SHIRE OF KOJONUP

Council Minutes

21st June 2011
SHIRE OF KOJONUP

MINUTES FOR THE COUNCIL MEETING HELD ON 21st June 2011

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SHIRE OF KOJONUP

M I N U T E S

1 DECLARATION OF OPENING AND ANNOUNCEMENT OF GUESTS

The Shire President declared the meeting opened at 3:00pm and alerted the meeting of the procedures for emergencies including evacuation, designated exits and muster points and draw the meeting's attention to the disclaimer below:

Disclaimer
No person should rely on or act on the basis of any advice or information provided by a Member or Officer, or on the content of any discussion occurring, during the course of the meeting.

The Shire of Kojonup expressly disclaims liability for any loss or damage suffered by any person as a result of relying on or acting on the basis of any advice or information provided by a member or officer, or the content of any discussion occurring, during the course of the meeting.

Where an application for an approval, a license or the like is discussed or determined during the meeting, the Shire warns that neither the applicant, nor any other person or body, should rely upon that discussion or determination until written notice of either an approval and the conditions which relate to it, or the refusal of the application has been issued by the Shire.

2 ATTENDANCE, APOLOGIES & LEAVE OF ABSENCE

Cr Jill Mathwin
Cr Jane Trethowan
Cr Ian Pedler
Cr Frank Pritchard
Cr John Benn
Cr Greg Marsh
Cr Rosemary Hewson

Mr Stephen Gash Chief Executive Officer
Mr Kim Dolzadelli Manager of Corporate Services
Mr Mort Wignal Manager of Regulatory and Community Services
Mr Craig McVee Works Manager
Mrs Mellissa Haynes Finance Officer
Miss Brodie Hueppauff Customer Service Officer

APOLOGIES
Cr Michael Baulch applying for a Leave of Absence for the Council meeting.

3 PUBLIC QUESTION TIME

Nil

4 SUMMARY OF RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil

5 APPLICATIONS FOR LEAVE OF ABSENCE

COUNCIL DECISION

57/11 MOVED Cr Trethowan seconded Cr Marsh that Cr Baulch be granted Leave of Absence for the Council meeting held 21st June 2011.

CARRIED 7/0
COUNCIL DECISION

58/11 MOVED Cr Hewson seconded Cr Marsh that Cr Trethewan be granted Leave of Absence for the Council meeting to be held on 19th July 2011.

CARRIED 6/0

6 CONFIRMATION OF MINUTES

ORDINARY MEETING 17th May 2011

Corrections:

COUNCIL DECISION

59/11 MOVED Cr Hewson seconded Cr Benn that the Minutes of the Ordinary Meeting of Council held on 17th May 2011 be confirmed as a true record.

CARRIED 7/0

7 ANNOUNCEMENTS by the Presiding Member without discussion

On the 26th May 2011, the Minister for Local Government; Heritage; Citizenship & Multicultural Interests, G.M. (John) Castrilli MLA announced that he would no longer be pursuing any more voluntary refor in current term of Government.

On the 2nd & 3rd of June 2011 the Shire President attended the LGMA (Local Government Managers Australia) 2011 LGMA Women in Local Government Conference.

8 PETITIONS, DEPUTATIONS & PRESENTATIONS

Nil

9 DECLARATIONS OF INTEREST

Nil

10 FINANCE REPORTS

10.1 FINANCIAL MANAGEMENT – MONTHLY STATEMENT OF FINANCIAL ACTIVITY

AUTHOR: Kim Dolzadelli – Manager Corporate Services
DATE: Wednesday, June 15, 2011
FILE NO: FM.FNR.2

DECLARATION OF INTEREST
Nil

SUMMARY
To accept the Monthly Statement of Financial Activity for the period of 1st July 2010 to 31st May 2011.

BACKGROUND
Preparation and presentation to Council of monthly reports are a statutory requirement, with these to be presented to the next ordinary meeting following the close of a month, or it may be presented to the ordinary meeting in the following month after that.
The reporting requirements, as per Financial Management Regulation 34, for the Statement of Financial Activity came into force from 1st July 2005.

COMMENTS
The attached Statement of Financial Activity for the period of 1st July 2010 to 31st May 2011 shows a solid position with 96.43% of rates collected and a total amount of cash holdings of $2,766,279.18 of which $1,932,888.75 is held in fully cash backed Reserves as at 31st May 2011. Of these cash holdings $500,000 of Municipal funds and $1,500,000 of Reserve funds have been reinvested in short term deposits, due to mature 18th June 2011.

A review of all budget revenue items has been undertaken and I happy to report that we are well on target to meet budget expectations in this area. A review has also been undertaken with respect to budgeted transfers from reserve and if or not all of these transfers will need to proceed, indications are that they will not; I will continue to monitor this requirement and report back to Council when presenting the Statement of Financial Activity to the 30th June 2011 to the next meeting of Council.

CONSULTATION
None necessary.

STATUTORY ENVIRONMENT
Financial Management Regulation 34 sets out the basic information which must now be included in the monthly reports to Council.

POLICY IMPLICATIONS
None applicable.

FINANCIAL IMPLICATIONS
Occasionally Council may be asked to authorise certain budget amendments/variations by way of separate Senior Officer Reports, but those proposed variations will be taken into account in the monthly Statements of Financial Activity when a full budget review is put before Council. Amendments are not being sought from Council in the attached reports.

STRATEGIC IMPLICATIONS
This will only occur where it involves variations to the multiple year proposals previously put forward. Impacts to the “Closing Balance” position will also occur or where a Budget Review highlights the requirement for amendments to occur.

VOTING REQUIREMENTS
Simple Majority

OFFICER RECOMMENDATION
That the Monthly Statement’s of Financial Activity for the periods of 1st July 2010 to 31st May 2011, as attached, be accepted.

3:05pm Cr Greg Marsh left the Chamber.

COUNCIL DECISION

60/11  MOVED Cr Trethewan seconded Cr Pritchard that the Monthly Statement’s of Financial Activity for the periods of 1st July 2010 to 31st May 2011, as attached, be accepted.

CARRIED  6/0

3:06pm Cr Greg Marsh returned to the Chamber.
10.2 MONTHLY PAYMENTS LISTING

AUTHOR: Kim Dolzadelli – Manager Corporate Services
DATE: Tuesday, 14 June 2011
FILE NO: FM.AUT.1
ATTACHMENT: 10.2 Monthly Payment Listing

DECLARATION OF INTEREST
Nil

SUMMARY
To receive the list of payments that were made from 1st May 2011 to 31st May 2011.

BACKGROUND
Not applicable.

COMMENT
The attached list of payments is submitted for receipt by the Council.

CONSULTATION
No consultation was required.

STATUTORY ENVIRONMENT
Regulation 12(1)(a) of the Local Government (Financial Management) Regulations 1996 provides that payment may only be made from the municipal fund or trust fund if the Local Government has delegated the function to the Chief Executive Officer.
The Chief Executive Officer has delegated authority to authorise payments. Relevant staff have also been issued with delegated authority to issue orders for the supply of goods and services subject to budget limitations.
Regulation 13 of the Local Government (Financial Management) Regulations 1996 provides that if the function of authorising payments is delegated to the Chief Executive Officer then a list of payments is to be presented to the Council at the next ordinary meeting and recorded in the minutes.

POLICY IMPLICATIONS
Council’s Policy F3 provides authorities and restrictions relative to purchasing commitments.

FINANCIAL IMPLICATIONS
All payments made are for items where Council has provided a budget authority.

STRATEGIC IMPLICATIONS
There are no strategic implications involved with presentation of the list of payments.

VOTING REQUIREMENTS
Simple Majority

OFFICER RECOMMENDATION
That in accordance with Regulation 13 (1) of the Local Government (Financial Management) Regulations 1996, the list of payments made under delegated authority from 01/05/2011 to 31/05/2011 comprising of Municipal Cheques 11668 to 11711, EFT’s 7031 to 7169 and Internal Payment Vouchers 2663 to 2703 totalling $1,346,519.28 and as attached to this agenda, be received.

COUNCIL DECISION
61/11 MOVED Cr Benn seconded Cr Pedler that in accordance with Regulation 13 (1) of the Local Government (Financial Management) Regulations 1996, the list of payments made under delegated authority from 01/05/2011 to 31/05/2011 comprising of Municipal Cheques 11668 to 11711, EFT’s 7031 to 7169 and Internal Payment Vouchers 2663 to 2703 totalling $1,346,519.28 and as attached to this agenda, be received.

CARRIED 7/0
3:18pm Mrs Mellissa Haynes & Miss Brodie Hueppauff left the Chamber.

11 ENGINEERING & WORKS REPORTS

Nil

12 ECONOMIC & ENVIRONMENTAL DEVELOPMENT REPORTS

12.1 AMALGAMATION APPLICATION No. 144240 – LOTS 23 & 136 cnr. BLACKWOOD ROAD & HAGGERTY STREET, MURADUP.

| AUTHOR | Phil Shephard – Town Planner |
| DATE   | 1 June 2011                  |
| FILE NO.| LP.SUB.1                    |
| APPLICANT: | RAS Machin Licensed Surveyor |
| OWNER: | DM & AJ Wood                  |
| ATTACHMENTS: | 12.1 – Proposed Amalgamation Plan – Lots 23 & 136 cnr. Blackwood Road & Haggerty Street, Muradup |

DECLARATION OF INTEREST

Nil.

SUMMARY

To consider a proposal to amalgamate the above 2 lots as shown on the attached plan.

It is recommended that the application be supported subject to conditions.

BACKGROUND

The subdivision proposal has been referred by the Western Australian Planning Commission (WAPC) to Council with a request for any information, comment or recommended conditions that Council seek to have the Commission consider in assessing the application.

Council is reminded that all applications for subdivision/amalgamation are submitted to, and determined by, the WAPC in consultation with relevant stakeholders (State Government bodies and local government). The WAPC provides forty-two (42) days for comments to be received from stakeholders. It is the WAPC’s decision to act on any advice or recommendation received from Council.

COMMENT

The applicants have advised that the purpose of the amalgamation is for residential use. The amalgamation will create 1 lot of approximately 2,848m² in area as shown on the plan. The lot has frontage to both Blackwood Road and Haggerty Street (sealed) and the rear laneway (unsealed & undrained).

Existing Lot 23 contains an outbuilding (constructed in the rear yard) and the ex-Catholic Church building which is contained on the Shire’s Municipal Heritage Inventory (Place No. 31 – Muradup Catholic Church) and the description advises that it was built in 1956/57 through donations from local families. Whilst the property is no longer owned by the Catholic Church, the building has significant local heritage and is important to the local community.

Existing Lot 136 is vacant.

The lot size complies with the Shire’s Policy requirements. Deep sewer connection is not available to the property and any new development would require connection to an on-site effluent disposal system.

The land has a residential density code of R10. The R-Codes (Table 1 – General Site Requirements) sets the following standards for land within the R10 code:
Shire of Kojonup - Council Minutes – 21st June 2011

<table>
<thead>
<tr>
<th>R-Code</th>
<th>Dwelling Type</th>
<th>Minimum Site Area per Dwelling (m²)</th>
<th>Minimum lot area/rear battleaxe (m²)</th>
<th>Minimum Frontage (m)</th>
<th>Open Space Minimum Total (% of site)</th>
<th>Minimum Outdoor Living (m²)</th>
<th>Minimum Primary Street</th>
<th>Setbacks (m)</th>
<th>Secondary Street</th>
<th>Other/Rear</th>
</tr>
</thead>
<tbody>
<tr>
<td>R10</td>
<td>Single house or grouped dwelling</td>
<td>Min 8 75 Av. 1 000</td>
<td>925</td>
<td>20</td>
<td>60</td>
<td>-</td>
<td>7.5</td>
<td>3</td>
<td>* / 6</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Multiple dwelling</td>
<td>1000</td>
<td>-</td>
<td>20</td>
<td>-</td>
<td>-</td>
<td>7.5</td>
<td>3</td>
<td>* / 6</td>
<td></td>
</tr>
</tbody>
</table>

subject to the variations permitted under clause 6.1.3 A3.
▼ only applies to single houses.
● secondary street: includes communal street, private street, right-of-way as street.
- not applicable.
* see Tables 2a and 2b and Design Element 6.3.
Av. Average site area not to be less than.

The proposed subdivision achieves all of the requirements of the R-Codes.

CONSULTATION
Nil.

STATUTORY ENVIRONMENT
The land is zoned Residential with a density coding of R10 under Town Planning Scheme No. 3.

The use of land in the Residential Zone shall be consistent with the following objectives:
The zone shall be predominantly residential.
Non-residential uses shall be compatible in character, scale and operation with the predominant residential use.
A non-residential use shall only be permitted if the use does not detract from the amenity of the area.

The proposed lots comply with the statutory requirements for the R10 code.

POLICY IMPLICATIONS
The Shire’s adopted Town Planning Scheme Policy No. 11 ‘Applications for Subdivision’ sets the following requirements for subdivisions in townsite areas:
That block size, setbacks and septic tank locations be in accordance with the prescribed Residential Planning Codes and Health Act requirements.

The proposal complies with Town Planning Scheme Policy No. 11.

FINANCIAL IMPLICATIONS
Nil. All costs in completing the amalgamation conditions are to be met by the subdivider.

STRATEGIC IMPLICATIONS
There are no strategic implications relating to the proposal.

VOTING REQUIREMENTS
Simple Majority

OFFICER RECOMMENDATION
That Council advise the Western Australian Planning Commission that it supports the proposed amalgamation of Lots 23 & 136 cnr. Blackwood Road & Haggerty Street, Muradup as proposed on WAPC File 144240 and request the following conditions be placed upon the approval:
  1. Any new or altered vehicle crossovers shall be located, designed and constructed to the satisfaction of the Shire of Kojonup at the subdivider’s cost.
2. The purchaser being advised in writing that the Church building on Lot 23 is contained on the Shire’s Municipal Heritage Inventory (Place No. 31 – Muradup Catholic Church) and any development will need to be considered and assessed accordingly.

COUNCIL DECISION

62/11 MOVED Cr Marsh seconded Cr Pritchard that Council advise the Western Australian Planning Commission that it supports the proposed amalgamation of Lots 23 & 136 cnr. Blackwood Road & Haggerty Street, Muradup as proposed on WAPC File 144240 and request the following conditions be placed upon the approval:

1. Any new or altered vehicle crossovers shall be located, designed and constructed to the satisfaction of the Shire of Kojonup at the subdividers cost.

2. The purchaser being advised in writing that the Church building on Lot 23 is contained on the Shire’s Municipal Heritage Inventory (Place No. 31 – Muradup Catholic Church) and any development will need to be considered and assessed accordingly.

CARRIED 7/0

12.2 AMALGAMATION & RESUBDIVISION – LOCATIONS 1213 & 2103 LOWDEN ROAD, KOJONUP.

AUTHOR: Phil Shephard – Town Planner
DATE: 15 June 2011
FILE NO: LP.SUB.1
APPLICANT: RAS Machin Licensed Surveyor
OWNER: Wyatt Fisher Holdings Pty Ltd
ATTACHMENTS: 12.2 – Boundary Realignment Plan – Locations 1213 & 2103 Lowden Road, Kojonup

DECLARATION OF INTEREST
Nil.

SUMMARY
To consider a proposal to amalgamate and resubdivide the above 2 lots as shown on the attached plan.

It is recommended that the application be supported subject to advice.

BACKGROUND
The subdivision proposal has been referred by the Western Australian Planning Commission (WAPC) to Council with a request for any information, comment or recommended conditions that Council seek to have the Commission consider in assessing the application.

Council is reminded that all applications for subdivision/amalgamation are submitted to, and determined by, the WAPC in consultation with relevant stakeholders (State Government bodies and local government). The WAPC provides forty-two (42) days for comments to be received from stakeholders. It is the WAPC’s decision to act on any advice or recommendation received from Council.

COMMENT
The applicants have advised that the purpose of the amalgamation and resubdivision is for agriculture purposes. The amalgamation will create 2 lots of approximately 360.355ha’s and 525.2ha’s in area as shown on the plan. The lots have frontage to Lowden Road (unsealed with open drains).

Under Council’s adopted Town Planning Scheme Policy No. 11 ‘Applications for Subdivision’ the requirements for subdivisions in rural areas are:

- Lot size is no smaller than prevailing in the vicinity (and greater than 2ha), and
That each lot has a well made developed road access to it.

The proposed lot sizes are consistent with existing rural lot sizes in the area and the proposed subdivision is considered consistent with the requirements of the WAPC and the Shire for rural subdivisions.

There are no conditions recommended to the WAPC although advice on the altering any existing vehicle crossovers onto Lowden Road should be placed upon any subdivision approval.

CONSULTATION
Nil.

STATUTORY ENVIRONMENT
The land is zoned Rural under Town Planning Scheme No. 3.

The objectives for the Rural zone are as follows:
- The zone shall consist of predominantly rural uses.
- To protect land from urban uses that may jeopardise the future use of that land for other planned purposes which are compatible with the zoning.
- To protect the land from closer development which would detract from the rural character and amenity of the area.
- To prevent any development which may affect the viability of a holding.
- To provide for limited commercial accommodation opportunities in a rural environment consistent with the Council’s Policy for ‘Farmstay’, ‘Bed and Breakfast Accommodation’ and ‘Chalet’ facilities.

The proposed subdivision is considered consistent with these objectives.

POLICY IMPLICATIONS
The Shire’s adopted Town Planning Scheme Policy No. 11 ‘Applications for Subdivision’ sets the following requirements for subdivisions in rural areas:
- Block size is no smaller than the prevailing lot sizes in the vicinity; and
- Greater than 2 hectares in area; and
- That each block subdivided has a well made developed road access to it.

The proposal complies with Town Planning Scheme Policy No. 11.

FINANCIAL IMPLICATIONS
Nil. All costs in completing the amalgamation and resubdivision conditions are to be met by the subdivider.

STRATEGIC IMPLICATIONS
There are no strategic implications relating to the proposal.

VOTING REQUIREMENTS
Simple Majority

OFFICER RECOMMENDATION
That Council advise the Western Australian Planning Commission that it supports the proposed amalgamation and resubdivision of Locations 1213 & 2103 Lowden Road, Kojonup as proposed on WAPC File 144360 and request the following advice be placed upon the approval:

Advice Notes:
1) Any new or altered vehicle crossovers shall be located, designed and constructed to the satisfaction of the Shire of Kojonup at the subdividers cost.
COUNCIL DECISION

63/11 MOVED Cr Trethowan seconded Cr Pritchard that Council advise the Western Australian Planning Commission that it supports the proposed amalgamation and resubdivision of Locations 1213 & 2103 Lowden Road, Kojonup as proposed on WAPC File 144360 and request the following advice be placed upon the approval:

Advice Notes:
1) Any new or altered vehicle crossovers shall be located, designed and constructed to the satisfaction of the Shire of Kojonup at the subdividers cost.

CARRIED 7/0

13 CORPORATE & COMMUNITY SERVICES REPORTS

13.1 BUSH FIRE ASSOCIATION – APPOINTMENT OF OFFICER’S 2011/12

AUTHOR: Stephen Gash – Chief Executive Officer
DATE: Tuesday 12 June 2011
FILE NO: ES.REG.1
ATTACHMENT: Nil

DECLARATION OF INTEREST
Nil

SUMMARY
To endorse the appointment of statutory and representative positions for the Shire of Kojonup and Kojonup Bush Fire Association for 2011/12.

BACKGROUND
Each year the Shire of Kojonup appoints persons to undertake statutory and representative roles to perform the obligations under the Bush Fires Act 1954. Nominations are forwarded from the individual Brigades and Bush Fire Advisory Committee.

COMMENT
To allow the time to print the Fire Break Order the CEO exercised delegation number FIRE 004 which allows:

“The Chief Executive Officer is delegated authority to appoint persons to the position of Fire Control Officer, including dual Fire Control Officers with adjoining local governments as provided for under Section 38 of the Bush Fires Act 1954.”

The following persons have been appointed by the CEO under the above delegation for the 2011/12 year:

Mr B Cussons FCO Boilup Brigade
Mr G Gale FCO Boscabel Brigade
Mr G Marsh FCO Changerup Brigade
Mr N O’Halloran FCO Cherry Tree Pool Brigade
Mr J Young FCO Jingalup Brigade
Mr G Bilney FCO Kojonup Brigade
Mr M Bilney FCO Lumeah Brigade
Mr T Gorter FCO Mobrup Brigade
Mr R Banks FCO Muradup Brigade
Mr W Parker FCO Orchid Valley Brigade
Mr B Webb FCO Qualeup Brigade
Mr M Gibbs FCO Ryan’s Brook Brigade
Mr B Francis FCO Muradup Town site
Mr J Lewis FCO Kojonup Town site
The appointments are subject to undertaking the appropriate FCO training. The next training session is to be advised. Any conditions, restrictions, or directions placed on FCOs who are standing again from last year will be continued.

CONSULTATION
Consultation has occurred with the Brigades following call for nominations and consideration at individual Brigade AGM’s. The Association AGM and Bush Fire Advisory Committee also endorsed the FCO appointments.

STATUTORY ENVIRONMENT
Section 33 of the Bushfires Act 1954 relates to Fire Break Orders
Section 38 of the Bushfires Act 1954 relates to FCO appointment

POLICY IMPLICATIONS
There are no known Shire of Kojonup policy implications.

FINANCIAL IMPLICATIONS
Nil

STRATEGIC IMPLICATIONS
Nil

VOTING REQUIREMENTS – SIMPLE MAJORITY

OFFICER RECOMMENDATION
1. That Mr Ned Radford be appointed as Chief Fire Control Officer for the Shire of Kojonup for 2011/12 financial year.

2. That Mr Digby Stretch be appointed as Deputy Chief Fire Control Officer for the Shire of Kojonup for 2011/12 financial year.

3. That Mr Michael Baxter and Mr Tony Fisher be appointed as Senior Fire Control Officers for the Shire of Kojonup for 2011/12 financial year.

4. That the Chief Fire Control Officer and the Deputy Chief Fire Control Officer be appointed as Fire Weather Officer and Deputy Fire Weather Officer, respectively, for the Shire of Kojonup for 2011/12 financial year.

5. That the Chief Fire Control Officer, the Deputy Chief Fire Control Officer and the two Senior Fire Control Officers be appointed as the Officers authorised to impose Harvest and Movement of Vehicles Ban Officers for the Shire of Kojonup for 2011/12 financial year.

6. That the Chief Fire Control Officer and the Deputy Chief Fire Control Officer be appointed as authorised officers to issue permits to burn for the collection of Clover Burr in the Shire of Kojonup for 2011/12 financial year.

7. That Council endorses the appointed Fire Control Officers, as members of the Bush Fire Advisory Committee.

8. That Council notes the appointment of Mr N O’Halloran as President of the Association and Presiding Member of the Bush Fire Advisory Committee.

9. That Council notes the appointment of Mrs D Berryman as Honorary Secretary for the Association.
COUNCIL DECISION

64/11 MOVED Cr Benn seconded Cr Marsh
1. That Mr Ned Radford be appointed as Chief Fire Control Officer for the Shire of Kojonup for 2011/12 financial year.

2. That Mr Digby Stretch be appointed as Deputy Chief Fire Control Officer for the Shire of Kojonup for 2011/12 financial year.

3. That Mr Michael Baxter and Mr Tony Fisher be appointed as Senior Fire Control Officers for the Shire of Kojonup for 2011/12 financial year.

4. That the Chief Fire Control Officer and the Deputy Chief Fire Control Officer be appointed as Fire Weather Officer and Deputy Fire Weather Officer, respectively, for the Shire of Kojonup for 2011/12 financial year.

5. That the Chief Fire Control Officer, the Deputy Chief Fire Control Officer and the two Senior Fire Control Officers be appointed as the Officers authorised to impose Harvest and Movement of Vehicles Ban Officers for the Shire of Kojonup for 2011/12 financial year.

6. That the Chief Fire Control Officer and the Deputy Chief Fire Control Officer be appointed as authorised officers to issue permits to burn for the collection of Clover Burr in the Shire of Kojonup for 2011/12 financial year.

7. That Council endorses the appointed Fire Control Officers, as members of the Bush Fire Advisory Committee.

8. That Council notes the appointment of Mr Greg Marsh as President of the Association and Presiding Member of the Bush Fire Advisory Committee.

9. That Council notes the appointment of Mrs D Berryman as Honorary Secretary for the Association.

CARRIED 7/0

13.2 FIREBREAK ORDER

AUTHOR: Stephen Gash – Chief Executive Officer
DATE: Tuesday 12 June 2010
FILE NO: LE.NOT.2
ATTACHMENT: 13.2 - Fire Break Order 2011/2012

DECLARATION OF INTEREST
Nil

SUMMARY
To consider the Firebreak order for 2011/2012.

BACKGROUND
Council issue a Firebreak order each year, under section 33 of the Bushfires Act 1954. The order requires certain things to be done with respect to fire hazard reduction/ fire prevention on land. The order is distributed with the rates notice and any other publication conducted as required by the Act.

COMMENT
The format of the Fire Break Order will be in the same format as last year that can be kept on the fridge for easy reference. The attached document will only show content, the final format will be a folded, flip chart type document approximately 10cm X 20cm with a magnet on the back page. The red dotted line on the A4 attachments indicates the fold.
Apart from an updated listing of positions the only change to the Fire Break Order is flagging that burning in the town sites will not be allowed in the prohibited and restrictive periods in the first 4 months of the New Year.

Adoption of the Fire Break Order at this meeting will allow time for printing of the notices in time for inclusion with Council’s annual Rate Notice mail out scheduled for July 2011.

CONSULTATION
The Fire Break Order is a working document that has evolved with consultation with the Bush Fire Advisory Committee over the last 6 years.

STATUTORY ENVIRONMENT
Section 33 of the Bushfires Act 1954 relates to Fire Break Orders

POLICY IMPLICATIONS
There are no known Shire of Kojonup policy implications.

FINANCIAL IMPLICATIONS
The printing costs will be included in the 2011/12 budget

STRATEGIC IMPLICATIONS
Nil

VOTING REQUIREMENTS – SIMPLE MAJORITY

OFFICER RECOMMENDATION
That Council adopts the Firebreak order for 2011/2012 as attached to this agenda.

COUNCIL DECISION

65/11 MOVED Cr Marsh seconded Cr Trethowan that Council adopts the Firebreak order for 2011/2012 as attached to this agenda.

CARRIED 7/0

14 COMMITTEES OF COUNCIL
Nil

15 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN
Nil

16 NEW BUSINESS
of an urgent nature, introduced by a decision of the meeting
Nil

17 CONFIDENTIAL REPORTS

COUNCIL DECISION

66/11 MOVED Cr Trethowan seconded Cr Hewson that the meeting be closed to the public under Section 5.23 (b) of the Local Government Act 1995 as it relates to the financial affairs of an individual.

CARRIED 7/0
COUNCIL DECISION

67/11 MOVED Cr Hewson seconded Cr Benn that the meeting be re-opened to the public.
CARRIED 7/0

18 NEXT MEETING
Tuesday, 19th July 2011 commencing at 3:00pm.

19 CLOSURE
There being no further business to discuss, the President thanked the members for their attendance and declared the meeting closed at 3:47pm.

20 APPENDICES AND TABLED DOCUMENTS

21 ATTACHMENTS

Item 10.2 Monthly Payment Listing 1st May 2011 to 31st May 2011
Item 12.1 Proposed Amalgamation Plan - Lots 23 & 136 cnr. Blackwood Road & Haggerty Street, Muradup
Item 12.2 Boundary Realignment Plan - Locations 1213 & 2103 Lowden Road, Kojonup
Item 13.2 Fire Break Order 2011/2012

Presiding Member

Date