

SHIRE OF NORTHAMPTON

**Minutes of Ordinary Meeting of Council held at the Council Chambers Hampton Road,
Northampton on 19th May 2017**

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5.1 OPENING

The President thanked all Councillors, staff and members of the gallery present for their attendance and declared the meeting open at 1.00pm.

5.2 PRESENT

Cr C Simkin	President	Northampton Ward
Cr M Scott	Deputy President	Kalbarri Ward
Cr S Stock-Standen		Northampton Ward
Cr T Carson		Northampton Ward
Cr D Stanich		Northampton Ward
Cr R Suckling		Northampton Ward
Cr D Pike		Kalbarri Ward
Cr S Krakouer		Kalbarri Ward
Mr Garry Keefe	Chief Executive Officer	
Mr Grant Middleton	Deputy Chief Executive Officer	
Mr Glenn Bangay	Principal Building Surveyor	
Mr Neil Broadhurst	Manager of Works	
Mrs Hayley Williams	Principal Planner	

5.2.1 LEAVE OF ABSENCE

Nil

5.2.2 APOLOGIES

Nil

5.3 QUESTION TIME

Nil

5.4 CONFIRMATION OF MINUTES

**5.4.1 CONFIRMATION OF MINUTES – ORDINARY COUNCIL MEETING 21
APRIL 2017**

Moved Cr SUCKLING, seconded Cr KRAKOUER

That the minutes of the Ordinary Meeting of Council held on the 21st April 2017 be confirmed as a true and correct record.

CARRIED 8/0

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5.4.2 BUSINESS ARISING FROM MINUTES

Nil

5.5 RECEIVAL OF MINUTES

Nil

5.6 WORKS REPORT

5.6.1 INFORMATION ITEMS – MAINTENANCE/CONSTRUCTION WORKS PROGRAM (ITEM 6.1.1)

Noted

Mr Neil Broadhurst departed the meeting at 1.21pm.

5.7 HEALTH/BUILDING REPORT

5.7.1 BUILDING STATISTICS (ITEM 6.2.1)

Noted

5.7.2 WASTE MANAGEMENT - VERGE SIDE BULK RUBBISH COLLECTIONS (ITEM 6.2.2)

Moved Cr CARSON, seconded Cr KRAKOUER

That Council advises Mr Smith that it will not be re-introducing kerbside collections as requested due to the significant costs that are incurred by the Council for the collection service.

CARRIED 8/0

5.7.3 KALBARRI EMERGENCY OVERFLOW CAMPING FACILITY EASTER 2017 (ITEM 6.2.3)

Noted

5.8 TOWN PLANNING REPORT

**5.8.1 PROPOSED HOME BUSINESS – DOG SITTING SERVICE
LOT 71 (NO. 118B) GREY STREET, KALBARRI (ITEM 6.3.1)**

Moved Cr SUCKLING, seconded Cr STOCK-STANDEN

That Council:

1. Grant Development Approval for a Home Business - Dog-Sitting Service for a trial period of six (6) months, subject to compliance with the following conditions:
 - (a) Development shall be in accordance with the attached approved plan(s) dated 19 May 2017 and subject to any modifications required as a consequence of any condition(s) of this approval. The endorsed plans shall not be modified or altered without the prior written approval of the Local Government;
 - (b) Any additions to or change of use of any part of the building or land (not the subject of this consent/approval) requires further application and planning approval for that use/addition;
 - (c) This approval is issued only to Andrea White (the specific occupier) for Lot 71 (No. 118B) Grey Street, Kalbarri (the particular parcel of land) and is NOT transferable to any other person or to any other land parcel. Should there be a change of the occupier on the land in respect of which this development approval is issued this approval shall no longer be valid;
 - (d) The Applicant shall notify the Local Government the start date of the Home Business, and the trial period of six (6) months shall commence as at that date;
 - (e) The area for the Home Business shall not exceed and shall be limited to those areas as shown on the attached approved plans dated 19 May 2017;
 - (f) The employment of any person not resident on site is not permitted;
 - (g) The Home Business shall not involve the retail sale, display or hire of goods of any nature;
 - (h) The Home Business hours shall be limited to the following:
 - Monday to Saturday: 8:00am to 5:00pm; and
 - Sundays and Public Holidays: 9:00am to 4:00pm;

- (i) This Approval is not for the purposes of providing an overnight dog-sitting service and the Applicant shall not provide such a service without further application, and the written approval of the Local Government;
 - (j) The Applicant shall maintain supervision of visiting dogs at all times;
 - (k) The Applicant shall provide a revised Noise Management Plan that details the specific management actions for a variety of noise scenarios (addressing volume, pitch and/or length of continuous noise/distress of the dog) prior to the commencement of the Home Business, to the approval of the Local Government;
 - (l) Noise emissions from the Home Business shall at all times comply with the revised Noise Management Plan provided. Should any dog(s)' noise or behaviour not be able to be controlled by methods outlined in the Noise Management Plan, the Applicant is to immediately notify dog owners to collect the dog(s), and the incident is to be reported in writing within seven (7) days to the Local Government;
 - (m) The Applicant is to implement and maintain reporting mechanisms for any dog noise or behaviour complaints, and a copy of any complaints received are to be provided to the Local Government in writing within seven (7) days for its information and records, with a response in relation to the incident to also be provided by the Applicant to the Local Government;
 - (n) Any proposed signage for the Home Business is subject to further application to the Local Government;
 - (o) The operator is responsible to ensure that no parking of vehicles associated with the Home Business occurs within a public carriageway, including the road verge;
 - (p) The Applicant is responsible for ensuring that the premise is adequately fenced and gated, and that these fences and gates are maintained in good order and condition so as to effectively confine any dogs kept upon the premises. Should any dog(s) escape the premise, the Applicant shall report the incident to the Local Government in writing within seven (7) days, and a response as to how the incident occurred also be provided by the Applicant to the Local Government; and
 - (q) This approval is for the keeping of no more than three dogs at any one time on-site, including the Applicant's own dog(s).
2. Direct staff to complete a further Planning Assessment of the Home Business to be undertaken at the expiration of the six (6) month trial period (as determined with regard to the date supplied at Condition 1 (d)), for further consideration of an extension of the approval to a twelve (12) month period; and
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3. Request Shire staff to issue an exemption to allow the keeping of up to three (3) dogs upon Lot 71 Grey St, Kalbarri, in accordance with Section 26(3) of the Dog Act 1976, with the exemption being subject to Planning Approvals being maintained, and with the exemption becoming void should the Applicant allow the Home Business Planning Approval to lapse.

Notes:

1. If the development/land use, the subject of this approval, is not substantially commenced within a period of two years after the date of determination, the approval shall lapse and be of no further effect.
2. Where an approval has so lapsed, no development/land use shall be carried out without the further approval of the Local Government having first been sought and obtained.
3. The Applicant is advised that it is their responsibility to seek and obtain any additional approvals that may be required from other governmental agencies under separate legislation for the purposes of conducting the business.
4. The applicant is advised to familiarise themselves with the provisions of the Dog Act 1976 and the Shire of Northampton's Dog Local Laws, and any subsequent legislation/laws that may be relevant to the approved use.
5. If an applicant is aggrieved by this determination there is a right (pursuant to the Planning and Development Act 2005) to have the decision reviewed by the State Administrative Tribunal. Such application must be lodged within 28 days from the date of determination.

CARRIED 5/3

5.8.2	PROPOSED SHADE HOUSE STRUCTURE – LOT 1 (NO. 118) ONSLOW STREET, NORTHAMPTON, AND WAIVE OF DEVELOPMENT AND BUILDING FEES REQUEST (ITEM 6.3.2)
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Moved Cr SCOTT, seconded Cr CARSON

That Council defer Item 5.8.2 and grant delegated authority to the Chief Executive Officer to approve the location of the shade house structure when discussions have occurred between all parties to clarify the location of the proposed men's shed on the lot.

CARRIED 8/0

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5.8.3 SUMMARY OF PLANNING INFORMATION ITEMS (ITEM 6.3.3)

Noted

5.9 FINANCE REPORT

5.9.1 ACCOUNTS FOR PAYMENT (ITEM 6.4.1)

Moved Cr SCOTT, seconded Cr STANICH

That Municipal Fund Cheques 21180 to 21200 inclusive totalling \$25,941.06, Municipal EFT payments numbered EFT16304 to EFT16417 inclusive totalling \$985,077.81, Trust Fund Cheques 2202 to 2205, totalling \$2,092.18, Direct Debit payments numbered GJ1007 to GJ1014 inclusive totalling \$231,917.89 be passed for payment and the items therein be declared authorised expenditure.

CARRIED BY AN ABSOLUTE MAJORITY 8/0

5.9.2 MONTHLY FINANCIAL STATEMENTS APRIL 2017 (ITEM 6.4.2)

Moved Cr CARSON, seconded Cr SIMKIN

That Council adopts the Monthly Financial Report for the period ending 30th April 2017.

CARRIED 8/0

5.9.3 BUDGET SUBMISSIONS 2017-2018 (ITEM 6.4.3)

Moved Cr SCOTT, seconded Cr STANICH

1. That Council list the following for further consideration within the draft 2017/18 Budget:
 - Gwalla Cemetery - \$10,000 to repair Dr Horrocks' tomb and the stone wall.
 - Northampton Community Centre Playground - \$26,000 to replace damaged soft-fall.

CARRIED 8/0

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5.9.4 SUNDRY DEBTOR WRITE-OFF (ITEM 6.4.4)

Moved Cr STANICH, seconded Cr SUCKLING

That Council write off the following outstanding accounts totalling \$447.70 in accordance with Section 6.12 of the Local Government Act as the debt is deemed un-recoverable.

DREM01	REM 95 Pty Ltd	\$242.00
DHUN02	Scott Hunter	\$205.70

CARRIED BY AN ABSOLUTE MAJORITY 8/0

5.10 ADMINISTRATION & CORPORATE REPORT

Mr Neil Broadhurst entered the meeting at 1.55pm.

5.10.1 CORPORATE BUSINESS PLAN REVIEW (ITEM 6.5.1)

Council reviewed the documentation forming the Corporate Business Plan.

5.10.1.1 CP1 – BUILDINGS – NEW WORKS

Moved Cr SIMKIN, seconded Cr STANICH

That the following changes to the asset management plan be approved:

1. Projects for 2017/18 to remain unchanged.
2. That the construction of ablutions at Blue Holes to the value of \$90,000 be listed in 2018/19.
3. That the construction of ablutions at Jakes Point to the value of \$90,000 be deferred until 2019/20.
4. That the provision to relocate the Northampton Bowling Club to the value of \$2.0 million in 2020/21 be deleted and replaced with a provision for the installation of a synthetic bowling green at their existing premises to the value of \$300,000.
5. That the provision of \$1.0 million for the Kalbarri Community Centre in 2020/21 be deleted.

CARRIED 8/0

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5.10.1.2 CP1 – BUILDINGS – UPGRADES/RENEWAL

Moved Cr CARSON, seconded Cr SCOTT

That the following changes to the asset management plan be approved:

1. That the provision of the replacement of Jetty toilets (Kalbarri) to the value of \$90,000 be deferred to 2021/22.
2. A provision of \$35,000 for the repair of jail walls at the Lynton Heritage Site be included for consideration in 2017/18.

CARRIED 8/0

5.10.1.3 CP2 – RECREATION – CAPITAL RENEWAL

Moved Cr SUCKLING, seconded Cr KRAKOUER

That the following changes to the asset management plan be approved:

1. For 2017/18 Kalbarri foreshore redevelopment be amended for stage 1 to be the construction of the nature playground to the value of \$255,000.
2. The following projects be included in 2017/18:
 - Shelter at Horrocks central playground - \$33,000
 - Replace four water storage tanks (Wannernooka) - \$80,000
3. For 2019/20 Kalbarri foreshore redevelopment plan be amended for stage 2 to be installation of shelters and associated table/seating infrastructure to the value of \$278,200.
4. That a provision for a shelter over the playground at the Horrocks Community Centre to the value of \$23,000 be listed in 2019/20.
5. That a provision for shelters and seating for the southern car parking areas in Horrocks to the value of \$11,000 be listed in 2020/21.
6. For 2020/21 Kalbarri foreshore redevelopment plan be amended for stage 3 to be installation of dual use pathway, lighting and refuse bins to the value of \$420,000.
7. That a provision for steps from the Horrocks Community Centre to the oval to provide access to the value of \$7,500 be listed in 2020/21.
8. For the 2022/23 year, the provision of \$20,000 for the fence at the Northampton oval be deleted as these works will be completed in 2017/18.

9. For 2022/23 year, the provision of \$200,000 for a synthetic green at the Kalbarri Bowling Club be deleted as the club was able to secure funding and the works will be completed in 2016/17.

CARRIED 8/0

5.10.1.4 CP3 – ROAD PROJECTS

Moved Cr KRAKOUER, seconded Cr STOCK-STANDEN

That the following changes to the asset management plan be approved:

1. That deferment of projects made within the asset plan as highlighted in the report be approved.
2. That a provision of \$30,000 for the bitumen sealing of Lauder Street to the Binu School (Binu) be listed for 2018/19.
3. The construction of the Binu West Road/Chilimony Road re-alignment to the value of \$418,000 be listed for consideration in 2021/22.
4. The re-construction and bitumen sealing of 230m of Fifth Avenue, Northampton to the value of \$44,000 be listed for consideration in 2019/20.
5. The re-construction and bitumen sealing of 210m of Bateman Street, Northampton to the value of \$42,000 be listed for consideration in 2018/19.
6. That the construction and bitumen seal of a car park at the Kalbarri Sport and Recreation Centre to the value of \$180,000 be listed for consideration in 2017/18.
7. That the re-construction and asphalt seal of the car park at the Lions Park, Northampton to the value of \$102,000 be listed for consideration in 2018/19.
8. That the re-construction and bitumen seal of the car park at Blue Holes, Kalbarri to the value of \$121,500 be listed for consideration in 2018/19.
9. That the construction and bitumen seal of a car park at the rear of the Allen Centre, Kalbarri for the parking of tourist buses and long vehicles to the value of \$234,000 be listed for consideration in 2019/20.
10. That the re-construction and bitumen seal of the car park at Jakes Point, Kalbarri to the value of \$187,000 be listed for consideration in 2020/21.
11. That the re-construction and bitumen seal of the car park at Back Beach, Kalbarri to the value of \$150,000 be listed for consideration in 2021/22.

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12. That the re-construction and bitumen seal of the car park at Siphons, Kalbarri to the value of \$115,000 be listed for consideration in 2022/23.

13. That the re-construction and bitumen seal of the car park on Red Bluff Road, opposite Rainbow Jungle to the value of \$64,000 be listed for consideration in 2023/24.

CARRIED 8/0

ADJOURNMENT

Council adjourned at 3.00pm.

Meeting reconvened at 3:10pm with the following in attendance:

Cr Simkin, Cr Scott, Cr Stock-Standen, Cr Carson, Cr Stanich, Cr Suckling, Cr Pike, Cr Krakouer, Garry Keeffe, Grant Middleton, Neil Broadhurst and Glenn Bangay.

5.10.1.5 CP4 – FOOTPATH PROJECTS

Moved Cr SCOTT, seconded Cr STANICH

That the following changes to the asset management plan be approved:

1. That deferment of projects made within the asset plan as highlighted in the report be approved.

2. The construction of a dual use pathway on Red Bluff Road to the value of \$20,000 that was listed for 2018/19 be deleted as these works form part of the proposed new pathway listed in 2019/20 to the value of \$50,000.

3. That the construction of a dual use pathway for Essex Street, Northampton, to the value of \$39,000 be listed for consideration in 2017/18.

4. That the replacement of the dual use pathway in front of the Allen Centre, Kalbarri, currently asphalt, to a dual use concrete pathway, to the value of \$43,000 be listed for consideration in 2018/19.

5. That the construction of a dual use pathway in a section of Porter Street and Nanda Drive (southern section) to provide a dual use pathway to the Sun River Chalets, Kalbarri, to the value of \$75,000 be listed for consideration in 2022/23.

CARRIED 8/0

5.10.1.6 CP5 – PLANT REPLACEMENT PROGRAMME

Moved Cr KRAKOUER, seconded Cr STOCK-STANDEN

That the following changes to the asset management plan be approved:

1. That the changeover of the Northampton gardener utility, Kalbarri gardener utility and Principal Planners vehicle be deferred to 2018/19.
2. That the changeover of the Tip Truck in 2018/19 be deleted as this is not required.
3. That the changeover of the Kalbarri ranger vehicle in 2017/18 be deleted as this changeover is not required.
4. That the replacement of the Case Tractor be deferred until 2020/21.
5. That the purchase of a tri-axle water cart to the value of \$125,000 be listed for consideration in 2017/18.
6. Defer all senior staff vehicles by 1 year, resulting in all vehicles being kept for four years before replacement.

CARRIED 8/0

5.10.2 LOCAL GOVERNMENT WEEK CONFERENCE 2017 (ITEM 6.5.2)

Moved Cr PIKE, seconded Cr STOCK-STANDEN

That Cr Craig Simkin, Cr Mal Scott, Cr Des Pike, Cr Terry Carson and the CEO Garry Keeffe attend the 2017 WA Local Government Convention.

CARRIED 8/0

5.10.3 REQUEST FOR RATES EXEMPTION (ITEM 6.5.3)

Moved Cr PIKE, seconded Cr SCOTT

That Council not approve the rate exemption request for the Murchison Regional Aboriginal Corporation for the 2016/2017 financial year and the applicant be advised to re-apply for exemption in the 2017/2018 financial year.

CARRIED 8/0

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5.10.4 COUNCIL CHAMBER CHAIRS REPLACEMENT (ITEM 6.5.4)

Moved Cr CARSON, seconded Cr STANICH

That Council purchase 13 Grenich chairs for the Northampton Council Chambers and this purchase be declared authorised expenditure.

CARRIED BY AN ABSOLUTE MAJORITY 7/1

Cr Scott voted against the motion

5.10.5 MIDWEST ROAD OF REGIONAL SIGNIFICANCE REQUEST (ITEM 6.5.5)

Moved Cr SUCKLING, seconded Cr SCOTT

That due to the Ogilvie East Road and Nolba Road not meeting the assessment criteria to be recognised as a road of regional significance, Council advises the Shire of Chapman Valley that it does not propose to lodge an application nor does it consider there is any merit in lodging an application with the Mid West Regional Road Group to have the Nolba Road, Nolba Stock Route and Ogilvie East Road assessed as Roads of Regional Significance.

CARRIED 8/0

5.10.6 WORKS STAFF COLLECTIVE EMPLOYMENT AGREEMENT (ITEM 6.5.6)

Moved Cr SUCKLING, seconded Cr SCOTT

1. That Council advise the works staff of the following:
2. Indexation – The agreement be indexed by 2.5% or CPI whichever is the greater and this increase be granted to all staff excluding contracted senior staff
3. Cost of Living – There will be no additional payment to Kalbarri Outside staff cost of living expenses.
4. Travel Allowance – The daily allowance paid to outside staff of \$30 when they are away from their residence/home overnight will not be increased and remain at \$30 per night.
5. Grave Digging Allowance – No change, retain as \$100

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6. Large Animal Removal – Introduce a new allowance of \$100 for each employee involved in the removal of large animal carcasses such as horses and cattle however does not include kangaroos, emus, dogs etc.
7. Personal Leave Entitlements – This provision to be modified to include “Works staff will only be paid personal leave entitlements after the employee has reached 60 years of age”.
8. Time in Lieu - Time in lieu be allowed up to a maximum of 3 days and if not taken within 6 months all time accrued will be paid out at normal time. The accrual of time in lieu to be hour for hour and not at overtime rates.

CARRIED 8/0

5.10.7 FENCE MURAL - SHAWNY'S COUNTRY KITCHEN (ITEM 6.5.7)
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Moved Cr SCOTT, seconded Cr CARSON

That Council approves of the placement of a mural on board to be affixed to the fence of Unit 1 of Lot 535 Hackney Street, Kalbarri as per the design submitted, subject to the following conditions:

1. Mural appearance to be maintained in its original condition at all times.
2. All maintenance to the mural to be by the owners of Unit 1 of Lot 535 Hackney Street, namely “Shawny’s Country Kitchen” upon the direction of the CEO.
3. Should the mural experience any graffiti or become in a dilapidated state the Council has the right to remove the mural at the cost of the owner.

CARRIED 8/0

Cr Simkin declared an interest in item 6.5.8 as he has land dealings in progress with the Council and is related to the land owner and left the meeting at 4.01PM.

Cr Scott took over as meeting chair.

Cr Stock-Standen departed the meeting at 4.02PM

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**5.10.8 PURCHASE OF LAND - BINNU WEST ROAD RE-ALIGNMENT
(ITEM 6.5.8)**

Moved Cr STANICH, seconded Cr CARSON

That Council agree to pay \$1,112 per hectare for the portion of Lot 1 Binnu West Road as requested by the land owner.

CARRIED 6/0

Cr Simkin returned to the meeting at 4.04pm and resumed as chair of the meeting.

5.11 SHIRE PRESIDENT'S REPORT

Since the last Council meeting Cr Simkin reported on his attendance at the following:

24/4/17	Northern Zone Meeting at Mingenew
11/5/17	Meeting with Lynne Craigie and Ricky Burges from WALGA
18/5/17	Batavia LEMC Meeting in Geraldton

5.12 DEPUTY SHIRE PRESIDENT'S REPORT

Since the last Council meeting Cr Scott reported on his attendance at the following:

11/5/17	Meeting with Lynne Craigie and Ricky Burges from WALGA
17/5/17	Building/Asset Inspections

5.13 COUNCILLORS' REPORTS

5.13.1 CR PIKE

Since the last Council meeting Cr Pike reported on his attendance at:

4/5/17	Road Wise Trauma Day
16/5/17	Kalbarri Visitor Centre Meeting

5.13.2 CR KRAKOUER

Since the last Council meeting Cr Krakouer reported on his attendance at:

17/5/17	Building/Asset inspections
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5.14 INFORMATION BULLETIN

Noted

5.15 NEW ITEMS OF BUSINESS

Nil

5.16 NEXT MEETING OF COUNCIL

The next Ordinary Meeting of Council will be held on Friday the 16th June 2017 commencing at 1.00pm at the Allen Centre in Kalbarri.

5.17 CLOSURE

There being no further business, the President thanked everyone for their attendance and declared the meeting closed at 4:14pm.

THESE MINUTES CONSISTING OF PAGES 1 TO 17 WERE CONFIRMED AS A TRUE AND CORRECT RECORD ON FRIDAY 16 JUNE 2017

PRESIDING MEMBER: _____

DATE: _____