



AGENDA

Ordinary Council Meeting

28 September 2021

6:00pm

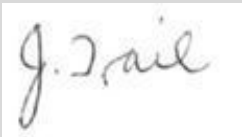
Council Chambers, Bayley Street, Coolgardie

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 Tuesday 28 September 2021 commencing at 6:00pm.

A handwritten signature in black ink, appearing to read 'J. Trail', is displayed within a white rectangular box.

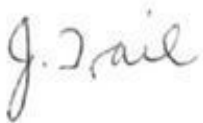
JAMES TRAIL
CHIEF EXECUTIVE OFFICER

ORDINARY COUNCIL MEETING**28 September 2021**

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

The dates, times and locations of the Ordinary Council Meetings for 2021 are listed hereunder.

<u>Day</u>	<u>Date</u>	<u>Time</u>	<u>Venue</u>
Tuesday	January 2021	NN/A	-
Tuesday	23 February 2021	6.00pm	Kambalda
Tuesday	23 March 2021	6.00pm	Coolgardie
Tuesday	27 April 2021	6.00pm	Kambalda
Tuesday	25 May 2021	6.00pm	Coolgardie
Tuesday	22 June 2021	6.00pm	Kambalda
Tuesday	27 July 2021	6.00pm	Coolgardie
Tuesday	24 August 2021	6.00pm	Kambalda
Tuesday	28 September 2021	6.00pm	Coolgardie
Tuesday	26 October 2021	6.00pm	Kambalda
Tuesday	23 November 2021	6.00pm	Coolgardie
Tuesday	21 December 2021	6.00pm	Kambalda



James Trail
Chief Executive Officer

DISCLAIMER

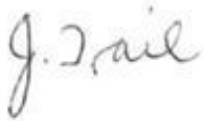
INFORMATION FOR PUBLIC ATTENDING COUNCIL MEETINGS

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
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 prior to 2:30pm on the day 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.

2. 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: _____

QUESTION 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 2.30PM ON THE DAY OF THE MEETING AT THE KAMBALDA OFFICE, IRISH MULGA DRIVE, KAMBALDA OR AT THE COOLGARDIE OFFICE, BAYLEY STREET, COOLGARDIE.

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 _____ **2021**

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 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS**
- 2 RECORD OF ATTENDANCE / APOLOGIES / APPROVED LEAVE OF ABSENCE**
- 3 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 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil
- 5 PUBLIC QUESTION TIME**
- 6 APPLICATIONS FOR LEAVE OF ABSENCE**

7 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

7.1 MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 24 AUGUST 2021

Date: 20 September 2021

Author: Jackie Pilkington, Executive Assistant to the CEO

ATTACHMENTS

Nil

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION

That the Minutes of the Ordinary Council Meeting held on 24 August 2021 be confirmed as a true and accurate record.

8 ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION**8.1 PRESIDENT'S REPORT - SEPTEMBER 2021****Date:** 24 September 2021**Author:** Jackie Pilkington, Executive Assistant to the CEO

President's Report

September 2021

Council received some positive news last week with the works approval being granted by the Department of Water and Environment Regulation for the first stage of the Class Three waste facility project at the Coolgardie Landfill. Whilst continuing to work on funding sources for the project, which will include the excavation and lining of a large receival cell, several aspects of the operation have commenced. These include the installation of the weighbridge, water table monitoring, surveys of the reserve boundaries, and internal roads, sourcing of suitable road base material and design of boundary fencing.

Once fully operational the Coolgardie landfill, will provide long term own source income for the Shire, which will in turn lessen the burden of operating our landfill sites upon our ratepayers, and provide long term funding towards provision of other services and infrastructure projects in our communities.

CEO James Trail, Director of Operations Robert Hicks and I visited the Kurrawang Community recently to meet with the Board Member to discuss initiating a Strategic Alliance between the Shire and Kurrawang that may assist the community to raise Federal and State Government funding for several community projects they are currently working toward.

These include rubbish collection services, maintenance for community housing as well as programmes and events for the community residents.

As a result of the disastrous fire that damaged the central unit within the Coolgardie Post Office precinct on Sunday 19th of September, there will be some delays to the renovation project that has been under way for some weeks now.

Further to structural and insurance assessments in the coming weeks, a detailed report with a scope of works and costings will have to be compiled by the builder for consideration to progress the restoration project, as well as the repairs to the fire damaged section of the building.

The Shire is at a very important stage of its modern-day History.

The Councillors are very aware of the community's desire, as we discovered through the Integrated Strategic Planning process, for the Council to be accountable and effective leaders, while creating an inclusive, safe, and vibrant community, in a thriving economy, whilst valuing our history and protecting our environment.

The cornerstone to being able to achieve all of these things is developing an economic foundation that supports our communities into the future.

We are looking outside of the box, in pursuing a number of very exciting options that will impact positively on both our towns and communities.

Our CEO and Staff are progressing with business-case development and negotiations around waste management and provision of village style accommodation and government employee housing within our towns.

It is most important to reassure you all, both residents and business owners that, as we move forward, we will be providing detailed information about all the elements of this provision, especially regarding the village accommodation, will be managed.

There will be extensive information packs on Frequently Asked Questions, Community information sessions, and processes for every person in our community to ask their questions and have them addressed and more.

It is exciting to be able to announce that early studies of these initiatives indicate that well over \$1million additional funding will be available for distribution to our community non-profit organisations as a result of the village accommodation project alone.

I will be providing further updates in the coming weeks as we move forward.

Meetings and Workshops attended this period:

- * August 25th zoom meeting with representatives of Kurrawang Community.
- * 27th Regional Road Group meeting in Kalgoorlie Office Main Roads WA.
- * September 1st - 4th WA Local Government Assn State Council meeting in Perth.
- * 13th Goldfields Regional Council zoom meeting.
- * 14th Council Briefing Forum and presentation both the producers of ABC TV series Mystery Road in Coolgardie.
- * WALGA Infrastructure Policy Team zoom meeting. September 15th.
meeting with Rick Wilson in Kalgoorlie.
Attended panel assessment of the Shire Photography Competition.
- * 17th Met on site with Kurrawang Board Members to discuss a Strategic Alliance with the Kurrawang Community and the Shire.
- * September 19th - 21st WA Local Government Conference in Perth.
- * 22nd RRG Chairs meeting in Perth.
- * 24th Met with representatives of Watercorp WA in Coolgardie.

To finish, with the Shire electoral packages arriving in the mail this week, I would encourage all our residents to take 5 minutes of their time to open the envelope and fill out the Shire election ticket with your preferred candidates and return the envelope to the electoral commission.

I would also wish all candidates good luck during the coming election.

Malcolm Cullen

Shire President.

9 PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS

Nil

10 PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS

11 REPORTS OF COMMITTEES

Nil

12 REPORTS OF OFFICERS**12.1 Executive Services****12.1.1 REQUEST TO KEEP MORE THAN 2 DOGS - AMENDMENT TO DELEGATION**

Location: Coolgardie
Applicant: Nil
Disclosure of Interest: Nil
Date: 8 September 2021
Author: Steven Tweedie, Consultant

SUMMARY

Council is requested to amend the Register of Delegations to permit the CEO (and sub delegated persons) to determine applications to keep more than the permitted number of dogs, under the Dog Act 1976 and the Shire of Coolgardie Dogs Local Law.

BACKGROUND

The Shire has recently received 3 applications from different residents to keep more than 2 dogs at residential premises within the District.

The premises are therefore subject to the provisions of the SoC Dogs Local Law, which limits the number of dogs in areas other than Rural or Special Rural to 2 animals (3 animals in those areas), unless the local government has given approval to keep more than 2 (or 3) dogs, under s26 of the Dog Act.

The Council, as the local government may delegate authority to the CEO, and further authorise the CEO to sub delegate the matter, under the Dog Act 1976 and this course of action is considered appropriate as the Shire has well qualified employees to make the assessment of all relevant factors, and Policies in place to guide such determinations.

COMMENT

The Shire of Coolgardie Dogs Local Law, Clause 2 states:

“(2) The limit on the number of dogs which may be kept on any premises is, for the purpose of section 26(4) of the Act— (a) 2 dogs over the age of 3 months and the young of those dogs under that age if the premises are situated other than within a Rural Zone or Special Rural Zone as identified in a local planning scheme; or (b) 3 dogs over the age of 3 months and the young of those dogs under that age if the premises are situated within a Rural or Special Rural Zone as identified in a local planning scheme...”

The Dog Act 1976, Section 26 (3) states:

“(3) Where by local law under this Act a local government has placed a limit on the keeping of dogs in any specified area but the local government is satisfied in relation to any particular premises that the provisions of this Act relating to approved kennel establishments need not to be applied in the circumstances, the local government may grant an exemption in respect of those premises but any such exemption –

- (a) may be made subject to conditions, including a condition that it applies only to the dogs specified there in;**
- (b) shall not operate to authorise the keeping of more than 6 dogs on those premises; and**
- (c) may be revoked or varied at any time.**

Thus, the Shire, via its Dogs Local law can specify how many dogs may be kept areas, up to 6 in number and new Local Law states that number to be 2, as of right, in all areas except those zoned Rural or Special Rural, where the number is 3, as of right.

Although the CEO has delegated authority in relation to the Dogs Local Law, the only way the limit on numbers can be altered is by the local government, under s26(4) of the Dog Act 1976.

Thus, the CEO needs specific delegated authority to deal with such applications, and specific authority from Council to be able to sub delegate.

CONSULTATION

Shire of Coolgardie Staff

STATUTORY ENVIRONMENT

The statutory implications associated with this item are:

- Shire of Coolgardie Local Law 2.2(2)a – Maximum number of dogs that may be kept
- Dog Act 1976 Section 26 (3) - Local government may grant exemptions to number of dogs that may be kept in or on premises
- Dog Act 1976 Section 10AA(1) and 10AA(3) re delegating to the CEO and authority to sub delegate

POLICY IMPLICATIONS

Shire of Coolgardie Policy Number 3.15 – Regulation of Keeping More Than 2 Dogs

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Accountable and effective leaders

Ensuring a well-informed Council makes good decisions for the community

An inclusive, safe and vibrant community

Collaborating with stakeholders to develop and expand community safety initiatives

ATTACHMENTS

Nil

VOTING REQUIREMENT

Absolute Majority

OFFICER RECOMMENDATION

1. That Council, by **ABSOLUTE MAJORITY**, pursuant to s10AA(1) of the Dog Act 1976 delegates to the CEO, authority to determine applications to keep more than the number of dogs specified in the Shire of Coolgardie Dogs Local Law.
2. That Council, by **ABSOLUTE MAJORITY**, pursuant to s10AA(3) of the Dog Act 1976 specifically authorises the CEO to be able to sub delegate the determination of such applications.

12.2 Operation Services**12.2.1 LIST OF PAYMENTS - AUGUST 2021**

Location: Nil
Applicant: Nil
Disclosure of Interest: Nil
Date: 20 September 2021
Author: Robert Hicks, Director of Operations

SUMMARY

For council to receive the list of accounts for August 2021.

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.

Significant Payments for the month of August 2021 are:

1. IT Vision – Renewal of Synergysoft & Universe Annual License Fees
2. Water Infrastructure Science & Engineering – Coolgardie Wastewater Treatment Plant Condition Assessment
3. LGIS WA – Annual Insurance Premiums
4. St John Medical Kambalda – Apollo Health Quarterly Contribution
5. Diversco – 14 Metre Extension of 28 Metre Weighbridge for Coolgardie Waste Facility

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 guidelines with regards to the purchase of goods or services provided.

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS**Accountable and effective leaders**

Maintain integrated strategic and operational plans

High quality corporate governance, accountability and compliance

ATTACHMENTS**1. List of Payments August 2021****VOTING REQUIREMENT**

Simple majority

OFFICER RECOMMENDATION

That Council receive listing (attached) of accounts paid during the month of August 2021 by the Chief Executive Officer under delegated authority of Council.

1. Municipal accounts totalling \$1,600,516.09 on Municipal vouchers EFT21132 – EFT21344, cheques 52456 - 52461, and direct payments made during the month of August 2021.
2. Credit card payments totalling \$14,150.89 for the month of August 2021.

12.2.2 DRAFT FINANCIAL ACTIVITY STATEMENT FOR THE PERIOD ENDED 31 AUGUST 2021

Location: Nil
Applicant: Nil
Disclosure of Interest: Nil
Date: 21 September 2021
Author: Robert Hicks, Director of Operations

SUMMARY

This report recommends that the Monthly Statement of Financial Activity report for the period ending 31 August 2021 is presented to Council for adoption.

BACKGROUND

In accordance with regulation 34 of the *Local Government (Financial Management) Regulations*, the Shire is to prepare a monthly Financial Statement for approval by Council.

The format for monthly reporting was introduced by the Department of Local Government from 1 July 2005; the change was implemented to provide elected members with a better idea of operating and capital revenues and expenditures. The requirement is for a Statement of Financial Activity with a report detailing material variances. The Financial Report presented includes this as well as other statements and supplementary information.

Section 6.4 of the Local Government Act 1995 requires that financial reports be prepared and presented in the manner and form prescribed in the *Local Government (Financial Management) Regulations*. Regulation 34 has been amended to require that Councils report on the sources and applications of funds on a monthly basis and that the report be noted by Council.

COMMENT

Attached for consideration is the completed Monthly Financial Report.

The document attached includes Statements of Financial Activity by Program, and Nature and Type, Notes to the financial statements, an explanation of material variance as well as a summary of bank account balances at 31 August 2021, loan repayments, and reserve account status.

In accordance with the *Local Government (Financial Management) Regulations*, a report must be compiled on variances greater than the percentage agreed by Council which is currently 10% or \$10,000. With the report prepared at program level, comments have been made regarding variances. A nil variance is equal to 100%, meaning that the year to date actual is identical to the year to date budget. Comments are therefore provided where variance values are <90% or >100% and the dollar variance exceeds \$10,000.

CONSULTATION

James Trail, Chief Executive Officer

STATUTORY ENVIRONMENT

Local Government Act 1995 Section 6.4

Local Government (Financial Management) Regulations 1996 Section 34

34. Financial activity statement required each month (Act s. 6.4)

(1A) In this regulation —

committed assets means revenue unspent but set aside under the annual budget for a specific purpose.

- (1) A local government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under regulation 22(1)(d), for that month in the following detail —
 - (a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c); and
 - (b) budget estimates to the end of the month to which the statement relates; and
 - (c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates; and
 - (d) material variances between the comparable amounts referred to in paragraphs (b) and (c); and
 - (e) the net current assets at the end of the month to which the statement relates.
- (2) Each statement of financial activity is to be accompanied by documents containing —
 - (a) an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets; and
 - (b) an explanation of each of the material variances referred to in sub regulation (1)(d); and
 - (c) such other supporting information as is considered relevant by the local government.
- (3) The information in a statement of financial activity may be shown —
 - (a) according to nature and type classification; or
 - (b) by program; or
 - (c) by business unit.
- (4) A statement of financial activity, and the accompanying documents referred to in sub regulation (2), are to be —
 - (a) Presented at an ordinary meeting of the council within 2 months after the end of the month to which the statement relates; and
 - (b) Recorded in the minutes of the meeting at which it is presented.
- (5) Each financial year, a local government is to adopt a percentage or value, calculated in accordance with the AAS, to be used in statements of financial activity for reporting material variances.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

The Financial Report is information only and there are no financial implications relating to this item.

STRATEGIC IMPLICATIONS

Accountable and effective leaders

High quality corporate governance, accountability and compliance

ATTACHMENTS

1. Monthly Financial Report
2. Management Report

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION

That Council receive the Draft Monthly Financial Activity Statement for the period 1 July 2021 to 31 August 2021.

12.2.3 KURRAWANG LAYOUT PLAN - AMENDMENTS

Location: Kurrawang, Sharpe Drive
Applicant: Kurrawang
Disclosure of Interest: Nil
Date: 22 September 2021
Author: Francesca LeFante, Town Planning Consultant

SUMMARY

For the Shire to consider initiating an amendment to the Kurrawang Layout Plan to facilitate the development of workers accommodation.

BACKGROUND

Site

Kurrawang comprised Lot 16 Great Eastern Highway, accessed via Sharpe Drive, Jaurdi Location. The site is owned by the Kurrawang Aboriginal Christian Community Inc.

The portion of land the subject of this proposal is identified as sub lot 103 and is located on the south-east corner of Lot 16 and is currently identified as Industrial on the Kurrawang Layout Plans.

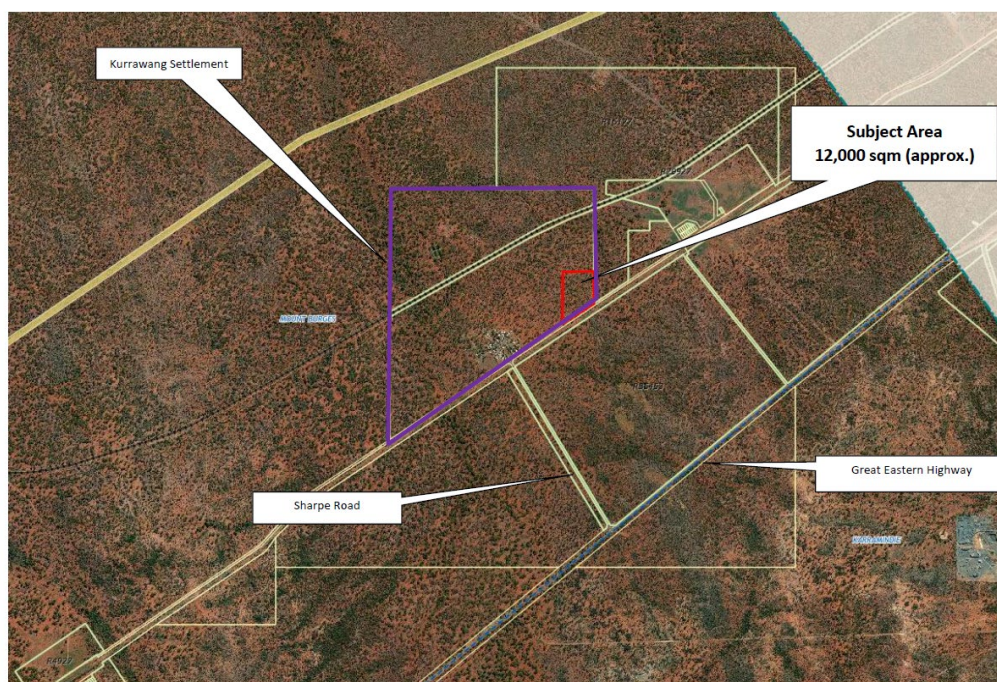


Figure 1 - Subject land - shown red on map

Kurrawang is located approximately: -

- 12km south-west of the central business district of Kalgoorlie;
- 27km north-east of Coolgardie.
- 1.6km from the turn-off to Sharpe Drive from the Great Eastern Highway.

- Sharpe Drive goes through Kurrawang Nature Reserve, which adjoins the southern boundary of the site

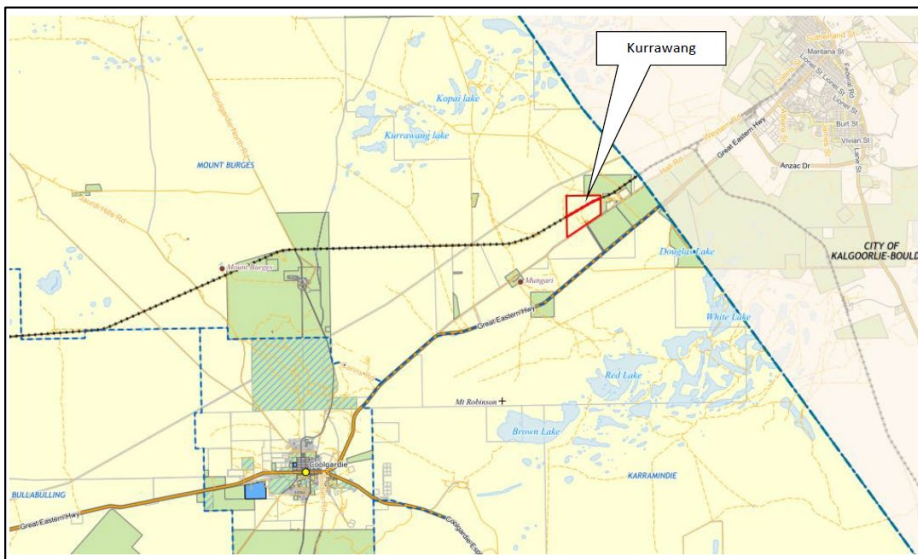


Figure 2 - Location Map - Kurrawang shown red

Kurrawang was initially established at the site in 1950s. In 1984 a community based executive committee was established which is responsible for the community. Kurrawang has a range of housing, services, community shop and School.

COMMENT

The south-east corner of Lot 16 is identified as Layout Lot 13 and was previously leased by the community to a mining company for use as a depot. This activity provided an important source of income for the community. The location was chosen as it well located away from the main living area and adjacent to mines and industrial activities to the east.

The Kurrawang Community and Shire of Coolgardie have been working together to identify and facilitate alternative activities on this site that will provide economic benefits by way of a source of income to the community.

The Shire has identified an opportunity to develop a Workers Accommodation camp on the industrial site, and accordingly is seeking to amend the Layout Plan from industrial to commercial workers accommodation. The Shire of Coolgardie has been requested to facilitate and co-ordinate this proposal on behalf of the community, due to its technical capacity and community objectives.

Planning Provisions

Kurrawang is covered by 2 sets of planning requirements. The site is affected by the following: -

- Local Planning Scheme No 5 and zoned Settlement
- Kurrawang Aboriginal Settlement Layout Plan under State Planning Policy (SPP 3.2 which shows the subject site as "industrial"
- Kurrawang Background Report – states the following use of this land
The south east corner of Kurrawang that is currently leased for mining depot purposes is shown as "industrial".

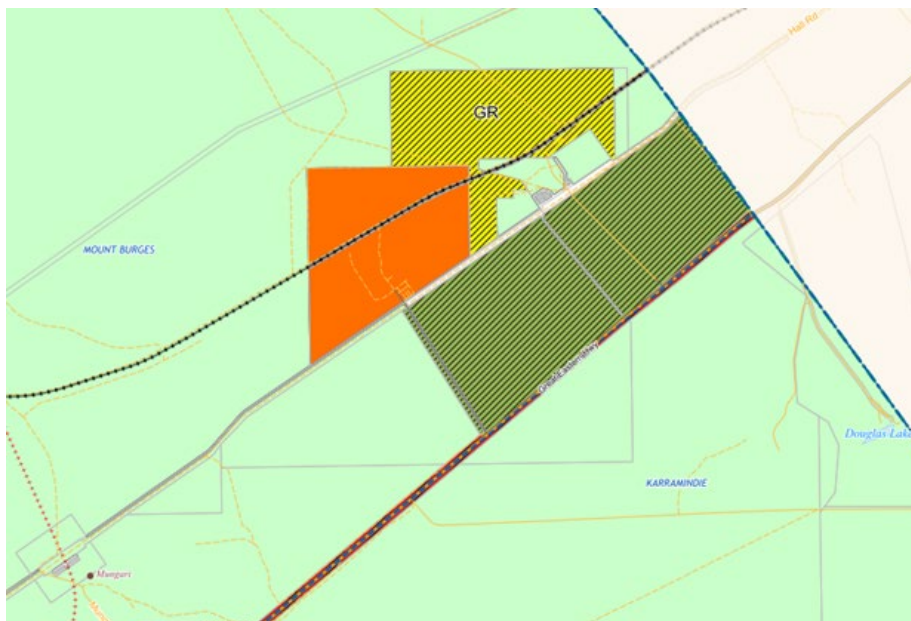


Figure 3 - Local Planning Scheme 5 - zoning

The subject area is identified on the Kurrawang Layout Plans as “Industrial”.

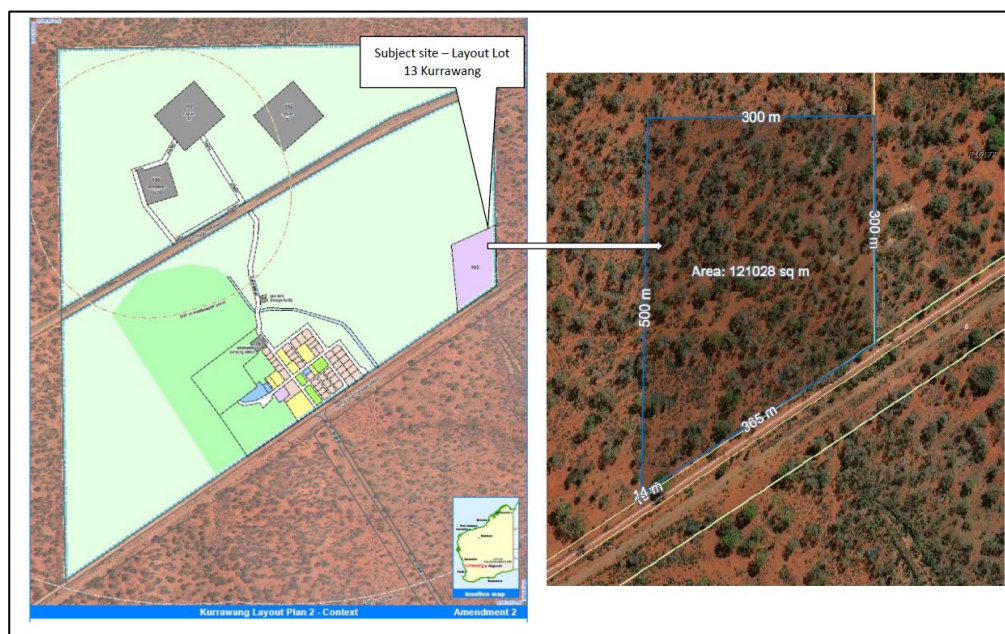


Figure 4 - Subject Site

Details of services within the Kurrawang community are detailed in the Kurrawang Layout Plan, Background Report, (March 2006, inclusive of Amendments 1 & 2) as follows:

- Water: Kurrawang is connected to Goldfields reticulated water supply, operated by the Water Corporation. The connection is directly from the adjacent Perth-Kalgoorlie water pipeline main.
- Gas is supplied to all buildings at Kurrawang via a central gas tank and an underground pipe network.
- Power – Kurrawang is connected to the Goldfields electricity supply via overhead power lines. The overhead power is in line with the main entry road and then spreads out in line with the roads throughout the community.

- Sewer - Sewerage is treated in sewerage ponds to the north of the railway tracks. The sewerage pump station is located on the northern edge of the living area. The sewerage ponds and pump station were initially installed with a design capacity of 200 people.

Process

Kurrawang community has primary authority over the endorsed Layout Plan. The process to change the Kurrawang Layout Plan classification is set out in SPP3.2 – clause 6.13-6.15 which is summarised as follows.

1. Obtain letter of approval and endorsement from landowners (Kurrawang Aboriginal Christian Community) support to alter the plan.
2. Council support for the Layout Plan changes.
3. Prepare Background support report including
 - Concept Layout Plan details from Industrial to Workers Accommodation
 - Covering report on use and meeting the objectives of the plan – i.e. to provide for the growth aspirations of the resident community and traditional landowners
4. Submit to DPLH make the layout plan changes
 - Background Report
 - Letter from Kurrawang Aboriginal Christian Community support and endorsement
 - Council minutes support
5. WAPC endorses the Layout Plan and Report changes
6. The timeframe is anticipated as 4 -6 weeks.

Under SPP3.2 the objectives of the Settlement Plans are: -

- *To provide for the recognition of Aboriginal settlements through Local planning schemes and strategies*
- *To collaboratively plan for the orderly and coordinated development of Aboriginal Settlements*

Options

In relation to the lease of the site the following Options available to Council:-

- (i) Support the proposal Layout change
- (ii) Not support the request

Summary

As indicated previously in the report the subject site was previously leased by the community to a mining company for use as a depot which provided an important source of income for the community. This proposed change is to facilitate an activity that will continue to provide a source of income to the community.

CONSULTATION

CEO

Kurrawang Community

STATUTORY ENVIRONMENT

Planning and Development Act 2005

State Planning Policy SPP3.2 – Aboriginal Settlements

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS**Accountable and effective leaders**

Ensuring a well-informed Council makes good decisions for the community

Effective management of infrastructure, heritage and environment

Encouraging cultural and historical community projects and activities

ATTACHMENTS

1. Site Plan
2. Kurrawang Layout Plan

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION**That Council**

1. **INITIATES** amendment to the Kurrawang Layout Plan in accordance with the provisions of State Planning Policy 3.2
2. **CONSIDERS** the Layout Plan amendment to be minor in nature as set out in Clause 6.14 of State Planning Policy 3.2
3. **OBTAINS** written endorsement from the Kurrawang Aboriginal Christian Community to the Layout Plan Amendment
4. **PREPARES** the supporting report and plan changes only on receipt of written endorsement from the Kurrawang Aboriginal Christian Community to the Layout Plan Amendment.

12.3 Economic Development

Nil

12.4 Commercial Services**12.4.1 BUSH FIRE CONTROL**

Location: Coolgardie
Applicant: Shire of Coolgardie
Disclosure of Interest: Nil
Date: 17 September 2021
Author: Rod Franklin, Commercial Manager

SUMMARY

Bush Fire Control is the responsibility of local government including administering certain functions of the Bush Fires Act 1954. Part of those local government obligations include the appointment of a range of officers, under the Bush Fires Act 1954.

BACKGROUND

There is a need for the Shire to understand the legal obligations surrounding bush fire control and to oversee processes to manage risk into the future.

At the Ordinary Council meeting held 23 February 2021, Council resolved the following;

RESOLUTION #24/2021

Moved: Cr Sherryl Botting

Seconded: Cr Tracey Rathbone

That Council note that the CEO has made the following appointments under delegated authority (s48 Bush Fires Act 1954):

- 1. In accordance with the Bush Fires Act 1954 Section 38 (1),**
 - Chief Bush Fire Control Officer (CBFCO) – Rodney Franklin
 - Deputy Chief Bush Fire Control Officer (DCBFCO) – Geoff Copley
 - Fire Control Officer (FCO) – Kevin Caldwell
 - Fire Control Officer (FCO) – Steve Brown
 - Fire Control Officer (FCO) – Peter Russell
 - Fire Control Officer (FCO) – Glen Buckley
 - Council should also note that consequently:
 - That the 000 Service Agreement with DFES be amended to as follows
 - Chief Bush Fire Control Officer (CBFCO) – Rodney Franklin
 - Deputy Chief Bush Fire Control Officer (DCBFCO) – Geoff Copley
 - Chief Executive Officer (CEO) – James Trail
 - DFES Goldfields Midlands Region – DFES Regional Duty Co-Ordinator

- 2. In accordance with the Bush Fires Act 1954 Section 38 (2A) advertise the appointments in the local paper**

In Favour: Crs Malcolm Cullen, Tracey Rathbone, Sherryl Botting, Tammee Keast and Kathie Lindup

Against: Nil

Comment

The CEO has delegated authority to appoint Bush Fire Control Officers (and Fire Weather Officers) under Delegation 3.8 and pursuant to s38 of the Bush Fires Act 1954.

At Appointment 12.2, in exercising that delegation the CEO appointed the Commercial Manager as the Chief Bush Fire Control Officer. Due to staff and position changes within the Shire the CEO has determined additional appointments in accordance with his delegated authority (s48).

Council should note that the CEO has made the following appointments under delegated authority:

1. In accordance with the Bush Fires Act 1954 Section 38 (1),
Chief Bush Fire Control Officer (CBFCO) – Rodney Franklin
Deputy Chief Bush Fire Control Officer (DCBFCO) – Michael Parks
Fire Control Officer (FCO) – Kevin Caldwell
Fire Control Officer (FCO) – Steve Brown

Council should also note that consequently:

2. The 000 Service Agreement with DFES be amended to as follows
 1. Chief Bush Fire Control Officer (CBFCO) – Rodney Franklin
 2. Deputy Chief Bush Fire Control Officer (DCBFCO) – Michael Parks
 3. Chief Executive Officer (CEO) – James Trail
 4. DFES Goldfields Midlands Region – DFES Regional Duty Co-Ordinator

ATTACHMENTS

Nil

VOTING REQUIREMENT

Simple majority

OFFICER RECOMMENDATION

That Council note that the CEO has made the following appointments under delegated authority (s48 Bush Fires Act 1954):

1. In accordance with the Bush Fires Act 1954 Section 38 (1),
 - Chief Bush Fire Control Officer (CBFCO) – Rodney Franklin
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 - Chief Executive Officer (CEO) – James Trail
 - DFES Goldfields Midlands Region – DFES Regional Duty Co-Ordinator
2. In accordance with the Bush Fires Act 1954 Section 38 (2A) advertise the appointments in the local paper.

13 ITEMS FOR INFORMATION ONLY

13.1 MONTHLY ACTIVITY REPORT - AUGUST

Date: 21 September 2021

Author: Jackie Pilkington, Executive Assistant to the CEO

ATTACHMENTS

- 1. Monthly Activity Report**

13.2 OUSTANDING RESOLUTIONS

Date: 21 September 2021

Author: Jackie Pilkington, Executive Assistant to the CEO

ATTACHMENTS

- 1. Outstanding Resolutions - Before July 2020**
- 2. Outstanding Resolutions - After July 2021**

14 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

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

15.1 Elected Members

15.2 Council Officers

16 MATTERS BEHIND CLOSED DOORS**OFFICER RECOMMENDATION**

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 5.23(2) of the Local Government Act 1995:

16.1 Haulage Campaign - Cave Hill Road (North) and Kingswood Street - CA07 Application Highway Construction Pty Ltd

This matter is considered to be confidential under Section 5.23(2) - c) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.

16.2 Tender 02/2021 - Cell 1 and Leachate Pond

This matter is considered to be confidential under Section 5.23(2) - d) and e(ii) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting and a matter that if disclosed, would reveal information that has a commercial value to a person, where the information is held by, or is about, a person other than the local government.

17 CLOSURE OF MEETING