



SHIRE OF KONDININ SPECIAL MEETING MINUTES

held on **Wednesday 21st December 2022** in the **Hyden CRC Building**

Order of Business

1. DECLARATION OF OPENING/ ANNOUNCEMENT OF VISITORS

The Deputy President Cr Gangell welcomed those present and declared the meeting open at 11:07am.

2. RECORD OF ATTENDANCE/ APOLOGIES/ LEAVE OF ABSENCE

Councillors:	Cr Beverley Gangell (Chair) Cr Thomas Mulcahy	Cr Paul Green Cr Brett Smith	Cr Kerrie Green
Staff:	David Burton (CEO)	Vince Bugna (MCS)	
Apologies:	Cr Kent Mouritz (President) Cr Bruce Browning	Cr Murray James	Cr Darren Pool

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

NIL

4. PUBLIC QUESTION TIME

NIL

5. ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

NIL

6. MATTERS FOR CONSIDERATION

NIL

6.1 ADOPTION OF 2021/22 ANNUAL FINANCIAL REPORT

Applicant: Shire of Kondinin
Author: Vince Bugna, Manager Corporate Services
Authorising Officer: David Burton, Chief Executive Officer
Disclosure of Interest: Nil
Date: 14th December 2022
Attachment(s): Shire of Kondinin 2021/22 Annual Financial Report, Independent Audit Report and Management Letter 2021/22

AUDIT COMMITTEE RESOLUTION:

Moved: Cr Paul Green

Seconded: Cr Brett Smith

That Council:

1. Accepts the 2021/22 Shire of Kondinin's Annual Financial Report, Independent Audit Report and Management Letter pursuant to section 5.54 of the Local Government Act 1995;
2. Authorise the Chief Executive Officer to give public notice of the availability of the annual report from 3rd January 2023 in accordance with section 5.55 of the Local Government Act 1995;
3. Conduct the Annual Electors Meeting on Wednesday, 15th February 2023 by giving at least 14 days local public notice prior to the meeting.

Carried: 5/0

SUMMARY

To present to Council the Audited Annual Financial Report, Independent Audit Report and Audit Management Letter 2022.

BACKGROUND

The Local Government Act requires that Council accepts the annual report for the financial year no later than 31 December 2022 or no later than two months after the auditor's report becomes available if it is not received prior to 31 December.

The audited 2021/22 Annual Financial Report was signed off by the CEO on the 14th December 2022. The audit Committee met with the auditors on the same day for the Annual Audit Exit Meeting wherein the outcomes of the audit were discussed.

COMMENT

The Audit Report prompts the conducting of an Annual Meeting of Electors where the Audit Report (amongst other reports) will be presented to electors within 56 days after acceptance of the annual report. As no Council meeting held in January it is proposed that this meeting will be scheduled after the 15th February 2023 Council meeting to comply with *Section 5.27* of the *Local Government Act 1995*.

STATUTORY ENVIRONMENT

Local Government Act 1995, section 5.54 and 5.55

POLICY IMPLICATIONS

There are no direct policy implications in relation to this item.

PUBLIC CONSULTATION

Nil

FINANCIAL IMPLICATIONS

There are no known financial implications on the Shire's budget.

STRATEGIC IMPLICATIONS

Shire's Strategic Community Plan 2016 – 2026

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 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 REQUIREMENTS

Absolute Majority

6.2 CRISP WIRELESS - USE OF DEPOT

Applicant: CRISP Wireless
Author: Chief Executive Officer – David Burton
Authorising Officer: Chief Executive Officer – David Burton
Date: 19th December 2022
Disclosure of Interest:
Attachments: Agreement for Communications Tower.

RESOLUTION:

Moved: Cr Kerrie Green

Seconded: Cr Tom Mulcahy

That Council approves Crisp Wireless access to the Shire yard and Police Transmission site in Hyden, to install and broadcast internet services providing the use of the facility is permitted by the WA Police Force with an annual access fee of \$500 adjusted annually by CPI.

Carried: 5/0

Summary

Crisp Wireless has requested the use of the communications tower in the Hyden Shire Depot to broadcast the wireless internet signals for the area as part of the rollout of their program.

Background

This tower is currently owned by the Police Department as a communication tower, but subject to a lease arrangement with the Shire for a 10-year lease. The Agreement does allow the tower to be used by the government and other agencies, providing that the Shire has approved of the use as well. This is in clause 6.3 of the Licence Agreement.

Comment

The Shire has been supportive of Crisp Wireless and the expansion of the wireless internet service through the region since it was resolved at the Ordinary Meeting of Council in April 2021 that:

*That Council include the provision of \$30,000 in the 2021/2022 Budget for connection to Wireless Internet Services for the Shire; and
The Chief Executive Officer write to Crisp Wireless advising of the 'in principal' support.*

As the use of this town is part of the rollout of the program, it would be in fitting with the previous resolution that the Shire supports the application by Crisp Wireless to the WA Police Department requesting permission to use the tower in Hyden

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

There may be some cost for power use for the transmission site, but it would be estimated to be minor.

Strategic Implications

Shire of Kondinin Strategic Community Plan 2022-2032

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

7. BUSINESS OF AN URGENT NATURE

NIL

8. CLOSURE

Being no further business, the Shire President thanked Councillors and Staff for their attendance and declared the meeting closed at 11:28am.