



# **AGENDA**

**Ordinary Council Meeting**

**22 October 2024**

**4:30pm**

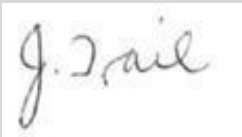
**Council Chambers, Bayley Street, Coolgardie**

**SHIRE OF COOLGARDIE**

**NOTICE OF ORDINARY MEETING OF COUNCIL**

Dear Elected Member

The next Ordinary Meeting of the Shire of Coolgardie will be held on Tuesday 22 October 2024 commencing at 4:30pm.

A handwritten signature in black ink, appearing to read 'J. Trail', is enclosed in a white rectangular box.

**JAMES TRAIL**  
**CHIEF EXECUTIVE OFFICER**

**ORDINARY COUNCIL MEETING****22 October 2024**

Welcome to the Ordinary Council Meeting of the Shire of Coolgardie.

The dates, times and locations of the Ordinary Council Meetings for 2024 are listed hereunder.

<u>Day</u>	<u>Date</u>	<u>Time</u>	<u>Venue</u>
Tuesday	23 January 2024	4:30pm	Kambalda
Tuesday	27 February 2024	4.30pm	Coolgardie
Tuesday	26 March 2024	4.30pm	Kambalda
Tuesday	23 April 2024	4.30pm	Coolgardie
Tuesday	28 May 2024	4.30pm	Kambalda
Tuesday	25 June 2024	4.30pm	Coolgardie
Tuesday	23 July 2024	4.30pm	Kambalda
Tuesday	27 August 2024	4.30pm	Coolgardie
Tuesday	24 September 2024	4.30pm	Kambalda
Tuesday	22 October 2024	4.30pm	Coolgardie
Tuesday	26 November 2024	4.30pm	Kambalda
Tuesday	17 December 2024	4.30pm	Coolgardie



James Trail  
Chief Executive Officer

## COUNCIL MEETING INFORMATION NOTES

1. Your Council generally handles all business at Ordinary or Special Council Meetings.
2. From time to time Council may form a Committee to examine subjects and then report to Council.
3. Generally all meetings are open to the public; however, from time to time Council will be required to deal with personal, legal and other sensitive matters. On those occasions Council will generally close that part of the meeting to the public. Every endeavour will be made to do this as the last item of business of the meeting.
4. Public Question Time. It is a requirement of the Local Government Act 1995 to allow at least fifteen (15) minutes for public question time following the opening and announcements at the beginning of the meeting. Should there be a series of questions the period can be extended at the discretion of the Chairman.

***Written notice of each question should be given to the Chief Executive Officer prior to 10:30am on the day of the meeting. A summary of each question and response is included in the Minutes.***

***When a question is not able to be answered at the Council Meeting a written answer will be provided after the necessary research has been carried out. Council staff will endeavour to provide the answers prior to the next meeting of Council.***

5. **Councillors** may from time to time have a financial interest in a matter before Council. Councillors must declare an interest and the extent of the interest in the matter on the Agenda. However, the Councillor can request the meeting to declare the matter **trivial, insignificant or in common with a significant number of electors or ratepayers**. The Councillor must leave the meeting whilst the matter is discussed and cannot vote unless those present agree as above.

**Members of staff**, who have delegated authority from Council to act on certain matters, may from time to time have a financial interest in a matter on the Agenda. The member of staff must declare that interest and generally the Chairman of the meeting will advise the Officer if he/she is to leave the meeting.

6. Agendas including an Information Bulletin are delivered to Councillors within the requirements of the Local Government Act 1995, i.e. seventy-two (72) hours prior to the advertised commencement of the meeting. Whilst late items are generally not considered there is provision on the Agenda for items of an urgent nature to be considered.

**Should an elector wish to have a matter placed on the Agenda the relevant information should be forwarded to the Chief Executive Officer in time to allow the matter to be fully researched by staff. An Agenda item including a recommendation will then be submitted to Council for consideration.**

**The Agenda closes the Monday week prior to the Council Meeting (i.e. ten (10) days prior to the meeting).**

The Information Bulletin produced as part of the Agenda includes items of interest and information, which does not require a decision of Council.

7. Agendas for Ordinary Meetings are available in the Coolgardie and Kambalda Offices/Libraries seventy-two (72) hours prior to the meeting and the public are invited to secure a copy.
8. Agenda items submitted to Council will include a recommendation for Council consideration. Electors should not interpret and/or act on the recommendations until after they have been considered by Council. Please note the Disclaimer in the Agenda (page 3).
9. Public Question Time – Statutory Provisions – Local Government Act 1995

Time is to be allocated for questions to be raised by members of the public and responded to at:

- (a) Every ordinary meeting of a council; and
- (b) Such other meetings of councils or committees as may be prescribed

Procedures and the minimum time to be allocated for the asking of and responding to questions raised by members of the public at council or committee meetings are to be in accordance with regulations.

9A. Question Time for the Public at Certain Meetings – s5.24 (1) (b)

**Local Government (Administration) Regulations 1996**

Reg 5 For the purpose of section 5.24(1)(b), the meetings at which time is to be allocated for questions to be raised by members of the public and responded to are:

- (a) every special meeting of a council; and
- (b) every meeting of a committee to which the local government has delegated a power or duty.

Minimum Question Time for the Public – s5.24 (2)

- Reg 6 (1) The minimum time to be allocated for the asking of and responding to questions raised by members of the public at ordinary meetings of councils and meetings referred to in regulation 5 is fifteen (15) minutes.
- (2) Once all the questions raised by members of the public have been asked and responded to at a meeting referred to in sub regulation (1), nothing in these regulations prevents the unused part of the minimum question time period from being used for other matters.

Procedures for Question Time for the Public – s5.24 (2)

**Local Government (Administration) Regulations 1996**

- Reg 7 (1) Procedures for the asking of and responding to questions raised by members of the public at a meeting referred to in regulation 6 (1) are to be determined:
- (a) by the person presiding at the meeting; or
  - (b) in the case where the majority of members of the council or committee present at the meeting disagree with the person presiding, by the majority of members, having regard to the requirements of sub regulations (2) and (3).
- (2) The time allocated to the asking and responding to questions raised by members of the public at a meeting referred to in regulation 6(1) is to precede the discussion of any matter that requires a decision to be made by the council or the committee, as the case may be.
- (3) Each member of the public who wishes to ask a question at a meeting referred to in regulation 6(1) is to be given an equal and fair opportunity to ask the question and receive a response.
- (4) Nothing in sub regulation (3) requires:
- (a) A council to answer a question that does not relate to a matter affecting the local government;
  - (b) A council at a special meeting to answer a question that does not relate to the purpose of the meeting; or
  - (c) A committee to answer a question that does not relate to a function of the committee.

**2. Public Inspection of Unconfirmed Minutes (Reg 13)**

A copy of the unconfirmed Minutes of Ordinary and Special Meetings will be available for public inspection in the Coolgardie and Kambalda Offices/Libraries within ten (10) working days after the Meeting.

**NOTE:****10.3 Unopposed Business**

- (1) Upon a motion being moved and seconded, the person presiding may ask the meeting if any member opposes it.
- (2) If no member signifies opposition to the motion the person presiding may declare the motion in sub clause (1) carried without debate and without taking a vote on it,
- (3) A motion carried under sub clause (2) is to be recorded in the minutes as a unanimous decision of the Council or committee.
- (4) If a member signifies opposition to a motion the motion is to be dealt with according to this Part.
- (5) This clause does not apply to any motion or decision to revoke or change a decision which has been made at a Council or committee meeting.

## DISCLOSURE OF INTERESTS

### Notes for Guidance

#### IMPACT OF A FINANCIAL INTEREST (s. 5.65 & s.67. Local Government Act 1995)

A member who has a **Financial Interest** in any matter to be discussed at a Council or Committee Meeting, which will be attended by the member, must disclose the nature of the interest:

- a. In a written notice given to the Chief Executive Officer before the Meeting or;
- b. At the meeting immediately before the matter is discussed.

A member, who makes a disclosure in respect to an interest, must not:

- a. Preside at the part of the Meeting relating to the matter or;
- b. Participate in, or be present during, any discussion or decision making procedure relative to the matter, unless and to the extent that, the disclosing member is allowed to do so under *Section 5.68 or Section 5.69 of the Local Government Act 1995*.

#### **INTERESTS AFFECTING FINANCIAL INTEREST**

The following notes are a basic guide for Councillors when they are considering whether they have a **Financial Interest in a matter**.

1. A Financial Interest, pursuant to s.5.60A or 5.61 of the *Local Government Act 1995*, requiring disclosure occurs when a Council decision might advantageously or detrimentally affect the Councillor or a person closely associated with the Councillor and is capable of being measured in money terms. There are expectations in the *Local Government Act 1995* but they should not be relied on without advice, unless the situation is very clear.
2. If a Councillor is a member of an Association (which is a Body Corporate) with not less than 10 members i.e sporting, social, religious etc, and the Councillor is not a holder of office of profit or a guarantor, and has not leased land to or from the club, i.e, if the Councillor is an ordinary member of the Association, the Councillor has a common and not a financial interest in any matter to that Association.
3. If an interest is shared in common with a significant number of electors and ratepayers, then the obligation to disclose that interest does not arise. Each case needs to be considered.
4. If in doubt declare.
5. As stated if written notice disclosing the interest has not been given to the Chief Executive Officer before the meeting, then it **must** be given when the matter arises in the Agenda, and immediately before the matter is discussed. *Under s.5.65 of the Local Government Act 1995* failure to notify carries a penalty of \$10,000 or imprisonment for 2 years.
6. Ordinarily the disclosing Councillor must leave the meeting room before discussion commences. The only exceptions are:
  - 6.1 Where the Councillor discloses the **extent** of the interest, and Council carries a motion under *s.5.68(1)(b)(ii) of the Local Government Act 1995*; or
  - 6.2 Where the Minister allows the Councillor to participate under *s.5.69(3) of the Local Government Act 1995*, with or without conditions.



**INTERESTS AFFECTING PROXIMITY** (s.5.60b Local Government Act 1995)

1. For the purpose of this subdivision, a person has a proximity interest, pursuant to s.5.60B of the Local Government Act 1995, in a matter if the matter concerns;
  - a. a proposed change to a planning scheme affecting land that adjoins the person's land; or
  - b. a proposed change to the zoning or use of land that adjoins the person's land; or
  - c. a proposed development (as defined in Section 5.63(5)) of land that adjoins the person's land.
  
2. In this section, land (the proposal land) adjoins a person's land if;
  - a. The proposal land, not being a throughfare, has a common boundary with the person's land; or
  - b. The proposal land, or any part of it, is directly across a throughfare from, the person's land; or
  - c. The proposal land is that part of a thoroughfare that has a common boundary with the person's land.
  
3. In this section a reference to a person's land is a reference to any land owned by the person or in which the person has any estate or interest.

**INTERESTS AFFECTING IMPARTIALITY**

Definition: an interest, pursuant to Regulation 19AA of the Local Government (Administration) Regulations 1996, means an interest that could, or could reasonably be perceived to adversely affect the impartiality of the person having the interest; and includes an interest arising from kinship, friendship or membership of an association. It is also important to be considered in relation to the Shire of Coolgardie Code of Conduct for Council Members, Committee Members, and Candidates.

A member who has an **Interest Affecting Impartiality** in any matter to be discussed at a Council or Committee Meeting, which will be attended by the member, must disclose the nature of the interest;

- a. In a written notice given to the Chief Executive Officer before the Meeting or;
- b. At the Meeting, immediately before the matter is discussed.

**IMPACT OF AN IMPARTIALITY DISCLOSURE**

There are very different outcomes resulting from disclosing an interest affecting impartiality compared to that of a financial interest. With the declaration of a financial interest, an elected member leaves the room and does not vote.

With the declaration of this type of interest, the elected member stays in the room, participates in the debate and votes. In effect then, following disclosure of an interest affecting impartiality, the member's involvement in the Meeting continues as if no interest existed.



**Order Of Business**

<b>1</b>	<b>Declaration of Opening / Announcement of Visitors .....</b>	<b>13</b>
<b>1.1</b>	<b>Acknowledgement of Country .....</b>	<b>13</b>
<b>2</b>	<b>Declaration of Council Members .....</b>	<b>13</b>
<b>3</b>	<b>Record of Attendance / Apologies / Approved Leave of Absence.....</b>	<b>13</b>
<b>4</b>	<b>Declarations of Interest .....</b>	<b>13</b>
4.1	Declarations of Financial Interests – Local Government Act Section 5.60A .....	13
4.2	Declarations of Proximity Interests – Local Government Act Section 5.60B.....	13
4.3	Declarations of Impartiality Interests –Shire of Coolgardie Code of Conduct for Council Members, Committee Members and Candidates for Election, Code of Conduct for Employees.....	13
<b>5</b>	<b>Response to Previous Public Questions taken on Notice.....</b>	<b>13</b>
	Nil	
<b>6</b>	<b>Public Question Time .....</b>	<b>13</b>
<b>7</b>	<b>Applications for Leave of Absence .....</b>	<b>13</b>
<b>8</b>	<b>Confirmation of Minutes of Previous Meetings.....</b>	<b>14</b>
8.1	Minutes of the Ordinary Council Meeting held on 24 September 2024.....	14
<b>9</b>	<b>Announcements by Presiding Person without Discussion.....</b>	<b>15</b>
9.1	President's Report - .....	15
<b>10</b>	<b>Petitions / Deputations / Presentations / Submissions .....</b>	<b>16</b>
	Nil	
<b>11</b>	<b>Reports of Committees.....</b>	<b>16</b>
	Nil	
<b>12</b>	<b>Reports of Officers .....</b>	<b>17</b>
<b>12.1</b>	<b>Executive Services .....</b>	<b>17</b>
12.1.1	Local Government Elections - Review of WALGA Advocacy Positions .....	17
12.1.2	Review of Delegation 1.2.23 - Defer, Grant Discounts, Waive or Write Off Debts.....	22
12.1.3	Budget Amendment - 11 Goodenia Court - GROH Housing.....	24
12.1.4	Budget Amendment.....	26
<b>12.2</b>	<b>Operation Services.....</b>	<b>29</b>
12.2.1	List of Payments - September 2024 .....	29
12.2.2	Monthly Financial Statements for the month ended 31 August 2024.....	31
12.2.3	Monthly Financial Statements for the month ended 30 September 2024 .....	34
<b>12.3</b>	<b>Commercial Services .....</b>	<b>37</b>
	Nil	
<b>13</b>	<b>Items for Information Only .....</b>	<b>37</b>
	Nil	

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<b>14</b>	<b>Elected Members Motions of Which Previous Notice has been Given .....</b>	<b>37</b>
	Nil	
<b>15</b>	<b>New Business of an Urgent Nature Introduced by Decision of Meeting .....</b>	<b>37</b>
15.1	Elected Members.....	37
15.2	Shire Officers.....	37
<b>16</b>	<b>Matters Behind Closed Doors.....</b>	<b>38</b>
16.1	One Tree Community Services Lease.....	38
<b>17</b>	<b>Closure of Meeting.....</b>	<b>39</b>

**1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS****1.1 ACKNOWLEDGEMENT OF COUNTRY**

“The Shire of Coolgardie acknowledges the Traditional Owners of the land, on which we meet and pay our respects to Elders past, present and emerging”

**2 DECLARATION OF COUNCIL MEMBERS**

The Shire President to invite Council Members to declare that they have read the agenda and supporting documents and able to make informed decision on all matters accordingly.

**3 RECORD OF ATTENDANCE / APOLOGIES / APPROVED LEAVE OF ABSENCE****4 DECLARATIONS OF INTEREST****4.1 Declarations of Financial Interests – Local Government Act Section 5.60A****4.2 Declarations of Proximity Interests – Local Government Act Section 5.60B****4.3 Declarations of Impartiality Interests –Shire of Coolgardie Code of Conduct for Council Members, Committee Members and Candidates for Election, Code of Conduct for Employees****5 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil

**6 PUBLIC QUESTION TIME****7 APPLICATIONS FOR LEAVE OF ABSENCE**

**8 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS**

**8.1 MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 24 SEPTEMBER 2024**

**Date: 16 October 2024**

**Author: Rebecca Horan, Director of Governance and Administration**

**ATTACHMENTS**

**Nil**

**VOTING REQUIREMENT**

**OFFICER RECOMMENDATION**

**That the Minutes of the Ordinary Council Meeting held on 24 September 2024 be confirmed as a true and accurate record.**

**9 ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION****9.1 PRESIDENT'S REPORT -**

**Location:** Shire of Coolgardie  
**Applicant:** NIL  
**Disclosure of Interest:** NIL  
**Date:** 17<sup>th</sup> October 2024  
**Author:** Malcolm Cullen, Shire President

It is pleasing to report that the footpath replacement and improvement programme has commenced over the past weeks in both Coolgardie and Kambalda. These works will also improve accessibility for seniors with mobility scooters and other residents with improved crossovers between roadways and adjoining pathways.

Some of our residents may have experienced some delays and discomfort during these works, however our staff have been liaising with the contractors to convey these concerns in order to rectify any associated issues arising from the work.

As reported previously, the Shire is committed to continue to allocate funding for the footpath improvement programme each year, in an effort to make our footpaths safe for all residents to navigate their way in a safe and secure manner and I am sure Council would welcome any suggestions or constructive feedback on the footpath programme as it progresses.

Councillors embarked on a familiarisation tour of Shire facilities in Coolgardie last Tuesday morning accompanied by two of our staff members, with the aim of gaining further insight and knowledge of progress of major projects undertaken in the Shire over the past two years. Such insight and knowledge also assists with guiding Councillors in strategic planning and setting budgets for projects in the Shire in future years.

It was most helpful for Councillors to witness the first hand the operations of the Class 3 landfill site, The Waste Water facility including the recently completed installation of the water storage tanks for utilising the treated water for roadwork projects and the accommodation villages. Other projects included the Equestrian Areana recently constructed at the Horse Blocks, roadworks on Ladyloch Road and the Southern Bypass route and the Truck parking area. Thanks to both our staff members for their assistance and detailed explanations of the workings of our facilities and projects.

The Shire will be hosting members of the WA Grants Commission in Coolgardie on 31 October. This presents an opportunity for Councillors and Staff to highlight the current challenges facing regional and remote Local Governments in WA and also to promote the current raft of activities and projects being undertaken within the Shire.

It also gives attendees a better understanding of the methodology used by the Commission to calculate the Direct Grant funding streams allocated to Local Governments each year.

Following the major power outages in the Goldfields early this year, Powering WA will be holding a Forum in Kalgoorlie in November on the potential development of a new electricity network for the region. Representatives from our Shire will be attending to provide input on the impact of the ongoing power outages in our Shire as well as the desperate need for upgrades to the power supply within the network.

Cr Malcolm Cullen  
Shire President.

**10 PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS**

Nil

**11 REPORTS OF COMMITTEES**

Nil



## 12 REPORTS OF OFFICERS

### 12.1 Executive Services

#### 12.1.1 LOCAL GOVERNMENT ELECTIONS - REVIEW OF WALGA ADVOCACY POSITIONS

**Location:** Shire of Coolgardie

**Applicant:** NIL

**Disclosure of Interest:** NIL

**Date:** 18<sup>th</sup> September 2024

**Author:** Rebecca Horan, Director of Governance and Administration

#### SUMMARY

#### BACKGROUND

The *Local Government Amendment Act 2023* introduced a range of electoral reforms that came into effect prior to the 2023 Local Government ordinary elections:

- the introduction of Optional Preferential Voting (OPV);
- extending the election period to account for delays in postal services;
- changes to the publication of information about candidates;
- backfilling provisions for extraordinary vacancies after the 2023 election;
- public election of the Mayor or President for larger Local Governments;
- abolishing wards for smaller Local Governments; and
- aligning the size of councils with the size of populations of each Local Government (change to representation)

Following requests from several Zone's, WALGA undertook a comprehensive review and analysis of 5 ordinary election cycles up to and including the 2023 Local Government election against the backdrop of these legislative reforms. The review and report focused on postal elections conducted exclusively by the Western Australian Electoral Commission (WAEC), with the analysis finding evidence of the rising cost and a reduction in service of conducting Local Government elections in Western Australia.

#### COMMENT

The Elections Analysis Review and Report was presented to State Council 4 September 2024, with State Council supporting a review of WALGA's Local Government Elections Advocacy Positions.

WALGA is requesting Councils consider the current and alternative Elections Advocacy Positions and provide a response back to WALGA for the December 2024 State Council meeting.

*WALGA State Council current advocacy positions:*

The following is a summary of WALGA's current Advocacy Positions in relation to Local Government Elections:

#### 2.5.15 ELECTIONS

Position Statement

The Local Government sector supports:

1. Four year terms with a two year spill
2. Greater participation in Local Government elections
3. The option to hold elections through:



State Council Resolution	May 2023 – 452.2/2023
	March 2019 – 06.3/2019
	December 2017 – 121.6/2017
	March 2012 – 24.2/2012

**WALGA has requested the following advocacy positions be considered by Councils:**

**1. PARTICIPATION**

- (a) The sector continues to support voluntary voting at Local Government elections.  
OR
- (b) The sector supports compulsory voting at Local Governments elections.

**2. TERMS OF OFFICE**

- (a) The sector continues to support four-year terms with a two year spill;  
OR
- (b) The sector supports four-year terms on an all in/all out basis.

**3. VOTING METHODS**

- (a) The sector supports First Past the Post (FPTP) as the preferred voting method for general elections.  
If Optional Preferential Voting (OPV) remains as the primary method of voting, the sector supports the removal of the 'proportional' part of the voting method for general elections  
OR
- (b) The sector supports Optional Preferential Voting (OPV) as the preferred voting method for general elections.

**4. INTERNAL ELECTIONS**

- (a) The sector supports First Past the Post (FPTP) as the preferred voting method for all internal elections.  
OR
- (b) The sector supports Optional Preferential Voting (OPV) as the preferred voting method for all internal elections.

**5. VOTING ACCESSIBILITY**

The sector supports the option to hold general elections through:

- (a) Electronic voting; and/or
- (b) Postal voting; and/or

- (c) In-Person voting.

## 6. METHOD OF ELECTION OF MAYOR

The sector supports:

- (a) As per the current legislation with no change – Class 1 and 2 local governments directly elect the Mayor or President (election by electors method), with regulations preventing a change in this method.
- (b) Return to previous legislated provisions – all classes of local governments can decide, by absolute majority, the method for electing their Mayor or President.
- (c) Apply current provisions to all Bands of Local Governments – apply the election by electors method to all classes of local governments.

## CONSULTATION

Elected Members

Executive Team

## STATUTORY ENVIRONMENT

Local Government Act 1995

## POLICY IMPLICATIONS

Nil

## FINANCIAL IMPLICATIONS

Nil

## STRATEGIC IMPLICATIONS

### Accountable and effective leaders

High quality corporate governance, accountability and compliance

## ATTACHMENTS

Nil

## VOTING REQUIREMENT

## OFFICER RECOMMENDATION

That the Shire of Coolgardie recommends that WALGA ADOPT the following Local Government Election Advocacy Positions

1. **PARTICIPATION – Council support advocacy position A – The sector continues to support voluntary voting at Local Government Elections.**
2. **TERMS OF OFFICE - Council support advocacy position A – The sector continues to support four-year terms with a two year spill.**

3. **VOTING METHODS - Council support advocacy position A – The sector supports First Past the Post (FPTP) as the preferred voting method for general elections. If Optional Preferential Voting (OPV) remains as the primary method of voting, the sector supports the removal of the ‘proportional’ part of the voting method for general elections.**
4. **INTERNAL ELECTIONS - Council support advocacy position A – The sector supports First Past the Post (FPTP) as the preferred voting method for all internal elections.**
5. **VOTING ACCESSIBILITY - Council support advocacy position A – Electronic voting; and/or B – Postal Voting; and/or C – In-person voting.**
6. **METHOD OF ELECTION OF MAYOR – Council support advocacy position B – Return to previous legislated provisions – all classes of local governments can decide, by absolute majority, the method for electing their Mayor or President.**

**12.1.2 REVIEW OF DELEGATION 1.2.23 - DEFER, GRANT DISCOUNTS, WAIVE OR WRITE OFF DEBTS**

**Location:** Shire of Coolgardie  
**Applicant:** NIL  
**Disclosure of Interest:** Nil  
**Date:** 1<sup>st</sup> October 2024  
**Author:** Rebecca Horan, Director of Governance and Administration

**SUMMARY**

That Council adopt the proposed changes to Delegation 1.2.23 – Defer, Grant Discounts, Waive or Write Off Debts.

**BACKGROUND**

Council at its Ordinary Meeting held on the 28<sup>th</sup> May 2024 resolved the following:-

**COUNCIL RESOLUTION #1/2024**

**Moved:** Cr Kathie Lindup

**Seconded:** Cr Tracey Rathbone

**That Council adopt, by Absolute Majority, the Register of Delegations and Authorisations 2023/2024 as amended and note the sub delegations and authorisations proposed by the CEO.**

**In Favour:** Crs Malcolm Cullen, Tracey Rathbone, Sherryl Botting, Kathie Lindup, Rose Mitchell and Daphne Simmons

**Against:** Nil

**CARRIED 6/0**

**COMMENT**

During recent months Shire staff have received requests from the CME Surface Mine Emergency Response Competition and the Australian Prospectors and Leaseholders Association for the waiver of fees relating to events being held within the Shire of Coolgardie. Fees include items such as facility/room hire, furniture hire, power etc.

Delegation 1.2.23 – Defer, Grant Discounts, Waive or Write Off Debts currently allows for the waiver of fees up to a value of \$2,000.00. Given these types of events run over a number of days, the fees soon add up and therefore are outside of the current delegation for approval.

After consultation within the executive team and Council it was suggested that the donation value be increased from \$2,000.00 to \$5,000.00.

**CONSULTATION**

Council

Executive Team

**STATUTORY ENVIRONMENT**

Delegation Register

**POLICY IMPLICATIONS**

Nil

**FINANCIAL IMPLICATIONS**

Financial implications would depend on the number of requests and the value. Exercise of Power of Delegations are recorded in the delegation register and value is to be included.

**STRATEGIC IMPLICATIONS**

**Accountable and effective leaders**

High quality corporate governance, accountability and compliance

**ATTACHMENTS**

Nil

**VOTING REQUIREMENT**

Absolute Majority

**OFFICER RECOMMENDATION**

**That Council ADOPT by Absolute Majority updated Delegation 1.2.23 – Defer, Grant Discounts, Waive or Write Off Debts to allow for the increase in donation value from \$2,000.00 to \$5,000.00 excluding GST.**

**12.1.3 BUDGET AMENDMENT - 11 GOODENIA COURT - GROH HOUSING**

**Location:** 11 Goodenia Court, Kambalda  
**Applicant:** NIL  
**Disclosure of Interest:** NIL  
**Date:** 1<sup>st</sup> October 2024  
**Author:** Rebecca Horan, Director of Governance and Administration

**SUMMARY**

For Council to approve an allocation of \$122,000.00 (excluding GST) unbudgeted in the 2024/2025 financial year to job number 090287 – Acquisitions – Land and Building Other and approve the increase in revenue of account 090122 Income – Other Housing from \$0.00 to \$122,000.00

**BACKGROUND**

Council at Ordinary Meeting of Council held on the 25<sup>th</sup> October 2022 resolved the following:-

**RESOLUTION #1/2022**

**Moved:** Cr Kathie Lindup

**Seconded:** Cr Tracey Rathbone

**That Council**

1. **SUPPORTS IN PRINCIPLE** the development of residential housing on Lot 1230, 11 Goodenia Court, Kambalda
2. **NOTES** that on finalisation of the detailed designs and site plans formal planning applications will be assessed in accordance the Local Planning Scheme No 5 and determined in accordance with the Shires Delegated Authority provisions.
3. **SUPPORTS** the borrowing of \$1,000,000 to finance the development.
4. **AUTHORISE** the CEO to negotiate financing terms with the Commonwealth Bank of Australia
5. **IN ACCORDANCE** with section 6.20(2)(a) statewide advertising of at least one month is given of the intention to borrow \$1,000,000 for the purpose of the development of residential housing on Lot 1230, 11 Goodenia Court, Kambalda West
6. **SUPPORTS IN PRINCIPLE** the expansion of accommodation at Kambalda Village Lot 562 Bluebush Road Kambalda West
7. **NOTES** that on finalisation of the detailed designs and site plans formal planning applications will be assessed in accordance the Local Planning Scheme No 5 and determined in accordance with the Shires Delegated Authority provisions.
8. **SUPPORTS** the borrowing of \$500,000 to finance the expansion
9. **Authorises** the CEO to negotiate financing terms with the Commonwealth Bank of Australia
10. **In accordance** with section 6.20(2)(a) statewide advertising of at least one month is given of the intention to borrow \$500,000 for the purpose of the expansion of accommodation at Kambalda Village Lot 562 Bluebush Road Kambalda West

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

**Against:** Nil



**CARRIED BY ABSOLUTE MAJORITY 5/0****COMMENT**

Modular WA have completed site works and the three houses have been placed onsite. The plumbing, sewerage electrical connections and other works such as landscaping and fencing remain outstanding.

**CONSULTATION**

Modular WA

Contractors

**STATUTORY ENVIRONMENT**

Local Government Act 1995 and related regulations

**POLICY IMPLICATIONS**

Procurement Policy 1.05

**FINANCIAL IMPLICATIONS**

\$122,000.00 (excluding GST) is currently unbudgeted. The recommendation proposes to allocate the expenditure \$122,000 (excluding GST) unbudgeted in the 2024/2025 financial year to job number 090287 (Acquisitions – Land and Buildings Other and approve the increase in revenue of account 090122 (Income – Other Housing).

Once all works have been completed the houses we will be rented to GROH for \$1,000.00 per week per house.

**STRATEGIC IMPLICATIONS****Accountable and effective leaders**

High quality corporate governance, accountability and compliance

**ATTACHMENTS**

Nil

**VOTING REQUIREMENT**

Absolute Majority

**OFFICER RECOMMENDATION**

**That Council APPROVE an allocation of \$122,000.00 (excluding GST) unbudgeted in the 2024/2025 financial year to job number 090287 – Acquisitions – Land and Building Other and approve the increase in revenue of account 090122 Income – Other Housing from \$0.00 to \$122,000.00 excluding GST.**

**12.1.4 BUDGET AMENDMENT**

**Location:** N/A  
**Applicant:** N/A  
**Disclosure of Interest:** NIL  
**Date:** 18<sup>th</sup> October 2024  
**Author:** James Trail, Chief Executive Officer

**SUMMARY**

That Council APPROVE an allocation of;

1. An increase in rates revenue of \$1,143,116.10 unbudgeted in the 2024/2025 financial year to account number 030179 – 100 – General Rates.
2. An increase in rates revenue of \$2,195,893.64 unbudgeted in the 2024/2025 financial year to account number 030184 – 100 – General Rates Back Rates.

**BACKGROUND**

Shire has received UV valuations for shire owned land leased for mining activities. Shire staff have been working on these and other properties over the past 6 months to enable current rating and potential back rating to be done. The new valuations have seen a significant increase in value. This has resulted in the need for Council to consider a budget amendment.

**COMMENT**

The Shire has received an updated UV Valuation report for UV Mining. The total UV Valuations are \$4,830,000. The current rate in the \$ for UV Mining is 23.667 cents. This calculates to \$1,143,116.10 extra rates for 2024/2025. The Shire is also in a position to back rate the properties to 1/12/2022. The summary of total rates to be raised is below;

**Property 1**

1/12/22 – 30/6/23 = \$2,065,000 X \$22.7925 = \$470,665.12  
1/07/23 - 30/6/24 = \$2,065,000 X \$23.2260 = \$479,616.90  
1/07/24 – 30/06/25 = \$2,065,000 X \$23.6670 = \$488,723.55

**\$1,439,005.57 - TOTAL**

**Property 2**

1/12/22 – 30/6/23 = \$2,765,000 X \$22.7925 = \$630,212.62  
1/07/23 - 30/6/24 = \$2,765,000 X \$23.2260 = \$615,489.00  
1/07/24 – 30/06/25 = \$2,765,000 X \$23.6670 = \$654,392.55

**\$1,900,094.17 - Total**

**CONSULTATION**

Landgate

**STATUTORY ENVIRONMENT**

Local Government Act 1995 – Division 6 Rates and service charges Part 6 Financial Management –  
Local Government (Financial Management) Regulations 1996

**POLICY IMPLICATIONS**

Objectives and Reasons Rating 2025/2025

**FINANCIAL IMPLICATIONS**

The implications of the budget amendment is an increase in rate revenue of \$3,339,099.74. It is estimated this will result in the Shire ending in a surplus position at 30 June 2025. This will be taken into account during the budget review.

**Property 1**

1/12/22 – 30/6/23 = \$2,065,000 X \$22,7925 = \$470,665.12

1/07/23 - 30/6/24 = \$2,065,000 X \$23,2260 = \$479,616.90

1/07/24 – 30/06/25 = \$2,065,000 X \$23.6670 = \$488,723.55

**\$1,439,005.57 - TOTAL**

**Property 2**

1/12/22 – 30/6/23 = \$2,765,000 X \$22.7925 = \$630,212.62

1/07/23 - 30/6/24 = \$2,765,000 X \$23.2260 = \$615,489.00

1/07/24 – 30/06/25 = \$2,765,000 X \$23.6670 = \$654,392.55

**\$1,900,094.17 - Total**

**STRATEGIC IMPLICATIONS****A thriving local economy**

Supporting and encouraging mining and processing industries

**Accountable and effective leaders**

Demonstrating sound financial management and plans for the Shire's long term financial sustainability

**ATTACHMENTS**

Nil

**VOTING REQUIREMENT****OFFICER RECOMMENDATION**

That Council **APPROVE** an allocation of;

1. An increase in rates revenue of \$1,143,116.10 unbudgeted in the 2024/2025 financial year to account number 030179 – 100 – General Rates.
2. An increase in rates revenue of \$2,195,893.64 unbudgeted in the 2024/2025 financial year to account number 030184 – 100 – General Rates Back Rates.



## 12.2 Operation Services

### 12.2.1 LIST OF PAYMENTS - SEPTEMBER 2024

<b>Location:</b>	<b>Nil</b>
<b>Applicant:</b>	<b>Nil</b>
<b>Disclosure of Interest:</b>	<b>Nil</b>
<b>Date:</b>	<b>16 October 2024</b>
<b>Author:</b>	<b>Raj Subbiah, Finance Manager</b>

#### SUMMARY

For Council to receive the list of accounts for September 2024.

#### BACKGROUND

The Local Government (Financial Management) Regulations 1996, Regulation 13(3)(b) requires that Council receive a list of accounts paid in the month, and that this be recorded in the minutes. Council has delegated to the Chief Executive Officer that authority to make these payments from Municipal and Trust Funds.

#### COMMENT

Presented in this item is a table of accounts (invoices) and includes that cheque (or EFT) identifier for the transaction, the entity, date, and amount paid, description of the goods, service, or other that relates to the payment. Extra details of invoices relating to payments are included for the information of Councillors.

The schedule of payment made under delegated authority as summarised below and recommended to be received by Council, has been checked and is supported by vouchers and invoices which have been duly certified as to the receipt of goods and provision of services, and verification of prices and costings.

Significant Payments for the month of September 2024 are: -

1. Sirrom Village – Management of Bluebush Village
2. St John Medical Kambalda – Service Provision At Kambalda Medical Centre
3. Versatile Plant & Contracting – Road Network Maintenance
4. Little Industries - Roadbase

#### CONSULTATION

Nil

#### STATUTORY ENVIRONMENT

Local Government (Financial Management) Regulations 1996, Regulation 13 – Lists of Accounts

#### POLICY IMPLICATIONS

CS-PROCUREMENTS POLICY. Policy CS-11 sets the guidelines with regards to the purchase of goods or services provided.

#### FINANCIAL IMPLICATIONS

Nil

**STRATEGIC IMPLICATIONS****Accountable and effective leaders**

Maintain integrated strategic and operational plans

High quality corporate governance, accountability and compliance

**ATTACHMENTS****1. List of Payments September 2024****VOTING REQUIREMENT**

Simple majority

**OFFICER RECOMMENDATION**

That Council RECEIVE listing (attached) of accounts paid during the month of September 2024 by the Chief Executive Officer under delegated authority of Council.

1. Municipal accounts totalling \$2,233,939.72 on municipal vouchers EFT27919 – EFT28040, Cheques 53592 - 53594 and Direct Debits
2. Credit card payments totalling \$16,433.95
3. Fuel card payments totalling \$79,809.87
4. Woolworths cards totalling \$187.35

**12.2.2 MONTHLY FINANCIAL STATEMENTS FOR THE MONTH ENDED 31 AUGUST 2024**

**Location:** Shire of Coolgardie  
**Applicant:** Shire of Coolgardie  
**Disclosure of Interest:** Nil  
**Date:** 16 September 2024  
**Author:** James Trail, Chief Executive Officer

**SUMMARY**

This report recommends that the Monthly Statement of Financial Activity report for the period ending 31 August 2024 is presented to Council for adoption.

**BACKGROUND**

In accordance with regulation 34 of the *Local Government (Financial Management) Regulations*, the Shire is to prepare a monthly Financial Statement for approval by Council.

The format for monthly reporting was introduced by the Department of Local Government from 1 July 2005; the change was implemented to provide elected members with a better idea of operating and capital revenues and expenditures. The requirement is for a Statement of Financial Activity with a report detailing material variances. The Financial Report presented includes this as well as other statements and supplementary information.

Section 6.4 of the Local Government Act 1995, requires that financial reports be prepared and presented in the manner and form prescribed in the *Local Government (Financial Management) Regulations*. Regulation 34 has been amended to require that Councils report on the sources and applications of funds on a monthly basis and that the report be noted by Council.

**COMMENT**

Attached for consideration is the completed Monthly Financial Report.

The document attached includes Statements of Financial Activity by Program, and Nature and Type, Notes to the financial statements, an explanation of material variance as well as a summary of bank account balances at 31 August 2024, loan repayments, and reserve account status.

In accordance with the *Local Government (Financial Management) Regulations*, a report must be compiled on variances greater than the percentage agreed by Council which is currently 10% or \$10,000. With the report prepared at program level, comments have been made regarding variances. A nil variance is equal to 100%, meaning that the year-to-date actual is identical to the year to date budget. Comments are therefore provided where variance values are <90% or >100% and the dollar variance exceeds \$10,000.

**CONSULTATION**

Nil

**STATUTORY ENVIRONMENT**

Local Government Act 1995 Section 6.4

Local Government (Financial Management) Regulations 1996 Section 34

**34. Financial activity statement required each month (Act s. 6.4)**

(1A) In this regulation —

**committed assets** means revenue unspent but set aside under the annual budget for a specific purpose.

- (1) A local government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under regulation 22(1)(d), for that month in the following detail —
  - (a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c); and
  - (b) budget estimates to the end of the month to which the statement relates; and
  - (c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates; and
  - (d) material variances between the comparable amounts referred to in paragraphs (b) and (c); and
  - (e) the net current assets at the end of the month to which the statement relates.
- (2) Each statement of financial activity is to be accompanied by documents containing —
  - (a) an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets; and
  - (b) an explanation of each of the material variances referred to in sub regulation (1)(d); and
  - (c) such other supporting information as is considered relevant by the local government.
- (3) The information in a statement of financial activity may be shown —
  - (a) according to nature and type classification; or
  - (b) by program; or
  - (c) by business unit.
- (4) A statement of financial activity, and the accompanying documents 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.
- (5) Each financial year, a local government is to adopt a percentage or value, calculated in accordance with the AAS, to be used in statements of financial activity for reporting material variances.

### **POLICY IMPLICATIONS**

Nil

### **FINANCIAL IMPLICATIONS**

The Financial Report is information only and there are no financial implications relating to this item.

### **STRATEGIC IMPLICATIONS**

#### **Accountable and effective leaders**

Demonstrating sound financial management and plans for the Shire's long term financial sustainability

High quality corporate governance, accountability and compliance

Ensuring the Shire of Coolgardie is well positioned to meet future needs



**ATTACHMENTS**

1. Monthly Financial Report - for the month ended 31 August 2024
2. Matters Identified - for the month ended 31 August 2024 - Confidential

**VOTING REQUIREMENT**

Simple majority

**OFFICER RECOMMENDATION**

That the Monthly Financial Activity Statement for the period 1 July 2024 to 31 August 2024 be RECEIVED.

**12.2.3 MONTHLY FINANCIAL STATEMENTS FOR THE MONTH ENDED 30 SEPTEMBER 2024**

**Location:** Shire of Coolgardie  
**Applicant:** Shire of Coolgardie  
**Disclosure of Interest:** Nil  
**Date:** 16 September 2024  
**Author:** James Trail, Chief Executive Officer

**SUMMARY**

This report recommends that the Monthly Statement of Financial Activity report for the period ending 30 September 2024 is presented to Council for adoption.

**BACKGROUND**

In accordance with regulation 34 of the *Local Government (Financial Management) Regulations*, the Shire is to prepare a monthly Financial Statement for approval by Council.

The format for monthly reporting was introduced by the Department of Local Government from 1 July 2005; the change was implemented to provide elected members with a better idea of operating and capital revenues and expenditures. The requirement is for a Statement of Financial Activity with a report detailing material variances. The Financial Report presented includes this as well as other statements and supplementary information.

Section 6.4 of the Local Government Act 1995, requires that financial reports be prepared and presented in the manner and form prescribed in the *Local Government (Financial Management) Regulations*. Regulation 34 has been amended to require that Councils report on the sources and applications of funds on a monthly basis and that the report be noted by Council.

**COMMENT**

Attached for consideration is the completed Monthly Financial Report.

The document attached includes Statements of Financial Activity by Program, and Nature and Type, Notes to the financial statements, an explanation of material variance as well as a summary of bank account balances at 31 August 2024, loan repayments, and reserve account status.

In accordance with the *Local Government (Financial Management) Regulations*, a report must be compiled on variances greater than the percentage agreed by Council which is currently 10% or \$10,000. With the report prepared at program level, comments have been made regarding variances. A nil variance is equal to 100%, meaning that the year-to-date actual is identical to the year to date budget. Comments are therefore provided where variance values are <90% or >100% and the dollar variance exceeds \$10,000.

**CONSULTATION**

Nil

**STATUTORY ENVIRONMENT**

Local Government Act 1995 Section 6.4

Local Government (Financial Management) Regulations 1996 Section 34

**34. Financial activity statement required each month (Act s. 6.4)**

(1A) In this regulation —

**committed assets** means revenue unspent but set aside under the annual budget for a specific purpose.

- (1) A local government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under regulation 22(1)(d), for that month in the following detail —
  - (a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c); and
  - (b) budget estimates to the end of the month to which the statement relates; and
  - (c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates; and
  - (d) material variances between the comparable amounts referred to in paragraphs (b) and (c); and
  - (e) the net current assets at the end of the month to which the statement relates.
- (2) Each statement of financial activity is to be accompanied by documents containing —
  - (a) an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets; and
  - (b) an explanation of each of the material variances referred to in sub regulation (1)(d); and
  - (c) such other supporting information as is considered relevant by the local government.
- (3) The information in a statement of financial activity may be shown —
  - (a) according to nature and type classification; or
  - (b) by program; or
  - (c) by business unit.
- (4) A statement of financial activity, and the accompanying documents 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.
- (5) Each financial year, a local government is to adopt a percentage or value, calculated in accordance with the AAS, to be used in statements of financial activity for reporting material variances.

#### **POLICY IMPLICATIONS**

Nil

#### **FINANCIAL IMPLICATIONS**

The Financial Report is information only and there are no financial implications relating to this item.

#### **STRATEGIC IMPLICATIONS**

##### **Accountable and effective leaders**

Demonstrating sound financial management and plans for the Shire's long term financial sustainability

High quality corporate governance, accountability and compliance

Ensuring the Shire of Coolgardie is well positioned to meet future needs

**ATTACHMENTS**

1. Monthly Financial Report for the Period Ending 30 September 2024
2. Matters Identified - Confidential

**VOTING REQUIREMENT**

Simple majority

**OFFICER RECOMMENDATION**

That the Monthly Financial Activity Statement for the period 1 July 2024 to 30 September 2024 be RECEIVED.

**12.3 Commercial Services**

Nil

**13 ITEMS FOR INFORMATION ONLY**

Nil

**14 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

Nil

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

**15.1 Elected Members**

**15.2 Shire Officers**

**16 MATTERS BEHIND CLOSED DOORS****OFFICER RECOMMENDATION**

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 5.23(2) of the Local Government Act 1995:

**16.1 One Tree Community Services Lease**

This matter is considered to be confidential under Section 5.23(2) - c) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.

17 CLOSURE OF MEETING