



## *Minutes Certification*

### **SPECIAL MEETING OF COUNCIL**

MINUTES of the Special Meeting of Council of the  
Shire of Coolgardie held on 14 December 2021,  
Commencing at 6.00pm were presented to  
Council and confirmed.

James Trail  
Chief Executive Officer

Malcolm Cullen  
Shire President

Shire President Signed

Date Signed

25/1/2022



# **CONFIRMED MINUTES**

**Special Council Meeting**

**14 December 2021**

**6.00 pm**

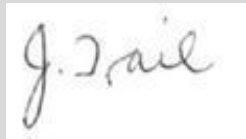
**Kambalda Recreation Centre, Barnes Drive,  
Kambalda**

**SHIRE OF COOLGARDIE**

**NOTICE OF**

Dear Elected Member

The next Special Council Meeting of the Shire of Coolgardie will be held on Tuesday 14 December 2021 commencing at 6.00 pm.

A rectangular box containing a handwritten signature in cursive script that reads "J. Trail".

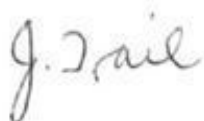
**CHIEF EXECUTIVE OFFICER**

**SPECIAL COUNCIL MEETING****14 December 2021**

Welcome to the Special 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**

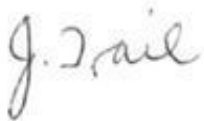
INFORMATION FOR PUBLIC ATTENDING COUNCIL MEETINGS

**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.

## Order Of Business

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**MINUTES OF SHIRE OF COOLGARDIE  
SPECIAL COUNCIL MEETING  
HELD AT THE KAMBALDA RECREATION CENTRE, BARNES DRIVE, KAMBALDA  
ON TUESDAY, 14 DECEMBER 2021 AT 6.00 PM**

**1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS**

Shire President, Malcolm Cullen, opened the meeting at 6:00 pm 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 Elder’s 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 (President), Cr Tracey Rathbone (Deputy President), Cr Sherryl Botting, Cr Tammee Keast, Cr Kathie Lindup, Cr John Williams, Cr Rose Mitchell

**IN ATTENDANCE:**

James Trail (Chief Executive Officer), Jackie Pilkington (Executive Assistant) Robert Hicks (Director of Operations), Rod Franklin (Commercial Manager), Barry Donkin (Projects Manager) Martin Whitely (Finance Consultant) Kevin Caldwell (Ranger Services) Bree Crawley (Economic & Community Development Coordinator)

**MEMBERS OF THE PUBLIC THAT SIGNED THE ATTENDANCE REGISTER**

J Lucas (ABC), J Smith, V Bryant, D Dean, D Tink, D Stewart, P Smith, P McGuirk, D Williams, J McLeod, S Donkin, A Donkin, J Estoe, M Cross, J Brophy, D Smith, C Davis, S Keast, J Cleeland, B Cleeland, M McGuirk

**APOLOGIES**

Nil

**LEAVE OF ABSENCE**

Nil

**4 DECLARATIONS OF INTEREST**

**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 – Administration Regulation 34C**

Nil

**5 PUBLIC QUESTION TIME**

Jan McLeod – Widgiemooltha

1. In the press release Mon. 4<sup>th</sup> Oct, Statement from Shire President “the draft business Plan” was stated. If the business plan was released on the 17<sup>th</sup> September, it is considered a draft. In the press release Thurs. 11 Nov, “The tender, business plans, potential agreements and potential supply of villages will be considered” at this meeting. I have queried the initial business plans as have others in their written submissions and since you will be discussing them tonight, when will these revised plans be available to the public and when will you be discussing them with the community as we are major stakeholders?

The Business Plan was considered at the Special Meeting of Council on the 14<sup>th</sup> December. Shire staff have assessed and reviewed ALL the submissions received as well as the petition. The information was presented at a briefing session to the Council with names, addresses and comments. It was noted by staff that the petition contents and reasons were the same as the document received on the 18<sup>th</sup> October 2021.

Out of the 281 names received on the petition and hand delivered document, 93 were ineligible for the following reasons;

- Names made up
- No signatures
- No address numbers

The petition tabled at the October Council Meeting is deemed to be invalid under the Shire Coolgardie Meeting Procedures Local Law 2019 – published in the Government Gazette on the 12/03/2020. The petition did not include all of the requirements as detailed below;

**6.10 Petitions**

(1) A petition is to—

- (a) be addressed to the President;
- (b) be made by electors of the district;
- (c) state the request on each page of the petition;
- (d) contain the name, address and signature of each elector making the request, and the date each elector signed;**
- (e) contain a summary of the reasons for the request; and
- (f) state the name of the person to whom, and an address at which, notice to the petitioners can be given.

(2) Upon receiving a petition, the Local Government is to submit the petition to the relevant officer to be included in his or her deliberations and report on the matter that is the subject of the petition.

(3) At any meeting, the Council is not to vote on any matter that is the subject of a petition presented to that meeting, unless—

- (a) the matter is the subject of a report included in the agenda; and
- (b) the Council has considered the issues raised in the petition.

2. **Which mining companies will be using the proposed Camp as ongoing govt enquiries and distance restrictions to mine sites may limit those companies who voiced their need for accommodation at “Diggers and Dealers”?**

Discussions with Mining Companies is still ongoing

3. **At the Special Budget Meeting on the 13<sup>th</sup> July, I asked “What does the proposed \$9M loan for Housing and Workers Accommodation entail? Your written ans included “If financially unviable loan funding will not be approved by the Western Australian Treasury Corporation (WATC)” Since Council has been considering loan borrowings – behind closed doors – at the Oct and November meetings.**

**i) Will the WATC be providing the \$9M loan?**

The proposed \$9million loan was included in the 2021/2022 Annual Budget. Any borrowings from either WATC or any other financial institution goes through a rigorous risk and credit assessment. The provision of any proposed loan funds from WATC or any other financial institution will be subject to due diligence, risk assessment, formal credit approval, formal pricing approval and the submission of appropriate documentation requested including annual financial statements.

Risk analysis was done as part of due diligence in preparation of the financial modelling including in the business plan to ensure the workers accommodation village would generate sufficient funds to cover the cost of servicing the loan funds. Ultimately any loan funding provided to the Shire from any financial institution will be subject to due diligence and risk assessment.

The loan funding would effectively work like a self-supporting loan. The revenue received from daily occupancy of the proposed village would be used to pay the loan funding. This would not be drawn from general revenue nor rates revenue.

**If not,**

- ii) The proposal, original business plans, is unviable and hence the business plan needs to be revised and circulated for further consideration on the proposal needs to be stopped now.**

**Will Council be considering both options?**

The proposed \$9million loan was included in the 2021/2022 Annual Budget. Any borrowings from either WATC or any other financial institution goes through a rigorous risk and credit assessment. The provision of any proposed loan funds from WATC or any other financial institution will be subject to due diligence, risk assessment, formal credit approval, formal pricing approval and the submission of appropriate documentation requested including annual financial statements.

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4. **Under Section 6.20 POWER TO BORROW of the Local Govt. Act, Section 2) a) one month's local public notice must be given, if Council votes to go ahead with this proposal, and secure a loan from a different institution. Will Council comply with the above?**

Council is required to comply with the Local Government Act 1995.

5. **At the July OCM, Council resolved to change the Management Order - from Recreation and Aged Accommodation - to Recreation, Aged Persons and Workers Accommodation. Does this constitute a rezoning which has to occur and then go out for public submission?**

The process to change the management order is not a rezoning.

6. **Since the majority of the community has expressed dissatisfaction with the location as children walk across this area to go to school and there is now no room for the expansion of the aged people's accommodation if the proposal goes ahead, why did Council release a tender for the installation of the camp on the 13<sup>th</sup> November prior to the full analysis of the written submissions?**

The tender for installation is part of the process in consideration of the proposed village accommodation as is consideration of the submissions

7. **How has Council encouraged and helped the existing accommodation providers in town to expand as by building this camp, Council is going into competition against those who have invested in the town and accommodation is their business?**

- The proposed location of the village close to the shops; hotel; pool etc creates a critical mass of people to support the local businesses. Factual evidence shows that on average workers will spend at least one night eating out – just to break the monotony of the village.
- In town villages create significant local spend of up to \$100 per week by residents – who go to the shops; buy items etc. As they are close to these venues – they aren't reliant on transport and will happily support them to break the monotony of the village experience.
- People make choices which includes a FIFO Lifestyle. Research shows that when asked if they would take up a position if it was residential 90-95% wouldn't and would prefer to stay FIFO. Reasons include partner's work; children moving schools; poor housing choice; short term contracts – not providing options for longer term commitment. Most of the conditions to attract and retain the workforce are set by the employer, not the village operator, so there is little the Shire can do about this.
- FIFO workers support local businesses – mostly for personal care items and other shopping items. The closer they live to local businesses the more they use them). A key opportunity exists for the Shire / village operator to provide local supply contracts to deliver maintenance; grounds; supply of materials etc. Also, workers at the village can be prioritised to be sourced locally. This is a significant number of employees to run a village.
- FIFO is a reality of work choices to attract and retain skilled employees. While there may be a preference for residential by local residents who have made that choice themselves research shows that the vast majority will not take it up, even if it is provided. FIFO provides a workforce choice for people.
- Pilbara towns certainly used to have the perception that FIFO destroys towns. This has well and truly dissipated since they have experienced it over time and learnt to engage and integrate workers better.
- Treating these people (often with their own families) as outcasts will certainly not do anything to encourage them. What better way to think about moving to a place than to enjoy the experience there?

Well, if you provide a good induction, welcome them to the community, involve them in community activities – then it may encourage some of them and their families to relocate. Again, research shows that many FIFO workers do want to be involved in community initiatives, but can be deterred by long hours and the attitudes of some local residents

- There is no evidence at all that house prices will decrease. What will decrease house prices is providing more residential housing. When there is a downturn in the industry you are left with a glut of housing. FIFO actually buffers housing price fluctuations. (This is seasonal and less profitable than FIFO with guaranteed bed take up). Also, will drop the values of housing in the area as it increases supply and if any downturn in the market there is a glut of housing.
- FIFO villages may eventually be underutilized during periods of economic downturn with the boom and bust nature of mining. Consequently, it is easier to relocate temporary facilities than it is for permanent residential housing. Existing villages are out of town which minimises their benefit to the local community for local spend; use of local businesses etc
- It is not true that all money goes out of town. Wages may do however this assumes there is no spend by workers in town (which is false). It also doesn't factor in all the local employment and contracts that can be provided locally to run the village. These additional jobs and contracts don't exist to the same extent for residential housing.
- Villages tend to be very quiet due to having to respect people sleeping at different times. Not like a house where people could have parties; drum kits; whatever
- If FIFO workers were housed residentially near the school – would they suddenly not be labelled as paedophiles because they live in a house? There is no evidence between paedophilia and FIFO workers that the Shire is aware of.
- The village is proposed to be right across the road from the Hotel. Consequently, it shouldn't provide issues of people returning via local streets from the Hotel. It is also important to note the workers are regularly alcohol tested and if they blow over are usually dismissed.
- The Village is not proposed to be located across from the school. The footprint of the village including facilities and carpark is not proposed to be located any closer than the boundary fence of the Fire and Emergency Services Building of the Fire Building.
- The Village peak times will be opposite to school times. Furthermore, the school might be able to partner with the village (Like in Karratha and Port Hedland) to provide support to the school for training; resources; etc.
- School traffic times and vehicle movements are at different times to those of the traffic to and from the village. The traffic for the Village will also be along Blue Bush not Salmon Gum Road. FIFO villages generally are on a 6am to 6pm operation with the majority of workers on day shift not being there when the school is operating and those who are there are eating; sleeping.
- The rooms will have proper sound proofing and block out blinds as per any village. Noise of people in adjoining rooms is more of an issue than venues away from the site. School noise like recess sirens might be an issue for night shifters but unlikely.
- It is not anticipated that the early morning beepers of vehicles will be an issue. It is anticipated that this will be managed by the car parks to be front in; front out (no reverse) like many villages are. Furthermore, it is not anticipated many single vehicles will be parked at the village given 90% of workers will be bused in and out.
- Local businesses and accommodation providers will only be hurt if they have existing arrangements with companies to accommodate and provide services to FIFO workers. The Shire President, Deputy President and CEO have met with the Hoteliers to discuss concerns expressed in regard to this issue.
- In conversations between the owners of the two villages and the CEO it has been confirmed the two villages are at full capacity. Furthermore, it was highlighted that the demand for accommodation will continue to far outweigh supply. The conversations also highlighted the need for greater interaction and contribution to the community which would exist with a village located in Town.

- Business Plan estimated net profit over 5 years - \$7.2 million
- Estimated net profit over 6 years - \$10 million
- All funds to be placed in a Reserve Fund for future community events, activities, programmes and infrastructure.
- Provide the Shire with seed funding to leverage future Federal and State grants given requirements for Local Governments to matching funding provided by State and Federal agencies.
- Would enable rates to be kept to under 2% for the next 5 years
- 92% of Shire's rate revenue or \$8.12 million paid by the Mining Companies, associated contractors and people employed by the mining companies or contractors
- 75% of staff employed in the Shire work for Mining Companies or associated contractors – estimated at 1740 people
- CEO has met with and/or spoken to Mining General Manager's or Chief Operating Officers on numerous occasions in regard to demand for accommodation
- All have maintained lack of accommodation is critical to their operations
- Willingness of mining companies to take rooms in the proposed Kambalda Village on the basis all profits to be set aside for community activities, events, programmes and infrastructure
- CEO met with Executive Director of Compass Group (owners of ESS) to discuss the proposed village and Compass future plans
- President, Deputy President and Chief met with local hoteliers
- No applications exist for extension to any accommodation providers in the Shire.
- CEO spoken to senior executive of Civeo
- 5 Senior Executives from companies approached the CEO at diggers and dealers asking whether the Shire could assist in the provision of accommodation
- Operating costs in Business Plan based on actual figures of villages currently operating in the Shire including all running costs and utility costs
- Revenue figures based on conversations and meetings between CEO and General Manager's and/or Chief Operating Officers and willingness to take rooms at an agreed price. This is reflected in the revenue figures in Business Plan
- Village is proposed to be leased – consequently if mining downturn occurs village is able to be removed and power, water and sewerage infrastructure remains in place for future potential aged care development
- Proposed loan funding is for installation of the village
- Separate Tender Packages (Installation) for water, sewerage, electrical, site works, ancillary works for installation proposed to enable local contractors to tender – estimated value \$4.5 million – based on installation costs of villages currently in the Shire
- Operation of proposed village would be tendered with intent to enable local people to be employed and work at the village – estimated up to 6 full time jobs created – enables local interested parties including hoteliers to tender for operation of village
- Shire managed village enables reinforcement to operator and mining companies for local businesses to be supported and local residents to be employed wherever possible. This would be written into any legal agreements between the Shire and potential operator and the mining companies.
- Proposed village would have very small carpark given most people staying in village would be arrive and go to sight by bus
- Local contractors wherever possible would be engaged for any maintenance required for grounds, water, sewerage and power given at the proposed village given management of village would be under the auspice of the Shire. This could also include Shire staff. This requirement would be included in legal agreement with operator. This expenditure has been included in the business plan financial model.



8. **The community feels strongly that more and a better type of residential housing should be built to encourage families to live in town and done in conjunction with mining companies. What has Council done to positively progress this rather than the proposed FIFO camp?**

The Shire has had numerous meetings with State Government Agencies, Ministers, Local Members, and mining companies to discuss and progress numerous issues including residential housing. Most of the land in the Shire is owned by the State, Crown Reserves or privately owned. The Shire will continue to meet, discuss, and put proposals forward.

9. **Has Council considered that if this proposal goes ahead then the whole Council will have to declare a FINANCIAL INTEREST if any other accommodation provider seeks to expand or build a new camp, and hence leave the Chamber?  
How then will Council be able to perform its duty?**

The definition of a financial interest under the Local Government Act 1995 is listed below.

5.60A. Financial interest

For the purposes of this Subdivision, a person has a financial interest in a matter if it is reasonable to expect that the matter will, if dealt with by the local government, or an employee or committee of the local government or member of the council of the local government, in a particular way, result in a financial gain, loss, benefit or detriment for the person.

## **PRESIDENT RECOMMENDATION**

Meeting to be adjourned at 6.05 pm 14 December 2021 for 10 minutes due to public being out of order

## **RESOLUTION #216/2021**

**Moved:** Cr Tracey Rathbone

**Seconded:** Cr Tammee Keast

**Meeting to be adjourned at 6.05 pm 10 December 2021 for 10 minutes due to public being out of order.**

**In Favour:** Crs Malcolm Cullen, Tracey Rathbone, Sherryl Botting, Tammee Keast, Kathie Lindup, John Williams and Rose Mitchell

**Against:** Nil

**CARRIED 7/0**

## **PRESIDENT RECOMMENDATION**

Meeting to be re-opened at 6.14 pm 14 December 2021

**RESOLUTION #217/2021****Moved:** Cr Tracey Rathbone**Seconded:** Cr Sherryl Botting**Meeting was reopened at 6.14pm 14 December 2021****In Favour:** Crs Malcolm Cullen, Tracey Rathbone, Sherryl Botting, Tammee Keast, Kathie Lindup, John Williams and Rose Mitchell Cr Tammee Keast**Against:** Nil**CARRIED 7/0****PRESIDENT RECOMMENDATION**

Meeting to be adjourned at 6.21 pm 14 December for 5 minutes due to a public disturbance.

**RESOLUTION #218/2021****Moved:** Cr Tracey Rathbone**Seconded:** Cr Tammee Keast**Meeting was adjourned at 6.21 pm 14 December 2021 for 5 minutes due to public disturbance****In Favour:** Crs Malcolm Cullen, Tracey Rathbone, Tammee Keast, Kathie Lindup, John Williams and Rose Mitchell Cr Tammee Keast, Sherryl Botting**Against:** Nil**CARRIED 7/0****OFFICER RECOMMENDATION**

Meeting to be re-opened at 6.26 pm 14 December 2021

**RESOLUTION #219/2021****Moved:** Cr Tracey Rathbone**Seconded:** Cr Kathy Lindup**Meeting was reopened at 6.26 pm 14 December 2021****In Favour:** Crs Malcolm Cullen, Tracey Rathbone, Sherryl Botting, Tammee Keast, Kathie Lindup, John Williams and Rose Mitchell Cr Tammee Keast**Against:** Nil**CARRIED 7/0****6 APPLICATIONS FOR LEAVE OF ABSENCE**

Nil

**7 CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

Nil

**8 PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS**

Nil

**9 REPORTS OF COMMITTEES**

Nil

**10 REPORTS OF OFFICERS**

Nil

**11 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING**

Nil

**11.1 Elected Members**

Nil

**11.2 Council Officers**

Nil

**12 MATTERS BEHIND CLOSED DOORS****SPECIAL COUNCIL RESOLUTION AND OFFICER RECOMMENDATION #220/2021**

Moved: Cr Tracey Rathbone

Seconded: Cr Tammee Keast

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:

12.1 Proposed Workers Accommodation Village Kambalda  
- Business Plan for Major Trading Undertaking

This matter is considered to be confidential under Section 5.23(2) - d) 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.

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

Against: Nil

CARRIED 7/0

Meeting was closed to the Public at 6.28 pm

**RESOLUTION #221/2021**

Moved: Cr Tracey Rathbone

Seconded: Cr Tammee Keast

Cr Rathbone, moved to suspend standing orders

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

Against: Nil

CARRIED 7/0

**RESOLUTION #222/2021**

Moved: Cr Tracey Rathbone

Seconded: Cr Tammee Keast

Cr Rathbone, resumption of standing orders

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

Against: Nil

CARRIED 7/0

**RESOLUTION #223/2021****Moved:** Cr Tracey Rathbone**Seconded:** Cr Kathie Lindup**That Council moves out of Closed Council into Open Council****Cr Tracey Rathbone requested the below be recorded in the Minutes****That legal advice received by the CEO; The Supreme Court has determined that if an elected member has declared or has a perceived bias, they are ineligible to participate in the matter of interest before Council.****Should Cr Williams and Cr Mitchell choose to remain they will be in breach of LG (Rules of Conduct) Regs 2007 LG (Model Code of Conduct) Regs 2021****LGA 1995****In Favour:** Crs Malcolm Cullen, Sherryl Botting, Tammee Keast, Kathie Lindup, John Williams and Rose Mitchell**Against:** Cr Tracey Rathbone**CARRIED 6/1****Matter to remain behind closed doors****12.1 PROPOSED WORKERS ACCOMMODATION VILLAGE KAMBALDA  
- BUSINESS PLAN FOR MAJOR TRADING UNDERTAKING****SPECIAL COUNCIL RESOLUTION AND OFFICER RECOMMENDATION #224/2021****Moved:** Cr Sherryl Botting**Seconded:** Cr Kathie Lindup**That Council APPROVES BY ABSOLUTE MAJORITY the Shire of Coolgardie Development and Operation of Worker Accommodation Village in Kambalda– Business Plan for Major Land Transaction and Major Trading Undertaking, as shown as Attachment 1 in accordance with Section 3.59 of the Local Government Act 1995 to develop and operate up to a 200 room worker accommodation village located at Reserve 47229 Lot 562 Salmon Gum Road, Kambalda West, Western Australia****In Favour:** Crs Malcolm Cullen, Tracey Rathbone, Sherryl Botting, Tammee Keast and Kathie Lindup**Against:** Crs John Williams and Rose Mitchell**CARRIED BY ABSOLUTE MAJORITY 5/2**

**SPECIAL COUNCIL RESOLUTION AND OFFICER RECOMMENDATION #225/2021**

**Moved:** Cr Kathie Lindup

**Seconded:** Cr Tracey Rathbone

**That Council moves out of Closed Council into Open Council.**

**In Favour:** Crs Malcolm Cullen, Tracey Rathbone, Sherryl Botting, Tammee Keast, Kathie Lindup, John Williams and Rose Mitchell

**Against:** Nil

**CARRIED 7/0**

**Meeting was reopen to public at 7.26 pm**

**2 CLOSURE OF MEETING**

The Meeting closed at 7.30 pm.