

SHIRE OF LEONORA

MINUTES OF THE ORDINARY COUNCIL MEETING



LEONORA

Star of the West

**HELD IN COUNCIL CHAMBERS
LEONORA ON TUESDAY
15th June, 2004**

SHIRE OF LEONORA

Minutes of the Ordinary Meeting held in Council Chambers, Leonora on Tuesday 15th June, 2004 commencing at 9.00am.

SWEARING IN –

Cr Larnie Petersen was sworn in by Cr GR Dawes (JP)

1.0 DECLARATION OF OPENING / ANNOUNCEMENTS OF VISITORS / FINANCIAL INTEREST DISCLOSURES

1.1 Cr Dawes declared the meeting open 9.42am and announced visitors at 10.30am in Mr G Baker.

1.2 Nil

2.0 RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE (previously approved)

2.1 PRESENT

President	G R Dawes
Deputy President	N J Johnson
Councillors	G R Kemp S J Heather BSD Taylor JF Carter L Petersen T C Demasson
Chief Executive Officer	J G Epis
Deputy Chief Executive Officer	J F Rowe

2.2 APOLOGIES

Cr P J Craig

2.3 LEAVE OF ABSENCE

Nil

3.0 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

4.0 PUBLIC QUESTION TIME

Nil

5.0 APPLICATIONS FOR LEAVE OF ABSENCE

Nil

6.0 PETTITIONS / DEPUTATIONS / PRESENTATIONS

Nil

7.0 CONFIRMATION OF THE MINUTES OF THE PREVIOUS MEETINGS

Moved Cr Taylor seconded Cr Demasson that the Minutes of the Ordinary Meeting held on Tuesday 18th May, 2004 be confirmed as a true and accurate record.

CARRIED (8 VOTES TO 0)

8.0 ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

Cr Dawes Made Thank You's to Leonora Police and all sponsors.

Cr Dawes Acknowledged the help of the Kalgoorlie Little Athletics Association.

Miss Karen Hayes of GEDC attended at 9.46am.

9.0 REPORTS OF OFFICERS

9.1 CHIEF EXECUTIVE OFFICER

9.1 (A) OLD NATIONAL BANK BUILDING

SUBMISSION TO: Meeting of Council
Meeting Date: 15th June, 2004

AGENDA REFERENCE: 9.1(A) JUN04

SUBJECT: Old National Bank Building

LOCATION/ADDRESS: Leonora

NAME OF APPLICANT: Shire of Leonora

FILE REFERENCE: Collocation of Services 8.29

AUTHOR, DISCLOSURE OF ANY INTEREST AND DATE OF REPORT

NAME: James Gregory Epis

OFFICER: Chief Executive Officer

INTEREST DISCLOSURE: Nil

DATE: 24th May, 2004

BACKGROUND

At the meeting of Council held on the 20th April, 2004 it was resolved that both Ms Laura Gray, Heritage Council of WA and Donovan Payne Architects be invited to meet with Council in order that a conservation and restoration plan and a scope of works could be discussed in regards the restoration of the old National Bank building in Tower Street.

This meeting was held on the 6th May, 2004 with all parties present. The meeting and site inspection proved invaluable. Donovan Payne Architects did note the broad understandings as a result of the meeting and site visit, copy of which follows this report.

STATUTORY ENVIRONMENT

Local Government (Functions and General) Regulation 11 states that tenders are to be publicly invited before a Local Government enters into a contract for another person to supply goods or services if the consideration under the contract is expected to be worth more than \$50,000.00.

Donovan Payne estimate their total costs to be in the range of \$35,000.00 to \$40,000.00. Costs associated with possible professional advice in regards electrical and mechanical services are not included in their estimate.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

As you are aware, the Department of Transport and Regional Services recently advised that the application for RTC funding was successful. Even though the amount of \$213,086.00 (including GST) is significant, additional funding of about \$50,000.00 in Councils 2004/2005 Budget will be required to satisfy costs associated with architects, other engineering and associated costs.

9.0 REPORTS OF OFFICERS

9.1 CHIEF EXECUTIVE OFFICER

9.1 (A) OLD NATIONAL BANK BUILDING (continued)

STRATEGIC IMPLICATIONS

The collocation of services will ensure the continuation of existing services in the town as well as enhance the services they currently provide like extension of opening hours.

RECOMMENDATION

That Council concur with Donovan Payne's understanding of their approach towards the project and that approval be granted to the Architects to initiate design work and planning

VOTING REQUIREMENTS

Simple majority required.

moved Cr Taylor

seconded Cr Demasson

That Council concur with Donovan Payne's understanding of their approach towards the project and that approval be granted to the Architects to initiate design work and planning

CARRIED (8 VOTES TO 0)

Miss Hayes left the meeting at 10am.

9.0 REPORTS OF OFFICERS

9.1 CHIEF EXECUTIVE OFFICER

9.1 (B) TENDERS- LABOUR HIRE GRADER OPERATORS

SUBMISSION TO: Meeting of Council
Meeting Date: 15th June, 2004

AGENDA REFERENCE: 9.1(B) JUN04

SUBJECT: Tenders – Labour Hire Grader Operators

LOCATION/ADDRESS: Leonora

NAME OF APPLICANT: Not Applicable

FILE REFERENCE: Tenders General 10.7

AUTHOR, DISCLOSURE OF ANY INTEREST AND DATE OF REPORT

NAME: James Gregory Epis

OFFICER: Chief Executive Officer

INTEREST DISCLOSURE: Nil

DATE: 26th May, 2004

BACKGROUND

On the 16th April, 2002 Council accepted a tender submitted by CE and EM McLean to provide two (2) grader operators capable of undertaking rural road maintenance throughout the Shire. The contract period was for a period of 2 years ending 30th June, 2004.

Acceptance of McLean's tender was subject to Public Liability, Professional Indemnity and Workers Compensation policy's being provided. The works covered by the contract provide for the supply of all necessary personnel required to carry out maintenance activities on gravel roads which come under the jurisdiction of the Shire of Leonora.

The form of tender provides for the tenderer to submit hourly hire rates for labour hire only.

The specifications in regards rural road maintenance states that the Shire of Leonora supplies two graders, fuel trailer, mobile accommodation units and all fuels, oil and consumables.

STATUTORY ENVIRONMENT

Section 3.57(1) of the Local Government Act 1995 provides that a Local Government is required to invite tenders before it enters into a contract of a prescribed kind under which another person is to supply goods and services.

Local Government (Functions and General) Regulation 11 states that the tenders must be invited if the consideration under the contract is expected to be worth more than \$50,000.00.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Budget projections for road maintenance contracts in the past have been included in the annual budget and will be required in the future if Council resolves to continue with contract arrangements.

9.0 REPORTS OF OFFICERS

9.1 CHIEF EXECUTIVE OFFICER

9.1 (B) TENDERS- LABOUR HIRE GRADER OPERATORS (continued)

STRATEGIC IMPLICATIONS

The arrangement with the current contractor has been most beneficial to Council. Double cut operations on all gravel roads within the Shire are applied. The aim of this is to remove all defects as well as to improve existing crossfall where practical up to a maximum of 4%. The ultimate aim is to eventually raise the road surface above the surrounding country using graders only. In some cases it is necessary to transport road building material to some sites.

Complaints in regard road conditions are minimal.

In general, all gravel roads are maintained at a reasonable standard.

RECOMMENDATION

That Council resolve to invite tenders from experienced road maintenance contractors to provide two grader operators for a period of 2 years expiring 30th June, 2006, who are capable of working in remote areas of the Shire for extended periods of time.

VOTING REQUIREMENTS

Simple majority required.

moved Cr Johnson

seconded Cr Demasson

That Council resolve to invite tenders from experienced road maintenance contractors to provide two grader operators for a period expiring 30th June, 2006, who are capable of working in remote areas of the Shire for extended periods of time.

CARRIED (8 VOTES TO 0)

9.0 REPORTS OF OFFICERS

9.1 CHIEF EXECUTIVE OFFICER

9.1 (C) DOCTOR INCENTIVE BONUS

SUBMISSION TO: Meeting of Council
Meeting Date: 15th June, 2004

AGENDA REFERENCE: 9.1(C) JUN04

SUBJECT: Doctor Incentive Bonus

LOCATION/ADDRESS: Leonora

NAME OF APPLICANT: Shire of Leonora

FILE REFERENCE: Doctor Recruitment 3.11

AUTHOR, DISCLOSURE OF ANY INTEREST AND DATE OF REPORT

NAME: James Gregory Epis

OFFICER: Chief Executive Officer

INTEREST DISCLOSURE: Nil

DATE: 31st May, 2004

BACKGROUND

The Shire of Leonora engaged Dilkish Medical Practice Pty Ltd to provide a medical service to the town of Leonora and the surrounding district on the 1st June, 2002. Notwithstanding the date of signatures, the agreement commenced on the 25th March, 2002. Dr Shah has now served the community for a period in excess of two years.

Securing the services of a full time medical practitioner, especially in rural and remote communities is difficult. The isolation of many communities make it extremely difficult to attract any doctor willing to be on call 24 hours a day, seven days a week. Dr Shah having completed 2 years service is seeking from Council an annual payment as an incentive conducive to a longer stay.

Apart from the CPI indexation which is applied to the "Annual Guaranteed Amount", there is no reward for staying on longer.

The Kalgoorlie South East Health Region does provide Dr Shah with funding to provide medical services on its behalf to public patients at the Leonora Hospital. This funding is only available to those medical practitioners who hold appropriate clinical privileges.

In addition, Dr Shah does receive an annual payment from the Health Insurance Commission.

In late 2003 the Hon. Kay Patterson, Minister for Health and Ageing advised that the Australian Government had renewed its commitment to rural General Practice and the continued funding of the Rural Retention Program.

The ongoing funding could not have come at a better time, as evidence shows that there has been an increase of rural GPs by 11.4% over five years. The Rural Retention Program has effectively contributed to this success story by providing financial assistance to GPs who face unique challenges in remote areas. While practising in these areas can bring personal rewards, the Australian Government recognises the professional isolation and additional lifestyle pressures attached to rural practice.

A payment of one months "Annual Guaranteed Amount" for every year of satisfactory service after having completed two years appears reasonable as an "Incentive Bonus".

This "Incentive Bonus" should not form part of the "Annual Guaranteed Amount" and that payment should only be made on receipt of a Tax Invoice from Dr Shah and not Dilkish Medical Practice Pty Ltd.

In summary the "Incentive Bonus" would amount to \$24,000.00 plus GST of \$2,400.00 per annum. This amount would not be tax exempt.

Dr Shah has advised in writing that the "Incentive Payment" will ensure continued medical services to the community for the next three years.

9.0 REPORTS OF OFFICERS

9.1 CHIEF EXECUTIVE OFFICER

9.1 (C) DOCTOR INCENTIVE BONUS (continued)

STATUTORY ENVIRONMENT

Any expenditure approved needs to be authorised in accordance with Section 6.8 (1) (b) of the Local Government Act 1995, not having been included in the current years Annual Budget.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

If Council resolves to approve of the “Incentive Bonus”, this additional expenditure will need to be included in future budgets.

STRATEGIC IMPLICATIONS

Payment of the “Incentive Bonus” may encourage the present Medical Practitioner to continue his service in the Leonora District.

RECOMMENDATION

- (i) That an annual incentive bonus of \$26,400.00 (includes GST) be made available to Dr Shah on the proviso that no other additional claims for financial support be made by him against the Shire of Leonora for the next three years and that expenditure be authorised in accordance with Section 6.8 (1) (b) of the Local Government Act 1995; and
- (ii) That the Shire of Leonora discuss with the Mining Industry their interest in assisting the resident Medical Practitioner financially to ensure the continuation of his services in the district.

VOTING REQUIREMENTS

Absolute majority required.

moved Cr Taylor

seconded Cr Carter

- (i) *That an annual incentive bonus of \$26,400.00 (includes GST) be made available to Dr Shah on the proviso that no other additional claims for financial support be made by him against the Shire of Leonora for the next three years and that expenditure be authorised in accordance with Section 6.8 (1) (b) of the Local Government Act 1995; and*
- (ii) *That the Shire of Leonora discuss with the Mining Industry their interest in assisting the resident Medical Practitioner financially to ensure the continuation of his services in the district.*

CARRIED (8 VOTES TO 0)

The meeting adjourned for morning tea at 10.16am and resumed at 10.40am with the attendance identical to that at Item 2.1.

Mr Jim Epis left the meeting at 10.16am

Mr Glen Baker attended at 10.40am and updated Council on the proposed Battery project at the Tourist Information Bay.

Mr Baker advised of hours required to complete the work with the Shire providing materials.

Mr Baker departed at 11.00am.

9.0 REPORTS OF OFFICERS

9.2 DEPUTY CHIEF EXECUTIVE OFFICER

9.2 (A) MONTHLY FINANCIAL STATEMENTS – MAY, 2004

SUBMISSION TO:	Meeting of Council Meeting Date: 15 th June, 2004
AGENDA REFERENCE:	9.2(A) JUN04
SUBJECT:	Monthly Financial Statements – May, 2004
AUTHOR:	J F Rowe
POSITION:	Deputy Chief Executive Officer
INTEREST DISCLOSURE:	Nil
DATE:	9 th June, 2004
COMMENT:	Monthly Statements submitted for adoption include: (a) Financial Position as at 9 th June, 2004 (b) Operating Statement Summary 31 st May, 2004 (c) Operating Statement - Detail – 31 st May, 2004 (d) Operating Statement - Nature/Type– 31 st May, 2004 (e) Balance Sheet as at – 31 st May, 2004 (f) Statement of Fixed Assets –31 st May, 2004 (g) Statement of Outstanding Debtors – 31 st May, 2004

RECOMMENDATION

The Monthly Financial Statements for the month ended 31st May, 2004 consisting of Operating Statements (3), Balance Sheet, Statement of Fixed Assets, Lists of Outstanding Debtors, and the Financial Position as 9th June, 2004 showing balances of:-

	\$	
Municipal	\$ 67,083.34	Credit
Long Service Leave Reserve	\$ 58,369.72	Credit
Fire Disaster Reserve	\$ 4,347.77	Credit
Building Reserve	Nil	Credit
Plant Replacement Reserve	Nil	Credit
Community Amenities Reserve – Swimming Pool	\$ 885,562.47	Credit
Municipal Investment	\$ 656,984.72	Credit

be adopted.

VOTING REQUIREMENTS

Simple Majority

moved Cr Demasson

seconded Cr Taylor

The Monthly Financial Statements for the month ended 31st May, 2004 consisting of Operating Statements (3), Balance Sheet, Statement of Fixed Assets, Lists of Outstanding Debtors, and the Financial Position as 9th June, 2004 showing balances of:-

	\$	
<i>Municipal</i>	<i>\$ 67,083.34</i>	<i>Credit</i>
<i>Long Service Leave Reserve</i>	<i>\$ 58,369.72</i>	<i>Credit</i>
<i>Fire Disaster Reserve</i>	<i>\$ 4,347.77</i>	<i>Credit</i>
<i>Building Reserve</i>	<i>Nil</i>	<i>Credit</i>
<i>Plant Replacement Reserve</i>	<i>Nil</i>	<i>Credit</i>
<i>Community Amenities Reserve – Swimming Pool</i>	<i>\$ 885,562.47</i>	<i>Credit</i>
<i>Municipal Investment</i>	<i>\$ 656,984.72</i>	<i>Credit</i>

be adopted.

CARRIED (8 VOTES TO 0)

9.0 REPORTS OF OFFICERS

9.2 DEPUTY CHIEF EXECUTIVE OFFICER

9.2 (A) MONTHLY FINANCIAL STATEMENTS – MAY, 2004

SHIRE OF LEONORA		
FINANCIAL POSITION AS AT 9th June, 2004		
		MUNICIPAL
		\$
Balance as at 31 st May, 2004		\$ 228,238.43cr
Receipts to 9 th June, 2004		\$ 212,769.94
Balance		\$ 241,008.37
Less Accounts since 31 st May, 2004		\$ 173,925.03
Balance 9th June, 2004		\$ 67,083.34cr
AMOUNT HELD ON TERM DEPOSIT - NATIONAL AUSTRALIA BANK		
		\$
A) PLANT REPLACEMENT RESERVE	Nil	CREDIT
B) LONG SERVICE LEAVE	58,369.72	CREDIT
C) FIRE DISASTER RESERVE	4,347.77	CREDIT
D) BUILDING RESERVE	Nil	CREDIT
E) COMMUNITY AMENITIES RESERVE	885,562.47	CREDIT
F) MUNICIPAL INVESTMENT	656,984.72	CREDIT

9.0 REPORTS OF OFFICERS

9.2 DEPUTY CHIEF EXECUTIVE OFFICER

9.2 (B) ACCOUNTS FOR PAYMENT –MAY, 2004

SUBMISSION TO: Meeting of Council
Meeting Date 15th June, 2004

AGENDA REFERENCE: 9.2(B) JUN04

SUBJECT: Accounts for Payment

AUTHOR: J F Rowe

OFFICER: Deputy Chief Executive Officer

INTEREST DISCLOSURE: Nil

DATE: 9th June, 2004

COMMENT:

Attached statement consists of Vouchers **V903 to V1030 plus Direct Bank Transactions** and totalling \$ **382,247.74** attached.

RECOMMENDATION

That accounts as represented by Vouchers V903 to V1030 inclusive plus Direct Bank Transactions totalling \$382,247.74 be authorised for payment.

VOTING REQUIREMENTS

Simple Majority

moved Cr Demasson

seconded Cr Johnson

That accounts as represented by Vouchers V903 to V1030 inclusive plus Direct Bank Transactions totalling \$382,247.74 be authorised for payment.

CARRIED (8 VOTES TO 0)

10.0 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING.

A. ELECTED MEMBERS

Nil

B. OFFICERS

Nil

11.0 NEXT MEETING

The next Ordinary meeting was scheduled for 9.30am Tuesday 20th July, 2004 at the Council Chambers, Leonora.

12.0 CLOSURE OF MEETING

Cr Dawes declared the meeting closed at 11.10am.