

SHIRE OF LEONORA

MINUTES OF THE ORDINARY COUNCIL MEETING



LEONORA

Star of the West

**HELD AT HOOVER HOUSE,
LEONORA ON TUESDAY
21st SEPTEMBER, 2004**

SHIRE OF LEONORA

Minutes of the Ordinary Meeting held at Hoover House, Leonora on Tuesday 21st September, 2004 commencing at 9.30am.

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

- 1.1 Cr Dawes declared the meeting open 9.35 am and announced a visitor at 10.30am, Mr C Brand – Liberal Candidate.

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

2.1 PRESENT

President	G R Dawes
Deputy President	N J Johnson
Councillors	S J Heather BSD Taylor L Petersen P J Craig J F Carter
Chief Executive Officer	JG Epis
Deputy Chief Executive Officer	J F Rowe

2.2 APOLOGIES

T C Demasson

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

An application was received by Cr Kemp for leave of absence for today's meeting.

moved Cr Carter seconded Cr Taylor that Cr Kemp be granted this leave.

CARRIED (7 VOTES TO 0)

Cr Johnson requested LOA for the October meeting.

moved Cr Taylor seconded Cr Craig that leave be granted to Cr Johnson

CARRIED (6 VOTES TO 0)

6.0 PETTITIONS / DEPUTATIONS / PRESENTATIONS

Nil

7.0 CONFIRMATION OF THE MINUTES OF THE PREVIOUS MEETINGS

Moved Cr Craig seconded Cr Heather that the Minutes of the Ordinary Meeting held on Tuesday 17th August, 2004 be confirmed as a true and accurate record.

CARRIED (7 VOTES TO 0)

8.0 ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

Nil

9.0 REPORTS OF OFFICERS

9.1 CHIEF EXECUTIVE OFFICER

9.1 (A) LEONORA AQUATIC CENTRE

SUBMISSION TO: Meeting of Council
Meeting Date: 21st September, 2004

AGENDA REFERENCE: 9.1 (A) SEP04

SUBJECT: Leonora Aquatic Centre

LOCATION / ADDRESS: Leonora

NAME OF APPLICANT: Not applicable

FILE REFERENCE: Aquatic Centre 4.9a

AUTHOR, DISCLOSURE OF ANY INTEREST AND DATE OF REPORT

NAME: James Gregory Epis

OFFICER: Chief Executive Officer

INTEREST DISCLOSURE: Nil

DATE: 7th September, 2004

BACKGROUND

On the 21st July, 2004 Council provided Donovan Payne Architects with approval to proceed with the calling of tenders for the Leonora Aquatic Centre. An advertisement appeared in the West Australian on the 24th July, 2004 inviting tenders from builders suitably qualified and experienced in the construction of community aquatic facilities. Tenders closed 2.00pm on the 17th August, 2004 however due to lack of interest, was extended until the 24th August, 2004. Only one tender was received.

The tender was opened by the Chief Executive Officer in the presence of the Deputy Chief Executive Officer after closing time and date.

The tender submitted by Duwal Pty Ltd amounted to \$3,011,570.00 excluding GST.

The fact that only one Tender was received and the higher than expected price is possibly indicative of the current high volumes of more lucrative construction work available at less remote locations, more attractive to sub-contractors and with less costs and problems associated with transport, material supplies and accommodation.

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

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

An amount of \$2,441,272.00 is included in the current budget for construction costs for the Aquatic Centre. A further amount of \$100,000.00 was included to cover costs associated with the sewerage facility which is not included in Duwals tender price.

If Council was to proceed with the project without revision to the current scope of works a shortfall of \$570,298.00 would exist. An additional amount of \$100,000.00 is included in the current budget for swimming pool maintenance expenses. The likelihood of this amount being expended is remote and as a consequence could be applied to the capital cost reducing the shortfall to \$470,298.00.

9.0 REPORTS OF OFFICERS

9.1 CHIEF EXECUTIVE OFFICER

9.1 (A) LEONORA AQUATIC CENTRE (continued)

As Donovan Payne Architects have advised, the pool contractor used by Duwal has offered a number of design and construction alternatives which would result in savings to the contract of \$125,000.00, again reducing the shortfall to \$345,298.00.

The headwork charge applied by the Water Corporation is being investigated and it is expected that a further saving of about \$45,000.00 could be achievable, again reducing the shortfall to about \$300,000.00.

With no major capital projects being planned for the 2005/2006 financial year I suggest that the shortfall of \$300,000.00 be funded from the 2005/2006 budget which will allow the project to proceed now without any further interruption. It is possible, that with careful planning surplus may exist at the 30th June, 2005 and funds from the 2005/2006 budget will not be required. It is likely that an increase in the granting of mining tenements will occur throughout the year which will generate additional cash by means of rates.

STRATEGIC IMPLICATIONS

The impacts the proposed aquatic facility will have on Leonora are all positive.

It will enhance the existing indoor centre located adjacent and provide additional incentive for visitation on a nearly year round basis.

It will enable swimming to be taught at the local school for the first time and participation in area and regional inter school competition. The curriculum for swimming and water safety can now be practically implemented at the school.

It will allow personal hygiene for people visiting the centre to improve, by contact with clean sterile water.

It will provide access for the aged and disabled of the community to exercise in a warm water environment.

It will give the existing indoor centre additional focus and develop new opportunities for community activity based on a resource providing a wider range of wet and dry physical activity.

It will be an additional attraction for people coming to the mining industry and considering Leonora as a residential centre.

Currently, no public access aquatic facility is available in the town and so the new project does not replace or partially replace an existing one.

RECOMMENDATION

That Council accept the tender submitted by Duwal Pty Ltd subject to the previously mentioned cost savings being negotiated between the Contractor and Donovan Payne Architects.

VOTING REQUIREMENTS

Simple majority required

moved Cr Taylor seconded Cr Carter

That Council accept the tender submitted by Duwal Pty Ltd subject to cost savings being negotiated between the Contractor and Donovan Payne Architects.

CARRIED (7 VOTES TO 0)

9.0 REPORTS OF OFFICERS

9.1 CHIEF EXECUTIVE OFFICER

9.1 (B) TENDER – ROADWORKS

SUBMISSION TO: Meeting of Council
Meeting Date: 21st September, 2004

AGENDA REFERENCE: 9.1 (B) SEP04

SUBJECT: Tender - Roadworks

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: 16th September, 2004

BACKGROUND

Council resolved in the 2004/2005 budget to proceed with a reseal of the Agnew - Vivien Road. An advertisement appeared in the West Australian on the 21st August, 2004 inviting tenders from recognised bitumen contractors to undertake the works.

Tenders closed 4.00pm Wednesday 15th September, 2004.

The tenders were opened by the Chief Executive Officer in the presence of the Deputy Chief Executive Officer after closing time and date.

Tenders were received from the following:

(i)	Boral Resources (WA) Limited	\$94,044.85 (inc GST)
(ii)	RNR Contracting Pty Ltd	\$98,220.00 (inc GST)
(iii)	Pioneer Road Services Pty Ltd	\$118,200.00 (inc GST)

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.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

An amount of \$160,000.00 is included in the current budget for the completion of this project. Funding has been obtained from the Roads to Recovery Program.

Agnew Gold Mining Company Pty Ltd has sought approval to operate road trains along the Agnew – Vivien and part of the Agnew – Lake Miranda road. I have advised Agnew Mining that Council would have no objection to their request provided a second coat seal on the Agnew – Lake Miranda section of road and asphalt works at the intersection near Agnew was undertaken by the Shire of Leonora at the cost of their Company (\$60,500.00).

The company has not responded to my correspondence to date, however, in fairness, the letter was only written on the 30th August, 2004.

9.0 REPORTS OF OFFICERS

9.1 CHIEF EXECUTIVE OFFICER

9.1 (B) TENDERS - ROADWORKS (continued)

I further advise that I am presently having discussions with Leinster Nickel Operations in regards the sealing of the road servicing the Nickel Silos at Leonora. If Leinster Nickel Operations provide approval to proceed, this work could also be undertaken by the successful contractor in conjunction with other works proposed.

STRATEGIC IMPLICATIONS

Nil

RECOMMENDATION

That Council accept the tender submitted by Boral Resources (WA) Limited, the total cost being \$ 94,044.85 including GST.

VOTING REQUIREMENTS

Simple majority required

moved Cr Johnson seconded Cr Heather

That Council accept the tender submitted by Boral Resources (WA) Limited, the total cost being \$ 94,044.85 including GST.

CARRIED (7 VOTES TO 0)

REPORTS OF OFFICERS

9.2 DEPUTY CHIEF EXECUTIVE OFFICER

9.2 (A) MONTHLY FINANCIAL STATEMENTS – AUGUST 2004

SUBMISSION TO:	Meeting of Council Meeting Date: 21 st September, 2004
AGENDA REFERENCE:	9.2(A) SEP04
SUBJECT:	Monthly Financial Statements – August 2004
AUTHOR:	J F Rowe
POSITION:	Deputy Chief Executive Officer
INTEREST DISCLOSURE:	Nil
DATE:	7 th September, 2004
COMMENT:	Monthly Statements submitted for adoption include: (a) Financial Position as at 7 th September, 2004 (b) Operating Statement Summary - 31 st August, 2004 (c) Operating Statement – Detail - 31 st August, 2004 (d) Operating Statement - Nature/Type - 31 st August, 2004 (e) Balance Sheet as at - 31 st August, 2004 (f) Statement of Fixed Assets - 31 st August, 2004 (g) Statement of Outstanding Debtors - 31 st August, 2004

RECOMMENDATION

The Monthly Financial Statements for the month ended 31st August, 2004 consisting of Operating Statements (3), Balance Sheet, Statement of Fixed Assets, Lists of Outstanding Debtors, and the Financial Position as 7th September, 2004 showing balances of:-

	\$	
Municipal	\$ 2,030,657.97	Credit
Long Service Leave Reserve	\$ 59,189.76	Credit
Fire Disaster Reserve	\$ 4,408.85	Credit
Building Reserve	Nil	Credit
Plant Replacement Reserve	Nil	Credit
Community Amenities Reserve – Swimming Pool	\$ 897,983.70	Credit
Municipal Investment	Nil	Credit

be adopted.

VOTING REQUIREMENTS

Simple Majority

moved Cr Taylor seconded Cr Heather

The Monthly Financial Statements for the month ended 31st August, 2004 consisting of Operating Statements (3), Balance Sheet, Statement of Fixed Assets, Lists of Outstanding Debtors, and the Financial Position as 7th September, 2004 showing balances of:-

	\$	
<i>Municipal</i>	<i>\$ 2,030,657.97</i>	<i>Credit</i>
<i>Long Service Leave Reserve</i>	<i>\$ 59,189.76</i>	<i>Credit</i>
<i>Fire Disaster Reserve</i>	<i>\$ 4,408.85</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>\$ 897,983.70</i>	<i>Credit</i>
<i>Municipal Investment</i>	<i>Nil</i>	<i>Credit</i>

be adopted.

CARRIED (7 VOTES TO 0)

9.0 REPORTS OF OFFICERS

9.2 DEPUTY CHIEF EXECUTIVE OFFICER

9.2 (A) MONTHLY FINANCIAL STATEMENTS – AUGUST, 2004

SHIRE OF LEONORA		
FINANCIAL POSITION AS AT 7th September, 2004		
		MUNICIPAL
		\$
Balance as at 31 st August, 2004		\$ 1,539,963.38
Receipts to 6 th September, 2004		\$ 646,094.50
Balance		\$ 2,186,057.88
Less Accounts since 31 st August July, 2004		\$ 155,599.91
Balance 7th September, 2004		\$ 2,030,457.97cr
AMOUNT HELD ON TERM DEPOSIT - NATIONAL AUSTRALIA BANK		
		\$
A) PLANT REPLACEMENT RESERVE	Nil	CREDIT
B) LONG SERVICE LEAVE	59189.76	CREDIT
C) FIRE DISASTER RESERVE	4,408.85	CREDIT
D) BUILDING RESERVE	Nil	CREDIT
E) COMMUNITY AMENITIES RESERVE	897,983.70	CREDIT
F) MUNICIPAL INVESTMENT	Nil	CREDIT

9.0 REPORTS OF OFFICERS

9.2 DEPUTY CHIEF EXECUTIVE OFFICER

9.2 (B) ACCOUNTS FOR PAYMENT –SEPTEMBER, 2004

SUBMISSION TO: Meeting of Council
Meeting Date 21st September, 2004

AGENDA REFERENCE: 9.2(B) SEP04

SUBJECT: Accounts for Payment

AUTHOR: J F Rowe

OFFICER: Deputy Chief Executive Officer

INTEREST DISCLOSURE: Nil

DATE: 7th September, 2004

COMMENT:

Attached statement consists of Vouchers **V134 to V231 plus Direct Bank Transactions** and totalling **\$422,983.18** attached.

RECOMMENDATION

That accounts as represented by Vouchers V134 to V inclusive plus Direct Bank Transactions totalling \$422,983.18 be authorised for payment.

VOTING REQUIREMENTS

Simple Majority

moved Cr Craig seconded Cr Petersen

That accounts as represented by Vouchers V134 to V231 inclusive plus Direct Bank Transactions totalling \$422,983.18 be authorised for payment.

CARRIED (7 VOTES TO 0)

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

A. ELECTED MEMBERS

Nil

B. OFFICERS

The meeting adjourned for morning tea at 10.26am and resumed at 10.45am with attendance identical to that at Item 2.1

At 10.45 Mr Colin Brand (endorsed Liberal Candidate for the seat of Murchison – Eyre at the next State election) was welcomed to the meeting.

Mr Brand addressed Council on the issues facing the Murchison Eyre electorate and requested any input Council may have on local issues. Following replies by Councillors Mr Brand left the meeting at 11.38am.

11.0 NEXT MEETING

The next Ordinary meeting was scheduled for 9.30am Tuesday 19th October, 2004 at Council Chambers, Leonora.

12.0 CLOSURE OF MEETING

Cr Dawes declared the meeting closed at 11.45am.