



## MINUTES OF ORDINARY MEETING HELD AT KONDININ ON 18 APRIL, 2018

### 1. DECLARATION OF OPENING /ANNOUNCEMENT OF VISITOR

The Shire President Cr Meeking welcomed those present and declared the meeting open at 3:00pm.

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

Cr S Meeking (Shire President)	Cr G Lynch (Deputy Shire President)	Cr A Smoker
Cr B Browning	Cr M James	Cr S Jones
R Butler	Cr K Mouritz	Cr

**Leave of Absence:** Cr Growden

**Apologies:**

<b>Staff:</b>	Mr J. Read (CEO)	Mr A. George (DCEO)	Mr V. Bugna (MOF)
	Mrs T. Young (MPD)	Mr I. Holland (ETSO)	

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

NIL

### 4. PUBLIC QUESTION TIME

NIL

### 5. APPLICATIONS FOR LEAVE OF ABSENCE

NIL

### 6. PETITIONS/DEPUTATIONS/PRESENTATIONS

NIL

### 7. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

#### 7.1 Minutes of Council Meeting – 14<sup>th</sup> February, 2018

##### RESOLUTION 3178

Moved Cr James

Seconded Cr Mouritz

That the minutes of the Council Meetings held on 14<sup>th</sup> February 2018 be confirmed.

CARRIED 8/0

#### 7.2 Minutes of the Special Meeting – 29<sup>th</sup> March, 2018

##### RESOLUTION 3179

Moved Cr Browning

Seconded Cr Jones

That the minutes of the Special Meeting held on 29<sup>th</sup> March, 2018 be confirmed.

CARRIED 8/0

#### 7.3 Minutes of the Special Meeting – 5<sup>th</sup> April, 2018

##### RESOLUTION 3180

Moved Cr Lynch

Seconded Cr Mouritz

That the minutes of the Special Meeting held on 5<sup>th</sup> April, 2018 be confirmed.

CARRIED 8/0

### 8. ANNOUNCEMENTS BY PRESIDING MEMBERS WITHOUT DISCUSSION

Nil

### 9. REPORTS OF COMMITTEES AND OFFICERS

9.1 Finance Report

9.2 Manager of Planning & Development Report

9.3 CEO Report

- 9.4 Manager of Works Report
- 9.5 EHO Report
- 9.6 Building Surveyor Report
- 9.7 Hyden & Kondinin Swimming Pool Manager's Reports
- 9.8 Building Maintenance & Ranger Report

## 9.1 FINANCIAL REPORT

### 9.1.1 Financial Reports

**Name of Applicant:** Manager of Finance  
**Author:** Manager of Finance  
**Voting:** Simple  
**Date:** 6<sup>th</sup> April, 2018  
**SUMMARY/COMMENT:**

The financial statements for the period ending 31 March 2018 are attached.

#### RESOLUTION 3181

Moved Cr Butler Seconded Cr Jones  
 That the Financial Reports for the period ended 31<sup>st</sup> March 2018 as presented be accepted.  
CARRIED 8/0

### 9.1.2 List of Accounts

**Name of Applicant:** Manager of Finance  
**Author:** Manager of Finance  
**Voting:** Simple  
**Date:** 10<sup>th</sup> April 2018

**SUMMARY/COMMENT:**  
 A list of accounts is attached.

#### RESOLUTION 3182

Moved Cr Lynch Seconded Cr Browning  
 That Muni Cheques 18361 – 18380, Muni EFT9096 – 9216, Transport Direct Debits, Other Direct Debits, Payroll and Bank Fees (for the month of March 2018) amounting \$1,123,831.15 be endorsed.  
CARRIED 8/0

### 9.1.3 Capital Items Progress

**Name of Applicant:** Shire of Kondinin  
**Author:** CEO  
**Voting:** Simple  
**Date:** 14 March, 2018

**SUMMARY/COMMENT:**  
 Expenditure on capital items for 2017-2018

Programme	Description	Budget	Notes
Governance	Council Chamber Chairs	10,000	Completed
Governance	Solar Panels Shire Admin Building	20,000	Completed
Governance	Server & Computers Upgrade	50,000	Commenced
Governance	OKN Vehicle Changeover	55,000	Completed

Governance	KN0 Vehicle Changeover	42,000	Completed
Governance	KN04 Vehicle Changeover	35,000	Commenced
Health	Yeerakine Lodge Extension	921,902	Commenced
Housing	Employee House, Kondinin (Bal C/F)	283,000	Commenced
Recreation & Culture	Sporting Precinct Landscaping, Kondinin	25,000	Completed
Recreation & Culture	Tables for Public Halls	5,000	Completed
Recreation & Culture	KCRC Kondinin Sports Club Extension	820,000	Commenced
Recreation & Culture	Solar Panels Hyden Pavilion	30,000	Commenced
Recreation & Culture	Hyden & Kondinin Oval Retic' Upgrades	80,000	Completed
Recreation & Culture	Solar Panels Kondinin S/Pool Building	30,000	Commenced
Recreation & Culture	Hockey Field Upgrade, Kondinin	20,000	Completed
Transport	East Hyden Bin Rd Construction (RRG)	277,905	Completed
Transport	Mt Walker Road Construction (RRG)	226,217	Completed
Transport	Aylmore Rd (Own Resources)	60,700	Completed
Transport	Kondinin Lake Nth Rd (O'Res)	53,900	Completed
Transport	Hyden Norseman Rd (R2R \$60K + O'Res)	106,882	Completed
Transport	Kondinin Town St's (R2R \$310K + O'Res)	464,844	Completed
Transport	Gibson Road (R2R)	23,558	
Transport	Naremben Sth Rd (R2R)	62,732	
Transport	Notting Karlgarin Rd (R2R)	54,109	Completed
Transport	Spurr Rd (R2R)	65,375	
Transport	WANDRRA AGRN743 (Bal C/F)	266,395	Commenced
Transport	Accommodation Units (Hyden Depot)	10,000	
Transport	New Bus Parking Facility (Hyden Depot)	11,108	Completed
Transport	KN56 Vehicle Changeover	17,000	Completed
Transport	KN63 Vehicle Changeover	70,000	Completed
Transport	KN51 Vehicle Changeover	28,000	Completed
Transport	KN2108 Vehicle Changeover	95,000	Completed
Transport	Purchase Mowers (x2)	25,000	
Transport	KN78 Hamm 3412 Roller Changeover	130,000	Completed
Economic Services	Wave Rock Pathway Reseal	26,964	Completed
Economic Services	Karlgarin Centenary Project	20,000	
Economic Services	Wave Rock Tourist Precinct Improvement	50,000	
Economic Services	Kondinin Pioneer Wall (C/F)	15,080	Completed
Economic Services	Hyden Main Street Beautification	100,000	Commenced
Other Prop & Services	KN54 Vehicle Changeover	35,000	Commenced
<b>TOTAL</b>		<b>\$4,827,671</b>	

#### FOR INFORMATION

#### 9.1.4 Proposed Differential Rates 2018/19

**Applicant:** Shire of Kondinin  
**Author:** CEO  
**Date:** 26 March, 2018  
**Disclosure of Interest:** Nil

#### SUMMARY / COMMENT:

After consulting the Shires Strategic/Corporate Plans and considering the proposed projects to be undertaken in the 2018/19 financial year, I am proposing a 3% increase in Shire rates in the dollar across all rating categories, compared to a 2.5% increase implemented in the 2017/18 year and 3.5% in 2016/17. Bear in mind also that rating category GRV Mining Infrastructure was reduced in the 2017/18 year by 17%

(\$52,000) less than that raised in the previous 16/17 year in order that the GRV Mining Infrastructure rate be pitched below double the General GRV rate. This move was welcomed by the mining industry.

Where a local government proposes to implement a differential rate that is more than double the General Rate in that rating category, it is required to advertise for objections in respect of its intention to do so and make available its Objects and Reasons for proposing such a rate. The rating category Unimproved Value Mining Tenements is so affected. However as reported to and recommendation adopted by the WALGA Great Eastern Country Zone, the Shire of Kondinin has brought attention to the anomaly that exists in the Local Government Act, for consideration in its current review, as a result of there being no correlation at all between the valuation methodology in determining Unimproved Values that apply to farm land where the General Rate applies, compared to the Unimproved Value placed on mining tenements, which is derived as a percentage of the amount of annual 'rent' paid by the tenement holder to the Department of Mines. This anomaly causes a large difference between the rate charged for these two UV rating categories and therefore makes a nonsense out of the local government being expected to give full objects / and justification reasons why it needs to have a rate in the dollar in one UV category more than double the rate in another UV category and furthermore requiring advertising for objections and obtaining Ministerial approval each year. The intention of the Act is for a Local Government to justify and obtain such approval when the two rating categories affected (General Rate and Differential Rate) have the same valuation methodology applying to both.

#### **STATUTORY ENVIRONMENT**

Local Government Act 1995 Section 6.33(3), Section 6.35.

#### **POLICY IMPLICATION**

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

#### **FINANCIAL IMPLICATIONS**

Council is required under the Local Government Act 1995 to adopt a balanced budget each financial year.

#### **STRATEGIC IMPLICATIONS**

Nil

#### **VOTING REQUIREMENT**

Absolute Majority

#### **RECOMMENDATION**

**THAT Council apply the following indicative rates in the dollar for the various rating categories in its 2018/19 Budget and seek the approval of the Minister for Local Government pursuant to Section 6.33(3) of the Local Government Act, 1995 in respect of applying differential rates in the dollar to Unimproved Value (UV) Mining, following advertising for any objections from the public in applying the proposed Differential rate to UV Mining.**

**Town Sites GRV: 12.0929 cents in the dollar**

**Mining UV: 28.7341 cents in the dollar**

**Rural UV: 1.5377 cents in the dollar**

**Mining GRV: 24.1020 cents in the dollar**

**Minimum Rate \$435.00**

After discussion Council decided that a 2% increase in line with CPI be applied to rates in the 2018/19 financial year.

#### **RESOLUTION 3183**

**Moved Cr Smoker**

**Seconded Cr Murray**

**THAT Council apply the following indicative rates in the dollar for the various rating categories in its 2018/19 Budget and seek the approval of the Minister for Local Government pursuant to Section 6.33(3) of the Local Government Act, 1995 in respect of applying differential rates in the dollar to Unimproved Value (UV) Mining, following advertising for any objections from the public in applying the proposed Differential rate to UV Mining.**

<b>Town Sites GRV:</b>	<b>11.9528 cents in the dollar</b>
<b>Mining UV:</b>	<b>28.4552 cents in the dollar</b>
<b>Rural UV:</b>	<b>1.5259 cents in the dollar</b>
<b>Mining GRV:</b>	<b>23.868 cents in the dollar</b>
<b>Minimum Rate \$435.00</b>	

**CARRIED 8/0**

#### **9.1.5 Objects & Reasons for Differential Rates 2018/2019**

<b>NAME OF APPLICANT:</b>	<b>Shire of Kondinin</b>
<b>AUTHOR:</b>	<b>CEO</b>
<b>DECLARATION OF INTEREST:</b>	<b>Nil</b>
<b>DATE:</b>	<b>11<sup>th</sup> April 2018</b>

#### **BACKGROUND/COMMENT**

A higher rate for mining land has been imposed to reflect the impact that heavy mining and related service vehicles have on roads in the eastern sector of the Shire of Kondinin. The remoteness of the area due to distance imposes a heavier cost on the Shire for the upkeep and maintenance of the road infrastructure. The object of the rate is to raise additional revenue to meet the costs of road maintenance to provide a safe road network for both the mining industry and tourists utilising the Hyden-Norseman Road. The reason for the imposition of the differential rate between farming and mining is due to the additional costs of maintaining infrastructure (roads) in the eastern sector of the shire associated with mining and tourism.

#### **Statutory Environment**

Local Government Act 1995 Section 6.35

#### **Strategic Implications**

The upkeep of the Hyden East Bin Road and Hyden Norseman Road is necessary and important given the substantial volume of road train and other traffic servicing the Forrestania mining tenements and the high volume of traffic to and from the Eastern States.

#### **Policy Implications**

Nil

#### **Financial Implications**

Council is required under the Local Government Act to adopt a balanced budget each financial year.

#### **Voting Requirements**

Simple Majority

#### **RESOLUTION 3184**

**Moved Cr Browning**                      **Seconded Cr Butler**

**THAT Council approve objectives and reasons for the proposed differential rates for the 2018/2019 financial year.**

**CARRIED 8/0**

#### **9.1.6 2018/19 Budget**

<b>Applicant:</b>	<b>Shire of Kondinin</b>
<b>Author:</b>	<b>CEO</b>
<b>Date:</b>	<b>11 April, 2018</b>
<b>Disclosure of Interest:</b>	<b>Nil</b>

#### **SUMMARY / COMMENT:**

Consideration is now required by Council regarding capital expenditure items/projects for inclusion into the 2018/19 budget. We endeavour to have the new financial year's budget under consideration from April each year with a draft budget presented to the June meeting of Council and budget adoption at the July Council meeting. Under the Local Government Act 1995, local governments are required to adopt the budget by no later than 31 August. Adopting the budget in July allows administration to achieve rate assessments being completed early which in turn benefits the Council's finances.

A preliminary administration budget meeting has identified the following capital expenditure projects for possible inclusion into the 2018/19 budget. The following comprises a preliminary 'Wish List':

- Preparation of Plans, Consultants Reports, etc. for the Hyden Rec Centre extension to allow for a grant application to be submitted to Department of Sport and Recreation by September, 2018. Approval would be expected in March, 2019 and construction to be achieved in the 2019/20 year. Plans, Consultants, etc. \$50,000
- Hyden Recreation Centre Extension Reserve Fund \$100,000
- Kondinin Recreation Centre Extension 18/19 funding \$260,000
- Kondinin and Hyden Town site Drainage Project (\$1.7M) loan funded (rate 4.01%pa) over twenty (20) years with annual loan repayments expected to be: \$125,000
- Purchase of an addition (4<sup>th</sup>) grader plumbed with GPS capability paid for (possibly in part) from Plant Replacement Reserve Fund \$350,000
- Replace two Shire utes \$40,000
- Kondinin Netball Resurfacing (total cost \$23,029) funded by \$7,676 DSR grant, \$670 Kondinin Netball Club, \$7,007 Community Grant to Club and Shire of Kondinin contribution: \$7,676
- Wave Rock Improvements:
  - Sealing of main Car Park & Hippo's Yawn C/Pk \$10,000
  - Boardwalk Construction \$?
  - Resealing portion of Wave Rock Road from Hippo's Yawn turnoff to East Hyden Bin Road \$10,000
- Trembath Park Improvements (Seating / Landscaping) \$20,000
- Coronation Park \$80,000
- Hyden Streetscape Improvements \$?
- Hyden Hall Facelift \$20,000
- Kondinin Artists Group Acquisition Prize \$7,500
- Karlgarin Centenary project \$20,000
- Karlgarin Club Roof Replacement- Shire contribution \$10,000
- 2018/19 Community Grants \$60,000
- Chalet at Kondinin Caravan Park \$100,000
- Plant Replacement Reserve Fund \$100,000
- Housing Reserve Fund \$50,000
- WSAHA Aged Housing – Council Contribution 18/19 \$200,000
- Toilets at KN & HY Cemeteries \$20,000
- Shade Facility – KN & HY Cemeteries \$20,000
- Shade Sails at KN Sports Club Children's Playground \$15,000
- Footpath Construction Kondinin \$50,000
- iPads/IT \$15,000
- Face Lift Kondinin Shire Office \$30,000
- Drone \$10,000
- Kondinin Medical Centre Computer \$5,000
- Town Entry Statements \$10,000
- Sports Grounds (KN & HY) Access Roads bitumen re-seals \$40,000
- Hyden Tennis Club Toilets etc. \$?
- Carport at KN Shire Office \$10,000
- Chairs/Hall \$5,000

- Resurface Karlgain Bowling Green  
TOTAL \$1,850,176 +

\$?

**STATUTORY ENVIRONMENT**

Local Government Act 1995

**POLICY IMPLICATION**

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

**FINANCIAL IMPLICATIONS**

Council is required under the Local Government Act 1995 to adopt a balanced budget each financial year.

**STRATEGIC IMPLICATIONS**

Nil

**VOTING REQUIREMENT**

Simple Majority

**RESOLUTION 3185**

Moved Cr James

Seconded Cr Browning

**THAT** Councillors give consideration to and advise the CEO of possible capital expenditure items for inclusion in the 2018/19 Budget.

CARRIED 8/0

UNCONFIRMED

**9.2 Manager of Planning and Development Report**

**9.2.1 Grants, Events and Projects Update**

**Grants Summary 2017 – 2018**

Project	Source of Funding	Grant Amount	Shire Contribution	Status / Comment
National Stronger Regions Fund (NSRF) – Yeerakine Lodge Extension	Regional Development Australia	\$600,000	\$171,902	<p><b>In Progress</b> – Project ACorp Construction was awarded the tender at the 19<sup>th</sup> July 2017 Council Meeting. Building Permit was issued on 8<sup>th</sup> August 2017. Deed of Agreement has been finalised with the Federal Government with the date to complete construction being July 2018. Progress Report #1 submitted on 28<sup>th</sup> April 2017; Progress Report #2 submitted on 28<sup>th</sup> July 2017 and Progress Report # 3 submitted on 30<sup>th</sup> November 2017. Next Progress Report is due on 27 April 2018 which requires 80% of the project to be completed and an event invitation sent to the Department of Infrastructure and Regional Development for the opening in August 2018. Work currently progressing on schedule with project 95% complete.</p>
Extension to Kondinin Community Recreation Centre	Department of Sport and Recreation (Community Sporting and Recreation Facilities Fund) & Wheatbelt Development Commission (Regional Grants Round)	\$100,000 (DSR) \$185,000 (WDC)	\$775,000	<p><b>In Progress</b> – Both Grant Applications submitted to the Northam Offices of the DSR and the WDC respectively on Friday 16<sup>th</sup> September 2016.                      KCRC has confirmed \$150,000 towards the project.                      DSR have confirmed \$100,000 towards the project.                      WDC have confirmed \$185,000 towards the project.</p> <p>Funding Agreements both been signed and submitted and regular progress reports to both grant authorities are being submitted. \$100,000 claims has been received by WDC on 2<sup>nd</sup> February 2018. 25% claim has been sent to DSR for payment. Up to date with grant milestones.</p> <p>Construction Drawings and associated documentation were certified with Certificate of Design Compliance on the 11<sup>th</sup> January 2018. Tender was advertised from 17<sup>th</sup> January to 16<sup>th</sup> February 2018 and reported to Special Meeting of Council on the 7<sup>th</sup> March 2018. At this Special Meeting ACorp Construction was awarded the tender to complete the works for \$1,172,764 and Council resolved to contribute a further \$390,000 towards the project with \$130,000 of this coming from cost savings in the 2017/2018 budget to cover the total cost of the project. Contract executed between Shire and ACorp Construction on 13<sup>th</sup> March 2018. All internal items removed from club at busy bee on 4<sup>th</sup> April 2018.                      Works to commence on 16<sup>th</sup> April 2018 as per schedule provided by A Corp.</p>



Wheatbelt South Aged Care Alliance	Building Better Regions (Federal) Fund  Regional Aged Accommodation Fund (Wheatbelt Development Commission)	TBA	Approximately \$80,000 per unit plus the cost of land value, site works, landscaping, etc.	<b>Submitted</b>  A joint application was submitted and prepared by the Shire of Wickepin as the lead agency to The Building Better Regions Fund which closed on 19 <sup>th</sup> December 2017. At the recommendation from the Wheatbelt Development Commission an additional grant was submitted for the Royalties for Regions Regional Aged Accommodation Fund on the 8 <sup>th</sup> March 2018 to seek funding for the Shires cash contributions towards this project.
Anzac Day 2018	Returned Services League / Lotterywest Grant	\$900	\$340	<b>Approved</b>  Anzac Day services being held in Hyden and Kondinin on 25 <sup>th</sup> April 2018.
Centenary of Armistice	Returned Services League / Lotterywest Grant	\$700 (TBC)	\$300	<b>Submitted</b>  Application Form was submitted on the 22 <sup>nd</sup> March 2018. Matter discussed at Council meeting on 21 <sup>st</sup> March 2018 where it was agreed that service be held at Kondinin Memorial Gardens and that school children from both Kondinin and Hyden be involved.
Kondinin Netball Courts Re-Surfacing	Department of Local Government, Sport and Cultural Industries – CSRFF Small Grant	\$7,676 (TBC)	\$14,683	<b>Submitted</b>  Application Form was submitted on 22 <sup>nd</sup> March 2018. Kondinin Netball Club also contributing \$670 to project and have also applied to Holden Home Ground Advantage Grant to cover contribution and some of the Shires.
<b>TOTAL</b>		<b>\$ 894,276</b>	<b>\$ 962,225</b>	

### Events Summary

Date	Event	Target Audience	Location and Status
<b>MARCH 2018</b>			
23 <sup>rd</sup> March	'Gourmet in the Garden' with chef Sophie Budd. This was really well received by the community and surrounds with 72 people attending which was the capacity amount. Sophie Budd has been booked in again for 22 <sup>nd</sup> March 2019 to do a similar event, this time with an Italian theme. A big thank you to all the volunteers who helped out.	All	Kondinin Community Garden
<b>APRIL 2018</b>			
23 <sup>rd</sup> April	Noongar Sports	All School Aged Children	Kondinin Sports Pavilion
25 <sup>th</sup> April	Anzac Day – Dawn Service at Yeerakine Rock and March and Gunfire Breakfast at Kondinin Memorial Garden and Town Hall	All	Yeerakine Rock and Kondinin Memorial Garden
25 <sup>th</sup> April	Anzac Day – Dawn Service at Hyden War Memorial and Breakfast at Hyden Bistro	All	Hyden War Memorial and Hyden Hotel Bistro
<b>MAY 2018</b>			
2 <sup>nd</sup> and 9 <sup>th</sup> May	Pottery Classes. To be run by Gladys Bennell as a joint project between Shire and Kondinin Arts Group	Adults	Kondinin Arts Centre

### Community Development Project Summary

Project	Status
Shire of Kondinin Community Grants	The Shire of Kondinin Community Grants are now open for applications of up to \$7,500 for local community groups, sporting groups and not-for-profit organisations. Applications close on the 4 <sup>th</sup> May 2018 and will be reported to Council at its Ordinary Meeting in May for consideration.

Kondinin Community Garden	ON GOING - Busy Bees being held at the end of each month. Entry signage, new gate and a money deposit box have been installed. Purchased outdoor drums for nature play area which is waiting to be installed. Shelters from Country Club have been donated to Community Garden as no longer needed and are being installed in the nature play area. Next Busy Bee to be confirmed.
Wave Rock Improvements	IN PROGRESS – Wave Rock Improvement Plan 2015 – 2018 was presented to the November 2017 Council Meeting providing an update on what has been completed to date. Working with Hyden Councillors and Works Manager and conducted various site visits. Discussions have been made with the Department of Parks and Wildlife and NRM who provided some options for grant funding sources. New bins have been installed around Wave Rock. Draft updated Wave Rock Improvement Plan 2018 – 2022 was tabled and discussed during Discussion Time at the Ordinary Meeting of Council on the 21 <sup>st</sup> March 2018. To be presented back to Council and factored into 2018/2019 budget.
Hyden Streetscape Project for 2022 Centenary	IN PROGRESS – Concept Plan adopted by Council at its Ordinary Meeting on the 20 <sup>th</sup> December 2017. More detailed Implementation Plan and Costings to be prepared in 2018 for consideration in 2018/2019 Budget. Drainage main priority to start with. Matter discussed at Hyden Have a Chat where it was discussed that signage and Coronation Park to be priorities in the 2018/2019 financial year.
Karlgarin Streetscape Project for 2020 Centenary	IN PROGRESS - Meeting held with Karlgarin Progress Association secretary on 15 <sup>th</sup> December 2016 to discuss ideas for the centenary, including pioneer wall opposite the former shop and story boards. CEO and Manager of Planning and Development attended Karlgarin Progress Meeting on 22 <sup>nd</sup> February 2017 in which this project was discussed in detail. Various ideas were discussed and it was agreed that a sub-committee be created to progress the matter. Sub-Committee met on 7 <sup>th</sup> September 2017 at Karlgarin gazebo. Productive ideas discussed which are being followed up on. Key ideas: information boards on the gazebo; and artistic centre piece to be installed next to the gazebo. Currently looking at artist to engage to complete this latter idea. The running of the day was also discussed to be held on the long weekend in October 2020. Artist Impressions have been received from Forever Shining for a 'giant gilgie'. Quotations currently being sourced. Meeting scheduled for 27 <sup>th</sup> April 2018.
Roe Tourism	ON GOING – New website <a href="http://www.roetourism.com.au/">http://www.roetourism.com.au/</a> is now live to promote Roe Tourism. Matter of free passes to Wave Rock was discussed at 19 <sup>th</sup> February Roe Tourism Meeting and supported. Waiting on minutes of this meeting to progress matter. Looking also to update Pathways to Wave Rock Brochure to tie in with new branding on website and to update information.
New Entrance Signage at Shire Boundaries	IN PROGRESS - Working with Shire's Works Manager and Cr Butler to complete and install new signage on the Shire's boundary and remove outdated signage to streamline across Shire. Working with individual communities of Hyden, Karlgarin and Kondinin for personalised entrance signage to towns. To be progressed in 2018.
New Signage at Kondinin Lake	The Natural Resource Management – Wheatbelt (NRM) undertook a school excursion to the Kondinin Lake with Kondinin Primary School students on 9 <sup>th</sup> March 2018. Following this the NRM have advised the Shire that they would assist and contribute financially to a sign out at the Lake to provide information on the local history, geology, flora and fauna and recreation pursuits at the Lake. The Shire in collaboration with community members is currently compiling information to be incorporated into the new signage.

### **Town Planning Projects and Matters Update**

<b>Project</b>	<b>Status</b>
Local Planning Policy No.3 – Sea Containers	Draft Local Planning Policy No. was presented to the Ordinary Meeting of Council on the 14 <sup>th</sup> February 2018, where Council endorsed to advertise the Policy. Advertising closed on the 21 <sup>st</sup> March 2018 and no submissions were received. Matter reported to April 2018 Council Meeting for final adoption.
Local Planning Policy No.4 – Signs and Advertising	Draft Local Planning Policy No. was presented to the Ordinary Meeting of Council on the 14 <sup>th</sup> February 2018, where Council endorsed to advertise the Policy. Advertising closed on the 21 <sup>st</sup> March 2018 and no submissions were received. Matter reported to April 2018 Council Meeting for final adoption.

#### **RESOLUTION 3186**

**Moved Cr Butler**

**Seconded Cr James**

**That Council Receive the Manager Planning and Development's update on Grants, Events and Projects;**

**CARRIED 8/0**

## 9.2.2 Local Planning Policy No.3 Relating to Sea Containers - Final Adoption

**Applicant:** Shire of Kondinin  
**Author:** Manager Planning and Development  
**Date:** 9<sup>th</sup> April 2018  
**Disclosure of Interest:** Nil  
**Attachments:** Final Local Planning Policy No. 3 – Sea Containers

### Overview

The Council at its Ordinary Meeting held on 14<sup>th</sup> February 2018 considered an item relating to the advertising of a new Local Planning Policy No.3 relating to Sea Containers. At this meeting Council resolved to advertise the draft Policy for public comment prior to being reported back to Council for final adoption.

The Policy was advertised for a period of 21 days closing on the 21<sup>st</sup> March 2018 during which time no submissions were received.

Based on this, it is recommended that Council proceed with the new Local Planning Policy No.3 relating to Sea Containers without modifications.

### Summary

In light of the above, it is recommended that the Council resolved to adopt the new Local Planning Policy No.3 relating to Sea Containers without modifications.

### Statutory Environment

Planning and Development (Local Planning Schemes) Regulations 2015 Schedule 2

### Policy Implications

Nil

### Financial Implications

Sufficient funds are allocated in the 2017/2018 budget towards town planning matters.

### Strategic Implications

The following extract from the Shire's Community Strategic Plan 2016 – 2026 supports this matter.

#### ***'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*

*1.1.2 Encourage greater housing diversity and standards that meets the needs of a broader demographic profile.'*

### Voting Requirement

Simple Majority

### RESOLUTION 3187

Moved Cr Lynch

Seconded Cr Mouritz

That Council adopts and proceeds with the Local Planning Policy No.3 relating to Sea Containers as shown in the Attachment to this report without modifications pursuant to Schedule 2 cl.3 of the deemed provisions set out in the *Planning and Development (Local Planning Schemes) Regulations 2015*

CARRIED 8/0

## 9.2.3 Local Planning Policy No.4 Relating to Signs and Advertising- Approval to Advertise Policy

**Applicant:** Shire of Kondinin  
**Author:** Manager Planning and Development  
**Date:** 9<sup>th</sup> April 2018  
**Disclosure of Interest:** Nil  
**Attachments:** Final Local Planning Policy No. 4 – Signs and Advertising

## Overview

The Council at its Ordinary Meeting held on 14<sup>th</sup> February 2018 considered an item relating to the advertising of a new Local Planning Policy No.4 relating to Signs and Advertising. At this meeting Council resolved to advertise the draft Policy for public comment prior to being reported back to Council for final adoption.

The Policy was advertised for a period of 21 days closing on the 21<sup>st</sup> March 2018 during which time no submissions were received.

Based on this, it is recommended that Council proceed with the new Local Planning Policy No.4 relating to Signs and Advertising without modifications.

## Summary

In light of the above, it is recommended that the Council resolved to adopt the new Local Planning Policy No.4 relating to Signs and Advertising without modifications.

## Statutory Environment

Planning and Development (Local Planning Schemes) Regulations 2015 Schedule 2

## Policy Implications

Nil

## Financial Implications

Sufficient funds are allocated in the 2017/2018 budget towards town planning matters.

## Strategic Implications

The following extract from the Shire's Community Strategic Plan 2016 – 2026 supports this matter.

### ***'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*

*1.1.2 Encourage greater housing diversity and standards that meets the needs of a broader demographic profile.'*

## Voting Requirement

Simple Majority

## RESOLUTION 3188

Moved Cr Jones

Seconded Cr Browning

That Council adopts and proceeds with the Local Planning Policy No.4 relating to Signs and Advertising as shown in the Attachment to this report without modifications pursuant to Schedule 2 cl.3 of the deemed provisions set out in the *Planning and Development (Local Planning Schemes) Regulations 2015*

CARRIED 8/0

## 9.3 CHIEF EXECUTIVE OFFICER'S REPORT

### 9.3.1 Chalk Hill West Road

**Applicant:** Shire of Kondinin

**Author:** CEO

**Date:** 10 April, 2018

**Disclosure of Interest:** Cr James declared an Interest in this Agenda item.

## SUMMARY / COMMENT:

A letter from Stephen James and Trevor Hinck, received 16 March, 2018, requested that the Shire re-sheet Chalk Hill West Road and bitumen seal the 500 metre section near Stephen James house to suppress the dust problem. In 2015 Council gave approval for Trevor Hinck to expand his cattle feedlot operation to

10,000 cattle per year. These two businesses employ between 16 – 20 people and generate a large volume of road train and other traffic servicing the feedlot and grain carting, etc. activity. Both the Hincks and the James have advised that they are willing to contribute financially to the cost of the road works proposed.

This matter was discussed by Council following a site inspection of the road prior to the Shire's March 2018 Council meeting. Concern was expressed regarding possibly setting a precedent and views differed on the appropriateness of a financial contribution by the ratepayers in respect of improvements to what is a Shire asset. Council instructed administration to investigate the matter and report to Council at its April, 2018 meeting.

In considering this matter it is important to note that in December, 2009 Council gave approval to a cattle feedlot expansion application (to 5,000 animals) from KM & JK Fotheringhame where conditions were imposed by Council as part of the town planning development application, as recommended by Council's town planning consultants at the time. One condition (5) was:

*Upgrading of the surrounding and/or nearby road network as a result of the additional traffic movements generated by the feedlot is to be undertaken at the feedlot operator's cost and to the satisfaction of the Shire of Kondinin. [With reference to condition no.5, it is recommended that the feedlot operator negotiates with the Shire to determine the required road upgrades (if any)].*

The Fotheringhame's objected to some of the conditions including the one above. At the Council's February, 2010 meeting it was reported in respect of the above condition that:

**Condition No.5**

*This condition enables the Shire to require the feedlot operator to upgrade the surrounding local road network to a suitable standard if the feedlot generates a volume of vehicle movements that requires upgrades to the road network.*

*At the time of applying for approval the applicant did not provide details as to potential traffic volumes associated with the feedlot therefore the condition was imposed as a precautionary measure.*

*It is acknowledged from additional information recently provided by the applicants that the feedlot will only generate approximately two (2) to eight (8) truck movements per week and that this volume of traffic is unlikely to generate a need for any upgrades to the existing surrounding local road network. However, in the event that the traffic movements associated with the feedlot substantially increase in the future to a point where the local roads require upgrading, this condition enables the Council to require the feedlot operator to upgrade those roads to a suitable standard at their own cost. This is considered to be a fair and reasonable approach to dealing with this potential issue and helps to ensure that the Shire's ratepayers do not bear the cost of maintaining roads that are unreasonably and detrimentally affected by a commercial operation.*

**Conclusion**

*Having regard for the comments provided above it is concluded that the conditions imposed by the Shire on the planning approval issued in respect of the application for the proposed expansion of the Cattle feedlot on Lot 1322 Pederah West Road, Karlgarin are suitable and reasonable and should therefore be re-affirmed by Council.*

Council Resolution at that meeting, in considering the objection, is as follows:

**RESOLUTION No: 1202**

**Moved Cr Meeking**

**Second Cr Stanes**

**That Council advise Mr Todd Fotheringhame and the applicants KM & JK Fotheringhame as follows:**

- i) That the conditions imposed by the Shire of Kondinin on the planning approval issued on 18 December 2009 for the proposed expansion of the existing cattle feedlot on Lot 1322 Pederah West Road, Karlgarin are considered suitable and reasonable; and**

**ii) That Council re-affirms those conditions and is not prepared to modify and/or delete them.  
CARRIED 7:2**

I believe it very relevant that in considering the request of the Hincks and James' that Council take into account the above decision and the precedent that it sets. In the Council's decision to approve the Hinck cattle feedlot expansion town planning development application, no condition regarding the upkeep of roads in the area was mentioned or imposed.

Traffic Count Data will be tabled at the council meeting.

#### **STATUTORY ENVIRONMENT**

Local Government Act 1995, Town Planning & Development Act.

#### **POLICY IMPLICATION**

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

#### **FINANCIAL IMPLICATIONS**

Nil

#### **STRATEGIC IMPLICATIONS**

Nil

#### **DECLARATION OF INTEREST**

#### **RESOLUTION 3189**

**Moved Cr Mouritz**

**Seconded Cr Browning**

**THAT Cr James in declaring an interest in this agenda item due to Mr Steven James being a relative, not vote on the matter but be permitted to speak on the item.**

**CARRIED 7/0**

Cr Smoker advised the meeting that as the road was a Shire asset, he believed it not appropriate that Messrs James and Hinck contribute financially towards the road improvement, but rather the cost be met entirely by the Shire.

It was agreed that administration investigate the legality of a ratepayer financially contributing towards road works in the absence of a town planning development approval condition requiring such contribution as a result of increased traffic volumes associated with the business (feedlot) undertaken.

#### **RESOLUTION 3190**

**Moved Cr Mouritz**

**Seconded Cr Browning**

**THAT Council make provision of \$60,000 in its 2018/19 budget to gravel sheet three (3) kilometres of Chalk Hill West Road and \$20,000 to bitumen (2 coat) seal 500 metres of the section in front of the James residence, on the proviso that T. Hinck and S. James jointly contribute the cost of the bitumen seal (\$20,000).**

**CARRIED 4/3**

**Councillor Smoker wished to be recorded as voting against the above motion.**

### **9.3.2 Wheatbelt Region Parks and Reserves Draft Management Plan**

**Applicant:** Shire of Kondinin  
**Author:** CEO  
**Date:** 10 April, 2018  
**Disclosure of Interest:** Nil

#### **SUMMARY / COMMENT:**

Parks and Wildlife as part of the Department of Biodiversity, Conservation and Attractions (DBCA) is preparing a draft management plan for DBCA managed lands in the Wheatbelt Region on behalf of the



Conservation and Parks Commission in accordance with the Conservation and Land Management Act 1984 (CALM Act).

The Kondinin Lake Nature Reserve A22519 was gazetted on 23 December, 1977 to be vested in and held by the Commission and the Shire of Kondinin under Section 33 of the Land Act 1933. As a joint responsible body under Section 53 of the CALM Act, the Shire is required to endorse the draft management plan for the reserve prepared by DBCA.

DBCA therefore seeks the Shire's endorsement of the Wheatbelt Region Parks and Reserves Draft Management Plan, which is a CALM Act management Plan for all DBCA managed lands in the Wheatbelt Region and would apply to the Kondinin Lake Nature Reserve. The draft management plan will then be released for a minimum two month public submissions period before being finalised. The final management plan will guide the management of Wheatbelt reserves for 10 years.

An on-line link to the draft management plan has been emailed to all Councillors for their information.

Greg Durell, Regional Manager of Parks and Wildlife based in Narrogin, attended the Council meeting at 3.30pm and discussed various aspects of the draft Management Plan. Council expressed its thanks to Mr Durell for his informative address.

#### **STATUTORY ENVIRONMENT**

Local Government Act 1995; Conservation and Land Management Act 1984 (CALM Act); Land Act 1933

#### **POLICY IMPLICATION**

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

#### **FINANCIAL IMPLICATIONS**

Nil

#### **STRATEGIC IMPLICATIONS**

The Shire's strategic vision and objectives are consistent with the DBCA's Vision detailed in the draft management plan as follows:

*'The unique natural and cultural heritage and community values of the Wheatbelt Region are conserved and enhanced for present and future generations'*

#### **VOTING REQUIREMENT**

Simple Majority

#### **RESOLUTION 3191**

Moved Cr Jones

Seconded Cr Lynch

**THAT Council support and agree with the contents of the draft management plan for lands managed by the Department of Biodiversity, Conservation and Attractions in the Wheatbelt region in respect of the jointly vested, (Conservation and Parks Commission and the Shire of Kondinin), Kondinin Lake Nature Reserve A22519.**

**CARRIED 8/0**

#### **9.3.3 Aboriginal Heritage Act 1972 Review**

**Name of Applicant:** Shire of Kondinin

**Author:** CEO

**Declaration of Interest:** Nil

**Date:** 14 March, 2018

#### **BACKGROUND / COMMENT:**

The Minister for Aboriginal Affairs, the Hon. Ben Wyatt MLA, has announced an Aboriginal Heritage Act 1972 review aimed at delivering modern legislation that operates in a way the meets the needs of all stakeholders. The Director General of the Department of Planning, Lands and Heritage has advised that the

new legislation must also be respectful of Aboriginal people and ensure that their heritage is recognised, protected and celebrated by all Western Australians today and for generations to come.

The review is a priority of the State Government and it aims to have amended legislation passed by both houses of Parliament by the end of 2020. The first phase is the current release of a Consultation Paper (tabled) which consists of questions on key aspects of the Act to help identify the main issues, any gaps in the legislation, and ideas on what modernised legislation should set out to do and how it should operate in the interests of all stakeholders. The Department of Planning, Lands and Heritage will be holding a series of workshops designed for Aboriginal people in each region to provide them with a culturally appropriate forum to have their say in the review. All other stakeholders will be provided with opportunities through broader workshops to be held in key locations and in Perth. The dates and locations of workshops can be found on the review's web page [www.daa.wa.gov.au](http://www.daa.wa.gov.au)

In addition to the workshops, submissions can be made by completing an online survey, writing a submission or sending an email, which details are shown on the web page above. The closing date for submissions for this first phase of the consultation process is Friday 1 June 2018.

#### **STATUTORY ENVIRONMENT**

Aboriginal Heritage Act 1972

#### **POLICY IMPLICATION**

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

#### **FINANCIAL IMPLICATIONS**

Nil

#### **STRATEGIC IMPLICATIONS**

The outcome of this legislation review may have future effect on matters under the Shire of Kondinin's jurisdiction.

#### **VOTING REQUIREMENT**

Simple Majority

#### **RESOLUTION 3192**

Moved Cr Butler

Seconded Cr Lynch

**THAT the Council review and monitor progress of the state government's review of the Aboriginal Heritage Act 1972.**

**CARRIED 8/0**

#### **9.3.4 Resignation as Chief Executive Officer, Shire of Kondinin**

**Name of Applicant:** Shire of Kondinin

**Author:** CEO

**Declaration of Interest:** Nil

**Date:** 10 April, 2018

#### **BACKGROUND / COMMENT:**

As Councillors are aware I resigned in September, 2017 due to my pending retirement, giving a seven month notice period, with my last day of work as CEO being Friday 27 April 2018.

I would like to express my sincere appreciation to the Shire of Kondinin for the privilege of working as its CEO over the past five years. I would particularly like to extend my thanks to Cr Allen Smoker, who was Shire President for most of my five year tenure, for his support and the excellent way he performed his duties as Shire President. Allen's ability to create a stable, efficient, professional and supportive culture within the local government is in my estimation second to no other Shire President, Mayor or Lord Mayor that I have worked with over my many years in local government.

I believe that with the valued assistance of my administration and the support of Council we have achieved a significantly improved financial health and sustainable position of the Shire of Kondinin, as well as developing and fostering a professional and efficient administration team. Many valuable community projects and infrastructure have been achieved for the betterment of our communities over the past five year period and I am pleased to have played a part in those achievements.

The communities within the Shire of Kondinin have a very strong sense of community which is enhanced by the many community projects and sporting activities undertaken. As the Shire of Kondinin moves into the future, I wish the Shire every success in its endeavours.

**STATUTORY ENVIRONMENT**

Local Government Act, 1995

**POLICY IMPLICATION**

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

**FINANCIAL IMPLICATIONS**

Nil

**STRATEGIC IMPLICATIONS**

Nil

**VOTING REQUIREMENT**

Simple majority

**RESOLUTION 3193**

Moved Cr Browning

Seconded Cr Butler

THAT the CEO's report be received.

**CARRIED**

**9.3.5 Special Meeting – Appointment of Acting CEO**

**Name of Applicant:** Shire of Kondinin

**Author:** CEO

**Declaration of Interest:** DCEO Alan George declared an interest in this item and did not participate in the item discussion.

**Date:** 14 March, 2018

**BACKGROUND / COMMENT:**

Shire President, Cr Sue Meeking, following the Special Meeting of Council held on 5 April 2018, has advised that through her consultation with the governance section of WALGA in preparing the minutes of that Special Meeting, the mover and seconder was not obtained of the motion to appoint Alan George as Acting CEO from when I (John Read) leave and when Mia Dohnt the new CEO commences. The motion therefore lapses and according to WALGA does not constitute a Resolution required.

I therefore present this motion again as a recommendation for Council to adopt.

**STATUTORY ENVIRONMENT**

Local Government Act, 1995

**POLICY IMPLICATION**

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

**FINANCIAL IMPLICATIONS**

Nil

**STRATEGIC IMPLICATIONS**

Nil

**VOTING REQUIREMENT**

Absolute Majority

**RESOLUTION 3194****Moved Cr Lynch****Seconded Cr Mouritz****THAT Council**

1. *Appoint Alan George as Acting Chief Executive Officer of the Shire of Kondinin from 28/4/2018 until the commencement of the appointed CEO candidate Mrs Mia Dohnt;*
2. *Is satisfied Alan George is suitably qualified for the position of Acting Chief Executive Officer and is satisfied with the contract of employment; and*
3. *Adopt the Confidential Schedule detailing the remuneration arrangements negotiated for the position of Acting Chief Executive Officer that are in accordance with the Salaries and Allowances Tribunal's Band 4 determination \$188,666.89 per annum pro rata.*

**CARRIED 6/2  
Absolute Majority****9.3.6 Deputy CEO – Employment Contract**

**Name of Applicant:** Shire of Kondinin  
**Author:** CEO  
**Declaration of Interest:** Nil  
**Date:** 10 April, 2018

**BACKGROUND / COMMENT:**

Alan George, DCEO's employment contract expires in September, 2018. Alan's contract was extended in March, 2013 for a five year period from September 2013 until September, 2018 by the previous CEO, Peter Webster. Under Alan's contract a decision to extend or not extend the contract is required six months prior to the contract expiry. A decision is therefore required on this matter.

Alan has requested a three year extension to September 2021.

I believe it appropriate that the new CEO, in determining the structure of the organisation, make the decision in consultation with Council regarding the DCEO position. To allow sufficient time for the new CEO to assess the situation, I suggest at this point in time that the current contract extension be renewed for a relatively short period and therefore recommend that the Deputy CEO's employment contract expiring in September, 2018 be extended for a six month period to March, 2019.

**STATUTORY ENVIRONMENT**

Local Government Act, 1995

**POLICY IMPLICATION**

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

**FINANCIAL IMPLICATIONS**

Nil

**STRATEGIC IMPLICATIONS**

Nil

**VOTING REQUIREMENT**

Simple majority

Mr Alan George left the meeting while this item was discussed and determined.

Council agreed that the matter of the DCEO's contract be determined by the Shire's CEO and commended Mr Read for allowing the new CEO, Mrs Dohnt the opportunity to determine any contract extension pst March, 2019.

**FOR INFORMATION ONLY**

### 9.3.7 MRWA & DOT changes to Agricultural Vehicles due to their Heavy Vehicle Status

**Name of Applicant:** Shire of Kondinin  
**Author:** ESTO  
**Declaration of Interest:** Nil  
**Date:** 12 April, 2018

#### BACKGROUND / COMMENT:

At the request of Cr James a report has been compiled with respect to the comment that new impractical legislation has been introduced by Main Roads WA (MRWA) limiting the options of farmers towing Agricultural Implements.

As can be seen in Attachment 1 (Agricultural Vehicle Pilot and Permit Requirements), page 3 the towing of agricultural machinery over 4.5m wide now requires 2 agricultural pilots and is not to be for journeys greater than 100km. This change to 100km is due to the definition of an Agricultural Pilot who is not required to be accredited but must comply with the following conditions from the ROAD TRAFFIC (VEHICLES) ACT 2012, ROAD TRAFFIC (VEHICLES) REGULATIONS 2014, Heavy Vehicle Agricultural Pilot Authorisation 2017:

- (a) A driver of a pilot vehicle should only accompany an oversize agricultural vehicle on a local government road. A State road may be driven on, only for the shortest distance necessary to access the nearest appropriate local government road.
- (b) A driver of a pilot vehicle must ensure that for any single movement of an oversize agricultural vehicle that the total distance travelled from the point of origin until the destination is no greater than 100 kilometres.
- (c) A driver of a pilot vehicle must comply with the requirements specified in the Oversize Vehicle and Pilot Vehicle Requirements document, available under the Heavy Vehicles section of the Main Roads website.
- (d) A driver of a pilot vehicle must not accompany an agricultural vehicle exceeding 6 metres in width and/or 40 metres in length.
- (e) The number of pilot vehicles required to facilitate the movement of an oversize agricultural vehicle must be in accordance with the following tables.

MRWA and DOT have recently introduced an Agricultural Exemption Notice that can be seen in Attachment 2 upon which MRWA has the following to say on their website:

#### *Agricultural Machines Exemption Notice*

*Main Roads WA and Department of Transport have launched a Class 1 RAV Agricultural Machine Notice, allowing applicable agricultural machines to operate on the road without the need to obtain a permit. Over the years significant numbers of agricultural machines have operated on the roads without the required MRWA permits, leaving operators exposed to potential prosecution.*

Particular attention is brought to section 10 on page 12 of Attachment 2 (Agricultural Machine Operating Conditions) stating the following with respect to towing:

*An Agricultural Machine must not:*

- (a) tow a trailer or any other vehicle;
- (b) carry a load, unless the load is equipment that is necessary for the operation of the machine.

This means that for heavier Agricultural vehicles, such as tractors with double rear tyres (exceeding 9t front and 12t rear), they are not permitted under this exemption to tow anything behind the vehicle. Agricultural vehicles smaller and lighter than the dimensions listed in Attachment 2 can still tow Seeders, Scarifiers etc (below 9t) on road as long as the towing vehicle is registered or under a DOT permit. This explains why the Department of Transport introduced the requirement of declaring axle weights when licensing new agricultural vehicles.

Clarification is still being sought from MRWA whether a dedicated pilot vehicle escorting a Self-Propelled Header can tow a comb under these changes.

#### FOR INFORMATION ONLY

### 9.3.8 CEO's General and Project Status Report

#### 1) Staff Matters

I extend a warm welcome to the new CEO Mia Dohnt and wish her every success in the position. The Shire continues to have a very stable workforce.

## **2) The Humps Standpipe Upgrade (nee King Rocks Dam Upgrade) – Department of Water**

**December 2017** – The Deed of Agreement has been executed. The tank has been ordered and the pipe installation commenced.

**January 2018** – The Tank and Standpipe Controller have been delivered to the Shire.

**March 2018** - The tank and 95% of the pipeline has been installed. The Water Corporation is to complete the connection to the dam, install RPZ backflow device and the Shire supplied pump. Once this is completed the Standpipe controller will be installed and the final pipe connections made.

**April 2018** – Still waiting on the Water Corp to complete their works.

## **3) Aged Housing**

**October 2017** – A Corp is making excellent progress in the construction of Yeerakine Lodge extension project. Brickwork is complete. Roofing construction has commenced. First progress payment has been made.

**November 2017** – the roof has been completed and plumbing work has commenced. The electrical prelay is next closely followed by the installation of the gyprock walls. A problem has surfaced with the installation of the hot water ring main as the plans show that the existing ring main was of a larger size than was actually originally installed. This problem has been addressed by the hydraulic engineer with appropriate action being taken to solve the problem. This may result in a slight variation to cost. The second progress payment has been paid.

**December 2017** – Work continues to carry on with the gyprock installed, tiling and painting have also commenced. Works will wind down over the Christmas period. Construction continues to be on schedule.

**February, 2018** – Excellent progress is being made by ACorp with completion expected one month ahead of schedule.

**March 2018** – The building is nearing completion with the carpets being laid and final painting and electrics being carried out. A site meeting was held with representatives from the Yeerakine Lodge Committee, shire administration staff and a landscaper to plan the landscaping, fencing and brick paving to complete the works.

**April 2018** – The building is now completed except for the landscaping, fencing and brick paving. A plan and quote for the remaining works is currently being worked on in conjunction with the Yeerakine Lodge committee and Reality Landscaping.

## **4) Independent Living Units**

**February, 2018** – The Wheatbelt South Aged Housing Alliance (WSAHA) is currently awaiting the outcome of its grant funding application with the federal government's Building Better Regions Fund (BBRF). The Shire of Kondinin component of this application involves two units at Westcourt in Kondinin and two units at Whispering Gums in Hyden. If successful, provision will need to be made in the 2018/19 and 2019/20 Shire budgets covering the Shire's required financial and in-kind contribution towards construction of these four units. The state government has recently advised the Alliance that the Wheatbelt Development Commission (WDC) has some \$20 million grant funds available for aged housing with applications now open. The Alliance is currently considering applying for grant funding from this source as a backup if we are not successful with the BBRF. However the LGA's financial contribution is expected to be higher compared to that required under the BBRF. Both the Hyden Whispering Gums and the Kondinin Westcourt Committee's have advised that they would be keen to have additional housing units constructed over and above the current number proposed.

**March, 2018** – WSAHA member Councils have determined that the grant funding application to the WDC will be in respect of covering respective local governments contributions towards the BBRF grant, if successful.

**April, 2018** – We now await the outcome of both grant applications with the BBRF and WDC.

## **5) Staff Housing Construction– Repacholi Parade, Kondinin**

**February, 2017** - The Shire has completed the site sand pad and Kondinin Building Services (KBS) has commenced marking out the lot and security fencing it ready for construction commencement.

**March, 2017** – Progress by KBS over the past month has been very little and slow due to KBS undertaking long overdue work at Kondinin IGA.

**April, 2017** – Kondinin Building Services (KBS) have laid the concrete pad for the residence.

**May, 2017** – KBS have commenced erecting the upright timber frames to the concrete pad.

**June, 2017** – KBS have completed the window and door frames.

**July, 2017** – KBS have completed brickwork. Progress is satisfactory although a late start has caused the whole program to be approximately 8 weeks behind.

**August, 2017** – Good progress is being made by KBS with roof timbers installation almost complete. Doug Davey has advised that as he has accepted a full time MOW's position with Meekatharra Shire he cannot act as Project Manager for this project. The CEO has been monitoring and project managing this project in Doug's absence and will continue to do so until project completion.

**September, 2017** – Roof timber construction is almost complete and we now await the colour bond roof installation.

**October, 2017** – Slow progress has been made over the past three months. Still waiting on roof / ceiling timber construction completion. According to the work schedule, work is 30% - 40% complete currently, after some nine months since commencement.

**November, 2017** – Good progress (51% complete) has been made in the last month with roof cover and internal wall lining and insulation completed, moving into undertaking internal fixing, joinery and cabinets.

**December, 2017** – Steady progress continues to be made with glass windows installed, retaining wall constructed and internal walls, ceilings, bathroom areas, etc. well underway.

**February, 2018** – The project is now 72% complete with the septic tank and leach drain concrete works on site and shortly to be installed.

**March, 2018** – Disappointingly, virtually no progress has been made on this housing construction project by KBS over the past one month. The septic tank and leach drain concrete works has still not been installed.

**April, 2018** – Virtually no progress has been made on this building project apart from leach drain installation.

#### **6) Hyden Men's Shed & Hyden Bower Birds**

**February, 2018** – Cr Lynch has brought my attention to a proposal by the Hyden Progress Association that the land where the Hyden Bower Birds shop run by the Hyden Lions Club and the Hyden Men's Shed are located be purchased from the private land owner Sheenagh Collins for \$90,000. It has been suggested that the purchase be made up of \$30,000 contributed each by the Shire, Hyden Progress and possibly Hyden Lions. It is unclear whose name is to appear on the title deed and this needs to be determined.

The Shire awaits a formal proposal from the Progress Association and the Lions Club so that the matter can be formally considered by Council.

**March/April, 2018** - No advice/proposal has been received by the Shire to date.

#### **7) Kondinin Community Sports and Recreation Club Extension Project**

**March, 2018** - Following the appointment of ACORP Construction as builders of the extension project, Tim Matthew, ACORP Director, has attended a meeting with Shire administration and KCRC to discuss the planning and implementation of the construction program.

**April, 2018** – All is in readiness for construction commencement. Steel roof trusses have been ordered by ACORP and after their manufacture, are due to be on site in 6-8 weeks.

#### **RESOLUTION 3195**

**Moved Cr Browning**

**Seconded Cr Smoker**

**THAT the CEO's General and Project Status Report be received.**

**CARRIED 8/0**

#### **9.4 MANAGER OF WORKS**

## **9.4.1 GENERAL**

### **Construction Crew**

Our Construction Crew will be starting on the last three construction jobs of the year around the 23<sup>rd</sup> of April, which includes R2R work on Narembeen South, Gibson and Spur Roads. This should round out the year nicely.

Early in the next financial year we will complete the remainder of the WANDRAA Flood Damage which includes Tolland, Karlgarin East and Pederah Roads.

The reason for the delays in these works has been the lack of payments coming forward from the powers that be, however we hope to be paid in full for works completed by the end of the financial year, which will give Vince a little cash boost so we can do what we do best and fix more roads.

As Council are aware we have had our trucks, hire loader and grader on Brookton Highway, and for the past 12 days we have had our loader on this work as well. We will be finished with the trucks and loader on 14<sup>th</sup> of April. Our Grader and Hire Loader will remain on until around the 30<sup>th</sup> April.

We have also been asked by the Lake Grace Shire to carry out their final trim works on the Holt Rock South Rd which is expected to take 6 – 7 Days. The equipment used is a Grader, smooth drum, Multi and Water truck. This work is not being done at cost.

### **Plant Repairs**

KN 64 Grader – 2000hr service

Minor Repairs to Toro mower

KN 2106 Trailer – Replace Brake Booster

KN 77 Prime Mowers – Repair Wiring Rear Tail Lights

KN 123 Backhoe – Replace Tail lights and repair burnt out wiring

The new float is now only 2 weeks away

### **Maintenance**

Some General Road Maintenance has occurred, however due to commitments to Lake Grace I have had to utilise Doc at different times.

In saying this most roads are in reasonable condition and will hopefully receive a winter grade in the near future.

We have responded to some requests and I would reiterate if Council have had any request for grading please pass on so we can deal with it.

Upon request last council meeting please note we have undertaken works at Glen Gerrard's on Chalk Hill West Road.

### **Parks and Gardens**

General maintenance is being undertaken around towns and is becoming more routine after the storm.

### **General**

Since my appointment as Manager of Works one of my observations is that Council is a grader short for its needs with respect to construction and maintenance programs.

As an example Council have 1,188km of unsealed road. To winter grade this, the grader will need to travel an average distance of 6km to grade a 1km stretch of road and 4km to grade a 1km section in summer. This equates to around 12,000km.

I firmly believe the biggest asset to maintain Council's road network is graders and would put to Council to consider the purchase of a new grader to join the existing fleet of 3 Graders.

Benefits to Consider



- Better Maintenance of Councils road network and better satisfaction to the rate payer
- To take better advantage of moisture during winter months
- Allow the construction program to continue without taking away from maintenance
- The ability to take on contract works without disrupting our own program
- Money available in Plant Replacement

I have discussed this with John and Allen and they may wish to add to this from our discussions. It must be remembered I'm only asking for Council to consider the proposal at this point and would be more than happy to discuss at the May meeting if it gets past first base.

As a budget figure you are looking around \$145,000 – \$160,000 for a grader.

### **Staff**

Gary Valenta is back at work, however he still requires Physio twice a week until at least the 3<sup>rd</sup> of June

### **9.4.2 PLANT REPORT**

Rego	Make	User	Year	Begin Hrs/Km	Finish Hrs/Km	Comments
0 KN	Toyota - Prado	CEO	2018	1,041	7,005	
KN 0	Holden Trailblazer	DCEO	2016	38,680	43,016	
KN 04	Subaru Outback	MOF	2017	27,595	33,200	
KN 49	Toyota - Prado	MOW	2018	6,908	17,852	
KN 52	Subaru Forester	Doctor	2016			
KN 54	Subaru Forester	OFFICE	2016	38,129	43,817	
KN 51	Holden Rodeo - Dual Cab	Mick Pratzky	2017	655	6,826	
KN 55	Colorado	Brian Lucas	2013	107,721	113,350	
KN 56	Toyota Hilux	P&G Kondinin	2017	388	5,951	
KN 58	Prime Mover	Paul Chambers	2016	60,059	69,277	
KN 62	Prime Mover	Vacant	2016	41,815	52,558	
KN 77	Prime Mover	Eric Krakour	2016	51,874	53,910	
KN 61	Nissan Navara Single Cab	Dave Halliday	2013	105,805	111,096	
KN 57	Isuzu - Tray Top - Mtce Truck		2015	76,455	78,923	
KN 60	Isuzu - Tray Top - Dual Cab		2016	67,839	74,154	
KN 89	Isuzu - Tray Top - Dual Cab		2016	29,570	33,583	
KN 63	Isuzu - Tray Top	David Symcox	2017	3,800	5,093	
KN 73	Isuzu - Tray Top	Kondinin	2011	156,578	159,653	
KN 64	John Deere 670G - Grader	Gary Valenta	20156	1688	2091	
KN 65	John Deere 670G - Grader	Brian Lucas	2011	7,068	7,335	
KN 66	John Deere 670G - Grader	Dave Halliday	2013	6,899	7,040	
KN 67	Volvo L90F - Loader		2012	5,061	5,021	
KN 68	Volvo - Loader		1998	11,527	11,589	
KN 69	Massey Ferguson-Tractor	David Symcox	1999	1,907	3,685	
KN 70	Case - Tractor	Kondinin	2003	1,903	1,912	
KN 71	John Deere - Backhoe		1992			
KN3031	Toro - Ride on Mower	Reel Mower	2015	2921		
KN72	Bomag - Road Roller	Construction	2015	1356	1389	
KN78	Hamm - Vibe Road Roller		2017	60	158	
KN 76	Toro - Ride on Mower	Kondinin/Hyden	2009	2,201	2,241	

KN123	JCB Backhoe	Kondinin	2014	1290	1440	
KN 112	John Deere - Ride on Mower	Kondinin	2006	1,192	1,198	
KN 79	Toyota - Community Bus		2008	130,297	131,434	
KN 59	Water Truck	Joe Eades	2016	23,549	27,135	
KN 93	Toyota – Community Bus	Hyden	2017	3,584	6,520	

**RESOLUTION 3196**  
**Moved Cr Smoker** **Seconded Cr James**  
**That the Works Manager's Report be received.** **CARRIED 8/0**

**9.5 ENVIRONMENTAL HEALTH OFFICER – JANUARY TO MARCH 2018**

**Date:** 12 April 2018  
**Reporting Officer:** Environmental Health Officer, Mr Will Pearce  
**Disclosure of Interest:** No interest to disclose

**BACKGROUND**

This report provides an update for Council on work that Council's Environmental Health Officer provides for the communities within the Shire of Kondinin for the period January – March 2018.

**COMMENT**

**Public Swimming Pools – Water Quality**

Public pools are subject to being inspected and waters being sampled and tested for both chemistry and microbial parameters in accordance with State regulations prior to opening and whilst open to the public. Pools located in the shire subject to the regulations are:

- Kondinin Aquatic Centre
- Hyden Public Pool
- Hyden Hotel
- Wave Rock Caravan Park

Monthly water sampling and testing took place throughout the summer months confirming compliance with the regulations at all times.

**Substandard Dwellings -**  
27 Clayton Street, Hyden

The property's dwelling was reported as being substandard in November 2017. The EHO inspected the property in the same month and confirmed and issued a works order for breaches of various electrical, plumbing, waste water disposal and maintenance provisions of the shire's local laws and State energy regulations.

The owner has been completing the required works in a timely manner. The property, which is tenanted, will continue to be monitored to ensure full compliance.

28 Rankin Street, Kondinin

The CEO issued a Health Notice on this substandard premise requiring extensive repairs in July 2016. Several inspections by the EHO during the reporting period have seen nil progress towards complying with the Notice.

Several phone conversations between the EHO and property owner during the reporting period have only confirmed the owners' continued (financial) difficulties in being able to preserve this building.

The CEO has recently written to the owner regarding the lack of progress and possibility of the property being sold. The building's continued deteriorating condition will require consideration of a new Health Notice being issued requiring the building to be taken down and the site cleaned up.

On 26 February 2018, following a storm during the preceding weekend, the EHO inspected the building to find the verandah (over the footpath) had become irreparably damaged and extremely dangerous. A large number of roof sheets had also become detached. The EHO directed the owner by phone to immediately take down the verandah due to it overhanging public space and to reinstate the roof sheeting.

A follow up inspection found that the dangerous verandah had not been removed. The EHO requested the CEO to arrange the removal of the structure immediately due to the danger it posed to members of the public. This was carried out in a timely manner.

#### 53 Rankin Street, Kondinin

The property's dwelling was reported as being substandard in February 2018.

A Health Notice had previously been issued to the property owner to remove all filth and disused materials in December 2011.

The EHO inspected the property observed that all services had been disconnected and the dwelling and outbuildings were in an extreme state of disrepair and uncleanliness.

The CEO issued Health Notices in March 2018 on this substandard premise to:

- Immediately declare the dwelling unfit for human habitation; and
- Take down all buildings and clean up the site by 30 June 2018.

A phone conversation between the EHO and property owner since the inspection has only confirmed the owners' financial difficulties in being able to comply with the 'take down' notice.

The property will continue to be monitored to ensure full compliance.

#### **Townsite Clean-up Project**

A promotional campaign to encourage all property owners and residents/ tenants to 'buy-in' to, where appropriate, repairing and/or enhancing the appearance of their dwellings, sheds and fences, demolishing disused and/or dilapidated buildings/outbuildings and removing overgrowth, disused materials and litter/refuse from their yards has been prepared and is currently with the CEO.

The campaign will aim to encourage all owners and residents of Kondinin, Karlgarin and Hyden to contribute towards enhancing the physical appearance and ambience of the towns by asking them to look at their own properties. They will also be encouraged to maintain the standard they set themselves into the future.

#### **Food Businesses**

Inspected the following for Food Act compliance-

- Windy Hill B and B
- Hyden CRC

#### **Lodging Houses**

Inspected the following for health local law compliance-

- Windy Hill B and B

#### **Private Swimming Pools - Fencing**

Inspected the following for Building Act compliance-

- Windy Hill B and B, Kondinin
- 70 Graham Street, Kondinin
- 82 Graham Street, Kondinin

#### **Caravans**

Old School site, Karlgarin – alleged unauthorised use of caravan was investigated In February 2018. The property owner confirmed that approval had been given for short-term use of an onsite caravan but the person had now moved on. The EHO advised that:

- land owners may only give approval for allowing a caravan to be occupied for up to 3 nights;
- Shire approval required for up to 3 months; and
- State Government approval for up to 12 months.

#### **Building Services**

Inspections on behalf of Building Services carried out at-

- 34 Federal Street, Karlgarin – unauthorised (partial) construction of outbuilding
- 163 Smith Loop, Hyden – new dwelling compliance

#### **Public Events**

'Burn Out' Event 7 April 2018 - discussions held with organisers (Kondinin Kruzers) prior to the event to ensure compliance with public building/safety and food provisions.

#### **Waste Management**

EHO inspected the Bendering Landfill site on several occasions with Avon Waste and Corrigin EHO to ensure compliance with environmental licenses and discuss future planning and maintenance requirements of the site.

#### **Draft Animals, Environment and Nuisance Amendment Local Law 2018**

Following Council's February 2018 resolution to give public notice of proposal to make the above draft local law, letters to relevant Ministers and agencies and advertising has been undertaken in accordance with the *Local Government Act 1995*.

Submissions close 27 April 2018.

#### **STATUTORY ENVIRONMENT**

*Health (Miscellaneous Provisions) Act 1911;*

*Food Act 2008;*

*Caravan Parks and Camping Grounds Act 1995;*

*Building Act 2011; and*

*Local Government Act 1995.*

#### **POLICY IMPLICATIONS**

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

#### **FINANCIAL IMPLICATIONS**

Nil.

#### **VOTING REQUIREMENT**

Simple Majority

**FOR INFORMATION ONLY**

No Building Permits were issued in March.

#### FOR INFORMATION ONLY

### 9.7 SWIMMING POOL END OF SEASON REPORT

#### HYDEN

March Attendance 427  
Season Attendance 4813  
Water samples all ok

Equipment Issues: Discharge pumps main seal leaking. Ag shop to replace in April.

Property Issues: East side fencing barbed wire needs tensioning, third month of requesting, sails over toddlers pool need tensioning

Activities for this month: water polo, swim training for football club, netball club fitness swimming

Activities for next month: Close pool 8<sup>th</sup> April

Any Other Issue: Overall a great season I will start maintenance program on my return after holidays  
Thank you to all for your continued support.

#### KONDININ

March Attendance 649  
Season Attendance 4,066 – Record numbers, Great to see the support behind this amazing facility.  
Water samples all ok

The Kondinin Aquatic Centre closed for the season on the 7th April.

March Activities: Movie Night, Swim Club with wind up and Easter Egg Hunt and Early Morning Swimming  
Bill Smoker room – Kitchen for Gourmet in the Garden and various sports meetings with Country Club Extension.

Building and pool issues needing attention:

- Small meeting room, some ceiling panels need to be replaced, the lack of panels is causing insects to get into the room.
- Bill smoker room and store room needs some replacement panels, mainly due to water stains from the storm.
- Front veranda, the pit lid and water pipe at the front of building is still outstanding. Some tiles in the Kiosk need to be finished.
- There are some sunken pavers and some tiles around pool on the outside with hair line cracks. I plan on doing this over the off season.
- Will need some mulch for the front gardens for next season.

Again big thanks to John for his support over the last four seasons and wish him all the best for his retirement. Looking forward to working with our new CEO next season. My family and myself would like to thank everyone for another great season here at the Kondinin Aquatic Centre!!!

#### FOR INFORMATION ONLY

### 9.8 RANGER ACTIVITY AND BUILDING MAINTENANCE REPORT – MARCH 2018

#### Ranger

- Liaise with Department of Ag regarding European Wasps at Wave Rock. Meet with Officers from Ag Department and assist in attempt to locate swarm nests and lay lures around Wave Rock. Nests located and eradicated.
- Investigate report of Illegally Dumped rubbish Lake Gounter Hyden.

- 16 Wave Rock Entry tickets, 3 x Dog Infringements, 3 Verbal Littering Warnings and 2 Dog Warning Notices.
- Camping Patrols and Security Inspection of Repeater sites.
- Investigate and Tag abandoned vehicles Lovering Road, Hyden and Kondinin Lake Road. Removed vehicle on Kondinin Lake Road.

#### **General Maintenance**

- Karlgarin Town Hall - repairs to doors and window Fit new lock to rear door
- Shire Community Shops – Fence repair and complete SILO work
- Hyden Sports Pavilion - erecting new signs around Building and playground. Remove and Reseal door auto closer
- Wave Rock - Pressure Cleaning BBQ areas. Replace locks on BBQ Remove and clean fat bins
- Karlgarin Public Toilets - toilet systems
- Hyden Administration/Library building
- Employee housing 76 Graham Street - Rewire screen doors
- Kondinin Medical centre - Fit door strips
- Hyden Works Depot - Dongas
- Kondinin Caravan Park Chalet # 2 - Refit new LED lights
- Shire GROH housing 28 Repacholi Parade - Storm damage to fence
- Employee housing 6 Hinck St – Paint preparation
- Kondinin Sports Pavilion - Visitors Toilets
- Hyden CRC Building – Listed work
- Employee housing Repacholi Parade - rescreening doors

#### **FOR INFORMATION ONLY**

#### **10. BUSINESS OF AN URGENT NATURE – CEO RETIREMENT**

Council expressed its appreciation to Mr John Read for his five year service as Shire of Kondinin CEO and his 27 year service to West Australian Local Government, wishing him well in his retirement.

#### **11. MEETING CLOSURE**

Being no further business the Shire President thanked Councillors and Staff for their attendance and declared the meeting closed at 6.24pm.