



SHIRE OF COOLGARDIE

A G E N D A

OF THE

ORDINARY COUNCIL MEETING

26 April 2017

6.00pm

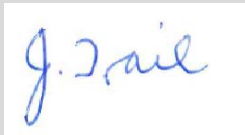
KAMBALDA

SHIRE OF COOLGARDIE

NOTICE OF ORDINARY MEETING OF COUNCIL

Dear Elected Member

The next ordinary meeting of the Shire of Coolgardie will be held on Wednesday 26 April 2017 in the Kambalda Recreation facility, Kambalda commencing at 6:00pm.

A handwritten signature in blue ink, reading "J. Trail", is displayed within a white rectangular box.

JAMES TRAIL
ACTING CHIEF EXECUTIVE OFFICER

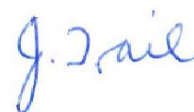
ORDINARY COUNCIL MEETING

26 April 2017

Welcome to the Ordinary Council Meeting of the Shire of Coolgardie.

The dates, times and locations of the Ordinary Council Meetings for 2017 are listed hereunder. This month's meeting is highlighted.

Tuesday	24 January 2017	6.00pm	Coolgardie
Tuesday	28 February 2017	6.00pm	Kambalda
Tuesday	28 March 2017	6.00pm	Coolgardie
Wednesday	26 April 2017	6.00pm	Kambalda
Tuesday	23 May 2017	6.00pm	Coolgardie
Tuesday	27 June 2017	6.00pm	Kambalda
Tuesday	25 July 2017	6.00pm	Coolgardie
Tuesday	22 August 2017	6.00pm	Kambalda
Tuesday	26 September 2017	6.00pm	Coolgardie
Tuesday	24 October 2017	6.00pm	Kambalda
Tuesday	28 November 2017	6.00pm	Coolgardie
Tuesday	19 December 2017	6.00pm	Kambalda



James Trail
ACTING CHIEF EXECUTIVE OFFICER

DISCLAIMER

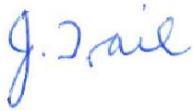
INFORMATION FOR PUBLIC ATTENDING COUNCIL MEETINGS

PLEASE NOTE:

THE RECOMMENDATIONS CONTAINED IN THIS AGENDA ARE OFFICERS RECOMMENDATIONS ONLY AND SHOULD NOT BE ACTED UPON UNTIL COUNCIL HAS RESOLVED TO ADOPT THOSE RECOMMENDATIONS.

THE RESOLUTIONS OF COUNCIL SHOULD BE CONFIRMED BY PERUSING THE MINUTES OF THE COUNCIL MEETING AT WHICH THESE RECOMMENDATIONS WERE CONSIDERED.

MEMBERS OF THE PUBLIC SHOULD ALSO NOTE THAT THEY ACT AT THEIR OWN RISK IF THEY ENACT ANY RESOLUTION PRIOR TO RECEIVING OFFICIAL WRITTEN NOTIFICATION OF COUNCILS DECISION.



James Trail
ACTING CHIEF EXECUTIVE OFFICER

COUNCIL MEETING INFORMATION NOTES

1. Your Council generally handles all business at Ordinary or Special Council Meetings.
2. From time to time Council may form a Committee to examine subjects and then report to Council.
3. Generally all meetings are open to the public; however, from time to time Council will be required to deal with personal, legal and other sensitive matters. On those occasions Council will generally close that part of the meeting to the public. Every endeavour will be made to do this as the last item of business of the meeting.
4. Public Question Time. It is a requirement of the Local Government Act 1995 to allow at least fifteen (15) minutes for public question time following the opening and announcements at the beginning of the meeting. Should there be a series of questions the period can be extended at the discretion of the Chairman.

Written notice of each question should be given to the Chief Executive Officer fifteen (15) minutes prior to the commencement of the meeting. A summary of each question and response is included in the Minutes.

When a question is not able to be answered at the Council Meeting a written answer will be provided after the necessary research has been carried out. Council staff will endeavour to provide the answers prior to the next meeting of Council.

5. **Councillors** may from time to time have a financial interest in a matter before Council. Councillors must declare an interest and the extent of the interest in the matter on the Agenda. However, the Councillor can request the meeting to declare the matter **trivial, insignificant or in common with a significant number of electors or ratepayers**. The Councillor must leave the meeting whilst the matter is discussed and cannot vote unless those present agree as above.

Members of staff, who have delegated authority from Council to act on certain matters, may from time to time have a financial interest in a matter on the Agenda. The member of staff must declare that interest and generally the Chairman of the meeting will advise the Officer if he/she is to leave the meeting.

6. Agendas including an Information Bulletin are delivered to Councillors within the requirements of the Local Government Act 1995, i.e. seventy-two (72) hours prior to the advertised commencement of the meeting. Whilst late items are generally not considered there is provision on the Agenda for items of an urgent nature to be considered.

Should an elector wish to have a matter placed on the Agenda the relevant information should be forwarded to the Chief Executive Officer in time to allow the matter to be fully researched by staff. An Agenda item including a recommendation will then be submitted to Council for consideration. The Agenda closes the Monday week prior to the Council Meeting (i.e. ten (10) days prior to the meeting).

The Information Bulletin produced as part of the Agenda includes items of interest and information, which does not require a decision of Council.

7. Agendas for Ordinary Meetings are available in the Coolgardie and Kambalda Offices/Libraries seventy-two (72) hours prior to the meeting and the public are invited to secure a copy.

8. Agenda items submitted to Council will include a recommendation for Council consideration. Electors should not interpret and/or act on the recommendations until after they have been considered by Council. Please note the Disclaimer in the Agenda (page 3).

9. Public Question Time – Statutory Provisions – Local Government Act 1995

Time is to be allocated for questions to be raised by members of the public and responded to at:

- (a) Every ordinary meeting of a council; and
- (b) Such other meetings of councils or committees as may be prescribed

Procedures and the minimum time to be allocated for the asking of and responding to questions raised by members of the public at council or committee meetings are to be in accordance with regulations.

9A. Question Time for the Public at Certain Meetings – s5.24 (1) (b)

Local Government (Administration) Regulations 1996

Reg 5 For the purpose of section 5.24(1)(b), the meetings at which time is to be allocated for questions to be raised by members of the public and responded to are:

- (a) Every special meeting of a council; and
- (b) Every meeting of a committee to which the local government has delegated a power or duty.

Minimum Question Time for the Public – s5.24 (2)

Reg 6 (1) the minimum time to be allocated for the asking of and responding to questions raised by members of the public at ordinary meetings of councils and meetings referred to in regulation 5 is fifteen (15) minutes.

(2) Once all the questions raised by members of the public have been asked and responded to at a meeting referred to in sub regulation (1), nothing in these regulations prevents the unused part of the minimum question time period from being used for other matters.

Procedures for Question Time for the Public – s5.24 (2)

Local Government (Administration) Regulations 1996

Reg 7 (1) Procedures for the asking of and responding to questions raised by members of the public at a meeting referred to in regulation 6 (1) are to be determined:

- (a) by the person presiding at the meeting; or
- (b) in the case where the majority of members of the council or committee present at the meeting disagree with the person presiding, by the majority of members,

Having regard to the requirements of sub regulations (2) and (3).

- (2) The time allocated to the asking and responding to questions raised by members of the public at a meeting referred to in regulation 6(1) is to precede the discussion of any matter that requires a decision to be made by the council or the committee, as the case may be.
- (3) Each member of the public who wishes to ask a question at a meeting referred to in regulation 6(1) is to be given an equal and fair opportunity to ask the question and receive a response.
- (4) Nothing in sub regulation (3) requires:
 - (a) A council to answer a question that does not relate to a matter affecting the local government;
 - (b) A council at a special meeting to answer a question that does not relate to the purpose of the meeting; or
 - (c) A committee to answer a question that does not relate to a function of the committee.

10. Public Inspection of Unconfirmed Minutes (Reg 13)

A copy of the unconfirmed Minutes of Ordinary and Special Meetings will be available for public inspection in the Coolgardie and Kambalda Offices/Libraries within ten (10) working days after the Meeting.

NOTE:

10.3 Unopposed Business

- (1) Upon a motion being moved and seconded, the person presiding may ask the meeting if any member opposes it.
- (2) If no member signifies opposition to the motion the person presiding may declare the motion in sub clause (1) carried without debate and without taking a vote on it,
- (3) A motion carried under sub clause (2) is to be recorded in the minutes as a unanimous decision of the Council or committee.
- (4) If a member signifies opposition to a motion the motion is to be dealt with according to this Part.
- (5) This clause does not apply to any motion or decision to revoke or change a decision which has been made at a Council or committee meeting.

QUESTION TIME FOR THE PUBLIC

(Please Write Clearly)

DATE: _____

NAME: _____

TELEPHONE: _____

ADDRESS: _____

QUESTIONS TO THE PRESIDENT:-

- GENERAL QUESTION / QUESTION RELATED TO THE AGENDA)
(Strike out unnecessary words)

ITEM NO: _____ PAGE NO: _____

PLEASE PASS TO THE CHIEF EXECUTIVE OFFICER FOR REFERRAL TO THE PRESIDENT BY 5.45PM AT THE MEETING, OR BY 12.30PM ON THE DAY OF THE MEETING AT THE KAMBALDA OFFICE, IRISH MULGA DRIVE, KAMBALDA.

SHIRE OF COOLGARDIE

DISCLOSURE OF INTERESTS

TO THE CHIEF EXECUTIVE OFFICER:

Under the Provisions of Division 6 of Part 5 of the Local Government Act 1995, I hereby disclose a Financial Interest/s in the matter/s listed on this form, which is/are scheduled for consideration at the meeting of Council to be held on:

TUESDAY _____ 2017

Where indicated by the word 'YES' in column 6, I will be seeking a determination (under Section 5.68) by the meeting, for reasons I will expand on.

(Print Name) _____ (Signature) _____ (Date)

NOTE: Members of Council are asked to deliver this completed form to the Chief Executive Officer on the day of the Council Meeting as required by the Act. Where this is not practicable the Disclosure/s may be telephoned to the Council Office on 9080 2111 and/or the form subsequently passed to the Chief Executive Officer prior to the meeting.

ITEM	PAGE No.	TYPE	REASON

For inclusion for interest declaration

Interests Affecting Impartiality: Disclosing Statement

"With regard to....(the matter in item)... I disclose that I have an association with the applicant. As a consequence, there may be a perception that my impartiality on the matter may be affected. I declare that I will consider this matter on its merits and vote accordingly."

APPLICATION FOR LEAVE OF ABSENCE



I Cr, _____ hereby request leave of absence for the following

Dates, From _____ to _____

Signed Cr: _____

Date _____

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1.0 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

2.0 RECORD OF ATTENDANCE / APOLOGIES / APPROVED LEAVE OF ABSENCE

2.1 PRESENT:

MEMBERS OF STAFF:

MEMBERS OF THE PUBLIC:

2.2 APOLOGIES:

2.3 APPROVED LEAVE OF ABSENCE: Cr, Kathie Lindup

3.0 DECLARATIONS OF INTEREST

3.1 DECLARATIONS OF FINANCIAL INTERESTS – LOCAL GOVERNMENT ACT SECTION 5.60A

3.2 DECLARATIONS OF PROXIMITY INTERESTS – LOCAL GOVERNMENT ACT SECTION 5.60B

3.3 DECLARATIONS OF IMPARTIALITY INTERESTS – ADMINISTRATION REGULATION 34C

4.0 RESPONSE TO PREVIOUS PUBLIC QUESTION TIME TAKEN ON NOTICE

Nil

5.0 PUBLIC QUESTION TIME

6.0 APPLICATIONS FOR LEAVE OF ABSENCE

7.0 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

ITEM 7.1 ORDINARY MEETING OF COUNCIL 28 MARCH 2017

OFFICERS RECOMMENDATION:

That the minutes of the Ordinary Meeting of Council of 28 March 2017 be confirmed as a true and accurate record.

8.0 ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION

President's Report April 2017

Acting Chief Executive Officer and I attended the launch of the Regional Cities Plan in Kalgoorlie/Boulder last week. This plan has many phases of plans and initiatives for growth of population and industry in the City, of which it is hoped the adjoining Shires can benefit from some of these initiatives going forward.

Myself and Technical services supervisors Keith Dickerson and Peter Miller met with the manager and supervisor of the GETS training group recently with the aim of gaining more traction and direction that the group will be taking under the new management group. Projects such as the footpaths in Kambalda will be ongoing, and the signage and pathways at the Coolgardie Bluff will be completed in the near future.

Technical services staff and our road crews have successfully completed this years works programme ,which included resealing local roads and renewal on gravel roads, all of which has been achieved on time and budget, which is a credit to all involved.

The road crew is currently working on resheeting sections of Binneringie Road that were affected by the heavy rain in the region in February. This road has seen a big increase in traffic usage with the resurgence of mining activity in the Widgiemooltha area.

Councillors were given a presentation by Francesca Lefante, who has been engaged by the CEO, to undertake a review of the Shires Planning and Strategy. She gave Council and Staff a great insight on how the Shire could adapt some of the initiatives in the strategy to encourage growth in our region and also how to activate tourism opportunities and holding the passing travellers in the region for longer periods of time.

I have also met with Department of Minerals and Petroleum staff regarding the rehabilitation of the Pro Force mine site adjacent to the Coolgardie Gorge. This project is nearly completed with some surplus funds available for landscaping and tree planting, of which the Shire may be able to facilitate with the GETS group to complete in conjunction with the rebuilding of the Gorge wall that was washed out last year.

Acting CEO, James and I are planning to make ourselves available to meet with residents and members of our communities to discuss any issues they may have within their organizations or towns. These sessions will be held alternately between each town on the second Tuesday of each month prior to Council Briefing Forums. Further information will be provided in this month Cool - Rambler.

Malcolm Cullen
Shire President

9.0 PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS

Nil

10.0 REPORTS OF COMMITTEE

Nil

11.0 REPORTS OF OFFICERS

11.1 CHIEF EXECUTIVE OFFICER

AGENDA REFERENCE: 11.1.1

SUBJECT: Monthly Activity Report

LOCATION: Nil

APPLICANT: Nil

FILE REFERENCE: NAM5457

DISCLOSURE OF INTEREST: The author has no financial interest in this report.

DATE: 17 March 2017

AUTHOR: Executive Assistant, Tyler Thornton

SUMMARY:

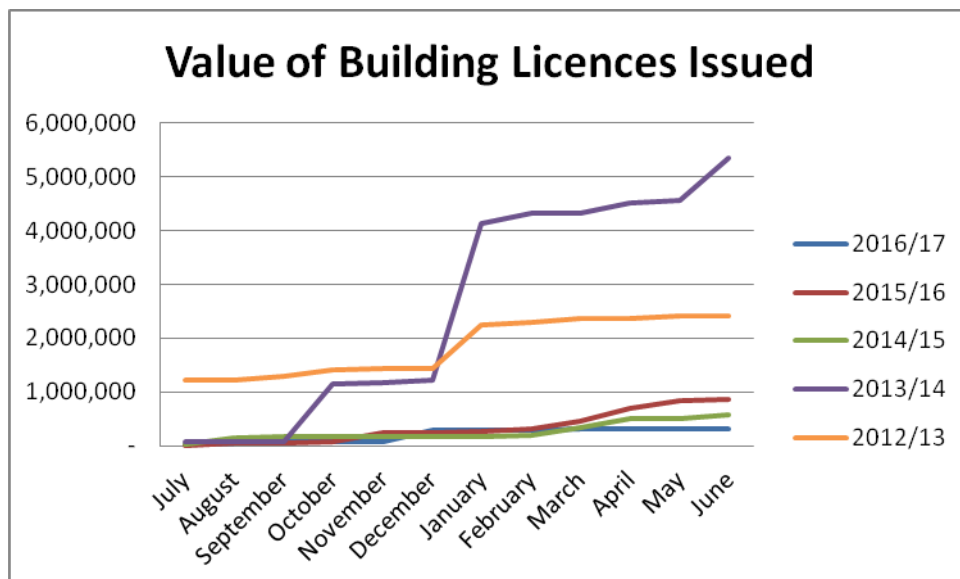
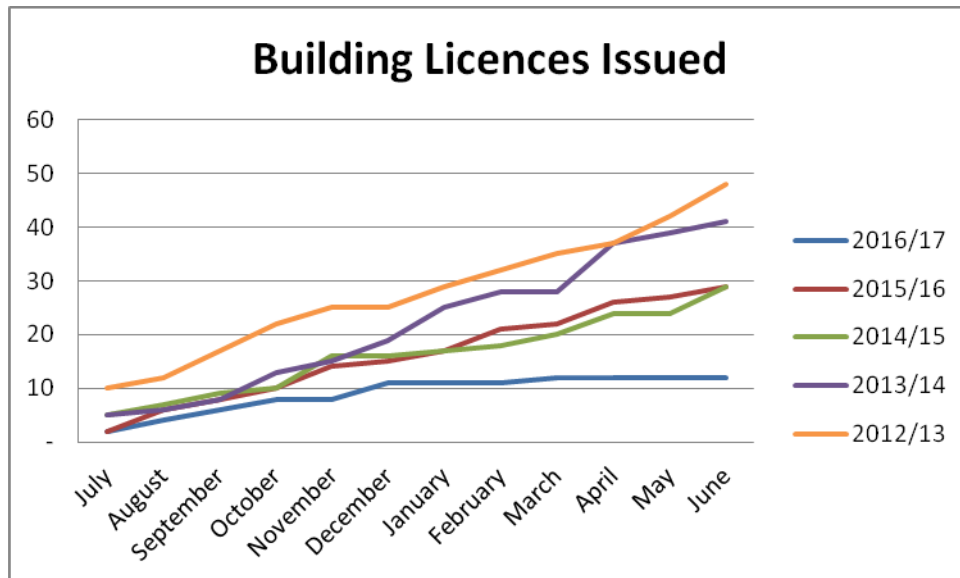
For Council to receive the monthly activity reports for March 2017.

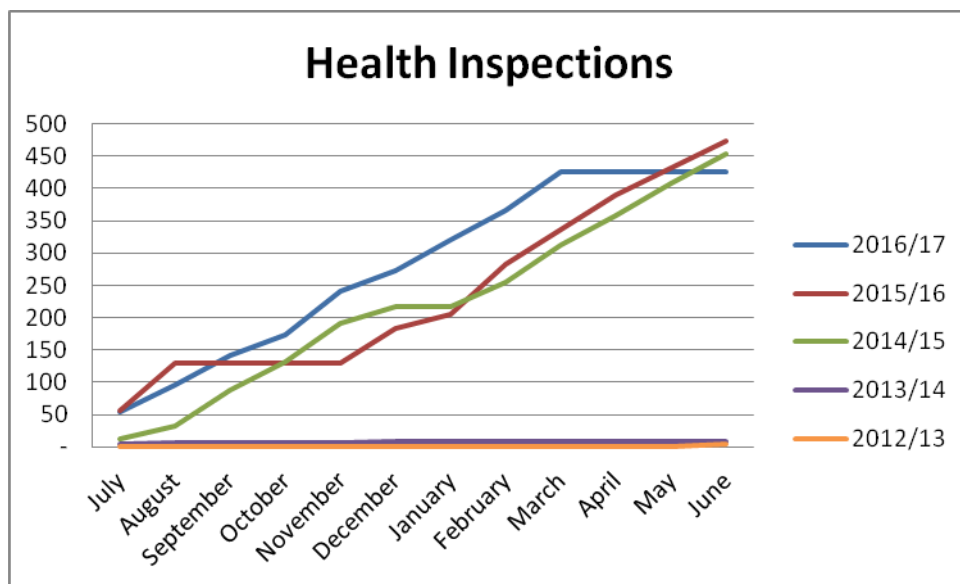
BACKGROUND:

This report is to provide Council information on the activity of various Council services and facilities.

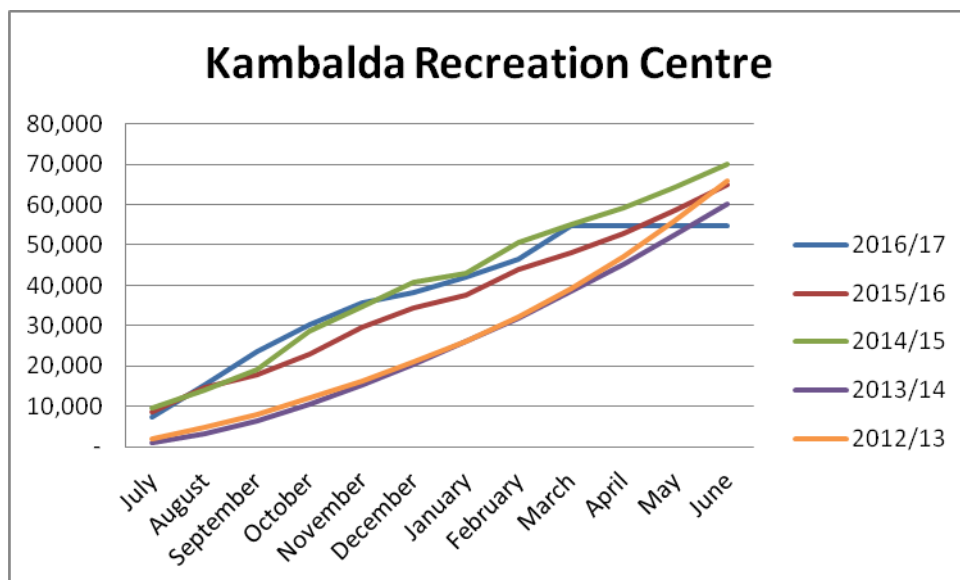
COMMENT:

Development Services

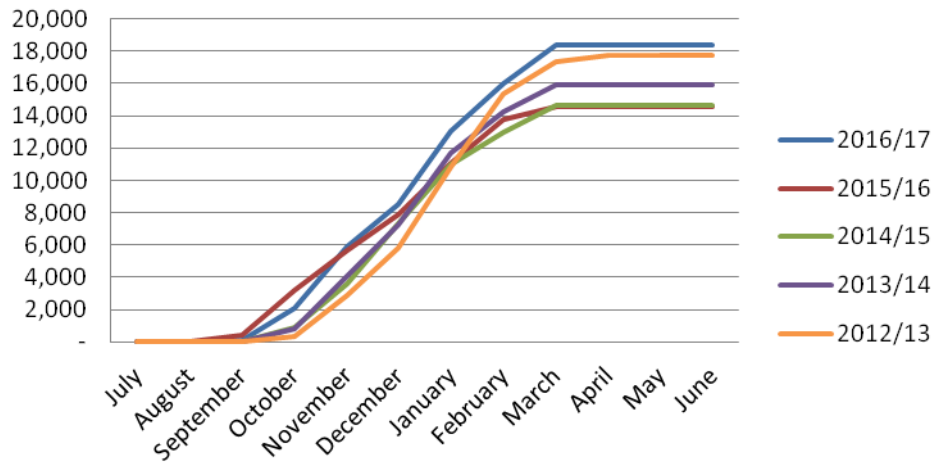




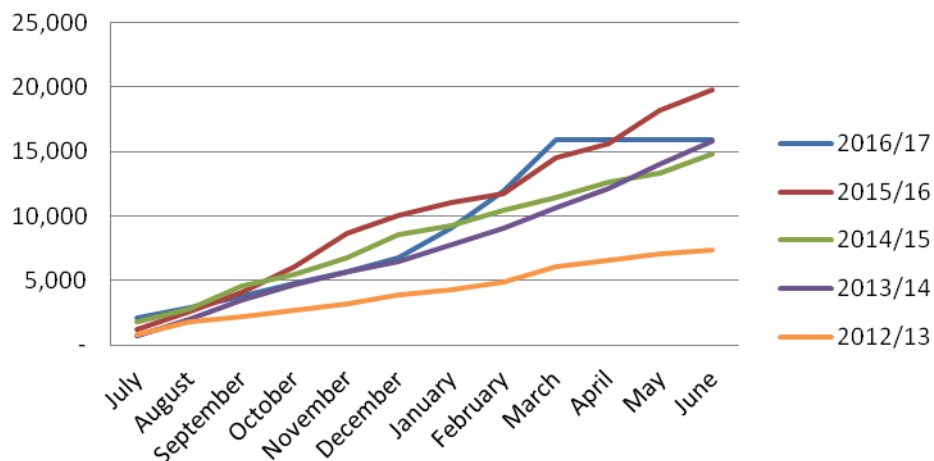
Recreation Services



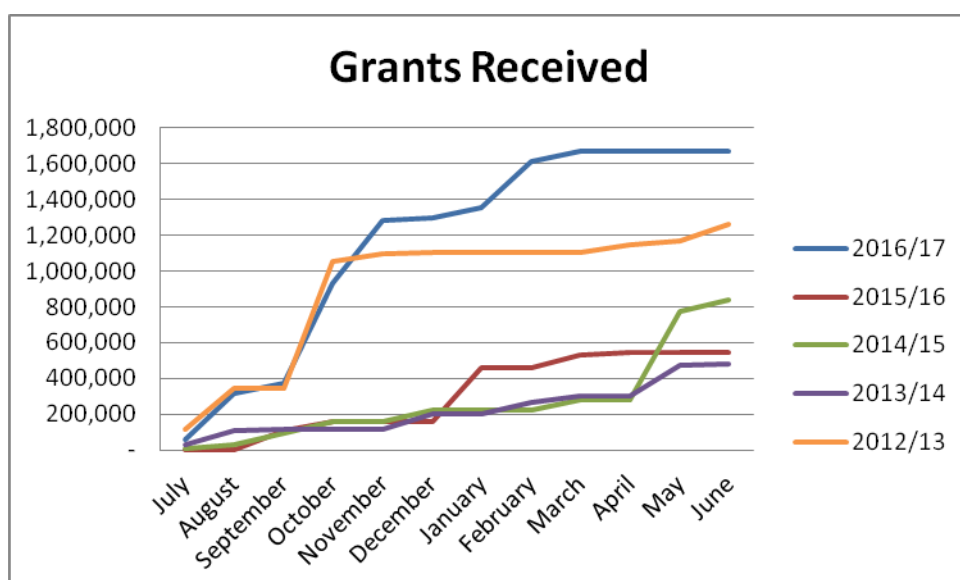
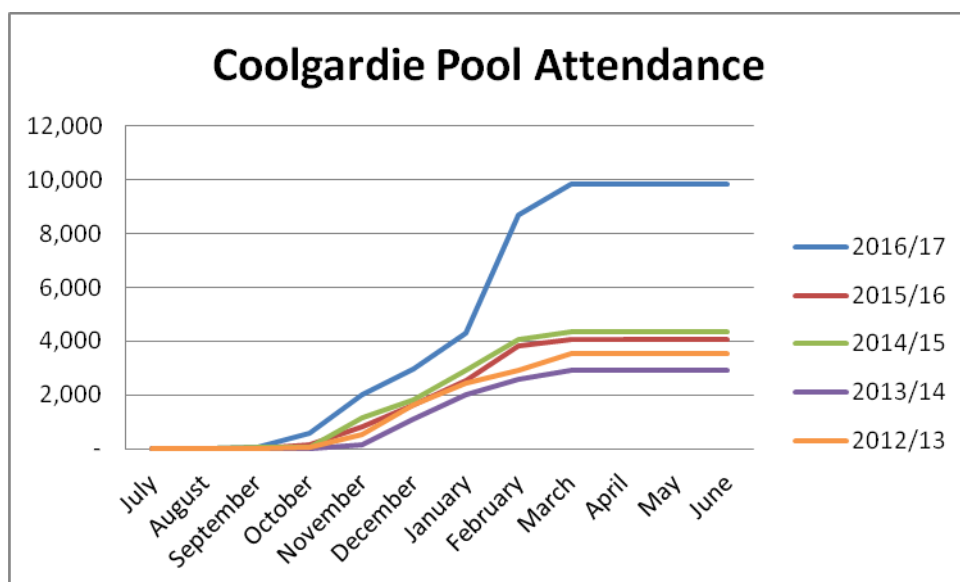
Kambalda Pool Attendance

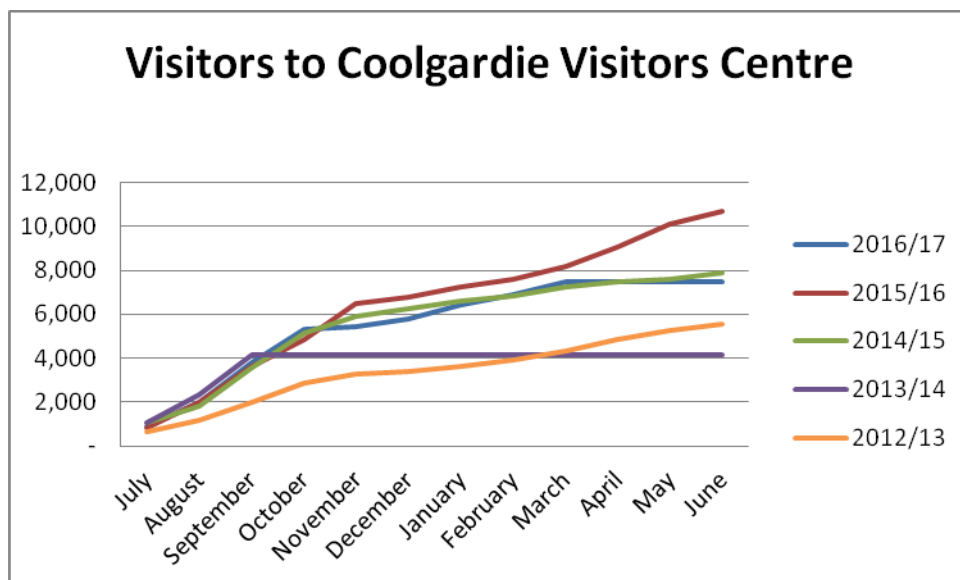
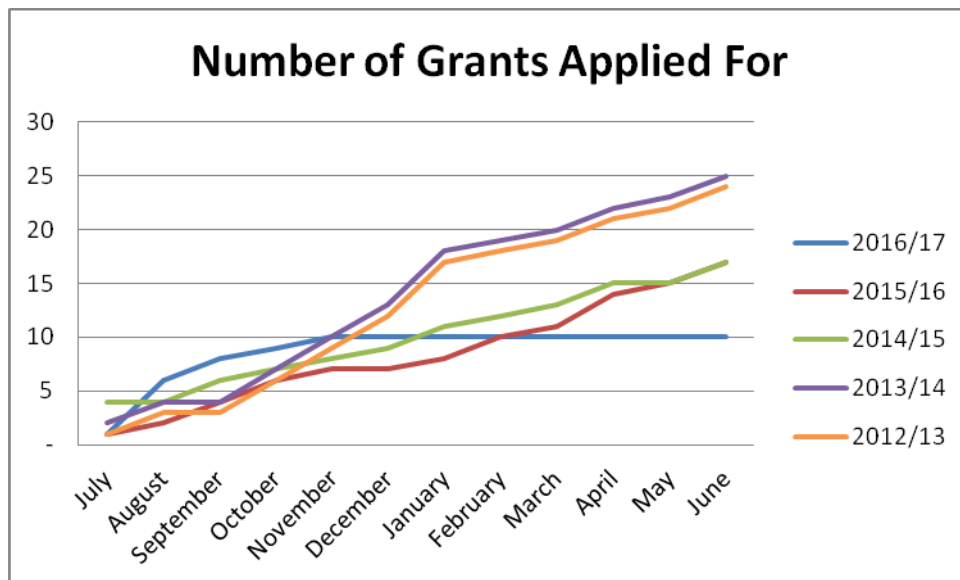


Coolgardie Recreation Centre

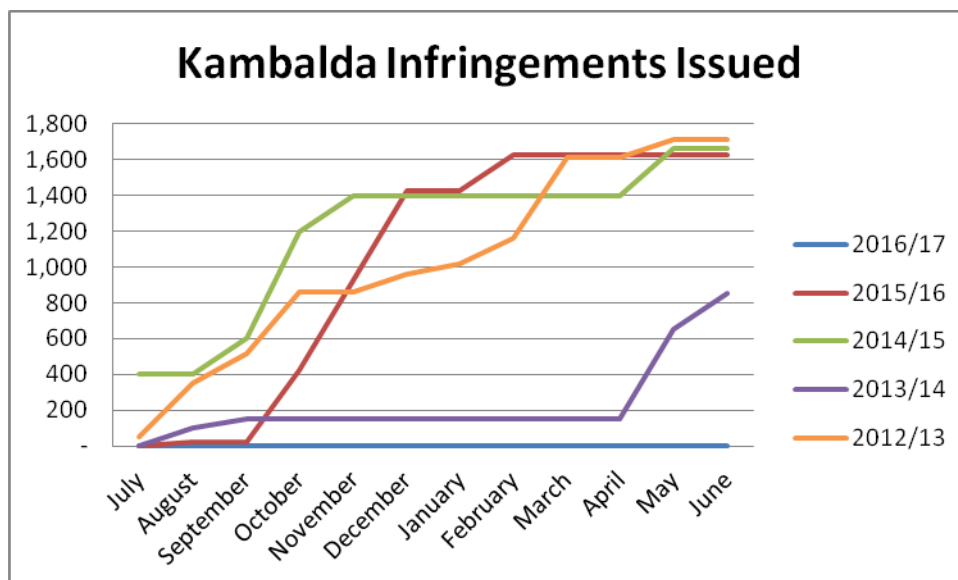
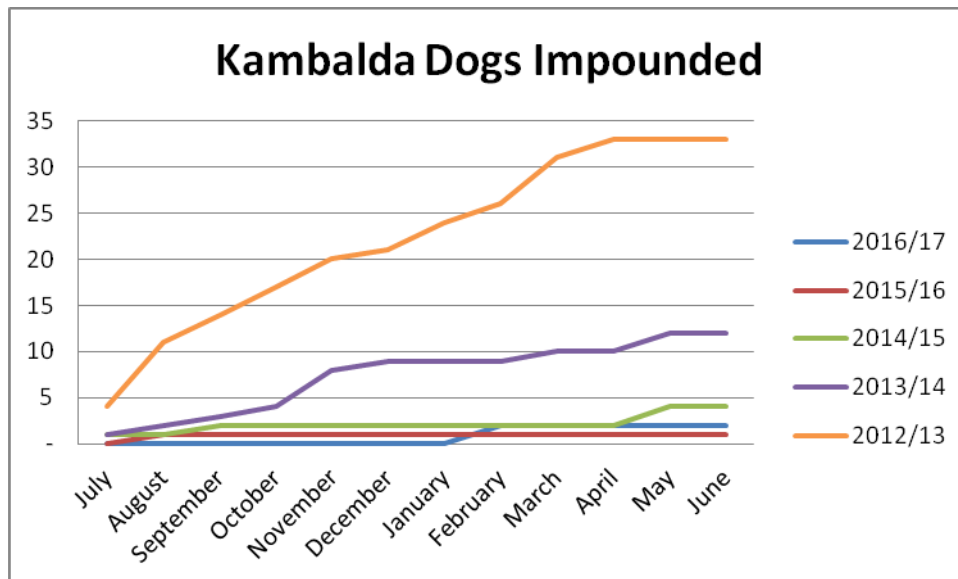


Community Services

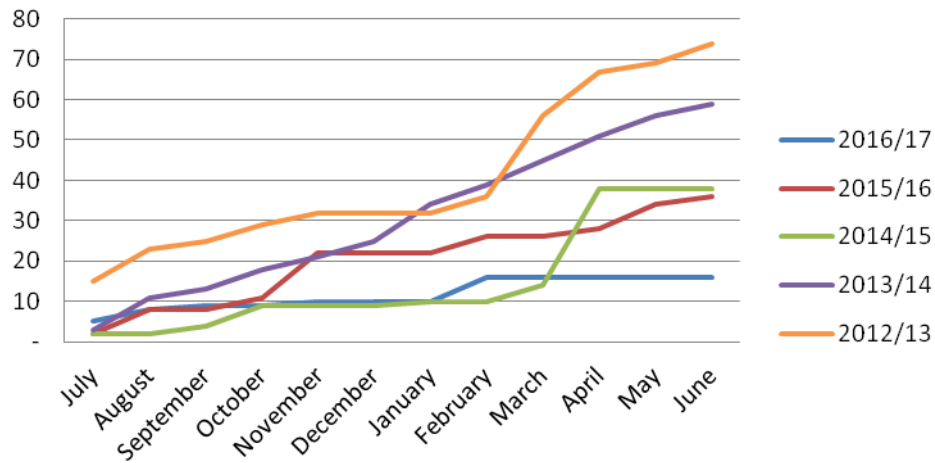




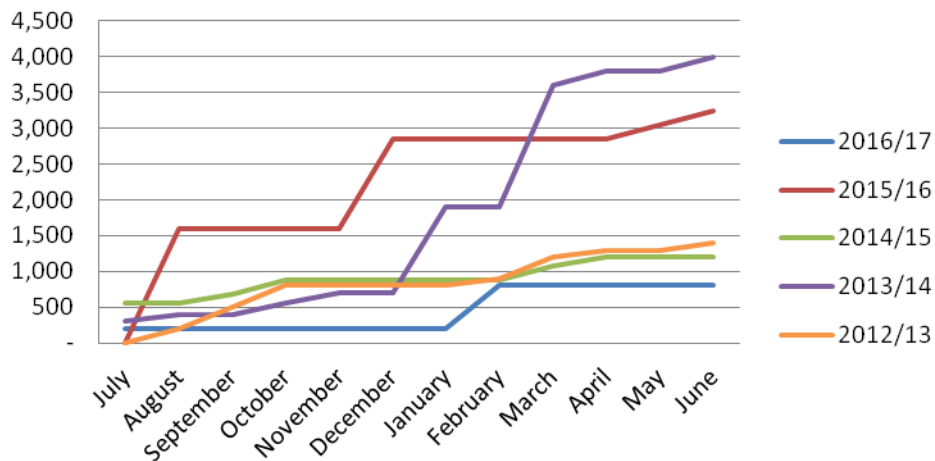
Ranger Services



Coolgardie Dogs Impounded



Coolgardie Infringements Issued



Technical Services

Document #	DATE	Description	Status
ICS19991	10/04/2017	WRF 3222 resident 74 Woodward St - drainage ditch out front of house is a traffic hazard (car scrapes bottom of ditch & visitors have complained how sandy/boggy area is now). He'd like ditch lined with blue metal or other appropriate product.	Outstanding

Governance

DATE	RES. No.	ACTION REQUIRED	
Ordinary Council Meeting 16 December 2014			
16 Dec14	227/14	<p><u>COUNCIL RESOLUTION: # 227/14</u></p> <p>That Council pursuant to Section 6.64(1)(b) of the Local Government Act 1995, where all reasonable efforts to locate the owner of the properties listed in attachment 1 and attachment 2 proceed to:</p> <ol style="list-style-type: none"> 1. Surrender to the Crown the 78 properties listed in the attachment 1 which have rates in arrears for three or more years, where the cost of proceedings for the recovery of outstanding rates would be equal or exceed the value of the land, 2. Sell the 12 properties listed in attachment 2 which have arrears for three or more years, and recover from the proceeds of the sale the outstanding balances which total \$77,765.04. 	In Progress - Review being done to auction 12 properties
Ordinary Council Meeting 27 January 2015			
27 Jan 15	013/15	<p><u>COUNCIL RESOLUTION: # 013/15</u></p> <p>That Council disposes of the property at Lot 101 (No. 68) Serpentine Rd, Kambalda East by public tender.</p>	Pending – Waiting on Town Planning Scheme
Ordinary Council Meeting 24 March 2015			

24 March 15	050/15	<p><u>COUNCIL RESOLUTION: # 050/15</u></p> <p>That Council resolves to –</p> <ol style="list-style-type: none"> 1) Instruct the Chief Executive Officer or his nominated representative to pursue vesting of a reserve over Vacant Crown Land and Lot 117 as indicated on the attached plan for the purpose of Horse Blocks, and on completion of the process to report to Council for Direction 2) Indemnify the Department of Regional Development and Lands against any cost or compensating claims arising from the taking process. 	In progress
24 March 15	051/15	<p><u>COUNCIL RESOLUTION: # 051/15</u></p> <p>That Council resolve to –</p> <ol style="list-style-type: none"> 1) Instruct the Chief Executive Officer or his nominated representative to pursue vesting of a reserve over Vacant Crown Land and Lot 117 as indicated on the attached plan for the purpose of Motorised Sports, and on completion of the process to report to Council for Direction 2) Indemnify the Department of Regional Development and Lands against any cost or compensating claims arising from the taking process. 	In progress
Ordinary Council Meeting Minutes 28 July 2015			
28 July 15	137/15	<p><u>COUNCIL RESOLUTION: # 137/15</u></p> <p>That Council resolve to –</p> <ol style="list-style-type: none"> 1) Instruct the Chief Executive Officer or his nominated representative to pursue vesting of a reserve over Vacant Crown Land as indicated on the attached plan for the purpose of Rifle Club, and on completion of the process to report to Council for Direction 2) Indemnify the Department of Regional Development and Lands against any cost or compensating claims arising from the taking process. 	In progress
Ordinary Council Meeting 22 September 2015			
22 Sept 15	193/15	<p><u>COUNCIL RESOLUTION: # 193/15</u></p> <p>That Council agree that</p> <ol style="list-style-type: none"> 1. Expressions of interest be sought for the use and access of Reserve 49358 for a period of 60 days (Kambalda Airstrip). 2. The Chief Executive Officer be authorised to negotiate 	<p>In Progress</p> <p>Meeting to be held</p>

		with applicants and present a draft lease agreement to Council for endorsement prior to application to the Minister for Lands for approval of the lease.	
Ordinary Meeting of Council 22 March 2016			
22 March 16	051/16	<p><u>COUNCIL RESOLUTION: # 051/16</u></p> <p>That Council make application to the Hon Minister for Lands to take a Management Order over Lot 500 on Deposited Plan 72918 for "Recreation" to support land sailing activities on Lake Lefroy and AGREE to provide the Minister for Lands with a statement confirming that</p> <p><i>"The Shire of Coolgardie indemnifies the Hon Minister for Lands against all claims for compensation incurred by the Minister in progressing the proposal to take native title and non-native title interests, as well as any other costs that may be payable in relation to the acquisition of rights and interests of Lot 500 on Deposited Plan 72918 for the proposed reservation with Management Order in favour of the Shire of Coolgardie for the purpose of 'Recreation'.</i></p>	Pending
Ordinary Council Meeting 26 April 2016			
26 April 16	068/16	<p><u>COUNCIL RESOLUTION: # 068/16</u></p> <p>That Council</p> <ol style="list-style-type: none"> 1. Authorise the Chief Executive Officer or his delegate to negotiate an agreement between Goldfields Masonic Homes Inc and the Shire of Coolgardie for the sale of the six units, known as Montana Homes for a total of \$30,000.00 (being \$5,000.00 per unit), <i>with Masonic Homes Inc to provide a written commitment to construct an additional two units subject to <u>Grant funding availability</u>.</i> 2. Advise the Minister for Lands of their support for the transfer of the Management Order over Reserve 35500, Lot 2126 of the units known as Montana Homes, 1, 3, 5, 7, 9, 11 Hunt Street Coolgardie to Goldfields Masonic Homes Inc 3. Advertise the proposed disposal of Reserve 35500, Lot 2126 to Goldfields Masonic Homes Inc. in accordance with Section 3.58 of the Local Government Act 1995. 4. Authorise the President and Chief Executive Officer to 	In Progress with shire lawyers

		affix the Common Seal and sign the associated contract documents.	
26 April 16	071/16	<p><u>COUNCIL RESOLUTION: # 071/16</u></p> <p>That Council</p> <ol style="list-style-type: none"> 1. Review the effect the proposed lease between the Shire of Coolgardie and The National Trust of Australia (WA) for Warden Finnerty's Coolgardie Western Australia will have on the annual operating budget for the year ending 30 June 2017 2. Invite representatives of the National Trust of Australia (WA) to discuss future plans for the property. 3. Defer the decision to sign the lease between the Shire of Coolgardie and the National Trust of Australia (WA) for Warden Finnerty's Coolgardie Western Australia until negotiations with the National Trust of Australia (WA) regarding the current condition of the building and other improvements on the land, and 4. An item be presented to Council immediately following discussions with the National Trust of Australia (WA) to recommend actions to be taken for the future of the operation of services at Warden Finnerty's Coolgardie Western Australia. 	In Progress- with Shire lawyers
Ordinary Meeting of Council 26 July 2016			
26 July 16	127/16	<p><u>COUNCIL RESOLUTION: #127/16</u></p> <p>That Council</p> <ol style="list-style-type: none"> 1. commence a review of the Shire of Coolgardie Local Laws as required by the Local Government Act 1995 Section 3.16; <ul style="list-style-type: none"> - Parking Angle 1953 - TV Masts and Antennae 1960 - Signs, Hoardings – Draft Model by law no 13 1967 - Signs, Hoardings and Bill Posting 1996 - Sick Leave 1969 - Recreation Areas 1985 - Recreation Reserve 1971 - Reserve Recreation (Parks) 1985 - Coolgardie Cemetery 1972 - Dogs 1997 - Bees 1989 - Intersections Fencing and Obstructions at 1996 - Signs 1997 - Health Local Laws 1998, 1999 - Standing Orders 2000 	In Progress- Project Officer preparing action plan

		<ul style="list-style-type: none"> - Standing Orders 2001 - Health Amendment Local Laws 2000, 2001 - Health Act 1911, 2002 - Health Amendment Local Laws 2002, 2003 <p>2. Advertise in state-wide public notice and local public notice be given of the review and that the closing date for submissions by the public will be Friday 31 October 2016.</p>	
Ordinary Council Meeting 27 September 2016			
27 Sep 16	248/19	<p><u>COUNCIL RESOLUTION: #248/16</u></p> <p>That Council approve the request to apply to the Department of Lands to amend reserve number 49358 (Ariel landing ground) to a Recreation reserve with the power to lease</p>	In Progress
Ordinary Meeting of Council 25 October 2016			
25 Oct 16	289/16	<p><u>COUNCIL RESOLUTION: # 289/16</u></p> <p>That Council defer Agenda item 11.3.3 (change of tenure for Shire reserve) presented in the October 2016 Ordinary Meeting of Council until the February Ordinary Meeting of Council. At this time future information and updates will be provided as to the status of this land purpose issue</p>	In Progress
Ordinary Meeting of Council 22 November 2016			
20 Dec 16	337/16	<p><u>COUNCIL RESOLUTION: #337/16</u></p> <p>That Council</p> <ol style="list-style-type: none"> 1. Endorse the Schedule of Modifications received by the Western Australian Planning Commission in relation to the Shire of Coolgardie's Local Planning Scheme and Strategy No.5 as per attachment 2. That council request the tenure of 21 years be extended to consider granting freehold to any of the properties that are taken up under the 21 year tenure option. That, whereby built infrastructure has been constructed on these properties, with regard to future development of industrial land within the Coolgardie township, that this be managed as an amendment to the TPS by the 20 Dec 16 Minister. 3. That Council write to the WAPC expressing their disappointment with regard to their non-acceptance and deliberation rationale of the scheme in relation to identified facets of Goldfields Esperance Blueprint document. 	<p>In Progress</p> <p>Report being prepared for May meeting</p>

		<p>4. That Council also request feedback as to the rationale the WAPC had adopted in relation to the recommendation of the town planning scheme and the future of land use development within the Coolgardie Shire.</p> <p>5. That Council request that the CEO engage in a consultation process with the Mining Industry, relevant stakeholders and community members with regard the future of land use development within the Coolgardie Shire.</p> <p>6. Council request the CEO submit at the February meeting of Council 2017, an implementation / action plan for the Town Planning Strategy and Town Planning Scheme inclusive of</p> <ul style="list-style-type: none"> i Relevant policy changes ii Future budget implications iii Relevant strategic implications iv Consultation strategy 	
Ordinary Council Meeting 24 January 2017			
24 Jan 17	005/17	<p><u>COUNCIL RESOLUTION: # 005/17</u></p> <p>That Council</p> <ol style="list-style-type: none"> 1. Approve the draft amended Regional Price Preference Policy in principle. 2. Give statewide public notice of its intention to adopt a Regional Price Preference Policy, inviting submissions from the public for a minimum of 4 weeks from the date of the notice. 3. Make a copy of the proposed Regional Price Preference Policy available for public inspection in accordance with the notice. 	To be advertised
24 Jan 17	012/17	<p><u>AMENDED OFFICER RECOMMENDATION: # 012/17</u></p> <p>That Council</p> <ol style="list-style-type: none"> 1. Authorise the Chief Executive Officer (or his delegate) to negotiate a Lease between the Shire of Coolgardie and MAX Employment subject to section 3.58 (3), Local Government Act 1995 for the property known as Coolgardie Railway Station Precinct (Reserve R35589 and R34988) with the term of the lease being 10 years. 2. Advertise the disposal of the property known as the Coolgardie Railway Station Precinct Reserve 35589 and 34988 located on Woodward Street, Coolgardie. The valuation of the site being \$1,040.00 per annum. The Shire of Coolgardie will charge a rental value of \$400.00 per annum for this site. 3. Authorise the Acting Chief Executive Officer to enter into a Memorandum of Understanding between the Shire of Coolgardie and MAX Employment 	Discussions on hold

24 Jan 17	013/17	<p><u>COUNCIL RESOLUTION: # 013/17</u></p> <p>That Council approve the request to apply to the Department of Lands to change the management order for the Coolgardie administration building 90 – 94 Bayley Street, Coolgardie to include the power to lease and an amendment of the reserve (39178) to allow for Health services to operate out of this facility.</p>	Motion needs to be rescinded
Ordinary Council Meeting 28 February 2017			
28 Feb 17	050/17	<p><u>ALTERATIVE MOTION: # 050/17</u></p> <p>That Council Refer the matter of the movable administrative building at the Kambalda airport to be brought to discussion in March 2017</p>	In Progress
28 Feb 17	054/17	<p><u>COUNCIL RESOLUTION: # 054/17</u></p> <p>That Council make a submission to the Environmental Protection Authority of Western Australia on the Public Environmental Review on the proposed Tellus Sandy Ridge Facility with the following comments for consideration:</p> <ol style="list-style-type: none"> 1. The Sandy Ridge (Waste Management) Facility operations should be subject to compliance with a Licence for Prescribed Premises issued by the Environmental Protection Authority's Department of Environment Regulation of Western Australia. 2. The Shire of Coolgardie should have the right to visit and inspect the premises at any time with or without Department of Environment Regulation staff for the purposes of assessing compliance with any approval conditions and any other relevant legislative requirements relating to law, order, safety, public health and protection of the environment; 3. The Shire of Coolgardie should have the right to be provided with a copy of all facility environmental monitoring reports including records relating to transportation, receipt and storage/disposal of waste on the site and annual compliance returns that are required to be provided to the Department of Environment Regulation as part of compliance with any licence conditions; 4. The Shire of Coolgardie should have the right to engage the services of an appropriately qualified environmental consultant to carry out an annual independent environmental assessment of the site operations at the expense of the licence holder to a value not exceeding \$25,000 per year increased annually by CPI Capital Cities, Perth. 	In Progress

28 Feb 17	055/17	<p><u>COUNCIL RESOLUTION: # 055/17</u></p> <p>That Council update the Shire of Coolgardie's list of delegations and approve the Chief Executive Officer to appoint Authorised Persons to enforce and administer the provisions of the <i>Building Act 2011</i> and <i>Building Regulations 2012</i>:</p> <p>Authorised Person/s</p> <p>Level 1 or Level 2 Building Surveyors</p>	In Progress
28 Feb 17	056/17	<p><u>COUNCIL RESOLUTION: # 056/17</u></p> <p>That Council update the Shire of Coolgardie's list of delegations and approve the Chief Executive Officer to appoint Authorised Officers and Designated Officers to enforce and administer the provisions of the <i>Food Act 2008</i> and <i>Food Regulations 2009</i>:</p> <p>Authorised Officers (Enforcement)</p> <p>Designated Officers (Administration)</p> <p>Environmental Health Officers</p> <p>Building Surveyors</p> <p>Chief Executive Officer</p> <p>Environmental Health Officers</p> <p>Deputy Chief Executive Officer</p> <p>Co ordinators</p> <p>Rangers</p>	In Progress
28 Feb 17	058/17	<p><u>COUNCIL RESOLUTION: # 058/17</u></p> <p>That Council request that the Minister for Health review the recent amendments to the Health (Asbestos) Regulations 1992 because the legislation regarding the penalties is still inadequate and does not protect public health in Western Australia.</p>	In Progress
28 Feb 17	060/17	<p><u>ALTERNATIVE RECOMMENDATION: # 060/17</u></p> <p>That Council request this application come back to Council for discussion in March 2017 for clarification on the late attachments</p>	In Progress
Ordinary Council Meeting 28 February 2017			
14 Marc 17	066/17	<p><u>COMMITTEE RECOMMENDATION: # 066/17</u></p> <p>That the Audit Committee:</p> <ol style="list-style-type: none"> 1. Accepts the Annual Financial Statements for the period ending 30th June 2016, Independent Auditor's Report and Management Report for the Year Ended 30 June 2016 2. Recommends the Council adopt the Annual Financial 	In Progress

		<p>Statements for the period ending 30th June 2016</p> <p>3. Recommends the Council receive the Management Report for the Year Ended 30 June 2016</p> <p>4. Recommends to Council the Acting Chief Executive Officer prepare an action report on the matters raised in the Management Report for the year ended 30 June 2016 to be presented to the Council at the April 2017 Ordinary Meeting of Council</p> <p>5. Recommend to Council that the action report be forwarded to the Minister in accordance with s 7.12A (4) of the Local Government Act 1995</p>	
28 March 17	075/17	<p><u>COUNCIL RESOLUTION: # 075/17</u></p> <ol style="list-style-type: none"> 1. That Council notes the Financial Activity Statement for the period ending 28th February 2017 forming attachment 1 to Report 11.1.1. 2. That Council requests the Acting Chief Executive Officer to address issues in the financial activity report for the period ending 31 March 2017 raised in public question time 	In Progress
28 March 17	076/17	<p><u>COUNCIL RESOLUTION: # 076/17</u></p> <p>That Council</p> <ol style="list-style-type: none"> 1. Accept the Annual Report for the year ended 30 June 2016 in accordance with Section 5.54 of the Local Government Act 1995, and <p>Resolve that the date for the Annual meeting of Electors be set for: Thursday 11 May at 7:00pm at the Coolgardie Community Recreation Centre.</p>	In Progress
28 March 17	079/17	<p><u>COUNCIL RESOLUTION: # 079/17</u></p> <p>That Council</p> <ol style="list-style-type: none"> 1. Authorise the Acting Chief Executive Officer to award Tender 05/17 "Information Technology upgrade "for \$256,523.57 ex GST to Tenderer (A) Emerge Technologies Pty Ltd 49 Brookman Street, Kalgoorlie 6430. 2. Authorise a contract to Emerge Technologies Pty Ltd 49 Brookman Street, Kalgoorlie for the Information Technology upgrade. 3. Authorise the Shire President and the Acting Chief Executive Officer to sign and affix the Common Seal in accordance with Part 19.1(2) of the Standing Orders Local Law to any required documentation. <p>The IT Upgrade will be funded over three years as part of operating expenditure.</p>	In Progress
28 March 17	081/17	<p><u>COUNCIL RESOLUTION: # 081/17</u></p> <ol style="list-style-type: none"> 1. That Council continues to charge One Tree Community Service the discounted rent of 	In Progress

		<p>\$10,000.00 per annum for the day care facility occupied at the Kambalda Community Recreation Facility by One Tree Community Services.</p> <p>2. In March 2018 a rent review will be presented to Council to determine any changes in One Tree Services' financial position.</p>	
28 March 17	082/17	<p><u>COUNCIL RESOLUTION: # 082/17</u></p> <p>That Council grants Development Approval under the Local Planning Scheme Number 5 for the proposed Motel on 40-42 Bayley Street, Coolgardie. This approval relates to the plans and details submitted to Council by Formscape on 16 January 2017 and will be subject to the below conditions:</p> <ol style="list-style-type: none"> 1. The pergola roof types, roof pitch colours will be of pale Eucalypt roofing colour as per the submitted plans by Formscape on January 16 2017. 2. The front picket fence to be retained where practicable in the new development. 3. That all units will be cladded in Weathertex exterior board (natural colour) cut into planks of 170mm. The weathertex cladding will include gables, gaps between the units, and the materials will go to ground level on all sides. 4. That the artificial grass areas shown on the application sketch be properly drained and formed. 5. That the roof overhang (eaves), including the drainage details of the units will be designed and constructed to the plan submitted by Formscape on 16 January 2017 6. The car parking design be constructed, drained and marked as per the submitted plan by Formscape on January 16 2017. 7. The new design of the front wall/fence, including the provision of art work, bins and access points will be as per the submitted plan by Formscape on January 16 2017. 8. The submission of a drainage strategy, including the location, design and operation of drainage swales, post development levels, drains and water storage tanks, to the satisfaction of the Chief executive Officer; 9. The submission of a landscaping plan, including the proposed management and maintenance strategy, to the satisfaction of the Chief Executive Officer. 10. The detail construction methods of all areas not included in the carparking area, landscaping area or bin storage area, to be provided to the satisfaction of the Chief Executive Officer. 11. The development being connected to the town's power, sewerage and water system. 	In Progress

		<p>12. Amalgamation of Lots 2401 and 2334 Bayley Street.</p> <p>13. The driveway crossover being constructed and maintained, in accordance with Main Roads provisions as contained in letter dated 4 January 2017, to the satisfaction Main Roads Regional Manager.</p> <p>14. The construction of side and rear boundary fences to be fenced with Black chainlink mesh to the satisfaction of the Chief Executive Officer.</p> <p>15. No vehicle access to be taken from the heritage laneway at the rear of the property.</p> <p>16. The Shire will hold a \$50,000 bank guarantee from BBB Remote Site Services to ensure that once the buildings and materials appear on site the development is completed within the period of this approval.</p> <p>17. The approval is valid for a period of 18 months from the commencement of construction, the development will be substantially completed within the 18 month time frame and the development should be completed and operating within 18 months of the issue of the building licence.</p>	
28 March 17	084/17	<p><u>COUNCIL RESOLUTION: # 084/17</u></p> <p>1. That Council authorise the CEO to negotiate a new lease for the portion of three (3) rooms and the shared reception area at the Kambalda Health Centre, 2 Gumnut Place, Kambalda.</p> <p><i>"Description: Portion of the premises known as the Kambalda Health Centre and comprising exclusive use of offices 8, 9 and 24 together with shared use of reception area 26 and non-exclusive use of common areas. Exclusive use area is approximately 43.1 sqm.</i></p> <p>2. That the lease agreement is brought back to Council for final adoption</p>	In Progress
28 March 17	086/17	<p><u>COUNCIL RESOLUTION: # 086/17</u></p> <p>Authorise the Acting Chief Executive Officer to negotiate a swimming pool management contract between Lew Franich and the Shire of Coolgardie for the 2017/18 pool season.</p>	In Progress
28 March 17	087/17	<p><u>COUNCIL RESOLUTION: # 087/17</u></p> <p>That Council</p> <p>1. Accept the tender for the "Design and Construction for the "Coolgardie Skate Park" to CONVIC Unit 13, 46-50 Regent Street, Richmond Victoria to the value of \$140,000 excluding GST.</p> <p>2. Delegate authority to the Acting Chief Executive Officer to approve variations up to the 10% of the total</p>	In Progress

		<p>value of the project excluding GST</p> <p>3. Authorise a contract to CONVIC Unit 13, 46-50 Regent Street, Richmond Victoria for the Coolgardie Skate Park.</p> <p>4. Authorise the Shire President and the Acting Chief Executive Officer to sign and affix the Common Seal in accordance with Part 19.1(2) of the Standing Orders Local Law to any required documentation.</p>	
28 March 17	092/17	<p><u>COUNCIL RESOLUTION: # 092/17</u></p> <p>That Council:</p> <p>1) Form a CEO Recruitment Committee made up of the following Councillors and HR Advisor, Rebecca Horan:</p> <ul style="list-style-type: none"> a. Cr, M Cullen b. Cr, T Rathbone c. Cr, K Lindup d. Cr, B Logan e. Cr, N Karafilis f. Cr, K Johnstone g. Cr, S Botting <p>2) Provide delegated authority to the CEO Recruitment Committee to the manage the recruitment and selection of CEO, other than the final appointment, in accordance to Section 5.36, Local Government Act 1995) and make recommendation to Council on the role of Acting CEO;</p> <p>Offer a remuneration package for the CEO position, in line with the Salaries and Allowances Tribunal's determination for the Shire of Coolgardie</p>	In Progress

Delegated Authority Used				
Date	Requesting Group	Description	Delegation used	Amount
24/09/2013	Shire of Coolgardie	Authority to enter under Acts and Regulations	Authority to Enter	\$0.00
6/05/2016	Kambalda Football Club	Gym Membership	Donation	\$240.00
13/09/2016	Christian Aboriginal Parent School (CAPS)	Caps Charity Ball	Donation 2 Tickets	\$25.00 EACH
19/09/2016	Hope Community Services	Donation from Shire of Coolgardie to Hope Services.	Donation, Electricity 5 hours \$75.00 and Cash Payment \$25.00	\$100.00
25/01/2017	Recreation Services Coordinator	3x Bunnings vouchers for sport prizes for the community survey	Donation 3 vouchers	\$150.00
01/02/2016	Kambalda Men's shed	Advertise in colour in February Cool Rambler to promote and encourage new members	Advertisement in February Cool Rambler	\$60.00
25/03/2017	St Johns Ambulance	Expression of thank you for service with 2 hours free anaconda hire	Donation	\$200.00
9/03/2017 – 17/03/2017	Coolgardie primary school	Swimming lessons in Coolgardie (6 days, 12km)	Donation	\$2.28

CONSULTATION:

Nil

STATUTORY ENVIRONMENT:

Nil

POLICY IMPLICATIONS:

Nil

FINANCIAL IMPLICATIONS:

Nil

STRATEGIC IMPLICATIONS:

Nil

VOTING REQUIREMENT:

Simple Majority

OFFICERS RECOMMENDATION:

That Council note the various activity reports and delegated authority used for March 2017.

AGENDA REFERENCE: 11.1.2

SUBJECT: Monthly List of Municipal and Trust Fund Payments

LOCATION: Nil

FILE REFERENCE: NAM5459

DISCLOSURE OF INTEREST: Nil

DATE: 19 April 2017

AUTHOR: Finance Coordinator, Joelee Nolan

SUMMARY:

For Council to receive the list of accounts for March 2017.

BACKGROUND:

The Local Government (Financial Management) Regulations 1996, Regulation 13(3)(b) requires that Council receive a list of accounts paid in the month, and that this be recorded in the minutes. Council has delegated to the Chief Executive Officer that authority to make these payments from Municipal and Trust Funds.

COMMENT:

Presented in this item is a table of accounts (invoices), and includes that cheque (or EFT) identifier for the transaction, the entity, date and amount paid, description of the goods, service, or other that relates to the payment. Extra details of invoices relating to payments are included for the information of Councillors.

The schedule of payment made under delegated authority as summarised below and recommended to be received by Council, has been checked and is supported by vouchers and invoices which have been duly certified as to the receipt of goods and provision of services, and verification of prices and costings.

CONSULTATION:

Nil

STATUTORY ENVIRONMENT:

Local Government (Financial Management) Regulations 1996, Regulation 13 – Lists of Accounts.

POLICY IMPLICATIONS:

CS-PROCUREMENTS POLICY. Policy CS-11 sets the guides with regards to the purchase of goods or services provided.

FINANCIAL IMPLICATIONS:

Nil

STRATEGIC IMPLICATIONS:

Solutions focussed and customer oriented organisation.

- High quality corporate governance, accountability and compliance.

Effective management of infrastructure, heritage and the environment.

- Develop and maintain Shire buildings, facilities and infrastructure assets.

VOTING REQUIREMENT:

Simple Majority

OFFICER RECOMMENDATION

That Council receive listing (attached) of accounts paid during the month of March 2017 by the Acting Chief Executive Officer under delegated authority of Council.

1. Municipal accounts totalling \$1,108,261 on Municipal vouchers EFT13179 -- EFT13316, cheques 51798 - 51818, and direct payments made during the month of March 2017.
2. Trust payments totalling \$7510.55 on cheques 2123 - 2129

AGENDA REFERENCE: 11.1.3

SUBJECT: Adoption of Occupational Safety and Health Policy

LOCATION: Nil

APPLICANT: Nil

FILE REFERENCE: NAM5458

DISCLOSURE OF INTEREST: Nil

DATE: 4 April 2017

AUTHOR: HR Advisor, Rebecca Horan

SUMMARY:

This agenda item recommends that Council adopt the Occupational Safety and Health Policy

BACKGROUND:

The Shire of Coolgardie recognises the importance of a safe and productive workplace and is in the process of updating a suite of policies to address various safety issues. Workplace safety is a joint responsibility of the employer and the employee. The Shire, as the employer, is required to provide a workplace that is safe and free from risks, whilst we work with our employees to improve any areas of concern and to ensure that they also take some responsibility to their own actions.

COMMENT:

The proposed Occupational Safety and Health Policy set the standard for the general conduct of Occupational and Safety issues.

CONSULTATION:

Nil

STATUTORY ENVIRONMENT:

Occupational and Safety Act 1984, Local Government Act 1995

POLICY IMPLICATIONS:

The Shire of Coolgardie requires a suit of Policies to ensure that it is in compliance with its statutory requirements and that all employees are able to access and understand the requirements of the Occupational and safety legislation, and can contribute to a safe ad productive workplace.

FINANCIAL IMPLICATIONS:

Nil

STRATEGIC IMPLICATION:

Nil

VOTING REQUIREMENT:

Absolute Majority

OFFICER RECOMMENDATION:

That Council adopt the Occupational Safety and Health Policy.

AGENDA REFERENCE: 11.1.4

SUBJECT: Contract Services Engineering

LOCATION: NA

APPLICANT: NA

FILE REFERENCE: NAM5461

DISCLOSURE OF INTEREST: Nil

DATE: 06 September 2017

AUTHOR: Acting Chief Executive Officer, James Trail

SUMMARY:

Report recommends that Council endorse the proposal from RSA Works for the Management of Works and Technical Services at the Shire of Coolgardie from 1st July 2017 to 30th June 2018.

BACKGROUND:

RSA has been engaged during 2016/2017 undertaking the management of works and technical services for the Shire of Coolgardie.

COMMENT:

The proposed contract for delivery of the Management of Works and Technical Services between Keith Dickerson trading as RSA Works and the Shire of Coolgardie for a period of one year from 1st July 2017 to 30th June 2018 with the option of renew for the period from 1st July 2018 to 30th June 2019.

Delivery of the required works will be provided in a timely manner to insure all deadlines and budgets are met; all work will be carried out by me and will not be sub contracted.

The work will be scheduled to achieve a high standard of delivery of all works and services required during the year. Proposed schedule for the delivery of works is 100 hours in each of the following months; August 2017, September 2017, October 2017, November 2017, February 2018, March 2018, April 2018 and May 2018 during eight visits to Coolgardie with an additional 100 hours work that will be carried out in RSA Works Mandurah Office. If additional onsite works for specific projects is required then arrangements could be made between me and the CEO.

The option for renewal of the contract for the 2018/19 year would involve less hours than the 2017/18 year as there will be programs in place offering a more efficient delivery of the required works and services.

RSA Works to provide all required insurances, mobile telephone, all living expenses, accommodation and work clothing including PPE.

The Shire of Coolgardie is to provide flights from Perth to Kalgoorlie, Vehicle including all associated cost for use during visits to Coolgardie, suitable office space and computers at Coolgardie/Kambalda and secretarial service during visits to Coolgardie.

CONSULTATION:

Council
RSA Works

STATUTORY ENVIRONMENT:

Nil

POLICY IMPLICATIONS:

Council Procurement Policy

FINANCIAL IMPLICATIONS:

Resources will be provided in the 2017/2018 Budget for contract services for management of technical services.

STRATEGIC IMPLICATION:

The Shire has recently undertaken a review of all services in the Shire. In doing so it has been identified the significant benefit and efficiencies in the engagement of RSA Works during 2016/2017.

VOTING REQUIREMENTS:

Simple Majority

OFFICER'S RECOMMENDATION:

That Council endorse the proposal from RSA Works (CONFIDENTIAL ATTACHMENT 1) for the delivery of management of works and technical services for the Shire of Coolgardie for a period of one year from 1st July 2017 to 30th June 2018 with the option, at the discretion of the Shire, of renewal for the period from 1st July 2018 to 30th June 2019.

11.2 *DEPUTY CHIEF EXECUTIVE OFFICER*

AGENDA REFERENCE: 11.2.1

SUBJECT: Proposed New Telecommunication Facility

LOCATION: Lot 16 (Plan 170600) Sharpe Drive, Kurrawang

APPLICANT: Optus Mobile P/L - Daly International

FILE REFERENCE: NAM5424

DISCLOSURE OF INTEREST: Nil

DATE: 10 April 2017

AUTHOR: Francesca Lefante, Consultant Town Planner

SUMMARY:

Council is requested to consider granting development approval for new telecommunication infrastructure and associated base station at Lot 16 (Plan 170600) off Sharpe Drive, Kurrawang. The site is located within the Karrawong Aboriginal Christian Community.

The purpose of the facility to provide 3G and 4G coverage and capacity for Great Eastern Highway, Kurrawang community and surrounding area including mining operations.

BACKGROUND:

The application details include:-

- Telecommunication equipment:-
 - 79m tall guyed Mast.
 - Three (3) new panel antennas, to be mounted at the top of the tower on a triangle headframe.
 - One (1) new 1200 parabolic transmission antenna
 - One (1) new equipment shelter, coloured "Paper Bark" with a floor area of 7.5sqm located adjacent to the new guyed mast, and
 - Ancillary equipment associated with the operation of the facility.
- A leased compound, to house the facility, enclosed by a 2.4m high chain link security fence, with access via a new gate from Sharpe Drive.
- The facility, antenna and guyed mast will be finished in non-reflective grey colour.
- Power to the proposed facility will be run underground to the nearest transformed which is located 100 metres south of the installation.
- The cost of the proposal is \$250,000.

The applicant has advised that:-

- Optus has embarked on a nationwide rollout to deliver improved services to meet the growing demand for mobile services and improve mobile coverage and enhance services.
- Investigations of the facilities in the area and has identified *"significant demand for coverage by users in and around the area of Kurrawang"*.
- This site was chosen as it meets the service technical needs and has the least impact on the surrounding area.
- There are no existing telecommunication facilities in the wider area to co-locate or tall structures or facilities that could support the structure and the antennas.
- Five sites were investigated prior to pursuing this site.

THE LAND is Lot 16, Plan 170600 (SL-61) off Sharpe Drive, Kurrawang, The facility being located within the northern section of the Kurrawang Aboriginal Christian Community (KACC) grounds on the site identified as SL-61 under the Kurrawang Layout Plan. The location of this facility has been selected under direction by the landowners.



Figure 1. Extract of Kurrawang Layout Plan 2 – Living Area with proposal superimposed over Land



Figure 5: Context of proposed Optus Site to surrounding road network (Google Earth)



Figure 6: Aerial View of Proposed Optus Site (Candidate B) (from Google Earth)

COMMENTS:

Coolgardie Local Planning Scheme No 5

Under the Scheme the site is "zoned "settlement". Development within this zone is required to be in accordance with any endorsed layout plan. There is an endorsed Kurrawang Layout Plan 2 – March 2006 (as amended) that applies to this site.

Kurrawang Layout Plan 2

Under the Kurrawang Layout Plan 2, the proposal is primarily located on SL Lot 61, with a land use classification of "Rural". Permitted development within the Layout Plan "Rural" land use classification

encompasses essential service distribution network which includes infrastructure associated with telecommunications.

The applicant has advised the following in relation to the development process as detailed in Clause 7 of the Kurrawang layout plan,

- A site design visit was undertaken with representatives of Kurrawang Community in attendance.
- The subject land was selected as the preferred location at the direction of the Kurrawang Community.
- The Kurrawang Community endorsed the location at a meeting on 20 August 2016.
- It is not possible to locate the infrastructure on the public utility SL-16 land as it is occupied by the communities water pumping station.
- There is not sufficient land available within the defined public utility areas to support the proposed development.
- There is a precedent within the community to community for support of telecommunications facilities in the rural land use area.

State Planning Policy 5.2 - Telecommunication

Under this policy proposals are to be consideration against a number of matters including minimising the visual impacts, in this regard the following is provided:-

- Visual Impact – facilities is sited and designed to minimise the visual impact.
 - The proposal is located at the edge of the community, under direction from the landowner, away from the main area of the community.
 - Existing vegetation will assist in screening the base station and lower portion of the tower.
 - The site is separated from Great Eastern Highway, with most visibility from Sharpe Drive and the Karrawang Community.
 - The facility, antenna and guyed mast will be finished in non-reflective grey colour, and the equipment shelter painted “Paper Bark”.
- Improved Services:-
 - The site was chosen by direction from the landowner,
 - Will be provided for users of Great Eastern Highway and Kurrawong community.
- With regard to Health impacts associated with telecommunication infrastructure, Planning Bulletin 46 states that the Health Department of WA considers there is currently no health basis for restricting either the siting of mobile telephone towers or ground level access to them. Assessment is undertaken by the Australian Communication and Media Authority (ACMA) based on standards established by the Australian Radiation Protection and Nuclear Safety Agency (ASPANSA) rather than Development Applications. The applicant has provided information that the proposal complies with the above standards and will operating in compliance with ACMA.

General matters

Vehicle Access to the site is via a new gate proposed off Sharpe Drive. Construction traffic to the site is proposed to be short term, with minimal on-going vehicle access for maintenance, estimated at approximately 1-5 times per year via a single vehicle.

The proposal requires only minor removal of vegetation, with the facility located to minimise impacts on large trees. The applicant will be responsible for obtaining any necessary clearing permits required under the Environmental Protection (Clearing of Native Vegetation) Regulations 2004.

The site is within 1 kilometre of the National Heritage Place (Water pipeline), with Sharpe Drive crossing the Goldfields Water Supply Pipeline to access the site. The Heritage Council of WA confirmed (verbally on 20 March 2017) no referral is required.

This proposal is consistent with the provisions contained in Local Planning Scheme No 5 - "Settlement" zoning provisions, the endorsed Kurrawang Layout Plan 2.(March 2006) and SPP 5.2. In addition the proposal location is supported by Kurrawang Community. The proposed telecommunication infrastructure is provided to improve service levels and coverage within the surrounding area.

Approval of this proposal is recommended.

CONSULTATION:

The site is located within the Kurrawang community. The submission details consultation with and direction from the community landowners for the location of the telecommunication infrastructure.

The Heritage Council of WA provided verbal confirmation on 20 March 2017 by Louise Ryan that no referral was necessary.

STATUTORY ENVIRONMENT:

- Shire of Coolgardie Local Planning Scheme No 5, Zoned – Settlement zone.
- Kurrawang Layout Plan 2 and associated maps – March 2006 (WAPC) land use classification Rural, under which permitted development includes essential services.
- State Planning Policy (SPP) 5.2 – Telecommunication Infrastructure.

POLICY IMPLICATIONS:

Nil

FINANCIAL IMPLICATIONS:

Application Fee

STRATEGIC IMPLICATIONS:

Foster innovation and partnerships and investments from access sectors to support economic development and attraction and retention of residents.

VOTING REQUIREMENT:

Simple Majority

OFFICER RECOMMENDATION:

That Council approves the proposed telecommunication facility at Lot 16 (Plan 170600) off Sharpe Road, Kurrawong, subject to the following conditions:-

1. The development shall be carried out in accordance with the details as contained in plans and specifications dated (2 February 2017).
2. The facility, antenna and guyed mast will be finished in a non-reflective grey colour. The equipment shelter will be coloured "Paper Bark".

FOOTNOTE

1. The applicant is advised that all clearing of vegetation is required to be undertaken in accordance with the requirements specified and (where relevant) approvals required under the Environmental Protection (Clearing of Native Vegetation) Regulations 2004.

AGENDA REFERENCE: 11.2.2

SUBJECT: Coolgardie skate park quote

LOCATION: Coolgardie

APPLICANT: Shire of Coolgardie

FILE REFERENCE: NAM5453

DISCLOSURE OF INTEREST: Nil

DATE: 18 April 2017

AUTHOR: Melanie Finlay, Recreation Services Coordinator

SUMMARY:

For Council to consider rescinding the previous motion in relation to accepting the quotation for the "Design and Construction for the Coolgardie skate park"

BACKGROUND:

In March 2017 Council resolved the following:

COUNCIL RESOLUTION: # 087/17

That Council

5. *Accept the tender for the "Design and Construction for the "Coolgardie Skate Park" to CONVIC Unit 13, 46-50 Regent Street, Richmond Victoria to the value of \$140,000 excluding GST.*
6. *Delegate authority to the Acting Chief Executive Officer to approve variations up to the 10% of the total value of the project excluding GST*
7. *Authorise a contract to CONVIC Unit 13, 46-50 Regent Street, Richmond Victoria for the Coolgardie Skate Park.*
8. *Authorise the Shire President and the Acting Chief Executive Officer to sign and affix the Common Seal in accordance with Part 19.1(2) of the Standing Orders Local Law to any required documentation.*

CARRIED ABSOLUTE MAJORITY 7/0

The Shire used the WALGA Preferred Suppliers eQuotes tool to engage a contractor for the design and construction of the Coolgardie Skate Park redevelopment.

CONVIC was the only contractor to submit a quotation for this project and confirmation was received on Tuesday 21 March 2017 to notify the Shire that the project would be completed within our financial year deadline.

An email was received from CONVIC on Wednesday 12 April 2017 notifying the Shire that CONVIC would no longer be able to meet the deadline and work would be scheduled as follows:

Design - to be completed by September 2017

Construction - The last quarter of this calendar year (Oct-Dec 2017).

COMMENT:

It is unfortunate that CONVIC have come back to us reneging on their proposed works scheduling for the Coolgardie Skate Park Design and Construction. Correspondence been sent to both funding agencies for this project (Department of Sport and Recreation and Evolution Mining) informing both parties of the current situation requesting a deferral of funding from the 2016/17 financial year to the 2017/18 financial year.

The Shire envisages retendering the Design and Construction for the Coolgardie Skate Park Redevelopment within 10 days via news media with anticipation of engaging contractors nationwide with the possibility of completing the project well before December 2017.

CONSULTATION:

Jill O'Brien - Chief Executive Officer

James Trail - Acting Chief Executive Officer

Abdul Alameddine - Project Manager CONVIC

STATUTORY ENVIRONMENT:

The tender process will be in accordance with the *Local Government Act 1995 (Functions and General) Regulations 1996 Part 4 (Tenders for Providing Goods and Services)*.

POLICY IMPLICATIONS:

Nil

FINANCIAL IMPLICATIONS:

The cost of the Coolgardie skate park project has been budgeted for in the 2016/17 budget.

STRATEGIC IMPLICATION:

Effective management of infrastructure, heritage and the environment.

- Foster excellence in urban and rural planning and development.
- Develop and maintain Shire buildings, facilities and infrastructure assets.
- Develop and maintain highly functional and attractive public open spaces.

Cohesive and engaged community.

- Develop a cohesive approach to community development across the Shire.
- Facilitate the development of healthy lifestyles through the provision of high quality sport, recreation, cultural and leisure services, facilities and activities.
- Provide services to youth, aged and the disadvantaged that address identified needs

VOTING REQUIREMENT:

Absolute Majority

OFFICER RECOMMENDATION:

That Council rescind the previous Council Resolution # 087/17 in relation to accepting the tender proposal from CONVIC for the Design and Construction of the Coolgardie Skate Park.

COUNCIL RESOLUTION: # 087/17

That Council

1. Accept the tender for the "Design and Construction for the "Coolgardie Skate Park" to CONVIC Unit 13, 46-50 Regent Street, Richmond Victoria to the value of \$140,000 excluding GST.
2. Delegate authority to the Acting Chief Executive Officer to approve variations up to the 10% of the total value of the project excluding GST
3. Authorise a contract to CONVIC Unit 13, 46-50 Regent Street, Richmond Victoria for the Coolgardie Skate Park.
4. Authorise the Shire President and the Acting Chief Executive Officer to sign and affix the Common Seal in accordance with Part 19.1(2) of the Standing Orders Local Law to any required documentation.

CARRIED ABSOLUTE MAJORITY 7/0

AGENDA REFERENCE: 11.2.3

SUBJECT: Lease of reserve R50969

LOCATION: Kambalda

APPLICANT: Kambalda Sub Centre Branch – St John's Ambulance

FILE REFERENCE: NAM5454

DISCLOSURE OF INTEREST: Nil

DATE: 17 April 2017

AUTHOR: Jill O'Brien Deputy Chief Executive Officer

SUMMARY:

That Council take the necessary steps before negotiating a lease with the Kambalda Sub Centre Branch of St John Ambulance over Reserve number R50969 currently zoned "Public Purpose" in the Local planning Strategy No.5

BACKGROUND:

Correspondence has been received from the Kambalda Sub centre branch of St Johns requesting to lease reserve number R50969 for the purpose of building a storage area for the Kambalda ambulance to be stored as they are no longer permitted to house the ambulance at its current location at the Kambalda Police Department.

Council approval is required due to the classification of the reserve (public purpose), If Council approve the request the next step will then be to gain written approval from the Minister of Lands (as stated in the current management order).

If written approval is gained from the Minister of Lands the Shire will then negotiate a lease and this will be presented back to Council before the process moves forward.

COMMENT:

A Development Application would be submitted to Council for the building of the shed if a lease is granted for the proposed site.

CONSULTATION:

Lee Cox – Chair Person Kambalda Sub Centre Branch, ST John Ambulance.
Francesca Lefante – Shire Town Planner

STATUTORY ENVIRONMENT:

Local Government Act 3.54 Reserves under control of a Local Government
Parks and Reserves Act 1895
Land Administration Act 1997

POLICY IMPLICATIONS:

Nil

FINANCIAL IMPLICATIONS:

Nil

STRATEGIC IMPLICATION:

Solutions focused and customer oriented organisation.

High quality corporate governance, accountability and compliance.

Effective communication and engagement processes.

Diversified and strengthened local economy.

Foster innovation, partnerships and investment from across sectors to support economic development and the attraction and retention of residents.

Establish and strengthen partnerships with industry.

Effective management of infrastructure, heritage and the environment.

Foster excellence in urban and rural planning and development.

VOTING REQUIREMENT:

Simple Majority

OFFICER RECOMMENDATION:

That Council write to the Minister for the Department of Lands to gain written approval to lease reserve number R50969 (Public Purpose) giving the Shire the power to lease to the Kambalda Sub Centre branch of St Johns Ambulance.

AGENDA REFERENCE: 11.2.4

SUBJECT: Coolgardie Railway station lease

LOCATION: Coolgardie

APPLICANT: MAX Employment

FILE REFERENCE: NAM5455

DISCLOSURE OF INTEREST: Nil

DATE: 17 April 2017

AUTHOR: Jill O'Brien Deputy Chief Executive Officer

SUMMARY:

For Council to consider rescinding the previous motion 012/17 in relation to the lease negotiation between the Shire of Coolgardie and MAX Employment for the Coolgardie Railway station.

BACKGROUND:

At the January 2017 Council meeting Council resolved the following

AMENDED OFFICER RECOMMENDATION: # 012/17

That Council

1. Authorise the Chief Executive Officer (or his delegate) to negotiate a Lease between the Shire of Coolgardie and MAX Employment subject to section 3.58 (3), Local Government Act 1995 for the property known as Coolgardie Railway Station Precinct (Reserve R35589 and R34988) with the term of the lease being 10 years.

2. Advertise the disposal of the property known as the Coolgardie Railway Station Precinct Reserve 35589 and 34988 located on Woodward Street, Coolgardie. The valuation of the site being \$1,040.00 per annum. The Shire of Coolgardie will charge a rental value of \$400.00 per annum for this site.

3. Authorise the Acting Chief Executive Officer to enter into a Memorandum of Understanding between the Shire of Coolgardie and MAX Employment

CARRIED SIMPLE MAJORITY 5/0

MAX Employment and Goldfields Employment Training Services (G.E.T.S) representatives have informed the Deputy Chief Executive Officer that due to the future changes to MAX employment and G.E.T.S, MAX Employment are no longer in a position to continue with lease negotiations with the Shire.

COMMENT:

It is unfortunate that Max Employment and G.E.T.S have withdrawn from the lease negotiations as they were looking forward to occupying the Railways station, however this gives the Shire an opportunity to explore other options of interest for this site.

CONSULTATION:

James Trail – Acting Chief Executive Officer

Dave Western – Activity Co ordinator G.E.T.S

STATUTORY ENVIRONMENT:

Local Government ACT 1995

3.58. Disposing of property

- (1) In this section —
Dispose includes selling, leasing, or otherwise disposing of, whether absolutely or not;
Property includes the whole or any part of the interest of a local government in property, but does not include money.
- (2) Except as stated in this section, a Local Government can only dispose of property to —
 - (a) The highest bidder at public auction; or
 - (b) The person who at public tender called by the local government makes what is, in the opinion of the local government, the most acceptable tender, whether or not it is the highest tender.
- (3) A Local Government can dispose of property other than under subsection (2) if, before agreeing to dispose of the property —
 - (a) It gives local public notice of the proposed disposition —
 - (i) Describing the property concerned; and
 - (ii) Giving details of the proposed disposition; and
 - (iii) Inviting submissions to be made to the local government before a date to be specified in the notice, being a date not less than 2 weeks after the notice is first given;
 - And
 - (b) It considers any submissions made to it before the date specified in the notice and, if its decision is made by the council or a committee, the decision and the reasons for it are recorded in the minutes of the meeting at which the decision was made.
- (4) The details of a proposed disposition that are required by subsection (3) (a) (ii) include —
 - (a) The names of all other parties concerned; and
 - (b) The consideration to be received by the local government for the disposition; and
 - (c) The market value of the disposition —
 - (i) As ascertained by a valuation carried out not more than 6 months before the proposed disposition; or
 - (ii) As declared by a resolution of the local government on the basis of a valuation carried out more than 6 months before the proposed disposition that the local government believes to be a true indication of the value at the time of the proposed disposition.

- (5) This section does not apply to —
- (a) A disposition of an interest in land under the *Land Administration Act 1997* section 189 or 190; or
 - (b) A disposition of property in the course of carrying on a trading undertaking as defined in section 3.59; or
 - (c) Anything that the Local Government provides to a particular person, for a fee or otherwise, in the performance of a function that it has under any written law; or
 - (d) Any other disposition that is excluded by regulations from the application of this section.

[Section 3.58 amended by No. 49 of 2004 s. 27; No. 17 of 2009 s. 10.]

POLICY IMPLICATIONS:

Nil

FINANCIAL IMPLICATIONS:

Nil

STRATEGIC IMPLICATION:

Solutions focused and customer oriented organisation.

- High quality corporate governance, accountability and compliance.
- Effective communication and engagement processes.

VOTING REQUIREMENT:

Absolute Majority

OFFICER RECOMMENDATION:

That Council rescind the previous Council resolution 012/17 for the lease negotiations between the Shire of Coolgardie and MAX Employment for the Coolgardie Railway Station.

AMENDED OFFICER RECOMMENDATION: # 012/17

That Council

1. Authorise the Chief Executive Officer (or his delegate) to negotiate a Lease between the Shire of Coolgardie and MAX Employment subject to section 3.58 (3), Local Government Act 1995 for the property known as Coolgardie Railway Station Precinct (Reserve R35589 and R34988) with the term of the lease being 10 years.

2. Advertise the disposal of the property known as the Coolgardie Railway Station Precinct Reserve 35589 and 34988 located on Woodward Street, Coolgardie. The valuation of the site being \$1,040.00 per annum. The Shire of Coolgardie will charge a rental value of \$400.00 per annum for this site.

3. Authorise the Acting Chief Executive Officer to enter into a Memorandum of Understanding between the Shire of Coolgardie and MAX Employment

AGENDA REFERENCE: 11.2.5

SUBJECT: Budget amendment loader

LOCATION: Shire of Coolgardie

APPLICANT: Shire of Coolgardie

FILE REFERENCE: NAM5456

DISCLOSURE OF INTEREST: Nil

DATE: 19 April 2017

AUTHOR: Jill O'Brien Deputy Chief Executive Officer

SUMMARY:

For Council to consider the expenditure of \$211,950 plus GST for the renewal of the rubber tyre loader and the reallocation of \$211,950 from the Plant and Equipment Reserve.

BACKGROUND:

The Shire's Volvo loader that was purchased in 2005 is nearing the end of its useful life for the Shire's needs and is in need of replacement. A full evaluation of the tender's technical specification and pricing has been carried out in consultation with Grant Andrews from Uniqco Fleet Management, the Shire's operational and mechanical staff using the methodology for best value analysis outlined in the IPWEA Plant and Vehicle Management manual.

Uniqco recommends the purchase of one Caterpillar 924K WHEEL LOADER from WesTrac Pty Ltd A.B.N. 63 009 342 572 as per their quote 45166. Price \$211,950 plus GST.

COMMENT:

The estimated annual whole of life cost based on the procurement analysis will be \$48,785 per annum (internal hire rate to be based on this figure) based on 10 years of ownership and 800 engine hours per year.

Once procured the budget annual operating cost will be entered into Unifleet (business tracking tool for plant and equipment) to monitor the actual costs against budget.

CONSULTATION:

Grant Andrews - Managing Director| Uniqco Group of Companies
Peter Miller – Works Supervisor
Marc Pettit – Shire Mechanic

STATUTORY ENVIRONMENT:

Local Government Act 1995 Section 6.8

POLICY IMPLICATIONS:

Nil

FINANCIAL IMPLICATIONS:

The plant and equipment reserve has a total of \$547,775.59 if the new Caterpillar loader is purchased the remaining plant reserve will have \$335825.59 funds remaining.

STRATEGIC IMPLICATION:

Solutions focused and customer oriented organisation.

Effective communication and engagement processes.

Effective management of infrastructure, heritage and the environment.

Develop and maintain Shire buildings, facilities and infrastructure assets.

VOTING REQUIREMENT:

Absolute Majority

OFFICER RECOMMENDATION:

That Council approves

1. The expenditure of \$211,950 for the renewal of the Caterpillar 924K WHEEL LOADER from WesTrac Pty Ltd A.B.N. 63 009 342 572 as per their quote 45166. Price \$211,950 Plus GST
2. The allocation of \$211,950 from the Plant and Equipment Reserve to account number 140397
3. The increase of account 120490.702 by \$211,950.

11.3 *COMMUNITY SERVICES*

Nil

11.4 *TECHNICAL SERVICES*

Nil

12.0 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

13.0 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING

13.1 ELECTED MEMBERS

Nil

13.2 OFFICERS

Nil

14.0 CONFIDENTIAL ITEMS

Nil

15.0 CLOSURE OF MEETING