

SHIRE OF MT MARSHALL

MINUTES

Notice is hereby given that an Ordinary Meeting of Council was held on Tuesday 16 June 2020, in Council Chambers, 71 Monger St, Bencubbin, commencing at 4:00pm.

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John Nuttall
Chief Executive Officer

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 - 9.1 President

The President represented the Shire at the following meetings and training opportunities from 20 May to 16 June 2020.

20/05/2020 Kununoppin Medical Practice Committee Meeting, Zoom

Electronic, with CEO John Nuttall.

21/05/2020 Mt Marshall Local Emergency Management Committee Meeting,

Council Chambers, with Chief Executive Officer John Nuttall, Regulatory Officer/Executive Officer Jack Walker and Community

Development Officer Rebecca Watson.

22/05/2020 WALGA COVID-19 Briefing Webinar with CEO John Nuttall

26/05/2020 Operational Area Support Group (OASG) Wheatbelt Electronic

Meeting COVID-19

29/05/2020 WALGA COVID-19 Briefing Webinar

4/06/2020 Corporate Information Session, Council Chambers, with Deputy

President Cr Nick Gillett, Cr Brendan Geraghty, Cr Tanya Gibson, Cr Leeanne Gobbart, Cr Stuart Putt, Cr Ian Sanders and CEO John

Nuttall

9/06/2020 Operational Area Support Group (OASG) Wheatbelt, Wheatbelt

Interagency Exercise "Wheatbelt Outbreak COVID-19", Electronic

Zoom

11/06/2020 Great Eastern Country Zone (GECZ) Executive Committee Meeting,

Teleconference

16/06/2020 Project Aware Councillor Training, Video Conference Bencubbin

Community Resource Centre with Deputy President Cr Nick Gillett, Cr Brendan Geraghty, Cr Tanya Gibson, Cr Leeanne Gobbart, Cr

Stuart Putt and Cr Ian Sanders

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 - 12.7 Development
 - 12.8 Environmental Health Officer
- 13. Elected Members' Motions of Which Previous Notice Has Been Given
- 14. New Business of an Urgent Nature Introduced by Decision of the Meeting
- 15. Next Meeting Tuesday 21 July 2020 commencing at 3:00pm in Council Chambers, Monger St, Bencubbin
- 16. Closure of Meeting

1.0 Declaration of Opening / Announcement of Visitors

The Presiding Member declared the meeting open at 4.00pm and welcomed all those present.

2.0 Record of Attendance / Apologies / Approved Leave of Absence

In Attendance

Cr ARC Sachse President

Cr NR Gillett Deputy President

Cr LN Gobbart Councillor 4.00-4.28, 4.47-5.00pm

Cr TM Gibson Councillor
Cr IC Sanders Councillor
Cr BC Geraghty Councillor
Cr SR Putt Councillor

Mr John Nuttall Chief Executive Officer

Ms Tanika McLennan Finance and Administration Manager

Ms Nadine Richmond Executive Assistant

Mrs Tracy Tranter Member of the Public 4.00-4.57pm

Mr Len Cargeeg Member of the Public

Apologies

Nil

3.0 Standing Orders

2020/6-001 COUNCIL DECISION:

That Standing Order number 9.2 - Limitation of Number of Speeches be suspended for the duration of the meeting to allow for greater debate on items in the agenda.

Moved Cr TM Gibson Seconded Cr LN Gobbart Carried 7/0

4.0 Public Questions

4.1 Response to Public Questions Taken on Notice

Nil

4.2 Public Question Time

The Presiding Member declared public question time open at 4:01pm and closed at 4:02pm.

5.0 Applications for Leave of Absence

Nil

6.0 Declarations of Interest

Cr LN Gobbart declared a proximity interest in item 12.1.16 being that she has an investment in a neighbouring property to the subject block.

7.0 Confirmation of Minutes of Previous Meetings

7.1 Minutes of the Ordinary Meeting held on Tuesday 19 May 2020

2020/6-002 OFFICER RECOMMENDATION/COUNCIL DECISION:

That the Minutes of the Ordinary Meeting of Council held on Tuesday 19 May 2020 be confirmed as a true and correct record of proceedings.

Moved Cr LN Gobbart

Seconded Cr IC Sanders

Carried 7/0

7.2 Minutes of the Special Meeting held on Thursday 21 May 2020

2020/6-003 OFFICER RECOMMENDATION/COUNCIL DECISION:

That the Minutes of the Special Meeting of Council held on Thursday 21 May 2020 be confirmed as a true and correct record of proceedings.

Moved Cr IC Sanders

Seconded Cr SR Putt

Carried 7/0

8.0 Announcements by Presiding Person Without Discussion

The Shire of Mt Marshall would like to thank community members and visitors for their continued adherence to regulations during the COVID-19 pandemic. As the different WA Roadmap phases are rolled out it's important to remember to continue to follow Department of Health guidelines. If you are feeling unwell please seek medical advice as soon as possible.

The Shire of Mt Marshall would like to thank Dr Brian Walker for the delivery of medical services to our region over recent years. We welcome Dr Adewale Olatunji (Dr Olat) as the new GP at the Kununoppin Medical Practice, and wish him well.

Reports are coming through that the new Telstra Mobile Base Station at Tampu is now in operation. This is a much-welcomed service and will add many social, economic and emergency service benefits to residents, agencies, contractors and tourists within our Shire. Thank you to the Shire of Mt Marshall staff for promoting the need for this service, which has helped identify the area as a priority for the Federal Government Mobile Black Spot Program.

The Shire of Mt Marshall would like to extend our condolences to the family of Annette Gillett, who passed away suddenly on Friday, 12th June 2020. Annette lived with her family in Bencubbin for many years. Her husband David was a Councillor for the Shire of Mt Marshall, and her son Nick is currently Deputy President. Annette is remembered for her support of the Mt Marshall and Districts Agricultural Society and as an accomplished cook, crafts person and gardener. Rest in Peace.

9.0 Report's of Councillors

9.1 President's Report

Purpose:

This report is prepared by the President to provide Council and the community of Mt Marshall with information about activities undertaken.

Comment:

The President represented the Shire at the following meetings and training opportunities from 20 May to 16 June 2020:

16 Julie 2020.
Kununoppin Medical Practice Committee Meeting, Zoom
Electronic, with CEO John Nuttall.
Mt Marshall Local Emergency Management Committee Meeting,
Council Chambers, with Chief Executive Officer John Nuttall,
Regulatory Officer/Executive Officer Jack Walker and Community
Development Officer Rebecca Watson.
WALGA COVID-19 Briefing Webinar with CEO John Nuttall
Operational Area Support Group (OASG) Wheatbelt Electronic
Meeting COVID-19
WALGA COVID-19 Briefing Webinar
Corporate Information Session, Council Chambers, with Deputy
President Cr Nick Gillett, Cr Brendan Geraghty, Cr Tanya Gibson,
Cr Leeanne Gobbart, Cr Stuart Putt, Cr Ian Sanders and CEO John
Nuttall
Operational Area Support Group (OASG) Wheatbelt, Wheatbelt
Interagency Exercise "Wheatbelt Outbreak COVID-19", Electronic
Zoom
Great Eastern Country Zone (GECZ) Executive Committee Meeting,
Teleconference
Project Aware Councillor Training, Video Conference Bencubbin
Community Resource Centre with Deputy President Cr Nick Gillett,
Cr Brendan Geraghty, Cr Tanya Gibson, Cr Leeanne Gobbart, Cr
Stuart Putt and Cr Ian Sanders

9.2 Councillors

Nil

10.0 Petitions / Deputations / Presentations / Submissions

Nil

11.0 Reports of Committees

11.1 Local Emergency Management Committee

11.1.1 Minutes of Local Emergency Management Committee Meeting held 21 May 2020

File No: 4.0071
Location/Address: N/A
Name of Applicant: N/A
Name of Owner: N/A

Author: Nadine Richmond – Executive Assistant

11.1.1 – Minutes of the Local Emergency

Attachments: Management Committee Meeting held

Thursday 21 May 2020

Declaration of Interest: Nil

Voting Requirements: Simple Majority

Previously Considered: N/A

Background:

Nil

Consultation:

Nil

Statutory Environment:

Local Government Act (1995)

Section 5.8: Establishment of Committees

A local government may establish committees of three (3) or more persons to assist the Council and to exercise the powers and discharge the duties of the local government that can be delegated to committees.

Relevant Plans and Policy:

Local Emergency Management Arrangements

Financial Implications:

Nil

Risk Assessment:

Emergency Management is a core responsibility of local government and failure to comply with the legislation would find it in breach of the Local Government Act 1995.

Community & Strategic Objectives:

CIVIC LEADERSHIP - provide accountable and transparent leadership:

- C1.1 Enhance open and interactive communication between Council and the community
- C1.2 Promote and support community members' participation in the Shires' governance

SOCIAL - Provide services and processes to enhance public safety:

S 3.1 Support provision of emergency services such as bush fire brigades, ambulance and LEMC

Comment:

The minutes of the Mt Marshall Local Emergency Management Committee meeting held on Thursday 21 May 2020 are submitted for Council information.

2020/6-004 OFFICER RECOMMENDATION/COUNCIL DECISION:

That the minutes of the Mt Marshall Local Emergency Management Committee meeting held on Thursday 21 May 2020 be received.

Moved Cr SR Putt Seconded Cr TM Gibson Carried 7/0

12.0 Reports of Officers

12.1 Chief Executive Officer

12.1.12 Avongro – Request for Waiver of Charge

File No: 4.0236 Location/Address: Gabbin

Name of Applicant: Avongro Inc

Name of Owner: N/A

Author: John Nuttall – Chief Executive Officer

Attachments: 12.1.12 - Correspondence from Avongro Inc

Declaration of Interest: Nil

Voting Requirements: Simple Majority

Previously Considered: Nil

Background:

Correspondence has been received from Liz Kington, Deputy Chair Avongro Inc (copy attached) requesting that Council consider waiving the fees for the hire of two portable toilets for the weekend of 4 & 5 July when they are holding their annual tree planting festival.

The cost for hiring of two toilets for a weekend would be \$294 (GST inclusive). Arrangements for the collection and return of the toilets have already been made by the group so this would be the only cost involved.

Consultation:

Correspondence making this request has been received and is attached.

Statutory Environment:

Local Government Act 1995

- 6.12. Power to defer, grant discounts, waive or write off debts
- (1) Subject to subsection (2) and any other written law, a local government may —
- (a) when adopting the annual budget, grant* a discount or other incentive for the early payment of any amount of money; or
- (b) waive or grant concessions in relation to any amount of money; or
- (c) write off any amount of money, which is owed to the local government.
- * Absolute majority required.

Relevant Plans and Policy:

Nil

Financial Implications:

There would be a reduction of income to the Shire of \$294 for the hire of the toilets should this request be granted.

Risk Assessment:

As with any request of this nature it can create a precedent for the Shire when considering future similar applications.

Community & Strategic Objectives:

Outcome 3.1 Maintain and improve access and connectivity to our natural assets

- 3.1.1 Identify vulnerable environments or areas in need of protection
- 3.1.2 Encourage eco-tourism through the district
- 3.1.3 Support protection of existing and remnant vegetation
- 3.1.4 Encourage and support community awareness and participation in environmental projects

Outcome 4.3 A local government that is highly respected, professional, trustworthy and accountable

- 4.3.5 Use resources efficiently and effectively
- 4.3.6 Operate in a financially sustainable manner

Comment:

Given the nature of the work that Avongro Inc are undertaking and the fact that they are a small not-for -profit organisation it is recommended that Council consider their request favourably. The loss of income involved is minimal and it will certainly assist the function to run in an appropriate manner especially considering the need to maintain good hygiene in the wake of the COVID-19 pandemic.

2020/6-005 OFFICER'S RECOMMENDATION/COUNCIL DECISION:

That Council, subject to section 6.12 Local Government Act 1995, waive the charge of \$294 to Avongro Inc. for the hire of two portable toilets for the weekend of 4 and 5 July 2020.

Moved Cr TM Gibson Seconded Cr LN Gobbart Carried 7/0

12.1.13 NEWHealth Scheme

File No: 4.0240
Location/Address: N/A
Name of Applicant: Nil
Name of Owner: N/A

Author: John Nuttall – Chief Executive Officer

Attachments: 12.1.13 - NEWHealth Memorandum of

Understanding

Declaration of Interest: Nil

Voting Requirements: Simple Majority

Previously Considered: Nil

Background:

The NEWHealth scheme which provides Environmental Health Services to the NEWROC Shires is governed by a Memorandum of Understanding (MOU) signed by the parties involved in the scheme. The scheme employs an Environmental Health Officer (EHO) who provides health services to the Shires. Currently Mt Marshall administers the scheme.

The NEWROC Chief Executive Officer's (CEO's) have been made aware that the Shire of Mukinbudin intend to pull out of the scheme as they have made alternative arrangements for provision of health services with another shire. Additionally the Shire of Trayning have indicated that they wish to reduce the level of service that they currently receive.

Conversations have been held with the Shire of Dowerin CEO (given that they are now part of NEWROC) to determine if they would wish to be involved in the scheme. That decision will be taken by their Council shortly.

Consultation:

There have been discussions between the NEWROC CEO's regarding the current MOU, service agreement and delivery options. There have also been discussions with Mr Peter Toboss the NEWHealth EHO regarding the scheme and potential ways in which service delivery to the scheme could be improved.

Statutory Environment:

Whilst there is no statutory requirement to employ an EHO, the Shire does have several legislative requirements particularly regarding delivery of health assessments of food premises, aquatic facilities (including water quality testing) and other environmental health responsibilities.

Relevant Plans and Policy:

There is a current MOU (copy attached) which will need to be reviewed given the changes which will need to occur to the scheme.

Financial Implications:

The scheme currently costs Mt Marshall in the region of \$36,000 per year. That figure may increase if the number of Shires involved reduces overall.

Risk Assessment:

Without an EHO provided as part of the scheme the Shire would have to contract the services mentioned above from elsewhere. Not only could this be more costly it would certainly reduce the service provision to the community.

Community & Strategic Objectives:

Outcome 4.2 Strong representation on behalf of the Community

4.2.3 Facilitate resource sharing and actively participate in partnerships on a regional basis

Outcome 4.3 A local government that is highly respected, professional, trustworthy and accountable

- 4.3.2 Provide sufficient resources to facilitate effective governance
- 4.3.3 Ensure compliance with all relevant legislation
- 4.3.5 Use resources efficiently and effectively
- 4.3.6 Operate in a financially sustainable manner

Comment:

The Chief Executive Officer believes that the NEWHealth scheme is a valuable one and would recommend to Council that Mt Marshall remain part of the scheme. This will enable the Shire to undertake the legislative requirements placed upon it through the EHO employed by the scheme.

Whilst it is not possible to provide final costings of a revised scheme (as this will depend upon which other Shires are involved) indications are that the majority of the NEWROC Shires intend to remain part of the scheme which will mean that the cost is not increased dramatically. Should several of the NEWROC Shires decide to pull out at this stage, causing the cost of the scheme to increase substantially, then the matter would be brought back to Council to determine what other options are available and financially achievable.

It is intended, should Council vote in favour of the officer recommendation to continue in the scheme, that when a new MOU has been prepared and the associated scheme costings been finalised that the matter would come back to Council for final approval prior to the MOU being signed.

2020/6-006 OFFICER'S RECOMMENDATION/COUNCIL DECISION:

That Council:

- 1. Confirm the 'in principal' commitment of the Shire of Mt Marshall to the NEWHealth Scheme
- 2. Direct the Chief Executive Officer to liaise with the NEWROC Chief Executive Officers to prepare a revised NEWHealth Scheme Memorandum of Understanding
- 3. Direct that the revised Memorandum of Understanding and NEWHealth scheme service provision cost be presented to Council for adoption prior to finalising the documents.

Moved Cr SR Putt

Seconded Cr BC Geraghty

Carried 7/0

12.1.14 COVID-19 Grant Schemes Feedback

File No: N/A
Location/Address: N/A
Name of Applicant: Nil
Name of Owner: N/A

Author: John Nuttall – Chief Executive Officer

Attachments: Nil Declaration of Interest: Nil

Voting Requirements: Simple Majority

Previously Considered: Nil

Background:

At the Special Council Meeting held on 6 May 2020 the following resolution was passed:

That Council:

- 1. Endorse the Shire providing a grant scheme for community sporting groups and not for profit groups as outlined above up to a maximum of \$1500 per group
- 2. Endorse the Shire providing Business on line presence funding as outlined above up to a maximum of \$1000 per business
- 3. Resolve to refund facility hire costs invoiced to the Bencubbin winter sports groups (Bencubbin Football Club, Bencubbin Hockey Club and Bencubbin Netball Club) up to 30 June 2020
- 4. Resolve to pay to the Beacon Community Recreation Council the power costs associated with the Beacon Recreation Centre for the period 1 April 2020 to 30 June 2020 on condition that those power costs are not passed onto the Beacon Winter Sports groups by the Beacon Community Recreation Council, or those groups are refunded the power costs should they already have been passed onto the sporting clubs
- 5. Delegate authority to the Chief Executive Officer to assess and administer the above funding opportunities

Moved Cr TM Gibson Absolute Majority Seconded Cr SR Putt

Carried 6/0

As a result of this resolution the schemes were advertised in the local papers and open for applications for two weeks. Applications closed on 29 May and were assessed and processed the following week.

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Nil

Statutory Environment:

Nil

Relevant Plans and Policy:

Nil

Financial Implications:

Council set a budget of \$85000 to deal with Covid-19 related issues including these grant schemes.

Risk Assessment:

Outcome 4.3 A local government that is highly respected, professional, trustworthy and accountable

- 4.3.2 Provide sufficient resources to facilitate effective governance
- 4.3.5 Use resources efficiently and effectively
- 4.3.6 Operate in a financially sustainable manner

Community & Strategic Objectives:

Outcome 4.3 A local government that is highly respected, professional, trustworthy and accountable

- 4.3.2 Provide sufficient resources to facilitate effective governance
- 4.3.5 Use resources efficiently and effectively
- 4.3.6 Operate in a financially sustainable manner

Comment:

The Shire provided the two grant schemes aimed at supporting local sporting and community groups to obtain goods or services from local businesses and aimed at assisting businesses with their online offerings. The schemes seemed to be well received in the community.

At the close of the grant rounds a number of applications had been received for both schemes. After the applications were assessed the following awards were made:

Community Sporting and Not-for-profit Grant Recipients

Beacon Playgroup	\$1500
Beacon Bowling Club	\$1500
Beacon Football Club	\$1500
Bencubbin Sports Club	\$1164
Beacon Progress	\$1500
Beacon Men's Shed	\$929.50
Welbungin Progress	\$1500
Lake McDermott Group	\$1500
Beacon Hockey Club	\$880
Bencubbin Netball Club	\$1300
Bencubbin Hockey Club	\$930
Total	\$14,203,50

Business Online Presence Grant Recipients

The Body Coach

Table and Taste
Varley Transport
Beacon Bulletin
Vanessa Munns Music
Wild Orange Wellbeing
Beacon Central CRC
Luxe and Luna Linen
Bencubbin Truck N Auto
ICS Carpentry
Hands-On Therapeutic Massage
Fire and Slice Mobile Pizza

The online recipients will each receive up to \$1000 support for their chosen request, being either preparation of a new website, improvement of an existing website or other online assistance.

2020/6-007 OFFICER'S RECOMMENDATION/COUNCIL DECISION:

That Council receive the information.

Moved Cr TM Gibson Seconded Cr SR Putt

Carried 7/0

12.1.15 Offer to Purchase Vacant Land in Bencubbin

File No: 4.0059
Location/Address: N/A
Name of Applicant: Nil
Name of Owner: N/A

Author: John Nuttall – Chief Executive Officer

Attachments: 12.1.15 - Correspondence from Mr Halaka

Declaration of Interest: Nil

Voting Requirements: Simple Majority

Previously Considered: Nil

Background:

The Shire owns various pieces of land suitable for residential property construction across both Bencubbin and Beacon. This land has been advertised as being available for purchase for several years through various channels, including on-line.

The administration was recently contacted by Mr Sameh Fathy Hafez Halaka with an offer to purchase Lot 233 Baxter Street Bencubbin. His correspondence is attached.

Mr Halaka has offered to pay \$2500 for the vacant land in question, and further has indicated that he will build on the block within the next two to three years

Consultation:

Nil

Statutory Environment:

Local Government Act 1995

- 3.58. Disposing of property
 - (1) In this section
 - dispose includes to sell, lease, or otherwise dispose of, whether absolutely or not:
 - **property** includes the whole or any part of the interest of a local government in property, but does not include money.
 - (2) Except as stated in this section, a local government can only dispose of property to
 - (a) the highest bidder at public auction; or
 - (b) the person who at public tender called by the local government makes what is, in the opinion of the local government, the most acceptable tender, whether or not it is the highest tender.
 - (3) A local government can dispose of property other than under subsection (2) if, before agreeing to dispose of the property
 - (a) it gives local public notice of the proposed disposition
 - (i) describing the property concerned; and
 - (ii) giving details of the proposed disposition; and

(iii) inviting submissions to be made to the local government before a date to be specified in the notice, being a date not less than 2 weeks after the notice is first given;

and

- (b) it considers any submissions made to it before the date specified in the notice and, if its decision is made by the council or a committee, the decision and the reasons for it are recorded in the minutes of the meeting at which the decision was made.
- (4) The details of a proposed disposition that are required by subsection (3)(a)(ii) include
 - (a) the names of all other parties concerned; and
 - the consideration to be received by the local government for the disposition; and
 - (c) the market value of the disposition
 - (i) as ascertained by a valuation carried out not more than 6 months before the proposed disposition; or
 - (ii) as declared by a resolution of the local government on the basis of a valuation carried out more than 6 months before the proposed disposition that the local government believes to be a true indication of the value at the time of the proposed disposition.
- (5) This section does not apply to
 - (a) a disposition of an interest in land under the *Land Administration*Act 1997 section 189 or 190; or
 - (b) a disposition of property in the course of carrying on a trading undertaking as defined in section 3.59; or
 - (c) anything that the local government provides to a particular person, for a fee or otherwise, in the performance of a function that it has under any written law: or
 - (d) any other disposition that is excluded by regulations from the application of this section.

Relevant Plans and Policy:

Nil

Financial Implications:

Should Council be willing to accept the offer subject to the necessary advertising period then this sale will be budgeted in the 2020/21 budget which is currently being prepared.

Council needs to weigh up the potential economic benefit of selling the land, with the potential for construction on that land, against the potential to devalue other land and property within the town (and rest of the Shire) by selling for such a low amount as that offered.

Risk Assessment:

As mentioned in the financial implications section Council needs to balance the risk between a potential sale of land in Bencubbin at a lower amount than expected over any potential impact upon surrounding land values and future land sales.

Community & Strategic Objectives:

Outcome 4.3 A local government that is highly respected, professional, trustworthy and accountable

- 4.3.4 Ensure that facilities are being maintained, developed/rationalised in line with the Asset Management Plan and Long Term Financial Plan
- 4.3.6 Operate in a financially sustainable manner

Comment:

This is a difficult decision for Council to make. The land in question has been actively advertised as being available for purchase for some time, and whilst this is not the first interest which has been shown in purchasing the land (Council rejected an offer of \$2000 for this land in October 2019) serious consideration may be given to the offer which has been made. Against that however, the price offered is low and the indication is that the prospective purchaser intends to build on the land within the next two to three years. The knock-on effect of a sale at this value could also be detrimental to future land sales by the Shire and surrounding land values for the community.

On the basis of the above information, and as this is the first offer which has been made indicating an intention to build, it is recommended that Council gives consideration to the offer. Should Council resolve that they are prepared to accept the offer made there would be a requirement for the offer to be put out for public consultation. This period would then allow Council to receive feedback from the community and take account of any comments or objections prior to a final decision being taken by Council at a future Council Meeting.

OFFICER'S RECOMMENDATION:

That Council:

- 1. Subject to S3.58 (3) Local Government Act 1995 determine to dispose of the following Shire Owned land:
 - Lot 233 (7) Baxter Street, Bencubbin
- 2. Subject to S3.58 (3) Local Government Act 1995 direct the Chief Executive Officer to give local public notice that it is the intention of the Shire to dispose of the following blocks of land:
 - Lot 233 (7) Baxter Street, Bencubbin

for \$2500 subject to any public comment; and

3. Direct the Chief Executive Officer to present any public comments along with a final recommendation relating to disposal of the block of land, to the next available Ordinary Meeting of Council.

Moved Cr SR Putt

Seconded Cr IC Sanders

Lost 0/7

Chair	person	Initial
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Cr LN Gobbart declared a proximity interest in item 12.1.16 being that she has an investment in a neighbouring property to the subject block.

Cr LN Gobbart left the meeting at 4.28pm.

12.1.16 Request for Land – Bencubbin Truck and Autos

File No: 4.0226

Location/Address: 40 Monger St, Bencubbin
Name of Applicant: Bencubbin Truck and Autos

Name of Owner: Shire of Mt Marshall

Author: John Nuttall – Chief Executive Officer

Attachments: 12.1.16 - Correspondence from Bencubbin Truck

and Autos

Declaration of Interest: Nil

Voting Requirements: Simple Majority

Previously Considered: Nil

Background:

An approach has been made to the Shire (correspondence attached) regarding the possibility of Bencubbin Truck N Autos being gifted the land at 40 Monger Street, Bencubbin which adjoins their current property. The request is made on the basis that the company intend to extend their current premises to allow for safe and sheltered mechanical work to be undertaken upon large vehicles. It will extend the capacity of the business and it is anticipated to lead to further employment opportunities in the town. As is raised within the correspondence the venture will also depend upon negotiations for access with Bencubbin Sports Club which are currently ongoing.

There is also a request that Council 'roll over' the Economic Development Funding (EDF) provided this current financial year for a shed at the back of the property to next financial year and allow that money to be used for this project.

Additionally, Benny Truck N Auto would also like the Shire to be able to provide labour assistance relating to works needed to be undertaken on the land should it be gifted to them.

Benny Truck N Auto intend to apply for the Regional Economic Development (RED's) funding in the current round and would also require a letter of support for that application should Council be prepared to agree to their requests.

Consultation:

There have been some preliminary discussions regarding this proposal and correspondence regarding the detail is attached.

Statutory Environment:

Local Government Act 1995

- 3.58. Disposing of property
- (1) In this section —

dispose includes to sell, lease, or otherwise dispose of, whether absolutely or not; property includes the whole or any part of the interest of a local government in property, but does not include money.

- (2) Except as stated in this section, a local government can only dispose of property to
- (a) the highest bidder at public auction; or
- (b) the person who at public tender called by the local government makes what is, in the opinion of the local government, the most acceptable tender, whether or not it is the highest tender.
- (3) A local government can dispose of property other than under subsection (2) if, before agreeing to dispose of the property —
- (a) it gives local public notice of the proposed disposition —
- (i) describing the property concerned; and
- (ii) giving details of the proposed disposition; and
- (iii) inviting submissions to be made to the local government before a date to be specified in the notice, being a date not less than 2 weeks after the notice is first given; and
- (b) it considers any submissions made to it before the date specified in the notice and, if its decision is made by the council or a committee, the decision and the reasons for it are recorded in the minutes of the meeting at which the decision was made.
- (4) The details of a proposed disposition that are required by subsection (3)(a)(ii) include
- (a) the names of all other parties concerned; and
- (b) the consideration to be received by the local government for the disposition; and
- (c) the market value of the disposition —
- (i) as ascertained by a valuation carried out not more than 6 months before the proposed disposition; or
- (ii) as declared by a resolution of the local government on the basis of a valuation carried out more than 6 months before the proposed disposition that the local government believes to be a true indication of the value at the time of the proposed disposition.

Relevant Plans and Policy:

Nil

Financial Implications:

Whilst a valuation has not yet been carried out on the land (as required by legislation should Council resolve to gift it) it is anticipated that the value of the land is less than \$10,000.

Council have already agreed to provide EDF monies this financial year in the sum of \$9945.22. The request is that money be ringfenced from next year's EDF and it be increased to \$15,000 (the maximum award available from the fund).

The cost of the additional works requested has not yet been calculated.

Risk Assessment:

There are risks apparent on both sides of this request:

- Restricting the opportunity for a local business to expand may lead them to consider their options regarding remaining in town. Should they leave it would be a major loss of an important business.
- Should the Shire gift the land there may be an expectation from other businesses and community members that the same would happen should they make a similar request.
- There is (albeit small) a direct financial loss to the Shire from granting this request. However, that may be counterbalanced by the fact that the Shire would in the future receive rate income from the land along with the possibility of increased employment.

Community & Strategic Objectives:

Outcome 2.1 Actively support and develop local and new business

2.1.6 Support opportunities for all businesses

Outcome 4.3 A local government that is highly respected, professional, trustworthy and accountable

- 4.3.3 Ensure compliance with all relevant legislation
- 4.3.4 Ensure that facilities are being maintained, developed/rationalised in line with the Asset Management Plan and Long Term Financial Plan
- 4.3.5 Use resources efficiently and effectively
- 4.3.6 Operate in a financially sustainable manner

Comment:

It is anticipated that this will not be an easy decision for Council to make. Whilst it would be unusual for the Shire to consider giving away land that it owns, the economic development aspect of the proposal is such that may well lead Council to think that it would be an appropriate decision.

Legislation requires the following should Council be prepared to indicate that they support the idea in principal:

- Obtain a valuation of the land
- Advertise the intention to gift the land to Bencubbin Truck N Auto
- Provide the opportunity for comments to be lodged regarding the decision
- Make a final determination based upon the request, the land valuation and any submissions received

Given the process, which is required above, before a final decision can be made the recommendation in this report is for Council to indicate at this stage that they are prepared to consider the request and direct that a valuation be obtained and the proposal advertised for comment.

In relation to the request relating to the EDF, it is not possible (under current legislation) to carry the awarded funding into the next financial year. Council could however, if it was so minded, provide an indication that they are prepared to award the funding again to Benny Truck N Auto in the 2020/21 budget under the EDF scheme. The decision for Council if that were to be done is if the original award should stand or the increased amount requested should be provided.

Finally, there is a request for the Shire to provide clearing, gravel supply and levelling of the block should it be gifted to Benny Truck N Auto. Council will have to consider this request against everything else which is requested. Given the full request it is not the view of the report writer that it is appropriate to provide this further assistance. It is felt it would open the Shire up to further similar requests when any similar works are being undertaken. Considering that the Shire may be providing the block free of charge it is not recommended to be supported.

2020/6-008 OFFICER'S RECOMMENDATION/COUNCIL DECISION:

That Council:

- 1. Subject to S3.58 (3) Local Government Act 1995 determine to dispose of the Shire owned land at 40 Monger Street, Bencubbin;
- 2. Subject to S3.58 (3) Local Government Act 1995 direct the Chief Executive Officer to give local public notice that it is the intention of the Shire to dispose of 40 Monger Street, Bencubbin at no cost subject to any public comment;
- 3. Subject to S3.58 (4) direct the Chief Executive Officer to arrange a valuation of the land at 40 Monger Street, Bencubbin;
- 4. Direct the Chief Executive Officer to present any public comments along with a final recommendation relating to disposal of 40 Monger Street, Bencubbin, to the next available Ordinary Meeting of Council;
- 5. Resolve to award Bencubbin Truck N Auto \$9945.22 from the Economic Development Fund in the 2020/21 budget if that fund is provided for in the 2020/21 budget.
- 6. Direct the Chief Executive Officer to provide a letter of support based upon the above resolutions to Bencubbin Truck N Auto for them to use when applying for the RED's Grant.

Moved Cr BC Geraghty Seconded Cr SR Putt

Carried 5/1

Cr LN Gobbart re-entered the meeting at 4.47pm.

12.1.17 Disability Access and Inclusion Plan 2020-2025

File No: 4.0218
Location/Address: N/A
Name of Applicant: Nil
Name of Owner: N/A

Author: John Nuttall, Chief Executive Officer

Attachments: 12.1.17 - Responses to Draft DAIP 2020 – 2025

Community Consultation

Declaration of Interest: Nil

Voting Requirements: Simple Majority

Previously Considered: May 2020

Background:

Under the *WA Disability Services Act 1993* (amended 2004), all public authorities are required to develop, implement and review a Disability Access Inclusion Plan (DAIP) every five years.

The Shire's DAIP 2012-2017 has been reviewed and a new DAIP 2020 - 2025 has been developed. That draft document was presented to Council at the Ordinary Council Meeting held in May. The following resolution was passed:

2020/5-016 OFFICER'S RECOMMENDATION/COUNCIL DECISION:

That Council:

- 1. endorses the Draft Disability Access and Inclusion Plan 2020 2025;
- 2. Directs the Chief Executive Officer to obtain feedback from the community regarding the draft plan;
- 3. Request community feedback be considered when a final DAIP is being prepared and presented to Council for adoption

Moved Cr IC Sanders Seconded Cr SR Putt Carried 7/0

Consultation:

There has been (as directed) a period of advertised community consultation. Some feedback has been received and is attached to this item.

Statutory Environment:

Local Government Act 1995.

Disability Services Act 1993 (amended 2004);

WA Equal Opportunity Act 1984 (amended 1988);

Commonwealth Disability Discrimination (DDA) Act 1992.

Relevant Plans and Policy:

There is a current DAIP which has expired.

Financial Implications:

While there are no financial implications from adopting this draft, some of the recommendations of the plan will require expenditure.

Risk Assessment:

There is a risk the Shire will be in breach of the legislation without an up to date DAIP.

Community & Strategic Objectives:

The Disability Access and Inclusion Plan reflects the goals and strategies of the Shire's Strategic Community Plan 2017/18-2026/27.

Comment:

The *Disability Services Act 1993* (amended 2004) requires all local governments to develop and implement a Disability Access and Inclusion Plan (DAIP) to assist in planning and implementing improvements to access and inclusion.

When local government bodies make decisions aligned with their DAIP, many people in the community including people with disability, the elderly, parents and carers with young children, and people from culturally and linguistically diverse backgrounds can benefit greatly.

The PEHO undertook a review of the Shire's 2012 – 2017 DAIP and developed a DRAFT DAIP 2020–2025. This new DAIP 2020-2025 includes strategies which will address physical access barriers to Shire facilities and services as well as promote inclusion of people with disabilities within our community.

The Department of Communities - Disability Services (formally Disability Services Commission) was consulted during the review and have deemed the DRAFT DAIP 2020-2025 to be compliant.

As directed a period of community consultation took place. Two responses were received. In relation to the response regarding issues in Beacon a number of those issues are acknowledged, and work has already commenced upon rectifying some of them. Shire staff will continue to liaise with Ms Jenni Bunce regarding the matters she raised. Notwithstanding the work required to be undertaken as identified in that correspondence, there does not appear to be anything in the feedback received to prevent Council from adopting the DAIP as presented.

2020/6-009 OFFICER'S RECOMMENDATION/COUNCIL DECISION:

That Council endorse the Disability Access and Inclusion Plan 2020 – 2025

Moved Cr TM Gibson Seconded Cr NR Gillett Carried 7/0

12.2 Works Supervisor

12.2.3 Works Report May 2020

File No: N/A

Location/Address: Mt Marshall District

Name of Applicant: N/A
Name of Owner: N/A

Author: Aaron Wootton – Works Supervisor

Attachments: Nil

Declaration of Interest: Nil

Voting Requirements: Simple Majority

Previously Considered: Nil

Background:

In the interest of better communications the following report of activities and tasks carried out by the Shire's works department is provided to Council.

Consultation:

Nil

Statutory Environment:

Nii

Relevant Plans and Policy:

Nil

Financial Implications:

Nil

Risk Assessment:

Nil

Community & Strategic Objectives:

ECONOMIC - Provide an effective and efficient transportation network

E 3.2 Maintain an efficient, safe and quality local road network

CIVIC LEADERSHIP - Provide efficient and effective management

C 3.3 Provide reporting processes in a transparent, accountable and timely manner

Comment:

Roads/Streets

Mandiga-Marindo Rd -RCC- Gravel sheeting of the planned 2 kilometres of road will be completed by Friday 12 June.

Mandiga-Marindo Rd- R2R- Gravel sheeting works have been completed.

Barney Bore Rd-R2R- works here have been completed.

Grylls Road- It is planned to start these works on 15 June.

Other- when Grylls Road has been completed it is envisaged that the construction crew will move onto maintenance which would include some road verge patching and cleaning up some areas where the storm hit earlier in the year.

Gardening

Gardeners have been busy watering trimming trees and keeping the town sites clean and tidy.

Maintenance Works

Maintenance staff have been working with our backhoe operator repairing and doing maintenance on culverts on various roads. Some of these were damaged through the storms, however there have been a number of culverts that have been damaged by graders in the past that are being repaired as well.

The backhoe operator has also been constructing bunds in some of the drains where large amounts of washouts are prevalent.

They have also been patching various roads/streets and repairing replacing signs on various roads/streets as well.

Maintenance Grading

They are currently working in the following locations:

Stretch is working in the Scotsmans Road area mainly doing road verge works.

Ralph- vacant position.

Bill has been working along Cleary-Gabbin Rd and all those roads which connect. He should have moved onto Mandiga-Marindo Rd by the time of the next Council meeting.

2020/6-010 OFFICER'S RECOMMENDATION/COUNCIL DECISION:

That the June 2020 report of the Works Supervisor be received.

Moved Cr IC Sanders Seconded Cr SR Putt Carried 7/0

12.3 Executive Assistant

12.3.7 Status Report – May 2020

File No: N/A
Location/Address: N/A
Name of Applicant: Nil
Name of Owner: N/A

Author: Nadine Richmond – Executive Assistant Attachments: 12.3.7 – Status Report May 2020

Declaration of Interest: Nil

Voting Requirements: Simple Majority

Previously Considered: Nil

Background:

The status report is a register of Council resolutions that are allocated to Shire staff for actioning. When staff have progressed or completed any action in relation to Council's decision, comments are provided until the process is completed or superseded by more recent Council resolutions.

Consultation:

Nil

Statutory Environment:

Nil

Relevant Plans and Policy:

Nil

Financial Implications:

Nil

Risk Assessment:

Nil

Community & Strategic Objectives:

CIVIC LEADERSHIP - Provide efficient and effective management

C 3.3 Provide reporting processes in a transparent, accountable and timely manner

Comment:

In the interest of increased transparency and communication with the community, the status report is provided for information.

2020/6-011 OFFICER'S RECOMMENDATION/COUNCIL DECISION:

The Status Report for May 2020 be received.

Moved Cr TM Gibson Seconded Cr IC Sanders

Carried 7/0

12.3.8 Freedom of Information Statement Review 2020

File No: 4.0237
Location/Address: N/A
Name of Applicant: Nil
Name of Owner: N/A

Author: Nadine Richmond – Executive Assistant

Attachments: 12.3.8 – DRAFT Freedom of Information

Statement June 2020.

Declaration of Interest: Nil

Voting Requirements: Simple Majority

Previously Considered: Nil

Background:

Under the Freedom of Information Act 1992 the Shire of Mt Marshall is required to cause an up to date information statement to be published at intervals of no more than 12 months.

The statement must contain certain information including, amongst other things:

- a) The structure and functions of the agency;
- b) A description of the ways in which the functions of the agency affect members of the public;
- c) A description of the arrangements enabling the public to participate in the formulation of shire policies;
- d) The types of documents held by the agency;
- e) A description of the ways in which members of the public can access documents / information; and
- f) A description of the procedures for amending personal information.

The Shire is required to submit a statistical return annually, reporting any access applications and allowing the Office of the Information Commissioner to be appraised of where the Shire stands in relation to its obligations under sections 94 through to 97 of the Freedom of Information Act 1992.

A brief statement is published annually forming part of the Shire's Annual Report. The statement provided in the Annual Report refers to the Shire's full Freedom of Information Statement being available for viewing on our website or by request at the Shire office.

Consultation:

John Nuttall - Chief Executive Officer

Statutory Environment:

Freedom Of Information Act 1992 - Sect 96

- 96. Information statement, each agency to publish annually
 - (1) An agency (other than a Minister or an exempt agency) has to cause an up-to-date information statement about the agency to be published in a manner approved by the Minister administering this Act
 - (a) within 12 months after the commencement of this Act; and
 - (b) at subsequent intervals of not more than 12 months.

Relevant Plans and Policy:

Nil

Financial Implications:

Ni

Risk Assessment:

Failing to cause an up to date Freedom of Information Statement will incur a breach of section 96 of the Freedom of Information Act 1992.

Community & Strategic Objectives:

CIVIC LEADERSHIP - Provide efficient and effective management

C 3.2 Enhance the capacity and effectiveness of administrative processes

C 3.3 Provide reporting processes in a transparent, accountable and timely manner

Comment:

The Freedom of Information Statement was last reviewed in June 2019. The majority of the information contained in the 2019 information statement is still correct. Only minor changes were made as follows:

- An update to current Elected Members list after the October 2019 elections.
- Removal of the Bencubbin Multipurpose Complex Steering Committee from the list of current committees to reflect its dissolvement.
- Replace the wording "Disability Services Plan" with "Disability Access and Inclusion Plan" in the list of documents held to reflect the correct wording of the title.

2020/6-012 OFFICER'S RECOMMENDATION/COUNCIL DECISION:

That the Shire of Mt Marshall Freedom of Information Statement 2020 as attached (12.3.8) be endorsed.

Moved Cr SR Putt Seconded Cr NR Gillett Carried 7/0

12.4 Finance and Administration Manager

12.4.13 Accounts Paid to 31 May 2020

File No: 4.0042
Location/Address: N/A
Name of Applicant: Nil
Name of Owner: N/A

Author: Sandy Wyatt – Finance Officer

Attachments: Nil

Declaration of Interest: Nil

Voting Requirements: Simple Majority

Previously Considered: Nil

Background:

Following is a List of Accounts submitted to Council on Tuesday 16 June 2020 for the Municipal Fund, Trust Fund and Mastercard. Councillor questions regarding any payments can be directed to Finance and Administration Manager, Tanika McLennan, <u>prior</u> to the meeting.

1. Municipal Fund

Chq/EFT	Date	Name	Description	Amount
48	31/05/2020	BANK FEES - BANK FEES	BANK FEES	113.44
48	07/05/2020	BANK FEES - BANK FEES	BANK FEES	4.20
177	11/05/2020	WATER CORPORATION	LEGAL FEES-WADDOURING DAM LICENCE	2750.00
178	20/05/2020	TELSTRA	UTILITY CHARGES-APRIL20	1426.02
179	20/05/2020	WATER CORPORATION	UTILITY CHARGES 9.3.20-11.5.20	35098.29
EFT16176	01/05/2020	CRISP WIRELESS PTY LTD	BUSINESS LITE SUBSCRIPTION-INTERNET	328.90
			ACCESS	
EFT16177	01/05/2020	SYNERGY	UTILITY CHARGES 11.3.20-7.4.20	1347.16

Chq/EFT	Date	Name	Description	Amount
EFT16178	07/05/2020	SYNERGY	UTILITY CHARGES 19.3.20-15.4.20	484.59
EFT16179	08/05/2020	SYNERGY	UTILITY CHARGES 15.2.20-9.4.20	102.37
EFT16180	11/05/2020	SHIRE OF WYALKATCHEM	EHO RENT 14.4.20-11.5.20 & WATER	751.06
			14.8.19-8.10.19 & 6.12.19-11.2.20	
EFT16181	11/05/2020	WESTRAC PTY LTD	APRIL SUPPLIES	1019.04
EFT16182	11/05/2020	AVON WASTE	RUBBISH COLLECTION-APRIL20	6240.48
EFT16183	11/05/2020	BOC GASES	GAS CYLINDERS	41.38
EFT16184	11/05/2020	CJD EQUIPMENT PTY LTD	APRIL SUPPLIES	386.17
EFT16185	11/05/2020	NINGHAN SPRAYING & AG SERVICES	APRIL SUPPLIES	893.40
EFT16186	11/05/2020	KTY ELECTRICAL SERVICES	APRIL REPAIRS	6605.72
EFT16187	11/05/2020	BENCUBBIN NEWS & POST	POSTAGE 20.4.20-24.4.20	18.83
EFT16188	11/05/2020	WINC AUSTRALIA PTY LTD	APRIL SUPPLIES	168.17
EFT16189	11/05/2020	WA DISTRIBUTORS PTY LTD-ALL-WAYS FOODS	APRIL SUPPLIES	442.80
EFT16190	11/05/2020	AG IMPLEMENTS MUKINBUDIN	APRIL SUPPLIES	160.47
EFT16191	11/05/2020	BENCUBBIN TRUCK N AUTO'S	TYRES	1085.50
EFT16192	11/05/2020	CIVIC LEGAL	PROJECT AWARE GOVERNANCE PROGRAM	1650.00
EFT16193	11/05/2020	PB & DM SACHSE	GRAVEL PURCHASES	1768.80
EFT16194	11/05/2020	BENCUBBIN AG SUPPLIES	APRIL SUPPLIES	556.33
EFT16195	11/05/2020	REFUEL AUSTRALIA	FUEL-APRIL20	206.78
EFT16196	11/05/2020	KUNUNOPPIN MEDICAL PRACTICE	STAFF FLU VACCINATIONS	400.50
EFT16197	11/05/2020	MERREDIN PANEL & PAINT	INSURANCE EXCESS	300.00
EFT16198	11/05/2020	CR IC SANDERS	MEETING FEES & ALLOWANCES 18.3.20- 21.4.20	493.18
EFT16199	11/05/2020	GREAT SOUTHERN FUELS	FUEL-APRIL20	5530.60
EFT16200	11/05/2020	AMPAC DEBT RECOVERY PTY LTD	DEBT RECOVERY COSTS-1043	674.41
EFT16201	11/05/2020	WOODLANDS DISTRIBUTORS & AGENCIES PTY LTD	MARCH SUPPLIES	164.95
EFT16202	11/05/2020	LO-GO APPOINTMENTS	CONTRACT SERVICES	3588.53
EFT16203	11/05/2020	WA CONTRACT RANGER SERVICES	RANGER SERVICES 7.4.20 & 23.4.20	654.50

Chq/EFT	Date	Name	Description	Amount
EFT16204	11/05/2020	LOREN NORTHOVER	AQUATIC CENTRE REIMBURSEMENT	18.50
			SCHEME 2019/20	
EFT16205	11/05/2020	MARKET CREATIONS	COMPUTER SERVICES	1880.16
EFT16206	11/05/2020	ZARABAR FARMS PTY LTD	GRAVEL	628.10
EFT16207	11/05/2020	CR ARC SACHSE	MEETING FEES & ALLOWANCES 18.3.20-	1617.65
			21.4.20	
EFT16208	11/05/2020	MARKETFORCE PTY LTD	ADVERTISING	379.05
EFT16209	11/05/2020	CR STUART PUTT	MEETING FEES & ALLOWANCES 18.3.20-	493.18
			21.4.20	
EFT16210	11/05/2020	CENTRAL REGIONAL TAFE	STUDY-LOCAL GOVERNMENT	97.60
			ADMINISTRATION-M.WYATT	
EFT16211	11/05/2020	TOLL TRANSPORT PTY LTD	FREIGHT-APRIL20	100.49
EFT16212	11/05/2020	THE BENCUBBIN SHOP	INSECT SPRAY	8.69
EFT16213	11/05/2020	SCUD AG SUPPLIES	APRIL SUPPLIES	166.76
EFT16214	11/05/2020	AFGRI EQUIPMENT AUSTRALIA	MARCH SUPPLIES	1567.14
EFT16215	11/05/2020	DYNAMIC POOLS AUSTRALIA PTY LTD	MT MARSHALL AQUATIC CENTRE	119846.34
			UPGRADE	
EFT16216	11/05/2020	WJ & J BEAGLEY	GRAVEL PURCHASES	3371.50
EFT16217	11/05/2020	INTERFIRE AGENCIES	HELMETS	12162.54
EFT16218	11/05/2020	EASISALARY	PAYROLL DEDUCTIONS	476.12
EFT16219	11/05/2020	WCCI PTY LTD TRADING AS AQUALOO T/A	MAY SUPPLIES	1491.60
		WEST COAST COMMERCIAL INDUSTRIES		
EFT16220	12/05/2020	SYNERGY	UTILITY CHARGES 15.2.20-16.4.20	5176.19
EFT16221	13/05/2020	SYNERGY	UTILITY CHARGES 15.2.20-17.4.20	442.43
EFT16222	14/05/2020	BENDIGO BANK	APRIL SUPPLIES	689.15
EFT16223	14/05/2020	STAFF SOCIAL CLUB	PAYROLL DEDUCTIONS	675.00
EFT16224	14/05/2020	SHIRE OF MT MARSHALL	PAYROLL DEDUCTIONS	340.00
EFT16225	15/05/2020	SHIRE OF MT MARSHALL	NEW HEALTH RECOUP 31.3.20	2230.17
EFT16226	15/05/2020	SHIRE OF TRAYNING	DOCTORS HOUSE RENT & VEHICLE	1215.75
			EXPENSES	
EFT16227	15/05/2020	BORAL CONSTRUCTION MATERIALS	BITUMEN SEALING	82707.57

Chq/EFT	Date	Name	Description	Amount
EFT16228	15/05/2020	MODULAR WA	CONSTRUCTION & SITING EXECUTIVE	109397.00
			HOUSE	
EFT16229	20/05/2020	WESTRAC PTY LTD	MAY SUPPLIES	356.16
EFT16230	20/05/2020	KTY ELECTRICAL SERVICES	MAY REPAIRS	816.53
EFT16231	20/05/2020	BENCUBBIN NEWS & POST	POSTAGE 11.5.20-15.5.20	156.81
EFT16232	20/05/2020	BEACON COUNTRY CLUB INC.	ECONOMIC DEVELOPMENT FUND	2443.30
EFT16233	20/05/2020	MOORE STEPHENS (WA) PTY LTD	FINANCIAL & MANAGEMENT REPORTING-	2191.20
			T.MCLENNAN	
EFT16234	20/05/2020	WINC AUSTRALIA PTY LTD	MAY SUPPLIES	129.97
EFT16235	20/05/2020	ICS CARPENTRY	MAY REPAIRS	648.45
Eft16236		CANCELLED		
EFT16237	20/05/2020	REBECCA WATSON	REIMBURSEMENT FOR UNIFORM	308.16
EFT16238	20/05/2020	BENCUBBIN TRUCK N AUTO'S	APRIL REPAIRS	2296.30
EFT16239	20/05/2020	LANDGATE	RURAL UV GENERAL REVALUATION	6268.98
			2019/2020	
EFT16240	20/05/2020	BENCUBBIN AG SUPPLIES	MAY SUPPLIES	720.45
EFT16241	20/05/2020	LOCAL PEST CONTROL	PEST CONTROL	297.88
EFT16242	20/05/2020	CR IC SANDERS	MEETING FEES & ALLOWANCES 22.4.20-	493.18
			19.5.20	
EFT16243	20/05/2020	GREAT SOUTHERN FUELS	FUEL-MAY20	8531.63
EFT16244	20/05/2020	NADINE RICHMOND	REIMBURSEMENT-UNIFORM	90.00
EFT16245	20/05/2020	KC SALES	MAY SUPPLIES	236.03
EFT16246	20/05/2020	LO-GO APPOINTMENTS	CONTRACT SERVICES	2114.07
EFT16247	20/05/2020	SANDRA WYATT	REIMBURSE-TRAVEL	60.29
EFT16248	20/05/2020	MERREDIN REFRIGERATION & AIR	MAY REPAIRS	1037.74
		CONDITIONING		
EFT16249	20/05/2020	CR ARC SACHSE	MEETING FEES & ALLOWANCES 22.4.20-	1633.52
			19.5.20	
	20/05/2020	WHEATBELT OFFICE & BUSINESS MACHINES	PHOTOCOPIER CHARGES	215.06
EFT16251	20/05/2020	ASPHALT IN A BAG	MAY SUPPLIES	1718.75
EFT16252	20/05/2020	CR NICK GILLETT	MEETING FEES & ALLOWANCES-	2666.87
			FEBRUARY20	

Chq/EFT	Date	Name	Description	Amount
EFT16253	20/05/2020	CR STUART PUTT	MEETING FEES & ALLOWANCES 22.4.20-	493.18
			19.5.20	
EFT16254	20/05/2020	LEEANNE NOLA GOBBART	MEETING FEES & ALLOWANCES 22.4.20-	523.75
			19.5.20	
EFT16255	20/05/2020	BEACON GUN CLUB SSAA INC	CLUB SUPPORT FUND 2019/20	5658.80
EFT16256	20/05/2020	AVON VALLEY TOYOTA	PURCHASE-UTE	33184.80
EFT16257	20/05/2020	MEG LEE WYATT	REIMBURSEMENT UNIFORM	90.00
EFT16258	20/05/2020	CR TM GIBSON	MEETING FEES & ALLOWANCES 22.4.20 TO	637.06
			19.5.20	
EFT16259	20/05/2020	CR B C GERAGHTY	MEETING FEES & ALLOWANCES 18.3.20-	986.36
			21.4.20	
EFT16260	20/05/2020	ANDREW WILLIAM SCHMIDT	GRAVEL	2893.00
EFT16261	26/05/2020	EASISALARY	PAYROLL DEDUCTIONS	396.17
Eft16262		TRUST PAYMENT-SEE BELOW		
EFT16263	26/05/2020	SHIRE OF MT MARSHALL	NEW HEALTH RECOUP 30.4.20	2756.17
EFT16264	26/05/2020	AUSTRALIAN TAXATION OFFICE	BAS-APRIL20	10119.00
	21/05/2020	SYNERGY	UTILITY CHARGES 15.2.20-30.4.20	136.30
EFT16266	26/05/2020	WA DISTRIBUTORS PTY LTD-ALL-WAYS	MAY SUPPLIES	137.30
		FOODS		
Eft16267		TRUST PAYMENT-SEE BELOW		
EFT16268	25/05/2020	SYNERGY	STREETLIGHTS 25.3.20-24.4.20	1907.62
Eft16269		JUNE PAYMENT		
Eft16270		JUNE PAYMENT		
EFT16271	29/05/2020	CARDTRONICS AUSTRALASIA PTY LTD	ONGOING FEES FOR THE ATM-APRIL20	35.23
DD10029.1	06/05/2020	WALGS PLAN	PAYROLL DEDUCTIONS	7702.52
	06/05/2020	AUSTRALIAN SUPER	SUPERANNUATION CONTRIBUTIONS	781.05
DD10029.3	06/05/2020	CBUS SUPER	SUPERANNUATION CONTRIBUTIONS	253.47
DD10029.4	06/05/2020	MTAA SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	207.77
	06/05/2020	ESSENTIAL SUPER	SUPERANNUATION CONTRIBUTIONS	43.62
DD10029.6	06/05/2020	LEGALSUPER	SUPERANNUATION CONTRIBUTIONS	584.60
	06/05/2020	PRIME SUPER	SUPERANNUATION CONTRIBUTIONS	188.46
DD10051.1	20/05/2020	WALGS PLAN	PAYROLL DEDUCTIONS	7891.77

Chq/EFT	Date	Name	Description	Amount
DD10051.2	20/05/2020	AUSTRALIAN SUPER	SUPERANNUATION CONTRIBUTIONS	781.78
DD10051.3	20/05/2020	MTAA SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	208.56
DD10051.4	20/05/2020	CBUS SUPER	SUPERANNUATION CONTRIBUTIONS	256.15
DD10051.5	20/05/2020	ESSENTIAL SUPER	SUPERANNUATION CONTRIBUTIONS	87.23
DD10051.6	20/05/2020	LEGALSUPER	SUPERANNUATION CONTRIBUTIONS	584.60
DD10051.7	20/05/2020	CHILD CARE SUPER	SUPERANNUATION CONTRIBUTIONS	176.68
DD10051.8	20/05/2020	PRIME SUPER	SUPERANNUATION CONTRIBUTIONS	188.46
-	_			537,958.04

2. Trust

Chq/EFT	Date	Name	Description	Amount
EFT16262	21/05/2020	DONNA PUTT	REFUND OF GYM KEY DEPOSIT	10.00
EFT16267	27/05/2020	BENCUBBIN SPORTS CLUB INC.	SOCIAL CLUB PURCHASES-INV134	59.00
				69.00

3. Mastercard

Details	Amount
Little hotelier fees	81.95
Little hotelier fees	81.95
Zoom	23.09
Bank fees	4.00
Bank fees	4.00
Ink cartridges	127.95
Wireless usb adaptor	72.95
Nano usb adaptor	78.42
Support.Comm.during Covid-19	160.00
Bank fees	4.00
Postage-two way radio	27.89
Return of ppe	18.95
Bank fees	4.00
	689.15

This List of Accounts Paid under Delegation 14 and covering vouchers and direct debits as above was submitted to each Member of the Council for the Ordinary Meeting of **16 June 2020**. All invoices, being the subject of payments made, have been duly certified as to the receipt of goods and services, and prices, computations and costings have been checked against the expenditure authority (i.e. budget, purchase order, delegation).

John Nuttall

Chief Executive Officer

Consultation:

Tanika McLennan – Finance and Administration Manager

Statutory Environment:

Financial Management Regulations and the Local Government Act 1995

Relevant Plans and Policy:

Nil

Financial Implications:

An appropriate allowance has been made in the current year's budget to fund and authorise expenditure.

Risk Assessment:

Nil

Community & Strategic Objectives:

CIVIC LEADERSHIP - Provide efficient and effective management C 3.3 Provide reporting processes in a transparent, accountable and timely manner

Comment:

Nil

2020/6-013 OFFICER'S RECOMMENDATION/COUNCIL DECISION:

That the Accounts Listed

Municipal Fund	\$ 537,958.04
Trust Fund	\$ 69.00
Mastercard	\$ <u>689.15</u>
Total	\$ 538.716.19

Be endorsed.

Moved Cr SR Putt Seconded Cr BC Geraghty Carried 7/0

12.4.14 Statement of Financial Activity to 31 May 2020

File No: 4.0042
Location/Address: N/A
Name of Applicant: Nil
Name of Owner: N/A

Author: Tanika McLennan – Finance & Admin Manager

Attachments: 12.4.14 – Statement of Financial Activity to 31 May

2020

Declaration of Interest: Nil

Voting Requirements: Simple Majority

Previously Considered: Nil

Background:

Under Regulation 34 of the Local Government (Financial Management) Regulations 1996 a local government is to prepare each month a statement of financial activity which includes annual budget estimates, year to date budget estimates, actual amounts expenditure, revenue and income, material variances and net current assets.

Consultation:

Nil

Statutory Environment:

Local Government Act 1995 and Local Government (Financial Management) Regulations 1996

Relevant Plans and Policy:

Nil

Financial Implications:

The statement presented to Council is the most up to date information on its current financial position.

Risk Assessment:

Nil

Community & Strategic Objectives:

CIVIC LEADERSHIP - Provide efficient and effective management C 3.3 Provide reporting processes in a transparent, accountable and timely manner

Comment:

Nil

2020/6-014 OFFICER'S RECOMMENDATION/COUNCIL DECISION:

The Statement of Financial Activity for the month ending 31 May 2020 be endorsed.

Moved Cr TM Gibson

Seconded Cr LN Gobbart

Carried 7/0

Mrs Tracy Tranter left the meeting at 4.57pm.

12.5 Community Development Officer

12.5.4 Sturt Pea House – Commercial Hire Fee

File No: 4.0239

Location/Address: Sturt Pea House, Monger St, Bencubbin

Name of Applicant: Vanessa Munns
Name of Owner: Shire of Mt Marshall

Author: Rebecca Watson – Community Development Officer

Attachments: Nil

Declaration of Interest: Nil

Voting Requirements: Absolute Majority

Previously Considered: Nil

Background:

An approach has been made Vanessa Munns on 8 May 2020 in regard to hiring the Bencubbin Sturt Pea House for a weekly one-hour group music session with 0-4 year old children. Vanessa Munns operates a music business within the Shire providing an opportunity for local children to learn various forms of music including piano and guitar. Vanessa has been teaching music to school aged children within the Shire for approximately 16 years.

The Sturt Pea House venue has been used to deliver the Little Bees Day Care Service on a Monday, Tuesday & Wednesday each week for several years. The Bencubbin Playgroup ordinarily utilise the facility on a Friday morning for their weekly sessions, however, have not met for several months due to the COVID-19 pandemic.

Consultation:

Cheyenne Bland - Little Bees Educator
John Nuttall - Chief Executive Officer
Tanika McLennan - Finance Administration Manager
Sian Pladdy - Secretary of Bencubbin Playgroup

Statutory Environment:

Local Government Act 1995

- 6.16. 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;

Relevant Plans and Policy:

Nil

Financial Implications:

Hourly charge be set for commercial hire of the Sturt Pea House

Risk Assessment:

Vanessa Munns holds her own Public Indemnity/Liability insurance to deliver these sessions.

Community & Strategic Objectives:

Outcome 1.2 An environment that provides for a caring and healthy community 1.2.5 Advocate for the provision of education services within the community

Outcome 1.3 Active and passive recreation facilities and services

1.3.2 Partner with stakeholders to achieve greater community participation in recreation facilities and services

Outcome 2.1 Actively support and develop local and new business

2.1.6 Support opportunities for all businesses

Comment:

Vanessa has been teaching private music lessons to school aged students for approximately 16 years and has recently undertaken training to expand her skills to deliver music session to younger children. This training focused on being able to deliver music programs to children in the 0-4 year age bracket. Vanessa has been in contact with both the Bencubbin and Beacon communities about running group sessions once a week for parents to bring their children along to participate. She has had enough interest in Bencubbin to look at starting a weekly session in late June, early July and is seeking a suitable location.

As the Sturt Pea House has all the relevant facilities such as changing area, small toilets, various musical toys and equipment as well as a secure/fenced facility, it would be the most convenient place for Vanessa to hold the lessons.

The Shire does not have any fees and charges set for the Sturt Pea House as they themselves utilise the facility for Day Care and the only other user has been the Bencubbin Playgroup who have never been charged for usage. Given that Vanessa is a private business it is appropriate that the Shire set a commercial hire fee for the building to cover her usage.

Other local businesses that use Shire facilities are all charged a fee in some form, so Council needs to be consistent in setting a fee for this arrangement. Businesses using the facility would be responsible for leaving the premises as they found them so there will be no additional cleaning required by the Shire.

It is proposed that a commercial hire fee of \$10.00 (GST inclusive) an hour be set for the Sturt Pea House to cover any private businesses wanting to hire the facility in the future. At this time, it is felt that community groups such as playgroup should not be charged a fee for use of the building.

Vanessa is happy to utilise the building on a Thursday morning, so it does not interrupt the activities of the Day Care or Playgroup. She is aware that although Thursdays are currently available for the building, if the Day Care or Playgroup was to expand or change days then the Day Care and Playgroup activities would take priority. Vanessa understands that this is the case and is happy to be flexible with the arrangement.

2020/6-015 OFFICER'S RECOMMENDATION/COUNCIL DECISION:

That:

- 1. subject to Section 6.16(1) and Section 6.16(2)(a) Local Government Act 1995, the fees and charges schedule be amended to include the following charge:
 - i. Hourly Commercial Hire Fee of Sturt Pea House \$10.00(GST inclusive)
- 2. the above fees be advertised as effective from 17 June 2020; and
- 3. as a community group, the Bencubbin Playgroup continue to use the facility at no charge.

Moved Cr IC Sanders
Absolute Majority

Seconded Cr BC Geraghty

Carried 7/0

12.6	Regulatory Officer
Nil	
12.7	Development
Nil	
12.8	Environmental Health Officer
Nil	
13.0	Elected Members' Motions of Which Previous Notice Has Been Given
Nil	
14.0	New Business of an Urgent Nature Introduced by Decision of the Meeting
Nil	
15.0	Next Meeting – Tuesday 21 July 2020 commencing at 3:00pm in Council Chambers, Monger St, Bencubbin.
16.0	Closure of Meeting
The Proat 5.00	esiding Member thanked everyone for attending and declared the meeting closed pm.
These	Minutes were confirmed by Council at its Ordinary Meeting held on
	Data Cr ADC Cook so Drosidore
	Date Cr ARC Sachse President