

COUNCIL MEETING ROUND UP OCTOBER 2017

1.1 SWEARING IN OF COUNCILLORS ELECT

Crs Whitely, Watts and Turton were sworn in by Lee Muller, JP

1.2 ELECTION OF THE SHIRE PRESIDENT

Cr Whitely was nominated by Crs Turton, Parsons, Ferguson, Watts & Whitely. There being no other nominations, Cr Whitely was elected as Shire President unopposed. Cr Whitely read aloud and signed the Declaration for the Office of President (form 7) in the presence of L Muller, JP.

1.3 ELECTION OF DEPUTY PRESIDENT

Cr Turton was nominated by Cr Parsons. Cr Turton did not accept the nomination;
Cr Parsons was nominated by Cr Turton. Cr Parsons did not accept the nomination.
Cr Ferguson was nominated by Crs Whitely, Watts and Ferguson.

There being no further nominations, Cr Ferguson was elected as Deputy Shire President. Cr Ferguson read aloud and signed the Declaration for the Office of President (form 7) in the presence of L Muller, JP.

10.1.1 USE OF COMMON SEAL AND ACTIONS PERFORMED UNDER DELEGATED AUTHORITY FOR THE MONTH OF SEPTEMBER 2017

PURPOSE OF THE REPORT

The purpose of this agenda item is to report to Council for information, Use of the Common Seal and actions performed under delegated authority requiring referral to Council, for the month of September 2017.

COUNCIL DECISION – ITEM 10.1.1

MOVED: Cr Price

SECONDED: Cr Ferguson

That Council **ACCEPT** the report "Use of Common Seal and Actions Performed under Delegated Authority" for the month of September 2017.

CARRIED 6/0

10.1.2 AGREEMENT FOR THE PROVISION OF FINANCIAL MANAGEMENT SERVICES WITH THE SHIRE OF WILLIAMS

PURPOSE OF THE REPORT

The Shire of Wandering has been in negotiations with the Shire of Williams to secure the Finance Services of the Key Personnel outlined in the attached agreement. The following report and agreement proposes an initial two year contract to facilitate the provision of ongoing high level financial services to the Shire of Wandering.

COUNCIL DECISION – ITEM 10.1.2

MOVED: Cr Watts

SECONDED: Cr Parsons

That Council

1. endorses the agreement from the Shire of Williams to provide Financial Management services for a term of two years included as **ATTACHMENT 10.1.2.1** of this agenda and minutes, and
2. authorises the Shire President and the Chief Executive Officer to affix the Common Seal to, and execute the agreement for the Provision of Financial Management Services between the Shire of Wandering and the Shire of Williams, for a period of 5 years should it be required.

CARRIED 6/0

10.1.3 COUNCILLOR COMMITTEE MEMBERSHIPS

PURPOSE OF THE REPORT

Following the 21 October 2017 Election, Council must appoint Councillors to various committees on which it is represented. This item is to formalise the arrangement immediately post the election.

MOVED: Cr Turton

SECONDED: Cr Watts

That Council:

1. Confirm that all previous appointments of Councillors to committees have expired.
2. Make the following appointment to Committees of Council

2.1 Audit Committee

Members **All Councillors**
Purpose To provide guidance and assistance to the local government as to the carrying out of its functions in relation to audits carried out under Part 7 of the Act. Meet the auditor at least once per year. Development of the process to select and appoint a person to be an auditor.
Meeting Cycle At least once annually.

3. Make the following appointments to the Working Groups of Council

3.1 Bush Fire Advisory Committee

Members **Cr Turton**
Purpose To advise Council on all matters relating to:
 The prevention, controlling and extinguishing of bush fires, prosecutions for breaches of the Bush Fire Act, the formation and de – formation of the bush fire brigades, the coordination of the efforts and activities of the bush fire brigades and any other matter related to bush fire control.
Meeting Cycle At least biannually

3.2 CEO Performance Review Committee

Members **All Councillors**
Purpose To advise Council on all matters relating to:
 Completion the annual performance review of the CEO
Meeting Cycle At least biannually

3.3 Shires of Pingelly and Wandering Joint Emergency Management Committee

Members **Cr Whitely**
Purpose To advise Council on all matters relating to Emergency Management
Meeting Cycle Quarterly Meetings

3.4 Shires of Pingelly and Wandering Local Recovery Committee

Members **Cr Whitley**
Purpose To support and advise Council on recovery matters
Meeting Cycle Quarterly Meetings

3.5 Hotham Williams Economic Development Alliance

Members **Cr Whitely**
Deputies: **Cr Watts**
Purpose: Facilitate and support the Economic Development and Growth of the Shires of Wandering, Williams and Boddington.
Meeting Cycle: Monthly Meetings

4. External Committees

4.1 Central Country Zone of WALGA

Members **Cr Whitely & Cr Ferguson**
Deputies: **Cr Turton**
Purpose: Zones are groups of geographically aligned Member Councils who are responsible for direct elections of State Councillors, providing input into policy formulation and providing advice on various matters
Meeting Cycle: Quarterly Meetings

4.2 Regional Road Group

Members: Cr Whitley & Cr Ferguson
Deputies: Cr Parsons

Purpose: The Regional Road Groups operate under the delegated authority of the State Advisory Committee. The Regional Road Group makes recommendations regarding the State Road Funds to Local Government Advisory Committee in relation to the Annual Local Government Roads Program for their Region and any other relevant issues. This may include advice in relation to State Black Spot Programs, amendments to Roads 2030 Strategy or its updated equivalent document, the Functional Road Hierarchy and five (5) year works projections.

Meeting Cycle: Biannually

4.3 Development Assessment Panel

Members: Cr Price (exp 7/2018), Whitley (exp 7/2018), Ferguson (exp 7/2018), G Parsons

Purpose: To assist with significant planning decisions within the Shire of Wandering

Meeting Cycle: As required

4.4 Hotham-Dale Regional Road Sub-Group

Members: Cr Whitley & Cr Ferguson

Deputies: Cr Parsons

Purpose: The Shire of Wanderings Sub Group of the Regional Road Group, endorses local road programs and sub groups applications etc...

Meeting Cycle: At least biannually

4.5 Wheatbelt South Aged Housing Alliance

Members: Cr Price

Purpose: To facilitate aged housing in the Wandering Shire

Meeting Cycle: Monthly

4.6 South 32 Community Liaison Committee

Members: Cr Watts

Purpose: To communicate with South 32 representatives and support the feedback of information.

Meeting Cycle: Quarterly

4.7 Newmont Boddington Gold Community Reference Group (CRG)

Members: Cr Watts

Purpose: To actively engage the community in the management of identified social impacts.

Meeting Cycle: Quarterly

4.8 Suez Community Reference Group

Members: Cr Turton

Purpose: To actively engage the community in the management of identified social impacts. New group, terms of reference still to be finalised.

Meeting Cycle: To be determined

CARRIED 6/0

10.1.4 BUSH FIRE ADVISORY COMMITTEE MINUTES

PURPOSE OF THE REPORT

Council is requested to consider the minutes of the meeting of the Wandering Bush Fire Advisory Committee held on the 4 October 2017.

COUNCIL DECISION – ITEM 10.1.4

MOVED: Cr Parsons

SECONDED: Cr Ferguson

That Council receives the minutes of the Bush Fire Advisory Committee held on the 4 October 2017 included as **ATTACHMENT 10.1.4.1** of this agenda and minutes, and adopts the Committee's recommendations.

1. That it be recommended to Council that the following items be noted and supported
 - a. Item 8 Discussion regarding Fire Break Notices and Exemptions
 - b. Item 9 Restricted Burning Times – Gazetted Dates
 - c. Item 10 Group Call arrangements
 - d. Item 12 Road Side Verges Fire Hazard
 - e. Item 14.1 Black Boy Springs Residents' concerns regarding emergency access.
 - f. Item 14.2 Feedback from Bush Fire Workshops and Potential Changes to Fire Control Notice
2. That Item 14.3 - Appointment of a second Deputy Chief Bush Fire Control Officer to be supported by Council for the April 2018 AGM, to identify and develop potential new Chief Bush Fire Control Officer for the future; be endorsed and formalised into the official Fire Brigade structure at the Shire of Wandering. **CARRIED 6/0**

10.1.5 MEMORANDUM OF UNDERSTANDING AND SHARED SERVICES AGREEMENT, CITY OF KALAMUNDA

PURPOSE OF THE REPORT

The City of Kalamunda has been providing building and adhoc planning services to the Shire of Wandering since early 2013, Officers from both the Shire of Wandering and the City of Kalamunda have agreed that the MOU should better reflect the extent of the planning work being undertaken. The Memorandum of Understanding (MOU) document is now in final draft and tabled for Council's consideration.

MOVED: Cr Watts

SECONDED: Cr Ferguson

That Council

1. endorses the Memorandum of Understanding and Shared Services Agreement from the City of Kalamunda to provide specialist professional services namely building and planning services as outlined in the MOU and reviewed on a three year timeframe, included as **ATTACHMENT 10.1.5.1** of this agenda and minutes; and
2. authorises the Shire President and the Chief Executive Officer to affix the Common Seal to, and/ or execute the MOU and Agreement for Shared Services should it be required. **CARRIED 6/0**

10.1.6 WHEATBELT SOUTH AGED HOUSING ALLIANCE REGIONAL DEVELOPMENT AUSTRALIA GRANT FUNDING

PURPOSE OF THE REPORT

Council has been working with the Wheatbelt South Aged Housing Alliance to source funding for 4 Independent Living Units in Wandering. The Alliance had preliminary approval through the last Royalties for Regions Funding round, however with the recent change in Government, the final funding agreement was not supported and confirmation that the funding will not be available has been received. The WSAHA is proposing a further application to Regional Development Australia's – Building Better Regions Fund, this fund requires a substantially bigger cash contribution to be made by the Council and the Shire Administration is seeking formal feedback on the direction the Council proposes the Shire of Wandering takes

COUNCIL DECISION – ITEM 10.1.6

MOVED: Cr Price

SECONDED: Cr Ferguson

That Council:

1. Does not support the Shire of Wandering being included in the WSAHA Funding Application to Regional Development Australia – Building Better Regions fund for the development of 4 Aged Independent Living Units in Wandering, due to budgetary constraints anticipated over the short to medium term. **CARRIED 6/0**

10.1.7 APPROVAL OF THE 2016/17 ANNUAL REPORT

PURPOSE OF THE REPORT

Council is presented with the 2016/17 Annual Report for review and endorsement prior to the Annual Electors Meeting to be held on the 15 November 2017 at 7.30pm – Wandering Community Centre, Down Street.

COUNCIL DECISION – ITEM 10.1.7

MOVED: Cr Turton

SECONDED: Cr Watts

That Council

1. Approves the publication of the draft Annual Report included as ATTACHMENT 10.1.7.1 of this agenda and minutes,
 2. Ensuring that reference is made to the Codjatotine Historical Precinct
- CARRIED 6/0**

10.2.1 PLANNING APPLICATION – PROPOSED OUTBUILDING (SHED) AT LOT 24 (43) KNIGHT ROAD, WANDERING

PURPOSE OF THE REPORT

This report recommends that a planning application submitted by the Barry to construct an oversized outbuilding at Lot 24 (43) Knight Road, Wandering be approved, subject to appropriate conditions.

COUNCIL DECISION – ITEM 10.2.1

MOVED: Cr Watts

SECONDED: Cr Turton

It is recommended that the planning application submitted by the applicant Barry Edwards to construct an oversized outbuilding at Lot 24 (43) Knight Road, Wandering, be **Approved** subject to the following conditions and advice notes.

Conditions

1. The development is to be undertaken in a manner consistent with the information and plans submitted in support of the application.
2. All stormwater generated by the proposed development shall be managed and disposed of onsite to the specifications and satisfaction of the Shire of Wandering.
3. The outbuilding is to be constructed of similar or sympathetic colours to the existing structures on site, to the satisfaction of the Shire of Wandering.
4. The external cladding of the outbuilding is to be constructed only of Colorbond, in accordance with the Shire of Wanderings *Town Planning Policy – Outbuildings; Residential and Rural Residential Zones*.
5. The outbuilding is not to be used for any commercial, industrial, or habitable purposes.

Advice Notes

1. The development shall be completed within a period of two (2) years from the date of this approval. If the development is not completed within this period the approval will lapse and be of no further effect. Where an approval has lapsed, no development shall be carried out without the further approval of the Shire of Wandering having first been sought and obtained.
 2. The noise generated by any activities on-site including machinery motors or vehicles shall not exceed the levels as set out under the *Environmental (Noise) Regulations 1997*.
 3. No construction works shall commence on the land without the Shire's written approval.
 4. Failure to comply with any of the conditions of this planning approval constitutes an offence under the provisions of the *Planning and Development Act 2005* and the Shire of Wandering Town Planning Scheme No.3 and may result in legal action being initiated by the local government.
- LOST 1/5**

12.1.3 LATE CONFIDENTIAL ITEM – CEO PERFORMANCE REVIEW

PURPOSE OF THE REPORT

The Chief Executive Officers Annual Performance Review was due in July 2017. Council has undertaken the review internally this year using the resources that were utilised by the consultant last year. The Review is presented for Council's consideration.

COUNCIL DECISION – ITEM 14.1.1

MOVED: Cr Watts

SECONDED: Cr Price

That Council:

1. Receives the Chief Executive Officers Performance Review Report and endorses the overall rating of satisfactory.
2. Three months prior to the due date of the performance review Council to decide mechanism for review to be implemented.

CARRIED 6/0

Council recommendation amended to better reflect the Councils intentions.

13.1.1 LATE CONFIDENTIAL ITEM – EXTENSION OF CEO CONTRACT

PURPOSE OF THE REPORT

The CEO's contract ceases on the 4th January 2018, negotiations regarding the contract and its contents have been ongoing between the Shire President, Deputy President and the CEO since July 2017. The final contract for an extension of two (2) years is presented for Councils decision.

COUNCIL DECISION – ITEM 13.1.1

MOVED: Cr Ferguson

SECONDED: Cr Price

That Council:

1. Authorises the two year (2) year extension of the CEO contract for Amanda O'Halloran; and
2. Is satisfied with the provisions of the proposed two (2) year contact of employment to be entered into with Amanda O'Halloran for the position of Chief Executive Officer;
3. Endorses the Shire President to sign the Chief Executive Officer's new two (2) year employment contract and affix the common seal.

CARRIED 5/1