

**MINUTES OF ORDINARY MEETING OF YARRIAMBIACK SHIRE COUNCIL HELD ON WEDNESDAY 10 AUGUST 2011 AT THE MUNICIPAL OFFICE 34 LYLE STREET WARRACKNABEAL AT 9.30AM**

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**1 WELCOME**

**2 ACKNOWLEDGEMENT**

We acknowledge the traditional owners of the land on which we meet today and pay our respect to both past and present elders.

**3 PRAYER**

*Almighty God, without whom no Council can stand nor anything prosper we ask that you be present and guide us in our deliberations today. We pray that we will be fair in our judgements and wise in our actions and that decisions will be made with goodwill and a clear conscience for the betterment and welfare of the people of Yarriambiack Shire.*

*Amen*

**4 PRESENT**

Crs J Kemfert, A McLean, J Wise, G Lovel, R Kingston, K Zanker, Cr H Ballentine, Ray Campling (Chief Executive Officer), James Magee (Director Infrastructure & Planning)

**5 APOLOGIES**

**6 CONFIRMATION OF MINUTES**

Ordinary Meeting of Council – 13 July 2011

**Moved Cr J Wise seconded Cr K Zanker the Minutes of the Ordinary Meeting of Council held on 13 July 2011 be confirmed.**

**Carried**

## **7 DECLARATION OF CONFLICT OF INTEREST**

Cr R Kingston declared a Conflict of Interest in regards to item 13.1 in Closed Session.

## **8 BUSINESS ARISING**

### **8.1 Action List from last meeting**

### **8.2 Ongoing and Pending Action List**

## **9 PETITIONS**

## **10 REPORTS**

### **Corporate Reports**

- 10.1 Mayor's Report
- 10.2 Councillor/Delegate Reports
- 10.3 Chief Executive Officer – Activity Report
- 10.4 Director Infrastructure & Planning Report
- 10.5 Community Services Report
- 10.6 Infrastructure Services Report
- 10.7 Economic & Community Development

## **11 REPORTS FOR DECISION**

- 11.1 Finance Report – No Report for July
- 11.2 Revenue Report – No Report for August
- 11.3 Budget 2011/2012
- 11.4 Declaring the Rate and Differential Rate 2011/2012
- 11.5 Appointment and Instrument of Delegation for Ranger/Local Laws Officer
- 11.6 Changes to Valuation Certification
- 11.7 FaCHSIA Three Year Funding Grant Agreement

**10.1 Mayor's Report – prepared by Cr John Kemfert**

17 July	Attended the Official Opening of the Turriff Fire Station
	Attended the Rupanyup Hospital and Nursing Home Open Day
18 July	Attended Smart Meters Information Session at Hopetoun
19 July	Attended Smart Meters Information Session at Warracknabeal
20 July	Attended the Natural Disaster Support Program held at the Horsham Rural City Council
20 July	Attended Community Engagement Dinner at Beulah
22 - 23 July	Attended MAV Councillor Development Weekend 2011 at Creswick
25 July	Attended Smart Meters Information Session at Murtoa
26 July	Attended Community Engagement Dinner at Woomelang
3 August	Attended Community Engagement Dinner at Minyip
8 August	Attended the RoadSafe Annual Meeting
8 August	Attended RoadSafe AGM – Horsham
10 August	Attended the RoadSafe Wimmera 2010/2011 General Meeting at the Horsham Sports and Community Club

**10.2 Councillor's Reports****Cr H Ballentine**

- 17 July                      Attended the Official Opening of the new CFA shed at Turriff
- 3 August                     Attended Speed Field Days
- 3 August                     Attended Minyip Community Meeting

**Cr J Wise**

- 18 July                      Wimmera Development Association (WDA) – Victorian Government – Discussion Group on the branding of Victoria for the next 5 years
- 19 July                      Smart Meter Information Session - Warracknabeal
- 26 July                      Woomelang Community Meeting. Felt it was a very positive experience for both Council and the Community.
- 27 July                      Council Forum
- 3 August                     Speed Field Days
- 3 August                     Minyip Community Meeting - Evening
- 7 August                     Attended Telly Conference
- 8 August                     RoadSafe AGM – Horsham
- 9 August                     WDA Meeting - Horsham

**Cr A McLean**

- 13 July                      Attended Yarrilinks Meeting in Warracknabeal
- 17 July                      Attended the Official Opening of the new CFA shed at Turriff
- 20 July                      Attended the Community Meeting in Beulah
- 26 July                      Attended the Community Meeting at Woomelang
- 27 July                      Attended Council Forum in Warracknabeal
- 3 July                        Attended the Community Meeting in Minyip
- 3 - 4 July                    Attended the Mallee Machinery Field Days at Speed
- 6 August                    Attended the Yarrilinks Planting at Murtoa

**Cr R Kingston**

20 July	Livestock Saleyard Association Victoria Regional Meeting at Horsham - re-elected as Regional Delegate
20 July	Beulah Community Consultation – very positive and excellent turnout
26 July	Woomelang Community Consultation – very positive and well attended
29 July	Sustainability Victoria Forum on Social Media – learnt about some simple and practical options for community organizations to utilize media website and other online tools
29 July	Keep Australia Beautiful Victoria Sustainable Cities and Clean Beaches Awards Ceremony. Very proud to be present to see the Lake Lascelles/Lake Coorong Committee of Management feature in five categories and win in two against some very stiff competition
1 August	Yarrilinks On-Site Meeting Murtoa
3 August	Mallee Machinery Field Days at Speed
3 August	Minyip Community Consultation
6 - 7 August	Yarrilinks Planting Weekend Murtoa and Rupanyup
8 August	Rupanyup Consultative Committee Meeting

**Cr G Lovel**

14 - 15 July	Waste Management Association at Halls Gap
19 July	Attended Smart Meter Meeting at Warracknabeal
20 July	Attended Community Engagement Dinner at Beulah
26 July	Attended Community Engagement Dinner at Woomelang
27 July	Attended Council Forum at the Warracknabeal Shire Office
2-3 August	Attended Mallee Machinery Field Days at Speed
3 August	Attended Community Engagement Dinner at Minyip
4 August	Attended Wimmera Freight Hub Meeting in Horsham

**Cr K Zanker**

- 12 July Neighbourhood House Meeting
- 13 July Attended Yarrilinks Meeting
- 20 July Beulah Community Consultation Meeting
- 22 -24 July Councillor Development Weekend. Excellent weekend with guest speakers Khoa Do, Young Australian of the Year (2005), Major General Jim Molan (retired) and Gerry McCusker.  
I attended three excellent workshops: Tiny Towns Doing it for Themselves – Be in the Game; A Guide to Social Media and GenY – Engaging Young People.  
A very informative and learning filled weekend with great workshops and numerous opportunities to develop strategies to bring back to our communities
- 25 July Wimmera Volunteers welcome to new CEO Julie Pettett
- 26 July Woomelang Community Consultation Meeting
- 27 July Council Forum
- 3 August Speed Field Days – on behalf of the Wimmera Regional Library Board and in conjunction with Hon Peter Walsh launched the Mobile Library.
- 9 August Warracknabeal Neighbourhood House Meeting

**10.3 Chief Executive Officer – Activity Report – Prepared by Ray Campling**

- Attended Mint Inc Meeting in respect to the old Warracknabeal Court House
- Attended Rural Councils Victoria Meeting in Melbourne
- Attended Powercor Smart Meter Community Information Sessions with the Mayor in Hopetoun, Warracknabeal and Murtoa
- Met with Mark Amos, Regional Development Victoria – various matters
- Met with Tim Westcott, Senior Project Manager, Department of Planning & Community Development
- Attended Wimmera Southern Mallee Regional Growth Plan Meeting in Horsham
- Met with Dean Miller, CEO Hindmarsh Shire – North Western Municipalities Association
- Met with Rod Lingham and Andrew Weidemann – Rupanyup Community Centre
- Attended Accounting for Natural Disasters Support Scheme Meeting with Mayor in Horsham
- Attended Beulah Community Engagement Visit
- Met with Ewan Nevitt, newly appointed Regional Director, VicRoads
- Met with Justine Linley, CEO Northern Grampians – various matters
- Attended Grampians Regional Management Forum in Ararat
- Attended Woomelang Community Engagement Visit
- Attended bi-monthly Wimmera CEO's Meeting in Birchip
- Met with Geoff Burr, Mildura Rural City Council – RV Friendly Towns
- Met with Peter Brown, CEO Horsham City Council – various matters
- Attended Mallee Machinery Field Days at Speed
- Attended Minyip Community Engagement Visit
- Attended Wimmera Development Association Meeting in Horsham

## **10.4 Director Infrastructure & Planning Report – Prepared by James Magee**

### **Submission Regarding Flood Mitigation**

A submission from Yarriambiack Shire Council has been made to a State Government enquiry investigating flood mitigation infrastructure. Submission as per below:-

<b>ENRC Submission – Flood Mitigation Infrastructure in Victoria</b>
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#### **1. Identifying best practice and emerging technology for flood mitigation and monitoring infrastructure including river gauges:-**

- Council would like funding provided for Proactive Flood Protection Plans
  - existing levees
  - temporary levees – earth or other construction
  - height of levees
  - drains to be blocked
  - roads to be cut and trigger points
  - pits to be sandbagged
- Additional automatic monitoring stations required for Yarriambiack and Dunmunkle Creeks
- Yarriambiack Creek only has one automatic monitoring station at Jung – one is required South of Warracknabeal and another South of Beulah
- Dunmunkle Creek does not have any automatic monitoring stations – one is required South of Rupanyup
- The automatic stations are most useful and data can be accessed by Council staff, the general public as well as via the Bureau of Meteorology website
- Weir pool levees and gates are the most restrictive and damaging feature causing flooding in Yarriambiack Creek, so external funding for improvements to weir and gate systems is of paramount importance

#### **2. The management of levees across Victoria, including ownership, responsibility and maintenance on both public and private land:-**

- Councils have no specialist liability protection regarding levees
- Levees, including temporary levees, are particularly useful in controlling relatively low level flooding from Dunmunkle and Yarriambiack Creeks
- These levees saved significant flooding of Warracknabeal and Beulah in particular
- Some of these levees remain and Council has resumed responsibility for these levees
- VicSES and the Wimmera Catchment Management Authority are not supportive of Council's position on levees which creates some difficulty for Council
- Council sees no other option but to claim responsibility for levees



**3. Waterways management, including the nature and extent of vegetation clearing activities within waterways and their general maintenance:-**

- Very little maintenance done except by Committee's of Management in township areas along the creek
- Committees of Management are limited to what they can do by Government authorities
- Need to clean up fallen timber within township zones to allay community concerns and provide some breathing space for structures during flooding
- Strategic vegetation clearing from waterways may be necessary if restricting flow which affects a township area
- Apart from the township weir pools along the creeks, where the Department of Sustainability & Environment Committees of Management undertake works, very little active management of Yarriambiack and Dunmunkle Creeks occurs
- Need for funding and resourcing for waterway management on Yarriambiack Creek and Dunmunkle Creek

**4. Identifying those entities and individuals having ownership of waterways and the responsibility for their clearing and their maintenance**

- Tension between Catchment Management Authorities, Municipalities and Government Departments over ownership
- Regardless of ownership, Catchment Management Authorities generally prohibit the clearing of waterways
- Very little done by any authority in respect to maintenance of Yarriambiack and Dunmunkle Creeks
- Weirs form a key part of flood mitigation on Yarriambiack Creek but also act as major obstructions
- Funding for improvement to weirs and gates along the creeks is critical
- Ownership is generally the Department of Sustainability & Environment with local controlling Committees of Management in the townships
- Some culvert structures in creeks at road crossings have proved to be too small causing flooding. Generally these have been within VicRoads controlled roads with locations nominated below:-

<b>Creek</b>	<b>Road</b>	<b>Location</b>	<b>Effect</b>
Dunmunkle	Wimmera Highway	Northern edge of Rupanyup township	Increased flooding of Rupanyup
Dunmunkle	Stawell-Warracknabeal Rd	Northern edge of Rupanyup township	Increased flooding of Rupanyup
Yarriambiack	Wimmera Highway	Jung	Flooding of Longerenong (extra box culverts required beside existing bridge)
Yarriambiack	Jeparit-Rainbow Rd	North end of Warracknabeal township	Current restriction raises water level within township by 500mm
Yarriambiack	Birchip-Rainbow Rd	Beulah	Insufficient culvert capacity raises water level in weir pool

**5. The extent to which, if any, local knowledge of residents is employed in effecting waterways clearing and maintenance**

- Local knowledge a great resource for Council
- Reporting of blockages at structures
- Residents used for - monitoring flows and levels
  - management of weir gates along creeks in liaison with Council
  - most of the work on the creeks is carried out by Committees of Management
  - Committees of Management need more support

**VicRoads**

Ray Camping and I met with newly appointed VicRoads Regional Manager, Ewan Nevitt on 21 July 2011.

Items discussed included:-

- Condition of the Henty Highway
- New VicRoads crew to be based in Warracknabeal
- Country Roads and Bridges Funding
- Proposed culverts for Birchip Rainbow Road at Yarriambiack Creek in Beulah

**ASSETS ENGINEERING****Assets**

- Continue developing 2011/2012 Capital Works Program
- Attended Regional Assets Meeting
- Attended Aerodrome Management Refresher Course and completed Aerodrome Reporting Officers Course
- Developed new Aerodrome Manuals

**OH&S - Risk Management**

Assist with OH&S Audit (aimed at General OH&S – Risk Management – all Departments) with OH&S Consultant Collin Supple

**DESIGN****Council Works Program**

- Set-out for kerbing works in McDonald Street Murtoa
- Commenced survey for Watchem Road Reconstruction
- Design and Plans for Drainage and Kerbing in Devereux Street Warracknabeal
- Plans for Upgrade to Pyers Street Warracknabeal (access to Thomas Street)
- Completion of works for drainage in Clarendon Avenue Warracknabeal

**Flood Control Projects**

- Beulah outlet weir
- Brim outlet weir and floodway on Brim West Road

**ENVIRONMENT**

- Attended Wimmera Mallee Sustainability Alliance Meeting in Horsham
- Attended/Organised Yarrilinks Meeting in Warracknabeal
- Attended Construction Industry training in Horsham
- Inspected threatened flora with Department of Sustainability & Environment staff
- Weed inspection at Yaapeet
- Attended AIIMS training in Horsham.

**TECHNICAL SERVICES**

- Assist Design Engineer with surveys as required
- Process various Civic Requests as needed
- Replace missing chain ladder and child's swing at Lake Marma Playground in Murtoa
- Arrange for six new runway lights and four gable markers as replacements for Warracknabeal Aerodrome
- Print new Material Safety Data Sheets for Warracknabeal, Hopetoun and Murtoa Caravan Parks to be filed onsite for use in case of emergency
- Issue Road Opening Permits for culvert removal and driveway entrance within nominated Road Reserves
- Final signage alterations completed at nominated rail crossings along Hopetoun/Murtoa line. These were changed from Give Way to Stop due to sighting issues per Australian Standard 1742.7 – 2007. Our approach road signage will be altered to suit very shortly
- Produce Traffic Counter Reports for Brim East and West Roads
- Carry out measurements for new Rural Addressing number at Willenabrina
- Attend Aerodrome Reporting Officers Course held 12, 13 and 14 July
- Produce Plant List and Vehicle Checklist Reports and email to Supervisors and Managers as required
- Attended Civil Aviation Safety Authority information night hosted by the Warracknabeal Aero Club

**Saleyards**

- Office Phone/Fax/Scanner/Photocopier unit failed and has been replaced with another unit
- Attended the Wimmera Regional Meeting for Livestock Saleyards Association of Victoria in Horsham with Ray Kingston

**Technical Support**

- With the assistance of the Design Engineer gathered levels for the new Hopetoun Depot
- Continued work with the Hopetoun Depot
- Produced maps for internal staff
- Produced and laminated A1 photo's for use at the Mallee Field Days
- Compared data from Asset Asyst on Footpaths to our own for future implementation of the program
- Analysed and sorted more Road Inspection Reports
- Entered road inspections into the Asset Asyst Program
- Entered data on recent seals conducted by inroads into Asset Asyst
- Entered data on recent gravel re-sheets by Yarriambiack Shire Council into Asset Asyst
- Completed Report Officers Course for Aerodromes Course (3 days)
- Completed AIIMS course (2 days)

**BUILDING & PLANNING ACTIVITY**

In **July 2011** following permits were issued:

**Building:**                   **9** Building Permits were issued in **July 2011**

Total Value of Building Work: **\$867,100**

**Hopetoun** – Dwelling

**Hopetoun** – Dwelling Extensions

**Murtoa** – Verandah

**Warracknabeal** – Aged Units – Alterations

**Warracknabeal** – Pergola

**Warracknabeal** – Swimming Pool

**Warracknabeal** – Verandah

**Murtoa** – Garage

**Warracknabeal** – Water Treatment Plant

**9** applications were submitted in **July 2011**

**Planning:**                   **3** Planning Permits were issued in **July 2011**

**App No:** TP24-11

**Applicant:** Country Fire Authority

**Address of Land:** Bell Street, Beulah

**Proposal:** Consolidation

**Date Issued:** 13/07/2011

**App No:** TP42-10

**Applicant:** Alan Gasson

**Address of Land:** 11 Anderson Street, Warracknabeal

**Proposal:** The land to be subdivided into two lots

**Date Issued:** 13/07/2011

**App No:** TP25-11

**Applicant:** Minyip Recreation Committee – Ken Milgate

**Address of Land:** Minyip Recreation Reserve, Minyip

**Proposal:** The land to be developed for Recreation  
(additions to buildings) and associated  
Earthworks

**Date Issued:** 27/07/2011

**10** applications were submitted in **July 2011**

## **10.5 Community Services – Prepared by Gavin Blinman**

### **Kindergartens**

We are currently finalizing the Transport Access Report Project – in September the report will be presented to Council.

We are looking at a launch of the report into transport options for 3-4 year old children in Hindmarsh, West Wimmera and Yarriambiack Shires with the Minister and Department of Education & Early Childhood Development (DEECD) Regional Staff.

The report covers many aspects of transport issues for preschool children and their families including the impact that 15 hours universal access will have on already stressed families travelling up to 400 kilometres per week.

We are also working with other cluster managers in the region to develop models of change and learning for our staff and communities to successfully introduce the new 15 hours per week kindergarten model in 2013.

We have formed a reference group and will be working with key staff to develop knowledge and processes needed to implement the new national standards and framework.

Preschools are going through a time of great change and we need to keep communities and staff informed and able to manage and accept the changes. We also need to ensure the funding Government bodies provide is sufficient, so that our small rural communities will not be left behind and disadvantaged. A positive is that the funding for the Minyip / Rupanyup Pilot has been extended to the end of 2012.

### **Aged and Disability**

Woomelang Meals on Wheels is running well, the new pricing for meals has been mailed out to all clients.

Staff training on the Active Service Model has continued.

The Home and Community Care (HACC) Co-ordinator is on leave for three months, other HACC staff have now stepped up to new roles to cover her absence.

### **Environmental Health / Local Laws**

Eleven food premises were inspected this month with a complaint in the southern area of our Shire being investigated and no further action required.

Two outbreaks of gastro-enteritis have been investigated this month. Council's role is to advise on appropriate guidelines and practices to be followed, to assist with the prevention of further cases developing. Both outbreaks have now eased and no new cases presenting.

A number of complaints about people moving onto residential blocks in caravans are being looked at by the Shire's Building Surveyor. We have concerns regarding sanitation facilities and the disposal of wastewater. A report for Council is being prepared.

The Environmental Health Officer (EHO) acted as the Manager of Community Services during July while the Manager was on leave.

Local Laws have been busy with ten dog attacks over the last two months, we have put a notice in the local papers to try and encourage owners to monitor their animals more appropriately. Some of the aggressive animals have been destroyed and strict housing conditions placed on others.

All complaints about dog attacks have been acted on quickly to ensure public safety.

Stray cats are also an issue again, particularly around Warracknabeal, re-housing with 'Save a Pet' is assisting us but owners being more vigilant would be a preferred option.

A large amount of rubbish dumped north of Warracknabeal at the creek is being investigated and people interviewed.

### **Youth**

The new Youth Worker, Kitty Clark, has commenced and is working with our current Youth Worker, Chris Solly, to establish contacts and develop new initiatives for youth.

A program for skater education is being developed for Hopetoun youth prior to the new Skate Park opening.

A number of young people attended Nexus events in Horsham with support from our youth workers.

### **Emergency Relief**

We have received notification from FaCHSIA that we have received further funding over the next three years for the Emergency Relief Program. We will have approximately \$23,000 per year to assist clients needing emergency food and other support. The program has now referred many clients on for budget counselling with Wimmera Uniting Care, many of these clients are now no longer in need of emergency relief.

The Flood Recovery Officer has continued her work this month, five people are still not living in their own homes. Two of these have relocated, one permanently out of the Shire, the others are in temporary accommodation. 162 people in total have been seen since the flood, with 42 referred on to other support services.

### **Volunteer Transport**

Transport numbers are down this month, but bookings for August are increasing.

### **Library**

The new Mobile Library will be officially launched at the Speed Field Days on 3 August by Minister Peter Walsh.

Cuts to Library Funding are a concern for all members of Councils across the Wimmera Regional Library Corporation.

Services for rural communities such as libraries and mobile libraries should not be reduced as they provide a vital link to information and resources for many elderly and young people.

## **SHARE Program – (Sustainable Healthy Adaptable Resilient Engaged)**

### **Clean Beaches Awards**

The Lake Lascelles/Corrong Committee of Management has been shortlisted for the 2011 Clean Beaches Awards in the following categories; Community Government Partnerships, Community Leadership, Beach Cultural Heritage, Community Action and the 2011 Clean Beach of the Year. The winners will be announced at the Melbourne Cricket Ground on Friday 29 July.

### **Lake Marma Committee of Management – Public Meeting**

The Public Meeting to appoint the new Lake Marma Committee of Management was held on Monday 4 July and was well attended by approximately 80 community members. Cr Ray Kingston chaired the meeting that successfully nominated eleven representatives for the new committee. Yarriambiack Shire Council will remain as Committee of Management until the official transfer process is completed. The process will take approximately two months.

### **SHARE Community Grants**

The SHARE Community Grants is proposed to open in late August 2011. Eligible projects may include small equipment, events, projects that encourage shared facilities and equipment and projects that encourage visitors and tourism to the region. Projects that are not eligible include retrospective funding, prizes, raffles, wages, insurance and ongoing maintenance or running costs. There will be two funding rounds in this financial year with a total of \$25,000 available in this round.

### **Meetings Attended**

<b>Date</b>	<b>Meeting</b>
4 July	Lake Marma Public Meeting
11 July	Rupanyup Consultative Committee
13 July	Lake Marma Committee of Management Meeting
20 July	Beulah Community Council Visitation
26 July	Woomelang Community Council Visitation
29 July	Social Media Training Sustainability Victoria
29 July	Clean Beaches Awards Ceremony



**10.6 Infrastructure Services Manager – Prepared by Bernie Naylor****Chemical Resource Recovery**

Yarriambiack Shire Council has been advised it will be included in the 2012 Detox Your Home Program, which is a free service offered by Sustainability Victoria and Council.

The service offers residents safe collection and disposal of potentially harmful household chemicals.

Chemicals will be able to be dropped off between 8.00am and 11.00am at the Warracknabeal Council Operations Depot in Pyers Street on 17 March, 2012.

Media releases will be published closer to the time of the collections.

**Regional Waste Management Group Reforms**

As Council would be aware, the previous State Labour Government undertook a review of the Regional Waste Management Groups and had provided the Groups with the proposed outcomes from those reviews.

Council has now been advised by the Hon Ryan Smith MP, Minister for Environment & Climate Change, the Government have now decided to discontinue the reforms and as such, the Regional Waste Management Groups should continue on a business as usual basis, until otherwise advised.

RWMG's will now be included within the broader waste policy review being led by the Department of Sustainability & Environment.

**Breen Street – Kerb & Channel Construction**

Works on Stages 3, 4 and 5 of the Breen Street Kerb & Channel Project are progressing well, with all kerbing now having been laid.

Works will now commence on reshaping the nature strips and construction of the road pavement.

**Lah Landfill – Lease**

Council has been advised by our Solicitors that the Lease on the Lah Landfill will conclude on 31 October, 2011.

Council has instructed the Solicitors to advise the owners that Council do not wish to take-up the option to extend the Lease for a further term.

Council will be required to undertake some rehabilitation works on the site, but due to the situation of flooding at this site, works may have to be programmed at a later date in consultation with the owners.

**Tar Drums**

Council has approx 120 old tar drums containing product that has not been used for about 15 to 20 years and is taking up valuable space in our depots. These drums have also been identified as a hazard through the OH & S Audits recently undertaken at our Works Depots.

We have contacted Geocycle Industrial Waste Disposal, a company who are an approved Environment Protection Authority treater of hazardous and other wastes.

This particular substance cannot be disposed of in landfill as it will contaminate the soil and eventually release hazardous gases.

Geocycle recycle this product by recovering the materials energy and substituting it for coal in direct-fired cement kilns.

We have made arrangements for these drums of tar to be collected and recycled, unfortunately there is a cost attached to this of approx \$20,000.

**Contract 1206-0905 Tipping Truck**

Council through Procurement Australia tendered for the supply and delivery of a Tipping Truck.

We have used Procurement Australia who represent Councils' for tendering of plant and goods.

Unfortunately only three tenders were received for this item of plant and all above Council's allocated budget.

Council has decided that we will re-tender for the purchase of one tipping truck through our own tendering process.

## **10.7 Economic & Community Development – Prepared by Terry Sanders**

### **Meetings Attended**

13/07/2011 – Hopetoun Progress Association  
14/07/2011 – Arts Council & Trudy Rickard of Mint Inc re Courthouse  
18/07/2011 – Wimmera Regional Strategic Plan Forum, Horsham  
20/07/2011 – Beulah Community Meeting  
21/07/2011 – Wimmera Leadership Group  
26/07/2011 – Woomelang Community Meeting  
02/08/2011 – 04/07/2011 – Mallee Field Days, Speed

### **ECONOMIC DEVELOPMENT**

#### **Flood Damage – Community Recovery Fund**

As reported last month, the Department of Sustainability & Environment have announced the availability of funding for repairs to community facilities on Crown Land that were damaged by the floods.

We have been able to establish that damage caused by inundation of storm water does qualify for funding under this program and we are working on a submission for repairs to the Murtoa and Warracknabeal Tennis Courts that were badly affected by storm water.

#### **Warracknabeal Industrial Estate**

As reported last month, all works have been completed in relation to the three blocks developed. However, the sales agent has reported on a number of enquiries for smaller blocks and we have decided to proceed with the planned subdivision of Lot 3 into three smaller blocks to accommodate this demand.

The additional cost will be met from the savings we were able to achieve against budget for the initial development, plus an allocation from Regional Development Victoria's Regional Growth Fund.

#### **Housing Development**

A proposal has been prepared for discussion at the Council Forum.

#### **Woomelang Travellers Rest**

The official valuation has been received with the site valued at \$20,000, although this does not take into consideration the costs associated with rehabilitation of the site due to contamination from the recently discovered underground fuel tanks, should that be necessary.

We are currently negotiating with Australian Securities & Investment Commission on behalf of Woomelang & District Development Association re the transfer of ownership of the site.

#### **Mallee Field Days**

At the time of writing this report, we are preparing for our annual appearance at the Field Days and many thanks for the support of Councillors and staff in making themselves available over the two days of the event.

As usual, special thanks to Cr Geoff Lovel for all his assistance and total commitment to the event.

## **Regional Victoria Living Expo**

Regional Development Victoria (RDV) is planning a “Regional Victoria Living Expo” to be held in the Melbourne Exhibition and Convention Centre from 27 – 29 April, 2012.

The State Government has committed \$6.8 million to the Expo over four years. It will be a platform for communities and businesses from regional and rural Victoria to promote the benefits of country life to the people and business operators of Melbourne.

We are to be provided with \$20,000 to support our participation and the development of a high quality display and support materials to promote our region’s lifestyle, education and business opportunities.

RDV is currently in the process of engaging an Event Management Company and will be holding an information session for all Councils’ in September.

## **Business Training**

A “Starting Your Business” seminar has been organised for Warracknabeal on Thursday 11 August, 2011 at the Shire Offices. Organised in conjunction with the Horsham Business Enterprise Centre and Business Victoria, this seminar follows on from the five “Achieving Financial Success” seminars we conducted earlier this year and will be followed by sessions on “Business Development” later this year.

## **TOURISM**

### **Yarriambiack Tourism Association**

The next meeting of the Association is scheduled for Thursday 11 August and will be the final planning meeting for the visit and tour of Minyip, Rupanyup and Murtoa on Sunday 14 August.

### **Wimmera Mallee Tourism Association**

The next meeting of the Steering Committee will depend on the availability of Amanda McCulloch from the Goulburn River Valley Tourism Association who has agreed to talk to the committee about the experience of her Association’s journey towards formation as a Regional Tourism Association.

## **COMMUNITY DEVELOPMENT**

### **Community Facility Funding Program 2012/2013**

Advertisements have been placed in the local press for Community Expressions of Interest for this round of funding, with a closing date of 19 August. The closing date for full Council applications to Department of Planning & Community Development (DPCD) is 28 September 2011.

### **Sustainable Sports Grounds Program 2011/2012**

Advertisements were placed in the local press for community projects, with only one project resulting, which was from the Hopetoun Golf Club to convert their tees to synthetic surfaces. A full Council application will be developed and forwarded to DPCD prior to the closing date of 10 August 2011.

**Flood Recovery**

Letters and cheques have been sent to those groups which were affected by the floods late last year and in January this year, with funding provided through both DPCD and the National Disaster Recovery Fund.

## **11 REPORTS FOR DECISION**

### **11.1 Finance Report – Prepared by Anita McFarlane**

No Finance Report for July due to finalising year end accounts.

### **11.2 Revenue Report – Prepared by Chantelle Pitt**

No Revenue Report for August due to finalising year end accounts.

### **11.3 BUDGET 2011/2012 – Prepared by Anita McFarlane**

The 2011/2012 Budget is tabled.

At the Special Meeting of Council held on Wednesday 22 June 2011 Council resolved to advertise (section 127 Local Government Act 1989) that the 2011/2012 Budget had been prepared.

The 2011/2012 Budget has been advertised accordingly. No submissions were received.

#### **RECOMMENDATION**

That the 2011/2012 Budget as tabled be adopted.

**Moved Cr K Zanker seconded Cr R Kingston that Yarriambiack Shire Council adopts the 2010/2011 Budget as presented.**

**Carried**

**Moved Cr J Wise seconded Cr R Kingston that standing orders be suspended at 10:35am.**

**Carried**

**Moved Cr K Zanker seconded Cr R Kingston that standing orders be resumed at 10:55am.**

**Carried**

**11.4 DECLARING THE RATE AND DIFFERENTIAL RATE 2011/2012 -  
Prepared by Chantelle Pitt**

**Amount Intended To Be Raised**

(A) That an amount of \$8,624,390 be declared as the amount which Council intends to raise by General Rates, Service Charges and Municipal Charge, which the amount is circulated as follows:

General Rate	\$7,642,761
Service Charge	\$ 772,709 (excluding GST)
Municipal Charge	\$ 208,920

**General Rates**

- (B) (1) A general rate be declared for the period commencing on the 1<sup>st</sup> July 2011 and concluding on the 30<sup>th</sup> June 2012.
- (2) It be further declared that subject to paragraph 5 of this part, the general rate be raised by the application of a uniform rate.
- (3) A percentage of .6632% be specified as the percentage of the uniform rate (which percentage may be alternatively expressed as .006632 cents in the \$)
- (4) It be confirmed that the general rate for all rateable land within the municipal district be determined by multiplying the Capital Improved Value of each rateable property by that percentage (so that the amount payable be .006632 cents in the \$ of the Capital Improved Value)
- (5) (a) It be recorded that Council considers that a differential rate will contribute to maintaining the existing rate burden between farm land and other land.
- (b) A differential rate be declared for that rateable land having the characteristics specified below, which characteristics will form the criteria for the differential rate so declared:

In accordance with:

- (i) The definition of Farm Land in Section 2 of the Valuation of Land Act 1960.
- (c) The differential rate be determined by multiplying the Capital Improved Value of the rateable land categorised in paragraph 5 (b) by the percentage indicated in the following table:

Category	%	cents in \$ of CIV
Farm Land	.5637	.005637

- (d) It be further recorded that the objectives of the differential rate are those objectives specified below:
- (i) To allocate a lower rate in the dollar for Farm Land on the basis of maintaining the existing rate burden between farm and other land.
- (6) In accordance with Section 4 (1) of the Cultural & Recreational Lands Act 1963, Council does not levy a rate on Cultural and Recreational Land within the Municipality.

### Municipal Charge

- (C) (1) A Municipal Charge of \$40.00 per rateable assessment be declared for the period commencing 1<sup>st</sup> July 2011 and concluding on 30<sup>th</sup> June 2012.
- (2) A person may apply to a Council for an exemption from the payment of a municipal charge on rateable land in accordance with Section 159 (3) of the Local Government Act 1989.

### Service Charge

- (D) (1) An annual service charge be declared for the period commencing on 1<sup>st</sup> July 2011 and concluding on the 30<sup>th</sup> June 2012.
- (2) The following annual service charges be declared for the collection and disposal of refuse in the Yarriambiack Shire:

Residential 240ltr service fee	\$270.77
Residential 120ltr service fee	\$139.12
Residential 80ltr service fee	\$100.24
Commercial 240ltr service fee	\$297.84 (inclusive of GST)
Commercial 120ltr service fee	\$158.85 (inclusive of GST)
Rural 120ltr service fee	\$158.85 (inclusive of GST)
Rural 80ltr service fee	\$110.30 (inclusive of GST)
Rural 240ltr service fee	\$297.84 (inclusive of GST)
Residential Kerbside Recycling	\$89.89
Commercial Kerbside Recycling	\$98.88 (inclusive of GST)
Rural Recycling	\$98.88 (inclusive of GST)

### Rebates and Concessions

- (E) Subject to any further resolution of Council, the following rebates and concessions have been granted for the period commencing 1<sup>st</sup> July 2011 and concluding 30<sup>th</sup> June 2012:
- (i) Rate reduction for new housing developments, in accordance with the Yarriambiack Shire Council Rate Relief – New Houses Policy.
- (ii) Council employee payroll deductions, for the purpose of paying rates on properties within the Yarriambiack Shire Council, in accordance with the Yarriambiack Shire Council Enterprise Bargaining Agreement No. 5. Interest will be waived for employees using payroll deductions for payment of rates.



**Incentives**

- (F) No incentives are declared for the payment of general rates (and annual service charge described earlier in this resolution) before dates fixed or specified for their payment under Section 167 of the Local Government Act 1989.

**Interest**

- (G) (1) The rate of 10.5% per centum per annum be specified as the rate of interest set by Council for the purposes of Section 172 (2) of the Local Government Act 1989.
- (2) The rate so set be effective until a new rate is set in accordance with Section 172 (c) of the Local Government Act 1989.

**Consequential**

The Revenue Officer be authorised to levy and recover General Rates, Service Charges and Municipal Charge in accordance with the Local Government Act 1989.

**Pensioner Rate**

- (H) "That, in accordance with the provisions of the Local Government Act 1989, in relation to General Rates, Service Charges and Municipal Charge, levied under provisions of the above act, with the consent of the minister, the Council, in relation to recipients eligible for waivers in 2011/2012 as having made continuing application for waiver in respect of the same rateable land or part on which a waiver was granted in 2010/2011, unless the person advises the Council that a waiver is no longer sought."

**RECOMMENDATION**

Yarriambiack Shire Council strike the rates and charges for 2011/2012 as presented.

**Moved Cr G Lovel seconded Cr J Wise that the Yarriambiack Shire Council strike the rates and charges for 2011/2012 as presented.**

**Carried**

**11.5 Appointment and Instrument of Delegation for Ranger/Local Laws Officer – Prepared by Tim Rose  
(Attachment)**

Allan Thomas has recently been appointed Relieving Ranger/Local Laws Officer during periods of leave or when the Ranger requires assistance. It is appropriate that the appointment be formalised and suitable delegations put in place.

An Instrument of Delegation is attached hereto. The powers, duties and functions proposed to be delegated are the same as those delegated to the Ranger/Local Laws Officer and seem to be appropriate for the officer to properly and efficiently carry out his duties.

**RECOMMENDATION**

- 1 That Council, in exercise of the powers conferred by Section 98 of the Local Government Act 1989, delegates all the powers, duties and functions of Council set out in Part 1 of the Schedule to the Instrument of Delegation attached hereto to Allan Thomas, Relieving Ranger/Local Laws Officer.
- 2 That Council, in exercise of the powers conferred by the Impounding of Livestock Act 1994 and Section 224 of the Local Government Act 1989, appoints Allan Thomas as Council's Relieving Ranger/Local Laws Officer and authorises him to exercise all the powers and functions under any of the Acts, Regulations or Local Laws as set out in Part 2 of the Schedule to the Instrument of Delegation attached hereto.
- 3 That the Seal of the Municipality be affixed to the Instrument of Delegation attached hereto.

**Moved Cr J Wise seconded Cr A McLean that Council adopt the above recommendations.**

**Carried**

**11.6 Changes to Valuation Certification – Prepared by Chantelle Pitt**



**CERTIFICATION FOR CHANGES IN THE VALUATION**

This is to certify that the total valuation of rateable properties in the Rate Book of the municipality of the Yarriambiack Shire Council was increased by Supplementary Valuations and Objections to Valuations as referred to in returns by Council's Valuer dated as at 1 September 2010, 16 September 2010, 17 September 2010, 21 September 2010, 22 September 2010, 23 September 2010, 24 September 2010, 27 September 2010, 14 January 2011, 7 February 2011, 18 March 2011, 29 March 2011 and 27 May 2011 and that the alterations have been incorporated into the Rate Book in accordance with such returns.

The total rates levied by the municipality on the 11<sup>th</sup> August 2010 by a General rate of .6234 cents in the dollar and a Differential rate of .5298 cents in the dollar (being all farm land within the municipality) by virtue of the Local Government Act 1989 or any other Act for that period ending 30<sup>th</sup> June 2011.

Dated this the 10<sup>th</sup> August 2011.

The Common Seal of the Yarriambiack Shire Council was hereunto affixed in the presence of:

**Councillor:** .....

**Councillor:** .....

**C.E.O:** .....

**RECOMMENDATION**

That the Certification for Changes in the Valuation be Signed and Sealed.

**Moved Cr K Zanker seconded Cr A McLean that the Certification for Changes in the Valuation be Signed and Sealed.**

**Carried**

**11.7 FaCHSIA THREE YEAR FUNDING GRANT – Prepared By Gavin Blinman**

We are required to sign and fix Council's Seal to the new FaCSHIA Funding Agreement for the amount of \$73,314 for the next three years to administer the Emergency Relief Program.

**RECOMMENDATION**

That Council Sign and affix Seal to the Agreement.

**Moved Cr H Ballentine seconded Cr J Wise that Council Sign and affix Seal to the Agreement.**

**12 GENERAL BUSINESS** (including strategic direction and specific issues)**National Broadband Network**

Moved Cr R Kingston seconded Cr K Zanker that the Yarriambiack Shire Council seek the assistance of the MAV to establish an informed position about the minimum level of service our communities need from the National Broadband Network in order for them to truly engage in an ever expanding online world, now and into the future.

Carried

Moved Cr R Kingston seconded Cr K Zanker that the Yarriambiack Shire Council lobbies by every means at our disposal for our communities to receive at least this level of service.

Carried

Moved Cr G Lovel seconded Cr K Zanker that Council acknowledge the recent passing of Mr Doug Hallam of Hopetoun. Mr Hallam was a passionate campaigner for the Yarriambiack Creek and was widely recognised for his commitment to the health of the creek. His ongoing contribution will be missed.

Carried

Cr K Zanker asked Bernie Naylor (Infrastructure Service Manger) to pass on an expression of thanks to the works crew who have participated in the maintenance of the gardens around the Yarriambiack Shire.

Cr A McLean thanked members of Council and staff who participated in the Speed Field Days.

**13 CLOSED SESSION**

**Moved Cr J Wise seconded Cr H Ballentine that Council move into Closed Session.**

**Carried**

**Moved Cr J Wise seconded Cr G Lovel that Council move back into Open Session.**

**Carried**

**Moved Cr A McLean seconded Cr H Ballentine that Council adopt the Resolutions from the Closed Session of Council.**

**Carried**

**14 MINUTES FROM MEETINGS**

**15 ATTACHMENTS / REPORTS**

**16 NEXT MEETING**

The next meeting of Council will be held on Wednesday 14 September 2011 at 9:30am at Warracknabeal.

**17 CLOSE 11:50am**

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