

# **Ordinary Meeting of Council**

## **AGENDA**

# 15 April 2021

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## SHIRE OF BROOMEHILL-TAMBELLUP

## NOTICE OF MEETING

An Ordinary Meeting of Council of the Shire of Broomehill-Tambellup will be held in the Tambellup Council Chambers on Thursday 15 April 2021 commencing at 4.30pm.

**KB Williams** 

**Chief Executive Officer** 

#### **DISCLAIMER**

No responsibility whatsoever is implied or accepted by the Shire of Broomehill-Tambellup for any act, omission or statement or intimation occurring during Council or Committee meetings. The Shire of Broomehill-Tambellup disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during Council or Committee meetings. Any person or legal entity who acts or fails to act in reliance upon any statement, act or omission made in a Council or Committee meeting does so at that person's or legal entity's own risk.

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

Signature of Staff Recording Interest

## Shire of Broomehill-Tambellup

## **REGISTER OF INTERESTS**

## **RECORD OF DISCLOSURES MADE**

NAME OF PERSON MAKING DISCLOSURE				
Full Name				
Date of Disclosure				
Council Meeting YES [ ]	NO [ ] (Tick Box)			
OR				
Committee Meeting YES [ ]	NO [ ]			
Name of Committee Meeting:				
tem Number				
Nature and Extent of Interest:				
Date	Signature			
	(OFFICE USE ONLY)			
Minute Book Page No:				



## **NOTICE OF MOTION**

SUBMITTED BY COUNCILLOR:	
COUNCIL MEETING:	
I give notice of my intention to move the following mo pursuant to Clause 3.7 of Standing Orders:	tion at the next Ordinary Meeting of the Council
MOTION:	
COUNCILLOR COMMENT	
Councillor	Date

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## 1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

### 2. ANNOUNCEMENTS FROM THE PRESIDING MEMBER

### 3. ATTENDANCE

Cr MC Paganoni President

Cr ME White Deputy President

Cr MC Nazzari Cr CJ Letter Cr DT Barritt Cr SH Penny

KB Williams Chief Executive Officer (CEO)

P Vlahov Manager Works

KP O'Neill Manager Finance and Administration
PA Hull Strategic Support & Projects Officer

LK Cristinelli Executive Assistant

### 3.1 APOLOGIES

#### 3.2 APPROVED LEAVE OF ABSENCE

Cr Holzknecht has been approved a Leave of Absence for the 15 April 2021 Ordinary Council Meeting.

#### 4. DECLARATION OF INTEREST

- 5. PUBLIC QUESTION TIME
- 6. PRESENTATIONS/DEPUTATIONS/PETITIONS/SUBMISSIONS
- 7. ITEMS BROUGHT FORWARD BY DECISION OF COUNCIL
- 8. CONFIRMATION OF PREVIOUS MEETING MINUTES

#### 8.1 ORDINARY MEETING OF COUNCIL MINUTES 18 MARCH 2021

### **Recommendation:**

That the Ordinary Meeting of Council Minutes of 18 March 2021 be accepted.

#### 8.2 SPECIAL MEETING OF COUNCIL MINUTES 29 MARCH 2021

#### Recommendation:

That the Special meeting of Council Minutes of 29 March 2021 be accepted.

#### 9. RECEIPT OF COMMITTEE MEETING MINUTES HELD SINCE LAST MEETING

## 9.1 BUSHFIRE ADVISORY COMMITTEE (BFAC) MEETING MINUTES 31 MARCH 2021

#### **Recommendation:**

That the Bushfire Advisory Committee Meeting Minutes of 31 March 2021 be accepted.

# 9.2 ADOPTION OF THE RECOMMENDATIONS OF THE BUSHFIRE ADVISORY COMMITTEE MEETING MINUTES OF 31 MARCH 2021

#### 9.2.1

### **Recommendation:**

That the Bushfire Advisory Committee advises Council that the following appointments to the position of Brigade Fire Control Officers and Fire Weather Officers for the 2021/2022 fire season are endorsed:

## Fire Control Officers:

Broomehill East Brigade - Craig Dewar

Moved: Wayne Newbey Seconded: Michael Altus Carried

Broomehill West Brigade - Ed Anderson

Moved: Laurie Hull Seconded: Nick Lockyer Carried

Broomehill Central Brigade - Nick Nelissen

Moved: Neil Tears Seconded: Brian Conning

For 1, Against 7
Not Carried

Tambellup East Brigade - Al Clark

Moved: Mario Cristinelli Seconded: Kim Oliver Carried

Tambellup West Brigade - Nick Lockyer

Moved: Craig Dewar Seconded: Ed Anderson Carried

Tambellup Volunteer Fire & Emergency Service – Laurie Hull

Moved: Nick Lockyer Seconded: Wayne Newbey Carried

## Fire Weather Officers:

- 1. Michael Altus
- 2. Kim Oliver
- 3. Nick Lockyer
- 4. Ed Anderson
- 5. Al Clark
- 6. Craig Dewar

#### 9.2.2

## **Recommendation:**

That the trigger for a Harvest Vehicle Movement Ban be set at 29 FDI for measurement purposes.

## 10. REPORTS OF OFFICERS

10.01 FINANCIAL STATEMENTS FOR FEBRUARY & MARCH 2021
Attachment: Monthly Financial Statements for February & March 2021

File Ref: Nil

**Author:** KP O'Neill - Manager Finance and Administration

**Date:** 09 April 2021

Disclosure of Interest: Nil

#### **SUMMARY**

Council to consider the monthly financial report for the period ending 28 February 2021 and 31 March 2021.

### **BACKGROUND**

The Local Government (Financial Management) Regulations 1996 require a statement of financial activity to be prepared each month and prescribe the contents of that report and accompanying documents. The report is to be presented at an ordinary meeting of the Council within 2 months after the end of the month to which the report relates.

Each financial year, Council is required to adopt a percentage or value to be used in the statement of financial activity for reporting material variances.

As part of the 2020/21 budget process, Council adopted 10% or \$10,000 as the material variance for reporting purposes for the year.

## **COMMENT**

Note 2 in the financial statements provides commentary on the material variances shown in the statement of financial activity by reporting program, which is a requirement of the Local Government (Financial Management) Regulations 1996.

Receivables - which includes outstanding rates, emergency services levy, pensioner rebates and other 'sundry' debtors - is reported at Note 6.

Note 8 tracks capital grants and contributions, the unspent balance of which is reported as 'Restricted Cash' throughout the financial report.

Capital revenue and expenditure is detailed in Note 12, which includes plant replacement, road construction, building improvements, reserve transfers and loan transactions.

### **CONSULTATION**

Nil

#### STATUTORY ENVIRONMENT

Local Government (Financial Management) Regulations 1996

- 34. Financial activity statement report
- (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);

- (b) budget estimates to the end of the month to which the statement relates;
- (c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;
- (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;
  - (b) an explanation of each of the material variances referred to in subregulation (1)(d); and
  - (c) such other supporting information as is considered relevant by the local government.

## **POLICY IMPLICATIONS**

Nil

## **STRATEGIC IMPLICATIONS**

This issue is not dealt with in the Plan

### FINANCIAL IMPLICATIONS

The report represents the financial position of the Council at the end of the previous month.

### **VOTING REQUIREMENTS**

Simple Majority

### OFFICER RECOMMENDATION

That the Financial Statements for the period ending 28 February 2021 and 31 March 2021 be adopted.

10.02 CREDITORS ACCOUNTS PAID MARCH 2021

Attachment: List of Payments for March 2021

File Ref: Nil

**Author:** KP O'Neill – Manager Finance and Administration

**Date:** 09 April 2021

Disclosure of Interest: Nil

### **SUMMARY**

Council to consider the list of payments made from the Municipal and Trust Funds during March 2021.

### **BACKGROUND**

The Local Government (Financial Management) Regulations 1996 prescribe that a list of accounts paid under delegated authority by the CEO is to be prepared each month, providing sufficient information to identify the transactions.

The list is to be presented to the Council at the next ordinary meeting after the list is prepared and recorded in the minutes of that meeting.

### **COMMENT**

Summary of payments made for the month:-

\$541,980.94
\$0.00
\$1,191.05
\$543,171.99

## **CONSULTATION**

Nil

### **STATUTORY ENVIRONMENT**

Local Government (Financial Management) Regulations 1996

## 13. Lists of accounts

- (1) If the local government has delegated authority to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared
  - (a) the payee's name;
  - (b) the amount of the payment;
  - (c) the date of the payment; and
  - (d) sufficient information to identify the transaction.

## **POLICY IMPLICATIONS**

Nil

## STRATEGIC IMPLICATIONS

This issue is not dealt with in the Plan

## **FINANCIAL IMPLICATIONS**

Lists the payments made from Municipal and Trust Funds during the previous month.

## **VOTING REQUIREMENTS**

Simple Majority

## **OFFICER RECOMMENDATION**

That the list of accounts paid during March 2021, consisting of -

- Municipal Fund cheque, EFT and direct debit payments totalling \$541,980.94;
- Trust Fund cheque payments totalling \$0.00; and
- Credit Card payments totalling \$1,191.05

be endorsed.

10.03 BROOMEHILL CARAVAN PARK CABINS – RENTAL FEE

Attachment: Nil

File Ref: ADM0066

**Author:** KP O'Neill – Manager Finance & Administration

**Date:** 09 April 2021

Disclosure of Interest: Nil

#### **SUMMARY**

Council to set the rental charges for the newly constructed cabins at the Broomehill Caravan Park.

### BACKGROUND

Two cabins were constructed at the Broomehill Caravan Park as part of the Great Southern Housing Initiative project. A two bedroom cabin and single bedroom cabin have been built; construction and fitout is now complete.

The cabins are ready for hire to customers, however Council needs to determine a rental fee to enable this.

### **COMMENT**

Staff have investigated the fees currently charged by other Shires that manage cabins at their Caravan Parks, and recommend the following be applied –

2 Bedroom cabin (maximum occupancy 4 people)

Nightly rate \$130.00 for one person Additional people \$10.00 per person

Weekly rate \$700.00

Bond \$200.00 (refundable after inspection)

1 Bedroom cabin (maximum occupancy 2 people)

Nightly rate \$110.00 for one person Additional people \$10.00 per person

Weekly rate \$550.00

Bond \$200.00 (refundable after inspection)

The cabins will be serviced weekly for visitors renting them by the week, for short stay visitors they will be cleaned after departure. Cleaning costs form part of the rental charge, and will not be charged separately unless any damage exceeds the bond.

Operational procedures for management of the cabins are being developed by Senior Staff, and will be communicated to all administration staff.

### **CONSULTATION**

**Chief Executive Officer** 

## STATUTORY ENVIRONMENT

Local Government Act 1995

- s6.16. Imposition of fees and charges
- (1) A local government may impose\* and recover a fee or charge for any goods or service it provides or proposes to provide, other than a service for which a service charge is imposed.

  \* Absolute majority required.
- (2) A fee or charge may be imposed for the following
  - (a) providing the use of, or allowing admission to, any property or facility wholly or partly owned, controlled, managed or maintained by the local government;
  - (b) supplying a service or carrying out work at the request of a person;
  - (c) subject to section 5.94, providing information from local government records;
  - (d) receiving an application for approval, granting an approval, making an inspection and issuing a licence, permit, authorisation or certificate;
  - (e) supplying goods;
  - (f) such other service as may be prescribed.
- (3) Fees and charges are to be imposed when adopting the annual budget but may be
  - (a) imposed\* during a financial year; and
  - (b) amended\* from time to time during a financial year.

#### **POLICY IMPLICATIONS**

There are no policy implications

## **STRATEGIC IMPLICATIONS**

Strategic Community Plan 2018-2028

KRA Two – Our Economy

2.1 Our community provides a unique tourism and visitor experience

Objective 2.1.3 Develop and support options for short stay visitor accommodation

## FINANCIAL IMPLICATIONS

Rental income will be received once the cabins are being occupied.

## **VOTING REQUIREMENTS**

Absolute Majority for imposition of a new fee or charge

## OFFICER RECOMMENDATION

That Council sets the following charges for the cabins at the Broomehill Caravan Park –

2 Bedroom cabin (maximum occupancy 4 people)

Nightly rate \$130.00 for one person

Additional people \$10.00 per person

Weekly rate \$700.00

Bond \$200.00 (refundable after inspection)

• 1 Bedroom cabin (maximum occupancy 2 people)

Nightly rate \$110.00 for one person

Additional people \$10.00 per person

Weekly rate \$550.00

Bond \$200.00 (refundable after inspection)

<sup>\*</sup> Absolute majority required.

10.04 ENDORSEMENT OF APPOINTMENT OF FIRE CONTROL OFFICERS

Attachment: Nil

File Ref: ADM0461

Author: L Paskevicius – Finance/Administration Officer

**Date:** 07 April 2021

Disclosure of Interest: Nil

#### **SUMMARY**

Council to endorse the appointment of Community Emergency Services Manager, Cindy Pearce and the Shire Ranger, Damon Powell as Fire Control Officers (FCO's) for the 2021/2022 fire season.

### **BACKGROUND**

Fire Control Officers are appointed on an annual basis.

Section 38 of the *Bush Fire Act 1954* gives local authorities the authority to appoint such persons as it deems necessary.

Council's endorsement of these appointments is required.

#### **COMMENT**

The Department for Fire and Emergency Services has requested that the Community Emergency Services Manager be appointed as a Fire Control Officer. This assists brigades with on ground operations, administration and compliance.

The appointment of the Shire Ranger as an FCO fulfils the position objectives including 'Act as an authorised officer to implement enforcement of the Dog Act, Cat Act, Bush Fires Act, Local Government Act and other miscellaneous legislation and regulations, in accordance with Council Local Laws and policies and will assist the current FCOs, Community Emergency Services Manager and other shire staff in undertaking seasonal tasks such as the property inspections and advice on issuing of infringements as per the *Bush Fires Act 1954*.

The Community Emergency Services Manager and Shire Rangers FCO appointment will be reviewed on an annual basis to fall in with the other brigade FCO appointments.

The required training has been completed.

## **CONSULTATION**

Chief Executive Officer

### **STATUTORY ENVIRONMENT**

Bush Fires Act 1954

## **POLICY IMPLICATIONS**

Council Policy 6.2 – 'Appointment of Bush Fire Control Officers' which states:

- '1. To be eligible for appointment as a Bush Fire Control Officer a person must have completed the Bush Fire Control Officer Training Program not more than five years prior to appointment.
- 2. Notwithstanding Item 1 above, a person will be eligible for appointment as a Bush Fire Control Officer if they complete the Bush Fire Control Officer Training Program within six months of appointment.'

## **STRATEGIC IMPLICATIONS**

Strategic Community Plan 2018-2028

Key Result Area 1: Our People

- 1.1.3 Promote and support activities that enhance the community's sense of safety and wellbeing.
- 1.5.1 Promote excellence in governance, compliance, regulation, reporting, customer service and delivery of outcomes that are in the best interests of our residents

## FINANCIAL IMPLICATIONS

There are no financial implications associated with this matter.

## **VOTING REQUIREMENTS**

Simple Majority

## OFFICER RECOMMENDATION

That Council endorses the appointment of Community Emergency Services Manager Cindy Pearce and Shire Ranger Damon Powell as Fire Control Officers for the 2021-2022 fire season.

10.05 WORKS REPORT FOR APRIL 2021

Attachment: Plant Maintenance Report – April 2021

File Ref: Nil

**Author:** P Vlahov – Manager of Works

**Date:** 07 April 2021

Disclosure of Interest: Nil

#### **SUMMARY**

Council to consider the Manager of Works Report for April 2021.

#### **BACKGROUND**

The Manager of Works Report is provided for Council's information.

## **COMMENT**

## Road Construction Program

- The construction team have completed the widening of the curve located on Tieline Road at the intersection with Moulyerup Road, Broomehill. Bitumen has been ordered.
- Signage has been installed at the Flat Rocks Road Black Spot project. This has now completed the project.
- Some minor reseal and patching work on Tambellup West Road will complete this years Program.

Work has commenced on the Crowden Street, Tambellup footpath and kerbing upgrade.

## Plant Replacement

• Staff have commenced compiling and costing items to be considered for the next financial year.

#### Maintenance Works

- Traffic Counters have been placed on various roads in accordance with Regional Road Group future funding applications.
- Installation of guide posts on various roads.
- Sign repairs and installations.
- The various signs throughout the shire that were painted with graffiti have now been replaced.
- Various pothole patching.
- Ongoing general maintenance as required.

### Occupational Safety and Health

Inspections have been completed at both Broomehill and Tambellup Shire Depots.

## Parks and Gardens

- Fertilized both ovals.
- Tidy and upgrade of gardens at Sandalwood Villas.
- General garden maintenance, oval mowing and weed control.
- The pumps located at both Jam Creek Dams have been struck by lightning and will be repaired as an insurance claim.
- The Jam Creek dams have received some run off and are at about one third capacity.
- Street and footpath sweeping.

#### **RAV Requests Update**

• All work required for outstanding reclassifications has been completed. Awaiting Main Roads WA response.

## **Depot Maintenance**

## Tambellup Depot

New Fencing has been erected along the Bridge Street boundary.

## **Broomehill Depot**

General house-keeping.

## Ranger Report

- Patrols of Broomehill and Tambellup town sites
- Patrols of bush reserves
- Fire break inspection of non-compliant block with Chief Bushfire Control Officer
- One dog impounded
- Injured kangaroo euthanized

## **Building Maintenance Report**

- Ongoing Works request forms and general maintenance completed
- Range hood issues rectified at Holland court units
- Lavieville Unit 1 and 2 ready and advertised for rent
- Fire alarm system procedure updated and staff re-trained
- Quotes for the Tambellup Pavilion hand rails to be received, one work order sent for the bowling green ramp
- Shelf installed at the Broomehill fire shed for the truck charger to make it safer
- 11 Lavarock Street cleaned, garden tidied and new photos taken by the Real Estate Agent to add to listing
- Two additional cameras installed at the Tambellup Pavilion to face the oval
- Broomehill Caravan Park cabins fitted out
- Quotes received for the Broomehill Pub façade to be painted have been awarded
- Issues for carpark lighting identified and booked for repair at the Tambellup Pavilion
- 20 Henry Street house issues raised by Agent listed and booked for repair
- Shire Buildings have been inspected by Building Inspector and issues raised to be added to the next budget if not urgent
- Plumber repaired issues with the Tambellup Refuse Site hut

For Council discussion and comment.

## **CONSULTATION**

Nil

## **STATUTORY ENVIRONMENT**

Local Government Act 1995

## **POLICY IMPLICATIONS**

Nil

## **STRATEGIC IMPLICATIONS**

KRA 1: Our People - Objectives 1.5.1; 1.5.2; 1.5.3 KRA 3: Our Places - Objectives 3.1.2; 3.3.3; 3.3.1; 3.4.1

## **FINANCIAL IMPLICATIONS**

Costs for activities outlined within the Manager of Works monthly report are reflected in the annual budget.

## **VOTING REQUIREMENTS**

Simple Majority

## OFFICER RECOMMENDATION

That Council receives the report from the Manager of Works for the month of April 2021.

11. MATTERS FOR WHICH THE MEETING MAY BE CLOSED

Nil

- 12. APPLICATIONS FOR LEAVE OF ABSENCE
- 13. ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN
- 14. QUESTIONS FROM MEMBERS WITHOUT NOTICE
- 15. NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING
- 16. CLOSURE