



# SHIRE OF KONDININ

## MINUTES OF MEETING

### KONDININ SHIRE COUNCIL

held on Wednesday 14<sup>th</sup> December 2022 at the  
Kondinin Council Chambers

**David Burton**  
**21<sup>st</sup> December 2022**  
**CHIEF EXECUTIVE OFFICER**

11 Gordon Street, KONDININ WA 6367 Tel (08) 98891006  
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# Order of Business

## 1. DECLARATION OF OPENING/ ANNOUNCEMENT OF VISITORS

The Shire President Cr Mouritz read the Statement of Commitment to Indigenous Australians, welcomed those present and declared the meeting open at 3:06 pm.

## 2. RECORD OF ATTENDANCE/ APOLOGIES/ LEAVE OF ABSENCE

Councillors:	Cr Kent Mouritz (President) Cr Darren Pool Cr Brett Smith	Cr Paul Green Cr Beverley Gangell Cr Bruce Browning	Cr Kerrie Green Cr Thomas Mulcahy
Staff:	David Burton (CEO) Tory Young (MPA)	Vince Bugna (MCS) Leandré Genis (ESO)	
Apologies:	Cr Murray James	Mark Burgess (MoW)	

## 3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

NIL

## 4. PUBLIC QUESTION TIME

NIL

## 5. APPLICATIONS FOR LEAVE OF ABSENCE

### RESOLUTION #4044:

**Moved: Cr Tom Mulcahy**

**Seconded: Cr Kerrie Green**

That Council approved Cr Brett Smith's application for leave of absence for the February 2023 Ordinary Council Meeting.

**Carried: 8/0**

## 6. PETITIONS/ DEPUTATIONS/ PRESENTATIONS

NIL

## 7. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS/ INFORMATION REPORT

### 7.1 MINUTES OF COUNCIL MEETING- 16<sup>th</sup> November 2022

#### **RESOLUTION #4045**

**Moved: Cr Brett Smith**

**Seconded: Cr Bruce Browning**

That the minutes of the Council Meeting held on the 16th November 2022, be confirmed.

**Carried: 8/0**

### 7.2 INFORMATION REPORT- December 2022

#### **RESOLUTION #4046**

**Moved: Cr Beverley Gangell**

**Seconded: Cr Tom Mulcahy**

That the Council receive and accept the Information Report before this meeting.

**Carried: 8/0**

## 8. ANNOUNCEMENTS BY PRESIDING MEMBERS WITHOUT DISCUSSION

## 9. ITEMS

### 9.1 MANAGER OF PLANNING & ASSETS

- 9.1.1 Development Application- Proposed Telecommunications Infrastructure at Lot 4 on DP 36196 Hyden-Norseman Road, Hyden
- 9.1.2 Proposed Mobile Veterinary Surgical Facility Service
- 9.1.3 Proposed Extension of Development Approval for a Holiday House at No. 1238 (Lot 765) Hyden-Lake King Road, Hyden
- 9.1.4 Hyden Tennis Club Roof Proposal
- 9.1.5 Relocation of the Hyden Railway Barracks
- 9.1.6 JW West Building- Mural Design
- 9.1.7 Proposed Location of Electric Vehicle Station
- 9.1.8 Replacement Community Bus for Kondinin

### 9.2 MANAGER OF CORPORATE SERVICES

- 9.2.1 List of Accounts
- 9.2.2 Financial Reports

### 9.3 MANAGER OF WORKS

### 9.4 CHIEF EXECUTIVE OFFICER

- 9.4.1 Meeting Dates 2023
- 9.4.2 Corporate Business Plan
- 9.4.3 WALGA Governance Review
- 9.4.4 Cultural- Visitors Centre (Confidential)

### 9.5 ENVIRONMENTAL HEALTH OFFICER

## 9.1 MANAGER OF PLANNING & ASSETS

### 9.1.1 DEVELOPMENT APPLICATION – PROPOSED TELECOMMUNICATIONS INFRASTRUCTURE AT LOT 4 ON DP 36196 HYDEN-NORSEMAN ROAD, HYDEN

<b>Applicant:</b>	Amplitel Pty Ltd
<b>Author:</b>	Tory Young, Manager Planning and Assets
<b>Authorising Officer:</b>	David Burton, Chief Executive Officer
<b>Date:</b>	25 <sup>th</sup> November 2022
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	Supporting Documentation; Aerial Plan; Schedule of Referral Responses

#### **RESOLUTION #4047**

**Moved: Cr Darren Pool**

**Seconded: Cr Tom Mulcahy**

That Council:

APPROVES the application for the proposed Telecommunications Infrastructure to be installed at Lot 4 on DP 36196 Hyden-Norseman Road, Hyden as shown in the plans attached received on the 14<sup>th</sup> November 2022, subject to compliance with the following conditions and advice notes:

#### CONDITIONS

- 1) The approved development shall be undertaken generally by the plans and undertakings provided by Amplitel Pty Ltd and forming the Application for Development Approval as attached to this report;
- 2) This decision constitutes planning approval only and is valid for a period of 2 years from the date of approval. If the subject development is not substantially commenced within the specified period, the approval shall lapse and be of no further effect.
- 3) If the Applicant / Landowner is aggrieved by this determination there is a right of review by the State Administrative Tribunal by the Planning and Development Act 2006 Part 14. An application must be submitted within 28 days of determination.

#### ADVICE NOTES

- (1) The Proponent is advised that this is a development approval only which does not negate the requirement for any additional approvals or licensing requirements that may be required under separate legislation.

**Carried: 8/0**

#### **Summary**

The proposed Telecommunication Tower is consistent with the objectives of a Rural Zone under the Shire's Local Planning Scheme No.1 and adheres to the provisions of the relevant State Planning Policy and the Local Planning Scheme Regulations 2015 Deemed Provisions. The proposal is considered to bring much-needed infrastructure to the locality providing significant improvements in communications. In light of this, it is recommended that Council support the application.

#### **Background**

An application has been received for the construction of a 60m lattice communications tower with an antenna of 64.1m and associated infrastructure at Lot 4 on DP 36196 Hyden-Norseman Road, Hyden for telecommunications infrastructure.

The subject site is located to the north of the Hyden-Norseman Road approximately 37km east of the Hyden Town Site on a regular rectangular 427-hectare lot that has been largely cleared for broad-hectare agriculture. The site proposed for the development is approximately 4.6 hectares of uncultivated land that is dispersed with predominately introduced flora on the eastern portion of the lot. Access to the tower is proposed off the existing property entrance off Hyden-Norseman Road and an existing access track on the subject land to the proposed facility.

Public Consultation with surrounding landowners and relevant State Agencies was undertaken for the minimum requirement of 14 days by deemed provisions 64 of the *Planning and Development (Local Planning Scheme) Regulations 2015*. Two (2) submissions were received from the referral agencies, namely the Department of Health and the Civil Aviation Safety Authority (CASA). A summary of the submissions is detailed in the Schedule of Referral Responses attached to this Agenda Report. Two (2) phone calls were received from surrounding landowners during the consultation period, however, no formal submissions were received.

#### ASSESSMENT

<b>Land Owner:</b>	KW Graham
<b>Applicant:</b>	Amplitel Pty Ltd
<b>Zoning:</b>	Local Planning Scheme No.1 – Rural
<b>Lot Area</b>	427 Hectares
<b>Existing Land Use</b>	Broad Acre Farming

#### Local Planning Scheme No.1

The subject land is zoned ‘Rural’ under the Shire’s Town Planning Scheme No.1. Under the Shire’s Town Planning Scheme No.1 ‘Telecommunication Infrastructure’ is an ‘A’ use, meaning that the use is not permitted unless the local government has exercised its discretion by granting development approval after giving notice by clause 64 of the deemed provisions.

Under the Shire’s Local Planning Scheme No.1, the objectives of a ‘Rural’ zone are:

- *To ensure the continuation of broad-hectare farming as the principal land use in the district and encourage where appropriate the retention and expansion of agricultural activities;*
- *To consider non-rural uses where they can be shown to be of benefit to the District and not detrimental to the natural resources or the environment; and*
- *To allow for facilities for tourists and travellers, and recreational uses.*

The proposed ‘Telecommunications Infrastructure’ supports the above objectives of this zone by retaining the existing agricultural activities on this Lot whilst at the same time bringing substantial economic and social benefit to the district by generating significant improvement in communications for local businesses, and emergency and public safety communication, together with improved access to educational and other essential services. Moreover, the proposal will ensure that locals and visitors will have improved access to reliable mobile phone and mobile broadband service in turn supporting agricultural, tourist and other rural industries and forms part of a wider plan to ensure reliable and accessible coverage during emergencies.

The minimum setback requirements for development in a rural zone are a 20m front setback and 15m side and rear setbacks. Whilst a detailed site plan was not submitted with the Development Application, the supporting documentation noted that the setback from the eastern boundary is proposed to be 20m and the front southern setback is proposed at 700m. The western and rear boundaries are well 15m minimum setbacks prescribed in clause 31 (c) of the Shire’s Local Planning Scheme No.1. The nearest dwelling is located external to the site approximately 2.4km to the east of the proposed site location, the next closest dwelling being over 3.5km to the west.

State Planning Policies & WAPC Development Control Policies & Guidelines

The proposal has also been assessed against the provisions of State Planning Policy 2.5 relating to Land Use Planning in Rural Areas; Visual Landscape Planning in WA and State Planning Policy 5.2 relating to Telecommunication Infrastructure, confirming that the benefit that this proposed development will provide to the locality far outweighs any perceived visual impact on the area, which considering the proposed location and distances from existing dwellings is anticipated to be minimal.

**Statutory Environment**

State Legislation

- Shire of Kondinin Town Planning Scheme No.1
- Planning and Development (Local Planning Schemes) Regulations 2015
- Planning and Development Act 2005 (as amended)
- State Planning Policy 5.2 – Telecommunication Infrastructure
- State Planning Policy 2.5 – Land Use Planning in Rural Areas
- Visual Landscape Planning in WA

Federal Legislation

- Telecommunications Act 1997
- Telecommunications (Low Impact Facilities) Determination 2018
- Commonwealth Environment Protection and Biodiversity Act 1999
- Mobile Base Station Deployment Industry Code
- Australian Communications and Media Authority (ACMA) Radio Communications Licence Conditions (Apparatus Licence) Determination
- Australian Radiation Protection and Nuclear Safety Agency (ARPANSA)

**Policy Implications**

Nil

**Financial Implications**

Nil

**Strategic Implications**

Supports the following section of the Shire's Strategic Community Plan 2022 – 2032:

***“2. ECONOMY***

*2.1 Support the diverse industry across the Shire*

*Improved telecommunications (including data) service across the Shire and reduced number of blackspots”*

**Voting Requirement**

Simple majority

## **9.1.2 PROPOSED MOBILE VETERINARY SURGICAL FACILITY SERVICE**

<b>Applicant:</b>	Dr Andrea Roberts
<b>Author:</b>	Tory Young, Manager Planning and Assets
<b>Authorising Officer:</b>	David Burton, Chief Executive Officer
<b>Date:</b>	6 <sup>th</sup> December 2022
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	Correspondence from Applicant; Photograph of Van.

### **RESOLUTION #4048**

**Moved: Cr Brett Smith**

**Seconded: Cr Kerrie Green**

That Council:

APPROVES the request for a mobile veterinary surgical facility service to operate in the Shire of Kondinin up to two days per month for a twelve (12) month trial period, with a view of extension subject to the following conditions:

#### **CONDITIONS**

- 1) The facility is to operate from No. 49 (Lot 153) Gordon Street, Kondinin and/or No. 38 (Lot 151) Marshall Street, Hyden;
- 2) The Applicant shall have appropriate insurance in place;
- 3) Times of operation shall be between the hours of 7 am and 5 pm Monday to Friday and the Applicant shall advise the Shire at least two (2) weeks in advance of the location, dates and times of operation or request for any changes;
- 4) The services undertaken will be consistent with those outlined by the Applicant including de-sexing, dental, x-rays, soft tissue service and no orthopaedics;
- 5) The mobile facility will be self-sufficient with backup to the Shire's power and water in the case of an emergency only;
- 6) After the 12-month trial period the matter will be presented back to Council for consideration to extend the arrangement via a formal licence or similar between the Shire and the Applicant.

**Carried: 8/0**

### **Summary**

A request has been received from Dr Andrea Roberts seeking Council support to operate a veterinary surgical facility from a mobile van in the Shire of Kondinin to service the local district. Already visiting the area for non-surgical veterinary matters, it is recommended that Council support this proposal to enhance the veterinary services in the Shire, subject to the abovementioned conditions.

### **Background**

Dr Andrea Roberts is a known veterinarian in the district visiting regularly trading as Pat & Chat for non-surgical veterinary matters. Dr Roberts has approached the Shire of Kondinin seeking Council support to operate a veterinary surgical facility from a mobile van in the Shire as an addition to her existing service. The service is proposed to include de-sexing, dental, x-rays, and soft tissue service, however no orthopaedics. Dr Roberts anticipates one to two days a month, depending on the need.

The mobile truck is approximately 10m in length and has awnings and steps that fold out to the side. A photo is attached to this Agenda report.

Dr Roberts has asked the Shire to consider a public location with running water and power as backup only and space to park up the van to provide small animal surgery to the local area. The area to the north of the Kondinin Pavilion and the area to the west of the Hyden Recreation Centre is considered the most suitable locations to address these needs.

It is recommended that approval is given for a twelve (12) month trial period to then be re-assessed and presented back to Council to formalize the arrangement through a licence or similar depending on the need and the suitability of the locations.

**Statutory Environment**

The Applicant has advised that they have received approval from the Veterinary Surgeon's Board.

**Policy Implications**

Nil

**Financial Implications**

Nil

**Strategic Implications**

Supports the following section of the Shire's Strategic Community Plan 2022 – 2032:

***"2. ECONOMY***

*2.1 Support the diverse industry across the Shire*

**Voting Requirement**

Simple majority



### **9.1.3 PROPOSED EXTENSION OF DEVELOPMENT APPROVAL FOR A HOLIDAY HOUSE AT NO. 1238 (LOT 765) HYDEN-LAKE KING ROAD, HYDEN**

**Applicant:** Stephanie Whitwell  
**Author:** Tory Young, Manager Planning and Assets  
**Authorising Officer:** David Burton, Chief Executive Officer  
**Date:** 6<sup>th</sup> December 2022  
**Disclosure of Interest:** Nil  
**Attachments:** Correspondence from Applicant

#### **RESOLUTION #4049**

**Moved: Cr Paul Green**

**Seconded: Cr Bruce Browning**

That Council:

1. APPROVES the extension to operate the Holiday House on No. 1238 (Lot 765) Hyden-Lake King Road, Hyden for another three (3) years; and
2. APPROVES to remove the time restriction on the development approval for the Holiday House on No. 1238 (Lot 765) Hyden-Lake King Road, Hyden after the three (3) year period, subject to the continued satisfactory performance of the approved use and in the absence of any substantiated complaints received.

**Carried: 8/0**

#### **Summary**

A letter has been received from the Applicant dated 30<sup>th</sup> November 2022 seeking approval to extend the development approval for a holiday house operating from No. 1238 (Lot 765) Hyden-Lake King Road, Hyden. It is recommended that Council consider this request and extend the approval accordingly.

#### **Background**

Council at its Ordinary Meeting held on the 15<sup>th</sup> of December 2021 approved the application for a proposed holiday house to operate on No. 1238 (Lot 765) Hyden-Lake King Road, Hyden subject to compliance with a series of conditions and advice notes, including that, *'the Holiday House use being limited to a period of twelve (12) months from the date of planning approval which may be extended for a further three (3) years following satisfactory performance of the approved use and in the absence of any substantiated complaints over the twelve (12) month approval period.'*

The Shire has received no complaints over the last twelve (12) months and by all accounts, the Holiday House has operated well as outlined in the letter from the Applicant attached to this Agenda Report. The Applicant has ensured that all conditions of the original approval have been met and given this, there is no reason why the extension cannot be extended for three (3) years and beyond.

#### **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)
- State Planning Policy 3.7 Planning in Bushfire Prone Areas
- Shire of Kondinin Health Local Laws
- Western Australian Planning Commission Guidelines for Holiday Homes – Short Stay Residential Dwellings
- Western Australian Planning Commission Planning Bulletin 99 – Holiday Home Guidelines

**Policy Implications**

Nil

**Financial Implications**

Nil

**Strategic Implications**

Supports the following section of the Shire's Strategic Community Plan 2022 – 2032:

***"2. ECONOMY***

*2.1 Support the diverse industry across the Shire*

*2.3 Coordinated planning and promotion of the visitor and tourist experience"*

**Voting Requirement**

Simple majority

### **9.1.4 HYDEN TENNIS CLUB ROOF PROPOSAL**

**Applicant:** Nil  
**Author:** Tory Young, Manager Planning and Assets  
**Authorising Officer:** David Burton, Chief Executive Officer  
**Date:** 6<sup>th</sup> December 2022  
**Disclosure of Interest:** Cr Brett Smith- Impartiality (Member of the Tennis Club Committee)  
**Attachments:** Nil

#### **RESOLUTION #4050**

**Moved: Cr Kerrie Green**

**Seconded: Cr Beverley Gangell**

That Council:

1. ACCEPTS the Request for Quote received to undertake the re-roofing of the Hyden Tennis Club for a total of \$204,291(ex. GST), subject to approval for an extension to the Local Roads and Community Infrastructure (LCRI) Phase 3 Funding;
2. SUPPORTS savings in the 2022-2023 Shire Budget Review to be re-allocated to meet the shortfall of the allocated Local Roads and Community Infrastructure Phase 3 funding required to complete this project; and
3. AUTHORISES the Chief Executive Officer to seek a formal extension from the Department of Infrastructure, Transport, Regional Development and Communications to complete the Re-Roofing of the Hyden Tennis Club Building by December 2023.
4. Construction work to be completed to the satisfaction of the Shire at the commencement of the tennis season in 2023.

**Carried: 8/0**

#### **Summary**

This report is for Council to endorse the Request for Quotation and associated costings and amended time frames for the re-roofing of the Hyden Tennis Club Building.

#### **Background**

The Shire has been in discussions with the Hyden Tennis Club over the re-roofing of the Hyden Tennis Club for several years. To progress the matter, the Shire of Kondinin engaged a consultant to prepare plans and associated structural drawings for a new roof.

On completion of the plans and associated structural drawings, a formal Request for Quotation was called, with two being received and two declining to quote. Only one (1) quotation met with the Shire's Procurement Policy, with the second quotation received above the \$250,000 tender threshold and therefore unable to be accepted as a quotation. The preferred contractor has indicated that they cannot guarantee to undertake the work by June 2023, hence the Officer Recommendation to seek an extension from the Department of Infrastructure, Transport, Regional Development and Communications.

To address the issue with the leaking roof at the Hyden Tennis Club and meet the short-term objectives of the Shire's Sport and Facilities Plan 2021 – 2031, it is recommended that Council support the quotation to undertake the works for \$204,291 and reallocate savings from the 2022 – 2023 budget review to enable this project to be completed.

#### **Statutory Environment**

- Local Government Act 1995
- Functions and General Regulations 1996

## Policy Implications

Shire of Kondinin Policy – Purchasing FIN-005

## Financial Implications

Council allocated \$150,000 towards the upgrades to the re-roofing of the Hyden Tennis Club Building in the Local Roads and Community Infrastructure Phase 3 Grant Funding. It is proposed that savings within the 2022-2023 budget review can be reallocated to this project to enable completion.

## Strategic Implications

Supports the following section of the Shire’s Strategic Community Plan 2022 – 2032:

### “COMMUNITY

- a. *Recreational and social spaces encourage active and healthy lifestyles*
- *Achievement of the Sport and Recreation Facilities Plan”*

Supports the following section of the Shire’s Sport and Recreation Facilities Plan:

### Facility Planning

*Since the initial workshops, the Shire of Kondinin and sports clubs have developed the following list of short-term (1-2yrs), medium-term (3-5yrs) and long-term (5yrs plus) significant facility projects.*

<b>Short term</b>	Existing	Hyden Tennis Club Roof	Replacement of Roof	Shire of Kondinin Hyden Tennis Club
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## Voting Requirement

Simple majority

## **9.1.5 RELOCATION OF THE HYDEN RAILWAY BARRACKS**

**Applicant:** Nil  
**Author:** Tory Young, Manager Planning and Assets  
**Authorising Officer:** David Burton, Chief Executive Officer  
**Date:** 6<sup>th</sup> December 2022  
**Disclosure of Interest:** Cr Kerrie Green- Impartiality (Member of the Committee)  
**Attachments:** Nil

### **RESOLUTION #4051**

**Moved: Cr Brett Smith**

**Seconded: Cr Tom Mulcahy**

That Council:

1. ACCEPTS the one (1) quotation of \$41,448 (ex GST) received to undertake the relocation of the Hyden Railway Barracks;
2. NOTES that the quotation excludes any repairs and rectification work to the existing structures and buildings and any approvals that may be required to relocate the building;
3. DEFERS the project for inclusion in the 2023 – 2024 Budget to enable time for the project to be completed and sufficient funds to be allocated.

**Carried:**

*This item was not voted on due to a procedural motion:*

### **RESOLUTION #4052**

**Moved: Cr Tom Mulcahy**

**Seconded: Cr Kerrie Green**

That Council approves that the Item lay on the table until a community quote can be prepared and submitted to the CEO for consideration.

**Carried: 8/0**

### **Summary**

This report is for Council to endorse the Request for Quotation and associated costings and amended time frames for the re-location of the Hyden Railway Barracks.

### **Background**

The re-location of the Hyden Railway Barracks was first mooted several years ago. Being located on land vested in the Public Transport Authority under a lease with the Shire of Kondinin various approvals have been required before re-location can occur.

On the preparation of the Structural Engineering Report and the approval from the Public Transport Authority, the Shire was then in a position to seek a quotation for the work. Of the four (4) quotations sought, three (3) declined to quote, resulting in just one (1) quotation received.

Council have allocated \$25,000 in the 2022 – 2023 Budget towards the re-location of the Hyden Railway Barracks. Based on the quotation received, the expenses required to cover any approvals, and to make good the building once relocated, it is estimated that Council requires an additional \$30,000 to complete this project. Given this, and the advice from the contractor that they cannot guarantee completion of the works by June 2023, it is recommended that this project be put on hold and considered inclusion in the 2023 – 2024 financial year.

### **Statutory Environment**

- Local Government Act 1995
- Functions and General Regulations 1996

**Policy Implications**

Shire of Kondinin Policy – Purchasing FIN-005

**Financial Implications**

Council allocated \$25,000 towards the relocation of the Hyden Railway Barracks in the 2022 – 2023 budget. Based on the quotation received and additional works and approvals required to relocate the Hyden Railway Barracks, Council will need to allocate at least another \$30,000 towards the project to complete it.

**Strategic Implications**

Supports the following section of the Shire’s Strategic Community Plan 2022 – 2032:

*“2.3 Coordinated planning and promotion of the visitor and tourist experience”*

**Voting Requirement**

Simple majority

### **9.1.6 JW WEST BUILDING – MURAL DESIGN**

**Applicant:** Nil  
**Author:** Tory Young, Manager Planning and Assets  
**Authorising Officer:** David Burton, Chief Executive Officer  
**Date:** 6<sup>th</sup> December 2022  
**Disclosure of Interest:** Mr David Burton (CEO)- Impartiality (Member of Kondinin Kreative)  
**Attachments:** Indicative Design

#### **RESOLUTION #4053**

**Moved: Cr Bruce Browning**

**Seconded: Cr Beverley Gangell**

That Council:

SUPPORTS in principle the indicative design for the mural to be painted on the western wall of the JW West Building on the corner of Rankin and Gordon Street, Kondinin.

**Carried: 8/0**

#### **Summary**

This report is for Council to support in-principle the proposed mural design to be painted on the western wall of the JW West Building on the corner of Rankin and Gordon Street, Kondinin.

#### **Background**

The JW West Buildings were transferred to the Shire of Kondinin in 2017 and to date, the Shire has done very little apart from some basic maintenance to the property. A structural engineer was engaged earlier in the year specializing in older style buildings and is currently in the process of finalizing a report with a list of recommendations to develop a maintenance plan and to assist the Shire to improve the longevity of the building.

Earlier in the year enthusiastic and community-minded locals formed 'Kondinin Kreative' to work as a sub-group under the umbrella of the Kondinin Community Recreation Council. The main objective of this group is to develop initiatives to enhance the Kondinin town site for both locals and visitors alike. The group's first focus area is Gordon Street and recognizing the historic and aesthetic value of the JW West Building thought painting a mural would be a good place to start.

The group registered Kondinin as a 'Town Team' and was successful in receiving \$12,000 through the RAC Connected Community Grant to engage a mural artist. The brief was to tie in with the commercial theme of the JW West Shops. To complement the mural the Kondinin Kreative is working with the Kondinin Community Recreation Council and the Shire to create a meeting place on the vacant Shire land directly west of the mural, which proposes to include planter boxes and seating, and then later some shade and public art.

The artist is scheduled to undertake the works in February 2023 and the Kondinin Kreative Team is looking forward to the positive impact the mural will bring to the centre of town.

#### **Statutory Environment**

Nil

#### **Policy Implications**

Nil

#### **Financial Implications**

The mural has been fully funded by the RAC Connected Community Grant.

**Strategic Implications**

Supports the following section of the Shire’s Strategic Community Plan 2022 – 2032:

*“2.1 Support the diverse industry across the Shire*

*2.3 Coordinated planning and promotion of the visitor and tourist experience”*

**Voting Requirement**

Simple majority



## **9.1.7 PROPOSED LOCATION OF ELECTRIC VEHICLE STATION**

<b>Applicant:</b>	Nil
<b>Author:</b>	Tory Young, Manager Planning and Assets
<b>Authorising Officer:</b>	David Burton, Chief Executive Officer
<b>Date:</b>	6 <sup>th</sup> December 2022
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	Technical Design Detail for EV Charging Station

### **RESOLUTION #4054**

**Moved: Cr Tom Mulcahy**

**Seconded: Cr Paul Green**

That Council:

- 1) SUPPORTS in principle the location of the proposed Electric Vehicle Charging Station at No. 3 (Lot 16) Lynch Street, Hyden subject to further detailed analysis and Western Power approval; and
- 2) SUPPORTS the allocation of funding in the 2023-2024 budget for the sealing of 4 x parking bays to accommodate the Electric Vehicle Charging Station, estimated at \$10,000.
- 3) That consideration be given to Lynch Street road reserve as a possible alternative location.

**Carried: 7/1 (Cr Brett Smith opposed)**

*Mr Vince Bugna left the meeting at 4:07 pm and returned at 4:10 pm.*

### **Summary**

This report is for Council to provide in-principle support to the proposed location to install an Electric Vehicle Charging Station at No. 3 (Lot 16) Lynch Street, Hyden.

### **Background**

The Shire of Kondinin has been approached by Synergy seeking to install an Electric Vehicle (EV) Charging Station in Hyden as part of the State Government's Electric Vehicle Highway which aims to deliver a network of EV fast chargers north to Kununurra along the southwest coast to Eucla and east to Kalgoorlie.

Various meetings have been held between the Shire of Kondinin Administration and Synergy representatives to determine the best location to install the EV station in Hyden. Several options were discussed and to meet the requirements (i.e. must be on Shire land, near high voltage power supply and space for 4 x bays and suitable access), the location to the west of the Hyden Town Hall was considered the most suitable.

The connection to the power and the supply of the infrastructure will be arranged by Synergy and provided and funded through the State Government's \$24.1 million Electric Vehicle Fund, with the only cost and requirement from the Shire being to provide a sealed surface for the 4 x parking bays.

The Shire of Kondinin Administration has engaged an engineer to prepare a quotation to undertake a design for car parking and access on the Shire's freehold Lots 16 (No. 3) and 15 (No. 11) to encompass the EV charging station together with additional parking, drainage and a proposed formal laneway off Lynch Street into Coronation Park.

The next step in the process is to await approval from Western Power on the proposed location.

Below is the indicative layout of the EV Charging Station.



### Statutory Environment

A Development Application for a use not listed under the Shire’s Local Planning Scheme No.1 will be required once the location of the Electric Vehicle Charging Station is finalised.

### Policy Implications

Nil

### Financial Implications

It is estimated that the sealing of the 4 x parking bays will be around \$10,000 which will need to be allocated in the Shire’s 2023-2024 budget or as part of the 2022-2023 budget review if can be accommodated. Possible grant money may be available and the Shire Administration are currently awaiting confirmation on this.

### Strategic Implications

Supports the following section of the Shire’s Strategic Community Plan 2022 – 2032:

*“2.1 Support the diverse industry across the Shire*

*2.3 Coordinated planning and promotion of the visitor and tourist experience”*

### Voting Requirement

Simple majority

### **9.1.8 REPLACEMENT COMMUNITY BUS FOR KONDININ**

**Applicant:** Nil  
**Author:** Tory Young, Manager Planning and Assets  
**Authorising Officer:** David Burton, Chief Executive Officer  
**Date:** 6<sup>th</sup> December 2022  
**Disclosure of Interest:** Nil  
**Attachments:** Nil

#### **RESOLUTION #4055**

**Moved: Cr Brett Smith**

**Seconded: Cr Paul Green**

That Council:

- 1) SUPPORTS the Chief Executive Officer to apply for grant funding through Lottery west to purchase a new community bus for Kondinin; and
- 2) SUPPORTS the allocation of funding in the 2023-2024 budget to leverage 50% of the grant funding for the purchase of the new community bus for Kondinin.
- 3) Bus to include pictographic decal included as part of package.

**Carried: 8/0**

*Mrs Leandr  Genis left the meeting at 4:19 pm.*

#### **Summary**

This report is for Council to provide support for the application for grant funding and an allocation in the Shire's 2023 – 2024 budget for the purchase of a community bus for Kondinin.

#### **Background**

The Shire of Kondinin has two community buses, one based in Hyden which was purchased in 2016 (done approx. 50,000km) and one based in Kondinin which was purchased in 2008 (done approx. 165,000km). Both buses are used regularly, and since the second bus has been purchased it has made it much easier logistically for community members to access the service.

In recent years the community bus based in Kondinin has experienced increasing mechanical issues, with the last time it was sent to the mechanics it was found to need extensive work to make it roadworthy. Based on the age of the bus and the costs associated to make it roadworthy, a decision was made to de-license the bus and look to purchase a new one.

Quotations have been received indicating the estimated cost of a new Community Bus similar to the one based in Hyden will be around \$130,000.

#### **Statutory Environment**

- Local Government Act 1995
- Functions and General Regulations 1996

#### **Policy Implications**

Shire of Kondinin Policy – Purchasing FIN-005

#### **Financial Implications**

It is estimated that buying a new community bus will be \$130,000. The Shire's Administration is seeking to apply for grant funding to seek \$65,000 in grant funding, with the Shire matching a contribution of \$65,000.

**Strategic Implications**

Supports the following section of the Shire’s Strategic Community Plan 2022 – 2032:

*“1.1 Community members have the opportunity to be active, engaged and connected.”*

**Voting Requirement**

Simple majority

Mrs Tory Young left the meeting at 4:24 pm and did not return.

Mrs Leandr  Genis returned to the meeting at 4:24 pm.

## 9.2 MANAGER OF CORPORATE SERVICES

### 9.2.1 LIST OF ACCOUNTS

**Applicant:** Shire of Kondinin  
**Author:** Vince Bugna, Manager of Corporate Services  
**Disclosure of Interest:** Nil  
**Date:** 5<sup>th</sup> December 2022  
**Attachment(s):** List of Accounts 01/11/2022 to 30/11/2022

#### RESOLUTION #4056

**Moved: Cr Beverley Gangell**

**Seconded: Cr Tom Mulcahy**

That Council receives the attached report – List of Accounts Due & Submitted to Council for the month of November 2022:

• Municipal Fund payment cheque numbers 19248 to 19263	= \$ 35,533.48
• Municipal EFT16038 – 16188 (except EFT16078)	= \$ 699,591.02
• Direct Debits – Transport – Hyden Office	= \$ 19,611.80
• Direct Debits – Transport – Kondinin Office	= \$ 4,950.45
• Direct Debits – Credit Cards DD19298.1	= \$ 2,410.10
• Direct Debits – Other	= \$ 48,225.06
• EFTPOS Merchant Fees	= \$ 1,349.31
• Bank Fees – NAB Connect & Tyro	= \$ 514.70
• Payroll	= \$ 126,006.65
• Trust Fund EFT16078	= \$ 680.00

**TOTAL**

**= \$ 938,872.57**

**Carried: 8/0**

#### SUMMARY

To present to Council a list of accounts paid from Municipal and Trust Funds (when applicable) under the delegated authority to the CEO.

#### BACKGROUND

The Chief Executive of a local government has delegated authority to make payments from Municipal and Trust Fund accounts under Regulation 13 of the *Local Government (Financial Management) Regulations 1996*.

As required by sub-regulation (1), a list of accounts paid by the CEO each month should show the –

- the payee's name;*
- the amount of the payment;*
- the date of the payment;*
- sufficient information to identify the transaction*

Sub regulation (3), a list prepared under sub-regulations (1) and (2) is to be –

- presented to the council at the next ordinary meeting of the council after the list is prepared;*  
and
- recorded in the minutes of that meeting.*

#### STATUTORY ENVIRONMENT

*Local Government (Financial Management) Regulations 1996*

**POLICY IMPLICATIONS**

Nil

**PUBLIC CONSULTATION**

Nil

**FINANCIAL IMPLICATIONS**

All payments made to the Shire creditors have been by the 2022/23 Adopted Budget.

**STRATEGIC IMPLICATIONS**

Shire's Strategic Community Plan 2022 – 2032:

**4. Civic Leadership**

*4.1 Skilled, capable and transparent team:*

- We engage with the community on key projects and we provide regular, transparent communication*
- The capability of our organisation is continually improved*

*4.2 We are a compliant and resourced Local Government:*

- External audits and reviews confirm compliance with relevant Local Government legislation*
- Financial sustainability in achieving community aspirations*

**VOTING REQUIREMENTS**

Simple Majority

## 9.2.2 FINANCIAL REPORTS

**Applicant:** Shire of Kondinin  
**Author:** Vince Bugna, Manager of Corporate Services  
**Disclosure of Interest:** Nil  
**Date:** 7<sup>th</sup> December 2022  
**Attachment(s):** Monthly Financial Report for the period ended 30 November 2022

### **RESOLUTION #4057**

**Moved: Cr Darren Pool**

**Seconded: Cr Paul Green**

That Council receives the attached reports entitled Monthly Financial Report (Containing the Statement of Financial Activity) for the period ended 30 November 2022.

**Carried: 8/0**

### **SUMMARY**

To present to Council the Monthly Financial Report for the period ended 30 November 2022.

### **BACKGROUND**

The monthly Financial Report (Containing the Financial Activity) is presented by the Local Government Act 1995 and the Local Government (Financial Management) Regulation 1996.

Regulation 4(4) states that *a statement of financial activity, and the accompanying documents (notes) referred to in sub-regulation (2), are to be –*

- (a) presented at an ordinary meeting of the council within 2 months after the end of the month to which the statement relates; and*
- (b) recorded in the minutes of the meeting at which it is presented.*

The Statement of Financial Activity summarizes Shire's financial activities for the period to which it relates.

### **STATUTORY ENVIRONMENT**

*Local Government Act 1995*

*Local Government (Financial Management) Regulation 1996*

### **POLICY IMPLICATIONS**

Nil

### **PUBLIC CONSULTATION**

Nil

### **FINANCIAL IMPLICATIONS**

By the approved material variances of 10% or \$10,000 whichever is greater within the monthly Statement of Financial Activity during the 2022/23 financial year.

### **STRATEGIC IMPLICATIONS**

Shire's Strategic Community Plan 2022 – 2032:

#### **4. Civic Leadership**

*4.1 Skilled, capable and transparent team:*

- We engage with the community on key projects and we provide regular, transparent communication*

- *The capability of our organisation is continually improved*

4.2 *We are a compliant and resourced Local Government:*

- *External audits and reviews confirm compliance with relevant Local Government legislation*

- *Financial sustainability in achieving community aspirations*

## REPORTING OFFICER'S COMMENT

The highlights of the November 2022 financial reports are as follows:

Item	Reference
<ul style="list-style-type: none"> <li> <b>Cash at Bank</b>                      The Shire's total cash as of 30<sup>th</sup> November 2022 was <b>\$8,558,062</b> comprising \$3,329,248 in cash-backed reserves (restricted); \$29,250 in Trust account (restricted); \$47,309 LCDC funds; \$3,512,143 term deposit investments; \$6,001 ODCF and \$1,634,111 Muni operating funds.                 </li> </ul>	Page 09 – Note 4 Cash and Financial Assets  Page 13 – Note 8 Cash Reserves
<ul style="list-style-type: none"> <li> <b>Receivables</b>  <b>Rates and Rubbish</b> – net collectable on 30<sup>th</sup> November 2022 was down to \$505,209 equivalent to 13% as 87% have been paid.   <b>Other receivables</b> (Sundry Debtors) – a total of \$913,277 on 30<sup>th</sup> November 2022; \$804,086 of which is a progress grant recoup for WSFN (Kondinin-Narembeen Rd)                 </li> </ul>	Page 12 – Note 7 Receivables
<ul style="list-style-type: none"> <li> <b>Grants, Subsidies and Contributions</b>  <b>Operating grants</b> – 84% collected as of 30<sup>th</sup> November 2022, major payments came from Grants Commission two-quarters allocation for roads and general purpose as well as MRWA direct grant for road maintenance.   <b>Non-Operating grants</b> – 27% as of 30<sup>th</sup> November 2022, a major source came from Wheatbelt Secondary Freight Network (WSFN) grant, Roads to Recovery (R2R) and MRWA Regional Road Group (RRG) capital projects grant.                 </li> </ul>	Page 17 – Note 12(a) Operating grants, subsidies and contributions  Page 18 – Note 12(b) Non-Operating grants, subsidies and contributions  Page 02 – Monthly Information Summary Grants, Subsidies and Contribution
<ul style="list-style-type: none"> <li> <b>Closing Funding Surplus (Deficit)</b>                      YTD actual is <b>\$5,407,956</b> – composed of \$10,076,030 Current Assets less \$1,412,573 Current Liabilities and \$3,255,502 Net Adjustments to Net Current Assets.                 </li> </ul>	Page 8 – Note 3 Net Current Funding Position  Page 5 – Statement of Financial Activity (By Nature or Type)

For material variances, refer to page 07, Note 2 – Explanation of Material Variances.

## VOTING REQUIREMENTS

Simple Majority



## 9.3 MANAGER OF WORKS

NIL

## 9.4 CHIEF EXECUTIVE OFFICER

### 9.4.1 MEETING DATES 2023

**Applicant:** Shire of Kondinin  
**Author:** Leandré Genis (ESO)  
**Authorising Officer:** David Burton (CEO)  
**Date:** 2<sup>nd</sup> of December 2022  
**Disclosure of Interest:** Nil  
**Attachments:** Nil

#### **RESOLUTION #4058**

**Moved: Cr Bruce Browning**

**Seconded: Cr Beverley Gangell**

Under Admin Regulation 12(1), Council advertises for public information Ordinary Council Meeting times and dates for 2023 as follows:

1. January No meeting
2. February 15th at Kondinin Shire Offices commencing at 3.00 pm
3. March 15th at Hyden CRC Building, Hyden commencing at 3.00 pm
4. April 19th at Kondinin Shire Offices commencing at 3.00 pm
5. May 17th at Hyden CRC commencing at 3.00 pm
6. June 21st at Kondinin Shire Offices commencing at 3.00 pm
7. July 19th at Kondinin Shire Offices commencing at 3.00 pm
8. August 16th at CRC Building, Hyden commencing at 3.00 pm
9. September 20th at Karlgarin Country Club commencing at 3.00 pm
10. October 18th at Kondinin Shire Offices commencing at 3.00 pm
11. November 15th at CRC Building, Hyden commencing at 4.00 pm
12. December 13th at Kondinin Shire Offices commencing at 3.00 pm

**Carried: 8/0**

#### **Summary**

The Shire of Kondinin is required to determine the dates of its Ordinary Council meetings for the pursuing year and advertise the times for public information.

The Shire of Kondinin's *Meetings of Council Policy* that was adopted at the Ordinary Council Meeting on 19<sup>th</sup> August 2020 states that:

*The Ordinary Meeting of the Council will be held at 3.00 pm on the third Wednesday of each month, except January when there is no meeting unless a change is carried by Council Resolution for a specific purpose.*

*The locality of the Ordinary Council Meetings are as follows;*

<i>January</i>	<i>No meeting</i>
<i>February</i>	<i>Kondinin</i>
<i>March</i>	<i>Hyden</i>
<i>April</i>	<i>Kondinin</i>
<i>May</i>	<i>Kondinin</i>
<i>June</i>	<i>Kondinin</i>

<i>July</i>	<i>Kondinin</i>
<i>August</i>	<i>Hyden</i>
<i>September</i>	<i>Kondinin</i>
<i>October</i>	<i>Kondinin</i>
<i>November</i>	<i>Hyden</i>
<i>December</i>	<i>Kondinin</i>

It is usually suggested each year that the November Council Meeting takes place at 4 pm due to harvest. This will be proposed again this year.

**Statutory Environment**

Local Government Act 1995, Admin Reg 12(1)

**Policy Implications**

Nil

**Financial Implications**

Nil

**Strategic Implications**

Supports the following section of the Shire’s Strategic Community Plan 2022 – 2032:

***“4. CIVIC LEADERSHIP***

*4.2 We are a compliant and resourced Local Government”*

**Voting Requirement**

Simple Majority

## **9.4.2 CORPORATE BUSINESS PLAN - DRAFT**

**Applicant:** Shire of Kondinin  
**Author:** David Burton – Chief Executive Officer  
**Authorising Officer:** David Burton – Chief Executive Officer  
**Date:** 5<sup>th</sup> December 2022  
**Disclosure of Interest:** Nil  
**Attachments:** Corporate Business Plan Draft

### **RESOLUTION #4059**

**Moved: Cr Brett Smith**

**Seconded: Cr Tom Mulcahy**

That Council receives the Draft Corporate Business Plan with full financials to be reported back to the earliest possible meeting.

**Carried: 8/0**

### **Summary**

This report is for Council to consider the draft Corporate Business Plan and projects for the next 4 years.

### **Background**

As part of the Development of the new Strategic Community Plan 2022/2032 (SCP), the Shire is required to develop a Corporate Business Plan (CPB) for 4 years on how it will deliver on the outcomes of the SCP. In previous years, this has been a separate document, but as it is reliant on the SCP, we are looking at having it as an addendum to the SCP allowing the information to be in a single document.

Items for the CBP have been discussed with Council and staff. It should be noted that this is also a living document and may need to be changed due to circumstances or funding.

### **Comment**

The CBP is a 4-year plan on how the Shire is to deliver on the outcomes of the SCP for the short-term or ongoing items.

Projects for the Plan have been discussed with Council Members before the Council Meeting to look at timelines however full costings and impacts will be required to be considered before final adoption. It should be noted that this is a living document and changes may be required due to funding requirements. This Plan should be referred to Council regularly to keep members advised of the progress of the projects and expenditures.

This initial draft is for Council to consider what projects to be included to allow staff to develop costings and financial impacts for the CPB.

### **Statutory Environment**

Local Government Act 1995

### **Policy Implications**

Nil

### **Financial Implications**

Items listed in the Plan will be included in the Long-Term Financial Plan and Budgets for the Shire. Costings are only an estimate until the Budget process.

**Strategic Implications**

Supports the following in the Shire's Strategic Community Plan 2022-2032:

**"4. CIVIC LEADERSHIP**

*We are a compliant and resourced Local Government"*

**Voting Requirement**

Simple Majority

### 9.4.3 WALGA GOVERNANCE REVIEW

<b>Applicant:</b>	Shire of Kondinin
<b>Author:</b>	David Burton – Chief Executive Officer
<b>Authorising Officer:</b>	David Burton – Chief Executive Officer
<b>Date:</b>	6 <sup>th</sup> December 2022
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	Consultation Paper Model Options; Option for WALGA Governance

#### **RESOLUTION #4060**

**Moved: Cr Brett Smith**

**Seconded: Cr Paul Green**

That the Chief Executive Officer respond to the request of the Western Australian Local Government Association (WALGA) regarding its Governance Review, that the Shire of Kondinin:

1. Endorses the principles that inform WALGA's future governance model and accompanying governance implications below:
  - a) Representative – WALGA unites and represents the entire Local Government sector in WA and understands the diverse nature and needs of members, regional communities and economies;
  - b) Responsive – WALGA is an agile association that acts quickly to respond to the needs of members and stakeholders; and
  - c) Results Oriented – WALGA dedicates resources and efforts to secure the best outcomes for Local Government and supports the delivery of high-quality projects, programs and services.
2. Believes that Option 3, with modifications as per attached documentation, is preferred, with its second preference of Option 1.

**Carried: 8/0**

#### **Summary**

This report is for Council to consider providing feedback to the Western Australia Local Government Association (WALGA) for its Best Practice Governance Review.

#### **Background**

As part of its Corporate Strategy 2020-25, WALGA has identified a key priority to undertake a Best Practice Governance Review. This is to look at WALGA's engagement models and how it interacts with its Member Councils. Issues that have led to this action have included:

- Misalignment between key governance documents; Constitution, Corporate Governance Charter, State Council Code of Conduct, and Standing Orders – stemming from varying amendments;
- State Council's 3 September 2021 resolution requesting an amendment to the Constitution to "deal with matters related to State Councillors' Candidature for State and Federal elections";
- Proposed legislative reforms to remove WALGA from being constituted under the Local Government Act 1995 (WA); and
- Constitutional requirements for WALGA to become a registered organisation under the Industrial Relations Act 1979 (WA), which would enable WALGA to make applications in its own right to the Western Australian Industrial Relations Commission.

Earlier this year, WALGA established a Steering Committee to look at possible models for WALGA which came back with 5 options (see attachments) including:

- Option 1 – Two tier model, existing zones;
- Option 2 – Board, regional bodies;
- Option 3 – Board, amalgamated zones;

- Option 4 – Member elected board, regional groups; and
- Option 5 – current model
















**Comment**

WALGA’s Corporate Strategy identifies the governance model as a key enabler and a critical part of feedback and engagement of its stakeholders and how it represents Local Government to State Government and acts as an advocate for local government issues.

At the WALGA State Conference in October 2022, the following principles were endorsed at the AGM of WALGA:

- Representative – WALGA unites and represents the entire Local Government sector in WA and understands the diverse nature and needs of members, regional communities and economies;
- Responsive – WALGA is an agile association that acts quickly to respond to the needs of members and stakeholders; and
- Results Oriented – WALGA dedicates resources and efforts to secure the best outcomes for Local Government and supports the delivery of high-quality projects, programs and services.

In consideration of the options presented by WALGA, the options included are:

Option 1 – Two tier model, existing Zones	Option 2 – Board, Regional Bodies	Option 3 – Board, Amalgamated Zones	Option 4 – Member elected Board, Regional Groups	Option 5 – Current Model
 <p>Board (11 members) 8 elected from Policy Council, incl. Board elected President Up to 3 independents</p>	 <p>Board (11 members) 8 elected from Regional Bodies, incl. Board elected President Up to 3 independents</p>	 <p>Board (15 members) 12 elected from Zones, incl. Board elected President Up to 2 independents</p>	 <p>Board (11 members) 8 elected via direct election, incl. Board elected President Up to 3 independents</p>	 <p>State Council (25 members) 24 State Councillors 1 President</p>
 <p>Policy Council (25 members) 24 members plus President</p>	 <p>Regional Bodies (4 metro, 4 country)</p>	 <p>Zones (6 metro, 6 country)</p>	 <p>Policy Teams / Forums / Committees</p>	 <p>Zones (5 metro, 12 country)</p>
 <p>Zones (5 metro, 12 country)</p>	 <p>Policy Teams / Forums / Committees</p>	 <p>Policy Teams / Forums / Committees</p>	 <p>Regional Groups</p>	 <p>Policy Teams / Forums / Committees</p>

Further information on the options is included in the attachments. At the Great Eastern Country Zone (GECZ) the WALGA State Councillor indicated that the status quo of option 5 is not viable as it is causing issues with how WALGA can engage the sector promptly.

In consideration of the options, it is the opinion of the author of the report that Option 3 is possible, but could use some alterations as listed in the attached report. Option 3 currently requires the merging of 11 Country Zones into 6 (Peel to become a city zone). This would make the size of the zones difficult for members to attend zone meetings in person and will reduce the effectiveness of the zones. If the zones remained at 11, then the Board Members can represent two of the Country Zones with similarities as suggested in the report. The Zones would have the autonomy of deciding how often to meet which could be similar to the current process.

If the alterations cannot be made to Option 3, then the preferred option would be Option 1, however, this could be seen as adding another layer of governance to the WALGA Model.

**Statutory Environment**

WALGA will be impacted by the Local Government Reforms proposed by State Government as it will no longer be constituted under the Local Government Act 1995.

**Policy Implications**

Nil

**Financial Implications**

Nil

**Strategic Implications**

Supports the following in the Shire's Strategic Community Plan 2022-2032:

***"4. CIVIC LEADERSHIP***

*We are a compliant and resourced Local Government"*

**Voting Requirement**

Simple Majority

**RESOLUTION #4061**

**Moved: Cr Tom Mulcahy**

**Seconded: Cr Kerrie Green**

That the following item is addressed behind closed doors as a confidential item.

**Carried: 8/0**

#### **9.4.4 CULTURAL-VISITORS CENTRE**

**Applicant:** Shire of Kondinin  
**Author:** David Burton – Chief Executive Officer  
**Authorising Officer:** David Burton – Chief Executive Officer  
**Date:** 6<sup>th</sup> December 2022  
**Disclosure of Interest:** Cr Kerrie Green- Impartiality (Member of HPA)  
Cr Paul Green- Impartiality (Member of HPA & Involved with Hyden Cultural Hub)  
Cr Kent Mouritz- Impartiality (Member of HPA)  
**Attachments:** Correspondence

**\*\*\* CONFIDENTIAL \*\*\***

#### **RESOLUTION #4063**

**Moved: Cr Tom Mulcahy**

That Council exits the closed doors item.

**Seconded: Cr Kerrie Green**

**Carried: 8/0**

#### **9.5 ENVIRONMENTAL HEALTH OFFICER**

NIL



## 10 BUSINESS OF AN URGENT NATURE

Cr Kerrie Green submitted a Notice to the following Motion:

**Councillor Resolution #:**

**Moved: Cr Kerrie Green**

**Seconded:**

That the Shire CEO prepare an action plan for works at the Wave Rock facility as per the Wave Rock Revitalisation Plan with consideration of the following items as a priority:

1. Culvert widened at the entrance to Hippo's Yawn;
2. Footpath connecting Hippo's Yawn and the main Wave Rock parking area needs repairing;
3. Grading of the driveway entrance (lots of potholes);
4. Repair of fencing poles-have fallen down from the fence in the main Hippo's Yawn area.

**Carried:**

This is only advice of a Notice of Motion and the item will be addressed at the next Council Meeting.

## **10.1 MEDICAL CENTRE FEES & CHARGES 2022/23**

**Applicant:** Shire of Kondinin  
**Author:** Ellen Valenta- Senior Administration Officer  
**Authorising Officer:** Manager Corporate Services – Vince Bugna  
**Disclosure of Interest:** Nil  
**Date:** 13 December 2022  
**Attachments:** Fees & Charges 2022/23 - Revised List

### **RESOLUTION #4064:**

**Moved: Cr Bruce Browning**

**Seconded: Cr Tom Mulcahy**

That Council:

ACCEPTS the revised fees for the Medical Centre for the 2022/23 financial year as presented to be implemented from 1<sup>st</sup> February 2023.

**Carried: 8/0**

### **SUMMARY**

To present to Council for adoption the revised list of fees 2022/23 to include new Medical Centre charges for the 2022/2023 Financial Year.

### **BACKGROUND**

Fees are generally considered as part of the budget process or just before the budget is adopted to allow fees to be considered for increases. However, the Local Government Act 1995 does allow for changes that are required throughout the year, providing that the process has been followed.

Fees for Medical Services have increased since the initial consideration and an adjustment is required to bring the fees in line with standard practice.

### **COMMENTS**

As Members are aware the Medical Services usually require additional funds from the Member Shires (Shire of Kondinin and Shire of Kulin) to 'top up' funding for the provision of the service. As such, this service is costing all ratepayers. As previously noted with other costs for the Shire, changes to fees have been made to allow more for a 'User Pays' system whereby the user of the facility/service is paying in full rather than it being subsidised by general funds. While this may not be possible with the Medical Service, prices have been considered to ensure that they are covering as much of the service's cost as possible and that it is competitive with other services in the area.

At this current time, all patients to the medical service are being bulk billed, meaning that there is no additional cost for the patient to pay.

With the implementation of the new billing amounts, there is the possibility that patients may seek services from another provider which will have the impact of reducing revenue for the medical practice rather than increasing it as expected. This will need to be monitored.

The implementation date has been set for 1<sup>st</sup> February 2023 to allow time for the public to be advised and comments can be made by the public of any concerns.

The Shire is also currently in the process of finding a replacement Doctor and it could be seen that the allocation of the new fees before the Doctor start can assist in covering costs, making the service more sustainable and also removing the negative of a Doctor charging more for services when they take on the Practice. This may assist the service and allow a better start for the new Doctor.

**STATUTORY ENVIRONMENT**

The Local Government Act 1995

**POLICY IMPLICATIONS**

Nil

**FINANCIAL IMPLICATIONS**

Increase revenue for fees for the Shire Medical Services reducing the cost impact to the member Shires.

**STRATEGIC IMPLICATIONS**

Strategic Community Plan 2022-2032:

*“4.2 We are a compliant and resourced Local Government.”*

**VOTING REQUIREMENTS**

Absolute majority

## PROJECTS OFFICER

### 10.2 NEW SIGNAGE AT THE KONDININ MEMORIAL GARDEN

<b>Applicant:</b>	Nil
<b>Author:</b>	Hannah Repacholi, Projects Officer
<b>Authorizing Officer:</b>	David Burton, Chief Executive Officer
<b>Date:</b>	13 <sup>th</sup> December 2022
<b>Disclosure of Interest:</b>	Nil
<b>Attachments:</b>	Wayfound Signs Quotation, Kondinin Building Services Quotation

#### **RESOLUTION #4065:**

**Moved: Cr Bruce Browning**

**Seconded: Cr Tom Mulcahy**

That Council:

1. SUPPORTS the Project Officer to apply for grant funding through the Department of Veteran Affairs to purchase new signage for the Kondinin Memorial Garden; and
2. SUPPORTS the allocation of \$3500 in the 2023-2024 budget towards the remaining cost of the signage.
3. SUPPORT the allocation of \$15,000 for a new footpath in the 2023-2024 budget.

**Carried: 8/0**

#### **Summary**

This report is for Council to provide support for the application for grant funding and an allocation in the Shire's 2023 – 2024 budget for the purchase of new historical signage for the Kondinin Memorial Garden.

#### **Background**

The Memorial Garden sits adjacent to the current 'RV Friendly' parking area in Kondinin, with a high volume of daily visitor traffic. As a point of interest for passing tourists and a place of remembrance, it is important that it is maintained to a high standard. The annual Kondinin ANZAC Dawn Service and subsequent service at the Memorial Garden is well attended and attracts new visitors to the area each year. The Shire's Project Officer has been looking into upgrading various aspects of the garden. Community consultation has been undertaken in the form of a survey and thus far some shrubbery has been removed from behind the wall at the rose garden and quotations have been obtained for a new pathway and new historical signage.

Extensive research has been undertaken for some new historical signage that would be placed to the right of the wall on the boundary between the CRC and the Memorial Garden. A quotation has been received from Wayfound Signs for \$12,353. The signage would include a brief history of the Memorial Garden and the effect of World War 1&2 on the development of Kondinin and the surrounding areas, in addition to some personal stories of locals who gave their lives.

The Projects Officer is in the process of applying for a grant through the Department of Veteran Affairs to ask for \$9000 of funding to go towards this project.

A quotation has also been provided for a new footpath that would link the entrance of the Memorial Garden (directly opposite the RV parking area) with the signage, the rose garden, the public toilets and the entrance to the public toilets located off Graham Street. This footpath is intended to enhance the flow of the Memorial Garden area and encourage visitors to stop there. It will also improve the visibility of that public toilet block, which is currently quite hidden.

It should be noted that the Kondinin Community Recreation Council and the Kondinin Artist's Group have donated \$12,000 towards a new mural as part of the upgrade project. This mural celebrates wartime nurses and is currently in progress at the back of the Bankwest building.

**Statutory Environment**

- Local Government Act 1995
- Functions and General Regulations 1996

**Policy Implications**

Shire of Kondinin Policy – Purchasing FIN-005

**Financial Implications**

It is estimated that the new signage will be \$12,353. The Shire's Administration is seeking to apply for grant funding to seek \$9000 in grant funding, with the Shire contributing \$3,500.

***Strategic Implications***

Supports the following section of the Shire's Strategic Community Plan 2022 – 2032:

*"1.1 Community members have the opportunity to be active, engaged and connected."*

**Voting Requirement**

Simple majority

**11 CLOSURE**

Meeting closed at 5:34 pm.