,199	10,211,442
Trade and Other Receivables	31,054,337	2,409,464
Inventories	150,753	156,335
Work in Progress	20,081	20,081
Land Held for Resale	399,621	399,621
TOTAL CURRENT ASSETS	45,390,992	13,196,943
NON-CURRENT ASSETS		
Other Receivables	1,009,016	1,009,857
Land Held for Resale	-	-
Shares in Other Equities	15,937,574	15,937,574
Property, Plant and Equipment	157,471,070	157,764,939
Infrastructure	155,722,919	156,031,955
TOTAL NON-CURRENT ASSETS	330,140,579	330,744,325
TOTAL ASSETS	375,531,571	343,941,268
CURRENT LIABILITIES		
Bank Overdraft	0	0
Trade and Other Payables	3,760,887	5,511,608
Borrowings	561,216	559,442
Provisions	2,116,010	2,142,561
TOTAL CURRENT LIABILITIES	6,438,113	8,213,611
NON-CURRENT LIABILITIES		
Long Term Borrowings	7,494,738	7,550,609
Provisions	579,164	579,165
TOTAL NON-CURRENT LIABILITIES	8,073,902	8,129,774
TOTAL LIABILITIES	14,512,015	16,343,385
NET ASSETS	361,019,556	327,597,883
EQUITY		
Retained Surplus	231,448,052	198,031,430
Reserves - Cash/Investment Backed	2,165,875	2,160,827
Reserves - Asset Revaluation	127,405,629	127,405,629
TOTAL EQUITY	361,019,556	327,597,886

**SHIRE OF KALAMUNDA
STATEMENT OF FINANCIAL ACTIVITY
(NATURE OR TYPE)
FOR THE MONTH ENDED 31 JULY 2013**

	31/07/2013	31/07/2013			
	YTD Actual (b) \$	YTD Budget (a) \$	Annual Budget \$	Var. \$ (b)-(a) \$	Var. % (b)-(a)/(b) %
Operating Revenues					
Operating Grants and Subsidies	807,080	889,411	5,427,783	(82,331)	(10.2%)
Contributions, Reimbursements and Donations	22,701	67,346	3,897,875	(44,645)	(196.7%)
Profit on Asset Disposal	45	0	2,741,310	45	100.0%
Fees and Charges	8,589,955	8,572,659	12,357,702	17,296	0.2%
Interest Earnings	42,976	85,491	1,025,933	(42,515)	(98.9%)
Other Revenue	6,366	4,799	57,633	1,567	24.6%
Total (Excluding Rates)	9,469,123	9,619,706	25,508,236	(150,583)	
Operating Expense					
Employee Costs	(2,166,441)	(2,186,291)	(21,139,828)	19,850	0.9%
Materials and Contracts	(669,779)	(1,394,074)	(18,274,940)	724,295	108.1%
Utilities Charges	(122,235)	(224,535)	(2,686,347)	102,300	83.7%
Depreciation (Non-Current Assets)	(810,201)	(823,071)	(9,877,138)	12,870	1.6%
Interest Expenses	(41,579)	(40,698)	(488,374)	(881)	(2.1%)
Insurance Expenses	(355,702)	(256,611)	(626,040)	(99,091)	(27.9%)
Loss on Asset Disposal	8,600	(1,666)	(20,000)	10,266	(119.4%)
Other Expenditure	(4,390)	(15,506)	(268,068)	11,116	253.2%
Total	(4,161,727)	(4,942,452)	(53,380,735)	780,725	
Funding Balance Adjustment					
Add Back Depreciation	810,201	823,071	9,877,138	(12,870)	(1.6%)
Adjust (Profit)/Loss on Asset Disposal	(8,645)	1,666	(2,721,310)	(10,311)	119.3%
EMRC Contribution (Non-cash)	0	0	(3,086,769)	0	
Movement in Provisions	0	0	122,782	0	
Pensioners Defereed Rates Movement	0	(13,900)	(27,800)	13,900	100.0%
Total	801,556	810,837	4,164,041	(9,281)	
Net Operating (Ex. Rates)	6,108,952	5,488,091	(23,708,458)	620,861	
Capital Revenues					
Proceeds from Disposal of Assets	8,645	0	6,507,100	8,645	100.0%
Grants, Subsidies and Contributions	0	213,823	3,836,435	(213,823)	(100.0%)
Self-Supporting Loan Principal	840	5,412	64,999	(4,572)	(544.3%)
Overdraft Funding	0	0	1,500,000	0	
Transfer from Reserves	0	177	8,345,000	(177)	(100.0%)
Total	9,485	219,412	20,253,534	(209,927)	

**SHIRE OF KALAMUNDA
STATEMENT OF FINANCIAL ACTIVITY
(NATURE OR TYPE)
FOR THE MONTH ENDED 31 JULY 2013**

	31/07/2013	31/07/2013			
	YTD Actual (b) \$	YTD Budget (a) \$	Annual Budget \$	Var. \$ (b)-(a) \$	Var. % (b)-(a)/(b) %
Capital Expenses					
Land Held for Resale	0	(237,290)	(2,847,500)	237,290	100.0%
Land and Buildings New	(4,629)	(21,043)	(252,591)	16,414	354.6%
Land and Buildings Replacement	(1,207)	(204,618)	(2,589,969)	203,411	16848.1%
Plant and Equipment New	(5,099)	(2,416)	(38,000)	(2,683)	(52.6%)
Plant and Equipment Replacement	(60,862)	(64,936)	(779,242)	4,074	6.7%
Furniture and Equipment	(19,297)	(107,900)	(1,299,809)	88,603	459.2%
Infrastructure Assets - Roads New	(1,495)	(235,861)	(3,221,523)	234,366	15676.1%
Infrastructure Assets - Roads Renewal	(23,372)	(36,069)	(672,098)	12,697	54.3%
Infrastructure Assets - Drainage New	(46,726)	(61,528)	(708,549)	14,802	31.7%
Infrastructure Assets - Drainage Renewal	(14,877)	(110,294)	(625,516)	95,417	641.4%
Infrastructure Assets - Foothpaths New	0	(8,486)	(101,854)	8,486	100.0%
Infrastructure Assets - Foothpaths Renewal	(1,452)	(26,474)	(317,740)	25,022	1723.8%
Infrastructure Assets - Car Parks New	(4,800)	(8,763)	(105,175)	3,963	82.6%
Infrastructure Assets - Car Parks Renewal	0	(2,409)	(409,630)	2,409	100.0%
Infrastructure Assets - Parks and Ovals New	(22,961)	(98,626)	(2,480,637)	75,665	329.5%
Infrastructure Assets - Parks and Ovals Renewal	(518)	(45,053)	(729,325)	44,535	8595.1%
Capital Contributions and Grants Owing	0	0	0	0	
Repayment of Debentures	(54,097)	(63,160)	(757,930)	9,063	16.8%
Overdraft Funding (Repayment)	0	0	0	0	
Transfer to Reserves	(5,048)		(7,197,558)	(5,048)	(100.0%)
Total	(266,441)	(1,334,925)	(25,134,646)	1,068,485	
Net Capital	(256,956)	(1,115,513)	(4,881,112)	858,558	
Total Net Operating + Capital	5,851,996	4,372,578	(28,589,570)	1,479,419	
Rate Revenue	28,114,274	28,381,130	28,755,308	(266,856)	(0.9%)
Opening Funding Surplus(Deficit)	5,045,269	2,061,341	2,060,341	2,983,928	59.1%
Closing Funding Surplus(Deficit)	39,011,539	34,815,049	2,226,079	4,196,491	

**SHIRE OF KALAMUNDA
STATEMENT OF FINANCIAL ACTIVITY
(STATUTORY REPORTING PROGRAM)
FOR THE MONTH ENDED 31 JULY 2013**

	31/07/2013	31/07/2013			
	YTD Actual (b) \$	YTD Budget (a) \$	Annual Budget \$	Var. \$ (b)-(a) \$	Var. % (b)-(a)/(b) %
Operating Revenues					
Governance	0	1,405	16,876	(1,405)	(100.0%)
General Purpose Funding	73,932	280,240	6,449,712	(206,308)	(279.1%)
Law, Order and Public Safety	19,687	31,491	378,076	(11,804)	(60.0%)
Health	173,035	8,368	103,560	164,667	95.2%
Education and Welfare	850,757	747,967	3,586,880	102,790	12.1%
Community Amenities	8,127,187	8,304,972	9,109,070	(177,785)	(2.2%)
Recreation and Culture	92,672	152,822	2,013,333	(60,150)	(64.9%)
Transport	583	168	2,020	415	71.2%
Economic Services	120,555	58,051	696,677	62,504	51.8%
Other Property and Services	10,760	34,222	3,152,033	(23,462)	(218.0%)
Total (Excluding Rates)	9,469,168	9,619,706	25,508,237	(150,538)	
Operating Expense					
Governance	(263,567)	(267,658)	(2,733,002)	4,091	1.6%
General Purpose Funding	(61,304)	(73,545)	(745,018)	12,241	20.0%
Law, Order and Public Safety	(164,215)	(184,670)	(1,768,318)	20,455	12.5%
Health	(110,421)	(105,752)	(1,032,205)	(4,669)	(4.2%)
Education and Welfare	(346,252)	(370,438)	(4,135,735)	24,186	7.0%
Community Amenities	(576,713)	(1,092,254)	(12,664,730)	515,541	89.4%
Recreation and Culture	(1,587,572)	(1,681,496)	(18,528,974)	93,924	5.9%
Transport	(533,640)	(687,339)	(8,248,294)	153,699	28.8%
Economic Services	(95,585)	(102,596)	(968,241)	7,011	7.3%
Other Property and Services	(422,503)	(376,704)	(2,556,219)	(45,799)	(10.8%)
Total	(4,161,772)	(4,942,452)	(53,380,736)	780,680	
Funding Balance Adjustment					
Add back Depreciation	810,201	823,071	9,877,138	(12,870)	(1.6%)
Adjust (Profit)/Loss on Asset Disposal	(8,645)	1,666	(2,721,310)	(10,311)	119.3%
EMRC Contribution (Non-cash)	0	0	(3,086,769)	0	
Movement in Provisions	0	0	122,782	0	
Pensioners Defereed Rates Movement	0	0	(27,800)	0	
Total	801,556	824,737	4,164,041	(23,181)	
Net Operating (Ex. Rates)	6,108,952	5,501,991	(23,708,458)	606,961	
Capital Revenues					
Proceeds from Disposal of Assets	8,645	0	6,507,100	8,645	100.0%
Capital Contributions and Grants	0	213,823	3,836,435	(213,823)	(100.0%)
Self-Supporting Loan Principal Income	840	5,412	64,999	(4,572)	(544.3%)
Overdraft Funding Utilised	0	0	1,500,000	0	
Transfer from Reserves	0	0	8,345,000	0	
Total	9,485	219,235	20,253,534	(209,750)	

**SHIRE OF KALAMUNDA
STATEMENT OF FINANCIAL ACTIVITY
(STATUTORY REPORTING PROGRAM)
FOR THE MONTH ENDED 31 JULY 2013**

	31/07/2013 YTD Actual (b) \$	31/07/2013 YTD Budget (a) \$	Annual Budget \$	Var. \$ (b)-(a) \$	Var. % (b)-(a)/(b) %
Capital Expenses					
Land Development Costs	0	(237,290)	(2,847,500)	237,290	100.0%
Land and Buildings New	(4,629)	(21,043)	(252,591)	16,414	354.6%
Land and Buildings Replacement	(1,207)	(204,618)	(2,589,969)	203,411	16848.1%
Plant and Equipment New	(5,099)	(2,416)	(38,000)	(2,683)	(52.6%)
Plant and Equipment Replacement	(60,862)	(64,936)	(779,242)	4,074	6.7%
Furniture and Equipment	(19,297)	(107,900)	(1,299,809)	88,603	459.2%
Infrastructure Assets - Roads New	(1,495)	(235,861)	(3,221,523)	234,366	15676.1%
Infrastructure Assets - Roads Renewal	(23,372)	(36,069)	(672,098)	12,697	54.3%
Infrastructure Assets - Drainage New	(46,726)	(61,528)	(708,549)	14,802	31.7%
Infrastructure Assets - Drainage Renewal	(14,877)	(110,294)	(625,516)	95,417	641.4%
Infrastructure Assets - Foothpaths New	0	(8,486)	(101,854)	8,486	100.0%
Infrastructure Assets - Foothpaths Renewal	(1,452)	(26,474)	(317,740)	25,022	1723.8%
Infrastructure Assets - Car Parks New	(4,800)	(8,763)	(105,175)	3,963	82.6%
Infrastructure Assets - Car Parks Renewal	0	(2,409)	(409,630)	2,409	100.0%
Infrastructure Assets - Parks and Ovals New	(22,961)	(98,626)	(2,480,637)	75,665	329.5%
Infrastructure Assets - Parks and Ovals Renewal	(518)	(45,053)	(729,325)	44,535	8595.1%
Capital Contributions and Grants Owing	0	0	0	0	
Repayment of Debentures	(54,097)	(63,160)	(757,930)	9,063	16.8%
Overdraft Funds (Repayment)	0	0	0	0	
Transfer to Reserves	(5,048)	(6,680)	(7,197,558)	1,632	32.3%
Total	(266,441)	(1,341,605)	(25,134,646)	1,075,165	
Net Capital	(256,956)	(1,122,370)	(4,881,112)	865,415	
Total Net Operating + Capital	5,851,996	4,379,621	(28,589,570)	1,472,375	
Rate Revenue	28,114,274	28,381,130	28,755,308	(266,856)	(0.9%)
Opening Funding Surplus(Deficit)	5,045,269	2,060,341	2,060,341	2,984,928	59.2%
Closing Funding Surplus(Deficit)	39,011,539	34,821,092	2,226,079	4,190,447	
Operating Revenues					

**SHIRE OF KALAMUNDA
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT
FOR THE MONTH TO 31 JULY 2013**

NET CURRENT FUNDING POSITION

	Positive=Surplus (Negative=Deficit) 2012/13	
	31/07/2013	Last Period
	\$	\$
Current Assets		
Cash Unrestricted	11,600,325	8,050,614
Cash at Bank - Reserves (Restricted)	2,165,875	2,160,828
Receivables - Rates and Rubbish	30,179,564	446,288
Receivables -Other	841,785	1,903,640
Inventories	150,753	156,335
(* exclude loan receivable)	44,938,301	12,717,705
Less: Current Liabilities		
Overdraft	0	0
Payables	(3,760,887)	(5,511,608)
Provisions	(2,116,010)	(2,142,561)
(* exclude loan payable)	(5,876,898)	(7,654,169)
Net Current Asset Position	39,061,403	5,063,536
Add:		
Provision for Long Service Leave	633,770	625,458
Provision for Annual Leave	1,482,240	1,517,103
Less:		
Restricted Cash (Reserves)	(2,165,875)	(2,160,828)
Net Current Funding Position	39,011,539	5,045,269

**SHIRE OF KALAMUNDA
STATEMENT OF CHANGES IN EQUITY
AS AT 31 JULY 2013**

	RETAINED SURPLUS \$	RESERVES CASH/ INVESTMENT BACKED \$	REVALUATION SURPLUS \$	TOTAL EQUITY \$
Balance as at 30 June 2012	194,723,847	2,677,466	129,665,629	327,066,942
Restated Balance	194,723,847	2,677,466	129,665,629	327,066,942
Comprehensive Income				
Net Result	2,790,944	0	0	2,790,944
Changes on Revaluation of Non-Current Assets	0	0	(2,260,000)	(2,260,000)
Total Comprehensive Income	2,790,944	0	(2,260,000)	530,944
Reserve Transfers	516,639	(516,639)	0	0
Balance as at 30 June 2012	198,031,430	2,160,827	127,405,629	327,597,886
Comprehensive Income				
Net Result	33,421,670	0	0	33,421,670
Changes on Revaluation of Non-Current Assets	0	0	0	0
Total Other Comprehensive Income	33,421,670	0	0	33,421,670
Reserve Transfers	(5,048)	5,048	0	0
Balance as at 30 June 2013	231,448,052	2,165,875	127,405,629	361,019,556

**SHIRE OF KALAMUNDA
RESERVES- CASH/INVESTMENT BACKED
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT
AS AT 31 JULY 2013**

	Actual 31/07/2013 \$	Original Budget 30/06/2012 \$
RESERVES - CASH/INVESTMENT BACKED		
(a) Land and Property		
Opening Balance	717,693	3,235,498
Interest Earned	1,676	97,065
Amount Set Aside / Transfer to Reserve	0	5,200,000
Amount Used / Transfer from Reserve	0	(6,865,000)
	719,369	1,667,563
(b) Waste Management		
Opening Balance	156,580	154,349
Interest Earned	366	4,630
Amount Set Aside / Transfer to Reserve	0	0
Amount Used / Transfer from Reserve	0	0
	156,946	158,979
(c) EDP - IT Equipment		
Opening Balance	169,913	122,666
Interest Earned	396	3,680
Amount Set Aside / Transfer to Reserve	0	1,250,000
Amount Used / Transfer from Reserve	0	(1,228,000)
	170,309	148,346
(d) Local Government Elections		
Opening Balance	0	0
Interest Earned	0	0
Amount Set Aside / Transfer to Reserve	0	110,000
Amount Used / Transfer from Reserve	0	(110,000)
	0	0
(e) Long Service Leave		
Opening Balance	73,109	72,067
Interest Earned	171	2,162
Amount Set Aside / Transfer to Reserve	0	100,000
Amount Used / Transfer from Reserve	0	(60,000)
	73,280	114,229

**SHIRE OF KALAMUNDA
RESERVES- CASH/INVESTMENT BACKED
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT
AS AT 31 JULY 2013**

	Actual 31/07/2013 \$	Original Budget 30/06/2012 \$
(f) Plant and Equipment		
Opening Balance	28,350	27,946
Interest Earned	66	838
Amount Set Aside / Transfer to Reserve	0	0
Amount Used / Transfer from Reserve	0	0
	28,417	28,784
(g) Stirk Park Reserve		
Opening Balance	24,723	24,373
Interest Earned	58	731
Amount Set Aside / Transfer to Reserve	0	0
Amount Used / Transfer from Reserve	0	0
	24,780	25,104
(h) HACC		
Opening Balance	443,392	437,831
Interest Earned	1,036	13,135
Amount Set Aside / Transfer to Reserve	0	250,000
Amount Used / Transfer from Reserve	0	0
	444,428	700,966
(i) Forrestfield Industrial Area		
Opening Balance	160,787	77,804
Interest Earned	375	2,334
Amount Set Aside / Transfer to Reserve	0	0
Amount Used / Transfer from Reserve	0	(30,000)
	161,162	50,138
(j) Insurance Contingency		
Opening Balance	164,707	162,362
Interest Earned	385	4,871
Amount Set Aside / Transfer to Reserve	0	0
Amount Used / Transfer from Reserve	0	0
	165,091	167,233

**SHIRE OF KALAMUNDA
RESERVES- CASH/INVESTMENT BACKED
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT
AS AT 31 JULY 2013**

	Actual 31/07/2013 \$	Original Budget 30/06/2012 \$
(k) Light Plant		
Opening Balance	33,443	32,967
Interest Earned	78	989
Amount Set Aside / Transfer to Reserve	0	0
Amount Used / Transfer from Reserve	0	0
	33,522	33,956
(l) Revaluation		
Opening Balance	136,416	134,472
Interest Earned	318	4,034
Amount Set Aside / Transfer to Reserve	0	50,000
Amount Used / Transfer from Reserve	0	0
	136,734	188,506
(m) Nominated Employee Leave Provisions		
Opening Balance	24,340	23,990
Interest Earned	57	720
Amount Set Aside / Transfer to Reserve	0	0
Amount Used / Transfer from Reserve	0	0
	24,397	24,710
(n) Unexpended Capital Works and Specific Purpose Grants		
Opening Balance	0	0
Amount Set Aside / Transfer to Reserve	0	0
Amount Used / Transfer from Reserve	0	0
	0	0
(o) Enviromental Reserve		
Opening Balance	27,376	45,647
Interest Earned	65	1,369
Amount Set Aside / Transfer to Reserve	0	101,000
Amount Used / Transfer from Reserve	0	(52,000)
	27,441	96,016
TOTAL CASH BACKED RESERVES	2,165,875	3,404,530

**SHIRE OF KALAMUNDA
RESERVES- CASH/INVESTMENT BACKED
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT
AS AT 31 JULY 2013**

SUMMARY

	2012-13 Actual YTD \$	2012-13 Budget \$
Opening Balance	2,160,828	4,551,972
Transfer from Accumulated Surplus - Interest	5,047	136,558
Transfer from Accumulated Surplus	0	7,061,000
Transfer to Accumulated Surplus	0	(8,345,000)
Closing Balance	<u><u>2,165,875</u></u>	<u><u>3,404,530</u></u>

**Shire of Kalamunda Investment Schedule
AS AT 31 JULY 2013**

<u>Invest #</u>	<u>Bank</u>	<u>Term</u>	<u>Interest Rate %</u>	<u>Weighted Int Rate</u>	<u>Maturity</u>	<u>Fund</u>	<u>Amount</u>
<u>MUNICIPAL FUNDS</u>							
<u>Cash at Bank</u>							
SOK - MOW	ANZ-Meals on Wheels					Municipal	\$6,952.69
SOK - KHACC	Bank West-Home and Community Care					Municipal	\$19,985.38
SOK	Commonwealth Chequing Account					Municipal	\$187,010.56
SOK	Commonwealth Savings Account					Municipal	\$2,985,230.96
SOK	Commonwealth CIP					Municipal	\$0.00
SOK	Commonwealth Savings Account (Health)					Municipal	\$0.00
SOK	Commonwealth Savings Account (Trybooking)					Municipal	\$0.00
SOK	Commonwealth Overdraft \$1,500,000 GFL					Municipal	\$858.85
							<u>\$3,200,038.44</u>
<u>Cash Investments</u>							
9075	ING	90	4.29%	0.3105%	6/9/13	Municipal	\$1,258,189.14
9081	NAB	120	4.00%	0.4775%	22/11/13	Municipal	\$2,075,001.99
9083	NAB	120	4.00%	0.2388%	22/11/13	Municipal	\$1,037,501.01
9087	Westpac	120	4.20%	0.2416%	16/11/13	Municipal	\$1,000,000.00
9088	Suncorp	120	4.10%	0.2359%	19/11/13	Municipal	\$1,000,000.00
9089	Bendigo	120	3.80%	0.2186%	29/11/13	Municipal	\$1,000,000.00
9090	St George	90	3.79%	0.2181%	29/10/13	Municipal	\$1,000,000.00
							<u>\$8,370,692.14</u>
<u>Cash Backed Reserves</u>							
SOK	Commonwealth Bank Savings Account					Reserve	\$2,165,874.63
							<u>\$2,165,874.63</u>
<u>Total Municipal/Reserve Funds</u>							<u>\$13,736,605.21</u>
<u>Trust Funds</u>							
SOK	Shire of Kalamunda-BCITF, BRB, Unclaimed Monies					Trust	\$60,634.10
SOK	Shire of Kalamunda-Environmental Friends Group					Trust	\$4,032.95
SOK	Forrestfield Industrial Area Trust					Trust	\$231,299.67
							<u>\$295,966.72</u>
<u>Cell 9 Scheme Contributions</u>							
CELL9 TD2	NAB	120	4.07%	0.2694%	28/9/13	Trust	\$1,150,427.75
CELL9 TD5	Westpac	90	4.15%	0.2745%	10/9/13	Trust	\$1,149,450.74
CELL9 TD6	Bendigo	120	3.80%	0.2488%	29/11/13	Trust	\$1,138,060.68
CELL9 TD7	Bendigo	120	3.80%	0.2488%	29/11/13	Trust	\$1,138,060.68
CELL9 TD8	ANZ	90	4.00%	0.2495%	28/7/13	Trust	\$1,084,192.00
CELL9 TD9	ING	90	4.17%	0.2601%	9/9/13	Trust	\$1,084,136.22
CELL9 TD10	Westpac	92	4.15%	0.2502%	10/9/13	Trust	\$1,047,762.42
							<u>\$1,213,071.71</u>
							<u>\$9,005,162.20</u>
<u>Public Open Space Funds</u>							
POS	ING	120	4.30%	0.3014%	13/8/13	Trust	\$1,218,100.84
POS	Commonwealth Cash at Bank	At Call				Trust	\$983,224.10
							<u>\$2,201,324.94</u>
<u>Total Trust Funds</u>							<u>\$11,502,453.86</u>
<u>SUMMARY OF FUNDS</u>							
<u>Municipal/Reserve Funds</u>							\$13,736,605.21
<u>Trust Funds</u>							\$11,502,453.86
<u>Total Funds</u>							<u>\$25,239,059.07</u>

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

10.4.2 WALGA Membership 2013-2014

Previous Items	Nil
Responsible Officer	Chief Executive Officer
Service Area	Office of the CEO
File Reference	
Applicant	N/A
Owner	N/A
Attachment 1	Overview – WALGA Membership 2013-2014

PURPOSE

1. This Report was initially presented to Councillors at the Ordinary Council Meeting on 22 July 2013; at this meeting additional information was requested and this has been circulated to Councillors. The Report is now resubmitted for Council's consideration.
2. To note the Shire of Kalamunda's membership of the Western Australian Local Government Association ("WALGA") and use of its products and services.

BACKGROUND

3. At the Ordinary Council Meeting on 22 April 2013, it was resolved (OCM 47/2013):
"That Council:
 1. Requests the Acting Chief Executive Officer prepare a report outlining:
 - The costs associated with the Shire affiliation with WALGA.
 - The services that are provided by the Western Australian Local Government Association ("WALGA") to the Shire of Kalamunda."

DETAILS

4. WALGA is a private and independent entity which represents and supports Local Governments. It operates as a membership-based organisation, with funding coming from membership subscriptions, commercial operations and grants. WALGA lobbies and negotiates on behalf of 140 Local Governments in Western Australia.
5. Associate Membership of WALGA provides access to further programs and services, which Local Governments can subscribe to. It is not possible to access these without Associate Membership.
6. Membership and subscriptions are reviewed annually by the Shire and in 2012 a comprehensive review was undertaken and all subscriptions which were no longer relevant were discontinued. The largest of these subscriptions was the Employee Relations Service (Workplace Subscriptions) which has a forecast

cost of \$13,159 for 2013/2014. Those subscriptions remaining are deemed to be essential to the effective running of the Shire.

7. A review of the Shire's membership and subscription information is shown at (Attachment 1). This includes:
 - Associate Membership and Subscription – forecasted costs for 2013/2014 (and comparative costs for 2012-2013).
 - Information on programs not currently subscribed.
 - Complimentary services, included as part of the Shire's Associate Membership.
8. Senior WALGA staff regularly consult with Ministers, politicians and senior bureaucrats and negotiate supplier agreements with senior executives of organisations with the capacity to deliver statewide services. As the peak lobbying and advocacy organisation, it has a strong influence on how policy decisions are made that affect the sector.
9. Membership to WALGA enables the Shire to participate in Strategic Regional Forums, State Council meetings and the East Metropolitan Zone meetings. The appointment of Council Delegates (and Deputy Delegates) to the East Metropolitan Zone is reviewed every two years, following the Local Government elections.
10. WALGA's vision is to assist Local Government in WA to:
 - Be built on good governance, autonomy, local leadership, democracy, community engagement and diversity.
 - Have the capacity to provide economically, socially and environmentally sustainable services and infrastructure that meet the needs of their communities.

STATUTORY AND LEGAL CONSIDERATIONS

11. Nil.

POLICY CONSIDERATIONS

12. Nil.

COMMUNITY ENGAGEMENT REQUIREMENTS

13. No community engagement is required as membership of WALGA is considered an operational matter.

FINANCIAL CONSIDERATION

14. Although there has been a increase in membership and subscription costs, it is considered that this is minimal and will be offset by cost savings as a result of the Shire's access to WALGA's network of suppliers.

STRATEGIC COMMUNITY PLAN

Strategic Planning Alignment

15. *Kalamunda Advancing: Strategic Community Plan to 2023*

OBJECTIVE 6.7 – To provide a business environment that strives for continuous improvement through the use of highly effective business systems and processes.

Strategy 6.7.3 Implement best practice initiatives and plans through benchmarking, networking and scans of the external environment.

SUSTAINABILITY

Social Implications

16. There are no social implications.

Economic Implications

17. There are no economic implications.

Environmental Implications

18. There are no environmental implications.

RISK MANAGEMENT CONSIDERATIONS

19. If the Shire of Kalamunda were to discontinue membership of WALGA, it is considered that there would be a substantial increase in costs and impact on projects.

OFFICER COMMENT

20. Membership of WALGA grants access to its programs and services which are essential tools for the Shire. Those programs to which the Shire subscribes are vital, such as the Procurement Service, in providing the ability to leverage WALGA's purchasing power and network to provide best outcome (including financially).
21. The Shire will continue to monitor, on an annual basis, its subscription to the programs and services available as a member of WALGA.
22. A cost analysis has been circulated to Councillors as requested at the Ordinary Council Meeting 22 July 2013.

Councillors debated the value of WALGA membership to the Shire of Kalamunda.

A Councillor clarified the meaning of the Recommendation; asking if the Shire was voting to stay in the Association. The Chief Executive Officer indicated that the purpose of the Recommendation was just to note what our membership entails. Should Council wish to withdraw from WALGA a Motion to do this would need to be put forward. A Councillor foreshadowed that he would put forward such a Motion if the Officer Recommendation was not Carried.

The Recommendation was put and the vote was 6/6, the Chairperson in accordance with Section 5.21 (3) of the "Local Government Act 1995" exercised her right to cast a second vote. The Presiding Person cast her second vote in favour of the Recommendation; the motion was therefore carried 7/6.

The Presiding Person suggested that the Councillor consider putting forward a Notice of Motion for consideration at the next Ordinary Council Meeting if he feels strongly about this matter.

Voting Requirements: Simple Majority

RESOLVED OCM 115/2013

That Council:

1. Notes the Shire of Kalamunda's Associate Membership of WALGA and subscriptions to its services and programs (Attachment 1).

Moved: **Cr Noreen Townsend**

Seconded: **Cr Bob Emery**

Vote: **For**
Cr Geoff Stallard
Cr Allan Morton
Cr Noreen Townsend
Cr Bob Emery
Cr Simon Di Rosso
Cr Sue Bilich
Cr Sue Bilich

Against
Cr John Giardina
Cr Frank Lindsey
Cr Justin Whitten
Cr Martyn Cresswell
Cr Dylan O'Connor
Cr Margaret Thomas

CARRIED (7/6)

Attachment 1



Programs and Services – Subscribed		2013/2014 FORECAST (Ex GST)	FOR 2012/13 (Inc GST)
Associate Membership Subscription	<p>As well as being essential, in order to gain access to WALGA programs and services, Associate Membership provides the Shire with access to the network of the State's 140 Local Governments.</p> <p>Advocacy. Key aims include advocating for appropriate legislative and regulatory reform as it relates to the provision of effective local governance. As well as the facilitation, coordination and advocacy of sector wide issues with a particular focus on Local Government reform and regional service delivery.</p> <p>The Association plays an important advocacy and representative role in ensuring Local Government views on these issues are heard and considered by other spheres of Government.</p> <p>WALGA Bodies. Enables the Shire to participate in WALGA's Strategic Regional Forums, the East Metropolitan Zone and State Council meetings. These groups are designed to be representative of member local governments.</p> <p>The State Council is the overarching decision making representative body of all member Councils, particularly for sector-wide policy making and strategic planning.</p> <p>The East Metropolitan Zone enables geographically aligned members to come together to discuss and agree input into policy formation, regional issues and to elect delegates to the State Council.</p> <p>Events. Throughout the year, members have access to WALGA events, such as breakfasts with key stakeholders and the annual WA Local Government Convention.</p> <p>Training. The Shire has access to WALGA training courses for elected members and staff. These cover subjects from the Diploma of Local Government to Meeting Procedures and Debating.</p>	\$30,894.00	\$32,550.79

Programs and Services – Subscribed		2013/2014 FORECAST (Ex GST)	FOR 2012/13 (Inc GST)
Procurement Handbook and Procurement Consultancy Services	<p>Handbook is a guide for local governments in undertaking procurement and contract management. The Handbook is the pre-eminent procurement resource available to the sector and is the culmination of three years of research and development by leading procurement experts. It provides clear guidance on legislative requirements and best practice and is designed to assist Councils in achieving good governance, effective procurement and full compliance.</p> <p>Consultancy services include end-to-end tendering, strategic sourcing and probity reviews. Local governments benefit from accessing a team of independent procurement specialists to undertake their procurement functions, thereby ensuring full compliance, risk mitigation and optimal outcomes.</p> <p>Also provided are procurement related products and services including:</p> <ul style="list-style-type: none"> • Free copy of the new Procurement Handbook (value \$1,990) and complimentary access to all updates. • Free telephone advisory service to assist with procurement enquiries and compliance with tender regulations. • Free newsletters on contemporary procurement issues in the local government sector. • Access to WALGA's comprehensive library of procurement resources, including specifications. • 10% discount off the price of all engagements with the Procurement Consultancy Service. 	\$1,990.00	\$2,024.00
Procurement Services – e-Quotes	<p>As part of the Procurement Services (above), the Shire has access to eQuotes which allows the purchase of goods and services from 34 different panels that include or will include:</p> <p>Fuels and oil, legal services, plant and equipment, road making materials, audit services, playground equipment, operating leases and a range of other products and services.</p> <p>The providers of the software which manage this Procurement System for WALGA have now introduced an added package that will allow the Shire to manage its own Panels of Suppliers: such as the Building Maintenance Panels for painting, electrical, plumbing and all our other tendered suppliers for concrete pipes, asphalt and profiling etc.</p> <p>This service will be under a three year contract at a cost of \$10k per year and will provide the Shire with an online process to obtain and record quotations to ensure compliance with the Purchasing Policy.</p>	\$10,000.00	n/a

Programs and Services – Subscribed		2013/2014 FORECAST (Ex GST)	FOR 2012/13 (Inc GST)
Local Laws Service	Provides guidelines, models and advice on the Local Law making process.	\$543.00	\$572.00
Complete Guide to the Local Government Act	All subscribing Councils are provided with one free update (both printed and CD-ROM subscription) to each of the "Complete Guide" manuals (Practice Notes, Forms & Pro Forma and Councillor Manual). This cost is for additional copies as per the Shire's current order.	\$1,208.00	\$1,272.70
ROMAN II Pavement Management Services	<p>ROMAN II includes the following components:</p> <ul style="list-style-type: none"> • The RAMM road asset management software by CJN Technologies. • The dTIMS asset deterioration modeling software by Deighton Associates. • Access to additional services such as pocket RAMM and future improvements. • Free help desk services. • Access to training services. • One free mentoring session. • Access to a pool of approved ROMAN II consultants. • Access to the ROMAN User Group. • Secure data storage and back up. • Interface with Main Roads data centre (IRIS). 	\$8,885.00	\$9,792.00
Tax Service	Through UHY Haines Norton, provides specialized taxation support for local governments, including reference materials, training programs and online enquiry services.	\$1,830.00	\$1,919.50
Local Biodiversity Program	<p>Advice and technical support to local governments with local biodiversity conservation planning issues, access to specialist spatial environmental data and online decision support tools and training. Previously known as Perth Biodiversity Project.</p> <p>The annual WALGA Perth Biodiversity Project Subscription gives the Environmental team access to WALGA's environmental mapping database which currently provides more detail than ours. A review will be undertaken at the end of the next financial year to determine if this will continue to be required</p>	\$2,590.00	\$2,740.65
TOTAL		\$57,940.00 Inc GST: \$63,734.00	\$50,871.64

Programs and Services – Not Subscribed		2013/2014 (Ex GST)
Employee Relations Service (Workplace Solutions)	<p>Provides employee relations and human resources management support and advice including:</p> <ul style="list-style-type: none"> • Advocacy and Representation in Industrial Commissions and Tribunals. • Award Maintenance Service. • Employee Relations Advice. • Award & Agreement Interpretation. • Regular HR Forums. • Employee Relations Email Alerts and Information Bulletins. • Access to employee relations resources on the Workplace Solutions website. • Human Resources Policies. • Local Government Remuneration Survey. 	<p>(\$13,159)</p> <p>Not Subscribed</p>
Councils Online	<p>A centralised online portal developed specifically for WA local government. Unlike other planning software, Councils Online is a fit-for-purpose, non-vendor specific solution developed and owned by WALGA for the benefit of all Member Councils by providing:</p> <ul style="list-style-type: none"> • Business improvements and financial savings through improved quality and consistency of applications. • Online preparation, lodgment and processing of Planning and Building applications. • Online payments (catering for individual and monthly billing customers). • Application tracking and reporting. • Provides accessibility to the full spectrum of local government customers including: General Public; Small Businesses / Private Certifiers; and Registered Organisations (Builders / Developers). • Single access point for applicants, 24 hours a day and seven days a week. 	Not Subscribed
Councils.com	<p>Provision of web hosting and content management system to support an online presence. This new service is to be refreshed within the 2013-2014 year for subscribed members. This fee covers both the old LCC infrastructure and the new infrastructure hosting costs. Note that ancillary LCC services email, SMS and Gateways will be discontinued in 2013. Formerly known as Linking Councils & Communities Web.</p>	Not Subscribed
Promotional and Marketing Levy	<p>Contribution towards marketing strategies for sector wide promotion of local government.</p>	Non Contributor

Complimentary Services

Complete Guide to the Local Government Act	One set of updates for the full suite of resource materials on CD-ROM and replacement pages for printed manuals
2013 Local Government Directory	Two printed copies; one CD-ROM. [Additional copies usually purchased.]
2013 Desk Calendar Pads	12
Local Government News	Weekly newsletter
Western Councillor	Monthly journal

In addition, discounts and procurement benefits through WALGA's Preferred Supply Contracts and Business Services.

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

**10.4.3 Metropolitan Local Government Reform – Shire of Kalamunda
Response to the State Government's Announcement**

Previous Items	OCM 31/2013 (25 March 2013) OCM 214/2011 (19 December 2011)
Responsible Officer	Chief Executive Officer
Service Area	Office of the CEO
File Reference	
Applicant	N/A
Owner	N/A

PURPOSE

1. To determine a Council position in relation to the proposed Metropolitan Local Government Reform announced by the Minister for Local Government on 30 July 2013 and to appoint representatives to the Local Implementation Committee ("LIC").

BACKGROUND

2. In December 2011, the Shire of Kalamunda ("the Shire") made its first submission to the State Government which outlined its view that the Shire was a sustainable local government and could see no valid reason for an amalgamation with any other local government.
3. At the Ordinary Council Meeting on 19 December 2011, Council passed the following resolution (OCM 214/2011):

That Council:
 1. *Endorses the Draft Metropolitan Local Government Review Panel Issues Paper – Submission from the Shire of Kalamunda – December 2011 subject to any further identified changes being required.*
4. In March 2012, the State Government announced it had commissioned a team to be led by Professor Alan Robson to undertake a study and formulate a model for consideration. The Robson Report was issued in late 2012 and proposed that 12 metropolitan local governments be formed.
5. In its response to the Robson Report, the Shire of Kalamunda resolved at its Ordinary Council Meeting on 25 March 2013 (OCM 31/2013):

That Council:
 1. *Endorses the Submission from the Shire of Kalamunda – March 2013 in response to the Metropolitan Local Government Review Panel Recommendations and request the submission, shown as (Attachment 1) is lodged.*

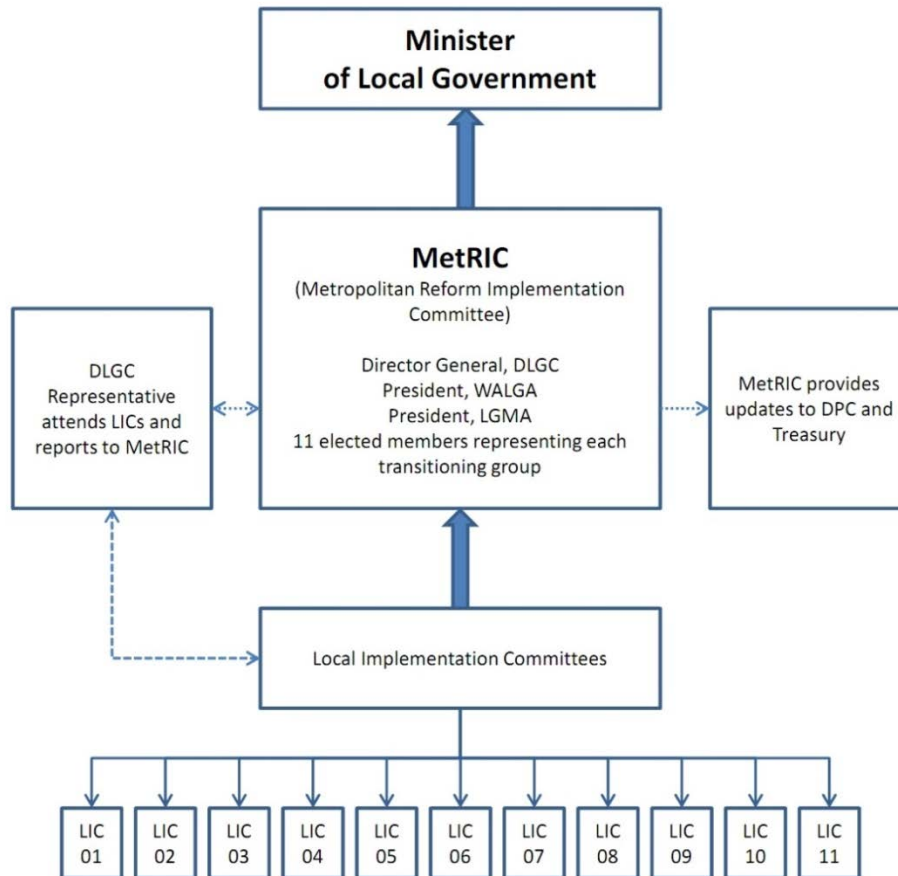
2. *Endorses its position in response to Recommendation 15 of the Robson Report for the Shire of Kalamunda to remain as it is and not to be amalgamated with any other local government authority.*
3. *Endorses as its second preference Option C - 18 Councils without the inclusion of Option C2 boundary adjustment (Map C2) – Belmont expanded to Roe Highway, Kalamunda Road and Orrong Road as is being indicated in the report of the G20 Group of Councils – which provides a model for 18 local government in the metropolitan area as detailed in G20 Report included with (Attachment 1).*
4. *Advises the Minister for Local Government that the Shire of Kalamunda is opposed to any boundary adjustment as being proposed by Belmont. The City of Belmont proposal would take control of all land west of Roe Highway, south of Kalamunda Road and north of Orrong Road. The grounds for opposition to this boundary adjustment is that all of the major industrial areas and some major residential areas currently in the Shire of Kalamunda would be lost and would inevitably leave the Shire of Kalamunda unsustainable under such a scenario.*
5. *Provides the results of the Community Poll that will be concluded by 17 May 2013 to the Premier and Minister for Local Government noting the results will be submitted after the submission date closes.*
6. The Shire of Kalamunda held a Community Poll in May 2013. Of the 43% of residents who voted, 88% advised that they did not wish to amalgamate with another local government. Only 12% of voters supported an amalgamation.

DETAILS

7. Notwithstanding the stance that has consistently been taken by the Shire of Kalamunda to remain as a stand-alone entity and not be amalgamated with any other local government, the Premier and Minister for Local Government met with metropolitan Mayors and Chief Executive Officers on 30 July 2013 to announce the Government's response to the Metropolitan Local Government Review report ("the Robson Report"). The announcement included details of the Government's model for 14 local governments in the Perth metropolitan area.
8. The 14 new local governments are expected to be in place by 01 July 2015, with a Commissioner in charge from this date until the Local Government elections in October 2015.
9. With respect to the Shire of Kalamunda, the Government's proposal is for the Shire to merge with the City of Belmont and to also include a small area of the City of Swan (encompassing the section of land containing the cemetery and the brickworks). The area of the proposed new entity is shown in (Attachment 1).

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10. The new proposed entity would have a population in the order of 100,000 with approximately 60,000 residents from Kalamunda and 38,000 from Belmont.
 11. The next stage of the reform process involves submissions from Local Governments to the Local Government Advisory Board (“LGAB”) by 04 October 2013 in relation to the Government's proposals.
 12. Submissions are to be made in accordance with the relevant provisions of the *Local Government Act 1995*. However, preliminary advice from the Department of Local Government (“DLG”) to date indicates that any submission should be relatively simple and excessive detail will not be required.
 13. On this basis, the DLG have indicated that a standard template for submissions is likely to be developed. Issues such as the number of Councillors and Wards are not expected to be considered at this stage. The submission will, however, need to set out the reasons for making a proposal and the effects of that proposal on the local governments involved. In order to provide this information, the following matters will need to be considered:
 - Community of interests.
 - Physical and topographic features.
 - Demographic trends.
 - Economic factors.
 - The history of the area.
 - Transport and communication.
 - Matters affecting the viability of local governments.
 - The effective delivery of local government services.
 14. The DLG have indicated that it is prepared to consider any boundary adjustments that are considered minor or logical corrections to the proposal being adopted by the State. This may involve adjustments for lots or streets, or blocks that have been dissected by boundaries.
 15. The DLG have indicated that it would prefer joint submissions from the nominated merging groups. However, where this is not possible, individual local government submissions would be accepted.
 16. Funding of \$200,000 is available for each merging group to assist in the preparation of a submission to the LGAB, early implementation planning and dealing with transitional matters, however, the criteria for this funding is unknown at this stage.
 17. In addition to the above, the State Government is proposing changes to the legislation associated with the LGAB to ensure that the proposed changes can be effected.

18. The proposed legislative changes are believed to relate to:
- Poll provisions.
 - LGAB – membership, government policy, multiple proposals, public submissions.
19. The DLG has further advised that a Local Implementation Committee (“LIC”) will also need to be established to progress the transition to the new entity. A LIC will comprise of members from both local governments in an amalgamation. The Shire will need to nominate its members to the LIC and so will the City of Belmont.
20. Each LIC, which will be established to suit each group’s requirements, will be responsible for all aspects of planning for merging and implementation of key arrangements for the start of the new entities on 1 July 2015.
21. In addition, a high-level Metropolitan Reform Implementation Committee (“MetRIC”) will also oversee the changes. The Director General of the Department of Local Government and Communities will chair the committee. Other members will include:
- A representative from each of the transitioning groups of Councils’ LIC – each to be nominated by the Minister for Local Government.
 - President of the WA Local Government Association (“WALGA”).
 - President of Local Government Managers Australia (WA Division).
22. The Governance Framework for the reform process is shown below.



23. In addition to the above, the Chief Executive Officer attended a DLG briefing for Metropolitan Chief Executive Officers at the WALGA Annual Convention on 08 August 2013, and the following timelines were provided:

26 August - 4 October 2013	Submissions to LGAB.
December 2013	Commencement of LGAB consideration of submissions.
June 2014	LGAB process finalisation.
July / August 2014	Minister considers LGAB recommendations, makes decision and seeks governing orders.
1 July 2015	Commencement of new entities.

STATUTORY AND LEGAL CONSIDERATIONS

24. Content for a proposal to the LGAB is specified by Clause 2(2) of Schedule 2.1 of the *Local Government Act 1995*.

- (2) *A proposal is to -*
- (a) *set out clearly the nature of the proposal, the reasons for making the proposal and the effects of the proposal on local governments; and*
 - (b) *be accompanied by a plan illustrating any proposed changes to the boundaries of a district; and*
 - (c) *comply with any regulations about proposals.*

POLICY CONSIDERATIONS

25. This report has no alignment to any of Council's Policies.

COMMUNITY ENGAGEMENT REQUIREMENTS

26. The ability for community engagement on this decision is not available as the Government will be withdrawing the Poll provisions of the *Local Government Act 1995*.

FINANCIAL CONSIDERATION

27. Funding of \$200,000 is available for each merging group to assist in the preparation of a submission to the LGAB, however, the criteria for this funding is unknown at this stage.
28. The cost of the amalgamation is unknown at this point in time, but time and costs will be recorded throughout the process.

STRATEGIC COMMUNITY PLAN

Strategic Planning Alignment

29. *Kalamunda Advancing: Strategic Community Plan to 2023*

OBJECTIVE 6.1 – To ensure a highly effective and strategic thinking Council sets direction and works for the greater good of the community at all times.

Strategy 6.1.3 Increase advocacy efforts to influence State and Federal policy to achieve improved local outcomes.

SUSTAINABILITY

Social Implications

30. Nil.

Economic Implications

31. Nil.

Environmental Implications

32. Nil.

RISK MANAGEMENT CONSIDERATIONS

33. The following risk has been considered:

Risk	Likelihood	Consequence	Action / Strategy
Agreement between Belmont and Kalamunda is not forthcoming	High	High	Shire will make a single proposal rather than joint

OFFICER COMMENT

34. The timeframe available to prepare a submission to the LGAB is short, especially given the DLG's indicated preference for a joint submission involving consultation with the other local governments involved in the proposed new merged entity.
35. To allow the timely progression of a submission, Council consideration is sought for the following matters outlined.

The Minister's Proposal

36. As detailed above and shown on the plan (Attachment 1), the Minister's proposal which affects the Shire of Kalamunda incorporates a new merged entity comprising the City of Belmont and portions of the City of Swan.

Joint Versus Individual Submissions

37. The DLG's preference is for a joint submission from the local governments involved in the proposed new merged entities. A joint submission is considered beneficial as it is a sign of commitment from all involved to work towards the best outcome for the communities that are to be brought together.
38. The potential for a joint submission will be dependent on the willingness of both the local governments involved to enter into meaningful negotiations. Should Council wish to pursue a joint submission, it would be necessary to formulate an LIC, as well as associated working group(s) with appropriate representation (Councillors and officers) from all of the affected local governments.
39. Given that the Shire of Kalamunda's population input into the new entity is by far the highest, at approximately 61% with City of Belmont at 39%, it is felt that, should a joint submission be pursued, the Shire of Kalamunda should be the lead or coordinating agency.
40. Also, with respect to pursuing a joint submission, time will become more of a challenge. A joint submission will require negotiations in late August to early September (two weeks), with consideration of a draft proposal by mid-September and adoption of a final draft by the end of September to allow for submission by 04 October 2013.

Formation of the Local Implementation Committee ("LIC")

41. Should Council choose to pursue a joint submission, it would be necessary to do so by forming an LIC, and other working Groups as required, to meet with the other local governments to collate and combine information.
42. Accordingly, it is recommended that the Shire of Kalamunda LIC representatives be the following:
- a. The Shire President.
 - b. Chief Executive Officer.
 - c. Councillor.
 - d. Councillor (as a deputy representative for the LIC as required).

Communications Plan

43. An important component of achieving a desirable outcome for all involved in the reform process is the adoption of a Communications Plan. The adoption of such a plan will ensure that the community is kept informed in a consistent manner.

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44. The Shire of Kalamunda will prepare a brief to engage additional support in the development and ongoing delivery of an effective Communications Plan.

Principle of Equitable Partners

45. In addition to the above, the Communications Plan needs to acknowledge that the Minister for Local Government's proposal will result in the creation of a new entity, not an expanded Shire of Kalamunda or City of Belmont.
46. In this regard, the other local government involved in this merger should be regarded as a "merger partner" and their equitable involvement in the process should facilitate a beneficial outcome for the various communities being brought together in the new entity.
47. The Shire foreshadows that whilst it has a slightly greater population than Belmont effective harmonisation of the two entities could be achieved if concerns and issues are raised and mitigated as soon as possible. This may require agreements being made on how reserve funds are to be allocated, restructuring of differential rates to reduce the impact of rate increases and the retention of and agreement of key services that may not be occurring in both entities.

Equal Representation in a New Entity

48. Notwithstanding the above-mentioned concept of being equitable merger partners, the Shire of Kalamunda Councillors have clearly indicated it does not support the notion that equal representation of the two existing entities should flow onto the formation of the new entity.
49. Shire of Kalamunda Councillors' have indicated that they would need to understand the issues that underlie the need for equal representation of the former entities once a new entity is formed.
50. The Shire of Kalamunda holds the position that the entity should be formed under the existing provisions of the *Local Government Act 1995* whereby an equal number of voters within a 10% deviation should be allocated to a suitable number of wards in the new district.
51. The Shire recognises that minor boundary adjustments may be beneficial to existing boundaries with Shire of Mundaring, City of Swan and City of Gosnells and to this end will explore any such opportunities with neighbouring local governments.

Following a Councillor query the Chief Executive Officer will confer with her counterpart at the City of Belmont to confirm that other Councillors may attend these meetings as observers.

Voting Requirements: Simple Majority

RESOLVED OCM 116/2013

That Council:

1. Receives the Metropolitan Local Government Reform report.
2. Provides in principle support to the Minister for Local Government's Metropolitan Reform proposal released on 30 July 2013 for a merger and modification of the Shire of Kalamunda, City of Belmont and portion of the City of Swan.
3. Notifies the City of Belmont of its preference for a joint proposal to be made to the Local Government Advisory Board regarding the merger proposal as presented by the State government with some minor boundary adjustments yet to be determined.
4. Establishes a Local Implementation Committee ("LIC") comprising the following Shire of Kalamunda representatives to progress the joint submission on the merger proposal:
 - a. The Shire President.
 - b. Chief Executive Officer.
 - c. **Cr John Giardina.**
 - d. **Cr Noreen Townsend** as a deputy representative for the LIC as required.
5. Notifies the City of Gosnells, City of Swan and Shire of Mundaring that the Shire is prepared to consider any minor boundary adjustments that may be beneficial to either or both of the new local government entities.
6. Requests the development of a Communications Plan to support the amalgamation processes.

Moved: **Cr Geoff Stallard**

Seconded: **Cr Dylan O'Connor**

Vote: **CARRIED UNANIMOUSLY (12/0)**

Declaration of financial / conflict of interests to be recorded prior to dealing with each item.

10.4.4 Confidential Item – Organisational Structure Review – August 2013

Reason for Confidentiality – *Local Government Act 1995: Section 5.23(2) (a), "a matter affecting an employee or employees"*.

Previous Items	N/A
Responsible Officer	Chief Executive Officer
Service Area	Office of the CEO
File Reference	
Applicant	N/A
Owner	N/A
Confidential Attachment 1	Organisational Structure Review August 2013 - Resilience in Transition <u>Reason for Confidentiality</u> – <i>Local Government Act 1995: Section 5.23 (2) (a), "a matter affecting an employee or employees"</i> .
Confidential Attachment 2	Employee Survey <u>Reason for Confidentiality</u> – <i>Local Government Act 1995: Section 5.23 (2) (a), "a matter affecting an employee or employees"</i> .

This item was discussed under point 15 of this Agenda

Voting Requirement: Simple Majority
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RESOLVED OCM 121/2013

That Council:

1. Approves the Chief Executive Officer to implement Option 2 – Three Directorate organisational structure with no additional business units as detailed in (Confidential Attachment 1).

Moved: **Cr Margaret Thomas**

Seconded: **Cr Dylan O'Connor**

Vote: **CARRIED UNANIMOUSLY (12/0)**

11.0 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

11.1 Draft Hills Orchard Study Review Report – Cr John Giardina

Rationale

A meeting was held with orchardists, Shire officers and Councillors in July 2013 when it was agreed that further investigation around an economic analysis and additional planning analysis was required. I am presenting this motion to allow officers the additional time necessary to undertake this work.

RESOLVED OCM 117/2013

That Council:

Approves that the Draft Hills Orchard Study Review Report continue to lie on the table until 31 October 2013 to enable further consultation with affected landowners, with any resulting changes being made to the Report prior to its release for Public Consultation.

Moved: **Cr John Giardina**

Seconded: **Cr Geoff Stallard**

Vote: **CARRIED UNANIMOUSLY (12/0)**

OFFICER COMMENT

The Shire supports this motion as the additional work that has been agreed to will take at least two to three months to complete, after that the Hills Orchard Study will be brought back to Council.

A Councillor asked for confirmation that the document would come back to Council prior to being released for Community Comment. The Chief Executive Officer confirmed that this would be the case.

11.2 Local Housing Strategy – Public Consultation Period – Cr Sue Bilich

Rationale

It has come to my attention that a number of people in the community feel that they have not had sufficient time to read and understand the Draft Local Housing Strategy. For this reason I am asking Council to give our community more time to be able to fully review and provide comment on this very important strategic document.

RESOLVED OCM 118/2013

That Council:

That Council approves the Public Consultation period for the Local Housing Strategy being reopened for a further period that will conclude on 31 October 2013.

Moved: **Cr Sue Bilich**

Seconded: **Cr Simon Di Rosso**

Vote: **CARRIED UNANIMOUSLY (12/0)**

OFFICER COMMENT

The Shire does not see any issue with extending the consultation period. Consultation is not limited under any planning guideline and therefore the Shire is willing to allow additional time for community consultation.

12.0 QUESTIONS BY MEMBERS WITHOUT NOTICE

12.1 Nil.

13.0 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

13.1 Nil.

14.0 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

14.1 Nil.

15.0 MEETING CLOSED TO THE PUBLIC

15.1 **Meeting Closed to the Public**

Voting Requirements: Simple Majority

RESOLVED OCM 119/2013

That the meeting go behind closed doors to consider 10.4.4 Review of Organisational Structure.

Moved: **Cr Martyn Cresswell**

Seconded: **Cr Margaret Thomas**

Vote: **CARRIED UNANIMOUSLY (12/0)**

The meeting closed to the public at 7.10pm. All members of the public, press and staff left the meeting apart from the Chief Executive Officer and Governance Officer.

15.2 **Meeting Reopened to the Public**

Voting Requirements: Simple Majority

RESOLVED OCM 120/2013

That the meeting reopen to the public.

Moved: **Cr Martyn Cresswell**

Seconded: **Cr Justin Whitten**

Vote: **CARRIED UNANIMOUSLY (12/0)**

The meeting reopened to the public at 7.19pm. Members of the public, the press and staff returned to the Council Chambers at the resumption of the meeting.

The Presiding Person read the Resolution of Council passed behind closed doors.

Voting Requirement: Simple Majority

RESOLVED OCM 121/2013

That Council:

1. Approves the Chief Executive Officer to implement Option 2 – Three Directorate organisational structure with no additional business units as detailed in (Confidential Attachment 1).

Moved: **Cr Margaret Thomas**

Seconded: **Cr Dylan O'Connor**

Vote: **CARRIED UNANIMOUSLY (12/0)**

16.0 CLOSURE

- 16.1 There being no further business, the Chairman declared the meeting closed at 7.20pm.

I confirm these Minutes to be a true and accurate record of the proceedings of this Council.

Signed: _____
Chairman

Dated this _____ day of _____ 2013