



CONFIRMED

MINUTES

Special Council Meeting

8 April 2025

12:00pm

**Kambalda Recreation Centre, Barnes Drive,
Kambalda**

SHIRE OF COOLGARDIE

NOTICE OF

Dear Elected Member

The next Special Council Meeting of the Shire of Coolgardie will be held on Tuesday 8 April 2025 commencing at 12:00pm.

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


AARON COOK
ACTING CHIEF EXECUTIVE OFFICER

SPECIAL COUNCIL MEETING**8 April 2025**

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

The dates, times and locations of the Ordinary Council Meetings for 2025 are listed hereunder.

<u>Day</u>	<u>Date</u>	<u>Time</u>	<u>Venue</u>
Tuesday	25 February 2025	4.30pm	Kambalda
Tuesday	25 March 2025	4.30pm	Coolgardie
Tuesday	22 April 2025	4.30pm	Kambalda
Tuesday	27 May 2025	4.30pm	Coolgardie
Tuesday	24 June 2025	4.30pm	Kambalda
Tuesday	22 July 2025	4.30pm	Coolgardie
Tuesday	26 August 2025	4.30pm	Kambalda
Tuesday	23 September 2025	4.30pm	Coolgardie
Tuesday	28 October 2025	4.30pm	Kambalda
Tuesday	25 November 2025	4.30pm	Coolgardie
Tuesday	16 December 2025	4.30pm	Kambalda



Aaron Cook
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.



Aaron Cook
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 prior to 12:30pm 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.

Recording of Meetings

- ✓ All Council Meetings are digitally recorded, for audio only, except for Confidential Agenda Items (in accordance with Section 5.23(2) of the Local Government Act 1995) during which time recording ceases.
- ✓ Following publication and distribution of the meeting minutes to Council Members the digital audio recording will be available on the Shire's website.

Defamation – cl 14K Local Government (Administration) Regulations 1996

- (1) A local government is not liable to an action for defamation in relation to any of the following done by the local government as required or authorised under this Part —
 - (a) publicly broadcasting a meeting;
 - (b) making a recording of a meeting;
 - (c) making a recording of a meeting publicly available;
 - (d) retaining a recording of a meeting or a copy of a recording;
 - (e) providing a copy of a recording of a meeting to the Departmental CEO.

DISCLOSURE OF INTERESTS

Notes for Guidance

IMPACT OF A FINANCIAL INTEREST (s. 5.65 & s.67. *Local Government Act 1995*)

A member who has a **Financial Interest** In any matter to be discussed at a Council or Committee Meeting, which will be attended by the member, must disclose the nature of the interest:

- a. In a written notice given to the Chief Executive Officer before the Meeting or;
- b. At the meeting immediately before the matter is discussed.

A member, who makes a disclosure in respect to an interest, must not:

- a. Preside at the part of the Meeting relating to the matter or;
- b. Participate in, or be present during, any discussion or decision making procedure relative to the matter, unless and to the extent that, the disclosing member is allowed to do so under *Section 5.68 or Section 5.69 of the Local Government Act 1995*.

INTERESTS AFFECTING FINANCIAL INTEREST

The following notes are a basic guide for Councillors when they are considering whether they have a **Financial Interest in a matter**.

1. A Financial Interest, pursuant to s.5.60A or 5.61 of the *Local Government Act 1995*, requiring disclosure occurs when a Council decision might advantageously or detrimentally affect the Councillor or a person closely associated with the Councillor and is capable of being measured in money terms. There are expectations in the *Local Government Act 1995* but they should not be relied on without advice, unless the situation is very clear.
2. If a Councillor is a member of an Association (which is a Body Corporate) with not less than 10 members i.e sporting, social, religious etc, and the Councillor is not a holder of office of profit or a guarantor, and has not leased land to or from the club, i.e, if the Councillor is an ordinary member of the Association, the Councillor has a common and not a financial interest in any matter to that Association.
3. If an interest is shared in common with a significant number of electors and ratepayers, then the obligation to disclose that interest does not arise. Each case needs to be considered.
4. If in doubt declare.
5. As stated if written notice disclosing the interest has not been given to the Chief Executive Officer before the meeting, then it **must** be given when the matter arises in the Agenda, and immediately before the matter is discussed. *Under s.5.65 of the Local Government Act 1995* failure to notify carries a penalty of \$10,000 or imprisonment for 2 years.
6. Ordinarily the disclosing Councillor must leave the meeting room before discussion commences. The only exceptions are:
 - 6.1 Where the Councillor discloses the **extent** of the interest, and Council carries a motion under s.5.68(1)(b)(ii) of the *Local Government Act 1995*; or
 - 6.2 Where the Minister allows the Councillor to participate under s.5.69(3) of the *Local Government Act 1995*, with or without conditions.

INTERESTS AFFECTING PROXIMITY (s.5.60b Local Government Act 1995)

1. For the purpose of this subdivision, a person has a proximity interest, pursuant to s.5.60B of the *Local Government Act 1995*, in a matter if the matter concerns;
 - a. a proposed change to a planning scheme affecting land that adjoins the person's land; or
 - b. a proposed change to the zoning or use of land that adjoins the person's land; or
 - c. a proposed development (as defined in *Section 5.63(5)*) of land that adjoins the person's land.
2. In this section, land (the proposal land) adjoins a person's land if;
 - a. The proposal land, not being a throughfare, has a common boundary with the person's land; or
 - b. The proposal land, or any part of it, is directly across a throughfare from, the person's land; or
 - c. The proposal land is that part of a thoroughfare that has a common boundary with the person's land.
3. In this section a reference to a person's land is a reference to any land owned by the person or in which the person has any estate or interest.

INTERESTS AFFECTING IMPARTIALITY

Definition: an interest, pursuant to *Regulation 19AA of the Local Government (Administration) Regulations 1996*, means an interest that could, or could reasonably be perceived to adversely affect the impartiality of the person having the interest; and includes an interest arising from kinship, friendship or membership of an association. It is also important to be considered in relation to the Shire of Coolgardie Code of Conduct for Council Members, Committee Members, and Candidates.

A member who has an **Interest Affecting Impartiality** in any matter to be discussed at a Council or Committee Meeting, which will be attended by the member, must disclose the nature of the interest;

- a. In a written notice given to the Chief Executive Officer before the Meeting or;
- b. At the Meeting, immediately before the matter is discussed.

IMPACT OF AN IMPARTIALITY DISCLOSURE

There are very different outcomes resulting from disclosing an interest affecting impartiality compared to that of a financial interest. With the declaration of a financial interest, an elected member leaves the room and does not vote.

With the declaration of this type of interest, the elected member stays in the room, participates in the debate and votes. In effect then, following disclosure of an interest affecting impartiality, the member's involvement in the Meeting continues as if no interest existed.

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**MINUTES OF SHIRE OF COOLGARDIE
SPECIAL COUNCIL MEETING
HELD AT THE KAMBALDA RECREATION CENTRE, BARNES DRIVE, KAMBALDA
ON TUESDAY, 8 APRIL 2025 AT 12:00PM**

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

Shire President, Malcolm Cullen, opened the meeting at 12:00pm and welcomed his fellow Councillors, staff and members of the public, and thanked them for their attendance.

1.1 WELCOME TO COUNTRY ANNOUNCEMENT

“The Shire of Coolgardie acknowledges the Traditional Owners of the land, on which we meet and pay our respects to Elders past, present and emerging”

2 DECLARATION OF COUNCIL MEMBERS

The Shire President invites Council Members to declare that they have read the agenda and supporting documents and able to make informed decision on all matters accordingly.

3 RECORD OF ATTENDANCE / APOLOGIES / APPROVED LEAVE OF ABSENCE

PRESENT:

Cr Malcolm Cullen (Shire President), Cr Tracey Rathbone (Deputy President), Cr Sherryl Botting, Cr Kathie Lindup, Cr Rose Mitchell (via electronic means), Cr Daphne Simmons (via electronic means), Cr Corey Matthews

IN ATTENDANCE:

Aaron Cook (Acting Chief Executive Officer), Rebecca Horan (Director Governance and Administration), Kasey Turner (Executive Assistant), Raj Subbiah (Finance Manager), Kodi Sticklen (Operations Coordinator)

APOLOGIES

Nil

LEAVE OF ABSENCE

Nil

MEMBERS OF THE PUBLIC

Jan McLeod, Jamie Brophy

4 DECLARATIONS OF INTEREST

Nil

4.1 Declarations of Financial Interests – Local Government Act Section 5.60A

4.2 Declarations of Proximity Interests – Local Government Act Section 5.60B

4.3 Declarations of Impartiality Interests – Shire of Coolgardie Code of Conduct for Council Members, Committee Members and Candidate for Election, Code of Conduct for Employees

5 PUBLIC QUESTION TIME

Nil

6 APPLICATIONS FOR LEAVE OF ABSENCE

Nil

7 CONFIRMATION OF MINUTES OF PREVIOUS MINUTES

Nil

8 REPORTS OF COMMITTEES

Nil

9 REPORTS OF OFFICERS

9.1 Executive Services

9.1.1 POTENTIAL DISPOSAL OF ASSETS

Location: Shire of Coolgardie
Applicant: Nil
Disclosure of Interest: Nil
Date: 27th March 2025
Author: Rebecca Horan, Director of Governance and Administration

SUMMARY

For Council to endorse the disposal of plant items P387 (DT10 Dozer) and P393 (Bell BD40 Articulated Truck) by Public Tender.

BACKGROUND

The Shire has received several enquiries, enquiring whether the Council would consider selling both the Caterpillar DT10 Dozer and the Bell BD40 Articulated Truck.

COMMENT

The D10 Dozer is currently under a leasing agreement with Vestone Capital which has been in place since September 2022 with an expiry date of June 2026 and quarterly payments of \$22,240.46. It is proposed to settle the lease with Vestone and pay out the early termination fee in order to outright transfer the ownership of the D10 to the Shire.

Staff have consulted with Vestone Capital regarding early termination. The master rental agreement makes provision for the early termination and return of the goods, however there is a mutual understanding on this lease that at termination or lease end, the Shire could purchase the plant at a nominal value of \$1. Settlement and early termination of the lease will be done in conjunction with Vestone.

Details of the early termination costs are below:

Early Termination				
Early termination amount		Excl. GST	\$	157,696.03
		Incl. GST	\$	173,465.63
Ownership transfer			\$	1.10
Total buy out cost to Shire		Incl. GST	\$	173,466.73

Note that the next instalment is due on the 4th April 2025.

The Shire purchased the Bell BD40 Articulated truck in September 2023 for \$242,000.00 including GST (Council Resolution #199/2023).

Both pieces of machinery are currently located at the Coolgardie Waste Facility however are heavily underutilised, costly to run and maintain and are surplus to the Shire's current needs.

Staff engaged the services of Uniqco to undertake valuations which are attached.

CONSULTATION

Aaron Cook, Acting CEO

Grant Andrews, Uniqco
Shire Mechanic

STATUTORY ENVIRONMENT

Section 3.58 of the Local Government Act 1995 establishes the means by which Council must dispose of property.

“3.58. Disposing of property

(1) In this section –

dispose includes to sell, lease, or otherwise dispose 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 a 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 is 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 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 free 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.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

There is expected to be a positive net financial implications from these transactions.

STRATEGIC IMPLICATIONS**Accountable and effective leaders**

High quality corporate governance, accountability and compliance

ATTACHMENTS

1. **Bell Articulated Moxy Truck Valuation - Confidential**
2. **DT10 Dozer Valuation - Confidential**

VOTING REQUIREMENT

Absolute Majority

OFFICER RECOMMENDATION

That Council

1. APPROVE the disposal of the Bell BD40 Articulated Truck (P393) and the Caterpillar DT10 Dozer (P387) in accordance with section 3.58 of the Local Government Act by Public Tender.
2. DELEGATE to the Acting CEO to accept offers from perspective bidders within the valuation thresholds.

COUNCIL RESOLUTION #36/2025

Moved: Cr Kathie Lindup

Seconded: Cr Sherryl Botting

That Council

1. APPROVE the disposal of the Bell BD40 Articulated Truck (P393) and the Caterpillar DT10 Dozer (P387) in accordance with section 3.58 of the Local Government Act by Public Tender.
2. DELEGATE to the Acting CEO to accept offers from perspective bidders within the valuation thresholds.

In Favour: Crs Malcolm Cullen, Tracey Rathbone, Sherryl Botting, Kathie Lindup, Rose Mitchell, Daphne Simmons and Corey Matthews

Against: Nil

CARRIED 7/0

9.1.2 WASTE FEES AND CHARGES

Location: Coolgardie and Kambalda Waste Site
Applicant: Aaron Cook Acting CEO
Disclosure of Interest: Nil
Date: 3 April 2025
Author: Aaron Cook, Acting Chief Executive Officer

SUMMARY

It is proposed that Council review the Fees and Charges for Waste Disposal received at the Coolgardie and Kambalda Waste Sites.

BACKGROUND

As Council is aware the Fees and Charges that are being applied to receive Waste at Councils facilities is under the market and cost of operating the facilities. As such Council has been, in essence, subsidising the Commercial sector businesses namely from Kalgoorlie.

COMMENT

The Manager of Waste and the Acting CEO have been working to reassess the fees and charges that are being applied in the Waste Facilities. Currently neither of the sites are returning a profit for Council but rather are a financial drain and effectively the Coolgardie Shire Ratepayers are subsidising the operations.

The largest drain is the Coolgardie Waste Site from the Class 3 cell. As this cell was constructed for an extended period of use it should have returned to Council significant funds that would have covered the design and construction of the next Cell and returned Council a small profit and placed some funds into the Reserve for future rehabilitation.

As this has not occurred and the Coolgardie Waste site has run at a significant loss each year there are no funds to construct Cell 2 and very limited life left in Cell 1. As such the Coolgardie Waste Facilities needs urgent change management to occur to enable the full life of Cell 1 by not placing any more Class 2 waste into the Cell and charging the appropriate rate for all waste entering the Cell.

It has been calculated that all waste entering Cell 1 should be charged at \$298 + GST to cover the cost of construction, the next cell, future rehabilitation and a small profit. Only Class 3 waste should be entering the Cell or Class 2 contaminated waste, if required, but the fee and charge must remain the same.

Whilst there are other significant issues at the Coolgardie Waste site, proper income generation and not filling the Cell with waste that can be disposed of in alternative method exists, is paramount otherwise Council will not be able to continue the operation in its current form.

The fees and charges sections listed below need to be amended. The proposed areas of change have been highlighted and bolded for easy reference. Please note that there will be additional Fees and Charges Reviews in the 25/26 Budget, but this item is based around urgency to limit the amount of waste entering the Cell and that proper income is being received.

Construction & Demolition

Mixed waste per tonne	Y \$63.00
Construction and/or demolition waste (sorted & clean) per tonne	Y \$28.00
Asphalt per tonne	Y \$128.00
Commercial green waste (clean) per tonne	Y \$20.00
Commercial green waste (clean) - Shire Residents only per tonne	Y FREE
Timber Pallets (each)	Y \$5.00
Power poles (tested and certified as Class II) each	Y \$99.00
E-Waste recycling per tonne - Commercial multifunction devices NOT ACCEPTED	Y \$44.00
Clean cardboard (not mixed with other waste) FREE	
Contaminated green waste per tonne	Y \$66.00
Contaminated soil (within Class II category - must be confirmed by laboratory result) per tonne	Y \$97.00
	Y \$151.92
Contaminated soil (within Class III category - must be confirmed by laboratory result) per tonne	Y \$199.00
	Y \$298.32
Vent Bags (per tonne)	Y \$69.00
Bulka Bags (per tonne) class II	Y \$97.00
	Y \$110.00
Bulka Bags (per tonne) class III	Y \$199.00
	Y \$298.32
Contaminated solid waste (within Class II category - must be confirmed by laboratory result) per tonne	Y \$97.00
	Y \$151.92
Contaminated solid waste (within Class III category - must be confirmed by laboratory result) per tonne	Y \$199.00
	Y \$298.32
Hazardous Waste	
Asbestos contaminated soils (per m3)	Y \$128.00
Asbestos contaminated soils (per tonne)	Y \$133.00
Asbestos per m3 (must be wrapped and treated in accordance with requirements) ** Minimum charge at 0.5m3	Y \$132.00
Asbestos per tonne **Minimum charge at 1.0 tonne	Y \$133.00
Oil contaminated soil (per tonne) **requires MSDS	Y \$160.00
Liquid waste (per tonne) **requires MSDS	Y \$106.00

Class III Waste Disposal per tonne - minimum charge one tonne	Y \$199.00
	Y \$298.32
PFAS Solid Waste (per tonne) - Minimum charge one tonne; additional permit charge applies	Y \$170.00
Waste oil and water mixtures, or hydrocarbon and water mixtures Class III - NATA analyses required	Y \$170.00
Oily rags and filters	Y \$117.00
	Y \$298.32
Rubber products (conveyor belts, rubber liners, tyre crumbs) Commercial per tonne	Y \$176.00
	Y \$298.32
Special materials (PVC piping, cable drums, other non-compactable items) - Class II per tonne	Y \$128.00
	Y \$151.92
Special materials (PVC piping, bulk bags, cable drums, other non-compactable items) - Class III	Y \$199.00
	Y \$298.32

With any Fees and Charges amendments the Council needs to provide 28 Days' notice of the changed fees to come into effect. This allows the users of the facilities to be advised and to make plans for the increased fees and to duly advise their clients etc.

It must be expected that some waste delivery will cease and that this waste will be taken to Kalgoorlie Waste Facility. This will allow the administration to see the impact for the 25/26 years and then propose amended operating times and days for the Coolgardie waste site as this will be a significant factor in reducing the cost of the facility.

It should be noted that Council has several contracts and agreements to accept waste well below the cost of disposal and the administration are working through these in providing notice to the company, as per the agreement if required. In addition, whilst Council has provided approval for some other agreements that were by resolution if these are out of term, which there are several, these are being investigated as to what has been placed in writing and the business provided 7 days' notice.

This will create issues for several companies Council cannot continue to subsidise these businesses and their clients whilst the Shire Community is being required to financially support the loss from the Waste Site.

CONSULTATION

As per the Fees and Charges requirements the increase in the Fees and Charges needs to be advertised.

STATUTORY ENVIRONMENT

Local Government Act 1995

Section 6.16 Imposition of Fees and Charges

Section 6.19 Local Government to Give Notice of Fees and Charges

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

The increase in the fees and charges will increase the revenue from the Coolgardie Waste site relative to the fill that is being received. Whilst the volumes may decrease with the increased fees this will be off set, and the volume of free space will not be wasted.

In addition, the facilitation of the Coolgardie Waste site will be able to be reviewed and rationalised making the facility more economic. It is felt by the administration that this will be the best option to make the Coolgardie Waste Facility Financially sustainable into the future.

STRATEGIC IMPLICATIONS**Accountable and effective leaders**

Demonstrating sound financial management and plans for the Shire's long term financial sustainability

Effective management of infrastructure, heritage and environment

Maintaining and renewing infrastructure and building assets

ATTACHMENTS

Nil

VOTING REQUIREMENT

Absolute Majority

OFFICER RECOMMENDATION

That Council, as per the Local Government Act 1995 s6.16 and s 6.19 amend the following line items in the current Waste Facilities Fees and Charges and advertise the amendments.

Items within the construction and Demolition Fees and Charges:

Contaminated soil (within Class II category - must be confirmed by laboratory result) per tonne

~~Y \$97.00~~

Y \$151.92

Contaminated soil (within Class III category - must be confirmed by laboratory result) per tonne

~~Y \$199.00~~

Y \$298.32

Bulka Bags (per tonne) class II

~~Y \$97.00~~

Y \$110.00

Bulka Bags (per tonne) class III

~~Y \$199.00~~

Y \$298.32

Contaminated solid waste (within Class II category - must be confirmed by laboratory result) per tonne

~~Y \$97.00~~

Y \$151.92

Contaminated solid waste (within Class III category - must be confirmed by laboratory result) per tonne

~~Y \$199.00~~

Y \$298.32

Items within the Hazardous Waste Fees and Charges:

Class III Waste Disposal per tonne - minimum charge one tonne

~~Y \$199.00~~

Y \$298.32

Waste oil and water mixtures, or hydrocarbon and water mixtures Class III - NATA analyses required

Y \$170.00

Oily rags and filters

~~Y \$117.00~~

Y \$298.32

Rubber products (conveyor belts, rubber liners, tyre crumbs) Commercial per tonne

~~Y \$176.00~~

Y \$298.32

Special materials (PVC piping, cable drums, other non-compactable items) - Class II per tonne

~~Y \$128.00~~

Y \$151.92

Special materials (PVC piping, bulk bags, cable drums, other non-compactable items) - Class III

~~Y \$199.00~~

Y \$298.32

COUNCIL RESOLUTION #37/2025**Moved: Cr Tracey Rathbone****Seconded: Cr Sherryl Botting**

That Council, as per the Local Government Act 1995 s6.16 and s 6.19 amend the following line items in the current Waste Facilities Fees and Charges and advertise the amendments.

Items within the construction and Demolition Fees and Charges:

Contaminated soil (within Class II category - must be confirmed by laboratory result) per tonne

~~Y \$97.00~~

Y \$151.92

Contaminated soil (within Class III category - must be confirmed by laboratory result) per tonne

~~Y \$199.00~~

Y \$298.32

Bulka Bags (per tonne) class II

~~Y \$97.00~~

Y \$110.00

Bulka Bags (per tonne) class III

~~Y \$199.00~~

Y \$298.32

Contaminated solid waste (within Class II category - must be confirmed by laboratory result) per tonne

~~Y \$97.00~~

Y \$151.92

Contaminated solid waste (within Class III category - must be confirmed by laboratory result) per tonne

~~Y \$199.00~~

Y \$298.32

Items within the Hazardous Waste Fees and Charges:

Class III Waste Disposal per tonne - minimum charge one tonne

~~Y \$199.00~~

Y \$298.32

Waste oil and water mixtures, or hydrocarbon and water mixtures Class III - NATA analyses required

Y \$170.00

Oily rags and filters

~~Y \$117.00~~

Y \$298.32

Rubber products (conveyor belts, rubber liners, tyre crumbs) Commercial per tonne

~~Y \$176.00~~

Y \$298.32

Special materials (PVC piping, cable drums, other non-compactable items) - Class II per tonne

~~Y \$128.00~~

Y \$151.92

Special materials (PVC piping, bulk bags, cable drums, other non-compactable items) - Class III

~~Y \$199.00~~

Y \$298.32

In Favour: Crs Malcolm Cullen, Tracey Rathbone, Sherryl Botting, Kathie Lindup, Rose Mitchell,
Daphne Simmons and Corey Matthews

Against: Nil

CARRIED 7/0

9.1.3 FEES AND CHARGES FOR BLUEBUSH VILLAGE ROOM RATE

Location: Kambalda Bluebush Village
Applicant: Aaron Cook Acting CEO
Disclosure of Interest: Nil
Date: 4 April 2025
Author: Aaron Cook, Acting Chief Executive Officer

SUMMARY

It is proposed to amend the room contract rates adopted by Council for the Bluebush Village to bring it more into line with the current market rates and cost of service provision.

BACKGROUND

As the Elected Members and the Community would be aware, the Shire has recently refinanced a significant portion of its Loans, including some of those for the Bluebush Village and the remaining Bank Loans will be refinanced as of the 28 April 2025.

This has significantly reduced the running expenses of Bluebush Village and as such; to increase room usage and profitability of the facility the room rate is proposed to be reduced to be more competitive and utilised.

COMMENT

It is a well-known issue for Council currently that due to the large reduction in room occupancy at Bluebush Village that operating this facility is costing Council and the Community to financially support this loss.

The main reason for the reduction in the room occupancy is the cost per room that has been required to be set in the fees and charges in an attempt to cover the Break-Even Point. However, the majority of the occupancies currently have been through a contracted rate that is below Councils Fees and Charges.

With the re-financing of the Shire loans over the facility has allowed the review of the Break-Even point to which Council can then set the Fees and Charges. The workings for the Break-Even Point are attached in a confidential document as these are commercial in confidence.

Shire Staff and Staff from Sirrom have made a number of calls to clients of the Village to discuss the option of taking additional room and the appetite with potentially amended Room Rates and there was significant positive support received.

With the potential Council support in this item to amend the Fees and Charges the effect on the room occupancy will not be expected to occur will after the amended fees and charges come into effect and as Mining companies come out of contract with current accommodation providers.

The proposed revised Room Rates for Blue Bush Village are as follows:

- | | |
|--|-----------------------|
| • Single Village Room - per contract (per night) | Y \$165.00 |
| | Y \$135.00 |
| • Single Village Room - casual (per night) | Y \$175.00 |
| | Y \$145.00 |
| • Single Village Room - as negotiated with CEO (per night) Y POA | |

- Single Village Room - Unoccupied (per night) Y \$135.00
- Executive Village Room (per night) Y ~~\$225.00~~
Y **\$180.00**
- Executive Village Room - Two persons (per night) Y ~~\$280.00~~
Y **\$210.00**
- Executive Village Room - Unoccupied (per night) Y ~~\$180.00~~
Y **\$175.00**
- All damage or alterations made to a room or the facilities by an occupant will result in the employer of the occupant being put on notice and billed directly for the cost of repairs including parts, labour, freight etc and any night that the room is unable to be occupied plus the
- Administrative Processing Fee
- Administration Processing Fee for Damage Claims, non-accurate declaration of occupancy etc Y \$150.00
- Pricing Arrangement (PA) - The Shire reserves the right to establish PAs, incorporating elements of the fees above, with partners based on commercial arrangements.

CONSULTATION

As per the requirements of the Local government Act, council is required to advertise the amendments for 28 days' notice.

STATUTORY ENVIRONMENT

Local Government Act 1995

Section 6.16 Imposition of Fees and Charges

Section 6.19 Local Government to give notice of Fees and Charges

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

This financial implication is based on meeting the market conditions and expectations to ensure that the Blue Bush Village is being utilised in a sustainable manner. The re-financing of the Shire Loans has enabled the re-assessment of the Break Even point of the room rate.

STRATEGIC IMPLICATIONS

A thriving local economy

Supporting and encouraging mining and processing industries

Accountable and effective leaders

Demonstrating sound financial management and plans for the Shire's long term financial sustainability

Effective management of infrastructure, heritage and environment

Maintaining and renewing infrastructure and building assets

ATTACHMENTS

1. Break Even Rates - Analysis - Confidential

VOTING REQUIREMENT

Absolute Majority

OFFICER RECOMMENDATION

That Council amend the Fees and Charges for the Kambalda Bluebush Village Room Rates as amended below and provide the required public notice as per the Local Government act 1995:

- Single Village Room - per contract (per night) ~~Y \$165.00~~
Y \$135.00
- Single Village Room - casual (per night) ~~Y \$175.00~~
Y \$145.00
- Single Village Room - as negotiated with CEO (per night) Y POA
- Single Village Room - Unoccupied (per night) Y \$135.00
- Executive Village Room (per night) ~~Y \$225.00~~
Y \$180.00
- Executive Village Room - Two persons (per night) ~~Y \$280.00~~
Y \$210.00
- Executive Village Room - Unoccupied (per night) ~~Y \$180.00~~
Y \$175.00

COUNCIL RESOLUTION #38/2025

Moved: Cr Tracey Rathbone

Seconded: Cr Corey Matthews

That Council amend the Fees and Charges for the Kambalda Bluebush Village Room Rates as amended below and provide the required public notice as per the Local Government act 1995:

- Single Village Room - per contract (per night) ~~Y \$165.00~~
Y \$135.00
- Single Village Room - casual (per night) ~~Y \$175.00~~
Y \$145.00
- Single Village Room - as negotiated with CEO (per night) Y POA
- Single Village Room - Unoccupied (per night) Y \$135.00
- Executive Village Room (per night) ~~Y \$225.00~~
Y \$180.00
- Executive Village Room - Two persons (per night) ~~Y \$280.00~~
Y \$210.00
- Executive Village Room - Unoccupied (per night) ~~Y \$180.00~~
Y \$175.00

In Favour: Crs Malcolm Cullen, Tracey Rathbone, Sherryl Botting, Kathie Lindup, Rose Mitchell, Daphne Simmons and Corey Matthews

Against: Nil

CARRIED 7/0

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

10.1 Elected Members

10.2 Council Officers

11 CLOSURE OF MEETING

The Meeting closed at 12.25pm.