



SHIRE OF KONDININ

NOTICE OF MEETING

Councillors: Please be advised that the next meeting of the

KONDININ SHIRE COUNCIL

Will be held on Wednesday 16th June, 2021 at
Hyden Community Resource Centre, Clayton Street Hyden

2pm Informal Agenda Discussion
3pm Council Meeting

A handwritten signature in black ink, appearing to read 'David Burton'.

David Burton
11th June 2021
CHIEF EXECUTIVE OFFICER

11 Gordon Street, KONDININ WA 6367 Tel (08) 98891006
All communications to be addressed to the CHIEF EXECUTIVE OFFICER
Email: ceo@kondinin.wa.gov.au

STATEMENT OF COMMITMENT TO INDIGENOUS AUSTRALIANS

“The Shire of Kondinin acknowledges that, as we proceed with the development & management of facilities & services within the Shire we give recognition of the distinctive relationship that indigenous people have within the community and encourage a broader understanding & appreciation of indigenous heritage & culture.

The Shire of Kondinin is committed to consultation across all communities in our Shire & we aim for mutual respect to achieve recognition of all cultures.”

SHIRE OF KONDININ
QUESTIONS FROM THE PUBLIC

The Shire of Kondinin welcomes community participation during public question time of Council Meetings. Any member of the public is welcome to do so. The following is a summary of Section 5.24 of the Local Government Act 1995, the Local Government (Administration) Regulations 1996, the Shire's procedure and a guide to completion registering attendance and question/s.

- Members of the public should ideally register their attendance and question with the Council before the meeting before close of business the day prior to the scheduled meeting. This can be done;
 - a. In person at the Shire of Kondinin Office (120 Graham St, Kondinin)
 - b. By emailing the Executive Support Officer on eso@kondinin.wa.gov.au
 - c. By phoning the Executive Support Officer on 08 9889 1006
- When registering the following information will need to be supplied for record keeping and future correspondence (if required);
 - a. Name, Address, contact number and Name of Organisation representing (if applicable)
 - b. A written copy of the question to be asked at Public Question Time.
- It is recommended to arrive at the location of the Council Meeting 5 minutes prior to the commencement of the meeting. If you have not registered in advance it can be completed at this time. However, members of the public will also still be able to attend the meeting and provide required details at the meeting if they have not been able to register in advance.
- The Presiding Member will open Public Question Time and, if necessary, provide a brief summary on the rules, regulations and procedures of Public Question Time:
 - a. The person asking the question is to state their name prior to asking the question.
 - b. Questions are to be directed through the chair, with the Presiding Member having the discretion of accepting or rejecting a question and the right to nominate a Councillor or Officer to answer.
 - c. In order to provide an opportunity for the greatest portion of the gallery to take advantage of question time, questions are to be as succinct as possible. Any preamble to questions should therefore be minimal and no debating of the issue between the Gallery, Councillors or Officers is permissible.
 - d. Where the Presiding Member rules that a member of the public is making a statement during public question time, then no answer is required to be given or recorded in response.
 - e. Questions which are considered inappropriate; offensive or otherwise not in good faith; duplicates or variations of earlier questions; relating to the personal affairs or actions of Council members or employees; will be refused by the Presiding Member as 'out of order' and will not be recorded in the minutes.
 - f. Questions from members of the public that do not comply with the Rules of Question Time or do not abide by a ruling from the Presiding Member, or where the member of the public behaves in a manner in which they are disrespectful of the Presiding Member or Council, or refuse to abide by any reasonable direction from the Presiding Member, will be ruled 'out of order' and the question will not be recorded in the minutes.
 - g. Answers to questions provided in good faith, however, unless reasonable prior written notice of the question is given, answers should not be relied upon as being totally comprehensive.
 - h. The priority for asking questions shall be firstly 'questions on which written notice has been given prior to the meeting' (that is, prior to 12 noon on the day immediately preceding the meeting) and secondly, 'questions from the floor'.

- Public Question Time is set for a maximum period of 15 minutes, and will terminate earlier should no questions be forthcoming.
- There are circumstances where it may be necessary to place limits on the asking of questions to enable all members of the public a fair and equitable opportunity to participate in Public Question Time. In these events the Presiding Member will apply the most appropriate limit for the circumstance. Generally each member of the public shall be provided a maximum two minutes time limit in the first instance, in which to ask a maximum of two questions (whether these are submitted 'in writing' or 'from the floor'). A question may include a request for the tabling of documents where these are relevant to an issue before Council.
- Should there be time remaining on the initial period for Public Question Time (i.e. 15 minutes) after all members of the public have posed their initial allotment of two questions, the Presiding Member will then allow members of the public to sequentially (in accordance with the register) ask further questions (with necessary limits in place as discussed above if required) until the initial period for Public Question Time has expired.
- Any extension to the initial period for Public Question Time is to be limited to a period that will allow sufficient time for any remaining members of the public to ask their initial allotment of two questions.
- Where a question (compliant to these rules) is raised and is unable to be answered at the meeting, the question shall be 'taken on notice' with an answer being given at the next appropriate Council Meeting.
- Where a member of the public submitting a question is not physically present at the meeting, those questions will be treated as an item of correspondence and will be answered in the normal course of business (and not be recorded in the minutes).

SHIRE OF KONDININ DISCLOSURE OF FINANCIAL/IMPARTIALITY & PROXIMITY INTEREST

To: *Chief Executive Officer*

As required by Section 5.65(1)(a) of the Local Government Act 1995, I hereby declare my interest in the following matters included on the Agenda paper for the Council/Committee meeting to be held on _____ (Date).

The type of interest I wish to declare is a: Financial Proximity Impartiality

Item No	Details of Interest

Extent of interest only has to be declared if the Councillor also requests to remain present at a meeting, or participate in discussions or the decision making process (see item 6 below).

Councillor’s Signature _____ Date _____

NB:

- 1 This notice must be given to the Chief Executive Officer prior to the meeting or at the meeting immediately before the matter in which you have an interest is discussed, Section 5.65(1)(a) & (b).
- 2 It remains Councillor’s responsibility to make further declarations to the Council if a matter arises during the course of a meeting and no previous declarations have been made.
- 3 It is a Councillor’s responsibility to ensure that the interest is brought to the attention of the Council/Committee when the Agenda item arises and to ensure that it is recorded in the minutes.
- 4 It remains the Councillors responsibility to ensure that he/she does not vote on a matter in which a declaration has been made. This responsibility also includes the recording of particulars in the minutes to ensure they are correct when such minutes are being confirmed.
- 5 It is recommended that when previewing the Agenda, Councillors mark Agendas with items on which an interest is to be declared and complete the declaration form at the same time.
- 6 Councillors may be allowed to remain at meetings at which they have declared an interest and may also be allowed to preside (if applicable) and participate in discussions and the decision making process upon the declared matter subject to strict compliance with the enabling provisions of the Act and appropriately recorded resolutions of Council. Where Councillors request consideration of such approval the affected Councillor must vacate the Council Chambers in the first instance whilst the Council discusses and decided upon the Councillors application.

Remember: The responsibility to declare an interest rests with individual Councillors. If Councillors are in any doubt seek legal opinion, or, to be absolutely sure, simply declare in any case.
Penalties for not disclosing an interest apply.

Office Use Only:	Date/Initial
1. Particulars of declaration given to the meeting	_____
2. Particulars recorded in the minutes	_____
Signed by Chief Executive Officer or President (when the declaration belongs to the CEO)	_____

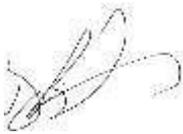
SHIRE OF KONDININ

DISCLAIMER

No responsibility whatsoever is implied or accepted by Shire of Kondinin for any act, omission or statement or intimation occurring during Council/Committee meetings or during formal/informal conversations with Staff. Shire of Kondinin disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during Council/Committee meetings or discussions. Any person or legal entity who acts or fails to act in reliance upon any statement does so at that person's or legal entities' own risk.

*In particular and without derogating in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a licence, any statement or limitation of approval made by a member or officer of Shire of Kondinin during the course of any meeting is not intended to be and is not taken as notice of approval from Shire of Kondinin. The Shire of Kondinin warns that anyone who has an application lodged with Shire of Kondinin must obtain and only should rely on **WRITTEN CONFIRMATION** of the outcome of the application, and any conditions attaching to the decision made by the Shire of Kondinin in respect of the application.*

Signed on behalf of Council



David Burton
Chief Executive Officer

Order of Business

1. DECLARATION OF OPENING /ANNOUNCEMENT OF VISITORS

2. RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

4. PUBLIC QUESTION TIME

5. APPLICATIONS FOR LEAVE OF ABSENCE

6. PETITIONS/DEPUTATIONS/PRESENTATIONS

7. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS/INFORMATION REPORT

7.1 MINUTES OF COUNCIL MEETING – 19th MAY, 2021

RECOMMENDATION

That the minutes of the Council Meeting held on the 19th May, 2021 be confirmed.

7.2 INFORMATION REPORT – MAY/JUNE 2021

RECOMMENDATION

That the Council receive and accept the Information Report prior to this meeting.

8. ANNOUNCEMENTS BY PRESIDING MEMBERS WITHOUT DISCUSSION

9. ITEMS

9.1 MANAGER OF PLANNING & ASSETS

9.1.1 FURTHER REPORT - DISPOSAL OF COUNCIL PROPERTY – BENDERING HALL SEATS

9.1.2 ADOPTION OF SPORT AND RECREATION FACILITIES PLAN 2021 – 2031

9.1.3 CSRFF SMALL GRANT & BUDGET ALLOCATION 2021-2022 FOR RESURFACING OF KONDININ HOCKEY FIELD

9.1.4 PLANNING APPLICATION – PROPOSED OFF ROAD HEAD QUARTERS INTERACTIVE MUSEUM AT WAVE ROCK

9.2 MANAGER OF CORPORATE SERVICES

9.2.1 LIST OF ACCOUNTS

9.2.2 FINANCIAL REPORTS

9.3 MANAGER OF WORKS

NIL

9.4 CHIEF EXECUTIVE OFFICER

9.4.1 LOCAL GOVERNMENT WEEK – WALGA AGM 2021

9.4.2 AGREEMENT FOR PROVISION OF LICENSING SERVICES

9.4.3 EXPRESSIONS OF INTEREST – CATERING COUNCIL MEETINGS 2021/2022

9.4.4 SHIRE COMMUNITY GRANT BUDGET SUBMISSIONS 2021/2022 – RECONSIDERED OF HYDEN COMMUNITY RESOURCE CENTRE, KONDININ COMMUNITY RESOURCE CENTRE AND HYDEN LIONS CLUB FOR WHISPERING GUMS RETIREMENT VILLAGE COMMITTEE APPLICATION

9.4.5 SHIRE OF KONDININ REBRANDING

9.4.6 ENVIRONMENTAL HEALTH OFFICER

NIL

9.1 MANAGER OF PLANNING & ASSETS

9.1.1 FURTHER REPORT - DISPOSAL OF COUNCIL PROPERTY – BENDERING HALL SEATS

Applicant:	Shire of Kondinin
Author:	Tory Young - MPA
Disclosure of Interest:	Nil
Date:	6th June 2021
Attachment(s):	Offer for Six (6) x Bench Seats from Bendering Hall

OFFICER RECOMMENDATION

That Council:

- 1) ACCEPTS the offer of \$50.00 for the six (6) bench seats at Bendering Hall on the condition that the successful offeror collects the items from the Shire Depot by no later than 30th June 2021.**

Summary

The purpose of this report is to present back to Council this matter deferred at the Ordinary Meeting of Council on the 19th May 2021 for Council to confirm public consultation before voting on the item. In addition to the consultation that had been undertaken previously, the Shire Administration held a meeting with local resident, Kevin De Gruchy, who advised that he had no objection to the disposal of the bench seats. In light of the above, the recommendation to Council remains the same to accept the offer for the purchase of the six (6) x bench seats at Bendering Hall, which were recently advertised for disposal as surplus to the Shire's requirements.

Background

The Shire's Administration were approached by a local resident to purchase the bench seats at the Bendering Hall. Adhering to the *Local Government Act 1995* and the *Local Government (Functions and General) Regulations 1996*, the Shire of Kondinin advertised the sale of the seats in the locality over a two week period closing on the 21st April 2021. During this period three (3) enquiries were received and only (1) offer was formally submitted to the Shire.

Offer 1 - \$50 (for 6 x wooden benches).

Statutory Environment

Local Government Act 1995

Local Government (Functions and General) Regulations 1996

Policy Implications

Nil.

Financial Implications

If the offer is accepted by Council, the Shire will receive a total income of \$50.

Strategic Implications

The project supports the following section of the Shire's Strategic Community Plan 2016 – 2026.

**"4. Provide good strategic decision making, governance, leadership and professional management
4.2 Manage the organisation in a responsible and accountable manner."**

Voting Requirement

Absolute majority.

9.1 MANAGER OF PLANNING & ASSETS

9.1.2 ADOPTION OF SPORT AND RECREATION FACILITIES PLAN 2021 – 2031

Applicant: Shire of Kondinin

Author: Tory Young - MPA

Disclosure of Interest: Nil

Date: 6th June 2021

Attachment(s):

- 1) Sport and Recreation Facilities Plan 2021 – 2031
- 2) Project Time Line and Costs 2021 – 2031
- 3) Community Feedback from Clubs June 2021

OFFICER RECOMMENDATION

That Council:

- 1) **ADOPTS the Sports and Recreation Facilities Plan 2021 – 2031 and associated Project Time Line and Costs 2021 – 2031 as shown as attachments to this report; and**
- 2) **NOTES that the Sports and Recreation Facilities Plan 2021 – 2031 can be reviewed and amended by Council from time to time.**

Summary

This report is to ask Council to adopt the Shire's new Sports and Recreation Facilities Plan 2021 – 2031 as a working document to guide decisions on the planning, management, funding and delivery of sport and recreation facilities and infrastructure across the Shire over the next 10 (ten) years.

Background

The Shire of Kondinin engaged Caroline Robinson of 150 Square to work with the Shire and local sporting organisations to prepare an undated Sports and Facilities Plan 2021 – 2031 that provides a strategic framework and clear direction to Council in the planning and delivery of sport and recreation facilities and infrastructure across the Shire.

More specifically the purpose of the plan is to:

- identify the sport and recreation facilities throughout the Shire of Kondinin
- highlight the needs of sporting groups and what facility improvements are most-needed from their perspective
- improve opportunities to participate in active recreation and sporting activities within the Shire and
- to establish a framework of investment to address the key priorities for sport and recreation facilities across the Shire of Kondinin

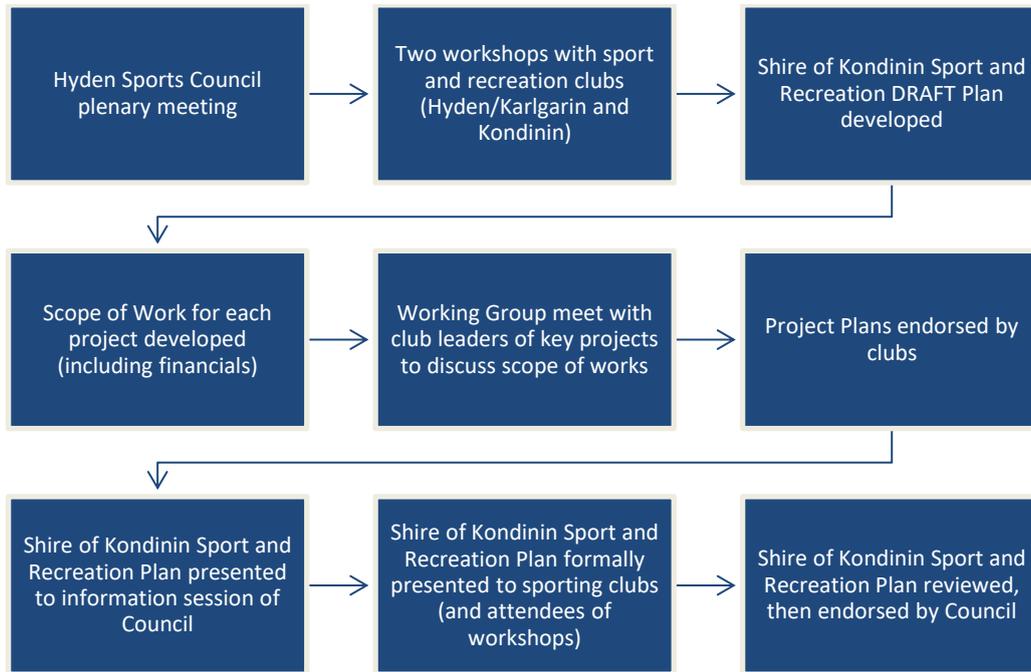
Community Workshops facilitated by Caroline Robinson from 150 Square were held in Hyden and Kondinin on the 16th and 18th February 2021 respectively. These workshops were well attended by community members and facilitated discussion on the following key points:

- what does sport and recreation mean to the Hyden / Karlgarin / Kondinin community
- barriers to sport and recreation participation
- ideas to break down barriers
- common themes of successful clubs
- sport and recreation projects for Hyden / Karlgarin / Kondinin over the next 10yrs and
- roles of local government, state and federal government and sports council

Following this, the Shire’s then Acting Chief Executive Officer and the Manager Planning and Assets and the three nominated Councillors met with the individual clubs and the respective sports councils in April 2021 to discuss their needs and expectations, in particular in relation to key facility infrastructure. These meetings were well attended and provided the opportunity for each club to articulate and discuss their own situation and how it related to expectations of sport played in the community and the district more generally.

Following these meetings, the information was incorporated into the draft Sports and Recreation Facilities Plan which was then distributed to all sporting groups and sports councils for consideration. At the conclusion of the feedback period, information received was then incorporated into the final attached plan.

The table below outlines the steps now undertaken in the preparation of this plan.



Statutory Environment

Local Government Act 1995.

Policy Implications

Shire Policy FACS-003 – Sporting Clubs and Amenities (current).

Financial Implications

\$3,000 (excl. GST) – Consultancy Fees.

Strategic Implications

The project supports the following section of the Shire’s Strategic Community Plan 2016 – 2026.

“1.1 A vibrant and attractive place to live that offers choice and a liveable environment

1.1.1 Promote the Shire of Kondinin as a great place to live, work, visit and invest

1.3 A safe, healthy and active Shire

1.3.3 Provide a variety of quality sport, recreation and leisure services and facilities for all life stages across the three communities.”

Voting Requirement

Simple majority.

9.1 MANAGER OF PLANNING & ASSETS

9.1.3 CSRFF SMALL GRANT & BUDGET ALLOCATION 2021-2022 FOR RESURFACING OF KONDININ HOCKEY FIELD

Applicant: Shire of Kondinin

Author: Tory Young - MPA

Disclosure of Interest: Nil

Date: 6th June 2021

Attachment(s):

1. Quotations
2. Minutes from the Kondinin Community Recreation Council
3. Letter from KK Vipers Hockey Club

OFFICER RECOMMENDATION

That Council:

- 1) **APPROVES** the Shire's submission of a grant application to the Department of Local Government Sport and Cultural Industries CSRFF small grant round for the resurface of the Kondinin Hockey Field;
- 2) **APPROVES** the allocation of up to \$80,000 in the Shire's 2021/2022 budget for the re-surfacing of the Kondinin Bowling Field; and
- 3) **ACKNOWLEDGES** that the Kondinin Community and Recreation Council have agreed to support 1/3 of the total cost of the re-surface of the Kondinin Hockey Field.

Summary

This report is to present to Council consideration of a grant application and associated financial allocation towards the re-surfacing of the Kondinin Hockey Field.

Background

The current Kondinin Hockey Field was developed around 15 years ago in response to the then Kondinin Hockey Club's desire to have a dedicated playing surface in Kondinin. Similarly a dedicated grass hockey field in Hyden was also done at around the same time. In both towns, previously hockey was played on the football oval when traditionally hockey was played on Saturday and football was played on Sunday. The hockey field in Kondinin was developed with considerable in-kind community support and since the onset has been met with unforeseen obstacles including a freak storm removing the seed and top soil during the turf's initial growing period. This resulted in the field never being a good playing surface, despite various attempts at coring, fertilizing, top-dressing with sand, removing the bumps in the surface and re-conditioning the soil.

These poor foundations, coupled with very low rainfalls and limited water catchment capacity, resulting in discontinuing watering of the field, has meant that the hockey field is no longer playable and in need of a proper re-surface. The last game of hockey played on the surface was in 2019.

Whilst the Kondinin Hockey Club has amalgamated with Kulin forming the KK Vipers and therefore home games can be played in Kulin, this has also meant that with the strong focus now on 'one day sport' Kondinin has been unable to benefit from hockey, football and netball being played on the same day, in turn resulting in social and economic impacts on the Kondinin community.

Recognizing these concerns, the KK Vipers have been in discussions with the Shire's Administration and the Department of Local Government Sport and Cultural Industries at options to renovate the existing surface. The Shire's Administration held a meeting with the KK Vipers Hockey Club and Jenifer Collins from Department of Local Government, Sport and Cultural Industries in December 2020 to discuss the proposed resurfacing and the possibility for applying for grant funding through Community Sporting & Recreation Facility's Fund (CSRFF).

At this meeting, the Shire and the Hockey Club representatives were advised by the Department of Local Government, Sport and Cultural Industries that whilst the project is eligible, it is a very competitive grant round and realistically would receive one sixth of the required funding if they were to be successful at all. They were also advised that if grass was to remain the surface of choice, securing sufficient water supply would be paramount to enable the project to go ahead.

The Shire's Administration are in liaison with the Water Corporation to secure access to 20 mega litres of water from Yeerakine Dam anticipated to be formulated into a 10 year agreement shortly. In addition to water security and establishing an on-going maintenance program, agreeing on a scope of works that is both cost effective but also sustainable in the future is also important.

The Shire's Administration have obtained quotes from two (3) different suppliers ranging from \$118,097.22 to \$131,790 (ex GST) for the following scope of works:

- Soil Test
- Spray Broadleaf weeds
- Top-dress with lawn sand approx. 20mm.
- Apply Humibase
- Apply Gypsum
- Rotary Hoe (150mm)
- Roll Field
- Supply and Lay Solid turf
- Supply and Apply 2 Spec Elevate
- Supply and Install Upgraded Sprinkler System

Illustrating the community's support for the re-surfacing, the Kondinin Community Recreation Council endorsed a contribution of one third of the total cost of the project at their Committee Meeting held on the 3rd June 2021. The Kondinin Community Recreation Council displays sound governance, owns a community crop outright and is an active and respected organization within the Shire. The Kondinin Community Recreation Council's commitment to contributing one third of the cost of this project is consistent with the Shire's Policy 5.3.1 relating to Capital Works Programs (now FACS-003 relating to Sporting Clubs and Amenities).

The Shire's Administration intend to apply for approximately one third of funding from the Department of Local Government, Sport and Cultural Industries with the remaining cost of the project being met by the Kondinin Community Recreation Council and the Shire. It is anticipated that any shortfall in this grant funding will be met by both the Kondinin Community Recreation Council and the Shire if the grant is only partly or not successful. This grant closes on the 31st August 2021 with outcomes anticipated by December 2021.

Consistent with the Shire's Community Strategic Plan 2016 – 2026 and highlighted in the recent preparation of the Shire's Recreation Facilities Plan 2021 – 2031, sport plays a central role in community health, wellbeing and social cohesion in rural communities. Adhering to these principles, the Shire in conjunction with community sporting bodies play a key role in providing quality playing surfaces that promote physical activity and inclusivity within the community.

The re-surfacing of the Kondinin Hockey Field will ensure that the KK Vipers Hockey Club can host association games, gala days and train in Kondinin throughout the winter season to the benefit of locals and visitors from across the Shire and the District. It will also ensure that the Shire has a year round passive and active green space within its Kondinin Sporting Precinct.

Statutory Environment

Local Government Act 1995.

Policy Implications

Shire Policy Manual - Section 5.3.1 Capital Works Programs (former).

Shire Policy FACS-003 – Sporting Clubs and Amenities (current).

Financial Implications

The Shire of Kondinin cash contribution to this project is anticipated to be up to \$80,000 on grant funding.

The Kondinin Community and Recreation Council have committed to contribute one third of the project cost.

Strategic Implications

The project supports the following sections of the Shire’s Strategic Community Plan 2016 – 2026

“1.1 A vibrant and attractive place to live that offers choice and a liveable environment

1.1.1 Promote the Shire of Kondinin as a great place to live, work, visit and invest

1.3 A safe, healthy and active Shire

1.3.3 Provide a variety of quality sport, recreation and leisure services and facilities for all life stages across the three communities.”

The project was identified as a short term priority in the 2021/2022 financial year in the Shire’s Sport and Recreation Facilities Plan 2021 – 2031:

Short term	E	Kondinin Hockey Field	Grass field	Shire of Kondinin Kondinin Community Recreation Council KK Vipers Hockey Club
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Voting Requirement

Simple majority.

9.1 MANAGER OF PLANNING & ASSETS

9.1.4 PLANNING APPLICATION – PROPOSED OFF ROAD HEAD QUARTERS INTERACTIVE MUSEUM AT WAVE ROCK

Applicant: Sheenagh Collins
Author: Tory Young - MPA
Disclosure of Interest: Nil
Date: 9th June 2021

Attachment(s):

1. Plans and Drawings
2. Development Proposal
3. Locality Plan
4. Leased Area

OFFICER RECOMMENDATION

That Council APPROVES the application for the Off Road Head Quarters Interactive Museum on Lot 500 on DP 412196 on Roe Location 2886 as shown on the plans stamp dated 14th May 2021, subject to compliance with the following conditions and advice notes:

- 1) a completed Bushfire Attack Level (BAL) report by an accredited practitioner must be submitted to the Shire of Kondinin to inform relevant building and site requirements for development on the Lot;
- 2) a Certified Building Permit, must be submitted to and approved by the Shire of Kondinin and shall comply with the necessary requirements of the BCA, including but not limited to the following items:
 - (a) evidence of referral to Department of Fire and Emergency Services
 - (b) certificate of Design Compliance
 - (c) compliance with AS1428 Disability Standard
 - (d) an Energy Efficiency Report
 - (e) detailed Specifications; and
- 3) compliance with any relevant Environmental Health Requirements.

Advice Notes:

- 1) the development shall be substantially commenced within two (2) years from the date of this approval. If the development is not substantially commenced within this period the approval will lapse and be of no further effect. Where an approval has lapsed, no development shall be carried out without the further planning approval of the Shire of Kondinin having first been sought and obtained; and
- 2) if the Applicant is aggrieved by this determination there is a right of review by the State Administration Tribunal in accordance with the Planning and Development Act 2015 Part 14. An application must be submitted within 28 days of the determination.

Summary

This report is to present to Council consideration of a Development Application for a new building to accommodate an Off Road HQ Interactive Museum adjacent to the Miniature Solider Collection and the Wave Rock Wildlife Park on the leased area to the north of Wave Rock Road, Hyden.

Background

Land Owners:	Crown Land – Vested in the Shire of Kondinin leased to TJR Mouritz, VE Mouritz, PD Lynch & YM Mouritz until 30 th June 2037.
Applicant:	Sheenagh Collins
Lot Details:	Lot 500 on DP 412 196 / Reserve 28833 / Roe Location 2886
Zoning:	Local Planning Scheme No.1 – Local Reserve ‘Recreation’
Lot Area	81.6803 hectares
Existing Land Use	Wildlife Park

An application has been received for the development of 400m² building to accommodate an Off Road HQ Interactive Museum to adjoin the Miniature Solider Collection and the Wave Rock Wildlife Park on the leased area to the north of Wave Rock Road, Hyden. The structure is proposed to be similar in size and scale to the adjacent buildings and internally proposes a mezzanine to display an off road car simulator with the ground floor showcasing the off road cars and other memorabilia.

The project has been established from the enthusiasm of the organizers of the Off Road Races that were held at the Smith’s farm for over 20 years. The organizers have kept some of the off road racing cars, memorabilia and documented footage which is proposed to be incorporated into the display area of this Interactive Museum.

DEVELOPMENT DETAIL

Building Detail

- 400m² single storey building with mezzanine
- Steel framed with Colorbond paneling and roof in grey
- Signage proposed on south elevation

Site Planning

- New build proposed to be positioned adjacent to existing Miniature Solider Collection with Fire Wall
- Access from external south entrance and from internal passageway from Visitor Centre entry to Lace Place, Miniature Solder Collection
- Ablutions to be accessed from the Visitor Centre

Proposed Operations

- Bookings will be made through the Wave Rock Visitor Centre
- Operating hours will align with the Wave Rock Visitor Centre
- Use of existing parking areas

Assessment

Under the Shire’s Local Planning Scheme No.1 the subject land is zoned ‘Local Reserve – Recreation’. The proposed land use is consistent with the objective of this zoning which is *‘to promote and provide for tourism and recreation opportunities.’*

This section of the subject lot forms part of a 40 year lease between the Shire of Kondinin (Lessor) and TJR Mouritz, VE Mouritz, PD Lynch and YM Mouritz (Lessees) expiring 30th June 2037. Under this lease arrangement clause (j) enables the Lessor to approve additional uses that are not listed in the lease.

The subject lot is within a Bushfire Prone Area and therefore a Bushfire Attack Level (BAL) Assessment Report will be required to be prepared and submitted to the Shire before a Building Permit is issued.

Conclusion

As the proposed use is consistent with the intent of the zoning of the land and the development will provide another point of interest to visitors to the Shire of Kondinin, it is recommended that with conditions and other associated relevant information relating to environmental health and building matters being provided, that Council support the development subject to the conditions and advice notes provided.

Statutory Environment

- Shire of Kondinin Town Planning Scheme No.1
- Planning and Development (Local Planning Schemes) Regulations 2015
- Planning and Development Act 2005 (as amended)
- Australian Standards - AS1428
- Shire of Kondinin Health Local Laws

Policy Implications

State Planning Policy 3.7 – Planning in Bushfire Prone Areas

Public Consultation

Public Consultation was undertaken for the minimum requirement of 14 days in accordance with clause 64 of the Planning and Development (Local Planning Scheme) Regulations 2015. An advertisement was placed in the Shire's Echo, the Hyden Householder and on the Shire's website and the information was on display at the Hyden Shire Office during the advertising period.

Advertising closed on the 4th June 2021. During this period no formal submissions were received.

Financial Implications

Nil.

Strategic Implications

Supports the following section of the Shire's Strategic Community Plan 2016 – 2026.

"2.4 Encourage, promote and support tourism experiences and businesses in the Shire of Kondinin

2.4.1 Collaborate with key stakeholders and local networks to develop and promote our tourism experiences across the entire Shire

2.4.2 Add value to current tourism experiences and facilities as well as creating additional tourism experiences and facilities."

Voting Requirements

Simple majority.

9.2 MANAGER OF CORPORATE SERVICES

9.2.1 LIST OF ACCOUNTS

Applicant: Shire of Kondinin
Author: Vince Bugna - MCS
Voting: Simple
Disclosure of Interest: Nil
Date: 16th June 2021
Attachment(s): List of Accounts

OFFICER RECOMMENDATION

That Council:

- 1) That Muni Cheques 19019- 19035, Muni & Trust EFTs 13540 – 13690, Transport Direct Debits, Other Direct Debits, Payroll and Bank Fees (for the month May 2021) totalling \$1,101,362.22 be endorsed.

Summary/Comment

A list of accounts is attached.

9.2 MANAGER OF CORPORATE SERVICES

9.2.2 FINANCIAL REPORTS

Applicant: Shire of Kondinin
Author: Vince Bugna - MCS
Voting: Simple
Disclosure of Interest: Nil
Date: 16th June, 2021
Attachment(s): Monthly Financial Reports

OFFICER RECOMMENDATION

That Council:

- 1) accepts the Financial Reports for the period ended 31st May 2021.

9.3 MANAGER OF WORKS

Nil

9.4 CHIEF EXECUTIVE OFFICER

9.4.1 LOCAL GOVERNMENT WEEK – WALGA AGM 2021

Applicant: Shire of Kondinin
Author: David Burton - CEO
Disclosure of Interest: Nil
Date: 9th June 2021
Attachment(s): Minutes of Meeting

OFFICER RECOMMENDATION

That:

1) registration for the Local Government Week Conference / AGM be completed and accommodation reservations be made at an appropriate location for the following attendees:

1. Cr _____
2. Cr _____
3. Cr _____
4. Cr _____
5. Cr _____
6. Cr _____
7. Cr _____
8. Cr _____
9. Cr _____
10. CEO – David Burton

and;

2) voting rights for the WALGA AGM be given to Shire President and Deputy President, with proxies being Cr _____ and CEO/Cr _____.

Summary

To consider the participation of Council Members to the Local Government Week Convention and elect voting delegates for the WALGA AGM

Background

The WALGA Local Government Week Convention and AGM is an annual event showcasing information and exhibited items for Council members. This year, the Convention will be held at Crown Perth from Sunday 19th September to Tuesday 21st September 2021. The Convention also hosts the Gala Dinner to be held on Monday 20th September at Optus Stadium.

As part of the Convention, the WALGA AGM will be held on Monday 20th September from 9am to 12.45pm. The Shire will need to nominated voting delegates for the WALGA AGM.

Comment

The WALGA Local Government Week Convention is an excellent opportunity for Council Members to network with other Local Government representatives, receive information or ideas on a variety of topics or from motivational speakers and also keep information about the latest trends in Local Government through the trade exhibitors. Information is readily available for members to peruse and discuss with vendors the practicality of how new approaches could work in their own community. This year, the venue has returned to the Crown Perth, which means members can be accommodated at the same location as the Convention and allow greater social networking outside of the Convention with other Council Members if desired. This year, the Shire of Kondinin is also responsible for the RoerOC Dinner which will include members from the Shires of Corrigin, Kondinin, Kulin and Narembeen.

Costs for the conference are as follows:

Full Delegate	\$1,200
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Extras

Gala Dinner	\$165
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ALGWA AGM and breakfast	\$70
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Breakfast with Jelena Dokic	\$95
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Accommodation at Crown hotels can be at the following:

Crown Towers	From \$260 per night
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Crown Metropol	From \$230 per night
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Crown Promenade	From \$180 per night.
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A range of parking options are available as well.

Other Perth hotels are available, but will require travel to and from the venue.

For the WALGA AGM, two members are to be given voting rights for the meeting. This is usually the President and Deputy President providing that they are attending the conference. If unavailable proxy members are nominated to ensure voting for the Shire.

Statutory Environment

Nil

Policy Implications

Attendance at the WALGA Local Government Week is an approved conference as per Policy GOV-007

Financial Implications

An amount of \$12,000 has been included in the 2021/2022 Budget for Conferences, which will not cover all members attending and accommodation unless we increase the amount allocated.

Strategic Implications

The project meets the following objectives of the Shire's Community Strategic Plan 2016-2026:

Goal 4: Civic

4. Provide good strategic decision making, governance, leadership and professional management

4.1 Develop leadership skills and behaviours that enhance the knowledge, skills and experience of the Shire staff and Council.

4.2 Manage the organisation in a responsible and accountable manner.

4.3 Deliver services that meet the current and future needs and expectations of the community, whilst maintaining statutory compliance.

Voting Requirement

Simple majority.

9.4 CHIEF EXECUTIVE OFFICER

9.4.2 AGREEMENT FOR PROVISION OF LICENSING SERVICES

Applicant: Shire of Kondinin
Author: David Burton - CEO
Disclosure of Interest: Nil
Date: 10th May 2021
Attachment(s): Road Law Agreement and Non-Road Law Agreement

OFFICER RECOMMENDATION

That:

- 1) Council enters into an Agreement with the Department of Transport for provision of Licensing Services as per the Road Law Agreement and Non-Road Law Agreement; and**
- 2) the Shire President and Chief Executive Officer be authorised to sign the Agreements and affix the Shire of Kondinin Common Seal.**

Summary

To consider the renewal of the Agreement for the Provision of Licensing Services for the Department of Transport.

Background

The Shire of Kondinin has provided Licensing Services to the community through the Administration Offices for several years now. This service allows our residents the opportunity to complete their licensing requirements with competent staff who can answer queries without the need to be contacting Licensing Services in Perth

Comment

The Agreements are very similar to the previously signed agreement that the Shire has provided services under. The only change has been a tightening of the confidentiality and misuse provisions due to investigations over the last few years and the problems highlighted.

Staff have been given the opportunity to peruse the Agreements and the new provisions as they will be accountable to the provisions and must comply. No staff raised any concerns with the new provisions.

The Agreement is scheduled to commence on 1st July 2021 and will be for a period of 5 years.

Statutory Environment

Nil

Policy Implications

Nil

9.4 CHIEF EXECUTIVE OFFICER

9.4.3 EXPRESSIONS OF INTEREST – CATERING COUNCIL MEETINGS 2021/2022

Applicant: Shire of Kondinin
Author: Lisa Hill - ESO
Disclosure of Interest: Nil
Date: 10th June 2021
Attachment(s): Kondinin Café Quote & The Hyden Bush Bakehouse Quote

OFFICER RECOMMENDATION

That Council:

- 1) resolve to give Kondinin Café the catering for all Kondinin meetings and the Hyden Bush Bakehouse the Hyden meetings.

Summary/Comment

An Advert was placed in the Weekly Echo, our website & social media for expressions of interest to cater for 2021/2022 Council meetings. Two responses were received:

Kondinin Café has offered to cater meetings for \$500.00 per meeting.

The Hyden Bush Bakehouse have offered to cater for council meetings held at Hyden for approximately \$47.50 per person (depending on choices).

Statutory Environment

Local Government Act 1995.

Financial Implications

These costs will be managed by the members refreshments and receptions expenses account.

Policy Implications

Nil.

Strategic Implications

Nil.

Voting Requirement

Simple majority.

9.4 CHIEF EXECUTIVE OFFICER

9.4.4 SHIRE COMMUNITY GRANT BUDGET SUBMISSIONS 2021/2022 – RECONSIDERED OF HYDEN COMMUNITY RESOURCE CENTRE, KONDININ COMMUNITY RESOURCE CENTRE AND HYDEN LIONS CLUB FOR WHISPERING GUMS RETIREMENT VILLAGE COMMITTEE APPLICATION

Applicant: Shire of Kondinin
Author: David Burton – CEO & Ayu Muftidhati - CDO
Disclosure of Interest: Nil
Date: 9th June 2021
Attachment(s):

1. Whispering Gums Stage 2 Landscape Concept
2. Whispering Gums Landscape Concept
3. Quotation of the new Gazebo

OFFICER RECOMMENDATION

That Council:

- 1) resolve to **SUPPORT** an allocation of ___ to the Hyden community Resource Centre, Kondinin Community Resource Centre and Hyden Lions Club for Whispering Gums Retirement Village as part of the Shire's Community Grants 2021/2022.

Summary/Background

An application was received from the Hyden community Resource Centre, Kondinin Community Resource Centre and Hyden Lions Club for Whispering Gums Retirement Village as part of the Shire's Community Grants 2021/2022, the application was table at the Ordinary Meeting of the Council held on the 19th May 2021 in which Council resolved to defer this application to the June Ordinary Meeting of Council so as to obtain more information on the application

The applicants have been advised regarding the enquiry and additional information was also from the community groups as incorporated into the information below:

Community Group	Amount Requested	Project	Total Project Cost	Previous Funding	Officer Comment	More information required
Kondinin Community Resource Centre (CRC)	\$4,142.80	Purchase computer	\$4,142.80	YES \$1,432 [2020-2021] \$6,643.85 [2019-2020] \$1,978.90 [2018/2019] \$5,159 [2017-2018]	The purchase of two new computers for the front desk at the Kondinin CRC will enable the staff to work more effectively by using one computer which will offer a training option and with the other computer is restricted to serving customer. This will ensure the CRC to continue in providing a fast and excellent service to customers.	<p>Do they have a computer replacement plan? The Kondinin Community Resource Centre has a computer replacement plan which currently is being updated by the IT Specialist.</p> <p>How many people would be attending the training sessions? What if there are multiple people for training? The two questions above are not aligned with the Kondinin CRC’s plan for the replacement computers. The Kondinin CRC would like to apply for the Shire’s Community Grant 2021/2022 as the Centre is currently working with an Interior Decorator to redesign the front counter to be a more efficient and effective set-up. The training component will be specifically for the staff trainee. At the moment the Centre has 1 staff trainee, Taylor Gleeson. She is also working as a customer service officer. At the moment, when she is studying, the staff trainee needs to minimise all the screens when she is dealing with customers. Other staff members are unable to assist customers during busy periods, as there is only one computer. The existing computer has been used for the last 5 years. It has been having problems lately and requires upgrading.</p> <p>What will happen to old computers, can they still be used? The Kondinin CRC will consult with their IT specialist as to whether the computer is worth selling. Otherwise, the computer will be disposed of. There is only one computer.</p>
Hyden Community Resource Centre (CRC)	\$6,602.90	Update equipment and facilities	\$7,602.90	YES \$7,102 [2020/2021] \$7500 [2019 - 2020] \$11,036 [2018-2019] \$5,000 [2016/2017] \$700	The Hyden CRC is now frequently hosts function, and one of them is hosting the Shire council meeting for three times every year. Improving their venue and the functional capability of the Hyden CRC kitchen would be great to provide a better community service and community access to a quality catering facility in the Shire. Besides, facilitating the staff with ergonomic chair is essential in an office especially for staff who spend substantial hours seated,	<p>What catering items are they looking at? The Hyden CRC often hold functions, workshop and other training events and with that the community groups will use the kitchen to cater lunch and or dinner for these events to fundraise money. To help facilitate them the Hyden CRC needs to upgrade the available items to that they are not having to source them and bring them with them to the CRC.</p> <p>If the Visitors Centre goes ahead, can it be transferred? Yes Hyden CRC anticipates all items bring transferred over to the visitor centre if it goes ahead.</p>

Shire of Kondinin Ordinary Council Meeting Agenda – June 2021

Community Group	Amount Requested	Project	Total Project Cost	Previous Funding	Officer Comment	More information required
				[2015/2016] \$3092.49 [2014/2015]	this will prevent injury through a correct seating conditions.	How many ergonomic seats are they requiring? The Hyden CRC requires 4 ergonomic office chairs.
Hyden Lions Club (Whispering Gums Retirement Village Committee)	\$7,500	Internal and common grounds landscaping	\$37,500	YES \$1,499 [2020/2021] \$2,412.40 [2019-2020] \$7,500 [2018-2019] \$3,469.04 [2016-2017] \$2,972.75 [2016-2017] <i>*Hyden Lions Club submit applications on behalf of various subcommittees e.g. Wave Line News and Whispering Gums.</i>	Whispering Gums Retirement Committee has been working closely with the Shire and the consultant to beautify and reduce maintenance for the aged tenants which will increase safety & sociability for the seniors to interact within a safe enclosed environment. As in the proposal, purchasing gazebo/bbq, paving, turf/lawn, shrubs and irrigation for an easy maintenance will reduce the volunteers work, as physically they are no longer able to keep in a safe and tidy standard. Especially for safety reason this is important to create a safer environment.	Is there a plan and costings for the items requested? Yes, please see attached draft plan (currently the Whispering Gums Retirement Village Committee is working together with the landscaper to finalise the plan). The proposal is to seek funding from the Shire to purchase of the a new gazebo and the installation.
TOTAL	\$18,245.70		\$49,245.70			

Statutory Environment

Nil.

Policy Implications

Nil.

Public Consultation

The Shire has actively consulted with the Hyden community Resource Centre, Kondinin Community Resource Centre and Hyden Lions Club for Whispering Gums Retirement Village on this matter.

Financial Implications

The total amount requested from the Hyden community Resource Centre, Kondinin Community Resource Centre and Hyden Lions Club for Whispering Gums Retirement Village to be considered in the 2021/2022 budget is \$18,245.70.

Strategic Implications

The project supports the Shire's Strategic Plan 2016 – 2026 by providing financial assistance to local community groups to enhance our Shire and supports our vision 'To have a thriving and sustainable future'.

Voting Requirements

Simple majority.

9.4 CHIEF EXECUTIVE OFFICER

9.4.5 SHIRE OF KONDININ REBRANDING

Applicant:	Shire of Kondinin
Author:	David Burton – CEO & Ayu Muftidhati - CDO
Disclosure of Interest:	Nil
Date:	9th June 2021
Attachment(s):	Shire of Kondinin Rebranding Sample

OFFICER RECOMMENDATION

- 1) **That further consideration of the new logo be put on hold until after the name change plebiscite has been conducted and the results known.**

Summary/Background

In July 2020, the Shire received and accepted a quote from a market company, Market Creations to develop a Shire brand. At the beginning of October 2020, the Shire held a community consultation session and led by Market Creation. Following this and based on the feedback provided, the designer refined 6 (six) concepts to select which were presented to Council at a forum.

Through a voting process carried out by Council, 3 (three) concepts were selected. An external process for the preferred brand was undertaken for community to select and provide feedback. Based on all feedback from the community, this goes back to the Shire executives and staff members to take ownership for how they want themselves to be presented as a corporate brand and requested the Market Creations to develop it as a digital version. From the concepts design the preferred logo was summarized as follows:

“The concept was designed based on the colours and textures of the landscapes across the three towns within the Shire of Kondinin that captured on the iconic landscapes representing each of the towns, giving life to the brand which embodies the colours and textures: blue for the community and salt lakes, red for the red soil and Wave Rock, green for the growing wheat and greenery synonymous with the area, and brown for the Wave Rock and rock landscape. “

The Shire invested \$19,144 on the process of development of the logo and although a preferred logo was selected, to date there has been no implementation of the new brand, other than some similar colour selections for the existing logo and the use of the tagline “Welcomes you to Wave Rock”.

CEO Comment:

Several concepts were considered by Council, however some concern was raised by staff about the appropriateness of the logos and that it may be too similar to other logos used in other local governments. To test the concepts, we again went back to the public for further comment. The comments received did raise some issues for consideration, these comments have been included for Council consideration.

When considering a logo, we need to look at what we are trying to achieve. Are we showing something that will attract people to the area or are we trying to show people how we see ourselves. Unfortunately, both items can rarely be achieved in a single logo. As commented from the public, the logos shown do not raise about how we see the Shire, but do show attractions we have to market the area. So, while the logo may not be accepted by all, it will achieve something for the Shire as a marketing tool to show an attraction in the area and also fits with the slogan of “Home of Wave Rock” suggested in another comment.

Other concerns raised about the icons included in the logo. This can be difficult as we want something to show more than just Wave Rock and also that we have 3 communities, but how to effectively communicate that it not easy and too many icons can lead to a logo that appears cluttered or loses focus. The Icons also need to be something that will be easily recognized by people from outside of the area if it is to be used as a marketing tool for our region. We should also note that other interests or icons of the Shire can be marketed in other ways to attract people to the area, rather than relying on a crowded logo.

Another concern raised was the consideration of the change of name which will be considered at a plebiscite during the elections later this year. If the consideration of a change of name comes forward, what will that possible be and will the logo still fit that name. As such, it may be a wiser decision to remain with the current logo until such time as the Shire name has been confirmed.

Throughout the process, several other logos also came to consideration. These have been included for Council consideration and can also fit the consideration for the logo of the Shire.

It must be noted that no matter what logo is chosen, it will always have public that support it and public that are against it. Providing that the logo does provide a marketing tool for the Shire, then it will serve its purpose. The consideration of a logo is something worth spending time on to get the best possible result, rather than rushing in to getting something approved.

Statutory Environment

Nil

Policy Implications

Nil

Public Consultation

A public consultation was held by Market Creation on Thursday, 1st October 2020 as a start and second public consultation open for 3 weeks from 5th May until 1st June 2021. The Shire has advertised regarding this consultation in the Shire's website, Weekly Echo, Waveline News, Kondinin Calendar and Hyden Householder.

Financial Implications

- New stationery printing or signage updates as required
- Minimal graphic design work to create style guide, if in-house publishing methods are not sufficient

Strategic Implications

Corporate Business Plan.

Voting Requirements

Simple majority.

9.5 ENVIRONMENTAL HEALTH OFFICER

Nil.

10. BUSINESS OF AN URGENT NATURE

11. CLOSURE

